DECLARATION OF SHORT SUBDIVISION AND OF COVENANTS

-KNOW ALL PERSONS BY THESE PRESENTS: APPROVED AS-SHORT PLAT NUMBER _____ SP_ON THIS ____ DAY OF ______, 2001. BY THE DEPARTMENT OF PLANNING AND COMMUNITY

DEVELOPMENT OF THE CITY OF ARLINGTON, SUBJECT TO THE FOLLOWING COVENANTS AND CONDITIONS:

THE LAND DESCRIBED BY THIS DECLARATION MAY NOT BE FURTHER SUBDIVIDED IN ANY MANNER EXCEEDING A TOTAL OF NINE (9) LOTS-OR FIVE (5) ACRES BY ANYONE WITHIN FIVE (5) YEARS OF THE DATE OF APPROVAL WITHOUT A FINAL PLAT, HAVING BEEN FILED -FOR RECORD WITH THE -AUDITOR OF SNOHOMISH COUNTY, PURSUANT TO THE PROVISIONS OF CHAPTER 58.17 RCW, AND THE ORDINANCES OF THE CITY OF ARLINGTON, AND - SUBJECT TO THE PENALTIES ATTENDANT THERETO. _ --

THIS LAND IS WITHIN THE INFLUENCE OF THE ARLINGTON MUNICIPAL AIRPORT. ON WHICH AERONAUTICAL ACTIVITIES AS DEFINED IN BY RCW CHAPTER 14.08 AND ARLINGTON MUNICIPAL CODE TITLE 14 ARE AND MAY-BE CONDUCTED, INCLUDING OVERFLIGHT ACTIVITIES AND ACTIVITIES CREATING NOISE IMPACTS ON THE PROPERTY.

ANY OUTDOOR LIGHTING SHALL BE SHIELDED SO AS TO-REDUCE ANY TYPE OF WHICH COULD INTERFERE WITH FLIGHT OPERATIONS. I

NO USE MAY BE MADE OF THE PREMISES, WHICH CAN OR- DOES INTERFERE WITH EMANATION, LIGHTING CONDITIONS, HEIGHT OR ANY STRUCTURE-OR APPURTENANCE ANY USE, WHICH MAY ATTRACT BIRDS.

AN AVIATION EASEMENT TO PROTECT THE AIRPORTS IMAGINARY AIRSPACE FROM ANY FUTURE DEVELOPMENT SHALL BE ESTABLISHED BEGINNING AT 287 FEET MEAN SEA LEVEL (MSL) AND EXTEND UPWARD.

SUBJECT TO ARLINGTON RECOVERY CONTRACT NO. 97-1 AND THE TERMS AND --CONDITIONS THEREOF RECORDED UNDER RECORDING NUMBER 9703190034.

SUBJECT TO HAZARDOUS SUBSTANCES CERTIFICATE AND INDEMNITY AGREEMENT AND THE TERMS AND CONDITIONS THEREOF RECORDED UNDER RECORDING NUMBER 200101110364.

IN WITNESS WHEREOF WE SET OUR HANDS AND SEALS THIS _______ DAY OF SLEENS DES. 2001.

ACKNOWLEDGMENTS:

STATE OF WASHINGTON

COUNTY OF SNOHOMISH

I CERTIFY THAT I KNOW OR HAVE SATISFACTORY EVIDENCE THAT CHRISTOPHER D. SMITH AND KELLY M SMITH, HUSBAND AND WIFE, ARE THE PERSONS WHO APPEARED BEFORE ME, AND SAID PERSONS ACKNOWLEDGED THAT THEY SIGNED THIS INSTRUMENT AND ACKNOWLEDGED IT TO BE THEIR FREE AND VOLUNTARY ACT FOR THE USES AND PURPOSES MENTIONED IN THE INSTRUMENT

DATED: 11-1-01 SWALL NOTHRY MUBUL

Y APPOINTMENT EXPIRES

STATE OF WASHINGTON

COUNTY OF SNOHOMISH

I CERTIFY THAT I KNOW OR HAVE SATISFACTORY EVIDENCE THAT HAROLD E. SMITH AND POLLY A. SMITH, HUSBAND AND WIFE, ARE THE PERSONS WHO APPEARED BEFORE ME, AND SAID PERSONS ACKNOWLEDGED THAT THEY SIGNED THIS INSTRUMENT AND ACKNOWLEDGED IT TO BE THEIR FREE AND VOLUNTARY ACT FOR THE USES AND PURPOSES MENTIONED IN THE INSTRUMENT.

DATED: 11-1-01

Kim N. Will MOTARY APPOINTMENT EXPIRES 10-2-05

Prepared For

CHRIS AND HAROLD SMITH

CHRIS AND HAROLD SMITH SHORT PLAT

CITY OF ARLINGTON FILE NO. MN-00-037-SP

PORTION OF THE SE 1/4 OF THE NE 1/4 OF SEC.16, T. 31 N., R. 5 E., W.M.

ACKNOWLEDGMENTS:

STATE OF WASHINGTON COUNTY OF SNOHOMISH

I CERTIFY THAT I KNOW OR HAVE SATISFACTORY EVIDENCE THAT JUDITH MCINTOSH, IS SIGNED THIS INSTRUMENT AND ACKNOWLEDGED IT TO BE HER FREE AND VOLUNTARY ACT

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COMMON ACCESS ROAD MAINTENANCE COVENANTS

THE COST OF CONSTRUCTION AND MAINTAINING OF ALL ROADS NOT HEREIN DEDICATED AS PUBLIC ROADS SHALL BE THE OBLIGATION -OF ALL OF THE OWNERS AS NOTED ON THE PLAT MAP AND THE -OBLIGATION TO MAINTAIN SHALL BE CONCURRENTLY THE OBLIGATION OF ANY CORPORATION IN WHICH TITLE OF THE STANDARDS APPLICABLE AT THE TIME OF THE PETITION IN ALL RESPECTS INCLUDING DEDICATION OF RIGHTS-OF-WAY.

RESERVATION OF EASEMENT:

KNOW ALL MEN BY THESE PRESENTS THAT THE UNDERSIGNED OWNERS IN_FEE SIMPLE _ -OF THE LAND HEREBY PLATTED, HEREBY DECLARE THIS PLAT AND RESERVE FOR THE USE OF THE PUBLIC FOREVER ALL ACCESS AND UTILITY EASEMENT OR WHATEVER PUBLIC PROPERTY THERE IS SHOWN ON THE PLAT. ALSO, ALL CLAIMS FOR DAMAGE AGAINST ANY GOVERNMENTAL AUTHORITY ARE WAIVED WHICH MAY BE OCCASIONED TO THE ADJACENT LAND BY THE ESTABLISHED CONSTRUCTION, DRAINAGE, AND MAINTENANCE OF SAID ROADS.

FOLLOWING ORIGINAL REASONABLE GRADING OF ROADS AND WAYS HEREON, NO DRAINAGE WATERS ON ANY LOT OR LOTS SHALL BE DIVERTED OR BLOCKED FROM FROM THEIR NATURAL COURSE SO AS TO DISCHARGE UPON ANY PUBLIC ROAD RIGHTS-OF-WAY TO HAMPER PROPER DRAINAGE. THE OWNER OF ANY LOT OR LOTS, PRIOR TO MAKING ANY ALTERATION IN THE DRAINAGE SYSTEM AFTER THE RECORDING OF THE PLAT, MUST MAKE APPLICATION TO AND RECEIVE APPROVAL FROM THE CITY ENGINEER FOR SAID ALTERATION ANY ENCLOSING OF DRAINAGE WATERS IN CULVERTS OR DRAINS OR THE REROUTING THEREOF ACROSS ANY LOT AS MAY BE UNDERTAKEN BY OR FOR THE OWNER OF ANY LOT SHALL BE DONE BY AND AT THE EXPENSE OF SUCH OWNER.

EASEMENT PROVISIONS:

AN EASEMENT IS HEREBY RESERVED FOR AND GRANTED TO ALL UTILITIES SERVING THE SUBJECT PLAT, AND THEIR RESPECTIVE SUCCESSORS AND ASSIGNS, UNDER, AND UPON IN WHICH TO INSTALL, LAY, CONSTRUCT, RENEW, OPERATE AND MAINTAIN UNDERGROUND CONDUITS, CABLES, PIPES, AND WIRES, TOGETHER WITH NECESSARY FACILITIES AND OTHER EQUIPMENT, FOR THE PURPOSE OF SERVING THIS SUBDIVISION AND OTHER PROPERTY WITH ELECTRIC, WATER, SEWER, TELEPHONE, GAS, TELEVISION CABLE AND OTHER UTILITY SERVICES TOGETHER WITH THE RIGHT TO ENTER UPON THE LOTS AT ALL TIMES FOR THE PURPOSES HEREIN STATED.

PUBLIC WORKS APPROVAL:

EXAMINED AND APPROVED THIS 13 DAY OF 1201, 2001 AS TO THE ADEQUACY OF THE PROPOSED MEANS OF SEWAGE DISPOSAL AND WATER SUPPLY AND AS TO THE DESIGN OF SEWAGE AND WATER SYSTEM AND OTHER STRUCTURES AND AS TO THE SURVEY DATA, THE LAYOUT OF STREETS, ALLEYS AND OTHER RIGHTS-OF WAYS. NOTE - THE CITY OF ARLINGTON DOES NOT IN ANY WAY WARRANT NOR GUARANTEE THE ACCURACY OF THIS SURVEY.

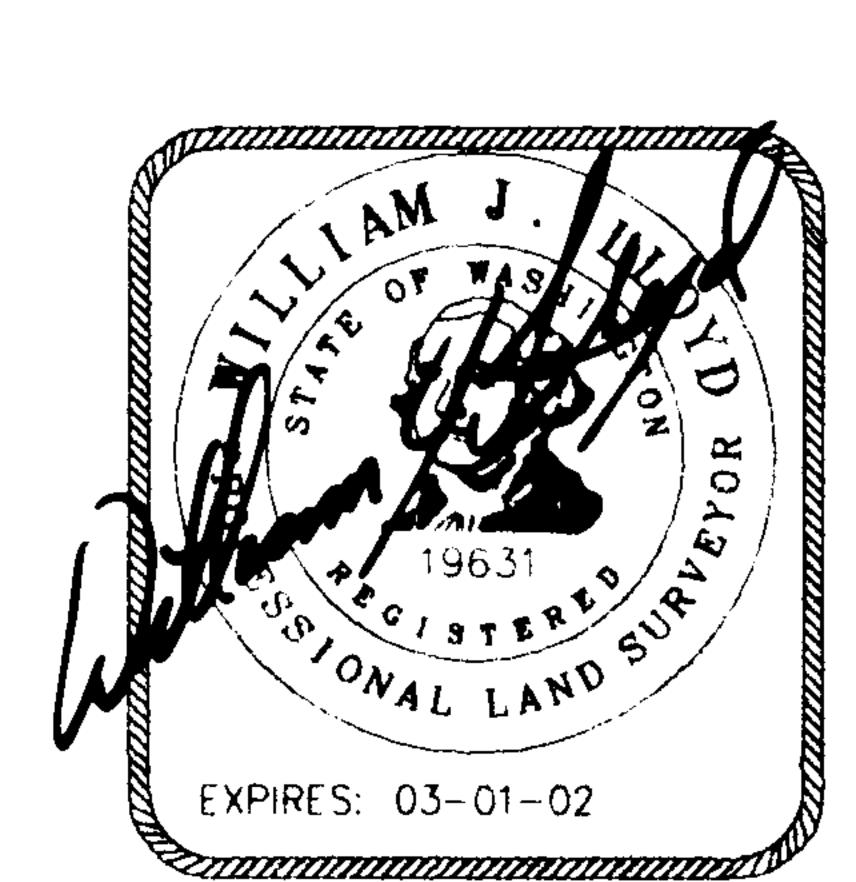
PLANNING AND COMMUNITY DEVELOPMENT:

COMPLIANCE WITH ALL TERMS OF PRELIMINARY APPROVAL OF THE SUBDIVISION AND IS IN CONFORMANCE WITH THE APPLICABLE CITY ZONING AND ALL OTHER LAND USE CONTROLS PRESENTLY IN EFFECT.

CITY OF ARLINGTON

SURVEYOR'S CERTIFICATE

I HEREBY CERTIFY THAT THE SUBDIVISION FOR CHRIS & HAROLD SMITH IS BASED UPON AN ACTUAL SURVEY AND SUBDIVISION OF SECTION 16, TOWNSHIP 31 NORTH, RANGE 5 EAST, W.M., AS REQUIRED BY STATE STATUTES; THAT THE DISTANCES, COURSES AND ANGLES ARE SHOWN THEREON CORRECTLY; THAT THE MONUMENTS HAVE BEEN SET AND LOT AND BLOCK CORNERS HAVE BEEN STAKED CORRECTLY ON THE GROUND; THAT I FULLY COMPLIED WITH THE PROVISIONS OF THE STATE AND LOCAL STATUTES AND REGULATIONS GOVERNING PLATTING.



AUDITOR'S CERTIFICATE

FILED FOR RECORD AT THE REQUEST OF CASCADE SURVEYING & ENGINEERING, INC., DAY OF ALLES, 2001, AT 3_2 MINUTES PAST _____O'CLOCK, AMD_RECORDED IN VOLUME _____ OF PLATS, ON PAGE(S) _____, RECORDS OF SNOHOMISH COUNTY, STATE OF WASHINGTON

AUDITOR'S FILE # 20011155004

Planners

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Engineers

Surveyors

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ARLINGTON, WA 105 E. Division-PO Box 326 98223 (360) 435-5551

FAX (360) 435-4012

DWN. BY: B.L.J./1"=100' DATE: - 6/23/00--__ REVISED - 8720/01 JOB #: - 7 13890 FIELD BOOK #: ARL 84

