



201110030358 5 PGS
10/03/2011 2:57pm \$66.00
SNOHOMISH COUNTY, WASHINGTON

201105120082 4 PGS
05/12/2011 9:54am \$65.00
SNOHOMISH COUNTY, WASHINGTON

After recording return to
Arlington Municipal Airport
18204 59th Dr NE
Arlington, WA 98223

NO EXCISE TAX
REQUIRED

MAY 10 2011

KIRKE SIEVERS, Snohomish County Treasurer

By KIRKE SIEVERS

*Rerecord to correct tax account
number*

Grantor Enviro Propane

Grantee City of Arlington

Legal (abbrev) Full Legal
SEE EXHIBIT A pg 4
Sec 14, Township 31 Range 05 NW SW N 1/2 & SW 1/4

Tax parcel no. ~~31052300300900~~ 31051400203400

Reference no.: PLN20100012

NO EXCISE TAX
REQUIRED

OCT 03 2011

KIRKE SIEVERS, Snohomish County Treasurer

By KIRKE SIEVERS

ARLINGTON MUNICIPAL AIRPORT AVIGATION EASEMENT

WHEREAS, Enviro Propane

Hereinafter called "Grantor", is the owner of that certain parcel of land situated in the City of Arlington, County of Snohomish, State of Washington, to wit:


hereinafter called "Grantor's Property", and outlined on the attached map (EXHIBIT A)

NOW, THEREFORE, for good and valuable consideration to the Grantor, the receipt and sufficiency of which is hereby specifically acknowledged, the Grantor, its successors and assigns, subject to the provisions herein contained, hereby grants, bargains, sells and conveys unto the City of Arlington, State of Washington, its successors and assigns ("Grantee"); for use and benefit of the public, a perpetual easement and right-of-way over that portion of the Grantor's above-described land starting at 292' Mean Sea Level (MSL), in the vicinity of Arlington Municipal Airport, for the purpose of the passage of all aircraft ("aircraft" being

defined for the purpose of this instrument as any device now known or hereafter invented, used or designated for navigation of, or flight in the air) by whomsoever owned and operated in the air space to an infinite height above the surface of the Grantor's property, together with the right to cause in said air space noise, vibration and all other effects that may be caused by the operation of aircraft landing at or taking off from, or operated at, or on Arlington Municipal Airport, located in Snohomish County, State of Washington. Grantor hereby waives, remises and releases any right or cause of action which Grantor has now, or which Grantor may have in the future against the Grantee, its successors and assigns, due to such noise, vibration, and other effects that may be caused by the operation of aircraft landing and taking off from, or operating on or near the Arlington Municipal Airport. The Grantor further covenants and agrees that upon said property (A) no use shall be permitted that causes a discharge into the air of fumes, smoke or dust which will obstruct visibility and adversely affect the operation of aircraft, nor shall any use be permitted which causes any interference with navigational facilities necessary to aircraft operation; and (B) no development or construction shall be permitted which will interfere in any way with the safe operation of aircraft in the air space over the land described herein or at or on the Arlington Municipal Airport.

This easement shall be effective and shall inure to the benefit of the Grantee, its successors and assigns, until the Arlington Municipal Airport shall be abandoned and shall cease to be used for airport purposes. It is specifically understood and agreed that this easement, its covenants and agreements shall run with the land, which is described herein. The Grantor, on behalf of itself, its successors and assigns, further acknowledges that the easements herein granted contemplate and include all existing and future operations at Arlington Municipal Airport, acknowledging that future aircraft numbers and types will most likely increase and noise patterns may also increase, and that the rights, obligations and covenants herein set forth shall not terminate or vary in the event of changes in the flight volume or noise, traffic patterns, runway lengths or locations or characteristics or type or category of aircraft using the Arlington Municipal Airport, City of Arlington, State of Washington.

OWNER:

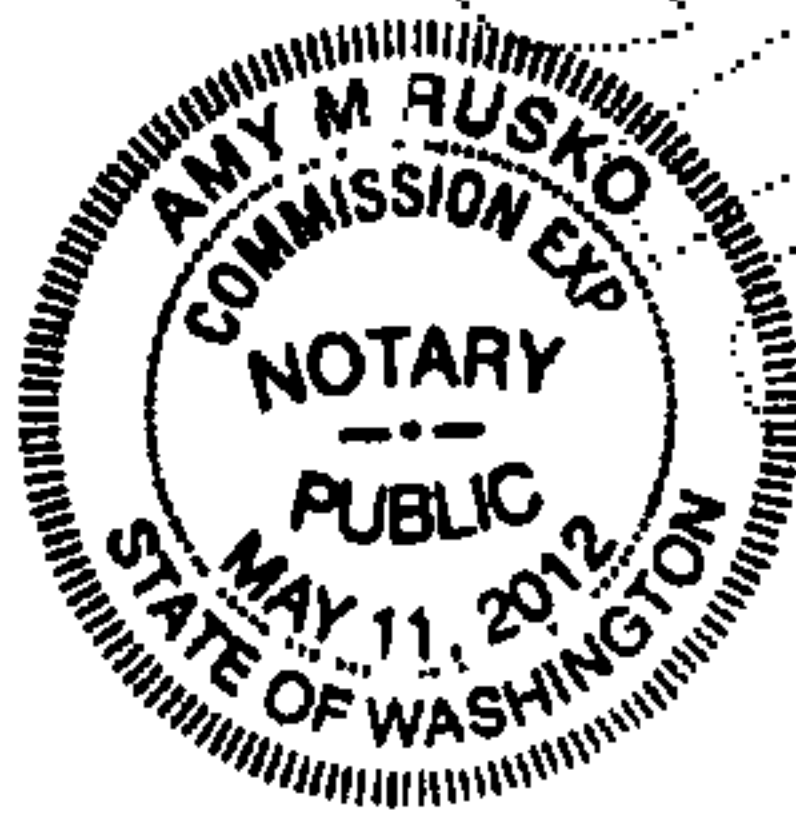
By 
Steve Stebing

ACKNOWLEDGMENT

STATE OF Washington)
) SS
COUNTY OF Snohomish)

The foregoing instrument was acknowledged before me by Steve Stebing
this 1st

day of November, 2010



Amy M Rusko

NOTARY PUBLIC in and for the
State of Washington, residing
at Arlington

My commission expires: May 11, 2012

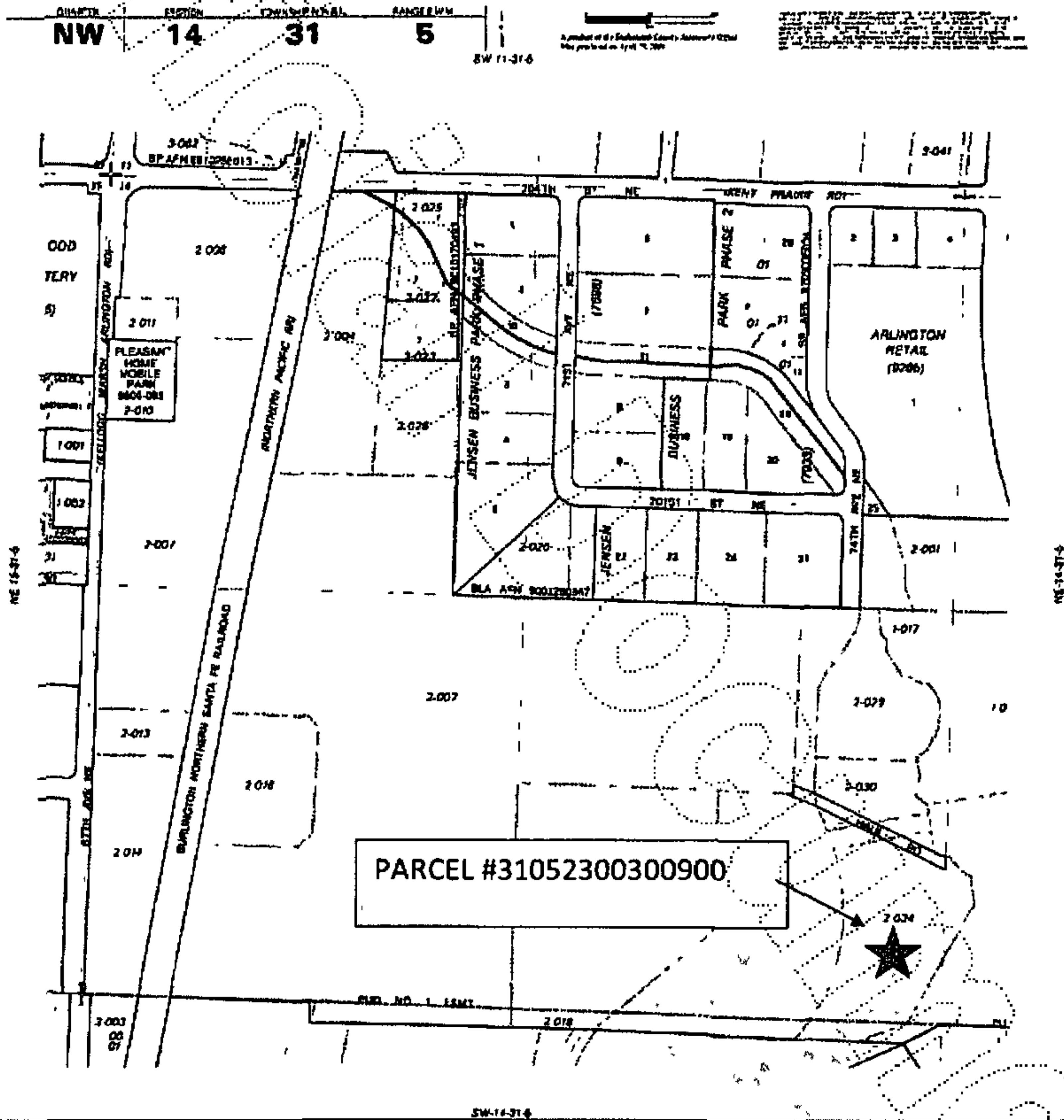
Name: Amy M Rusko

LEGAL DESCRIPTION

EXHIBIT A
Vicinity map

19701 74TH AVE --- ARLINGTON, WA 98223

Section 14 Township 31 Range 05 Quarter N1/2 & SW1/4 LOT 20 OF CITY ARL BLA
SURV REC AFN 9605085005 BEING PTN N1/2 & SW1/4



UNRECORDED



STATE OF WASHINGTON } ss
COUNTY OF SNOHOMISH }

I, Carolyn Weikel, Snohomish County Auditor, do hereby certify that the foregoing instrument is a true and correct copy of the document now on file or recorded in my office.

In witness whereof, I hereunto set my hand this

3RD day of OCTOBER 2011

CAROLYN WEIKEL, County Auditor

[Signature] Deputy