

RECORDED BY SNOHOMISH COUNTY AUDITOR. DEAN V. WILLIAMS, COUNTY AUDITOR

8910040399

L-8900913 STORM/DRAINAGE-EASEMENT 80

THIS INDENTURE made this 27th day of September, 1989, between MARYSVILLE BUSINESS PARK, LTD., a California limited partnership, GRANTOR, and Safeway, Inc., GRANTEE: WITNESSETH: GRANTOR, for and in consideration of _____ and other

valuable consideration, receipt whereof is hereby acknowledged, do by these presents grant unto said GRANTEE, its successors and assigns, a right-of-way easement for a storm drainage system over, through, across and under the property herein described,

RECORDED

TRANSMERICA TITLE INS. CO. 89 OCT -4 PM 4:03

DEAN V. WILLIAMS, AUDITOR SNOHOMISH COUNTY, WASH.

See Attached

Said document(s) were filed for record by Transamerica Title as accommodation only. It has not been examined as to proper execution or as to its effect upon title.

NO EXCISE TAX REQUIRED

OCT 5 1989

KIRKE SIEVERS, Snohomish County Treasurer By: [Signature] Deputy

Said GRANTEE, its successors and assigns, shall have the right, at such as may be necessary, to enter upon the above described land to construct, reconstruct, maintain, and repair a storm drainage facility including all appurtenances thereto.

GRANTOR or his successors by this easement agree to not diminish the storage capacity of the site or to alter the proposed sediments basin.

GRANTEE agrees to hold the GRANTOR harmless against all claims, damages, or causes of action for damages arising and resulting from Grantee's exercise of its easement.

To have and to hold, all and singular, the said easement and right-of-way together with appurtenances, unto GRANTEE, its successors and assigns for ever.

The consideration above mentioned, is accepted as full compensation for the rights above granted.

IN WITNESS WHEREOF, said GRANTOR has hereunto set his hand and seal the day and year first above written.

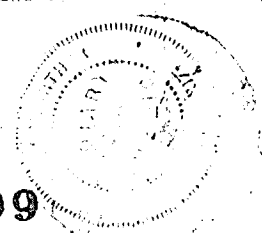
MARYSVILLE BUSINESS PARK, LTD. BY: Myers Capital Corporation, General Partner GRANTOR

By: [Signature] GRANTOR Its: Vice President

ARIZONA) STATE OF WASHINGTON) ss) COUNTY OF PIMA)

On this day personally appeared before me Randall P. Sanders and to me known to be the individual described in and who executed the within and foregoing instrument, and acknowledged that they signed the same as their free and voluntary act and deed, for the uses and purposes therein mentioned.

Given under my hand and official seal this 27th day of September, 1989.



Mary Ann Arden NOTARY PUBLIC in and for the State of Washington, residing at Tucson Arizona RJE/SU

8910040399

My Commission Expires July 1, 1991.

VOL: 2270 PAGE 1306

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THE MYERS GROUP
EASEMENT PARCEL

THAT PORTION OF THE SOUTH HALF OF THE NORTH TWO-FIFTHS OF THE NORTHWEST QUARTER OF SECTION 28, TOWNSHIP 31 NORTH, RANGE 5 EAST, W.M., IN SNOHOMISH COUNTY, WASHINGTON, DESCRIBED AS FOLLOWS:

A TRACT OF LAND 25.00 FEET WIDE LYING WITHIN THE WEST 170 FEET OF THE NORTHEAST QUARTER OF THE NORTHWEST QUARTER OF SAID SECTION 28, CONTIGUOUS TO AND NORTH OF THE SOUTH LINE OF THE NORTH TWO-FIFTHS OF THE NORTHWEST QUARTER OF SAID SECTION 28 ALONG WITH A TRACT OF LAND 20.00 FEET WIDE LYING EAST OF THE WEST 170 FEET OF THE NORTHEAST QUARTER OF THE NORTHWEST QUARTER OF SAID SECTION 28, CONTIGUOUS TO AND NORTH OF THE SOUTH LINE OF THE NORTH TWO-FIFTHS OF THE NORTHWEST QUARTER OF SAID SECTION 28; EXCEPT THE EAST 290.03 FEET OF THE NORTHEAST QUARTER OF THE NORTHWEST QUARTER OF SAID SECTION 28.

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VOL. 2270 PAGE 1307