

THIS INSTRUMENT made this 17th day of March, 1976, by and between MAC LAND, INC., herein called the "Grantor", and the CITY OF MOUNTLAKE TERRACE, a municipal corporation of Snohomish County, Washington, herein called "Grantee".

WITNESSETH:

That said Grantor for and in consideration of the sum of \$1.00

(One and no/hundreths Dollars) to Grantor, in hand paid by said Grantee, and other valuable consideration, receipt of which is hereby acknowledged, do by these presents grant, bargain, sell, convey, and confirm unto the said Grantee, easement for Sanitary Sewers with necessary appurtenances over, through, across and upon the following described property in Snohomish County, Washington:

An easement for Sanitary Sewers over, under and across that portion of the NW $\frac{1}{4}$ NW $\frac{1}{4}$ Section 34 Township 27N Range 4E, W.M., City of Mountlake Terrace, Snohomish County, Washington, described as follows:

COMMENCING at the NW corner of said section; Thence south 88°45' 17" east along the north line of said section a distance of 696.06 feet to the NW corner of the west line of the east 629.26 feet of said Subdivision; Thence south 0°11' 52" west along said west line a distance of 440.07 feet to intersect the south line of the north 440.00 feet of said Subdivision; Thence north 88°45' 17" west along said south line a distance of 102.02 feet to intersect the west line of the east 731.26 feet of said Subdivision; Thence south 0°11' 52" west along said west line a distance of 222.98 feet to intersect the south line of the N $\frac{1}{2}$, of said Subdivision; Thence north 88°46' 10" west along said south line a distance of 145.10 feet; Thence south 1°13' 50" west 175.00 feet to the POINT OF BEGINNING. Thence continuing south 1°13' 50" west 120.00 feet; Thence south 23°08' 41" east 8.71 feet; Thence south 4°06' 06" west 62.94 feet; Thence south 42°35' 22" east 86.56 feet; Thence south 23°08' 41" east 10.19 feet; Thence south 77°56' 18" west 7.80 feet; Thence north 42°35' 22" west 96.42 feet; Thence north 4°06' 06" east 195.00 feet to the POINT OF BEGINNING.

That said Grantee shall have the right without prior institution of any suit or proceeding at law, at times as may be necessary, to enter upon said property for the purpose of constructing, repairing, altering, or reconstructing said Sanitary Sewer or making any connections therewith without incurring any legal obligation or liability therefor; provided that such constructing, repairing, altering or reconstructing of said Sanitary Sewer shall be accomplished in such a manner that the private improvements existing in this right-of-way shall not be disturbed or destroyed, or in the event they are disturbed or destroyed, they will be replaced in as good a condition as they were immediately before the property was entered upon by the Grantee.

The Grantor shall retain the right to use the surface of said easement, so long as said use does not interfere with the installation and maintenance of the Sanitary Sewer and so long as no permanent buildings or structures are erected on said easement.

This easement shall be a covenant running with the land and shall be binding on the successors, heirs, and assigns of both parties hereto.

Donald J. MacPherson Vice Pres.
MAC LAND, INC.

STATE OF WASHINGTON)
COUNTY OF King) ss.

On this 17th day of March, 1976, before me, the undersigned, a Notary Public in and for the State of Washington, duly commissioned and sworn, personally appeared Harold D. MacPherson to me known to be the Vice President of MacLand, Inc., the corporation that executed the foregoing instrument, and acknowledged the said instrument to be the free and voluntary act and deed of said corporation, for the uses and purposes therein mentioned, and on oath stated that he is authorized to execute the said instrument and that the seal affixed (if any) is the corporate seal of said corporation.

WITNESS MY HAND and official seal hereto affixed the day and year above written.

JUL 23 1976

Notary Public in and for the State of Washington residing at Bellevue.

KIRKE SIEVERS, Snohomish County Treasurer

By Deborah Phillips Deputy

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OFFICIAL RECORDS

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JUL 23 1976

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Filed for record

Request City of Mountlake Terrace

Henry B. Whalen, Snohomish County Auditor

CITY OF MOUNTLAKE TERRACE

23204 58th W.

MOUNTLAKE TERRACE, WASH. 98043