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EASEMENT FOR SANITARY SEWER

THIS AGREEMENT, MADE THIS 23~~rd~~ day of August 1971.

between The City of Mountlake Terrace

and Kassuba Development Corporation

owner of St. Albion Trace Apartment Project, Mountlake Terrace, Washington

WITNESSETH: That for and in consideration of the mutual covenants herein expressed, it is hereby agreed between the above parties that:

- 1st: There shall be an easement, which is described on Exhibit "A" attached hereto and made a part hereof, for a sanitary sewer along the line of said sewer as constructed for the use and benefit of said properties.
- 2nd: The cost of maintenance, repair or reconstruction of that portion of the sewer used in common shall be borne in equal shares, except that the owners of any lower parcel shall not be responsible for the part of the sewer above their connection; and when necessary to repair, clean or reconstruct the sewer, the parties to this agreement shall have a right of entry for that purpose. If it is necessary for the City of Mountlake Terrace to do any work within said easement, said premises shall be restored to its original condition prior to the commencement of said work.
- 3rd: This agreement shall be a covenant running with the land and shall be binding upon all parties and their heirs and assigns forever.

IN WITNESS WHEREOF we hereunto set our hands and seals the day and year first above written



CITY OF MOUNTLAKE TERRACE

By: Robert J. White

City Manager

KASSUBA DEVELOPMENT CORPORATION

By: Donald S. Richards

Donald S. Richards
Vice President



Attest: Stephen G. Davidson

Stephen G. Davidson
Assistant Secretary

OFFICIAL RECORDS

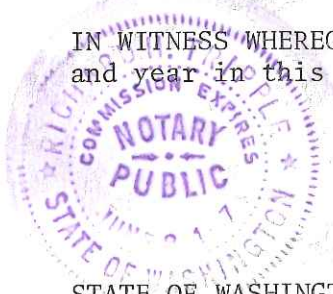
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STATE OF WASHINGTON)
COUNTY OF SNOHOMISH) ss

On this 26th day of August, 1971, personally appeared
before me ROBERT G. WHITE, City Manager

to me known to be the individual described in and who executed the within instrument
and acknowledged that he signed and sealed the same as his free and voluntary act and
deed for the uses and purposes therein mentioned.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day
and year in this certificate first written.



[Signature]
NOTARY PUBLIC in and for the State of
Washington. Residing at Tacoma

STATE OF WASHINGTON)
COUNTY OF SNOHOMISH) ss

ON this 26th day of August, 1971, before me personally appeared
Donald S. Richards and Stephen G. Davidson to me known to be the Vice-
President and Assistant Secretary, respectively of the corporation that executed the
within instrument, and acknowledged the said instrument to be the free and voluntary
act and deed of said corporation, for the use and purposes therein mentioned, and each
on oath stated that he was authorized to execute said instrument and that the seal affixed
is the corporate seal of said corporation.

IN WITNESS WHEREOF I have hereunto set my hand and affixed my official seal the day and
year in this certificate first above written.



[Signature]
NOTARY PUBLIC in and for the State of
Washington Residing in Tacoma

JONES ASSOCIATES, INC.

CIVIL ENGINEERS

71032

JULY 22, 1971

EXHIBIT "A"

LEGAL DESCRIPTION FOR:

KASSUBA DEVELOPMENT CORPORATION

SANITARY SEWER EASEMENT AT ST. ALBION TRACE APARTMENT SITE

That portion of the Southeast Quarter of the Northeast Quarter of Section 29, Township 27 North, Range 4 East, W.M., Snohomish County, Washington, lying Southerly of 216th Street S.W., Westerly of 60th Avenue West, Northwesterly of Primary State Highway No. 1, Northerly of 220th Street S.W., and being more particularly described as follows:

Beginning at the intersection of the West line of said Southeast Quarter of the Northeast Quarter with the North Right-of-Way line of 220th Street S.W., said line being parallel to and 30.00 feet Northerly of the centerline of said 220th Street S.W.; thence North $01^{\circ}16'37''$ East, along the said West line 537.89 feet; thence South $88^{\circ}43'23''$ East 68.72 feet, to the True Point of Beginning of a strip of land 10.00 feet in width, being 5.00 feet on each side and contiguous to the following described centerline; thence North $27^{\circ}56'53''$ East 286.68 feet, to a point hereinafter referred to as Point "A"; thence North $18^{\circ}13'06''$ West 331.59 feet to a point hereinafter referred to as Point "B"; thence North $25^{\circ}37'44''$ West 156.08 feet; thence North $36^{\circ}27'44''$ West 25.01 feet to the intersection of the said West line of the Southeast Quarter of the Northeast Quarter and the South Right-of-Way line of 216th Street S.W., said point being the terminus of said 10.00 foot strip of land.

Together with a strip of land 10.00 feet in width, being 5.00 feet on each side and contiguous to the following described centerline:

Beginning at the aforementioned Point "A"; thence North $47^{\circ}23'17''$ East 348.43 feet; thence South $86^{\circ}10'04''$ East 395.45 feet, to a point hereinafter referred to as Point "C"; thence South $08^{\circ}13'44''$ West 173.46 feet; thence South $17^{\circ}21'00''$ East, 56.24 feet to the terminus of said 10.00 foot strip of land; said terminus being a point that bears South $59^{\circ}19'36''$ East 963.83 feet from the intersection of the said West line of the Southeast Quarter of the Northeast Quarter of said Section 29 with the South Right-of-Way line of 216th Street S.W.

OFFICIAL RECORDS

71032
JULY 22, 1971

LEGAL DESCRIPTION FOR:
KASSUBA DEVELOPMENT CORPORATION
SANITARY SEWER EASEMENT AT
ST. ALBION TRACE APARTMENT SITE.

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Together with a strip of land 10.00 feet in width, being 5.00 feet on each side and contiguous to the following described centerline:

Beginning at the aforementioned Point "B"; thence North 67° 54' 38" East 389.36 feet; thence South 83° 50' 30" East 256.28 feet to the terminus of said 10.00 foot strip of land; said terminus being a point that bears South 86° 33' 52" East 699.21 feet from the intersection of the said West line of the Southeast Quarter of the Northeast Quarter of said Section 29 with the South Right-of-Way line of 216th Street S.W; except any portion lying in the Right-of-Way of 216th Street S.W.

Together with a strip of land 10.00 feet in width, being 5.00 feet on each side and contiguous to the following described centerline:

Beginning at the aforementioned Point "C"; thence South 75° 58' 58" East 188.82 feet to the terminus of said 10.00 foot strip of land; said terminus being a point that bears South 72° 59' 31" East 1,066.89 feet from the intersection of the said West line of the Southeast Quarter of the Northeast Quarter of said Section 29 with the South Right-of-Way line of 216th Street S.W.



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Kassuba Dev Corp.

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STANLEY BURBQUE, AUDITOR
SNOHOMISH COUNTY, WASH.

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W. D. Daph.

*Allen Richard & Trigg
8508 - Briggs Lane S.W.*

PO Box 3310

Jacoma, wa 98499

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