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Adams Co. Aud.

Return address:

City of Othello
500 E. Main
Othello, WA 99344

Please print neatly or type information
Document Title(s)

"Easement of Right of Way Agreement"

Reference Number(s) of related documents

Additional Reference Numbers on page _____

Grantor(s) (Last, First and Middle Initial)

Michael Hoots & Mickey Hoots
1175 S. 1st Avenue
Othello, WA 99344

Additional Grantees on page _____

Grantee(s) (Last, First and Middle Initial)

City of Othello
500 E. Main
Othello, WA 99344

Additional Grantees on page _____

Legal Description (abbreviated form: i.e. lot, block, plat or section, township, range, quarter/quarter)

Additional Legal Description on page _____

Assessor's Property Tax Parcel/Account Number

1-529-03-068-0355

Additional Parcel Numbers on page _____

The Auditor/Recorded will rely on the information provided on this form. The staff will not read the document to verify the accuracy or completeness of the indexing information provided herein.



EASEMENT OF RIGHT OF WAY AGREEMENT

Agreement between Michael Hoots and James Hoots, Grantors and the City of Othello, Washington, Grantee.

Grantors are the owner of real property located in Adams County, Washington, described as follows:

Tax parcel #1-529-03-068-0355, located at 1175 S. 1st Avenue, described as beginning at the monument marking the centerline of Columbia Street and the centerline of First Avenue as shown on Bonnell Addition, as recorded in Volume 3, Page 39, thence S89°56'35"E 50 ft. to the east line of said 1st Avenue 116' to the true point of beginning, thence S89°56'35"E 300 ft., thence N0°03'25"E 400 ft., thence N89°56'35"W 300 ft., thence 0°03'25"W 400 ft. to the true point of beginning.

The City of Othello desires an easement to construct, repair and maintain public right-of-way for an alley and to construct, maintain and operate public utilities within the above described premises.

The Grantors grant, assign, and set over to the City of Othello to construct, repair and maintain public right-of-way for an alley and to construct, maintain and operate public utilities on an easement more particularly described as follows:

The east 10 ft. of tax parcel #1-529-03-068-0355, known as the west 10 ft. of a 25 ft. wide alley east of the building addressed as 1175 S. 1st Avenue.



The Grantor shall fully use and enjoy the real property described above except as to the easement granted. There shall be no permanent buildings, trees or other structures placed within the easement. This easement is non-exclusive. The Grantor may grant easements to others in the area of the easement provided that the City shall agree that such easements are not in conflict with this easement granted the City of Othello; such agreement shall not be unreasonably withheld. Any additional easements granted shall reference this easement.

The parties have executed this easement the 19th day of May, 2004.

GRANTORS:

[Signature]
Michael Hoots

[Signature]
James Hoots

STATE OF WASHINGTON
COUNTY OF ADAMS

I certify that I know or have satisfactory evidence that Michael Hoots signed this instrument, on oath stated that he was authorized to execute the instrument and acknowledged it to be the free and voluntary act of such party for the uses and purposes mentioned in this instrument.

DATED: May 19, 2004.

Rhonda K Miller
Type or print name Rhonda K Miller
Notary Public for Washington State
My commission expires 11-16-05

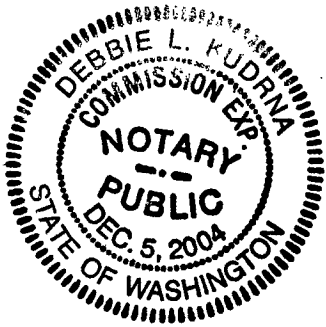




STATE OF WASHINGTON
COUNTY OF ADAMS

I certify that I know or have satisfactory evidence that James Hoots signed this instrument, on oath stated that he was authorized to execute the instrument and acknowledged it to be the free and voluntary act of such party for the uses and purposes mentioned in this instrument.

DATED: June 3, 2004.



Debbie L. Kudrna
Type or print name Debbie L. Kudrna
Notary Public for Washington State
My commission expires Dec. 5, 2004