

13.50

UTILITY EASEMENT

THE UNDERSIGNED GRANTORS, ALSTORES REALTY CORPORATION, NORDSTROM REALTY, INC., J.C. PENNEY PROPERTIES, INC., LAMONTS APPAREL, INC., SEARS, ROEBUCK AND CO. AND ALDERWOOD ASSOCIATES, for and in consideration of One Dollar (\$1.00) and other good and valuable consideration in hand paid to each of said Grantors, the receipt of which is hereby acknowledged, do hereby grant, convey and transfer unto the CITY OF LYNNWOOD, a Municipal Corporation, permanent easements for underground sanitary sewer, storm sewer and water lines, each fifteen feet (15') in width, seven and one-half feet (7 1/2') on each side of the center line therefor, located as shown on Sheets 3 and 4 of the Plat of Alderwood Mall Associates recorded in said County under Auditors File No. 7901220232 and the permanent utility facilities installed therein. This easement is granted pursuant to the terms of the "Alderwood Mall Concomitant Zoning Agreement" dated August 25, 1969, between the City of Lynnwood and Alderwood Mall Corporation, as amended, which agreement is identified in and a part of Ordinances Nos. 511, 512 and 711, City of Lynnwood.

This grant shall include the right to enter upon the real estate hereinafter described and construct, maintain, repair and operate said underground utilities over, across, through and under said fifteen foot (15') wide portions of said real estate, together with the right to excavate and refill ditches and/or trenches for the location of pipelines and/or mains, and the further right to remove obstructions interfering with the location, construction and maintenance of said pipelines and/or mains.

The City of Lynnwood agrees to restore to substantially the original condition such improvements as are disturbed during the construction, maintenance and repair of said pipelines and/or mains; provided, the Grantors, their heirs or assigns shall not construct any permanent structure over, upon or within the permanent easement.

Alderwood Mall Associates warrants that all charges for labor and material incurred for the installation of the permanent utility facilities herein conveyed are fully paid.

IN WITNESS WHEREOF, the undersigned have set their hands and seals this 9th day of JUNE, ~~XXXX~~ 1982.

**NO SALES TAX  
REQUIRED**

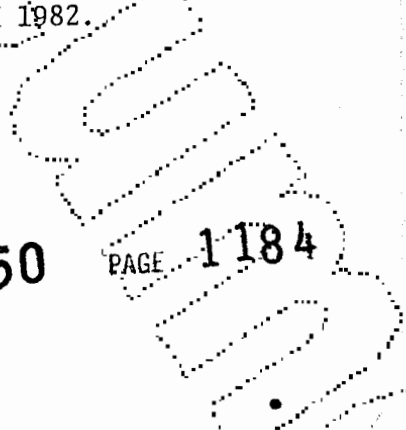
JUN 17 1982

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

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GRANTORS:

ALSTORES REALTY CORPORATION

ATTEST:



*W. P. Murphy*  
Assistant Secretary

BY *[Signature]*  
Senior Vice President

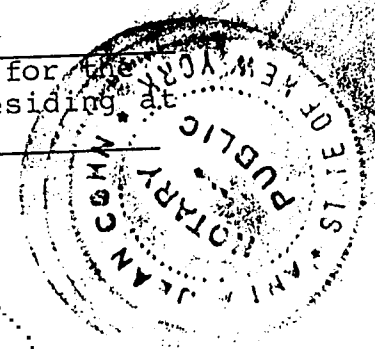
STATE OF NEW YORK )  
                          ) SS:  
COUNTY OF NEW YORK )

On this 3rd day of December, A.D., 1981,  
before me, the undersigned, a Notary Public in and for the  
State of New York, duly commissioned and sworn personally  
appeared Frank J. Zamboni, to me known to  
be the Senior Vice President of ALSTORES REALTY CORPORATION,  
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 was authorized  
to execute the said instrument and that the seal affixed is  
the corporate seal of said corporation.

WITNESS my hand and official seal hereto affixed  
the day and year in this certificate above written.

*Anna Jean Cohn*  
Notary Public in and for the State of New York, residing at  
Queens, N.Y.

ANNA JEAN COHN  
Notary Public, State of New York  
No. 41-5491055  
Qualified in Queens County  
Certificate Filed in New York County  
Commission Expires March 30, 1982



*William J. Smith*

1982 JUN 17 AM 9:54

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ATTEST:

NORDSTROM REALTY, INC.

By Karen E. Purpur

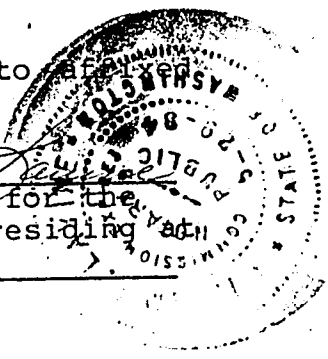
By James F. Nordstrom

STATE OF WASHINGTON )  
 ) SS:  
COUNTY OF KING )

On this 27th day of December, A.D., 1981, before me, the undersigned, a Notary Public in and for the State of Washington, duly commissioned and sworn personally appeared James F. Nordstrom, to me known to be the President of NORDSTROM REALTY, 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 was authorized to execute the said instrument and that the seal affixed is the corporate seal of said corporation.

WITNESS my hand and official seal hereto affixed the day and year in this certificate above written.

William J. [Signature]  
Notary Public in and for the  
State of Washington, residing at  
Rickland



DUPLICATE

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LAMONTS APPAREL, INC.

ATTEST:

By

*Raymond Swan*  
Secretary

By

*Samuel Dean*  
Chairman of the Board

STATE OF WASHINGTON:

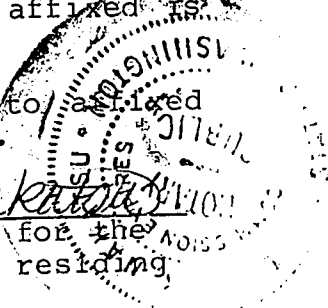
COUNTY OF KING

SS:

On this 30<sup>th</sup> day of November, A.D., 1981, before me, the undersigned, a Notary Public in and for the State of Washington, duly commissioned and sworn personally appeared M. Lamont Dean & Raymond L. Swanson to me known to be the Chairman of the Board & Secretary of LAMONTS APPAREL, 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 they were authorized to execute the said instrument and that the seal affixed is the corporate seal of said corporation.

WITNESS my hand and official seal hereto affixed the day and year in this certificate above written.

Colleen K. Nakagawa  
Notary Public in and for the State of Washington, residing at Seattle



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SEARS, ROEBUCK AND CO.

By J. E. Duggan  
J. E. Duggan  
Territorial Facilities  
Planning Manager

766 W  
02  
2/2/82

STATE OF CALIFORNIA,  
COUNTY OF LOS ANGELES

On this 22<sup>nd</sup> day of February, 1982,  
before me, the undersigned, a Notary Public in and for said county and state,  
came J. E. DUGGAN, known to me to be the Territorial Facilities Planning  
Manager, of SEARS, ROEBUCK AND CO., the corporation that executed  
the within instrument, known to me to be the person who executed the within  
instrument on behalf of the corporation therein named, and acknowledged to  
me that such corporation executed the same.

WITNESS my hand and official seal.

Dean Hills  
Notary Public in and for County and State

OFFICIAL SEAL  
DEAN HILLS  
NOTARY PUBLIC — CALIFORNIA  
PRINCIPAL OFFICE IN  
LOS ANGELES COUNTY  
My Commission Expires March 25, 1983



GRANTEE:

CITY OF LYNNWOOD

By M. J. Hudlicka  
Mayor

By R. W. Nozick  
Clerk

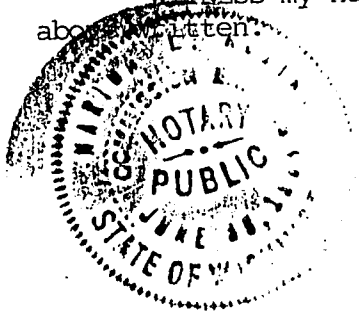
STATE OF WASHINGTON )

SS:

COUNTY OF SNOHOMISH )

On this 9th day of June, 1982, before me, the undersigned Notary Public in and for the State of Washington, duly commissioned and sworn personally appeared M. J. Hudlicka and R. W. Nozick, to me known to be the Mayor and Clerk, respectively, of the City of Lynnwood, the municipal 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 they are authorized to execute the said instrument and that the seal affixed is the corporate seal of said municipal corporation.

WITNESS my hand and official seal hereto affixed the day and year first above written.



Marion L. Rostad  
Notary Public in and for the State of Washington residing at Lynnwood.

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