HIGHLINE WATER DISTRICT  
King County, Washington  

RESOLUTION 18-5-16D  

RELEASE OF RIGHT OF ENTRY AGREEMENT  
YMCA OF GREATER SEATTLE - KING COUNTY RECORDING #20110819000328  

WHEREAS, a right of entry agreement for access to utility vault exists upon a portion of the following described real property:  

3595 S 188th St., SeaTac, WA  

WHEREAS, on October 15, 2009, YMCA of Greater Seattle (Grantors) granted Highline Water District (Grantee) a right of entry for a utility vault, recorded in the records of King County, Washington under Recording No. 20110819000328, as described in Attachment-1, incorporated herein by this reference; and  

WHEREAS, the YMCA of Greater Seattle granted said right of entry agreement for water utility vault for the benefit of Highline Water District; and  

WHEREAS, the grantor YMCA of Greater Seattle was not the property owner and it was found that this right of entry agreement should have been granted by the City of SeaTac; and  

WHEREAS, Grantee desires to relinquish said right of entry for utility vault access; and  

WHEREAS, Grantee has received a signed and executed replacement agreement from the City of SeaTac, (the legal owner of the property). Said agreement has been recorded with King County under recording no. 20180212001327.  

NOW, THEREFORE, BE IT RESOLVED:  

1.  For valuable consideration, receipt of which is hereby acknowledged, Highline Water District (formerly King County Water District No. 75) (Grantee) hereby relinquishes, vacates, and quit claims all interest in said agreement No. 20110819000328 for water utility vault.  

2.  The General Manager or designee is authorized to execute the Release of Right of Entry No. 20110819000328 (Attachment-2) as described and incorporated herein.  

ADOPTED BY THE BOARD OF COMMISSIONERS of Highline Water District, King County, Washington, at an open public meeting held this 16th day of May 2018.  

BOARD OF COMMISSIONERS  

Daniel Johnson, President  

Todd Fultz, Commissioner  

Kathleen Quong-Vermeire, Secretary  

Vince Koester, Commissioner  

George Landon, Commissioner
Return Address:
HIGHLINE WATER DISTRICT
P.O. BOX 3867
23828 30TH AVE. S.
KENT, WA 98032

Please print or type information WASHINGTON STATE RECORDER'S Cover Sheet (RCW 65.04)

Document Title(s) (or transactions contained therein): (all areas applicable to your document must be filled in)

1. Right of Entry

Reference Numbers (s) of Documents assigned to released:

Additional reference #s on page of legal description

Grantor(s) (Last name first, then first name and initial):
1. YMCA of Greater Seattle
2. [Additional names on 1st page of Utility Easement]

Grantee(s) (Last name first, then first name and initial):
1. Highline Water District
2. [Additional names on page of document]

Legal description (abbreviated: i.e. lot, block, plat or section, township, range SW-34-23-04

[Additional legal is on pages of Utility Easement Legal Description]

Assessor's Property Tax Parcel/Account Number: 3423049088

[Assessor Tax # not yet assigned]

The Auditor/Recorder will rely on the information provided on the form. The staff will not read the document to verify the accuracy or completeness of the indexing information provided herein.
HIGHLINE WATER DISTRICT

Right of Entry Agreement

YMCA of Greater Seattle hereinafter referred to as “Owner”, is the Owner of the property legally described in Exhibit “A” attached hereto. The address of such property is: 5555 5th Ave., Seattle, WA

Owner grants to Highline Water District the right to enter upon the above described property for purposes of reading and maintaining the by-pass water meter and Touch Read Pit Lid (TRPL) attached to the ___ 4 ___ inch double detector check valve assembly (DDCVA) installed inside the fire vault. The Owner shall retain ownership of the cement vault and the ___ 4 ___ inch DDCVA.

Except for access necessary to maintain and operate said by-pass water meter and TRPL, all rights granted hereby shall be limited to the portions of Owner’s property approximately portrayed by the two red lines and connected symbols also in red all as shown on Exhibit “B” attached hereto.

Highline Water District and the Owner agree that the Owner shall not alter the installed ___ 4 ___ inch DDCVA and vault, including covering or obstructing access to the vault, without the prior written approval of Highline Water District. Any damage caused by the Owner or their agents to the by-pass meter and/or TRPL shall be repaired by Highline Water District at the Owner’s expense.

Owner agrees and understands that this perpetual right-of-entry document will be recorded with the County Auditor and will be binding upon heirs, successors and assigns of Owner.

Owner and Highline Water District agree that the Owner has incurred no displacement costs or relocation costs by virtue of the Agreement. Highline Water District agrees to furnish, install, operate and maintain the by-pass meter and TRPL in a reasonable condition and to do the work in a workmanlike manner, promptly, neatly, and with as little interference to the real property and improvements therein of Owner as reasonably practicable. Ownership of the by-pass meter and TRPL on the described parcel of real property shall remain the property of Highline Water District.

BY:

TITLE: SVP & CFO

Dated this 15th day of October, 2009
INDIVIDUAL ACKNOWLEDGEMENT

STATE OF WASHINGTON )
COUNTY OF KING )

On this __________ day of ______________________, ______, before me the undersigned, a Notary Public, personally appeared ______________________, to me known to be the individual or individuals described in and who executed the within and foregoing instrument, and acknowledged that it was signed as a free and voluntary act and deed for the uses and purposes therein mentioned. IN WITNESS WHEREOF I have hereunto set my hand and official seal the day and year first above written.

<table>
<thead>
<tr>
<th>Signature of Notary</th>
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<tbody>
<tr>
<td>Print or stamp name of Notary</td>
</tr>
<tr>
<td>Notary Public for the State of Washington, residing at ______________________</td>
</tr>
<tr>
<td>My appointment expires ______________________</td>
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</table>

CORPORATION ACKNOWLEDGEMENT

STATE OF WASHINGTON )
COUNTY OF KING )

On this __________ day of __________, 2009, before me the undersigned, a Notary Public, personally appeared ______________________, to me known to be the within and foregoing instrument, and acknowledged 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 (she or they) was [were] authorized to execute the said instrument and that the seal affixed is the corporate seal of said corporation. IN WITNESS WHEREOF I have hereunto set my hand and official seal the day and year first above written.

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</tr>
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HIGHLINE WATER DISTRICT
RELEASE OF RIGHT OF ENTRY

GRANTORS: YMCA of Greater Seattle
GRANTEE: Highline Water District
Reference No. of Document Released: 20110819000328

Highline Water District is the Grantee of a right of entry agreement for water utility vault dated 10/15/2009, recorded under King County Recorder’s No. 20110819000328:

For value received, Highline Water District (formerly King County Water District No. 75) hereby quit claims its entire interest in said right of entry, subject to its rights in the right of entry recorded under King County Recorder’s No. 20110819000328.

HIGHLINE WATER DISTRICT

By: ____________________________
Title: Jeremy S Delmar, Engineering/Operations Manager
Date: __________________________

State of Washington )
) SS
County of King )

ACKNOWLEDGMENT
OF
REPRESENTATIVE

I certify that I know or have satisfactory evidence that Matt Everett signed this instrument, on oath stated that he was authorized to execute the instrument and acknowledged it as the General Manager of Highline Water District to be the free and voluntary act of such party for the uses and purposes mentioned in the instrument.

Dated: ______ day of ______________ 2018.

______________________________
Notary Public, in and for the State of Washington,
Residing in ____________________________
My appointment expires ____________________________
Subject: Release of Right Of Entry (King County Recording No. 20110819000328)
YMCA of Greater Seattle

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<th>CATEGORY</th>
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<tr>
<td>Engineering/Operations ☒</td>
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<td>Budgeted?</td>
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<td>No ☐ N/A ☒</td>
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<td>Amount: $ ______________</td>
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ATTACHMENTS:
1. Resolution 18-5-16D
2. Attachment-1 Right of Entry #20110819000328
3. Attachment-2 Release of Right of Entry

COMMENTS:
The Grantor, YMCA of Greater Seattle, was not the property owner and it was found that this right of entry agreement should have been granted by the City of SeaTac.

The District (Grantee) desires to relinquish said right of entry for water utility vault access.

Staff recommends approval of this resolution.