

After recording return document to:
City of Olympia
Attention: Legal Department
P.O. Box 1967
Olympia, WA 98507-1967

Document Title: PEDESTRIAN PATHWAY EASEMENT
Grantor(s): Gary L. Burk and Constance R. Burk
Grantee(s): City of Olympia
Legal Description: Ptn Lot 8 of Wildwood Park and Ptn unnumbered tract in Gates
Extension of Hazard Stevens Farm
Assessor's Tax Parcel Number: 83700000800

PEDESTRIAN PATHWAY EASEMENT

The Grantor, **GARY L. BURK and CONSTANCE R. BURK**, for and in consideration of valuable consideration, conveys and warrants unto the **CITY OF OLYMPIA**, a municipal corporation, and its assigns, a public pedestrian pathway easement, to be used for all lawful purposes, surface and subsurface, including but not limited to plantings, beautification improvements where deemed appropriate by the City of Olympia, now and in the future, for the use and benefit of the public, over, under, upon and across the hereinafter described lands. All such uses are unrestricted in location within the easement and shall not be limited in any way whatsoever by the state of being, condition, or location of the pathway.

It is understood that the easement will not interfere with the normal and customary uses of the Grantor's driveway, including but not limited to:

- Grantor's ingress and egress to and from their property;
- Vehicle parking of Grantor's, their guests and invitees;
- Vehicle maintenance;
- Driveway cleaning, maintenance, repair or replacement;
- Yard and landscape maintenance; or
- Temporary placement of materials, refuse, or other objects within the easement

The City accepts the pedestrian pathway surface condition and accepts maintenance responsibility for the pathway.

The City of Olympia shall have the right to utilize such additional width as may be necessary temporarily for the placing of excavated materials thereon and for initial construction and maintenance operations. The City of Olympia agrees that it will, at its own expense and to the extent reasonably practicable, restore the surface of land to the same conditions that existed prior thereto.

See attached Exhibit "A" and "B" by reference made a part hereof.

It is understood and agreed that delivery of this Deed is hereby tendered and that the terms and obligations hereof shall not become binding upon the City of Olympia unless and until accepted and approved hereon in writing for the City of Olympia, by the City Manager.

GRANTOR:

Granted this 28 day of May, 2015.

Gary L Burk
GARY L. BURK

Constance Burk
CONSTANCE R. BURK

STATE OF WASHINGTON)
County of Thurston) ss.

On this 28th day of May, 2015, before me personally appeared GARY L. BURK and CONSTANCE R. BURK to me known to be the individuals described in and who executed the foregoing instrument, and acknowledged that They signed and sealed the same as their free and voluntary act and deed, for the uses and purposes therein mentioned.

GIVEN under my hand and official seal the day and year last above written.

(SEAL)



Kari-Ann Pitharoulis
Signature
Print Name: Kari-Ann Pitharoulis
Notary Public in and for the State of
Washington, residing at: Olympia
My commission expires: 10-29-16

GRANTEE:

Accepted and Approved:
CITY OF OLYMPIA

Approved as to form:

By: _____
Steven R. Hall, City Manager Date

Darre Nienaber DCA
City Attorney

PROJECT NAME: MOORE ST. PATHWAY
PROJECT NO: 1511G
DATE: March 30, 2015
OWNER: BURK

EXHIBIT "A"

PATHWAY EASEMENT DESCRIPTION

A Pedestrian Pathway Easement over and across a portion of that Tract of land described in Statutory Warranty Deed, AFN 911812, Records of Thurston County, Washington, said easement described as follows:

BEGINNING at the Southeast corner of Lot 8, Plat of Wildwood Park, Volume 9 of Plats, Page 39, Records of Thurston County;

Thence along the South line of Lot 9 of said Plat, South 88°16'07" East 8.33 feet;

Thence South 24°14'09" East 3.85 feet, to the Southerly line of said Statutory Warranty Deed Tract, shown on attached Exhibit "B";

Thence along said South line, South 83°09'18" West 10.48 feet;

Thence North 14°10'00" West 35.18 feet;

Thence North 1°46'06" East 51.79 feet;

Thence North 15°20'02" West 30.26 feet;

Thence North 6°51'46" West 45.88 feet;

Thence North 25°27'35" East 19.37 feet, to the North line of said Tract, as shown on said Exhibit "B";

Thence along said North line, South 88°14'36" East 10.00 feet;

Thence South 25°27'35" West 20.86 feet;

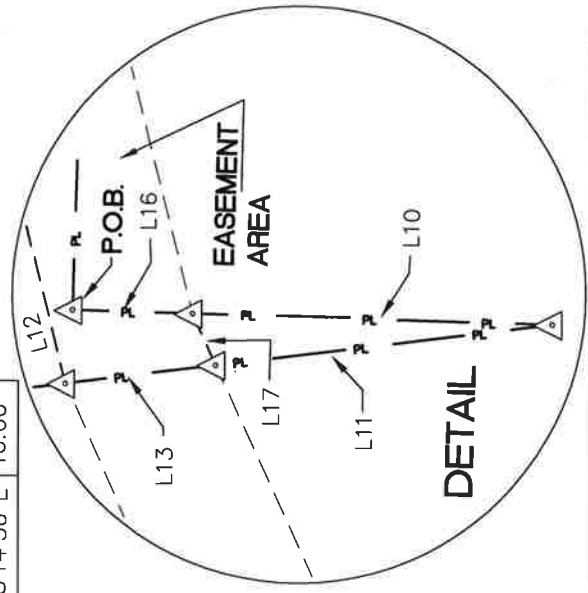
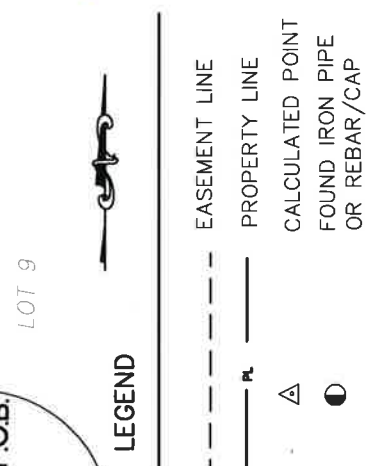
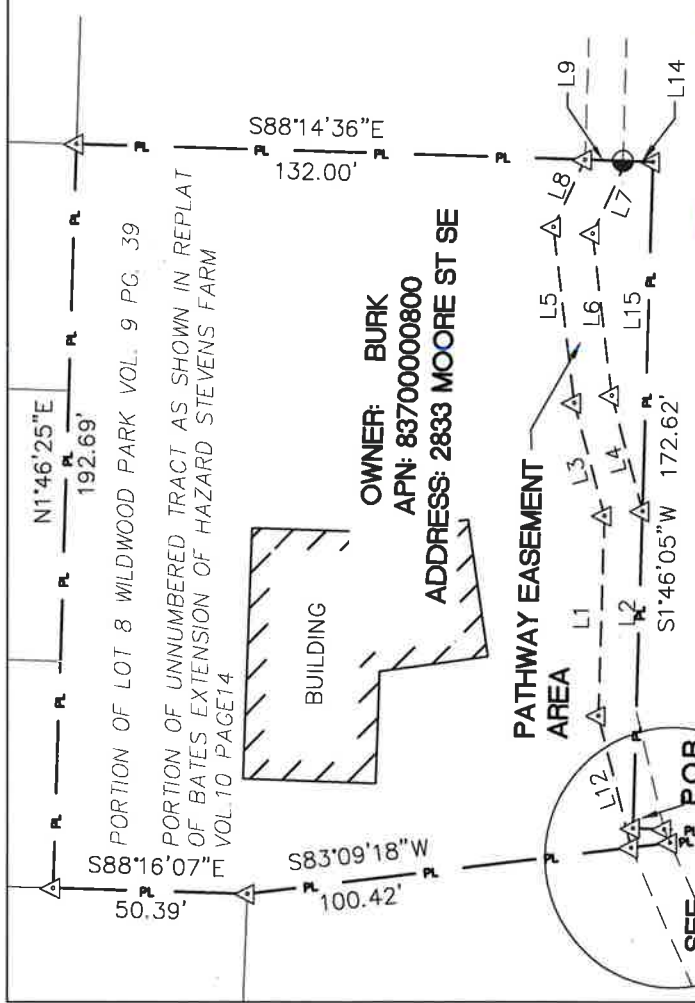
Thence South 6°51'46" East 42.24 feet;

Thence South 15°20'02" East 31.02 feet, to the East line of said Lot 8;

Thence along the East line of said Lot 8, South 1°46'05" West 82.10 feet, to the **POINT OF BEGINNING**.



LINE TABLE			
LINE	BEARING	LENGTH	LENGTH
L1	N1°46'06"E	51.79'	24.64'
L2	S1°46'05"W	82.10'	23.22'
L3	N15°20'02"W	30.26'	35.18'
L4	S15°20'02"E	31.02'	10.48'
L5	N6°51'46"W	45.88'	8.00'
L6	S6°51'46"E	42.24'	90.52'
L7	S25°27'35"W	20.86'	8.33'
L8	N25°27'35"E	19.37'	3.85'
L9	S88°14'36"E	10.00'	



PROJECT NO.		CITY OF OLYMPIA		DRAWING NAME	
DRAWN	TCM	EXHIBIT "B"		BURK	
QC REVIEW	LFC	MOORE STREET PATHWAY EASEMENT		SHEET 1 OF 1	
SCALE	N.T.S.	NE 1/4, SECTION 26, T. 18 N., R. 2 W., W.M.			