

DECLARATION

KNOW ALL PERSONS BY THESE PRESENTS THAT WE, THE UNDERSIGNED, HAVING AN INTEREST IN THE REAL PROPERTY DESCRIBED BY THIS DECLARATION, DO HEREBY DECLARE THE HEREIN DESCRIBED DIVISION OF LAND APPROVED AS SHORT PLAT NUMBER 06-11 ON THIS 9th DAY OF April, 2007, SUBJECT TO THE FOLLOWING COVENANTS AND CONDITIONS:

THE LAND DESCRIBED BY THIS DECLARATION MAY NOT BE FURTHER SUBDIVIDED IN ANY MANNER BY ANYONE WITHIN FIVE YEARS OF THE DATE OF RECORDING WITHOUT A FINAL PLAT HAVING BEEN FILED FOR RECORD WITH THE CITY OF MILL CREEK.

STORM DRAINAGE HAS BEEN ESTABLISHED FOR THE BENEFIT OF ALL LOTS IN THIS SHORT PLAT AND SHALL BE MAINTAINED BY THE OWNERS OF THE PROPERTY OR THEIR SUCCESSORS AND ASSIGNS.

THE CITY SHALL RESERVE THE RIGHT BUT NOT THE OBLIGATION TO PERFORM ANY NEEDED SERVICE AND MAINTENANCE ON THESE DRAINAGE FACILITIES NECESSARY TO ENSURE THAT THE DRAINAGE FACILITY IS OPERATING PROPERLY. ANY COST INCURRED BY THE CITY FOR MAINTENANCE SERVICES SHALL BE THE RESPONSIBILITY OF THE OWNERS OF THE PROPERTY.

DATED THIS 9th DAY OF April, 2007.

PHILIP PASCHKE

Philip Paschke

SUSAN PASCHKE

Susan Paschke

ACKNOWLEDGMENTS

STATE OF WASHINGTON)

COUNTY OF SNOHOMISH)

I CERTIFY THAT I KNOW OR HAVE SATISFACTORY EVIDENCE THAT PHILIP PASCHKE IS THE PERSON WHO APPEARED BEFORE ME, AND SAID PERSON ACKNOWLEDGED THAT THEY SIGNED THIS INSTRUMENT AND ACKNOWLEDGED IT TO BE THEIR FREE AND VOLUNTARY ACT FOR THE USES AND PURPOSES MENTIONED IN THE INSTRUMENT.

[Signature] DATED: 4.9.07

NOTARY SIGNATURE
[Signature]
(PRINT NAME)

NOTARY PUBLIC IN AND FOR THE STATE OF WASHINGTON
RESIDING AT [Address]
MY APPOINTMENT EXPIRES: 11.29.10

STATE OF WASHINGTON)

COUNTY OF SNOHOMISH)

I CERTIFY THAT I KNOW OR HAVE SATISFACTORY EVIDENCE THAT SUSAN PASCHKE IS THE PERSON WHO APPEARED BEFORE ME, AND SAID PERSON ACKNOWLEDGED THAT THEY SIGNED THIS INSTRUMENT AND ACKNOWLEDGED IT TO BE THEIR FREE AND VOLUNTARY ACT FOR THE USES AND PURPOSES MENTIONED IN THE INSTRUMENT.

[Signature] DATED: 4.9.07

NOTARY SIGNATURE
[Signature]
(PRINT NAME)

NOTARY PUBLIC IN AND FOR THE STATE OF WASHINGTON
RESIDING AT [Address]
MY APPOINTMENT EXPIRES: 11.29.10

OWNER'S ATTORNEY IN FACT

THE OWNERS HEREBY DESIGNATE THE CITY ATTORNEY IN FACT FOR THE PURPOSES OF CORRECTING ANY ERRORS DISCOVERED IN PLATTING PROCESS. SUCH CORRECTIONS SHALL NOT CONSTITUTE A REPLAT, MCMC 16.06.125.

PHILIP PASCHKE

Philip Paschke

SUSAN PASCHKE

Susan Paschke

Recorder's Note - Notary Seal Not Legible
At Time of Recording.

HOLD HARMLESS AGREEMENT

OWNER(S) AND ALL PERSONS HAVING ANY PRESENT OF SUBSEQUENT OWNERSHIP INTEREST IN THESE LANDS, AND THE SUCCESSORS AND ASSIGNS OF OWNERS OR OTHER PARTIES HAVING ANY SAID INTEREST, HEREBY AGREE THAT THE CITY OF MILL CREEK SHALL BE HELD HARMLESS IN ALL RESPECTS FROM ANY AND ALL CLAIMS FOR DAMAGES FOR INJUNCTIVE RELIEF WHICH MAY BE OCCASIONED NOW OR IN THE FUTURE TO ADJACENT LAND OR IMPROVEMENTS BY REASON OF THE CONSTRUCTION, OPERATION AND MAINTENANCE OF THE DRAINAGE SYSTEM AND HEREBY WAIVE AND RELEASE THE CITY OF MILL CREEK FROM ANY AND ALL CLAIMS FOR DAMAGES, EXCLUDING DAMAGE CAUSED SOLELY BY AN ACT OR OMISSION OF SAID CITY AND INJUNCTIVE RELIEF WHICH THE OWNERS, OR THEIR SUCCESSORS OR ASSIGNS MAY THEMSELVES HAVE NOW OR IN THE FUTURE BY REASON OF THE CONSTRUCTION, MAINTENANCE AND OPERATION OF SAID DRAINAGE SYSTEM.

LEGAL DESCRIPTION

LOT 10, HEATHERWOOD WEST DIVISION 4, ACCORDING TO THE PLAT THEREOF RECORDED IN VOLUME 44 OF PLATS, PAGES 287 AND 288, RECORDS OF SNOHOMISH COUNTY, WASHINGTON.

SITUATE IN THE COUNTY OF SNOHOMISH, STATE OF WASHINGTON.

EASEMENTS

1. **10 FOOT FRONTAGE UTILITY EASEMENT**
AN EASEMENT IS HEREBY RESERVED FOR AND GRANTED TO ALL UTILITIES SERVING THE SUBJECT SHORT PLAT AND THEIR RESPECTIVE SUCCESSORS AND ASSIGNS, UNDER AND UPON THE EXTERIOR (10) FEET PARALLEL WITH AND ADJOINING THE STREET FRONTAGE OF ALL LOTS, TRACTS AND COMMON AREAS IN WHICH TO INSTALL, LAY, CONSTRUCT, RENEW, OPERATE AND MAINTAIN UNDERGROUND CONDUITS, CABLES AND WIRES WITH NECESSARY FACILITIES AND OTHER EQUIPMENT FOR THE PURPOSE OF SERVING THIS SHORT SUBDIVISION AND OTHER PROPERTY WITH ELECTRICITY, TELEPHONE, GAS, TELEVISION CABLE, AND OTHER UTILITY SERVICES, TOGETHER WITH THE RIGHT TO ENTER UPON THE LOTS AT ALL TIMES FOR THE PURPOSE HEREIN STATED. PROVIDED, THAT IF ANY PRIVATE ROAD(S) SHOULD BECOME PUBLIC ROAD(S) AT SOME TIME IN THE FUTURE, ALL EASEMENTS WITHIN THE ROAD SHALL BECOME NULL AND VOID AND ANY UTILITY FACILITIES WHICH PHYSICALLY EXIST SHALL BECOME SUBJECT TO THE FRANCHISE REQUIREMENTS OF THE COUNTY.
2. NO FENCE OR OBSTRUCTIONS SHALL BE CONSTRUCTED BETWEEN THE EDGE OF RIGHT OF WAY AND/OR TRACTS AND THE WATER METER, BLOWOFF AND FIRE HYDRANT WHICH RESTRICTS ACCESS BY SILVER LAKE WATER DISTRICT.

AUDITOR'S CERTIFICATE

FILED FOR RECORD AT THE REQUEST OF PACIFIC COAST SURVEYS, INC. THIS 1st DAY OF MAY 2007, AT 8 MINUTES PAST 10 A.M. AND RECORDED IN VOLUME OF SHORT PLATS, PAGES , RECORDS OF SNOHOMISH COUNTY, WASHINGTON.

Carolyn Diepenbrock
AUDITOR, SNOHOMISH COUNTY

By: *Ronni K. Kelle*
DEPUTY COUNTY AUDITOR

SURVEYOR'S CERTIFICATE

THIS MAP CORRECTLY REPRESENTS A SURVEY MADE BY ME OR UNDER MY DIRECTION IN CONFORMANCE WITH THE REQUIREMENTS OF THE SURVEY RECORDING ACT, AND IS A TRUE AND CORRECT REPRESENTATION OF THE LAND, MADE AT THE REQUEST OF SUSAN PASCHKE IN JANUARY, 2007.

[Signature] 37536 4-05-07
PROFESSIONAL LAND SURVEYOR CERTIFICATE NO. DATE

RESTRICTIONS AND COVENANTS

1. THE APPLICANT SHALL CONTRIBUTE THE AMOUNT OF \$2,814.84 TO MITIGATE IMPACTS ON THE CITY'S PARK SYSTEM FOR ONE SINGLE-FAMILY DWELLING UNIT PURSUANT TO RESOLUTION NO. 2005-374 AND MCMC SECTION 17.48.070, PRIOR TO THE ISSUANCE OF A BUILDING PERMIT.
2. THE APPLICANT SHALL CONTRIBUTE \$365.00 TO SNOHOMISH COUNTY FIRE DISTRICT NO. 7 TO MITIGATE IMPACTS ON FIRE DISTRICT FACILITIES/SERVICES FOR THE DEVELOPMENT OF ONE SINGLE-FAMILY DWELLING, VERIFICATION OF PAYMENT SHALL BE PROVIDED TO THE CITY BEFORE ISSUANCE OF A BUILDING PERMIT, MCMC 17.48.070 (C.3).
3. THE APPLICANT SHALL ENTER INTO AN AGREEMENT WITH THE EVERETT SCHOOL DISTRICT IN THE AMOUNT OF \$1,872.00 PER SINGLE-FAMILY DWELLING UNIT TO OFFSET IMPACT FOR THE DEVELOPMENT OF ONE SINGLE-FAMILY DWELLING UNIT, PURSUANT TO MCMC 17.48.070. CONTRIBUTION SHALL BE PAID TO THE EVERETT SCHOOL DISTRICT PRIOR TO ISSUANCE OF A BUILDING PERMIT BY THE CITY.
4. PROPERTY OWNERS SHALL BE RESPONSIBLE FOR MAINTENANCE OF THE STORM DRAINAGE SYSTEM PURSUANT TO THE CONDITIONS OF APPROVAL FOR SP 06-11.

2007 Taxes paid in full on Tax Parcel(s)
0078690000/000
By: [Signature] Date 5-1-07
Deputy Treasurer

APPROVALS

EXAMINED AND APPROVED THIS 13th DAY OF APRIL, 2007

[Signature]
DIRECTOR OF PUBLIC WORKS, CITY ENGINEER

EXAMINED AND APPROVED THIS 12th DAY OF APRIL, 2007

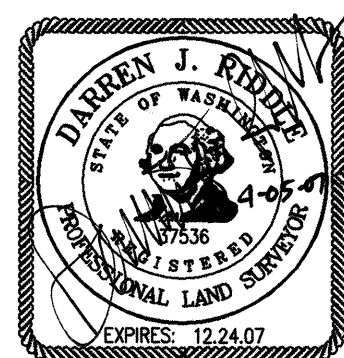
[Signature]
DIRECTOR OF COMMUNITY DEVELOPMENT

EXAMINED AND APPROVED THIS 12th DAY OF APRIL, 2007

[Signature]
CITY MANAGER
[Signature]
CITY CLERK, (ATTESTS)

A.F. NO. 200705015144

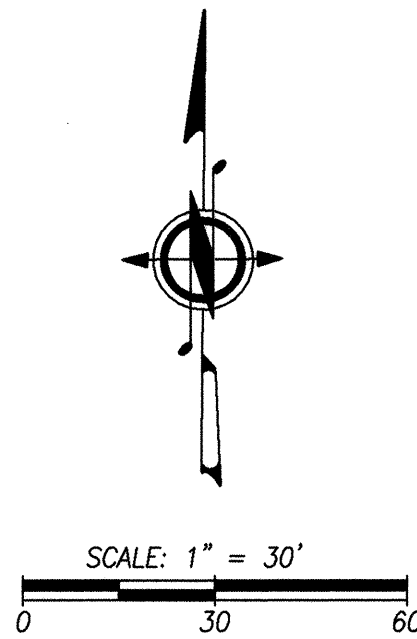
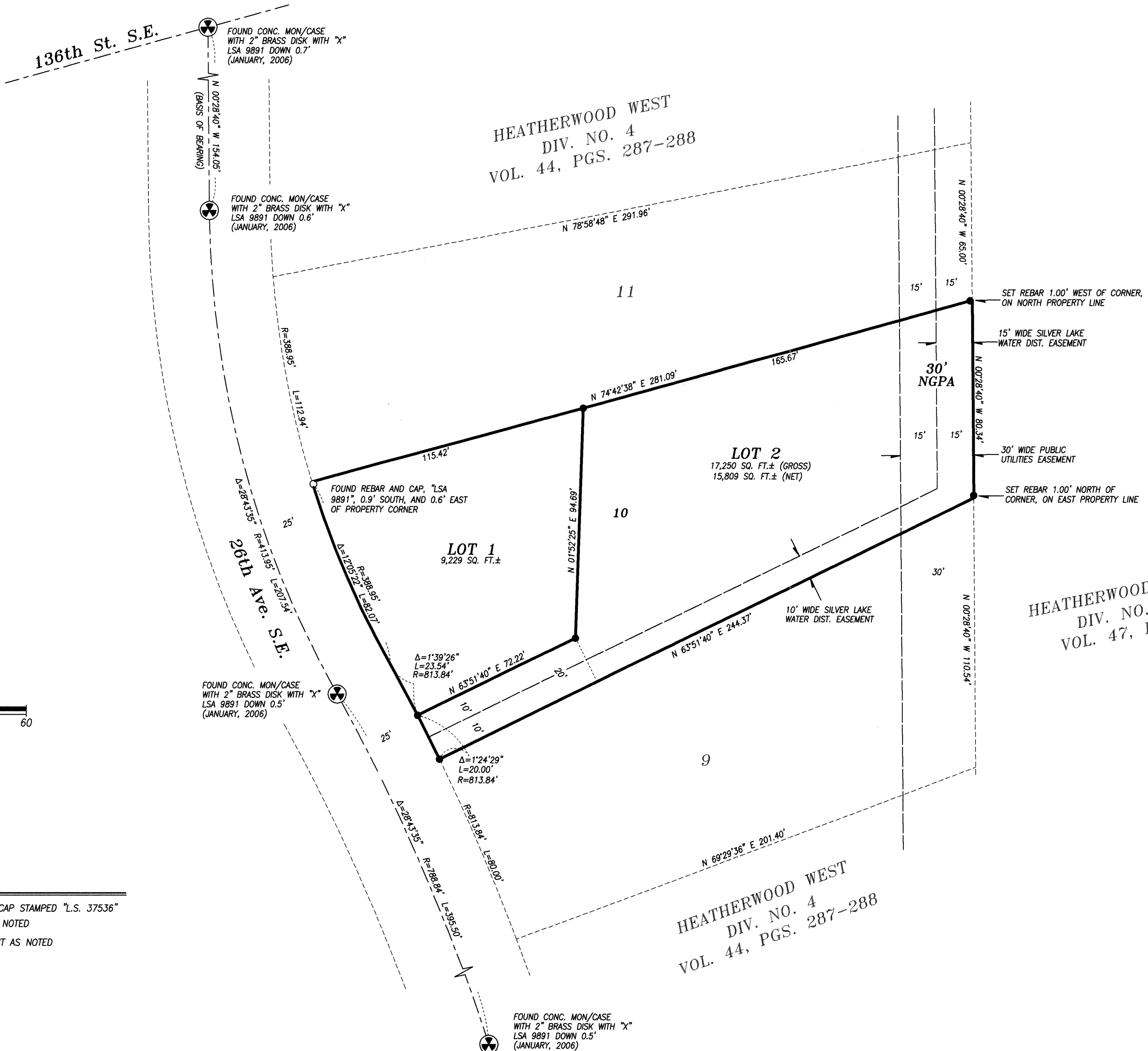
CITY OF MILL CREEK SP 06-11



Pacific Coast Surveys, Inc.
PROFESSIONAL LAND SURVEYING
P.O. BOX 3286
EVERETT, WA 98213
PH. 425.508.4951 FAX 425.357.3577
www.PCSurveys.net

SHORT SUBDIVISION FOR:
SUSAN PASCHKE
NE 1/4, NW 1/4, SEC.32, T.28N., R.5E., W.M.
DRAWN BY DATE DRAWING FILE SCALE JOB NO. SHEET
PTA 03.11.07 06211FSP.DWG 1" = 30' 06-211 1 of 2

SP 06-11



Legend:

- SET 1/2" X 24" REBAR W/CAP STAMPED "L.S. 37536"
- EXISTING REBAR W/CAP, AS NOTED
- ⊗ FOUND CONCRETE MONUMENT AS NOTED
- ⌘ RIGHT OF WAY CENTERLINE

NOTES

- 1.) THIS SURVEY HAS BEEN PREPARED FOR THE EXCLUSIVE USE OF PARTIES WHOSE NAMES APPEAR HEREON ONLY, AND DOES NOT EXTEND TO ANY UNNAMED THIRD PARTIES WITHOUT EXPRESS RECERTIFICATION BY THE LAND SURVEYOR.
- 2.) BOUNDARY LINES SHOWN AND CORNERS SET REPRESENT DEED LOCATIONS; OWNERSHIP LINES MAY VARY. NO GUARANTEE OF OWNERSHIP IS EXPRESSED OR IMPLIED.
- 3.) THERE IS NO DEDICATION TO THE PUBLIC OF ANY STREET, SIDEWALK, OR ANY OTHER FACILITY UPON THE RECORDING OF THIS SHORT PLAT. ALL ROADS AND TRACTS SHALL REMAIN PRIVATE.

Equipment & Procedures

METHOD OF SURVEY:
SURVEY PERFORMED BY FIELD TRAVERSE
INSTRUMENTATION:
LEICA TCRA 1105 ROBOTIC ELECTRONIC TOTAL STATION
PRECISION:
MEETS OR EXCEEDS STATE STANDARDS WAC 332-130-090
BASIS OF BEARING:
THE MONUMENTED CENTERLINE OF 26TH AVE. S.E. AS THE BEARING OF N. 00°28'40" W.



A.F. NO. 200705015144

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CITY OF MILL CREEK SP 06-11
SHORT SUBDIVISION FOR:
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DRAWN BY DATE DRAWING FILE SCALE JOB NO. SHEET
PTA 03.11.07 06211FSP.DWG 1" = 30' 06-211 2 of 2

SP 06-01