



Return Address:

Jeff Newschwander
Washington State Department of Ecology
1250 West Alder Street
Union Gap, WA 98903

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) Termination and Release of Restrictive Covenant	
Reference Number(s) of Documents assigned or released: Benton County AFN 2005-00517	
Grantor(s) (Last name, first name, initials) Washington State Department of Ecology	
Grantee(s) (Last name first, then first name and initials) 1. Alexander, Dan 2. Alexander, Harriet 3. The Gargoyle Trust, Harriet and Dan Alexander, Trustees 4. Womach, Robert G.	
Legal description (abbreviated: i.e. lot, block, plat or section, township, range) Lot 2 of Short Plat No. 2011 and Ptn. Gov't Lots 1 and 2 in Sec. 30, T9N R 24E WM, Benton County, Washington. Additional legal is on pages 1 and 2 of document.	
Assessor's Property Tax Parcel/Account Number 1-3094-201-2011-002; and 1-3094-200-0001-004	<input type="checkbox"/> 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.	

I am requesting an emergency nonstandard recording for an additional fee as provided in RCW 36.18.010. I understand that the recording processing requirements may cover up or otherwise obscure some part of the text of the original document.

Gregory S. McElroy, WSBA No. 15494
Attorney for Grantees

Signature of Requesting Party

After Recording Return to:
Jeff Newschwander
15 West Yakima Avenue
Yakima, WA 98902



TERMINATION AND RELEASE OF RESTRICTIVE COVENANT

Grantor: State of Washington, Department of Ecology
Grantees: Dan Alexander and Harriet Alexander
Harriet and Dan Alexander, Trustees of The Gargoyle Trust
Robert G. Womach

Brief Legal Description: Lot 2 of Short Plat No. 2011, in Section 30 of Township 9 North, Range 24 East W.M., Benton County Washington.

That portion of Government Lots 1 and 2, lying Southwest of Sunnyside Canal and North of Northern Pacific Railway Company Right-Of-Way, in Section 30 of Township 9 North, Range 24 East W.M. , Benton County, Washington.

Cleanup Site ID: 478
Facility/Site ID: #23975611
Tax Parcel Nos.: 1-3094-201-2011-002; and 1-3094-200-0001-004
Cross-Reference: 2005-00517

Pursuant to the Model Toxics Control Act (MTCA), Chapter 70.105D RCW; the Uniform Environmental Covenants Act, RCW 64.70.100; and WAC 173-340-440, the Washington State Department of Ecology (Ecology) has determined, after public notice and comment, that the Restrictive Covenant (hereafter "Covenant") filed of record in Benton County under Auditor's File Number 2005-000517 on January 24, 2005 between DAN ALEXANDER and HARRIET ALEXANDER, husband and wife, as Grantor(s) and Ecology as Grantee or Holder of the Covenant over the property legally described below is no longer necessary under MTCA and its implementing regulations, Chapter 173-340 WAC, to protect human health and the environment and the integrity of the remedial action. Ecology hereby consents to termination of the Covenant and relinquishes and quitclaims to DAN ALEXANDER AND HARRIET ALEXANDER, THE GARGOYLE TRUST, and ROBERT G. WOMACH any and all rights it may have that were created by the Covenant.

This document is not a settlement under MTCA. Ecology's signature below does not constitute a covenant not to sue or a compromise of Ecology's authority or rights other than those rights created by the Covenant itself.

The legal description of the property subject to the Covenant is as follows:

FOR THE PROCESSING AREA: Lot 2 of Short Plat No. 2011, in Section 30 of Township 9 North, Range 24 East W.M., Benton County Washington.

FOR THE SOUTH HOP FIELD: That portion of Government Lots 1 and 2, lying Southwest of Sunnyside Canal and North of Northern Pacific Railway Company Right-Of-Way, in Section 30 of Township 9 North, Range 24 East W.M., Benton County, Washington.

Dated this 30th day of June, 2015.

STATE OF WASHINGTON
DEPARTMENT OF ECOLOGY

Valerie BOUND

By: VALERIE BOUND

Title: Section Manager

STATE ACKNOWLEDGMENT

STATE OF WASHINGTON

COUNTY OF YAKIMA

On this 30 day of June, 2015, I certify that Valerie BOUND personally appeared before me, acknowledged that he/she is the Employee of the state agency that executed the within and foregoing instrument, and signed said instrument by free and voluntary act and deed, for the uses and purposes therein mentioned, and on oath stated that he/she was authorized to execute said instrument for said corporation.



Shelly A. Smith
Notary Public in and for the State of Washington
Residing at YAKIMA WA
My appointment expires 3-21-17

CONSENT TO TERMINATION AND RELEASE OF COVENANT

The undersigned Dan Alexander and Harriet Alexander, individually, and as trustees of The Gargoyle Trust, and Robert G. Womach, contract purchaser of parcel 1-3094-201-2011-002, hereby consent to the release and termination of the above-described Environmental Covenant.

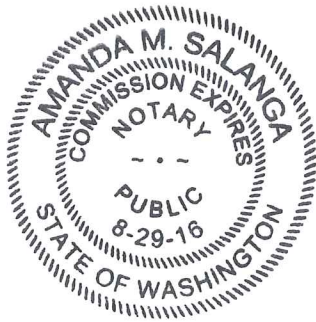
Dan Alexander
Dan Alexander, Individually

Dated: 6/10/15

INDIVIDUAL ACKNOWLEDGMENT

STATE OF WASHINGTON
COUNTY OF Kitasno

On this 10th day of June, 2015, I certify that Dan Alexander personally appeared before me, acknowledged that he is the individual described herein and who executed the within and foregoing instrument and signed the same at his free and voluntary act and deed for the uses and purposes therein mentioned.



Amanda M. Salanga
Notary Public in and for the State of Washington

Residing at Bainbridge Island

My appointment expires 08/29/2016

Harriet H. Alexander
Harriet Alexander, Individually

Dated: June 10, 2015

INDIVIDUAL ACKNOWLEDGMENT

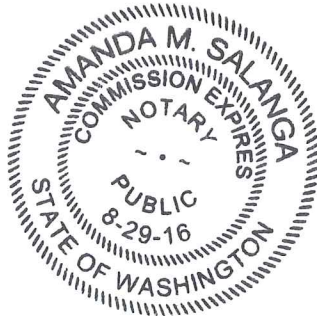
STATE OF WASHINGTON
COUNTY OF Kitsap

On this 10th day of June, 2015, I certify that Harriet Alexander personally appeared before me, acknowledged that she is the individual described herein and who executed the within and foregoing instrument and signed the same at her free and voluntary act and deed for the uses and purposes therein mentioned.

Amanda M. Salanga
Notary Public in and for the State of Washington

Residing at Bainbridge Island

My appointment expires 08/29/2016



Dan Alexander, Trustee
By: Dan Alexander, Trustee
The Gargoyle Trust

Dated: *4/10/15*

REPRESENTATIVE ACKNOWLEDGEMENT

STATE OF WASHINGTON
COUNTY OF *Kitsap*

On this *10th* day of *June*, 2015, I certify that Dan Alexander personally appeared before me, acknowledged that he signed this instrument, on oath stated that he was authorized to execute this instrument, and acknowledged it as the Trustee of The Gargoyle Trust to be the free and voluntary act and deed of such party for the uses and purposes mentioned in the instrument.



Amanda M. Salanga
Notary Public in and for the State of Washington

Residing at *Bainbridge Island*

My appointment expires *08/29/2016*

Harriet A. Alexander, Trustee
By: Harriet Alexander, Trustee
The Gargoyle Trust
Dated: June 10, 2015

REPRESENTATIVE ACKNOWLEDGEMENT

STATE OF WASHINGTON
COUNTY OF Kitsap

On this 10th day of June, 2015, I certify that Harriet Alexander personally appeared before me, acknowledged that she signed this instrument, on oath stated that she was authorized to execute this instrument, and acknowledged it as the Trustee of The Gargoyle Trust to be the free and voluntary act and deed of such party for the uses and purposes mentioned in the instrument.



Amanda M. Salanga
Notary Public in and for the State of Washington
Residing at Bainbridge Island
My appointment expires 08/29/2016

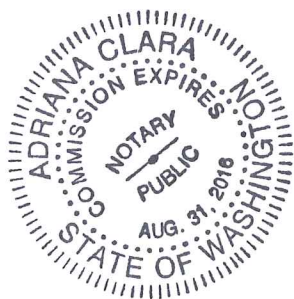
Robert G. Womach
Robert G. Womach, Individually

Dated: June 24th 2015

INDIVIDUAL ACKNOWLEDGMENT

STATE OF WASHINGTON
COUNTY OF Benton

On this 24th day of June, 2015, I certify that Robert G. Womach personally appeared before me, acknowledged that he is the individual described herein and who executed the within and foregoing instrument and signed the same at his free and voluntary act and deed for the uses and purposes therein mentioned.



Adriana Clara
Notary Public in and for the State of Washington

Residing at Prosser, Wash

My appointment expires Aug 31, 2016