

After Recording Return to:

Washington State Department of Ecology  
Toxics Cleanup Program/SWRO  
Attention: Nicholas Acklam, VCP/II-SHA/LUST Unit Supervisor  
300 Desmond Drive SE  
Lacey, WA 98504-7775

### TERMINATION & RELEASE OF RESTRICTIVE COVENANT

Grantor: State of Washington, Department of Ecology  
Grantee: David A. Swanson  
Legal: Parcel A: T18-R1W-S35  
Tax Parcel Nos.: 11835230101 and 11835230102  
Cross-Reference: Interlake Grocery, 7446 Mullen Road SE, Lacey, Washington 98503.  
Original Restrictive Covenant No. 3019635 recorded in Thurston County on  
03/19/1996; No Further Action Letters dated March 22, 1996 and  
December 8, 2016.

Pursuant to the Model Toxics Control Act, Chapter 70.105D RCW (MTCA), the Uniform Environmental Covenants Act, RCW 64.70.100, and WAC 173-340-440, the State of Washington, Department of Ecology (Ecology) has determined, after public notice and comment, that the Environmental Covenant filed of record in Thurston County under Auditor File Number 3019635 on March 19, 1996 between David A. Swanson as Grantor and Ecology as Grantee (Covenant) over the property legally described below is no longer necessary under MTCA and its implementing regulations, Chapter 173-340 WAC in order to protect human health and the environment. Ecology hereby consents to termination of the Covenant and relinquishes and quitclaims to Kyu & Young LLC, and In Huh 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:**

**PARCEL A:** That part of the Southwest quarter of the Northwest quarter of Section 35, Township 18 North, Range 1 West, W.M., lying Westerly of county road know as Carpenter Road and South of a line running South 88° 14' 30" East from a point on the West line of said Southwest quarter of the Northwest quarter South 1° 30' 51" West 655.13 feet from its Northwest corner and Northerly of county road known as Mullen Road.

4553702  
03/14/2017 11:54 AM Release  
Thurston County Washington  
IN H HUH

Pages: 4



Dated this 13 day of MARCH, 2017.

STATE OF WASHINGTON  
DEPARTMENT OF ECOLOGY

by: Rebecca S. Lawson  
Rebecca S. Lawson, P.E., LHG

Title: Section Supervisor  
Toxics Cleanup Program  
Southwest Regional Office

STATE ACKNOWLEDGMENT

STATE OF WASHINGTON

COUNTY OF Thurston

On this 13 day of March, 2017 I certify that Rebecca Lawson personally appeared before me, acknowledged that **he/she** is the Section Manager 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.

Jami M. Gerber Jami M. Gerber  
Notary Public in and for the State of

Washington, residing at Lacey, WA.

My appointment expires May 14, 2017.



**CONSENT TO TERMINATION & RELEASE OF COVENANT**

The undersigned Peter Lee hereby consents to the release and termination of the above-described Environmental Covenant.

*Peter Lee*  
Name: Peter Lee

Title: Member

Dated: 3/7/2017

**REPRESENTATIVE ACKNOWLEDGEMENT**

STATE OF WASHINGTON

COUNTY OF Pierce

On this 7th day of March, 2017, I certify that Peter Lee personally appeared before me, acknowledged that he/she signed this instrument, on oath stated that he/she was authorized to execute this instrument, and acknowledged it as the Member [type of authority] of Kyu & Young LLC [name of party being represented] to be the free and voluntary act and deed of such party for the uses and purposes mentioned in the instrument.



*Kyong Pitts* WA.  
Notary Public in and for the State of  
Washington, residing at Lakewood  
My appointment expires 3/2/2021

The undersigned In Huh hereby consents to the release and termination of the above-described Environmental Covenant.

[Signature]  
In Huh  
Previous Property Owner

Dated: 3/17/2017

**INDIVIDUAL ACKNOWLEDGMENT**

STATE OF WASHINGTON

COUNTY OF Pierce

On this 7th day of March, 2017, I certify that In Huh personally appeared before me, and acknowledged that he/she is the individual described herein and who executed the within and foregoing instrument and signed the same at his/her free and voluntary act and deed for the uses and purposes therein mentioned.

[Signature] WA.  
Notary Public in and for the State of

Washington, residing at Lakewood

My appointment expires 3/2/2021

