



## 5-YEAR MAINTENANCE AGREEMENT FOR SHORELINE STRUCTURAL STABILIZATION

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*Parcel No:*

*Project Name:*

*Project Address:*

This agreement is entered into between each of the undersigned owners of real property, and the City of Kirkland, in consideration of approval by the City of a permit under City of Kirkland File/Permit No. \_\_\_\_\_ for the hereinafter described real property in Kirkland, King County, Washington.

Each undersigned owner jointly and severally hereby agrees to maintain the shoreline structural stabilization measures installed on the real property described below, in accordance to the final approved shoreline stabilization plan contained in the City's official file, pursuant to Chapter 83 of the Kirkland Zoning Code ("KZC"), for a period of five (5) years after the date of final occupancy of the site or final inspection of the shoreline stabilization measure, which is [enter date]. Thereafter, maintenance will continue pursuant to Chapter 83 KZC requirements.

Each of the undersigned agree to defend, pay, and save harmless the City of Kirkland, its officers, agents, and employees from any and all claims of every nature whatsoever, real or imaginary, which may be made against the City, its officers, agents, or employees for any damage to property or injury to any person arising out of the maintenance of said shoreline structural stabilization measure on said owner's property or out of the actions of the undersigned in carrying out the responsibilities under this agreement, excepting therefrom only such claims as may arise solely out of the negligence of the City of Kirkland, its officers, agents, or employees.

This Agreement shall be binding upon the heirs, successors and assigns of each of the undersigned and shall run with the land. This Agreement shall, at the expense of the undersigned owners, be recorded by the City of Kirkland with the King County Department of Elections and Records.

The real property owned by the undersigned and the subject property of this Agreement is situated in Kirkland, King County, Washington and described as follows:

Exhibit A

DATED at Kirkland, Washington, this \_\_\_\_\_ day of \_\_\_\_\_,  
\_\_\_\_\_.

**(Sign in blue ink)**

**(Individuals Only)**

OWNER(S) OF REAL PROPERTY (INCLUDING SPOUSE)

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

**(Individuals Only)**

STATE OF WASHINGTON )

) SS.

County of King )

On this \_\_\_\_\_ day of \_\_\_\_\_, \_\_\_\_\_, before me, the undersigned, a Notary Public in and for the State of Washington, duly commissioned and sworn, personally appeared \_\_\_\_\_ and \_\_\_\_\_

\_\_\_\_\_ to me known to be the individual(s) described herein and who executed the 5-Year Maintenance Agreement For Shoreline Structural Stabilization and acknowledged that \_\_\_\_\_ signed the same as \_\_\_\_\_ free and voluntary act and deed, for the uses and purposes therein mentioned.

WITNESS my hand and official seal hereto affixed the day and year first above written.

\_\_\_\_\_  
Notary's Signature

\_\_\_\_\_  
Print Notary's Name

Notary Public in \_\_\_\_\_ and for the State of Washington,

Residing at: \_\_\_\_\_

My commission expires: \_\_\_\_\_

**(Partnerships Only)**

OWNER(S) OF REAL PROPERTY

\_\_\_\_\_  
(Name of Partnership or Joint Venture)

\_\_\_\_\_  
By General Partner

\_\_\_\_\_  
By General Partner

\_\_\_\_\_  
By General Partner

**(Partnerships Only)**

STATE OF WASHINGTON )

) SS.

County of King )

On this \_\_\_\_\_ day of \_\_\_\_\_, \_\_\_\_\_, before me, the undersigned, a Notary Public in and for the State of Washington, duly commissioned and sworn, personally appeared \_\_\_\_\_ and \_\_\_\_\_

\_\_\_\_\_ to me, known to be general partners of \_\_\_\_\_, the partnership that executed the 5-Year Maintenance Agreement For Shoreline Structural Stabilization and acknowledged the said instrument to be the free and voluntary act and deed of each personally and of said partnership, for the uses and purposes therein set forth, and on oath stated that they were authorized to sign said instrument.

WITNESS my hand and official seal hereto affixed the day and year first above written.

\_\_\_\_\_  
Notary's Signature

\_\_\_\_\_  
Print Notary's Name

Notary Public in and for the State of Washington,  
Residing at: \_\_\_\_\_

My commission expires: \_\_\_\_\_

**(Corporations Only)**

OWNER(S) OF REAL PROPERTY

\_\_\_\_\_  
(Name of Corporation)

\_\_\_\_\_  
By President

\_\_\_\_\_  
By Secretary

**(Corporations Only)**

STATE OF WASHINGTON }  
County of King } SS.

On this \_\_\_\_\_ day of \_\_\_\_\_, \_\_\_\_\_, before me, the undersigned, a Notary Public in and for the State of Washington, duly commissioned and sworn, personally appeared \_\_\_\_\_ and \_\_\_\_\_

\_\_\_\_\_ to me, known to be the President and Secretary, respectively, of \_\_\_\_\_, the corporation that executed the 5-Year Maintenance Agreement For Shoreline Structural Stabilization and acknowledged the said instrument to be the free and voluntary act and deed of said corporation, for the uses and purposes therein set forth, and on oath stated that they were authorized to sign said instrument and that the seal affixed is the corporate seal of said corporation.

WITNESS my hand and official seal hereto affixed the day and year first above written.

\_\_\_\_\_  
Notary's Signature

\_\_\_\_\_  
Print Notary's Name  
Notary Public in and for the State of Washington,  
Residing at: \_\_\_\_\_  
My commission expires: \_\_\_\_\_