

**Indemnification and Hold Harmless
and Permit Temporary in Nature**

Reference Number(s) of Related Document(s): PW16-0123

Grantor: PUGET SOUND CLEAN AIR AGENCY

Grantee: CITY OF TUKWILA, a municipal corporation of King County, Washington

Work Location:

Along 44th Ave S adjacent to Duwamish Park

Abbreviated Work Description:

Install 6' x 7' Plastifab shelter on gravel on 44th Ave S.

NOW, THEREFORE, the parties agree as follows:

The Permittee shall hold harmless the City, its officers, agents and employees, from and against any and all claims, losses or liability, including attorney's fees, arising from injury or death to persons or damage to property occasioned by any act, omission or failure of the Permittee, its officers, agents and employees, in using the City's right-of-way under this permit. This hold harmless shall not apply to any damage resulting from the negligence of the City, its agents and employees. To the extent any of the damages referenced by this paragraph were caused by or resulted from an act, omission, or failure of the City, its agents or employees, the City shall hold harmless the Permittee, its officers, agents, and employees from and against any and all claims, losses or liability, including attorney's fees, arising from injury or death to persons or damage to property occasioned by any act, omission or failure of the City, its offices, agents and employees. Neither the City nor the permittee is responsible for the acts and/or omissions of other entities or individuals not a party to this permit. Further, the right-of-way permit herein is wholly of a temporary nature and it vests no permanent right to use whatsoever to the Permittee.

IN WITNESS WHEREOF, said individual(s) have caused this instrument to be executed this 19th day of September, 2016.

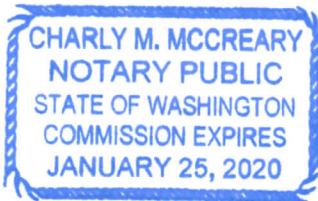
Craig Kenworthy
Authorized Signature / Property Owner

STATE OF WASHINGTON)
)ss.
COUNTY OF KING)

I certify I have know or have satisfactory evidence that Craig Kenworthy,
Executive Director is the
person who appeared before me, and said person acknowledged that he signed this
instrument on oath stated that he was authorized to execute the instrument and
acknowledge as the

Executive Director of **Puget Sound
Clean Air Agency**, to be the free and voluntary act of such party for the uses and purposes
mentioned in the instrument.

Dated 9/19/2016



Charly McCreary
CHARLY MCCREARY
Notary Public in and for the State of Washington
residing at SEATTLE, WA
My appointment expires 01/25/2020

DATED this 22nd day of September, 2016.

GRANTEE: CITY of TUKWILA

By: Bob Giberson

Print Name: Bob Giberson

Its: Public Works Director

STATE OF WASHINGTON)

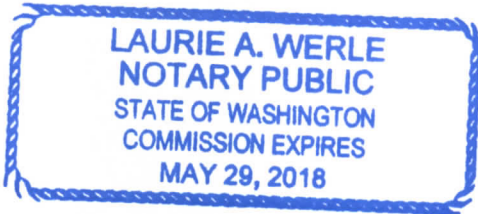
)SS.

COUNTY OF KING)

On this day, before me personally appeared BOB GIBERSON to me known to be the PUBLIC WORKS DIRECTOR for the City of Tukwila, and executed this instrument on behalf of the City of Tukwila in his capacity as PUBLIC WORKS DIRECTOR and acknowledged that he is authorized to do so at his free and voluntary act and deed, for the uses and purposes therein mentioned.

IN WITNESS WHEREOF, I have hereunto set my hand and official seal the day and year first above written.

Laurie A Werle



Name: Laurie A Werle

NOTARY PUBLIC, in and for the State of

Washington, residing at Tukwila

My commission expires: 05/29/18