

any action necessary to prevent the erection or growth of any structure, tree or other object into the airspace above that part of said approach surface, above the above-described inclined plane located directly over portion of Tract 3, and to remove from such airspace, or mark or light as obstructions to air navigation any and all structures, trees or other objects that may extend above such approach surface, together with the right of ingress to, egress from and passage over the land of the GRANTOR for such purpose.

Further, for the consideration as above set out, GRANTOR does hereby grant unto GRANTEE for the use and benefit of the public a right of flight for the passage of aircraft in the airspace above the said Tract 3 in the approach surface above the inclined plane as above described and as shown on Exhibit "A", together with the right to cause in said airspace such noise as may be inherent in the operation of aircraft using said airspace for landing at, taking off from, or operating at the airport.

TO HAVE AND TO HOLD said easement and all rights appertaining thereto unto the GRANTEE, its successors and assigns forever with the understanding that these covenants and agreements shall be binding upon the heirs, administrators, executors, and assigns of GRANTOR, and that these covenants and agreements shall run with the land.

IN WITNESS WHEREOF, the GRANTOR has set his hand and seal this 2 day of February, 1971.

Signed, sealed and delivered  
in the presence of:

James R. Kelly  
J. B. Smith

William M. Trabasso  
Antonia C. Trabasso