

STANDARD PROVISIONS FOR SALES OF AIRPORT PROPERTY

- A The Grantor reserves unto itself, its successors and assigns, for the use and benefit of the public a right of flight for the passage of aircraft in the airspace above the surface of the real property (hereinafter described)¹ together with the right to cause in said airspace such sound as may be inherent in the operation of aircraft, now known or hereafter used for the navigation of or flight in said airspace, together with the emission of fumes or particles incidental to aircraft navigation, and for the use of said airspace for the landing on, taking off from or operating on (Yourtown Municipal Airport)².
- B The Grantee expressly agrees for itself, its successors and assigns to prevent the use of the premises for purposes which will create or result in hazards to flight such as, but not limited to, purposes which will (a) produce electrical interference with radio communications, (b) make it difficult for pilots to distinguish between airport lights and others, (c) project glare in the eyes of pilots, (d) impair visibility in the vicinity of the airport, or (e) otherwise endanger the landing, take-off or maneuvering of aircraft.
- C The Grantor retains the continuing right in the subject property to prevent the erection or growth of any building, structure, tree, or other object extending into the airspace (above 45 feet Mean Sea Level[MSL])³ and to remove from said airspace, at the Grantee's expense or at the sole option of the Grantor, as an alternative, to mark and light as obstructions to air navigation, any such building, structure, tree, or other object now upon, or which in the future may be upon the property together with the right of ingress to, passage over, and egress from Grantee's property for the above purposes.

¹ Insert appropriate language to indicate where the property is actually described, i.e., hereinafter or above described, as described in Attachment "A" hereto, etc.

² Insert official airport name

³ Use the lowest elevation allowable over any portion of the property per FAR Part 77, describe the specific overlying 77 surfaces, or reference an attached plan showing Part 77 contours. A reference to Part 77 is NOT sufficient.