



200408020180

Skagit County Auditor

8/2/2004 Page

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3 2:00PM

Agreement to Provide Service Contract

For tax parcel # P 64867 Xref ID 3898-000-005-0004Site address: 15885 YOKER DR.
ANACORTES, WA 98221**Legal Description:**DECEPTION PASS WATERFLOUT TRACTS
TRACTS 4 AND W 1/2 OF 5 & TOLDS.Grantor:
(Provider)Name
Address
City, State
Zip
TelephoneOrcas Sewage Design, Inc.
P.O. Box 492
Eastsound, WA
98245
360/376-2762 (fax: 376-4861)Grantee(s):
(Owner)Name
Address
City,
State, Zip
TelephoneDONALD BERKEY
2503 60th St. SE
EVERETT, WA
WA 98203-4071
425 355-1775Date: JULY 29, 2004

NOW, THEREFORE, in consideration of the terms, provisions, covenants and conditions contained herein, the parties hereto agree as follows:

- Landowner to provide required information below and sign/seal
- Landowner to have this document notarized by a valid Notary of Washington
- This document to be recorded with the deed of the property by the Skagit Co. Auditor
- One copy of document to Landowner, to service provider, and to Skagit Co. Health Dept.

The Manufacturer of the AdvanTex AX20 Septic Treatment System requires an Operation and Maintenance (O&M) agreement be in place for the first three years for warranty to be valid. The equipment distributor, State of Washington, and Skagit County require a perpetual O&M Service Contract be in place as long as the Treatment System is in operation. This perpetual O&M agreement is binding upon subsequent owners as long as the Treatment System is in operation and shall be considered disclosable at property transfers. The O&M Agreement shall have a minimum of one service visit per year, or more frequent as specified by system design and or Health Dept. permit. The O & M agreement shall be for a period of no less than thirty-six months, and be renewed every thirty-six months thereafter.

The Operation & Maintenance (O&M) provider must be authorized to service this system. The landowner may choose any Authorized O&M Service Provider. The O&M Service Provider shall service the Treatment System and reset panel alarm annually. The O&M Service Provider shall provide the Landowner and equipment distributor with the annual inspection report.

Discontinuance of the Operation and Maintenance agreement places the Treatment System out of service, which places the system in non-compliance with any and all expressed or implied warranty agreements. If the Treatment System is placed out of service the local Skagit County Health Dept. office may be notified and out of service notification recorded by the O&M service provider. The O&M Service Provider shall have the authority to record an out of service notification on the property deed. Landowner agrees O&M Service Provider may release any system information to mortgage, title and insurance companies including regulatory agencies. The O&M Service Provider may remove this document from the property deed when the Treatment System is removed from the property. O&M Service Provider may place the Treatment System out of service for non-payment of O&M provider fees or denial of reasonable access to the system for the purpose of O&M.



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This agreement is in accordance with the Septic Design
issued by the Skagit County Health Dept.

Signature of Land Owner: *Donald L. Berkeley*

Printed Name: DONALD L. BERKEY

Dated this 29 day of July 2004

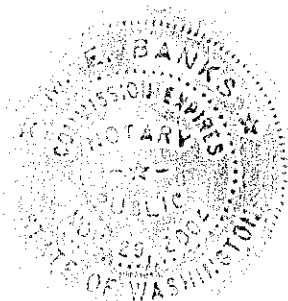
WDL #

STATE of WASHINGTON
COUNTY of SKAGIT

On this day personally appeared before me Donald Berkeley

To me known to be the individual(~~s~~) described in and who executed the within and
foregoing instrument, and acknowledged that he signed the same as his
free and voluntarily act and deed, for the uses and purposes therein mentioned.

GIVEN under my hand and official seal this 29th day of July 2004
THUR. 3:50pm.



M. E. Banks
Notary Public in and for the State of Washington
Residing at: *Mt. Rainier*

My appointment expires: *Nov. 29, 2004*



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Skagit County Auditor