



200411020061
Skagit County Auditor

11/2/2004 Page 1 of 2 11:54AM

RESTRICTIVE COVENANT

The grantor(s) herein is (are) the owner(s) of (an interest in) the following described real estate situated in Skagit County, State of Washington:

KENNETH J BOE

Parcel Number	XrefID	Quarter	Section	Township	Range
P67057	3940-000-098-0109	02	36	33	06
LAKE CAVANAUGH PARK PTN TR A BAT NE C SD TR A TH WLY ALG N LI SD TR					
70FT TH SELY TAP ON SLY LI SD TR WH IS 40FT WLY ALG SLY LI SD TR FR S EC					
THOF TH ELY TO SE C SD TR TH N TPB					

The grantee(s) herein, JERRY/ BARBARA WELCH, own(s) and operate(s) a well and waterworks supplying water for public use, located upon the following described real estate situated in Skagit County, State of Washington:
(See attached map)

Parcel Number	XrefID	Quarter	Section	Township	Range
P67056	3940-000-098-0018	02	36	33	06

which well and waterworks is in close proximity to the land of the grantor(s), and said grantee(s) is (are) required to keep the water supplied from said well free from impurities which might be injurious to the public health.

It is the purpose of these grants and covenants to prevent certain practices hereinafter enumerated in the use of the said grantor(s) land which might contaminate said water supply.

NOW, THEREFORE, the grantor(s) agree(s) and covenant(s) that said grantee(s), its successors and assigns said covenants to run with the land for the benefit of the land of the grantee(s), that said his (her) grantor(s), (their) heirs, successors and assigns will not construct, maintain, or suffer to be constructed or maintained upon the said land of the grantor(s) and within 100 (One Hundred) feet of the well herein described, so long as the same is operated to furnish water for public consumption, any potential source of contamination, such as septic tanks and drainfields, sewerlines, underground storage tanks, roads, railroad tracks, vehicles, structures, barns, feed stations, grazing animals, enclosures for maintaining fowl or animal manure, liquid or dry chemical storage, herbicides, insecticides, hazardous waste, or garbage of any kind or description.

These covenants shall run with the land and shall be binding to all parties having or acquiring any right, title, or interest in the land described herein or any part thereof, and shall inure to the benefit of each owner thereof.

WITNESS _____ hand this 1ST day of November, 2004.

[Signature] (Seal)

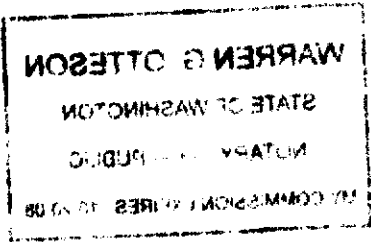
(Seal)
Grantor(s)

State of Washington
County of Skagit

I, the undersigned, a Notary Public in and for the above named County and State, do hereby certify that on this 1ST day of NOVEMBER 2004, personally appeared before me KENNETH J. BOE to me known to be the individual described in and who executed the within instrument, and acknowledge that he (they) signed and sealed the same as free and voluntary act and deed, for the uses and purposes therein mentioned.

GIVEN under my hand and official seal the day and year last above written.

Warren G. Otteson
Notary Public in and for the State of Washington, residing at Mount Vernon, WA 98274
My Commission Expires: 10/20/06
WARREN G. OTTESON
STATE OF WASHINGTON
NOTARY PUBLIC
COMMISSION EXPIRES 10-20-06



LEGAL DESCRIPTION

Tract "A", "Lake Cavanaugh Park", in Government Lot 1, Section 36, Township 33 North, Range 6 East, W.M., as per plat recorded in Volume 7 of Plats, pages 93 and 94, records of Skagit County, Washington, EXCEPT the following described property:
Beginning at the Northeast corner of said Tract "A"; thence Westerly along the Eastern boundary of said Tract "A" to the intersection of the Eastern boundary of said Tract "A" and the Southern boundary of said Tract "A"; thence South 40° 00' 00" East along the Southern boundary of said Tract "A" to the Southeast corner thereof; thence Easterly to the Southeast corner of said Tract "A"; thence North to the point of beginning.

Situate in the County of Skagit, State of Washington.

I HEREBY CERTIFY THAT THIS SHORT PLAT IS BASED ON AN ACTUAL SURVEY, WHICH IS RETRACABLE AND BASED ON A TRUE SUBDIVISION OF THE SECTION, THAT THE DISTANCES, COURSES AND ANGLES ARE SHOWN CORRECTLY THEREON, AND THAT MONUMENTS HAVE BEEN SET AND LOT CORNERS STAKED ON THE GROUND AS SHOWN ON THE SHORT PLAT OR SHOWN THEREON AS PER PREVIOUS SURVEY. THIS SHORT PLAT IS IN ACCORDANCE WITH THE PROVISIONS CONTAINED IN CHAPTER 33A-130 RCW.

SURVEYOR'S CERTIFICATE

Michael T. Mowrer FLS NO. 21,520

Survey Notes and Procedures

This survey was performed by standard field traverse with a 02" electronic total station and complies with the minimum required survey precision of 1:10,000 per WAC 130-130-090.

Base of Bearings: Plat of Lake Cavanaugh Park

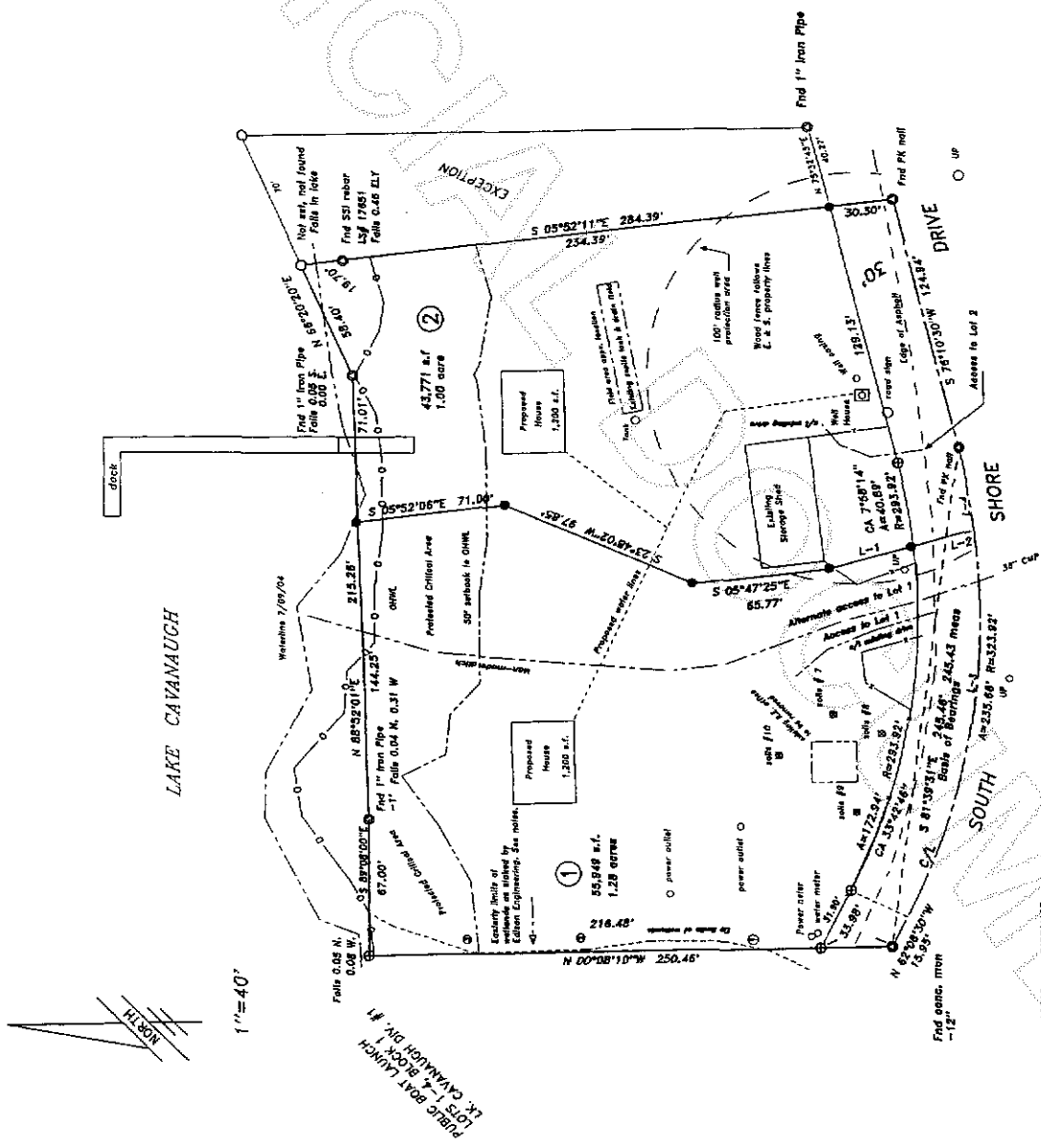
Survey references: Survey recorded under A.F. 189007210054

The wetlands and Ordinary High Water Level shown herein were delineated by Edmon Engineering, Solid firm will provide further data and analysis for these items.

The existing aerial photos are shown as noted from a copy of the design by Lou Mowrer, dated by Skagit County planning No. 80-203. Solid copy provided to us by the client.

LEGEND

- Found as noted herein
- Set #5 rebar/cap "Navy" - 21,820"
- Found Exposed rebar, LSF 13374
- UP Utility Pole
- Ordinary High Water Line
- Units at 30' PCA buffer



COURSE	BEARING	DISTANCE
L-1	S 143°24'45\"	41.47'
L-2	S 143°24'45\"	30.31'

COURSE	BEARING	DISTANCE
RA-1	S 23°28'21\"	106.65'
RA-2	S 185°17'01\"	DELTA 34°51'33\"
L-3	S 78°24'11\"	182.24'
RA-3	S 23°28'21\"	106.65'
L-4	S 78°24'11\"	40.45'

Filed for record this _____ day of _____ 2004, at _____
of the request of _____ Skagit County, Wa.
AUDITOR'S
CERTIFICATE
County Auditor or Deputy Auditor

MICHAEL MOWRER & ASSOCIATES
PROFESSIONAL SURVEYING SERVICES
17424 Mallard Cove Lane, Mount Vernon, Wa. 98274
(360) 422-8097

Survey in G.L. 1, Sec. 36, Twp. 33 N., Rng. 6 E., W.M.

Short Plat
For
Jerry & Barbara Welch

Scale:	1"=40'
Date:	July, 2004
Job No:	04-17
Drawn by:	UTM
Chk'd by:	MKS
Sheet	1 of 2