

When recorded return to:

Craig Sjostrom  
411 Main Street  
Mount Vernon, Washington 98273



200609070139  
Skagit County Auditor

9/7/2006 Page 1 of 4 3:55PM

**Grantor: Richard W. Morris & Darscella B. Morris, h/w**

**Grantee: The Public**

**Legal Description: State St. Addition to Sedro Lots 10 & 11**

**Assessor's Property Tax Parcel or Account Nos.: 77248; 77250**

**Reference Nos of Documents Assigned or Released: N/A**

**Conveyance: Declaration of Easement for Waterline & Wellhead Protection**

**GRANT OF EASEMENT FOR WATER LINE  
& FOR WELLHEAD PROTECTION**

THIS DECLARATION OF EASEMENT FOR WATER LINE & WELLHEAD PROTECTION is made this 7<sup>th</sup> day of September, 2006, by Richard W. Morris & Darscella B. Morris, h/w, Declarant, the owners of the following-described real property:

Parcel A: (P77250)

See attached Exhibit A

Parcel B: (P 77248)

See attached Exhibit A

SKAGIT COUNTY WASHINGTON  
REAL ESTATE EXCISE TAX

SEP 07 2006

Amount Paid \$ 0  
Skagit Co. Treasurer  
By DC Deputy

1. Declarant does hereby impose upon Parcel A, and for the benefit of Parcel B, a non-exclusive easement for maintenance, repair, replacement and operation of an existing well, located on Parcel A, and for maintenance, repair, replacement and operation of an existing water line over, under and through Parcel A. There is further imposed upon both Parcel A and Parcel B a well protection zone, encompassing a circle with a radius of one hundred feet (100'), measured from the said existing well located on Parcel A. Said well protection zone shall be subject to all Skagit County regulations governing domestic wells.
2. The provisions of this Declaration shall run with and be appurtenant to the properties above-described, and the future owners thereof shall share equally in the responsibility for repair and maintenance of the well; its associated equipment; and the water line,

including the costs thereof.

- 3. Each parcel shall be subject to the imposition of a lien for that parcel's proportionate share of an expense or expenses incurred in connection with repair or maintenance to the well, associated equipment, or the water lines, such lien to be placed of record and foreclosed in the manner provided by law for the foreclosure of mechanic's or materialman's liens. No lien shall be placed of record until a period of 30 days has elapsed following the mailing of a demand for payment by registered or certified mail, return receipt requested, to each lot owner who has failed to pay his or her proportionate share. Only one copy of the demand need be mailed, and shall be sent to the relevant lot owner(s) at the address to which that lot's County property tax statements are sent. The costs of placing the lien of record and enforcing the same, including reasonable attorney's fees, shall be added to the amounts due thereunder.
- 4. Nothing in this Declaration shall be construed as any guarantee as to quality or quantity of water provided by the said well.

DATED: 9-7, 2006.

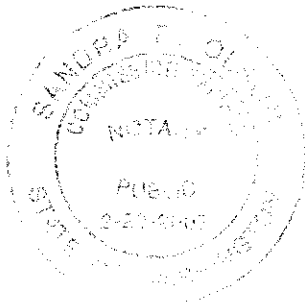
  
 RICHARD W. MORRIS

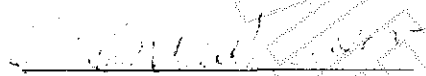
  
 DARCELLA B. MORRIS

STATE OF WASHINGTON     )  
   :SS  
 COUNTY OF SKAGIT         )

On this day personally appeared before me Richard W. Morris, to me known to be one of the individuals described in and who executed the within and foregoing instrument, and acknowledged that he signed the same as his free and voluntary act and deed for the uses and purposes therein mentioned.

GIVEN under my hand and official seal this 7 day of September, 2006.



  
 NOTARY PUBLIC in and for the State of  
 Washington, residing at Bellingham, WA  
 My commission expires: 12-31-2008  
 Name: Sandra C. Olanoff



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STATE OF WASHINGTON )  
 :ss  
COUNTY OF SKAGIT )

On this day personally appeared before me Darscella B. Morris, to me known to be one of the individuals described in and who executed the within and foregoing instrument, and acknowledged that she signed the same as her free and voluntary act and deed for the uses and purposes therein mentioned.

GIVEN under my hand and official seal this 7th day of July, 2006.



*Sandra B. Olson*  
NOTARY PUBLIC in and for the State of

Washington, residing at Burien WA  
My commission expires: 2-28-2011  
Name: Sandra Olson



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**EXHIBIT "A":**

Revised P77248:

Lot 10 plat of "STATE STREET ADDITION TO SEDRO" as per plat recorded in Volume 3 of Plats, page 61, records of Skagit County, Washington, EXCEPT that portion of Lot 10 described as follows:

Beginning at the Northeast corner of said Lot 10; thence West along the North line of said Lot 10, a distance of 115 feet; thence South parallel with the East line of said Lot 10, a distance of 100 feet; thence Southeasterly a distance of approximately 160 feet to the Northwest line of Railroad Street at a point 60 feet South and West of the Southeast corner of said Lot 10; thence Northeasterly 60 feet to the Southeast corner of said Lot 10; thence North 212.94 to the Point of Beginning

TOGETHER WITH that portion of Lot 11 of said plat described as follows:

Beginning at the Southeast corner of said Lot 11; thence South 89 degrees 59' 49" West along the South line of said Lot 11, a distance of 31.16 feet to the point of intersection with a line parallel with and 5 feet Westerly of, as measured perpendicular to, the Westerly edge of an existing gravel driveway situated upon the Southerly and Easterly portion of Lot 11; thence North 0 degrees 43' 36" East along said 5-foot offset line lying West of the driveway and the Northerly projection thereof, a distance of 288.45 feet, more or less, to a point on the North line of said Lot 11, which point bears North 89 degrees 59' 04" West, a distance of 26.57 feet from the Northeast corner of said Lot 11; thence South 89 degrees 59' 04" East along the North line of said Lot 11, a distance of 26.57 feet to the Northeast corner thereof; thence South 0 degrees 11' 36" East along the East line of said Lot 11, a distance of 288.42 feet, more or less, to the True Point of Beginning;

SUBJECT TO a non-exclusive easement for ingress and egress over and across said existing driveway in favor of the adjoining portion of Lot 11 to the West, which easement shall automatically expire and become null and void on March 1, 2007.

Revised P77250:

Lot 11, plat of "STATE STREET ADDITION TO SEDRO" as per plat recorded in Volume 3 of Plats, Page 61, records of Skagit County, Washington, EXCEPT the following described tract of land:

Beginning at the Southeast corner of said Lot 11; thence South 89 degrees 59' 49" West along the South line of said Lot 11, a distance of 31.16 feet to the point of intersection with a line parallel with and 5 feet Westerly of, as measured perpendicular to, the Westerly edge of an existing gravel driveway situated upon the Southerly and Easterly portion of Lot 11; thence North 0 degrees 43' 36" East along said 5-foot offset line lying West of the driveway and the Northerly projection thereof, a distance of 288.45 feet, more or less, to a point on the North line of said Lot 11, which point bears North 89 degrees 59' 04" West, a distance of 26.57 feet from the Northeast corner of said Lot 11; thence South 89 degrees 59' 04" West along the North line of said Lot 11, a distance of 26.57 feet to the Northeast corner thereof; thence South 0 degrees 11' 36" East along the East line of said Lot 11, a distance of 288.42 feet, more or less, to the True Point of Beginning.

TOGETHER WITH a non-exclusive easement over and across said existing driveway on the adjoining portion of Lot 11 to the East, which easement shall automatically expire and become null and void on March 1, 2007.



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Skagit County Auditor