

**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:

Eugene Elsing II  
P49721 2.86 Acres Acc #360421-3-001-0002  
private driveway on north end of lot running East-West

Robert Babbington Claire Babbington

The grantee(s) herein Robert Babbington Claire Babbington own(s) and operate(s) a well and waterworks supplying water for \_\_\_\_\_, located upon the following described real estate situated in Skagit County, State of Washington:

(See attached map)  
P103576 #360421-3-001-0300  
NE 1/4 SW 1/4 Sec. 21 Twp 36 N Rge 4E W.M  
Located in Co. of Skagit State of Wa.

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 consumption, any potential source of contamination, such as septic tanks and drainfields, sewerlines, underground storage tanks, railroad tracks, structures, barns, feed stations, 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 \_\_\_\_\_ day of \_\_\_\_\_

\_\_\_\_\_  
(Seal)  
Eugene Elsing II  
(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 6 day of Nov 2006, personally appeared before me Eugene Elsing Jr to the 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  
Alison Hickok-Egger  
Notary Public in and for the State of Washington, residing at  
Mt. Vernon  
My Commission Expires: 5-18-2010

