



200812090061

Skagit County Auditor

12/9/2008 Page

1 of

4 1:08PM

Document Title:

Declaration of Covenant
Public Water Supply

Reference Number :

Grantor(s):

☐ additional grantor names on page ____.

1. Jonathan Gamson
- 2.

Grantee(s):

☐ additional grantee names on page ____.

1. Public
- 2.

Abbreviated legal description:

☐ full legal on page(s) ____.

L+7 SP 139-79

Assessor Parcel / Tax ID Number:

☐ additional tax parcel number(s) on page ____.

P16229

**DECLARATION OF COVENANT
PUBLIC WATER SUPPLY**

GRANTOR: Jonathan Gamson
LEGAL DESC.: Lot 7 of Short Plat #139-79
TAX PARCEL #: P16229

The grantor herein is owner of the following described real estate situated in Skagit County, State of Washington, to-wit:

Lot 7, Cultus Mountain Tracts, Skagit County, in a portion of the NW ¼ of the SW ¼ of Section 2, T. 33 N., R 4 E., W.M.

on which the grantor reserves an area to own and operate a future well and waterworks supplying water for public use located on said real estate, to-wit:

An area with a radius of 100', with the centerpoint/wellhead located approximately 130' east of Chanterelle Lane and approximately 750' south of Amick Road.

and said grantor is required to keep said well or waterworks potable.

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

NOW, THEREFORE, the grantor agrees and covenant that said grantor, its (their) heirs, successors and assigns will not construct, maintain, or suffer to be constructed or maintained upon the said land of the grantor and within 100 feet of the well on the land of the grantor and potential source of contamination (per Skagit County ordinance) including but not limited to a septic tank 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, application of herbicides or insecticides, hazardous waste, ponds or lakes, storm water facilities, any type of surface water or garbage of any kind or description.

These covenants shall run with the land and shall be binding on all parties having or acquiring and right, title or interest in the land described herein or any part thereof, as long as said well or waterworks is used for the purpose of supplying potable water.

WITNESS my hands this 3RD day of December, 2008.



Grantor



200812090061
Skagit County Auditor

Declaration of Covenant

Page Two

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 31st day of December, 2008, personally appeared before me Jonathan C. Gamson, to me known to be the individual described in and who executed the within instrument, and acknowledge that he signed and sealed the same as a free and voluntary act and deed, for the use and purpose therein mentioned.

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

Sherry A. Pool

Notary Public in and for the State of Washington, residing at
Skokomish Co.

(SEAL or STAMP)



FILING:

Skagit County Auditor (Recording Department)
700 S. 2nd Street
Mount Vernon, Washington 98273 (Phone 336-9420)

FILING FEE:

Contact Skagit County Auditor's Office

After recording, return to:
Whatcom County Health Department
509 Girard Street
Bellingham, WA 98227-0935



200812090061
Skagit County Auditor

12/9/2008 Page

3 of

4 1:08PM

NOTICE TO FUTURE PROPERTY OWNERS

This property is served by a public water system which is subject to the provisions of Chapter 246-291 WAC. This system may also be subject to other state and local regulations. The system owner is responsible for maintaining this system in compliance.

The name of this system is: Devil's Mountain Water System

The state Department of Health and local health departments share administration of the drinking water regulations. Therefore, when the term "department" is used, it refers to whichever agency regulates this particular system. You can contact the local health department to find out which agency is applicable.

This water system is designed to provide for 6 services. Additional planning and design approvals must be obtained from the department prior to expanding beyond this number of services. Please note that the design flow standards account for domestic use and watering of a typical lawn and garden space only. The design assumes that all residences will be equipped with ultra low flow plumbing fixtures and that all users will keep conservation in mind whenever they use this system. Additionally, if system wide water use exceeds 5000 gallons per day or if the total property being irrigated by the system exceeds 1/2 acre, a water right permit must be obtained from the Department of Ecology.

Public water systems are subject to on-going requirements. These include periodic water quality monitoring, system maintenance and various record keeping. Prior to purchasing this property, it is recommended that you contact the department to determine whether this system is in compliance with applicable regulations. Fees may be charged by the department for providing various services.

The department maintains current information on this system to expedite retrieval of information for your use or for lending institutions which require information on the system as part of their loan approval process. Each time information changes, such as a change in the number of homes connected to the system; a change in owner/operator name, address or phone number; etc., the owner of your system must submit an updated *Water Facilities Report Form* to the department.

Group B public water systems are not required to have back-up facilities to cover power outages or other system failures. Contact the system owner for information regarding the reliability of this system.

This system (has/has not) been granted one or more waivers from specific provisions of the regulations. (Attach a brief summary of waivers, if any, which were granted.)

At the time this system is fully developed, the financial plan indicates an average cost of \$1,500 per year per home to properly operate and maintain the system in compliance with state and local drinking water regulations. Current information on costs is available from the system owner. The department recommends and may require ownership and/or operation by a state-approved satellite management agency.



200812090061
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