



200209040060

Skagit County Auditor

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**Document Title:**

Agreement between Skagit County Health Department and Gerald and Johanna Howard Regarding Howie's Diner at 60147 State Route 20 in Marblemount, Washington

**Reverence Number:**

**Grantors:**

Corinne Story, Skagit County Health Department

**Grantee(s):**

1. Gerald Howard

2. Johanna Howard

**Legal Description:**

That portion of Government Lot 11 of Section 7, Township 35 North, Range 11 East of the Willamette Meridian, described as follows:

Beginning at a point on the South line of said Section 7 that is 1,588 feet East of the Southwest corner of said Section 7;  
thence North 132.5 feet along the Westerly line of that certain tract described in deed to Louis A. Wright et ux, dated October 16, 1922 and recorded under Auditor's File No. 159898, records of Skagit County, Washington, to the Northwest corner thereof;  
thence continue North along the West line of that certain tract described in deed to C. Ernest Greene et ux recorded under Auditor's File No. 767381, records of Skagit County, Washington, a distance of 15 feet to the Northwest corner thereof;  
thence East along the North line of the said Green Tract a distance of 12.45 feet to the true point of beginning;  
thence North along the East line of that certain tract conveyed to Mervyn Peterson by deed recorded under Auditor's File No. 8804060053, records of Skagit County, Washington, a distance of 252.50 feet, more or less, to the South line of that certain tract conveyed to Marblemount Community Club, Inc. by deed recorded under Auditor's File No. 537800, records of Skagit County, Washington;  
thence East along the South line of said tract a distance of 212.82 feet, more or less, to the westerly line of State Highway SR20;  
thence Southerly along the Westerly line of said State Highway a distance of 261.05 feet, more or less, to the North line of the above referenced Green Tract;  
thence West along the North line of said Green Tract a distance of 149.41 feet, more or less, to the true point of beginning.

Situated in Skagit County, Washington.

**Assessor Parcel/ Tax ID Number:** P45908

**Agreement between Skagit County Health Department and  
Gerald and Johanna Howard  
Regarding Howie's Diner, Marblemount, Washington**

In an effort to comply with State and local regulations regarding public water systems and food service establishments, the following outlines Skagit County Health Department's requirements to protect public health, meet State and local codes, while allowing the operation of Howie's Diner at 60147 State Route 20 in Marblemount, WA.

**Public Health Protection:** Until such time as PUD #1 of Skagit County will be supplying public water to this establishment, Howie's Diner will need to operate as a Group B water system as defined in WAC 246-291-010. To ensure that this operation remains in the purview of Group B water regulations, and to ensure that human consumption of water by the public is eliminated, food preparation needs to occur in such a way that only restaurant workers come into contact with the water from the Group B water system.

**Definitions:**

Group B water system means a public water system: Constructed to serve less than fifteen residential services regardless of the number of people; or *Constructed to serve an average nonresidential population of less than twenty-five per day for sixty or more days within a calendar year; or Any number of people for less than sixty days, within a calendar year.*"

To be considered this type of water system, Howie's Diner needs to operate so that only employees come into contact with water from the Group B system.

Human Consumption of water as defined by state code means the use of water for drinking, bathing or showering, hand washing, food preparation, cooking, or oral hygiene.

**Owners of Howie's Diner agree to:**

1. Gain approval as a Group B water system.
  - a. Approval by Skagit County Health Department as a Group B water system, including.
    - i. Site visit to approve well, and
    - ii. Meet requirements outlined in August 30, 2002 Skagit County Health Department letter.
2. Water from this source would be available only for employee handwashing, and dishwashing with adequate chemical or heat sanitization.
3. Food preparation is restricted to those menu items that can be prepared using pre-chopped, pre-packaged and pre-sliced ingredients so that there is no need to rinse vegetables, fruits or other foods with water.
4. Water that will be served to the public needs to come from an approved public water system. This includes
  - a. Drinking water (bottled water acceptable),
  - b. Ice for beverages,
  - c. Water used for any food item that is served (e.g. soup).



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- d. Both parties agree that water from the Group B water system may be used to make coffee for service to the public.
- 5. Agreement to connect to PUD #1 of Skagit public water system as soon as it is available.
- 6. This agreement will be terminated upon Howie's Diner connection to PUD system.
- 7. If the PUD system does not come to fruition, the Howards agree to either seek approval of a Group A water system for Howie's Diner within an agreed upon time period that is reasonable and timely, or cease operation.
- 8. Terms of this agreement will be reviewed, revised, if necessary, and renewed by both parties upon the annual renewal of Skagit County Health Department to operate a food service establishment.
- 9. This agreement will be filed with the Skagit County Auditor.

Gerald Howard  
Gerald Howard

8-30-02  
Date

Johanna G. Howard  
Johanna Howard

Aug. 30 - 2002  
Date

Corinne Story  
Corinne Story, Env'l Health Supervisor  
Skagit County Health Department

August 30, 2002  
Date

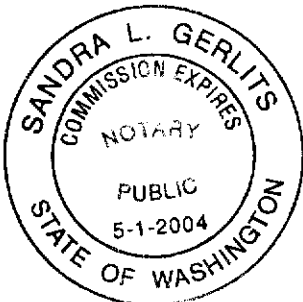
State of Washington  
County of Skagit

I, the undersigned, a Notary Public in and for the above named County and State, do hereby certify that on this August day of 30, 2002, personally appeared before me Sandra L. Gerlits 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.

Sandra L. Gerlits Skagit County  
Notary Public in and for the State of Washington, residing at \_\_\_\_\_

My Commission Expires: 05-01-2004



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