



200308060073  
Skagit County Auditor

8/6/2003 Page 1 of 3 11:28AM

Document Title:

Covenant

Reference Number :

\_\_\_\_\_

Grantor(s):

additional grantor names on page \_\_\_\_

1. Bersch, F. Joseph III
2. Bersch, Cardyn James

Grantee(s):

additional grantee names on page \_\_\_\_

1. Anderson, Garry
2. Anderson, Vicki

Abbreviated legal description:

full legal on page(s) \_\_\_\_

P 69520 20-35-9

P 69508 20-35-9

Assessor Parcel / Tax ID Number:

additional tax parcel number(s) on page \_\_\_\_

## DECLARATION OF COVENANT

**GRANTOR:** F. Joseph Bersch III and Carolyn James Bersch  
**LEGAL DESCRIPTION:** Section 20 TWP 35 North Range 9 East  
**TAX PARCEL:** P69520

**GRANTEE:** Garry Anderson and Vicki Anderson  
**LEGAL DESCRIPTION:** Section 20 TWP 35 North Range 9 East  
**TAX PARCEL:** P69508 - 49361 Skagit Ridge Road, Concrete, WA.

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

**Lot #58, Skagit River Colony, Skagit Ridge Road, Concrete, Washington ("Grantor's Land")**

on which the Grantor has reserved an area to own and operate well and waterworks supplying water for public use located on said real estate, to-wit: approximately


**89 feet North of the South Property Line of Lot #58  
117 feet West of the East Property Line of Lot #58**

It is the purpose of these covenants to prevent certain practices hereinafter in the use of the said Grantor's Land which might contaminate said water supply to Grantee.

NOW, THEREFORE, the Grantor(s) agree and covenants that said Grantor, 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 herein described, so long as the same is operated to furnish water for public consumption by grantee, any potential source of contamination. Such potential sources of contamination shall include but not be limited to septic tanks, drain fields or any other receptacles for the disposal of sewage, sewer lines, underground storage tanks, storm water facilities, landfills, any additional roads, ponds, lakes, railroad tracks, feed stations, grazing animals, enclosures for maintaining fowl or other animal manure, sewage or manure lagoon, liquid or dry chemical storage, application or storage of herbicides or pesticides herbicides, hazardous waste or garbage of any kind. These covenants shall not prevent Grantor's use or enjoyment of the property and shall not prohibit Grantor from making improvements or additions to such property, including structures and buildings within the 100-foot radius, so long as such improvements, buildings or structures do not constitute a potential source of contamination.

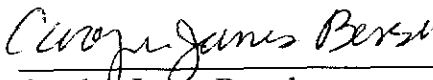
These covenants shall run with the land and shall <sup>be</sup> binding on all parties having or acquiring a right, title or interest in Grantor's land described herein or any part thereof, as long as said well or waterworks is the only potential source of potable water for the Grantee or any other parties having or acquiring a right, title or interest in Grantee's land. In the event another potential source of potable water becomes available, this covenant may be extinguished upon 90 days written notice of Grantor.

Executed this 2<sup>nd</sup> day of August, 2003.

  
\_\_\_\_\_  
F. Joseph Bersch III

Grantor

8/2/03

  
\_\_\_\_\_  
Carolyn James Bersch

Grantor

8/2/03



200308060073

Skagit County Auditor

State of Washington )  
County of ~~Skagit~~ King )

I, the undersigned, a Notary Public in and for the above named County and State, do hereby certify that on this 2nd day of August, 2003, personally appeared me Carolyn J. Bersch and Francis J. Bersch III to me known to be the individual(s) described in and who executed the within instrument, and acknowledge that ~~(s)he~~ (they) signed and sealed the same as their 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.

Jake J. Koppenhaver  
Notary Public in and for the State of Washington, residing at 2019 NW Market St.  
Ste. C.  
Seattle WA 98107



(SEAL or STAMP)

FILING:

Skagit County Auditor (Recording Department)  
700 S. Second Street, Room 201  
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