



200908180034

Skagit County Auditor

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Skagit County Planning & Development
1800 Continental Place

Mount Vernon, WA 98273
Attn: Allison Mohns

Restrictive Covenant

Property Owner/Grantor: Gregory & Sarah Ensey (P#66700)
Grantee: PUBLIC
Property ID #: P1661099 BPO9-0436 & WA09-0063
Assessor's Tax Account #: 3938-003-045-0002
Legal Description: Sec. 26 Twp. 33 Rng. / Plat Name Lake Cavanaugh SubDIV 2 of 45 Block 3
(when applicable)

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. 34140 South Shore Drive Mount Vernon, WA 98274

The grantee(s) herein, DAN BIRD, own(s) and operates a well and waterworks supplying water for domestic use, located upon the following described real estate situated in Skagit County, State of Washington: 34164 South Shore Drive Mount Vernon WA 98274

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 may 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 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 domestic consumption, any potential source of contamination, such as septic tanks and drainfields, sewer lines, underground storage tanks, roads, railroad tracks, vehicles, barns, feed stations, grazing animals, enclosures for maintaining fowl or animal manure, liquid or dry chemical storage, herbicides, insecticides, hazardous waste or garbage of any kind of 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 10 day of Aug, 2009

Greg Ensey (Seal)

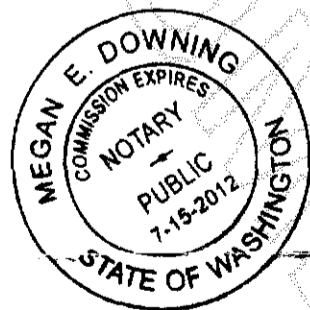
(Seal)
Grantor(s)

State of Washington)
County of Snohomish)

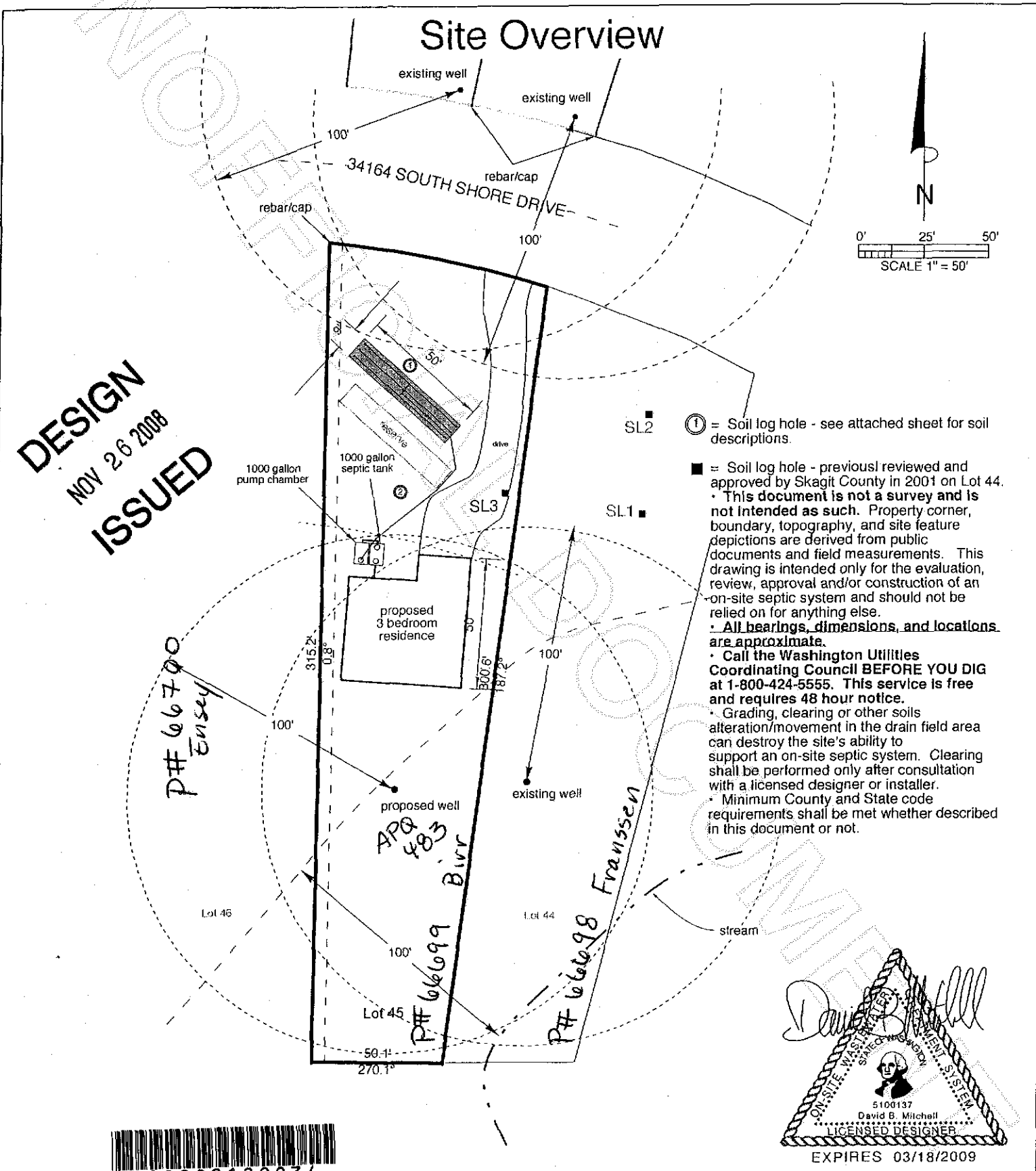
I, undersigned, a Notary Public in and for the above named County and State, do hereby certify that on this 10 Day of August, 2009, personally appeared before me Gregory Ensey To me known to be the individual described in and who executed the within instrument, and acknowledged that he (they) signed 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.

Megan E. Downing
Notary Public in and for the State of Washington,
Residing at Arlington
My commission expires: 7/15/2012



Site Overview



DESIGN
 NOV 26 2008
ISSUED

*P# 66700
 Ensey*

*APQ 483
 Birr*

P# 66699

*P# 66698
 Franssen*

- ① = Soil log hole - see attached sheet for soil descriptions.
 - = Soil log hole - previous reviewed and approved by Skagit County in 2001 on Lot 44.
- This document is not a survey and is not intended as such.** Property corner, boundary, topography, and site feature depictions are derived from public documents and field measurements. This drawing is intended only for the evaluation, review, approval and/or construction of an on-site septic system and should not be relied on for anything else.
- All bearings, dimensions, and locations are approximate.
 - Call the Washington Utilities Coordinating Council BEFORE YOU DIG at 1-800-424-5555. This service is free and requires 48 hour notice.
 - Grading, clearing or other soils alteration/movement in the drain field area can destroy the site's ability to support an on-site septic system. Clearing shall be performed only after consultation with a licensed designer or installer.
 - Minimum County and State code requirements shall be met whether described in this document or not.

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David Mitchell
 5100137
 David B. Mitchell
 LICENSED DESIGNER
 EXPIRES 03/18/2009