



200104040076

, Skagit County Auditor

4/4/2001 Page 1 of 4 12:00:23PM

Parcel No.: 330403-1-001-0019/P16243
Legal Desc.: Ptn NW $\frac{1}{4}$ SE $\frac{1}{4}$, 3-33-4

RESTRICTIVE COVENANT

WHEREAS; Adam Ware and Kathy Ware, husband and wife, as to an undivided $\frac{1}{3}$ interest, Jared Ware, a single man, as to an undivided $\frac{1}{3}$ interest and Levi Ware, a single man, as to an undivided $\frac{1}{3}$ interest (hereinafter collectively called Ware) are the owners of the real property legally described as follows, and hereinafter referred to as Parcel "A":

The Northwest $\frac{1}{4}$ of the Southeast $\frac{1}{4}$ of Section 3, Township 33 North, Range 4 East, W.M.

and **WHEREAS;** Ware is also the owner of the real property legally described as follows, and hereinafter referred to as "Parcel "B":

The Southwest $\frac{1}{4}$ of the Northeast $\frac{1}{4}$ of Section 3, Township 33 North, Range 4 East, W.M.

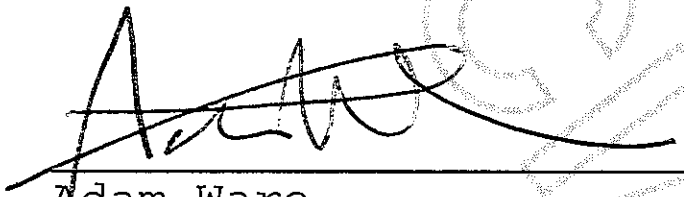
and, **WHEREAS;** Ware owns and operates a well and waterworks supplying water for domestic use, located upon Parcel A, which well is specifically located as described on Exhibit "A" attached hereto, which well and waterworks is in close proximity to Parcel B, whose owner is required to keep the water supplied from said well free from impurities which might be injurious to the public health.

It is the purpose of this Restrictive Covenant to prevent certain practices hereinafter enumerated in the use of those portions of Parcels A and B which lie within a 100 foot radius of the well described on Exhibit "A", which may contaminate said water supply.

NOW, THEREFORE; Ware, their heirs, successors and assigns in ownership to the properties described herein, and for the benefit of said properties so described, agree and covenants as follows:

They will not construct, maintain or suffer to be constructed or maintained upon the lands described herein within 100 feet of the well, so long as the same is operated to furnish water for public consumption, any potential source of contamination, such as cesspools, sewers, privies, septic tanks, drainfields, manure piles, garbage of any kind or description, barns, chicken houses, rabbit hutches, pigpens, or other enclosures or structures for the keeping or maintenance of fowls or animals, or storage of liquid or dry chemicals, herbicides or insecticides.

Witness our hands this 23rd day of December, 2000.


Adam Ware


Kathy Ware


Jared Ware

SKAGIT COUNTY WASHINGTON
Real Estate Excise Tax
PAID


Levi Ware

APR 04 2001

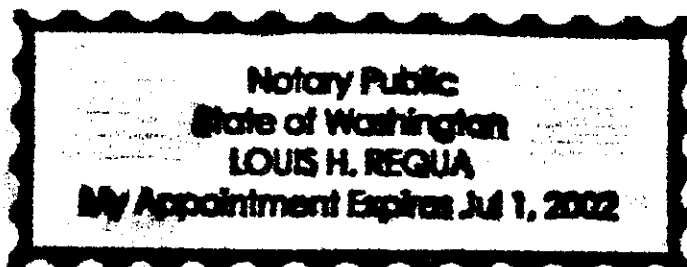
STATE OF WASHINGTON
County of Skagit

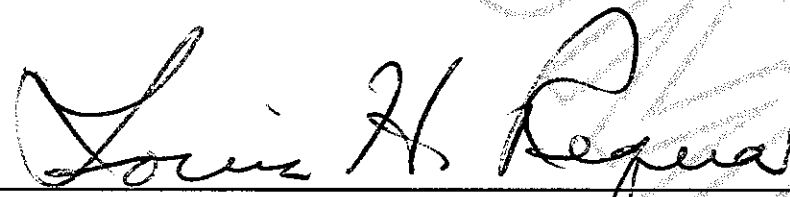
SS

Amount Paid \$0
Skagit County Treasurer
By:  Deputy

I hereby certify that I know or have satisfactory evidence that Adam Ware and Kathy Ware are the persons who personally appeared before me, and said persons acknowledged that they signed this instrument and acknowledged it to be their free and voluntary act for the uses and purposes mentioned in this instrument.

Dated this 23 day of December, 2000.




Notary Public in and for the State
of Washington, residing at
Sedro-Woolley, WA

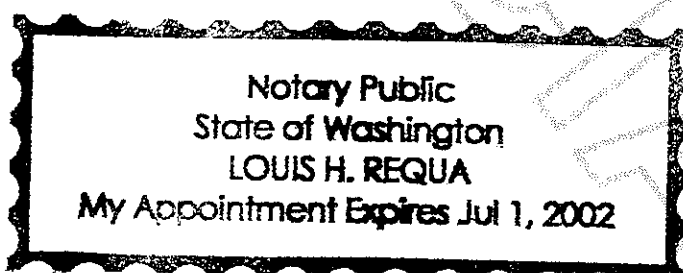
My appointment expires July 1, 2002



STATE OF WASHINGTON }
County of Skagit } ss

I hereby certify that I know or have satisfactory evidence that Jared Ware is the person who appeared personally before me, and said person acknowledged that he signed this instrument and acknowledged it to be his free and voluntary act for the uses and purposes mentioned in this instrument.

Dated this 23 day of December, 2000.

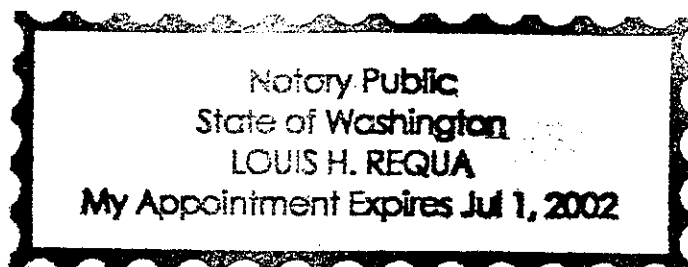


Louis H. Requa
Notary Public in and for the State
of Washington, residing at
Sedro-Walley, WA
My appointment expires July 1, 2002

STATE OF WASHINGTON }
County of Skagit } ss

I hereby certify that I know or have satisfactory evidence that Levi Ware is the person who appeared personally before me, and said person acknowledged that he signed this instrument and acknowledged it to be his free and voluntary act for the uses and purposes mentioned in this instrument.

Dated this 23 day of December, 2000.



Louis H. Requa
Notary Public in and for the State
of Washington, residing at
Sedro-Walley, WA
My appointment expires July 1, 2002

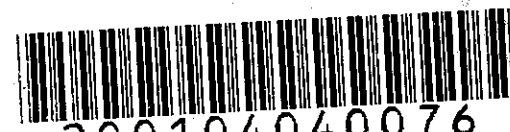


Exhibit "A"

A well protection easement over, under and through a 100 foot diameter circle, the center of which is described as follows:

Commencing at the Northwest corner of the Northwest $\frac{1}{4}$ of the Southeast $\frac{1}{4}$ of Section 3, Township 33 North, Range 4 East, W.M.; thence North $87^{\circ}15'24''$ East along the North line thereof, a distance of 618.94 feet; thence South $18^{\circ}41'30''$ East a distance of 49.75 feet to an existing well and the center of said circle.

Situate in the County of Skagit, State of Washington



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Skagit County Auditor