

3-7 1/2 -1-300

98718

8-7-1984

# DECLARATION OF COVENANT

Know all men by these presents that we the undersigned, owners in fee simple of the land described herein, hereby declare this covenant and place same on record.

We, the grantors herein, are the owners in fee simple of the following described real estate situated in Skamania County, State of Washington, to wit:

The NW 1/4 of the NW 1/4 of the NE 1/4 of Sec. 1, T3N, R 7-1/2 E., WM, except that portion thereof conveyed to the State of Washington for right-of-way for secondary state highway No. 8-C as relocated.

on which the grantors own and operate a well and waterworks supplying water for public use located on said real estate, to wit:

A 356 foot well located on said property 85 feet east and south of the NW corner of said property (See Exhibit A attached and made a part hereof).

and grantors 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 said grantors' land which might contaminate said water supply.

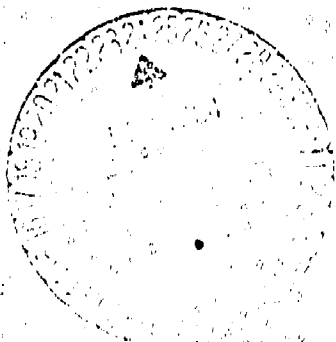
NOW, THEREFORE, the grantors agree and covenant that said grantors, their heirs, successors, and assigns will not, so long as the same is or may be operated to furnish water for public consumption:

1. Construct, maintain or suffer to be constructed or maintained upon said land of the grantors situated within 100 foot radius of the well herein described, any of the following: sanitary sewers, EXCEPT those utilizing cast iron pipe; storage of toxic chemical; or storage of petroleum products.
2. Construct, maintain, or suffer to be constructed or maintained upon said land of the grantors situated within 40 foot radius of the wells herein described sanitary sewers of any kind.

These covenants shall run with the land and shall be binding on 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 our hand and seal this 11<sup>th</sup> day of DECEMBER 1984

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Robert E. McKee  
(Seal)  
John H. Lee  
(Seal)

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NOTARY PUBLIC in and for the State of  
Washington, residing at WASHINGTON