

135534

BOOK 190 PAGE 708

After recording return to:  
Paul R. Tate  
P. O. Box 65  
Underwood, WA 98651

FILED  
SKA  
Planning Dept.  
JUN 25 2 55 PM '99  
O'Leary  
GARY H. OLSON

### PRIVATE ROADWAY AGREEMENT

Lots 1 and 2 of the Paul Short Plat, recorded in Book 3, Page 351 of Short Plats.  
Approach Permit No. \_\_\_\_\_; Road Name: Paula Drive (Private Road)  
Assessor's Tax Parcel No. 03-10-22-11-198.

Grantors: Paul R. Tate, dealing with his separate estate;  
Grantees: William E. Tate and Judy Tate, husband and wife;  
Victoria Parsons and Charles Parsons, husband and wife.

Costs for the road maintenance described herein shall be assessed equally among all landowners served by said private road, regardless of lot size.

The landowners shall establish a fund for the maintenance of the road. Each landowner shall contribute to this fund on such dates as the landowners may from time to time unanimously decide upon, but in any event, no less than annually. The landowners may designate a Treasurer among them to administer such funds.

Upon agreement of a majority of the landowners to perform maintenance on a private road, funds for road maintenance shall be disbursed within thirty (30) days of billing to any provider of road maintenance service or materials by the landowner designated as Treasurer.

If in the future said landowner or his heirs, successors or assigns hereof, do utilize Paula Drive for vehicular traffic, will from that time forward be responsible for his share of maintenance of Paula Drive as well as their share of the developmental cost of said road.

All landowners (including, but not limited to, his or her guests, employees or agents) shall be entitled to reasonable private use of the entire roadway. The private road shall be used for the common benefit of all landowners. If one of the landowners (including, but not limited to, his or her guests, employees or agents) inflicts damage to the road, i.e. personally, or through having delivery in wet weather, it is the sole responsibility of that landowner to pay for the cost of repairing the road.

The landowners that are bound by this agreement shall meet at a place and time determined by a majority vote of the lot woners and at the same time and place each year thereafter, unless and until changed by the majority vote. Each year they shall: (1) decide what maintenance and repair work needs to be done the coming year; (2) decide who shall be in charge of arranging for the work to be done; (3) elect a Treasurer to collect each landowner's share and to pay the bills.

Maintenance methods, standards, and financing shall be in a manner determined by the owners of a majority of the lots within such above described property.

Owners of lots within the above referenced short plat, who are served by such private road, may sue and recover from any owner of any lot within the short plat which is similarly served who refuses to participate in the maintenance. Such owners who refuse to share the costs under the percentage set forth above shall be liable for any attorney's fees.

**Each lot shall be entitled to one (1) vote.**

**Voting rights of members who are delinquent in paying assessments shall be suspended until the delinquent assessments have been paid.**

**DATED** this \_\_\_\_\_ day of May, 1999.

Paul R. Tate  
PAUL R. TATE

William E. Tate  
WILLIAM E. TATE

Judy E. Tate  
JULY TATE

*Charles Parsons*  
CHARLES PARSONS

*Victoria M. Parsons*  
VICTORIA PARSONS

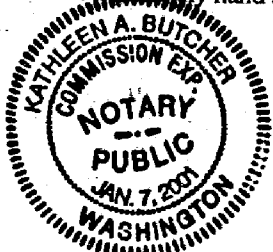
STATE OF WASHINGTON )  
 ) ss.  
County of Klickitat )

On this day personally appeared before me **PAUL R. TATE**, to me known to be the individual described in and who executed the within and foregoing instrument, and acknowledged



that he signed the same as his free and voluntary act and deed, for the uses and purposes therein mentioned.

Given under my hand and official seal this 2nd day of June, 1999.



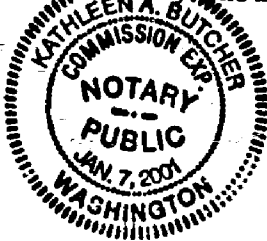
Kathleen A. Butcher  
Name Kathleen A. Butcher  
Notary public in and for the State of  
Washington, residing at Skpawia Co.  
Commission expires 01/07/01

STATE OF WASHINGTON )

County of Klickitat )

On this day personally appeared before me WILLIAM E. TATE, to me known to be the individual described in and who executed the within and foregoing instrument, and acknowledged that he signed the same as his free and voluntary act and deed, for the uses and purposes therein mentioned.

Given under my hand and official seal this 24th day of May, 1999.



Kathleen A. Butcher  
Name Kathleen A. Butcher  
Notary public in and for the State of  
Washington, residing at Cooks  
Commission expires 01/07/01

STATE OF WASHINGTON )

County of Klickitat )

On this day personally appeared before me JUDY TATE, to me known to be the individual described in and who executed the within and foregoing instrument, and acknowledged that she signed the same as her free and voluntary act and deed, for the uses and purposes therein mentioned.

Given under my hand and official seal this 24th day of May, 1999.

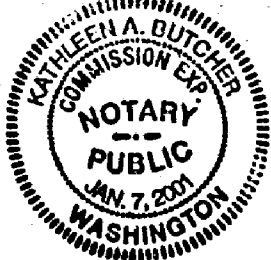


Kathleen A. Butcher  
Name Kathleen A. Butcher  
Notary public in and for the State of  
Washington, residing at Cooks  
Commission expires 01/07/01

STATE OF WASHINGTON )  
 ) ss.  
 County of Klickitat )

On this day personally appeared before me VICTORIA PARSONS, to me known to be the individual described in and who executed the within and foregoing instrument, and acknowledged that she signed the same as her free and voluntary act and deed, for the uses and purposes therein mentioned.

Given under my hand and official seal this 9<sup>th</sup> day of June, 1999.

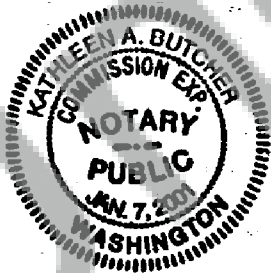


Kathleen A. Butcher  
 Name Kathleen A. Butcher  
 Notary public in and for the State of  
 Washington, residing at Cook's  
 Commission expires 01/07/01

STATE OF WASHINGTON )  
 ) ss.  
 County of Klickitat )

On this day personally appeared before me CHARLES PARSONS, to me known to be the individual described in and who executed the within and foregoing instrument, and acknowledged that he signed the same as his free and voluntary act and deed, for the uses and purposes therein mentioned.

Given under my hand and official seal this 9<sup>th</sup> day of June, 1999.



Kathleen A. Butcher  
 Name Kathleen A. Butcher  
 Notary public in and for the State of  
 Washington, residing at Cook's  
 Commission expires 01/07/01