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FILED FOR RECORD  
SKAMANIA CO. WASH  
BY *PUD No. 1*

MAY 22 3 38 PM '01

*Olson*  
AUDITOR  
GARY M. OLSON

WHEN RECORDED RETURN TO:

Kielpinski & Woodrich  
40 Cascade Avenue, Suite 110  
P.O. Box 510  
Stevenson, WA. 98648

GRANTOR:

PUBLIC UTILITY DISTRICT NO. 1

GRANTEE:

PUBLIC

TAX LOT NUMBER:

03 10 30 0 0 0400 00

DECLARATION OF COVENANT

I, ROBERT WITTENBERG, JR., Manager for the undersigned Skamania Public Utility District No. 1, a Washington Municipal Corporation, owner in fee simple of the land described herein, hereby declare this covenant and place same on record.

Skamania Public Utility District No. 1, the Grantor herein, is the owner in fee simple of the following described real estate situated in Skamania County, State of Washington; to wit:

That portion of the Northwest quarter of Section 30, Township 3 North, Range 10 East, and more particularly described as follows:

Commencing at the Northeast corner of the Northwest quarter of said Section 30, thence North  $84^{\circ}29'13''$  West along the North line of said Northwest quarter, 378.84 feet to the true point of beginning; Thence South  $1^{\circ}23'45''$  West 1,100 feet; Thence North  $84^{\circ}29'13''$  West parallel with the North line of said Northwest quarter, 300.00 feet; Thence North  $1^{\circ}23'45''$  East 1,100 feet to the North line of said Northwest quarter; Thence South  $84^{\circ}29'13''$  East 300.00 along the North line of said Northwest quarter, to the true point of beginning.

Contains 7.56 acres, more or less;

AND ALSO together with an easement over and across the following described property, at the location or locations as now surveyed and staked thereupon, for the installation and maintenance of water pipe line and electric distribution line: Lots 1, 2 and 3, and the Northeast Quarter of the Northwest Quarter of

Section 30, Township 3, North of Range 10 East of the Willamette Meridian, containing 154 acres of land, more or less excepting any rights of way upon, through, or under said premises as the same now exist.

On which the Grantor owns and operates a well and waterworks supplying water for public use located on said real estate at:

That portion of the Northwest quarter of Section 30, Township 3 North, Range 10 East, and more particularly described as follows:

Commencing at the Northeast corner of the Northwest quarter of said Section 30, thence North  $84^{\circ}29'13''$  West along the North line of said Northwest quarter, 378.84 feet to the true point of beginning; Thence South  $1^{\circ}23'45''$  West 1,100 feet; Thence North  $84^{\circ}29'13''$  West parallel with the North line of said Northwest quarter, 300.00 feet; Thence North  $1^{\circ}23'45''$  East 1,100 feet to the North line of said Northwest quarter; Thence South  $84^{\circ}29'13''$  East 300.00 along the North line of said Northwest quarter, to the true point of beginning.

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Said well located approximately as designated in Exhibit A, attached hereto and incorporated herein.

Grantor 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 these grants and covenants to prevent certain practices hereinafter enumerated in the use of said Grantor's water supply.


NOW THEREFORE, the Grantor agrees and covenants that said Grantor, its 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 (One Hundred) feet of the well herein described, so long as the same is operated to furnish water for public consumption, any potential source



of contamination, such as septic tanks and drainfields, sewerlines, underground storage tanks, roads, railroad tracks, vehicles, structures, 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 or description.

These covenants shall run with the land and shall be binding to all parties having or acquiring any right, title, or interest to the land described herein or any part thereof, and shall inure to the benefit of each owner thereof.

WITNESS my hand this 21<sup>st</sup> day of May, 2001.

  
By: ROBERT WITTENBERG, JR.,  
Manager of Skamania Public Utility District  
No. 1,  
GRANTOR

STATE OF WASHINGTON )  
 ) ss.  
County of Skamania )

I, the undersigned, a notary public in and for the State of Washington hereby certify that on this 21 day of May, personally appeared before me ROBERT WITTENBERG, JR., to me known to be the individual described in and who executed the foregoing instrument, and acknowledged that he signed and sealed the same as his free and voluntary act and deed for the purposes therein mentioned. Given under my hand and official seal the day and year last above written.



  
NOTARY PUBLIC, in and for the State of  
Washington  
My commission expires 11-1-04





