

**WHEN RECORDED RETURN TO:**

JORDAN RAMIS PC

TWO CENTERPOINTE DR STE 600

LAKE OSWEGO OR 97035

(53850-75968--MEE)

**DOCUMENT TITLE(S)**

TERMINATION OF AMENDED AND RESTATED DECLARATION AND AGREEMENT OF RESTRICTIVE COVENANTS AND ASSESSMENTS RE: EDGEWATER WATER SYSTEM ASSOCIATION AND NOTICE TO FUTURE PROPERTY OWNERS

**REFERENCE NUMBER(S)** of Documents assigned or released:

Declaration and Agreement of Restrictive Covenants and Assessments Re: Edgewater Water System Assoc. and Notice to Future Property Owners recorded 7/18/2012 in Book 167 at page 314; and Amended and Restated Declaration Agreement of Restrictive Covenants and Assessments recorded 8/28/17 as Document No. 2017001800

☐ Additional numbers on page \_\_\_ of document.

**GRANTOR(S):**

LYNDA J. OLSON-LAVINE, aka LYNDA J. OLSON, and GARY C. LAVINE, Declarants under the Declaration Re: Edgewater Water System Association


☐ Additional names on page \_\_\_ of document.

**GRANTEE(S):** Current owners of the Lots subject to the Declaration are as follows: Lynda J. Olson-Lavine and Gary C. Lavine (Lots 1-4); Stephen Vigg (Lot 7); Carl H. Waters & Aryonna B. Waters (Lot 8); Taya M. Gyorkey (Lot 9); Jerry Dee Waters (Lot 10); James R. Kean (Lot 11); Shelley Newell and Lester J.C. Newell (Lot 12); Richard S. Thurber and Annette V. Thurber (Lot 13); James Perry (Lot 14); and Wendy A. Swanson, Successor Trustee to the Margaret W. Turner Living Trust (Administrative) dtd February 6, 1997 (Lot 15)

☐ Additional names on page \_\_\_ of document.

**LEGAL DESCRIPTION** (Abbreviated: i.e. Lot, Block, Plat or Section, Township, Range, Quarter):

☒ Complete legal on page 1-3 of document.

**TAX PARCEL NUMBER(S):** 04072334060000; 04072334061200; 04072334061100; 04072334061000; 04072334060900; 04072334060900; 04072334060800; 04072334060700; 04072334060600; 04072334060500; 04072334060400; 04072334060300; 04072334060100; 04072334060200; and 04072334061300. 

☐ Additional parcel numbers on page \_\_\_ of document.

The Auditor/Recorder will rely on the information provided on this form. The staff will not read the document to verify the accuracy or completeness of the indexing information.

AFTER RECORDING RETURN TO:

Jordan Ramis PC  
Two Centerpointe Dr Ste 600  
Lake Oswego OR 97035  
(53850-75968 – MEE)

*This space provided for recorder's use.*

**TERMINATION OF AMENDED AND RESTATED DECLARATION AND  
AGREEMENT OF RESTRICTIVE COVENANTS AND ASSESSMENTS  
RE: EDGEWATER WATER SYSTEM ASSOCIATION AND NOTICE TO FUTURE  
PROPERTY OWNERS**

This Termination of Amended and Restated Declaration and Agreement of Restrictive Covenants and Assessments Re: Edgewater Water System Association and Notice to Future Property Owners (the "Termination") is made effective this ~~14th~~ day of November, 2018 ("Effective Date") hereby terminates that "Amended and Restated Declaration and Agreement of Restrictive Covenants and Assessments Re: Edgewater Water System Association" recorded August 28, 2017, as Document No. 2017001800, and the original "Declaration and Agreement of Restrictive Covenants and Assessments Re: Edgewater Water System Association and Notice to Future Property Owners recorded July 18, 2012, in Book 167 at Page 314, both in the records of Skamania County, Oregon (collectively, the "Declaration").

The Declaration was made to set forth the terms by which water was and would continue to be exclusively provided to the following described lots. The current owners of the lots subject to the Declaration are as follows:

A. Lynda J. Olson-LaVine, who took title as Lynda J. Olson, and Gary C. Lavine, wife and husband, Lot 1, Edgewater Properties, according to the official Plat thereof recorded in Book A of Plats, Page 119, Records of Skamania County, Washington, subject to that BOUNDARY LINE ADJUSTMENT LOTS 1, 2, AND 3 PLAT OF EDGEWATER PROPERTIES, recorded in Book 1 of Boundary Line Adjustments, Page 5, records of Skamania County, State of Washington. TPN 04072334060000.

B. Lynda J. Olson-LaVine, who took title as Lynda J. Olson, and Gary C. Lavine, wife and husband, Lot 2, Edgewater Properties, according to the official Plat thereof recorded in Book A of Plats, Page 119, Records of Skamania County, Washington, subject to that BOUNDARY LINE ADJUSTMENT LOTS 1, 2, AND 3 PLAT OF EDGEWATER

PROPERTIES, recorded in Book 1 of Boundary Line Adjustments, Page 5, records of Skamania County, State of Washington. TPN 04072334061200.

C. Lynda J. Olson-LaVine, who took title as Lynda J. Olson, and Gary C. Lavine, wife and husband, Lot 3, Edgewater Properties, according to the official Plat thereof recorded in Book A of Plats, Page 119, Records of Skamania County, Washington, subject to that BOUNDARY LINE ADJUSTMENT LOTS 1, 2, AND 3 PLAT OF EDGEWATER PROPERTIES, recorded in Book 1 of Boundary Line Adjustments, Page 5, records of Skamania County, State of Washington. TPN 04072334061100.

D. Lynda J. Olson-LaVine, who took title as Lynda J. Olson, and Gary C. Lavine, wife and husband, Lot 4, Edgewater Properties, according to the official Plat thereof recorded in Book A of Plats, Page 119, Records of Skamania County, Washington. TPN 04072334061000.

E. Stephen Vigg, Lot 7, Edgewater Properties, according to the official Plat thereof recorded in Book A of Plats, Page 119, Records of Skamania County, Washington. TPN 04072334060900.

F. Carl H. Waters & Aryonna B. Waters, Lot 8, Edgewater Properties, according to the official Plat thereof recorded in Book A of Plats, Page 119, Records of Skamania County, Washington. TPN 04072334060800.

G. Taya M. Gyorkey, Lot 9, Edgewater Properties, according to the official Plat thereof recorded in Book A of Plats, Page 119, Records of Skamania County, Washington. TPN 04072334060700.

H. Jerry Dee Waters, Lot 10, Edgewater Properties, according to the official Plat thereof recorded in Book A of Plats, Page 119, Records of Skamania County, Washington. TPN 04072334060600.

I. James R. Kean, Lot 11, Edgewater Properties, according to the official Plat thereof recorded in Book A of Plats, Page 119, Records of Skamania County, Washington. TPN 04072334060500.

J. Shelley Newell and Lester J.C. Newell, Lot 12, Edgewater Properties, according to the official Plat thereof recorded in Book A of Plats, Page 119, Records of Skamania County, Washington. TPN 04072334060400.

K. Richard S. Thurber and Annette V. Thurber, Lot 13, Edgewater Properties, according to the official Plat thereof recorded in Book A of Plats, Page 119, Records of Skamania County, Washington. TPN 04072334060300.

L. James Perry, Lot 14, Edgewater Properties, according to the official Plat thereof recorded in Book A of Plats, Page 119, Records of Skamania County, Washington. TPN 04072334060100.

M. Wendy A. Swanson, Successor Trustee to the Margaret W. Turner Living Trust (Administrative) dated February 6, 1997, Lot 15, Edgewater Properties, according to the official Plat thereof recorded in Book A of Plats, Page 119, Records of Skamania County, Washington. TPN 04072334060200.

Each such person listed above is owner in fee simple of the land described herein and is defined to be an "Owner" for purposes of the Declaration and this Termination. Each Lot referenced is defined to be a "Lot" for purposes of the Declaration and this Termination. Each Owner was also a Declarant of the Declaration now being terminated.

Being recorded immediately following this Termination is a separate "Water Supply and Sanitary Easement Agreement" confirming the ownership, amounts and types of uses which may be made of groundwater to be withdrawn from that well located on the property identified as the "Well Parcel" on that BOUNDARY LINE ADJUSTMENT LOTS 1, 2, AND 3 PLAT OF EDGEWATER PROPERTIES, recorded in Book 1 of Boundary Line Adjustments, Page 5, records of Skamania County, State of Washington. Among other provisions, the Water Supply and Sanitary Easement Agreement specifies that no groundwater from the well located on the Well Parcel shall be provided to, or used on Lots 1, 2, 3 and 4, EDGEWATER PROPERTIES, according to the official Plat thereof recorded in Book A of Plats, Page 119, Records of Skamania County, Washington, subject to that BOUNDARY LINE ADJUSTMENT LOTS 1, 2, AND 3 PLAT OF EDGEWATER PROPERTIES, recorded in Book 1 of Boundary Line Adjustments, Page 5, records of Skamania County, State of Washington. The Water Supply and Sanitary Easement Agreement further provides that groundwater from the well located on the Well Parcel shall only be supplied to and used on Lots 7, 8, 9, 10, 11, 12, 13, 14, and 15, EDGEWATER PROPERTIES, according to the terms of such water supply agreement and any other documents related thereto.

The undersigned as the Declarants under the Declaration, and/or the current owners of the Lots referenced herein, have executed this Termination effective as of the Effective Date set forth in the preamble above.

*[Signatures and Acknowledgments follow]*

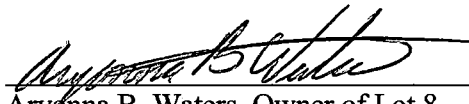








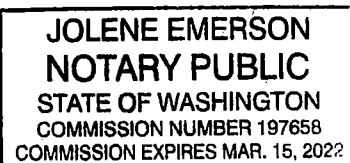
Carl H. Waters, Owner of Lot 8




Aryonna B. Waters, Owner of Lot 8

STATE OF WASHINGTON )  
 ) ss.  
County of SKAMANIA )

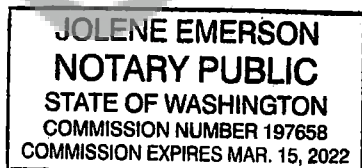
This instrument was acknowledged before me on this 10 day of September 2018, by Carl H. Waters, to me known to be the individual described herein and who executed the foregoing instrument and acknowledged that he signed the same as his own free and voluntary act and deed, for the uses and purposes therein mentioned.

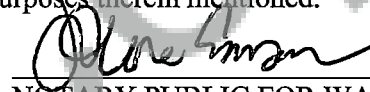


  
NOTARY PUBLIC FOR WASHINGTON  
My Appointment Expires: 3-15-22

STATE OF WASHINGTON )  
 ) ss.  
County of SKAMANIA )

This instrument was acknowledged before me on this 10 day of September 2018, by Aryonna B. Waters, to me known to be the individual described herein and who executed the foregoing instrument and acknowledged that she signed the same as her own free and voluntary act and deed, for the uses and purposes therein mentioned.

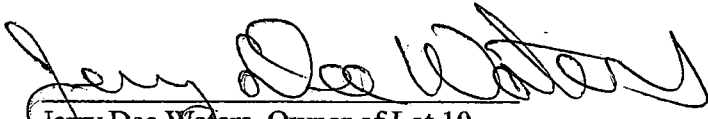


  
NOTARY PUBLIC FOR WASHINGTON  
My Appointment Expires: 3-15-22

[Signatures and Acknowledgements Continued on Following Pages]





  
Jerry Dee Waters, Owner of Lot 10

STATE OF WASHINGTON )  
 ) ss.  
County of SKAMANIA )

This instrument was acknowledged before me on this 12 day of October 2018, by Jerry Dee Waters, to me known to be the individual described herein and who executed the foregoing instrument and acknowledged that he signed the same as his own free and voluntary act and deed, for the uses and purposes therein mentioned.

NOTARY PUBLIC

My Appointment Expires: \_\_\_\_\_

*\* 1000 Certificate  
attached \**

*[Signatures and Acknowledgements Continued on Following Pages]*

**CALIFORNIA ALL-PURPOSE ACKNOWLEDGMENT****CIVIL CODE § 1189**

A notary public or other officer completing this certificate verifies only the identity of the individual who signed the document to which this certificate is attached, and not the truthfulness, accuracy, or validity of that document.

State of California

County of ButteOn 10-12-2018

before me,

Carmen Biano, Notary Public  
Here Insert Name and Title of the Officer

Date

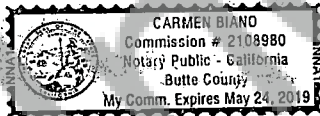
personally appeared Jerry Dee Waters

Name(s) of Signer(s)

who proved to me on the basis of satisfactory evidence to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

I certify under PENALTY OF PERJURY under the laws of the State of California that the foregoing paragraph is true and correct.

WITNESS my hand and official seal.



Signature

Signature of Notary Public

Place Notary Seal Above

**OPTIONAL**

Though this section is optional, completing this information can deter alteration of the document or fraudulent reattachment of this form to an unintended document.

**Description of Attached Document**

Title or Type of Document: \_\_\_\_\_

Document Date: 10-12-18Number of Pages: \_\_\_\_\_ Signer(s) Other Than Named Above: None**Capacity(ies) Claimed by Signer(s)**

Signer's Name: \_\_\_\_\_

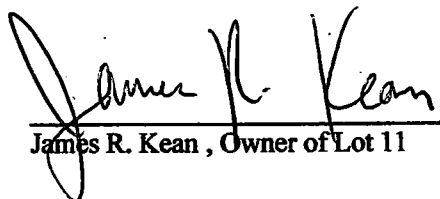
☐ Corporate Officer — Title(s): \_\_\_\_\_☐ Partner — ☐ Limited ☐ General☐ Individual ☐ Attorney-in-Fact☐ Trustee ☐ Guardian or Conservator☐ Other: \_\_\_\_\_

Signer Is Representing: \_\_\_\_\_

Signer's Name: \_\_\_\_\_


☐ Corporate Officer — Title(s): \_\_\_\_\_☐ Partner — ☐ Limited ☐ General☐ Individual ☐ Attorney-in-Fact☐ Trustee ☐ Guardian or Conservator☐ Other: \_\_\_\_\_

Signer Is Representing: \_\_\_\_\_

  
James R. Kean, Owner of Lot 11

This instrument was acknowledged before me on this 13<sup>th</sup> day of October, 2018, by James R. Kean, to me known to be the individual described herein and who executed the foregoing instrument and acknowledged that he signed the same as his own free and voluntary act and deed, for the uses and purposes therein mentioned.



  
NOTARY PUBLIC  
My Appointment Expires: 03/28/2020  
State of: Oregon  
County of: Multnomah

[Signatures and Acknowledgements Continued on Following Pages]

Shelley K. Newell Lester J.C. Newell  
 Shelley Newell, Owner of Lot 12 Lester J.C. Newell, Owner of Lot 12

STATE OF WASHINGTON )  
 ) ss.  
 County of SKAMANIA )

This instrument was acknowledged before me on this 9th day of November 2018, by Shelley Newell, to me known to be the individual described herein and who executed the foregoing instrument and acknowledged that she signed the same as her own free and voluntary act and deed, for the uses and purposes therein mentioned.

JAYNE I. BORDEN  
 NOTARY PUBLIC  
 STATE OF WASHINGTON  
 COMMISSION EXPIRES  
 FEBRUARY 15, 2019

Jayne Borden  
 NOTARY PUBLIC FOR WASHINGTON  
 My Appointment Expires: 02/15/2019

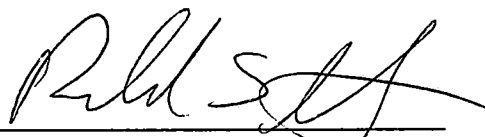
STATE OF WASHINGTON )  
 ) ss.  
 County of SKAMANIA )

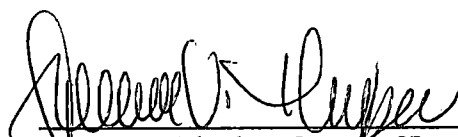
This instrument was acknowledged before me on this 9th day of November 2018, by Lester J.C. Newell, to me known to be the individual described herein and who executed the foregoing instrument and acknowledged that he signed the same as his own free and voluntary act and deed, for the uses and purposes therein mentioned.

JAYNE I. BORDEN  
 NOTARY PUBLIC  
 STATE OF WASHINGTON  
 COMMISSION EXPIRES  
 FEBRUARY 15, 2019

Jayne Borden  
 NOTARY PUBLIC FOR WASHINGTON  
 My Appointment Expires: 02/15/2019

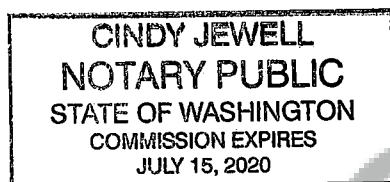
*[Signatures and Acknowledgements Continued on Following Pages]*


  
 Richard S. Thurber, Owner of Lot 13

  
 Annette V. Thurber, Owner of Lot 13

STATE OF WASHINGTON )  
 ) ss.  
 County of ~~SKAMANIA~~  
                   *Klickitat*

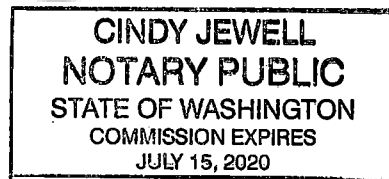
This instrument was acknowledged before me on this 7 day of Sept, 2018, by Richard S. Thurber, to me known to be the individual described herein and who executed the foregoing instrument and acknowledged that he signed the same as his own free and voluntary act and deed, for the uses and purposes therein mentioned.

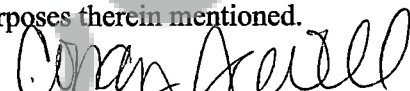


  
 NOTARY PUBLIC FOR WASHINGTON  
 My Appointment Expires: July 15, 2020

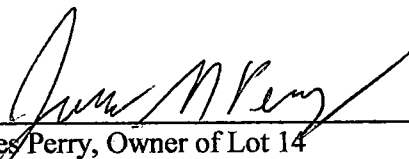
STATE OF WASHINGTON )  
 ) ss.  
 County of ~~SKAMANIA~~  
                   *Klickitat*

This instrument was acknowledged before me on this 7 day of Sept, 2018, by Annette V. Thurber, to me known to be the individual described herein and who executed the foregoing instrument and acknowledged that she signed the same as her own free and voluntary act and deed, for the uses and purposes therein mentioned.



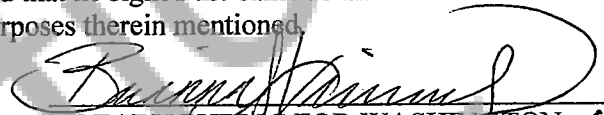
  
 NOTARY PUBLIC FOR WASHINGTON  
 My Appointment Expires: July 15, 2020

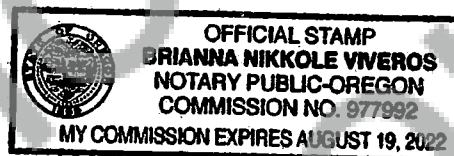
[Signatures and Acknowledgements Continued on Following Pages]

  
James Perry, Owner of Lot 14

~~STATE OF WASHINGTON~~ )  
~~MULTNOMAH~~ ) ss.  
County of ~~SKAMANIA~~ )

This instrument was acknowledged before me on this 4 day of September, 2018, by James Perry, to me known to be the individual described herein and who executed the foregoing instrument and acknowledged that he signed the same as his own free and voluntary act and deed, for the uses and purposes therein mentioned.

  
NOTARY PUBLIC FOR WASHINGTON ~~OREGON~~  
My Appointment Expires: \_\_\_\_\_



[Signatures and Acknowledgements Continued on Following Page]

Wendy A. Swanson

Wendy A. Swanson, Successor Trustee to the  
Margaret W. Turner Living Trust (Administrative)  
dated February 6, 1997, Owner of Lot 15

STATE OF OREGON           )  
  ) ss.  
County of CLACKAMAS    )

This instrument was acknowledged before me on this 14<sup>th</sup> day of November,  
2018, by Wendy A. Swanson, Successor Trustee to the Margaret W. Turner Living Trust  
(Administrative) dated February 6, 1997, to me known to be the individual described herein  
and who executed the foregoing instrument and acknowledged that she signed the same as  
her own free and voluntary act and deed, for the uses and purposes therein mentioned.



Darlene R. Ferretti  
NOTARY PUBLIC FOR OREGON  
My Appointment Expires: July 17, 2020