

Return To:

RESTRICTIVE COVENANT

FOR WATER SYSTEM

I (We) the undersigned, grantors hereby declare this covenant and place same on record.

I (we) the grantor(s) herein, am (are) the owner(s) in fee simple of (an interest in) the following described real estate situated in Mason County, State of Washington; to wit: (abbreviated legal description of property owned by grantor)

and having the Tax Parcel Number of:

The grantee(s) herein, _____, own(s) and operate(s) a well and waterworks supplying water for public use, located upon the following described real estate situated in: (Abbreviated legal description of property where well is sited)

and having the Tax Parcel Number of:

which well and waterworks is in close proximity to the land of the grantor(s), and said grantee(s) is (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 the said grantor(s) land, which might contaminate said water supply.

NOW, THEREFORE, the grantor(s) agree(s) and covenant(s) that said grantee(s), its successors and assigns said covenants to run with the land for the benefit of the land of the grantee(s), that said his (her)(their) heirs, successors and assigns will not construct, maintain, or suffer to be constructed or maintained upon the said land of the grantor(s) 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 tanks, roads, railroad tracks, vehicles, structures, barns, feed stations, grazing animals, enclosures for maintaining fowl for 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 in the land described herein or any part thereof, and shall inure to the benefits of each owner thereof.

WITNESS ___ hand this ___ day of _____, 20 ___.

Signature

Signature

State of Washington)
County of Mason)

I, the undersigned, a Notary Public in and for the above named County and State, do hereby certify that on this ____day of 20 ____, personally appeared before me _____to me known to be the individual described in and who executed the within instrument, and acknowledge that he(she)(they) signed and sealed the same as free and voluntary act and deed, for the uses and purposes herein mentioned.

GIVEN under my hand and official seal the day and year last above written.

Notary Public in and for the State of Washington, residing at _____ My Commission Expires: _____

Return To: _____

**DECLARATION OF COVENANT
FOR PUBLIC WATER SYSTEM**

I (We) the undersigned, grantors hereby declare this covenant and place same on record.

I (We) the grantor(s) herein, am (are) the owner(s) in fee simple of (an interest in) the following described real estate situated in Mason County, State of Washington; to wit: (Abbreviated legal description of property owned by grantor)

and having the Tax Parcel Number of:

on which the grantor(s) owns and operates a well and waterworks supplying water for public use located on said real estate, at: (Abbreviated legal description & tax assessor's parcel number of property and where well is sited)

and grantor(s) is (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 the said grantor(s) land which might contaminate said water supply.

NOW, THEREFORE, the grantor(s) agree(s) and covenant(s) that said grantor(s), his (her)(their) heirs, successors and assigns will not construct, maintain, or suffer to be constructed or maintained upon the said land of the grantor(s) 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 tanks, roads, railroad tracks, vehicles, structures, barns, feed stations, grazing animals, enclosures for maintaining fowl for 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 in the land described herein or any part thereof, and shall inure to the benefits of each owner thereof.

_____	_____
Signature	Date
_____	_____
Signature	Date

State of Washington)
County of Mason)

I, the undersigned, a Notary Public in and for the above named County and State, do hereby certify that on this day of _____, 20____, personally appeared before me _____ to me known to be the individual described in and who executed the within instrument, and acknowledge that he(she)(they) signed and sealed the same as free and voluntary act and deed, for the uses and purposes herein mentioned.

GIVEN under my hand and official seal the day and year last above written.

Notary Public in and for the State of Washington, residing at _____
My Commission Expires: _____

Return To:

**NOTICE TO FUTURE PROPERTY OWNERS
OF PUBLIC WATER SYSTEM**

I (We) the undersigned, certify that the water source located on parcel situated in Mason County, State of Washington, herein described:
(Abbreviated legal description and parcel number of the parcel contain the well head)

has been designed to serve a source of water to the following parcels situated in Mason County, State of Washington, herein described:
(Abbreviated legal description(s) and tax parcel number(s) of property(ies) affected)

is a public water system which is subject to the provisions of Chapter 246-291 WAC. This system may also be subject to other state and local regulations. The system owner is responsible for maintaining this system in compliance.

The name of this system is _____

The State Department of Health and local health departments share administration of the drinking water regulations. Therefore, when the term "department" is used, it refers to whichever agency regulates this particular system. The local health department can be contacted to find out which agency is applicable.

This water system is designed to provide for _____ services. Additional planning and design approvals must be obtained from the department prior to expanding beyond this number of services. Design flow standards account for domestic use and watering of a typical lawn and garden space only. The design assumes that all residences will be equipped with ultra low flow plumbing fixtures and that all users will keep conservation in mind whenever the system is used. Additionally, a water right, obtained from the Department of Ecology, is required if the water system exceeds exemption standards.

Public water systems are subject to on-going requirements. These include periodic water quality monitoring, system maintenance and various record keeping. Prior to purchasing this property, it is recommended that you contact the department to determine whether this system is in compliance which applicable regulations. Fees may be charged by the department for providing various services.

The department maintains current information on this system to expedite retrieval of information for your use or lending institutions, which require information on the system as part of their loan approval process. Each time information changes, such as a change in the number of homes connected to the system; a change in owner/operator name, address or phone number; etc, the owner of this system must submit an updated Water Facilities Inventory (W.F.I.) report form to the department.

This system (has/has not) been granted one or more waivers from specific provisions of the regulations.

A financial plan was developed at the time of water system approval. The plan includes estimated average costs to properly operate and maintain the system in compliance with state and local drinking regulations when it is fully connected. Current information on costs is available from the system owner.

Management by a state approve satellite management agency is required.

Signature Date

Signature Date

State of Washington)
County of Mason)

I, the undersigned, a Notary Public in and for the above named County and State, do hereby certify that on this _____ day of _____ 20____, personally appeared before me _____ to me known to be the individual described in and who executed the within instrument, and acknowledge that he/she/they signed and sealed the same as free and voluntary act and deed, for the uses and purposes herein mentioned.

GIVEN under my hand and official seal the day and year last above written.

Notary Public in and for the State of Washington, residing at _____
My Commission Expires: _____