

DECLARATION OF COVENANT
Non-Public Water Source

GRANTOR(S) Public, The

GRANTEE

KNOW all men by these presents that I (we), the undersigned, owner(s) in fee simple of the land described herein, 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 Thurston County, State of Washington, to wit:

Tax Parcel _____ Legal Description as follows: _____

_____ on which the GRANTOR(S) owns and operates a well and waterworks supplying water for non-public use, located on said real estate, at:

Tax Parcel _____ Legal Description as follows: _____

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 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 said land of the GRANTOR(S) within the setbacks of the well herein described, so long as the same is operated to furnish water for non-public use, any potential source of contamination. The well setbacks for potential sources of contamination are: Fifty (50) feet from a septic tank, septic holding tank, septic containment vessel, septic pump chamber, and septic distribution box, building sewers, public sewers, collection and non-perforated sewer distribution lines except building drains. One hundred (100) feet from the edge of a drainfield, or a proposed or reserve drainfield has which has been reviewed Thurston County and is under valid design approval. One hundred (100) feet from all other sources or potential sources of contamination such as manure, sewage, and industrial lagoons; hazardous waste sites; sea/salt water intrusion areas; chemical and petroleum storage areas; pipelines used to convey materials with contamination potential; livestock barns, chicken houses, rabbit hutches, pigpens, or other enclosures or structures for the keeping or maintenance of fowls or animals, manure piles and livestock feed lots.

The well described herein shall not be located in a garage, barn, storage building or dwelling or within five (5) feet from any existing building structure or building projection.

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 _____ hand(s) this _____ day of _____ 20 _____

Grantor(s)

State of Washington, _____ County ss:

On this _____ day of _____, 20_____, before me the undersigned, a Notary Public in and for the State of Washington, duly commissioned and sworn, personally appeared _____ and _____, to me known to be the individual(s) described in and who executed the foregoing instrument, and acknowledged to me that (they) signed and sealed the said instrument as (their) free and voluntary act and deed, for the uses and purposes therein mentioned.

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

Notary Public in and for the State of Washington residing at:

My Commission Expires: _____