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ISLAND COUNTY AUDITOR R

RETURN ORIGINAL DOCUMENT TO:
JAMES H. HUTTON
PO BOX 231202
ANCHORAGE, AK 99523

RESTRICTIVE COVENANT

The grantor(s) herein, James H. Hutton and Charlene D. Hutton, Trustees

is (are) the owner(s) of (an interest in) the following described real estates situated in

Island County, State of Washington, to wit: Parcel "A" (R23432-083-0230) in attached Exhibit "A"

The grantee(s) herein, James H. Hutton and Charlene D. Hutton, Trustees own(s) and operate(s) a well and waterworks supplying water for private use, located upon the following described real estates situated in

Island County, State of Washington, to wit: Parcel "B" (R23432-040-0880) in attached Exhibit "A"

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 said grantors land which might contaminate said water supply; and supersedes all previous easements, covenants or agreements affecting or encumbering the well and waterworks herein described.

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 grantor(s), its (their) heirs, successors and assigns will not construct, maintain, or suffer to be constructed or maintained upon the said land of the grantors and within 100 (one hundred) feet of the well of the grantee(s), so long as the same is operated is operated to furnish water for private consumption, any of the following: cesspools, sewers, privies, drainfields, manure piles, garbage of any kind or description, barns, chicken houses, rabbit hutches, pigpens, or other enclosures or structures for the keeping or maintenance of fowls or animals, or storage of liquid or dry chemicals, herbicides, or insecticides; and within 50 (fifty) feet of the well of the grantee(s), so long as the same is operated to furnish water for private consumption, any of the following: septic tanks, and septic transport lines.

WITNESS _____ hand this 6th day of June, 2006
[Signature] (Seal)
[Signature] (Seal)
Grantor(s)

State of Alaska
County of _____) ss

I, the undersigned, a Notary Public in and for the above named County and State, do hereby certify that on this 6th day of June, 2006 personally appeared before me James H. Hutton to me known to be the individual above described in and who executed the within instrument, and acknowledged that he (they) signed and sealed the same as _____ free and voluntary act and deed, for the uses and purposes therein mentioned.

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



(SIGNATURE) [Signature]
(NAME - PRINTED) Britney Romo
Notary Public in and for the State of Alaska residing at
2259 E. 56th Ave, #4 Anchorage AK 99507
My Commission Expires: 12/16/09





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ISLAND COUNTY AUDITOR

R

Exhibit "A"

Parcel "A"

(R23432-083-0230)

The West 494 feet of Government Lot 1, Section 32, Township 34 North, Range 2 East, W.M.
EXCEPT the North 305 as measured along the West line thereof;
and ALSO EXCEPT the West 384 feet of the South 617.39 feet thereof;
and ALSO EXCEPT the County Road along the South line thereof known as Helder Road.

Situated in the County of Island, State of Washington.

Parcel "B"

(R23432-040-0880)

The North 271.96 feet of the South 514.59 feet of that portion of Government Lot 1, Section 32,
Township 34 North, Range 2 East, W.M., lying west of the centerline of County Road known as
Jones Road;
EXCEPT the West 494.00 feet thereof; and
EXCEPT any portion thereof lying within County Road known as Jones Road on the East.

Situated in the County of Island, State of Washington.

