

597415

REEL 644 FR 435
RECORDED 800 FILED
REEL 644 FRAME 435-436
AUDITOR MASON COUNTY
ALLAN T. BROTCHE

94 OCT 24 PM 12:08

REQUEST OF:

ALTERATION TO LAKE LIMERICK, DIVISION 4
RESOLUTION 100-94

COMMUNITY DEVELOPMENT DIRECTOR

On December 4, 1967, the Plat of Lake Limerick, Division 4, located in Section 27, Township 21 North, Range 3 West, W.M., was recorded in Volume 7, Pages 190 through 195 records of Mason County, Washington.

WHEREAS, The Dedication included in Lake Limerick, Division 4, is as follows:

Know all men by these presents that the Osberg Construction Company, a Washington Corporation by Allan F. Osberg, Vice President and John W. Osberg, Assistant Secretary and Lake Limerick Corporation, a Washington Corporation by Mark J. Antoncich, President and Kenneth W. Engle, Assistant Secretary and Kamilche Investment Company, a Washington Corporation by Edwin W. Taylor, President and Norma Taylor, Secretary and, the undersigned, owners of land hereby platted hereby declare this plat and dedicate to the use of the public forever, all streets, avenues, places, and sewer easements or whatever public property there is shown on the Plat and the use thereof for any and all public purpose not inconsistent with the use thereof for public highway purposes. Also the right to make all necessary slopes for cuts and fills upon lots, blocks, tracts, e.t.c., shown on this Plat in the reasonable original grading of all the streets, avenues, places, e.t.c. shown hereon. Also the right to drain all streets over and across any lot or lots where water might take a natural course after the street or streets are originally graded.

WHEREAS, The final plat contains Easements and Special Provisions, in which number One reads as follows:

All lots shall be subject to an easement 5 feet in width parallel with and adjacent to all lot lines for purpose of installation and maintenance of all utilities and drainage and all lot lines shall also be subject to the right of overhang of electric and telephone wires over portions of lots where roadway curvature causes the same to occur.

WHEREAS, RCW 58.17.215 - Alteration of subdivision - Procedure, provides a method by which a person interested in the alteration of any subdivision or the altering of any portion thereof may proceed;

WHEREAS, Mr. and Mrs. Russell D. and Merrila I. Cariveau, owners of Lots 81 and 82, and Rosemary Wilson, owner of Lot 80, all in the Plat of Lake Limerick, Division 4, have made application with the Mason County Board of County Commissioners requesting an alteration to the easements running approximately southeast to northwest an average of 190 feet for the purpose of obtaining a boundary line adjustment in order to legitimize placement of existing residences;

WHEREAS, the application contains the signatures of the majority of those persons having an ownership interest of lots, tracts, parcels, sites, or divisions in the subject subdivision or portion thereof;

WHEREAS, the Lake Limerick Community Club, the Lake Limerick Water System, PUD # 3, U.S. West Communications, and Mason County Public Works have all relinquished their interest in the easement.

WHEREAS, the Mason County Board of County Commissioners did notify the effected landowners as required by R.C.W. 58.17.215;

WHEREAS, a public hearing was held on September 27, 1994, at 9:45 AM, in the Commissioners Chambers;

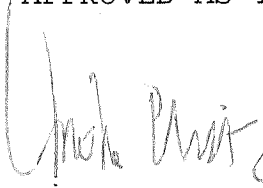
WHEREAS, after due consideration it appears to be in the best public interest to approve the request made by Russell D. and Merrila I. Cariveau, and Rosemary Wilson;

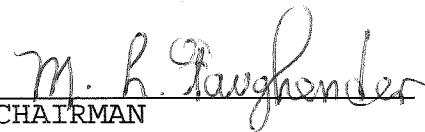
NOW THEREFORE BE IT RESOLVED that the Board authorizes the alteration of the previously described 10' easement between lots 80 and 81, and 81 and 82, in the Plat of Lake Limerick, Division 4 with the understanding that there is no drainage in effect on these property lines and that the combination is for the purpose of preforming a boundary line adjustment in order to legitimize the placement of existing residences.

PASSED IN REGULAR SESSION this 27th day of September, 1994.

APPROVED AS TO FORM

BOARD OF COUNTY COMMISSIONERS
MASON COUNTY, WASHINGTON


Prosecuting Attorney


CHAIRMAN


COMMISSIONER

ATTEST:


CLERK OF THE BOARD

absent
COMMISSIONER

C. Planning