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RECORDED 8:00 FILED \_\_\_\_\_  
 REEL 610 FRAME 058-059  
 AUDITOR MASON COUNTY  
 ALLAN T. BROTCHE

94 FEB 24 PM 12:59

REQUEST OF:

COMMUNITY DEVELOPMENT DIRECTOR

ALTERATION TO LAKE CUSHMAN, DIVISION 19  
 RESOLUTION 24-94

On November 5, 1984 the Plat of Lake Cushman, Division 19, located in Section 5, Township 22 North, Range 4 West, W.M, was recorded in Volume 10 of Plats, Pages 82 through 86 records of Mason County, Washington.

WHEREAS, The Dedication included in Lake Cushman, Division 19, is as follows:

Know all men by these presents that the undersigned, Lake Cushman Co., lessee for the land hereby platted, hereby declares this plat and dedicate to the Lake Cushman Maintenance Co. all streets, avenues, places, easements and greenbelts as shown on the plat and the non-exclusive use thereof for the residents and occupants therein, their guests and service to said residents not inconsistent with use in common with other residents and lessees.

Also, the Lake Cushman Maintenance Co. shall have the right to make all necessary slopes for cuts and fills upon the lots, blocks and tracts shown on this plat in the reasonable grading of all the streets, avenues, places, etc. shown hereon. Also, the right to drain all streets over and across any lot or common area where water might take a natural course after the street or streets are finally improved.

The Easement Provision included in Lake Cushman, Division 19, reads as follows:

WHEREAS, All lots shall be subject to an easement five feet in width, and parallel and adjacent to all lot lines, except that this easement shall be ten feet in width along lot lines where lots are not contiguous for purposes of installation and maintenance of all utilities and drainage and all lots shall also be subject to the right of overhead easements 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, William J. Birney owner of Lots 58 and 59 in the Plat of Lake Cushman, Division 19, has made application with the Mason County Board of Commissioners requesting an alteration to the common boundary line and easements running southwest to northeast an average of 170 feet for the purpose of constructing a residence over and across both lots;

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, Tacoma Public Utilities, PUD #3, Lake Cushman Maintenance Co., and Pacific Land Associates Co., developers of Lake Cushman have no objections to the alteration;

WHEREAS, the Mason County Board of Commissioners did notify the effected landowners as required by RCW 58.17.215;

WHEREAS, a public hearing was held on February 15 1994, at 7:30 PM, in the Commission Chambers;

WHEREAS, after due consideration it appears to be in the best public interest to approve the request made by William J. Birney;

NOW THEREFORE BE IT RESOLVED that the Board authorizes the alteration of the previously described easement lots 58 and 59 in the Plat of Lake Cushman, Division #19, with the understanding that there is no drainage in effect on these property lines and that the combination is for the purpose of building a single-family dwelling in the center of these lots.

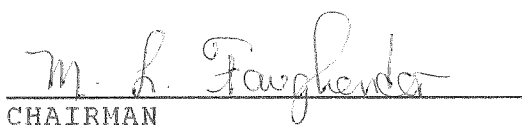
PASSED IN REGULAR SESSION this 15th day of February, 1994.

APPROVED AS TO FORM

 CHIEF

Deputy Prosecuting Attorney

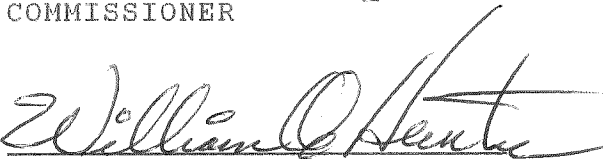
BOARD OF COUNTY COMMISSIONERS  
MASON COUNTY, WASHINGTON

  
CHAIRMAN

  
COMMISSIONER

ATTEST:

  
CLERK OF THE BOARD

  
COMMISSIONER