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REEL 632 FR 331

RECORDED FILED
REEL 632 FRAME 331-332
AUDITOR MASON COUNTY
ALLAN T. BROTCHE

94 JUL 27 PM 2:30

mail REQUEST OF:
Mason Co. Commission

ALTERATION TO COLONY SURF, DIVISION 3
RESOLUTION 603-94

On October 23, 1967, the Plat of Colony Surf, Division 3, located in Section 9, Township 23 North, Range West, W.M., was recorded in Volume 6, Pages 188 through 189 records of Mason County, Washington.

WHEREAS, The Dedication included in Colony Surf, Division 3, is as follows:

Know all men by these presents that the undersigned, executors of estate of John Muller, his wife, owner's in fee simple of the land hereby platted and Richard E. Jacobsen, D. Alson Vanderstay, and Chesterfield Development Corporation, contract purchasers there of hereby declare this plat and dedicate to the use of the Colony Surf Community Club forever, all streets, avenues, places, and easements. 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 a NOTE which reads as follows:

Utility easement shall be over a 2 1/2 ' wide strip along each side of interior lot lines and over the rear 5' of each lot.

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. Raymond and Janice Stewart, owners of Lots 18 and 19 in the Plat of Colony Surf, Division 3, has made application with the Mason County Board of County Commissioners requesting an alteration to the easement running approximately southeast to northwest an average of 130 feet for the purpose of placing a new 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, the Colony Surf Club, the Colony Surf Water System, PUD #1, 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 July 5, 1994, at 9:15 AM, in the Commissioners Chambers;

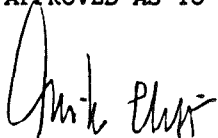
WHEREAS, after due consideration it appears to be in the best public interest to approve the request made by Raymond and Janice Stewart;

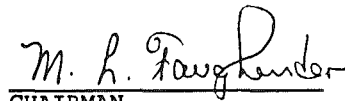
NOW THEREFORE BE IT RESOLVED that the Board authorizes the alteration of the previously described 2 1/2' easement between lots 18 and 19 in the Plat of Colony Surf, Division 3 with the understanding that there is no drainage in effect on these property lines and that the combination is for the purpose of placing a residence over and across existing easements.

PASSED IN REGULAR SESSION this 5th day of July, 1994.

APPROVED AS TO FORM

BOARD OF COUNTY COMMISSIONERS
MASON COUNTY, WASHINGTON


Prosecuting Attorney


CHAIRMAN


COMMISSIONER

ATTEST:


CLERK OF THE BOARD


COMMISSIONER

State of Washington
County of Mason

I, Allan T. Brotche, for Mason County, do hereby certify that this instrument is a true and correct copy of the original as the same now appears on file and of record in the Auditor's Office.

In testimony whereof, I have hereunto set my hand and affixed the seal this

3rd day of Nov. 19 94.

Allan T. Brotche
Mason County Auditor

by B. Bantalat