

*Original to Michael M
1/22/98 for recording*

ALTERATION TO TWANOH FALLS, FIRST ADDITION
RESOLUTION 4-98

On July 26th, 1965 the Plat of Twanoh Falls, First Addition, located in Section 21, Township 22 North, Range 2 West, W.M., was recorded in Volume 6, Pages 22 through 24 records of Mason County, Washington.

WHEREAS, The Dedication included in Twanoh Falls, First Addition, is as follows:

Know all men by these presents that Mission Creek Land Company, Incorporated, a Washington Corporation; Sol Duc Lands, Incorporated, a Washington Corporation; and Walter Clive Abel, as his separate estate, owners in fee simple of the land hereby platted, hereby declare this plat and dedicate to the use of the public forever all streets, avenues, places or whatever public property there is shown on the plat and the use thereof for any and all public purposes not inconsistent with the use there for public highway purposes. Also, the right to make all necessary slopes for cuts and fills upon the lots, blocks, tracts, etc. 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, avenues, or places are originally graded.

WHEREAS, The final plat contains an Protective Covenant 6 which states:

Easements within 5 feet of all lot lines are hereby reserved for drainage, water system pipes, sewage system pipes, storm sewers and utilities, including right of maintenance.

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. Richard Moore, owner of Lot 38, Mr. Robert E. Collins, owner of Lot 34, and Mr. Wayne Vorwerk, owner of Lot 36, in the Plat Twanoh Falls, First Addition, have made application with the Mason County Board of County Commissioners requesting an alteration to the easement running approximately northeast to southwest an average of 85 feet and northwest to southeast approximately 30 feet between said two lots, for the purpose of placing a garage on Lot 38, within five feet of Lots 34 and 36;

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 Twanoh Falls Beach Club Inc, PUD #3, and U.S. West Communications, Falcon Video Communications L.P., Mason County Department of 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 January 20th, 1998, at 9:30 A.M., in the Commissioners Chambers;

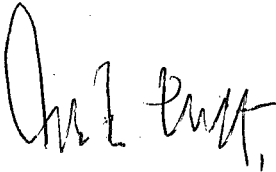
WHEREAS, after due consideration it appears to be in the best public interest to approve the request made by Richard Moore, Robert E. Collins, Wayne Vorwerk;

NOW THEREFORE BE IT RESOLVED that the Board authorizes the alteration of the previously described 10' easement between Lots 34, 36, and 38, in the Plat of Twanoh Falls, First Addition, with the understanding that there is no drainage in effect on these property lines and that the easements are being removed for the purpose of moving a garage closer to the existing property line than would be possible if the utility and drainage easement were to remain intact.


PASSED IN REGULAR SESSION this 20th day of January, 1998.

APPROVED AS TO FORM

BOARD OF COUNTY COMMISSIONERS
MASON COUNTY, WASHINGTON


CHIEF DPA
Prosecuting Attorney


CHAIRMAN


COMMISSIONER

ATTEST:


CLERK OF THE BOARD


COMMISSIONER