

After Recording Return To:

PROTECTIVE NATIVE GROWTH AREA COVENANT

In consideration of the following Whatcom County permit for application No. _____ relating to the real property legally described as follows (**use abbreviated legal description on first page attach additional page with full legal description from current deed**):

GRANTOR: _____
GRANTEE: _____
LEGAL DESCRIPTION: _____
TAX PARCEL I.D. #: _____

The undersigned as Grantor(s) declares that the portion of property (as shown in **Attachment A**), is hereby established as a Protective Native Growth Area for the purpose of dispersing and treating stormwater flows and shall be maintained in a forested condition. The Grantor(s) hereby covenants and agrees as follows:

1. Any alterations to critical areas and their buffers shall be pursuant to Whatcom County Code 16.16.
2. The following activities are allowed within the PNGA, but may require permit or notification approval by Whatcom County :
 - a. On slopes which have been disturbed by human activity or infested by noxious weeds, replacement with appropriate native species or other appropriate vegetation.
 - b. Construction of private trails, provided that they are guided by construction and maintenance standards in the US Forest Service "Trails Management Handbook" (FSH 2309.18, June 1987, as amended) and "Standard Specifications for Construction of Trails" (EM-7720-102, June 1984, as amended); but in no case shall trails be constructed of concrete or asphalt.
 - c. Limited trimming and pruning of vegetation for the creation and maintenance of views.
 - d. Replacement of individual trees with native trees on a limited basis. Forested hydrologic conditions and soil stability shall be maintained.

This covenant is binding upon the GRANTOR (s), it's heirs, successors, and assigns unless or until a new drainage or site plan is reviewed and approved by Whatcom County.

Dated this _____ day of _____, _____.

Grantor

Grantor

Grantor/Print Name

Grantor/Print Name

STATE OF WASHINGTON)
)ss.
COUNTY OF WHATCOM)

I certify that I know or have satisfactory evidence that _____
is/are the person(s) who appeared before me, and said person acknowledge that he signed this
instrument, on oath stated that he was authorized to execute the instrument and acknowledged
it to be the free and voluntary act of such party for the uses and purposes mentioned in the
instrument.

Dated: _____


NOTARY PUBLIC, in and for the State of Washington,
residing at: _____
Printed Name: _____
My Commission expires: _____

STATE OF WASHINGTON)
)ss.
COUNTY OF WHATCOM)

I certify that I know or have satisfactory evidence that _____
is/are the person(s) who appeared before me, and said person acknowledge that he signed this
instrument, on oath stated that he was authorized to execute the instrument and acknowledged
it to be the free and voluntary act of such party for the uses and purposes mentioned in the
instrument.

Dated: _____

NOTARY PUBLIC, in and for the State of Washington,
residing at: _____
Printed Name: _____
My Commission expires: _____

Approved as to form:


Royce Buckingham
Senior Deputy Prosecutor

Reviewed and approved by: