

COVENANT FOR WATER AND SEWER USE
AND RESERVATION OF EASEMENTS

WHEREAS, the undersigned is the owner of the following described real property located in the Bristol Bay Recording District, Third Judicial District, State of Alaska, described as follows:

PARCEL NO. 1:

The East 100 feet of the south 354.90 feet of Lot Twelve (12), U. S. Survey No. 3643, filed in the Bristol Bay Recording District, Third Judicial District, State of Alaska.

PARCEL NO. 2:

That Portion of U. S. Survey No. 3184, filed in the Bristol Bay Recording District, Third Judicial District, State of Alaska, described as follows:

Commencing at the Southwest Corner of U.S. Survey No. 3184, identified as Corner No. 2, then North 87°36' East a distance of 156.4 feet; thence North 2° 24' West a distance of 189.4 feet; thence 87°37' West a distance of 156.4 feet; thence South 2°24' East a distance of 189.4 feet to the point of beginning; and a perpetual Easement for access to said property consisting of the West 20 feet of U. S. Survey No. 3184, between the subject property and the Kanakanak Road.

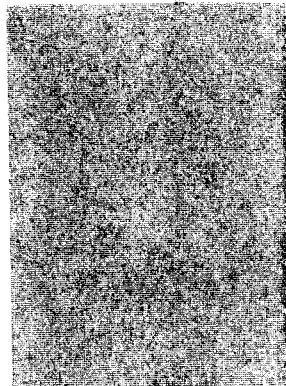
PARCEL NO. 3

Lot Twenty-three (23) of U. S. Survey 3643, filed in the Bristol Bay Recording District, Third Judicial District, State of Alaska, excepting therefrom the South 326 feet in said Lot Twenty-three (23).

PARCEL NO. 4:

That Portion of Lot Twenty-four (24), U. S. Survey 3643, filed in the Bristol Bay Recording District, Third Judicial District, State of Alaska, described as follows:

Beginning at the Northwest corner of Lot Twenty-three (23), U. S. Survey 3643; thence West 100 feet along the Southerly line of Lot Twelve (12), U. S. Survey 3643; thence South 100 feet; thence East 100 feet to the Westerly line of Lot Twenty-three (23); thence Northerly along the Westerly line of Lot Twenty-three (23), 100 feet to the point of beginning.



PARCEL NO. 5:

Lot Twenty-three "C" (23-C) of the
FAIRVIEW SUBDIVISION, according to Plat
No. _____;

and

WHEREAS, Parcels 1 through 4 are presently
encumbered by a Deed of Trust for the benefit of the National
Bank of Alaska and NABALASKA & CO., #182, said Deed of Trust
recorded in Book 20, Page 873 of the Bristol Bay Recording
District, Third Judicial District, State of Alaska; and

WHEREAS, the undersigned is requesting that Parcel
No. 2 be released from the above-referenced Deed of Trust and
reconveyed to the undersigned; and

WHEREAS, Parcel No. 2 contains a well which is able
to serve the other parcels of property above-described, in
conjunction with a well located on Parcel No. 3; and

WHEREAS, Parcel No. 5 has a sewage treatment
facility capable of treating the sewage disposal for all of
the above-described parcels; and

WHEREAS, the undersigned wishes to insure that all
parcels above-described are served by water and a sewage
treatment facility;

NOW, THEREFORE, the undersigned hereby makes the
following covenants and reservations of easements, which
covenants and reservations shall be deemed to run with the
land in perpetuity:

1. Parcel No. 5 above-described shall serve the
sewage treatment requirements of Parcel 1 through 4. Parcels
1 through 4 shall be deemed the dominant tenement and Parcel 5
shall be deemed the servient tenement for purposes of this
provision.

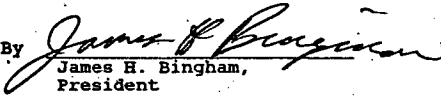
2. Parcels 2 and 3 shall provide water from wells
located on these parcels to Parcels 1 and 4. In the event
that the water supply from either Parcel 2 or 3 should become
inadequate for this purpose, then the remaining well shall
service all three remaining parcels with water.

These covenants and easements are for the benefit of
the undersigned, its successors in interest or assigns and all
future owners of the above-described parcels, and any future
owner shall have the right to enforce the terms and provisions
hereof.

IN WITNESS WHEREOF, the parties hereto have executed
this agreement on the 12 day of June, 1979.

FAIRVIEW DWELLING, INC.

By


James H. Bingham,
President

James H. Bingham
JAMES H. BINGHAM

Donna Shirley Bingham
DONNA SHIRLEY BINGHAM

STATE OF ALASKA)
) ss.
THIRD JUDICIAL DISTRICT)

THIS IS TO CERTIFY that on this 1st day of June, 1979, before me, the undersigned, a Notary Public in and for the State of Alaska, duly commissioned and sworn as such, personally appeared JAMES H. BINGHAM, known to me to be the President of FAIRVIEW DWELLING, INC., a corporation named above, and known to me to be the person named in and who executed the within and foregoing instrument, for and on behalf of said corporation by authority duly vested in him and he acknowledged to me that he signed the same freely and voluntarily for the uses and purposes therein mentioned.

IN WITNESS WHEREOF, I have hereunto set my hand and seal the day and year first hereinabove written.

S. James McCune
Notary Public in and for Alaska
My Commission Expires: 4-10-82

STATE OF ALASKA)
) ss.
THIRD JUDICIAL DISTRICT)

THIS IS TO CERTIFY that on this 1st day of June, 1979, before me, the undersigned, a Notary Public in and for the State of Alaska, duly commissioned and sworn as such, personally appeared JAMES H. BINGHAM and DONNA SHIRLEY BINGHAM, known to me to be the persons named in and who executed the within and foregoing instrument, and they acknowledged to me that they signed the same freely and voluntarily for the uses and purposes therein mentioned.

IN WITNESS WHEREOF, I have hereunto set my hand and seal the day and year first hereinabove written.

S. James McCune
Notary Public in and for Alaska
My Commission Expires: 4-10-82

79-354

RECORDED - FILED 9-
Bristol Bay REC. DIST.
DATE <u>6-22</u> 19 <u>79</u>
TIME <u>1:55</u> <u>P</u> M
Requested by <u>NBA</u>
Address _____