

Kaycee Hathaway

From: Holly Myers
Sent: Friday, February 13, 2015 11:57 AM
To: 'Claudia A Gowan'
Cc: Kaycee Hathaway
Subject: RE: Documentation regarding BLA: Estate Douglas Curry, BL 14-00022

Follow Up Flag: Follow up
Flag Status: Flagged

Based on the additional information you provided and the documents submitted, we are recommending approval of the BLA application. I will be submitting comments reflecting this to CDS Kaycee Hathaway today.

Holly R Myers
Environmental Health Supervisor
Kittitas County Public Health Department
P-(509)962-7005
Holly.myers@co.kittitas.wa.us

Make it a great day!



From: Claudia A Gowan [mailto:claudia@cagowanlaw.com]
Sent: Tuesday, February 10, 2015 11:22 PM
To: Holly Myers
Cc: Jeff Watson; wescottpeterson@comcast.net
Subject: Fw: Documentation regarding BLA: Estate Douglas Curry, BL 14-00022

Holly, a misspelling of your address below - and another try!

Thanks,
Claudia

----- Original message-----

From: Claudia A Gowan
Date: Tue, Feb 10, 2015 11:07 PM
To: holly.meyers@co.kittits.wa.us;
Cc: wescottpeterson@comcast.net; Jeff Watson;
Subject: Fw: Documentation regarding BLA: Estate Douglas Curry, BL 14-00022

Hi Holly, just writing again per below requesting a status check? We would love to move forward and anything I can do to help, I will. Many thanks.

Best regards,

Claudia Gowan

----- Original message-----

From: Claudia A Gowan

Date: Tue, Jan 27, 2015 8:44 AM

To: Holly.Meyers@co.kittitas.wa.us;

Cc: Peterson, Wescott;

Subject:FW : Documentation regarding BLA: Estate Douglas Curry, BL 14-00022

Hi Holly,

I am just writing to check in on the status of the Curry Estate's BLA application. When you have a chance, please feel free to let me know if there is anything I can do to assist.

Many thanks,

Claudia

Claudia A. Gowan

Claudia A. Gowan, PLLC
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2003 Western Avenue
Seattle, WA 98121
(206) 443-2733 (T)
(206) 448-2252 (F)
claudia@cagowanlaw.com

www.seattletrustsandestates.com

From: Claudia A Gowan

Sent: Monday, January 05, 2015 6:00 PM

To: 'Holly.Meyers@co.kittitas.wa.us'

Cc: Wescott Peterson

Subject: Documentation regarding BLA: Estate Douglas Curry, BL 14-00022

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message id: 38eb45916c6dcbdac24bb8719d004a14

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From: Holly Myers
Sent: Friday, February 13, 2015 11:49 AM
To: Kaycee Hathaway
Subject: FW: Original BLA: Estate Douglas Curry, BL 14-00022
Attachments: 20141022 App BLA FINAL Submitted.pdf

Follow Up Flag: Follow up
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Environmental Health Supervisor
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P-(509)962-7005
Holly.myers@co.kittitas.wa.us

Make it a great day!



From: Claudia A Gowan [<mailto:claudia@cagowanlaw.com>]
Sent: Monday, December 08, 2014 9:23 AM
To: Holly Myers
Subject: Original BLA: Estate Douglas Curry, BL 14-00022

Hi Holly,

Thank you very much for your help clarifying what I should provide your office.

Attached is the original application that we submitted. On page 8, you will find Mr. Bailey's depiction of the proposed new boundary line. It is a solid line going from north to south drawn just left of the center of the drawing (west of the house and drainfield.) At the southernmost point, the solid line turns east and runs to what appears to be Alice Road.

What we are requesting under the BLA application is to move the boundary line west of the drainfield and the house, and, take it south and then east. (The current line actually runs through the drainfield.)

The mobile home is not usable as a residence and has not been used as a residence for about nine years. The Curry family once had a pipe that carried water from the house to the mobile home, but that has been closed off.

Holly, if you have any questions about this, I am at home until about 9:50 or so. You can feel free to call me at 206 285-8331 if you would like. Otherwise, I am normally reachable through work – that contact information is below.

I will talk with my husband Scott and get the copies of the documents that we discussed. I will email them to you.

I am copying my husband, Scott Peterson, who is the PR of Doug Curry's estate and the uncle of the Curry children, one of whom still lives on the property.

Many thanks, Claudia

Claudia A. Gowan

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Sent: Monday, December 08, 2014 9:53 AM
To: Holly Myers
Cc: wescottpeterson@comcast.net
Subject: FW: Original BLA: Estate Douglas Curry, BL 14-00022

Holly, hi, I should have mentioned that the existing line is reflected on Mr. Bailey's map (p. 8) as a dotted line and you will see it running north to south through the drainfields.

Best, Claudia

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Sent: Monday, January 05, 2015 6:01 PM
To: Holly Myers
Cc: Wescott Peterson
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Sent: Friday, February 13, 2015 11:51 AM
To: Kaycee Hathaway
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From: Claudia A Gowan [mailto:claudia@cagowanlaw.com]
Sent: Tuesday, January 27, 2015 8:45 AM
To: Holly Myers
Cc: Peterson, Wescott
Subject: FW: Documentation regarding BLA: Estate Douglas Curry, BL 14-00022

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To: Kaycee Hathaway
Subject: FW: Documentation regarding BLA: Estate Douglas Curry, BL 14-00022
Attachments: 1981 Ltr Monahan.Cabin Creek.Confirm Water Right.pdf; 1981 QCD Nellie to Doug and Lois incl water right.pdf; 1981 SWD Correction Deed Curry.Monahan.Cabin Creek.pdf; 1999 Report Referee Sub 5 affirming water right.pdf; 2001 Order confirming Curry water right under Subbasin 5.pdf; 2006.2007 Septic Drain Field Design.pdf; 2009 Ecology Response confirming water right.pdf; SB 5 CC01679. Confirmed Water Right Claim.pdf; 1974 Amendment REK Curry.Monahan.Cabin Creek.pdf; 1981 Ltr Monahan.Cabin Creek.Confirm Water Right.pdf; 20141022 App BLA FINAL Submitted.pdf

Follow Up Flag: Follow up
Flag Status: Flagged

Holly R Myers

Environmental Health Supervisor

Kittitas County Public Health Department

P-(509)962-7005

Holly.myers@co.kittitas.wa.us

Make it a great day!



From: Claudia A Gowan [mailto:claudia@cagowanlaw.com]
Sent: Tuesday, February 10, 2015 11:22 PM
To: Holly Myers
Cc: Jeff Watson; wescottpeterson@comcast.net
Subject: Fw: Documentation regarding BLA: Estate Douglas Curry, BL 14-00022

Holly, a misspelling of your address below - and another try!

Thanks,
Claudia

----- Original message-----

From: Claudia A Gowan
Date: Tue, Feb 10, 2015 11:07 PM
To: holly.meyers@co.kittits.wa.us;

Cc: wescottpeterson@comcast.net;Jeff Watson;

Subject:Fw: Documentation regarding BLA: Estate Douglas Curry, BL 14-00022

Hi Holly, just writing again per below requesting a status check? We would love to move forward and anything I can do to help, I will. Many thanks.

Best regards,

Claudia Gowan

----- Original message-----

From: Claudia A Gowan

Date: Tue, Jan 27, 2015 8:44 AM

To: Holly.Meyers@co.kittitas.wa.us;

Cc: Peterson, Wescott;

Subject:FW : Documentation regarding BLA: Estate Douglas Curry, BL 14-00022

Hi Holly,

I am just writing to check in on the status of the Curry Estate's BLA application. When you have a chance, please feel free to let me know if there is anything I can do to assist.

Many thanks,

Claudia

Claudia A. Gowan

Claudia A. Gowan, PLLC
Market Place One, Suite 330
2003 Western Avenue
Seattle, WA 98121
(206) 443-2733 (T)
(206) 448-2252 (F)
claudia@cagowanlaw.com

www.seattletrustsandestates.com

From: Claudia A Gowan

Sent: Monday, January 05, 2015 6:00 PM

To: 'Holly.Meyers@co.kittitas.wa.us'

Cc: Wescott Peterson

Subject: Documentation regarding BLA: Estate Douglas Curry, BL 14-00022

Hi Holly,

I hope the holidays were good to you.

I am writing in follow-up to our correspondence last month regarding additional information that you need for purposes of the requested BLA on the property held by the Curry estate.

I am attaching a number of documents that my husband, Wescott Peterson, who is the PR for the Estate and I have compiled that are responsive to the questions that you raised. This will supplement my December 8, 2014 emails to you.

Unfortunately, the documents don't attach in any useful order so I will try to order them here. (In my comments below, I will refer to Parcel 145734 as reflected on our original boundary line application at page 8, which is the drawing by Mr. Bailey, as "the residential property." It is for this parcel that we seek the adjustment. The other parcel is identified as Parcel 104636 on Mr. Bailey's map. This property is zoned for agriculture and forest if I remember correctly.)

The documents:

A 1974 amendment to a real estate contract by and between Darrell and Nellie Curry and Cabin Creek Lumber Company (represented by Mr. Monahan.)

- This contract sold property south of the Curry's to Cabin Creek/Mr. Monahan. It is this property on which the residential property of the Curry Estate has an easement allowing them to access water for which they own the water right. (Under Mr. Bailey's diagram of the proposed boundary line adjustment on page 8 of the original application, he references this property when he notes that water is accessed approximately 3000 ft "uphill" from the property that is the subject of the boundary line adjustment.)

A 1981 Correction Deed recorded by Cabin Creek/Mr. Monahan for the purpose of correcting certain easements related to the property.

A 1981 letter from Cabin Creek/Mr. Monahan that "recognizes" the water right and the "pipe easement" that the Curry's hold to access the water in accordance with the deeds.

A 1981 Quitclaim Deed from Mrs. Curry (widowed at the time of the grant) deeding the main residential property to Lois and Douglas Curry. The property is now held by Douglas's estate. The deed specifically includes the water right.

A 1999 report of the Referee in the Subbasin 5 litigation filed in Yakima County Superior Court that affirmed the water right associated with the residential property. (There were many litigants so I extracted the pages that were relevant to the Curry property for your ease of reference.)

A 1997 Report of the Referee (SB 5 CC01679) recommending that the water right claim of Nellie Curry and Lois and Douglas Curry be confirmed. Again, I extracted the relevant pages. (I do have the full record of these items, but they are voluminous. I am happy to provide them to you if you have any concerns about what is represented under the extracted portions.)

A 2001 Yakima County Superior Court Order confirming the water right associated with the Curry residential property.

A 2006-2007 Septic Drain Field Design that illustrates the design and work performed for purposes of installing the Septic Drain Field that serves the residential property, but is currently crosses both the residential property (the exception property) and the adjacent property zoned for agricultural and forest purposes. Under the requested BLA, the Septic Drain Field will be encompassed by the residential property's revised boundary lines, if approved.

A 2009 response from the State Attorney General's office in the water rights litigation stating that it has no objections to the water rights confirmed to the Curry family. (See, 1st sentence at top of page 2.)

Holly, I hope this information is satisfactory, albeit detailed. I was at a loss about how to build the story for you and may have provided more information than you need, but hopefully it explains the full picture.

Finally, for your ease of reference, I will attach one more copy of our original BLA application so that all is encompassed under this email.

Would you please confirm that you have received this email?

Many thanks and best regards,

Claudia Gowan

Claudia A. Gowan

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