

PLEASE TYPE OR PRINT

REAL ESTATE EXCISE TAX AFFIDAVIT

CHAPTER 82.45 RCW - CHAPTER 458-61 WAC FOR USE AT COUNTY TREASURER'S OFFICE

This form is your receipt when stamped by cashier.

(Use Form No. 84-0001B for Reporting Transfers of Controlling Interest of Entity Ownership to the Department of Revenue) THIS AFFIDAVIT WILL NOT BE ACCEPTED UNLESS ALL AREAS 1-7 ARE FULLY COMPLETED

1 SELLER GRANTOR Name Paul M. DeFaccio, Personal Representative of the Estate of Dianne I. DeFaccio Street PO Box 2 City/State/Zip Thorpe, WA 98946
2 BUYER GRANTEE Name Paul M. DeFaccio Street PO Box 2 City/State/Zip Thorpe, WA 98946
3 ADDRESS TO SEND ALL PROPERTY TAX RELATED CORRESPONDENCE Name Paul M. DeFaccio Street PO Box 2 City/State/Zip Thorpe, WA 98946
ALL TAX PARCEL NUMBERS 19-17-28030-0004
COUNTY TREASURER PLACE ASSESSED VALUE IF TAX EXEMPT 25,860.

4 LEGAL DESCRIPTION OF PROPERTY SITUATED IN Kittitas COUNTY OR IN CITY OF Street Address (if property is improved): Use 1610 DUDLEY RD THORPE, WA 98946 (NONASSIGNED) Legal description attached as Exhibit A5 which is by this reference made a part hereof.

5 Is this property currently: YES NO Classified or designated as forest land? Chapter 84.33 RCW land with previously used building timber only land with new building land with mobile home building only Principal Use: Apt. (4+ unit) residential timber agricultural commercial/industrial other

6 Description of personal property included in gross selling price, both tangible (eg; furniture, equipment, etc.) or intangible (eg; goodwill, agreement not to compete, etc.) WIL COPY - ATTCH'D TO AFF #16240 - REFERS TO AFF # 16240 - If exemption claimed, list WAC number and explanation. 16246 WAC No. (Sec/Sub) 458-61-412(2) Explanation Inheritance Kit. Co. Cause No .02.4-00017.7 Type of Document Personal Representative's Deed Date of Document Oct 27 2002 Gross Selling Price \$ 0.00 Personal Property (deduct) \$ 0.00 Taxable Selling Price \$ 0.00 Excise Tax: State \$ 0.00 Local \$ 0.00 Delinquent Interest: State \$ 0.00 Local \$ 0.00 Delinquent Penalty \$ 0.00 Total Due \$ 2.00 A MINIMUM OF \$2.00 IS DUE AS A PROCESSING FEE AND TAX.

8 (1) NOTICE OF CONTINUANCE (RCW 84.33 OR RCW 84.34) If the new owner(s) of land that is classified or designated as current use or forest land wish to continue the classification or designation of such land, the new owner(s) must sign below. If the new owner(s) do not desire to continue such classification or designation, all compensating or additional tax calculated pursuant to RCW 84.33.120 and 140 or RCW 84.34.108 shall be due and payable by the seller or transferor at the time of sale. This land does not qualify for continuance. Date 11-7-02 Justin Lash DEPUTY ASSESSOR

7 AFFIDAVIT I Certify Under Penalty of Perjury Under The Laws of The State of Washington That The Foregoing Is True And Correct. (See back of this form) Signature of Grantor/Agent Paul M. DeFaccio Name (print) Paul M. DeFaccio, Personal Representative Date and Place of Signing: 10/2/02 THORPE, WA Signature of Grantee/Agent Paul M. DeFaccio Name (print) Paul M. DeFaccio Date & Place of Signing: THORPE, WA 10/2/02

(2) NOTICE OF COMPLIANCE (Chapter 84.26 RCW) If the new owner(s) of property with special valuation as historic property wish to continue this special valuation the new owner(s) must sign below. If the new owner(s) do not desire to continue such special valuation, all additional tax calculated pursuant to Chapter 84.26 RCW, shall be due and payable by the seller or transferor at the time of sale. (3) OWNER(S) SIGNATURE Paul M. DeFaccio 10/23/02

Perjury: Perjury is a class C felony which is punishable by imprisonment in the state correctional institution for a maximum term of not more than five years, or by a fine in an amount fixed by the court of not more than five thousand dollars (\$5,000.00), or by both imprisonment and fine (RCW 9A.20.020 (1C)).

EXHIBIT A5

That portion of the South 1/2 of the Southwest 1/4 of Section 28, Township 19 North, Range 17 East, W.M., County of Kittitas, State of Washington, as shown and described on the record of survey drawing prepared by Western Pacific Engineering, Inc., dated July 1987, and as described as follows:

Commencing at a 5/8-inch iron pin with surveyor's cap monument set to mark the Southeast corner of the Southwest 1/4 of Said Section, said point bears South $89^{\circ}06'49''$ West on the Southerly boundary line of the Southeast 1/4 of Said Section a distance of 2615.20 feet from a found 2-inch iron pipe monument marking the Southeast corner of the Southeast 1/4 of Said Section, said point also bears South $89^{\circ}06'41''$ East on the Southerly boundary line of the Southwest 1/4 of Said Section a distance of 2608.24 feet from a found 1 1/2-inch iron pin marking the Southwest corner of the Southwest 1/4 of Said Section; thence North $89^{\circ}06'41''$ West on the Southerly boundary line of the Southwest 1/4 of Said Section a distance of 168.62 feet to the Southwesterly right-of-way boundary line of the Burlington Northern Railroad Company (formerly known as Northern Pacific Railway Company) and to the Point of Beginning; thence continuing North $89^{\circ}06'41''$ West on the Southerly boundary line of the Southwesterly quarter of Said Section a distance of 1148.59 feet to the highwater mark of the Yakima River; thence Northeasterly on the highwater mark of Said River to the Southwesterly right-of-way boundary line of Said Railroad, said point bears North $24^{\circ}36'55''$ East a distance of 1166.97 feet from the aforementioned course; thence Southeasterly on Southwesterly right-of-way boundary line of Said Railroad on a 1144.45 foot radius curve concave to the Northeast an arc distance of 978.55 feet to a point that is Southwesterly of the Railroad Engineer's centerline station S.C. 75+93.0, said line being concentric with and 200.00 feet Southwesterly of the centerline of Said Railroad the long chord of Said Curve being South $23^{\circ}38'36''$ East a distance of 949.01 feet; thence Southeasterly on the Southwesterly right-of-way boundary line of Said Railroad to a point 200.00 feet Southwesterly of the Railroad Engineer's centerline station T.S. 73+50, said point bears South $52^{\circ}43'18''$ East a distance of 271.16 feet from the aforementioned course; thence South $55^{\circ}38'19''$ East on the Southwesterly right-of-way boundary line of Said Railroad a distance of 79.98 feet to the Point of Beginning, said line being parallel with and 200.00 feet Southwesterly of the centerline of Said Railroad.

TOGETHER WITH all water rights and irrigation ditches appurtenant thereto.

And the same is free and clear from all encumbrances whatever; provided, however, that the same is

EXHIBIT A5 (cont. #1)

1. SUBJECT TO any question that may arise due to shifting or change in the course of the Yakima River or due to said river having changed its course.
2. SUBJECT TO rights of the State of Washington in and to that portion of said premises, if any, lying in the bed of the Yakima River, if said river is navigable.
3. SUBJECT TO the pendency of Yakima County Superior Court Cause No. 77-2-01484-5, State of Washington, Department of Ecology v. James J. Acquavella, et al, being an action for the determination of the rights to divert, withdraw or otherwise make use of the surface waters of the Yakima River Drainage Basin, notice of which is given by Lis Pendens recorded on October 14, 1977, under Kittitas County recording number 417302, and supplemental notice of Lis Pendens filed June 4, 1980, under Kittitas County Auditor's File No. 442263, in Volume 131, page 63.
4. SUBJECT TO all rights of persons in possession and to materialman, mechanic or labor liens.
5. SUBJECT TO possible boundary corrections disclosed by accurate survey and possible public or private easements undisclosed by public record.
6. SUBJECT TO rights reserved in federal patents, state or railroad deeds; building, use, or fire restrictions; easements, rights of way, reservations, restrictions, zoning regulations, plat dedications, irrigation district assessments, utility and water distribution easements and/or rights of way apparent or of record; restrictive covenants of record or in apparent use; and present or future municipal, county or state assessments, if any; and

EXCEPT all or any portion of the southerly fenceline lying outside the perimeter boundary of the above described property.

EXCEPT taxes and special assessments, if any, levied and assessed after the date hereof.