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Western Pacific Engineering and Survey
1328 Hunter Place
Moses Lake, WA
(509) 765-1023
Tuesday, March 19, 2019 1:19:37 PM
Palomino Field PROJECT: C:\1. Survey Data\18146-Deneen\18146 DIV 5\18146 MP5.pro
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GEOMETRY REPORT
```

Traverse name: DIVISION V, LOT 1


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Western Pacific Engineering and Survey
1328 Hunter Place
Moses Lake, WA
(509) 765-1023
Tuesday, March 19, 2019 1:19:37 PM
Palomino Field PROJECT: C:\1. Survey Data\18146-Deneen\18146 DIV 5\18146 MP5.pro
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GEOMETRY REPORT
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Traverse name: DIVISION V, LOT 2


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Western Pacific Engineering and Survey
1328 Hunter Place
Moses Lake, WA
(509) 765-1023
Tuesday, March 19, 2019 1:19:37 PM
Palomino Field PROJECT: C:\1. Survey Data\18146-Deneen\18146 DIV 5\18146 MP5.pro
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    GEOMETRY REPORT
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Traverse name: DIVISION $V$, LOT 3


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Western Pacific Engineering and Survey
1328 Hunter Place
Moses Lake, WA
(509) 765-1023
Tuesday, March 19, 2019 1:19:38 PM
Palomino Field PROJECT: C:\1. Survey Data 118146 -Deneen \(\backslash 18146\) DIV \(5 \backslash 18146\) MP5.pro
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    GEOMETRY REPORT
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Traverse name: DIVISION V, LOT 4

| Point Number |
| :--- |
| Elevation |
| Bearing |


| Distance |
| :--- | :--- |

PC322

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Western Pacific Engineering and Survey
1328 Hunter Place
Moses Lake, WA
(509)765-1023
Tuesday, March 19, 2019 1:19:38 PM
Palomino Field PROJECT: C:\1. Survey Data\18146-Deneen\18146 DIV 5\18146 MP5.pro
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GEOMETRY REPORT
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Traverse name: DIVISION V, LOT 5


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Western Pacific Engineering and Survey
1328 Hunter Place
Moses Lake, WA
(509) 765-1023
Tuesday, March 19, 2019 1:19:38 PM
Palomino Field PROJECT: C:\1. Survey Data\18146-Deneen\18146 DIV 5\18146 MP5.pro
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    GEOMETRY REPORT
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Traverse name: DIVISION V, LOT 6



# CHICAGO TITLE INSURANCE COMPANY 

## Policy No. 72156-46709752

## UPDATED GUARANTEE

CHICAGO TITLE INSURANCE COMPANY, a Florida corporation, herein called the Company, guarantees the Assured against actual loss not exceeding the liability amount stated in Schedule A which the Assured shall sustain by reason of any incorrectness in the assurances set forth in Schedule A.

1. No guarantee is given nor liability assumed with respect to the identity of any party named or referred to in Schedule A or with respect to the validity, legal effect or priority of any matter shown therein.
2. The Company's liability hereunder shall be limited to the amount of actual loss sustained by the Assured because of reliance upon the assurance herein set forth, but in no event shall the Company's liability exceed the liability amount set forth in Schedule A.

PLEASE NOTE CAREFULLY THE LIABILITY EXCLUSIONS AND LIMITATIONS AND THE SPECIFIC ASSURANCES AFFORDED BY THIS GUARANTEE. IF YOU WISH ADDITIONAL LIABILITY, OR ASSURANCES OTHER THAN AS CONTAINED HEREIN, PLEASE CONTACT THE COMPANY FOR FURTHER INFORMATION AS TO THE AVAILABILITY AND COST.

Dated: March 1, 2019

Issued by:
AmeriTitle, Inc.
101 W Fifth Ave.
Ellensburg, WA 98926
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Note: This endorsement shall not be valid or binding until countersigned by an authorized signatory.

TRACT 3:
Parcels F, G, H and K of that certain Survey as recorded February 20, 1997, in Book 22 of Surveys, pages 174 and 175, under Auditor's File No. 199702200014, records of Kittitas County, Washington; EXCEPTING any portion of said Parcels F and G, lying within the COWBOY SHORT PLAT, Kittitas County Short Plat No. 04-04, as recorded October 4, 2004, in Book G of Short Plats, pages 202 and 203, under Auditor's File No. 200410040031, records of Kittitas County, State of Washington.

Title to said real property is vested in:
Parcels 1 and 2: Cle Elum Pines East, LLC, a Washington Limited Liability Company and Parcel 3: Cle Elum Pines West, LLC, a Washington Limited Liability Company

## END OF SCHEDULE A

## (SCHEDULE B)

Order No: 284372AM
Policy No: 72156-46709752

Subject to the matters shown below under Exceptions, which Exceptions are not necessarily shown in the order of their priority.

## EXCEPTIONS:

1. Taxes or assessments which are not shown as existing liens by the records of any taxing authority that levies taxes or assessments on real property or by the public records.
2. Unpatented mining claims; reservations or exceptions in the United States Patents or in Acts authorizing the issuance thereof; water rights, claims or title to water.
3. Title to any property beyond the lines of the real property expressly described herein, or title to streets, roads, avenues, lanes, ways or waterways on which such real property abuts, or the right to maintain therein vaults, tunnels, ramps, or any other structure or improvement; or any rights or easements therein unless such property, rights or easements are expressly and specifically set forth in said description.
4. Any lien for service, installation, connection, maintenance, tap, capacity or construction or similar charges for sewer, water, electricity, natural gas or other utilities, or for garbage collection and disposal not shown by the Public Records
5. Indian tribal codes or regulations, Indian treaty or aboriginal rights, including easements or equitable servitudes.
6. General Taxes and Assessments - total due may include fire patrol assessment, weed levy assessment and/or irrigation assessment, if any. Taxes noted below do not include any interest or penalties which may be due after delinquency.

Note: Tax year runs January through December with the first half becoming delinquent May 1st and second half delinquent November 1st if not paid. For most current tax information or tax printouts visit:
http://taxsifter.co.kittitas.wa.us or call their office at (509) 962-7535.
Tax Year: 2019
Tax Type: County
Total Annual Tax: $\$ 246.61$
Tax ID \#: 491033
Taxing Entity: Kittitas County Treasurer
First Installment: \$123.31
First Installment Status: Due
First Installment Due/Paid Date: April 30, 2019
Second Installment: $\$ 123.30$
Second Installment Status: Due
Second Installment Due/Paid Date: October 31, 2019
Affects: Tract 1

Subdivision Guarantee Policy Number: 72156-46709752
7. Tax Year: 2019

Tax Type: County
Total Annual Tax: \$416.27
Tax ID \#: 481033
Taxing Entity: Kittitas County Treasurer
First Instaliment: \$208.14
First Installment Status: Due
First Installment Due/Paid Date: April 30, 2019
Second Installment: \$208.13
Second Installment Status: Due
Second Installment Due/Paid Date: October 31, 2019
Affects: Tract 2
8. Tax Year: 2019

Tax Type: County
Total Annual Tax: \$2,963.31
Tax ID \#: 11800
Taxing Entity: Kittitas County Treasurer
First Instaliment: $\$ 1,481.66$
First Installment Status: Due
First Installment Due/Paid Date: April 30, 2019
Second Installment: \$1,481.65
Second Instaliment Status: Due
Second Installment Due/Paid Date: October 31, 2019
Affects: Parcel K of Tract 3
9. Tax Year: 2019

Tax Type: County
Total Annual Tax: \$1,423.99
Tax ID \#: 11801
Taxing Entity: Kittitas County Treasurer
First Installment: \$712.00
First Installment Status: Due
First Installment Due/Paid Date: April 30, 2019
Second Installment: \$711.99
Second Instaliment Status: Due
Second Installment Due/Paid Date: October 31, 2019
Affects: A portion of Parcels F, G and H of Tract 3
10. Tax Year: 2019

Tax Type: County
Total Annual Tax: \$1,079.26
Tax ID \#: 11802
Taxing Entity: Kittitas County Treasurer
First Installment: \$539.63
First Installment Status: Due
First Instaliment Due/Paid Date: April 30, 2019
Second Installment: \$539.63
Second Installment Status: Due
Second Installment Due/Paid Date: October 31, 2019
Affects: A portion of Parcels G and H of Tract 3
11. This property is currently classified under the Open Space Taxation Statute R.C.W. 84.34. Sale of this property without notice of compliance to the county Assessor will cause a supplemental assessment, interest, and penalty to be assessed against the seller/transferor.

Note: If it is the intent of the buyer/transferee in this transaction to request a continuance of this classification, please contact the Kittitas County Assessor's Office at (509) 962-7501 for their requirements.
12. Notice of possible (present and future) tap or connection charges levied, or to be levied, by the City of Ellensburg, notice of which is given by instrument recorded February 3, 1978, under Kittitas County Auditor's File No. 420037.
13. An easement including the terms and provisions thereof for the purpose shown below and rights incidental thereto as set forth in instrument:
Granted To: Chicago, Milwaukee and St Paul Railway Company of Washington
Purpose: Portable snow fences
Recorded: March 20, 1907
Instrument No.: 18106
Book 14 of Deeds, Page 482
Affects: Tracts 2 and 3 and other land
14. An easement including the terms and provisions thereof for the purpose shown below and rights incidental thereto as set forth in instrument:
Granted To: H W Eldred
Purpose: A right of way for certain ditch, creek and underground box, together with the right to go upon said premises for the purpose of maintaining, repairing and renewing said ditch, creek course and box
Recorded: February 27, 1907
Instrument No.: 17929
Book 15 of Deeds, Page 118
Affects: The South Half of the Northwest Quarter and the North Half of the Southwest Quarter of said Section 27, lying North of the County Road (Tract 3)

Together with the effect of Agreement executed by Simon P. Wippel and Gertrude E. Wippel, his wife, and H. W. Eldred and Julia R. Eldred, his wife, and recorded October 25, 1918, in Volume 32 of Deeds, page 546, under Auditor's File No. 50046.
15. An easement including the terms and provisions thereof for the purpose shown below and rights incidental thereto as set forth in instrument:
Granted To: City of Ellensburg
Purpose: Water pipe line
Dated: December 14, 1914
Instrument No.: 39134
Book 28 of Deeds, Page 338
Affects: Tracts 2 and 3
16. Agreement and the terms and conditions contained therein

For: H.W. Eldred and Julia R. Eldred
Book 32 of Deeds, Page 546
Dated: October 25, 1918
Affects: Tract 2
17. An easement including the terms and provisions thereof for the purpose shown below and rights incidental thereto as set forth in instrument: Granted To: The Pacific Telephone and Telegraph Company Purpose: The right to erect and maintain poles with the necessary wires and fixtures thereon and to keep the same free from foliage, together with the right of way for purposes of repairs. "The right is also hereby granted the Telephone Company to place and maintain gates in fences at the point or points where the right of way intersects said fences.
"Grantor agrees not to grant any right or permit for erection or maintenance of any electric power transmission lines or lines upon or over said property, parallel with and within 200 feet of lines placed by the Telephone Company, or for erection and maintenance of any such line or lines across the Telephone Company's lines placed upon said right of way at an angle of less than 350."

Recorded: January 9, 1926
Instrument No.: 80185
Book 43, Page 98
Affects: Tract 1 and other land
Said easement was assigned to Ellensburg Telephone Company by assignment filed for record September 21, 1959, recorded in Book 105 of Deeds, page 33, under Auditor's File No. 278670.
18. An easement including the terms and provisions thereof for the purpose shown below and rights incidental thereto as set forth in instrument:
Granted To: The Pacific Telephone and Telegraph Company
Purpose: The right to erect and maintain poles, with the necessary wires and fixtures thereon and to keep same free from foliage. The right is also hereby granted the Telephone Company to place and maintain gates in fences at the point or points where the right-of-way intersects said fences. The grantor agrees not to grant any right or permit for the erection or maintenance of any electric power transmission line or lines upon or over said property, parallel with and within 200 feet of the lines placed by the Telephone Company, or for the erection and maintenance of any such line or lines across the Telephone Company's lines placed upon said right of way at an angle of less than thirty-five (35) degrees. It is understood that the employees of said Telephone Company shall, at any time when necessary, have access to said right of way and the poles and wires thereon, for purposes of repair, etc., provided always that said Telephone Company shall be responsible for any damage which may be necessarily done to the property above described.

Recorded: January 9, 1926
Instrument No.: 80187
Book 43, Page 100
Affects: Tract 1 and other land (NE Quarter of NW Quarter)
Assignment of right of way recorded September 21, 1959, under Kittitas County Auditor's File No. 278670.
19. An easement including the terms and provisions thereof for the purpose shown below and rights incidental thereto as set forth in instrument:
Granted To: C H Kresge
Purpose: To convey water across said premises, and to use ditches and dam
Recorded: March 13, 1928
Instrument No.: 89608
Book 44 of Deeds, Page 108
Affects: Tract 2 and other land
20. Agreement and the terms and conditions contained therein

Between: Melvin N. Wippel and Louise V. Wippel
Recorded: July 1, 1955
Subdivision Guarantee Policy Number: 72156-46709752

Instrument No.: 251363
Affects: Tract 2
21. An easement including the terms and provisions thereof for the purpose shown below and rights incidental thereto as set forth in instrument:
Granted To: Pacific Northwest Pipeline Corporation, a corporation Purpose: Pipe line or pipelines for the transporation of oil, gas and the products thereof Dated: September 27, 1955
Instrument No.: 254871
Book 97 of Deeds, Page 74
Affects: Tracts 2 and 3 and other land
22. At the request of the insured, we have agreed to eliminate any reference in the policy to issue as to the pendency of Yakima County Superior Court Cause No. 77-2-01484-5 on the agreed-upon understanding that there are no provisions in said policy which afford, or are intended to afford, insurance that there is a present or continuing right to use surface waters of the Yakima River Drainage Basin. The sole purpose of said paragraph appearing in our Guarantee was to advise the insured that such an action is pending of record and that judgment adjudicating such surface waters are being sought in accordance with the statutes of the State.
23. Any rights, interests, or claims which may exist or arise by reason of the following fact(s) shown on a survey plat entitled Kittitas County Short Plat No. 77-12, Recorded: November 15, 1977
Book: A of Short Plats, Page: 22
Instrument No.: 418140
Fact(s): Surveyor's Note: "Legal description for the Don Herr property doesn't close by 3""
24. Any rights, interests, or claims which may exist or arise by reason of the following matters(s) disclosed by the Preston \& O'Neill Short Plat,
Recorded: November 15, 1977
Book: A of Short Plats Page: 22
Instrument No.: 418140
Matters shown:
a) Location of fence line in relation of the common boundary line
b) Location of Town Ditch canal in relation to boundary line

Affects: Tract 1
25. Discrepancies in the dimensions of said Section 27, and in the location of section corners and quarter corners thereof, as shown on the following documents:
Short Plat recorded November 15, 1977, in Book A of Short Plats, Page 22, Auditor's File No. 418140;
Survey recorded October 30, 1981, in Book 9 of Surveys, Page 54, Auditor's File No. 456785; Survey recorded February 20, 1997, in Book 22 of Surveys, Pages 174 and 175, Auditor's File No. 199702200014.
26. Any rights, interests, or claims which may exist or arise by reason of the following matters(s) disclosed by survey,
Recorded: February 20, 1997
Book: 22 of Surveys Pages: 174 and 175
Instrument No.: 199702200014
Matters shown:
a) Easement "R"
b) Concrete ditch
c) Notes contained thereon
d) Location of fencelines in relation to property boundaries
e) Existing crossing
27. Any question which may arise due to apparent conflict in the name(s) of the creek(s) creating the boundaries of a portion of said premises. We note that the creek referenced in legal description of the Northwest Quarter of the Northwest Quarter of said Section 27 is "Reecer Creek", and that the creek delineated on survey recorded October 15, 1997, in Book 23 of Surveys, Pages 4 and 5, under Auditor's File No. 199710150001 in Section 22 is "Currier Creek". It would appear from information available to this Company that the said creek(s) is/are in fact one and the same, and is in fact "Currier Creek".
28. Agreement for Purchase of Power and the terms and conditions contained therein

Between: Public Utility District No. 1 for Kittitas County, a Washington corporation
And: The Great Round-up Cowboy Church
Recorded: October 16, 1998
Instrument No.: 199810160013
Affects: Tract 3
29. Any rights, interests, or claims which may exist or arise by reason of the following matters(s) disclosed by Cowboy Short Plat,
Recorded: October 4, 2004
Book: G of Short Plats Pages: 202 and 203
Instrument No.: 200410040031
Matters shown:
a) Location of existing driveway
30. Contract for Reimbursement for Water/Sewer Facilities and the terms and conditions contained therein
Between: SSHI, LLC
And: City of Ellensburg
Recorded: August 5, 2008
Instrument No.: 200808050001
Affects: A portion of Tract 3
31. Terms, provisions, covenants, conditions, definitions, options, obligations and restrictions, contained in Declaration Palomino Fields Drainfield Restrictive Covenant
Recorded: March 29, 2016
Instrument No.: 201603290030
32. Any rights, interests, or claims which may exist or arise by reason of the following matters(s) disclosed by Palomino Fields Plat - Division I,
Recorded: August 15, 2017
Book: 12 of Plats, Pages: 201 through 205
Instrument No.: 201708150016
Matters shown:
a) Approximate location of Currier Creek
b) Approximate location of Town Ditch/canal
c) Additional right-of-way dedicated to Kittitas County for the construction and maintenance of the cul-de-sac located at the West end of W. Bowers Road.
d) Location of fenceline in relation to property boundary
e) Dedications contained thereon
f) Notes contained thereon
33. Rights of the State of Washington in and to that portion of said premises, if any, lying in the bed or former bed of the Currier Creek, if it is navigable.
34. Any question of location, boundary or area related to the Currier Creek, including, but not limited to, any past or future changes in it.
35. Any prohibition or limitation on the use, occupancy, or improvements of the Land resulting from the rights of the public, appropriators, or riparian owners to use any waters, which may now cover the Land or to use any portion of the Land which is now or may formerly have been covered by water.

## END OF EXCEPTIONS

## Notes:

a. Your order for title work calls for a search of property that is identified only by a street address or tax identification number. Based on our records, we believe that the description in this commitment describes the land you have requested we insure, however, we can give no assurance of this.
To prevent errors and to be certain that the proper parcel of land will appear on the documents and on the policy of title insurance, we require verification of the legal description used for this commitment.
b. All documents recorded in Washington State must include an abbreviated legal description and tax parcel number on the first page of the document. The abbreviated description for this property is: Ptn NW Quarter of the NW Quarter Section 27, Township 18N, Range 18E, W.M. and ptn NE Quarter of the NW Quarter of Section 27, in Township 18N, Range 18E, W.M. and ptn NW Quarter of the NW Quarter of Section 27, Township 18N, Range 18E, W.M. and ptn SW Quarter of the NW Quarter of Section 27, Township 18N, Range 18E, W.M. and ptn Parcels F, G, H and K, Book 22 of Surveys, pgs 174-175.
c. Any map or sketch enclosed as an attachment herewith is furnished for informational purposes only to assist in property location with reference to streets and other parcels. No representation is made as to accuracy and the company assumes no liability for any loss occurring by reason of reliance thereon.

NOTE: In the event any contracts, liens, mortgages, judgments, etc. which may be set forth herein are not paid off and released in full, prior to or immediately following the recording of the forthcoming plat (short plat), this Company will require any parties holding the beneficial interest in any such matters to join in on the platting and dedication provisions of the said plat (short plat) to guarantee the insurability of any lots or parcels created thereon. We are unwilling to assume the risk involved created by the possibility that any matters dedicated to the public, or the plat (short plat) in its entirety, could be rendered void by a foreciosure action of any such underlying matter if said beneficial party has not joined in on the plat (short plat).

## END OF GUARANTEE

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