

HILL TOP WEST SHORT PLAT PART OF SECTION 36, T. 18 N., R. 17 E., W.M. KITTITAS COUNTY, WASHINGTON

LEGAL DESCRIPTIONS

PARCEL A

LOTS 21 AND 22, HIGH VALLEY RANCHETTES, IN THE COUNTY OF KITTITAS, STATE OF WASHINGTON, AS PER PLAT THEREOF RECORDED IN BOOK 10 OF PLATS, PAGES 86 THROUGH 92, RECORDS OF SAID COUNTY.

PARCEL B

TOGETHER WITH A NON-EXCLUSIVE, PERPETUAL EASEMENT AND RIGHT OF WAY FOR ACCESS AND UTILITIES OVER, ACROSS AND UNDER THE "GALAXY DRIVE EASEMENT" AND THE "LOOP EASEMENT" AS THE SAME ARE DESCRIBED IN AND ESTABLISHED BY THAT CERTAIN AMENDED DECLARATION OF EASEMENTS RECORDED JUNE 17, 2009, UNDER KITTITAS COUNTY AUDITOR'S FILE NO. 200906170027.

KNOW ALL MEN BY THESE	PRESENT THAT D & H RANCH,	INC., A WASHINGTON	CORPORATION,	THE UNDERSIGNED OWNER
OF THE HEREIN DESCRIBED	REAL PROPERTY, DOES HEREB	Y DECLARE, SUBDIVIDE	AND PLAT AS	HEREIN DESCRIBED
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IN WITNESS WHEREOF, I HAVE SET MY HAND THIS _____ DAY OF _____, A.D., 2010.

D & H RANCH, INC.

LARRY O. HILLIS PRESIDENT

ACKNOWLEDGEMENT

STATE OF WASHINGTON COUNTY OF

THIS IS TO CERTIFY THAT ON THIS _____ DAY OF _____, A.D. 2010, BEFORE ME, THE UNDERSIGNED NOTARY PUBLIC, PERSONALLY APPEARED LARRY O. HILLIS, PRESIDENT OF D & H RANCH, INC., AND ACKNOWLEDGED THE SAID INSTRUMENT TO BE THE FREE AND VOLUNTARY ACT AND DEED OF SAID CORPORATION, FOR THE USES AND PURPOSES THEREIN MENTIONED, AND ON OATH STATED THAT HE WAS AUTHORIZED TO EXECUTE THE SAID INSTRUMENT.

WITNESS MY HAND AND OFFICIAL SEAL THE DAY AND YEAR FIRST WRITTEN.

NOTARY PUBLIC IN AND FOR THE STATE OF WASHINGTON RESIDING AT ______ MY COMMISSION EXPIRES: _____

DEDICATION

KNOW ALL MEN BY THESE PRESENT THAT LARRY O. HILLIS AND VERALENE HILLIS, HUSBAND AND WIFE, THE UNDERSIGNED MORTGAGEES FOR THE HEREIN DESCRIBED REAL PROPERTY, DO HEREBY DECLARE, SUBDIVIDE AND PLAT AS HEREIN DESCRIBED.

IN WITNESS WHEREOF, WE HAVE SET OUR HANDS THIS _____ DAY OF _____, A.D., 2010.

LARRY O. HILLIS

VERALENE HILLIS

ACKNOWLEDGEMENT

STATE OF WASHINGTON) COUNTY OF

THIS IS TO CERTIFY THAT ON THIS _____ DAY OF _____, A.D., 2010, BEFORE ME, THE UNDERSIGNED NOTARY PUBLIC, PERSONALLY APPEARED LARRY O. HILLIS AND VERALENE HILLIS, TO ME KNOWN TO BE THE PERSONS WHO EXECUTED THE FOREGOING INSTRUMENT, AND ACKNOWLEDGED TO ME THAT THEY SIGNED THE SAME AS THEIR FREE AND VOLUNTARY ACT AND DEED, FOR THE USES AND PURPOSES THEREIN MENTIONED.

WITNESS MY HAND AND OFFICIAL SEAL THE DAY AND YEAR FIRST WRITTEN.

NOTARY PUBLIC IN AND FOR THE STATE OF WASHINGTON RESIDING AT ______ MY COMMISSION EXPIRES:

SHEET 2 OF 2

NOTES:

- 1. THIS SURVEY WAS PERFORMED USING A TOPCON GTS SERIES TOTAL STATION. THE CONTROLLING MONUMENTS AND PROPERTY CORNERS SHOWN HEREON WERE LOCATED, STAKED AND CHECKED FROM A CLOSED FIELD TRAVERSE IN EXCESS OF 1:10,000 LINEAR CLOSURE AFTER AZIMUTH ADJUSTMENT.
- 2. A PUBLIC UTILITY EASEMENT 10 FEET IN WIDTH IS RESERVED ALONG ALL LOT LINES. THE 10 FOOT EASEMENT SHALL ABUT THE EXTERIOR PLAT BOUNDARY AND SHALL BE DIVIDED 5 FEET ON EACH SIDE OF INTERIOR LOT LINES. SAID EASEMENT MAY ALSO BE USED FOR
- 3. PER RCW 17.10.140 LANDOWNERS ARE RESPONSIBLE FOR CONTROLLING AND PREVENTING THE SPREAD OF NOXIOUS WEEDS. ACCORDINGLY, THE KITTITAS COUNTY NOXIOUS WEED BOARD RECOMMENDS IMMEDIATE RESEEDING OF AREAS DISTURBED BY DEVELOPMENT TO PRECLUDE THE PROLIFERATION OF NOXIOUS WEEDS.
- 4. FOR SECTION SUBDIVISION, SECTION AND QUARTER SECTION CORNER DOCUMENTATION, BASIS OF BEARINGS AND ADDITIONAL SURVEY INFORMATION, SEE BOOK 10 OF PLATS, PAGES 86-92 AND THE SURVEYS REFERENCED THEREON.
- 5. ACCESS TO AND FROM THE LOTS WITHIN THIS SHORT PLAT TO COUNTY ROAD(S) IS DELINEATED ON THIS SHORT PLAT FOR REFERENCE PURPOSES ONLY AND ALL MATTERS RELATIVE TO THE CONVEYANCE OF RIGHTS, AND TERMS AND CONDITIONS RELATIVE THERETO IS/OR SHALL BE SET FORTH IN A SEPARATE DOCUMENT OF RECORD. MAINTENANCE OF THE ACCESS IS THE RESPONSIBILITY OF THE PROPERTY OWNERS WHO BENEFIT FROM ITS USE PURSUANT TO SUCH DOCUMENT. SUCH ACCESS MAY BE RELOCATED WITHOUT REQUIRING AN AMENDMENT TO THIS SHORT PLAT PROVIDED THAT, IN ANY EVENT, SUCH RELOCATED ACCESS SHALL BE OF SUFFICIENT WIDTH AND LOCATION SO AS TO COMPLY WITH THE KITTITAS COUNTY ROAD STANDARDS AND PROVIDE APPROPRIATE ACCESS TO EACH OF SAID LOTS. REFERENCE TO RECORD TITLE SHOULD BE MADE FOR PROVISIONS RELATIVE TO SUCH ACCESS.
- 6. AN APPROVED ACCESS PERMIT WILL BE REQUIRED FROM THE DEPARTMENT OF PUBLIC WORKS PRIOR TO CREATING ANY NEW DRIVEWAY ACCESS OR PERFORMING WORK WITHIN THE COUNTY ROAD RIGHT OF WAY.
- 7. KITTITAS COUNTY WILL NOT ACCEPT PRIVATE ROADS FOR MAINTENANCE AS PUBLIC STREETS OR ROADS UNTIL SUCH STREETS OR ROADS ARE BROUGHT INTO CONFORMANCE WITH CURRENT COUNTY ROAD STANDARDS. THIS REQUIREMENT WILL INCLUDE THE HARD SURFACE PAVING OF ANY STREET OR ROAD SURFACED ORIGINALLY WITH GRAVEL.
- 8. ENTIRE PRIVATE ROAD SHALL BE INSPECTED AND CERTIFIED BY A CIVIL ENGINEER LICENSED IN THE STATE OF WASHINGTON SPECIFYING THAT THE ROAD MEETS KITTITAS COUNTY ROAD STANDARDS AS ADOPTED SEPTEMBER 6, 2005, PRIOR TO THE ISSUANCE OF A BUILDING PERMIT. ANY FUTURE SUBDIVISION OR LAND USE ACTION WILL BE REVIEWED UNDER THE MOST CURRENT ROAD STANDARDS.
- 9. ACCORDING TO KITTITAS RECLAMATION DISTRICT (KRD) RECORDS, LOT 21A HAS __ IRRIGABLE ACRES; LOT 21B HAS __ IRRIGABLE ACRES; LOT 22A HAS __ IRRIGABLE ACRES; LOT 22B HAS __ IRRIGABLE ACRES. KRD WATER MAY ONLY BE APPLIED TO IRRIGABLE ACREAGE.
- 10. FULL PAYMENT OF ANNUAL KRD ASSESSMENT IS REQUIRED REGARDLESS OF THE USE OR NON-USE OF WATER BY THE OWNER.
- 11. THE LANDOWNERS MUST PROVIDE FOR THE APPOINTMENT OF ONE WATER MASTER FOR EACH TURNOUT, WHO SHALL BE RESPONSIBLE FOR ORDERING WATER FOR THE ENTIRE PLAT. THE WATER MASTER WILL BE RESPONSIBLE FOR KEEPING WATER USE RECORDS FOR EACH LOT. KRD WILL ONLY BE RESPONSIBLE FOR KEEPING RECORDS ON THE TOTAL WATER ORDERED AT THE KRD TURNOUT.
- 12. KRD OPERATIONS AND MAINTENANCE ROADS ARE FOR DISTRICT USE ONLY. RESIDENTIAL AND RECREATIONAL USE IS PROHIBITED.
- 13. KRD IS ONLY RESPONSIBLE FOR DELIVERY OF WATER TO THE HIGHEST FEASIBLE POINT IN EACH 160 ACRE UNIT OR DESIGNATED TURNOUT. THE KRD IS NOT RESPONSIBLE FOR WATER DELIVERY LOSS (SEEPAGE, EVAPORATION, ETC.) BELOW THE DESIGNATED TURNOUT.
- 14. THE SUBJECT PROPERTY IS WITHIN OR NEAR LAND USED FOR AGRICULTURE ON WHICH A VARIETY OF COMMERCIAL ACTIVITIES MAY OCCUR THAT ARE NOT COMPATIBLE WITH RESIDENTIAL DEVELOPMENT FOR PERIODS OF VARYING DURATION. (RCW 36.70A.060(1)) COMMERCIAL NATURAL RESOURCE ACTIVITIES PERFORMED IN ACCORDANCE WITH COUNTY, STATE AND FEDERAL LAWS ARE NOT SUBJECT TO LEGAL ACTION AS PUBLIC NUISANCES. (RCW 7.48.305)
- 15. ALL DEVELOPMENT MUST COMPLY WITH INTERNATIONAL FIRE CODE (IFC) AND ITS APPENDICES.
- 16. THIS SHORT PLAT HAS EXHAUSTED THE USE OF THE ONE-TIME SPLIT PROVISION PURSUANT TO KITTITAS COUNTY CODE 17.31.040. NO LOT MAY BE DIVIDED FURTHER, REGARDLESS IF ALLOWED BY LOCAL ZONING AND SUBDIVISION ORDINANCES AS THEY NOW EXIST OR ARE HEREAFTER AMENDED
- 17. ALL LOTS OF THE HILL TOP WEST SHORT PLAT SP-10-___ SHALL SHARE A SINGLE GROUND WATER WITHDRAWAL OF NO MORE THAN 5,000 GALLONS PER DAY; EACH SUCH LOT SHALL BE LIMITED TO A MAXIMUM WITHDRAWAL OF 1250 GALLONS PER DAY. SUCH WATER SHALL NOT BE USED FOR IRRIGATION OR OUTSIDE USE. LOTS 21A AND 21B SHALL SHARE A WELL AND LOTS 22A AND 22B SHALL SHARE A WELL. BOTH WELLS SHALL BE METERED AND EVERY CONNECTION TO SUCH WELLS SHALL BE SEPARATELY METERED. ALL METERING RESULTS SHALL BE RECORDED IN A MANNER CONSISTENT WITH KITTITAS COUNTY AND WASHINGTON STATE DEPARTMENT OF ECOLOGY REQUIREMENTS. ADDITIONAL TERMS AND CONDITIONS REGARDING SHARED WELLS MAY BE PLACED OF RECORD BY SEPARATE INSTRUMENT; REFERENCE TO RECORD TITLE SHOULD BE MADE FOR PROVISIONS RELATIVE THERETO.

18. THE APPROVAL OF THIS DIVISION OF LAND INCLUDES NO GUARANTEE THAT THERE IS A LEGAL RIGHT TO WITHDRAW GROUNDWATER WITHIN THE LAND DIVISION. THE APPROVAL OF THIS DIVISION OF LAND PROVIDES NO GUARANTEE THAT USE OF WATER UNDER THE GROUND WATER EXEMPTION (RCW 90.44.050) FOR THIS PLAT OR ANY PORTION THEREOF WILL NOT BE SUBJECT TO CURTAILMENT BY THE DEPARTMENT OF ECOLOGY OR A COURT OF LAW.



6-21-10

Filed for record this _____day of _____, 2010, at ____M., in Book K of Short Plats at page(s)____at the request of Cruse & Associates. RECEIVING NO.

JERALD V. PETTIT by: KITTITAS COUNTY AUDITOR

AUDITOR'S CERTIFICATE

CRUSE & ASSOCIATES PROFESSIONAL LAND SURVEYORS 217 E. Fourth St. P.O. Box 959 Ellensburg, WA 98926 (509) 962-8242

HILL TOP WEST SHORT PLAT