

KITTITAS COUNTY COMMUNITY DEVELOPMENT SERVICES

411 N. Ruby St., Suite 2, Ellensburg, WA 98926 CDS@CO.KITTITAS.WA.US Office (509) 962-7506 Fax (509) 962-7682

Building Partnerships - Building Communities

March 26, 2015

Claudia Gowan 2003 Western Ave, Suite 330 Seattle, WA 98121

RE: Curry Boundary Line Adjustment (BL-14-00022)

 Parcel Number
 145734
 Map Number
 19-15-11010-0008

 Parcel Number
 104636
 Map Number
 19-15-11010-0010

Dear Applicant,

Community Development Services is in receipt of the above referenced application. The application has been deemed complete and **preliminary approval** is hereby granted. Pursuant to Kittitas County Subdivision Code Chapter 16, please note the following items must be completed prior to final approval of the administrative segregation and must be submitted to our offices for review:

- 1. A metes and bounds legal description or recorded survey displaying legal descriptions and the new acreage and lot dimensions of each parcel must be submitted to our office prior to final approval.
- 2. Full year's taxes need to be paid for all tax parcel numbers per requirement of the Kittitas County Treasurer's Office. Please contact this office when this is accomplished as the Treasurer's office will not be aware of your pending application. No paper work or receipt is required just a phone call or an email will suffice.
- 3. Please refer to the Kittitas County Public Works and Kittitas County Fire Marshall comment memos for information regarding additional requirements athttp://www.co.kittitas.wa.us/cds/land-use/default.aspx.

If you have any further questions, please feel free to contact me at (509) 962-7079.

Sincerely,

Kaycee K Hathaway
Staff Planner

8. Existing and Proposed Lot Information

Original Parcel Number(s) & Acreage New Acreage (1 parcel number per line) (Survey Vol. Bk 33, Pg119)
145734 Current 6.28 (acs) Proposed: 15.18 (acres) 104636 Current 29.16 (acs) Proposed: 20.26 (acres)
Current 25.10 (acs) 1 10 poseu. 20.20 (acres)
APPLICANT IS: XXX_OWNERPURCHASER LESSEEOTHER
AUTHORIZATION
9. Application is hereby made for permit(s) to authorize the activities described herein. I certify that I am familiar with the information contained in this application, and that to the best of my knowledge and belief such information is true, complete, and accurate. I further certify that I possess the authority to undertake the proposed activities. I hereby grant to the agencies to which this application is made, the right to enter the above-described location to inspect the proposed and or completed work.
NOTICE: Kittitas County does not guarantee a buildable site, legal access, available water or septic areas, for parcel receiving approval for a Boundary Line Adjustment.
All correspondence and notices will be transmitted to the Land Owner of Record and copies sent to the authorized agent or contact person, as applicable.
Signature of Authorized Agent: Signature of Land Owner of Record (REQUIRED if indicated on application) (Required for application submittal): X (date) (date) (date) (date)
THIS FORM MUST BE SIGNED BY COMMUNITY DEVELOPMENT SERVICES AND THE TREASURER'S OFFICE PRIOR TO SUBMITTAL TO THE ASSESSOR'S OFFICE. TREASURER'S OFFICE REVIEW
Tax Status: pd. in full By: aug Gistle Date: 5/15/15
COMMUNITY DEVELOPMENT SERVICES REVIEW This BLA meets the requirements of Kittitas County Code (Ch. 16.08.055).
Deed Recording Vol Page Date **Survey Required: Yes No
Card #: Parcel Creation Date:
Last Split Date: Current Zoning District:
Preliminary Approval Date: By:
Final Approval Date: May 15 2015 By: Kaylee Kttahaway
Page 3 of 3



KITTITAS COUNTY DEPARTMENT OF PUBLIC WORKS

MEMORANDUM

Kaycee Hathaway, CDS TO:

Christina Wollman, Planner III FROM:

February 23, 2015 DATE: Curry BL-14-00022 SUBJECT:

The Public Works Department has reviewed the Request for Boundary Line Adjustment and finds that it meets current Kittitas County Road Standards.

Our department recommends final approval.

PREVENTION PREVENTION PROPERTY OF THE MARSHAL

KITTITAS COUNTY FIRE MARSHAL'S OFFICE

411 N. Ruby St., Suite 2, Ellensburg, WA 98926

Office (509) 962-7657 Fax (509) 962-7682

March 11, 2015

Kaycee Hathaway Community Development Services 411 N. Ruby Street, Suite 2 Ellensburg, WA 98926

Re: Curry (BL-14-00022)

Dear Ms. Hathaway:

After conducting a review of the recent changes to the above named project, I have the following comments:

- Ensure that boundary line adjustments do not infringe upon existing structures, to include propane tanks, etc.
- Ensure adequate access for fire apparatus. Any driveways or access points created based off the new lot configurations shall comply with Kittitas County Code 20.02.030.
- All future development must comply with the International Fire Code.

Any questions or concerns regarding fire service features may be directed to the Kittitas County Fire Marshal's Office at 509-962-7000.

Sincerely,

Brenda Larsen Fire Marshal



Memo

To: Kaycee Hathaway, CDS

From: Holly Myers, Environmental Health Supervisor

Date: February 13, 2015

RE: BL-14-00022 Curry

After review of this BLA, it appears that the proposed changes will incorporate the existing home, water source access and septic system onto one parcel. Based on the additional information provided pertaining to water source and septic locations, Kittitas County Public Health recommends approval of this BLA.

Please let me know if you have any questions or need further information.



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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Seattle, WA 98121
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(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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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.)

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Many thanks and best regards,

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www.seattletrustsandestates.com

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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 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: 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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Holly R. Myers Environmental Health Supervisor

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

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From: Claudia A Gowan [mailto:claudia@cagowanlaw.com]

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

From: Claudia A Gowan

Sent: Monday, December 08, 2014 9:23 AM

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Subject: Original BLA: Estate Douglas Curry, BL 14-00022

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Holly R. Myers Invironmental Health Supervisor

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

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Sent: Monday, January 05, 2015 6:01 PM

To: Holly Myers **Cc:** Wescott Peterson

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To: Kaycee Hathaway

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Holly R. Myers Invironmental 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, 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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Holly R. Myers Invironmental Health Supervisor

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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.)

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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

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

Notice: All email sent to this address will be received by the Kittitas County email system and may be subject to public disclosure under Chapter 42.56 RCW and to archiving and review.

From: Holly Myers

Sent: Friday, February 13, 2015 11:51 AM

To: Kaycee Hathaway

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

Attachments: 1981 Ltr Monahan.Cabin Creek.Confirms 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.Confirms Water Right.pdf; 20141022 App BLA FINAL Submitted.pdf

Follow Up Flag: Follow up Flag Status: Flagged

Holly R. Myers Invironmental 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

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Would you please confirm that you have received this email?

Many thanks and best regards,

Claudia Gowan

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

Notice: All email sent to this address will be received by the Kittitas County email system and may be subject to public disclosure under Chapter 42.56 RCW and to archiving and review.

From: Holly Myers

Sent: Tuesday, December 02, 2014 3:06 PM

To: Kaycee Hathaway

Cc: Joe Gilbert; Holly Duncan

Subject: BL-14-00022

In order to provide appropriate comments, we require the applicant provide specific details of the water system serving the two parcels.

Joe is looking more closely at the concern over the drain field locations. It may be required that an easement agreement exist for future access to portions of the OSS.

I will complete EH comments once we determine OSS concerns and acquire details about the water source serving both proprosed parcels.

Holly R. Myers Environmental Health Supervisor

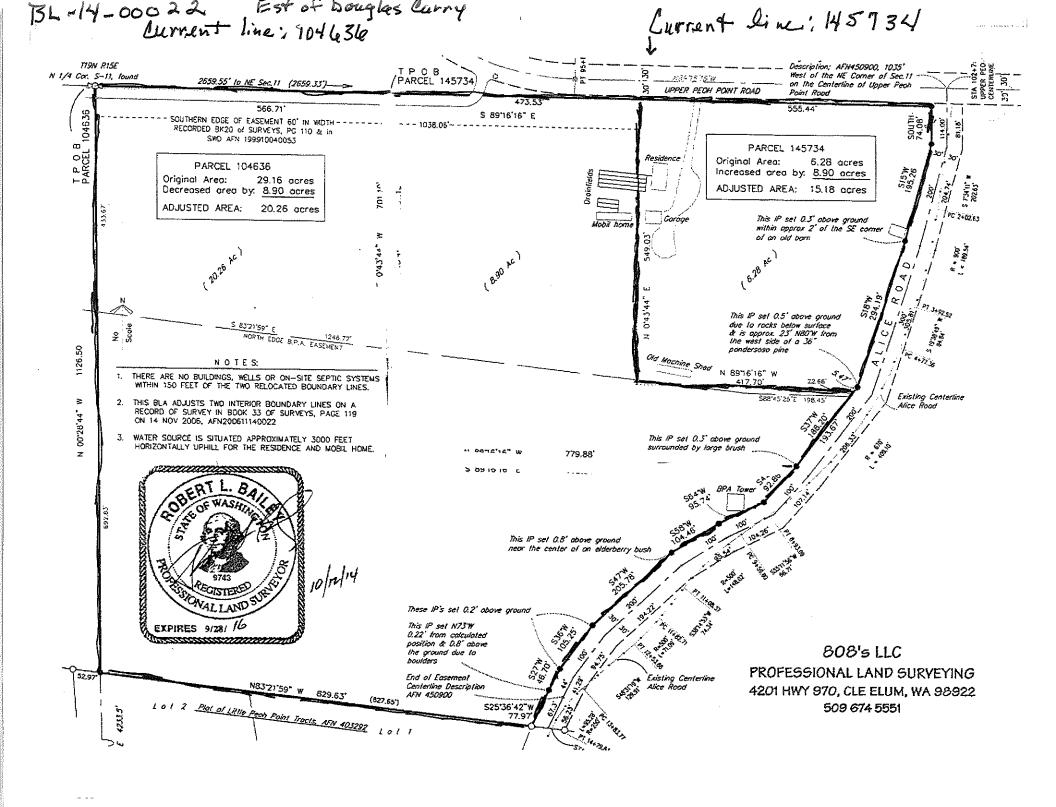
Kittitas County Public Health Department P-(509)962-7005

Holly.myers@co.kittitas.wa.us

Make it a great day!



Notice: All email sent to this address will be received by the Kittitas County email system and may be subject to public disclosure under Chapter 42.56 RCW and to archiving and review.



From: Claudia A Gowan <claudia@cagowanlaw.com>
Sent: Wednesday, November 26, 2014 5:20 PM

To: Kaycee Hathaway **Cc:** Jeff Watson

Subject: FW: BL-14-00022 Curry: Additional Information Request

Attachments: 20141126 Modified Site Plan Reflecting Current Boundary lines.pdf

This email may contain confidential attorney/client communications and may be legally privileged. If you are not the intended recipient or addressee, please notify me by reply email and destroy the original message & any attachments. Thank you.

Dear Ms. Hathaway, I attach a revision to the site plan submitted with our existing application reflecting the current boundary lines. This revision should supplement the plan reflecting the boundary lines as to be adjusted.

Please let me know if this will meet your purposes. I would like to keep this moving forward for the Curry family.

Thank you and best wishes for your Thanksgiving Holiday.

Claudia Gowan

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

Pursuant to Circular 230 and unless otherwise expressly indicated, any federal tax advice contained in this communication is not intended or written to be used, and may not be used, for the purpose of avoiding tax-related penalties or promoting, marketing or recommending to another party any tax related matters addressed herein.

From: Claudia A Gowan

Sent: Thursday, November 20, 2014 3:42 PM **To:** kaycee.hathaway@co.kittitas.wa.us

Cc: jeff.watson@co.kittitas.wa.us; wescottpeterson@comcast.net **Subject:** Re: BL-14-00022 Curry: Additional Information Request

Good afternoon Ms Hathaway, my understanding of your original email attaching the letter was that the information that you were requesting was the location of wells and septic systems, so I addressed those issues under my response. But your subsequent voicemail identified that you want

a site plan of the existing lot lines. Both of these lines are depicted on the map submitted with our application on page 8. The existing lot lines are depicted with a broken line and the proposed lot line is depicted with a solid line. The proposed lot line runs from north to south on the submitted map and makes a right angle running from west to east.

The existing line also runs from north to south as a dotted line (you will see it running through the eastern portion of the drainfields just west of the residence.)

The existing line then turns to the east as depicted by the dotted line immediately south of the structure labeled "the old machine shed."

You might want to check with Mr. Watson as he thought the map should be sufficient but for the question about wells, of which there are none.

Again, please feel free to let me know of any remaining questions,

Best, Claudia

----- Original message----- **From:** Kaycee Hathaway

Date: Thu, Nov 20, 2014 10:21 AM

To: Claudia A Gowan;

Subject: RE: BL-14-00022 Curry: Additional Information Request

Dear Ms. Gowan,

The additional information letter is in regard to the fact that you did not submit a site plan showing the *existing* configurations of the subject parcels. You did submit a site plan of the *proposed* configuration of the parcels, but as it states directly on the BLA application a site plan of the existing parcels/ lot lines needs to be submitted for a complete application.

For further questions or concerns please feel free to contact me.

Kaycee K Hathaway Kittitas County

Community Development Services/ Planner I

Phone: (509) 962-7079

Email: kaycee.hathaway@co.kittitas.wa.us

From: Claudia A Gowan [mailto:claudia@cagowanlaw.com]

Sent: Thursday, November 20, 2014 11:22 AM

To: Kaycee Hathaway

Subject: RE: BL-14-00022 Curry: Additional Information Request

Dear Ms. Hathaway:

Thank you for your inquiry regarding the location of any wells or septic systems on the Curry properties for which we seek a boundary line adjustment. As I stated in a 10/31 email to Mr. Jeff Watson, there are no wells on the property. I will include a copy of the substance of that email below because it also describes how water is provided to the property.

But, to directly answer the request for information under your email below:

- 1. There are no wells on either of the parcels owned by the Curry estate for which a boundary line adjustment is requested;
- 2. The septic system drainfields are clearly delineated on the survey map drawn by Mr. Bailey that was submitted with the original application. I attach a copy for your ease of reference; please see page 8 of the application for the referenced map. As you will see, the septic system/drainfields are located immediately west of the residence and north of the structure labeled "mobil home."
 - a. Note 1 of Mr. Bailey's notes on the map reflect that no wells or septic systems are located within 150 feet of the adjusted boundary lines.
 - b. Note 3 of Mr. Bailey's notes on the map describes the location of the water source for the property

I sincerely hope that this email resolves any lingering questions about wells or drainfields on the properties, and please don't hesitate to contact me if you need further clarification. I am only too happy to help in order to move the Estate matters forward.

Ms. Hathaway, will you also please advise by return email if you need a more formal letter from me or if this email will suffice? (I am on vacation and am responding remotely in order to expedite your request.) Thank you very much for your considerate attention to this matter.

Best, 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

Text of 10/31/2014 email from and to Mr. Jeff Watson:

Jeff, thank you.

There is no well on either property. Mr. Bailey also made a note of that on his drawing. The primary source of water for the house is from a spring on a property south & slightly east of these properties. Access is protected through an easement supporting access for purposes of the water right.

I am so pleased that these will work. Let me know if you have any further questions about the fact that there is no well.

What will the next step be - will the County send notice of approval?

Thanks for all the help.

Best,

Claudia

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

From: Jeff Watson

Date: Fri, Oct 31, 2014 3:08 PM

To: Claudia A Gowan; **Subject:**RE: 3rd page

The only thing I don't see is the location of any well on either parcel. Otherwise these will work fine.

Jeffrey A. Watson
Planner II
Kittitas County Public Works/Community Development Services
411 North Ruby
Ellensburg WA 98926
jeff.watson@co.kittitas.wa.us
509-933-8274

Pursuant to Circular 230 and unless otherwise expressly indicated, any federal tax advice contained in this communication is not intended or written to be used, and may not be used, for the purpose of avoiding tax-related penalties or promoting, marketing or recommending to another party any tax related matters addressed herein.

From: Kaycee Hathaway [mailto:kaycee.hathaway@co.kittitas.wa.us]

Sent: Thursday, November 20, 2014 9:53 AM

To: Claudia A Gowan

Cc: 'wescottpeterson@comcast.com'

Subject: BL-14-00022 Curry: Additional Information Request

Dear Applicant,

Please review the attached document. A hard copy is being sent to you via the US Postal Service. If you have any further questions please feel free to contact me.

Thank you,

Kaycee K Hathaway
Kittitas County
Community Development Services/ Planner I

Phone: (509) 962-7079

Email: kaycee.hathaway@co.kittitas.wa.us

KITTITAS COUNTY

KITTITAS COUNTY COMMUNITY DEVELOPMENT SERVICES

411 N. Ruby St., Suite 2, Ellensburg, WA 98926 CDS@CO.KITTITAS.WA.US Office (509) 962-7506 Fax (509) 962-7682

"Building Partnerships - Building Communities"

November 20, 2014

Claudia A. Gowan 2003 Western Avenue, Suite 330 Seattle, WA 98121

Subject: Curry Boundary Line Adjustment (BL-14-00022)

Dear Applicant,

In order for the County to continue processing this application, additional information is required. The following information is due to the County by *May 19, 2015*.

 Location of Septic and Wells on all parcels associated with Boundary Line Adjustment on an existing site plan.

When the County receives this information, staff will send relevant materials to interested agencies for an opportunity to comment.

If you have any questions regarding this matter, please feel free to contact me at (509)962-7079 or by email at Kaycee.hathaway@co.kittitas.wa.us

Sincerely,

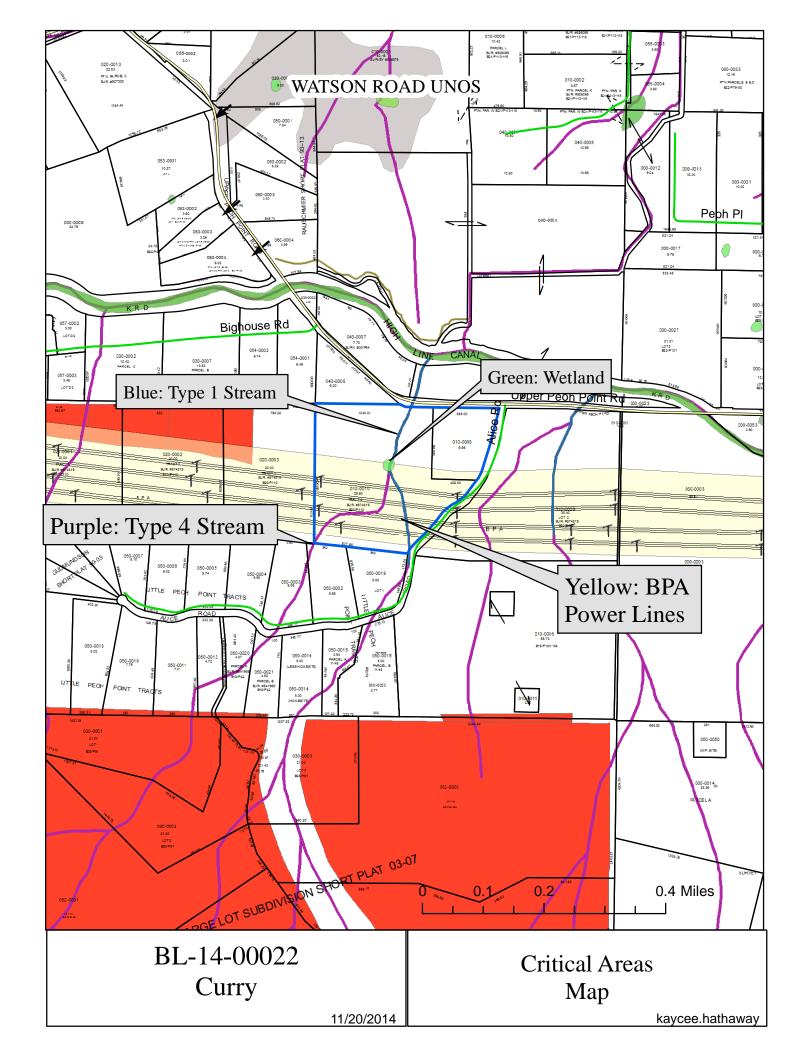
Kaycee K Hathaway

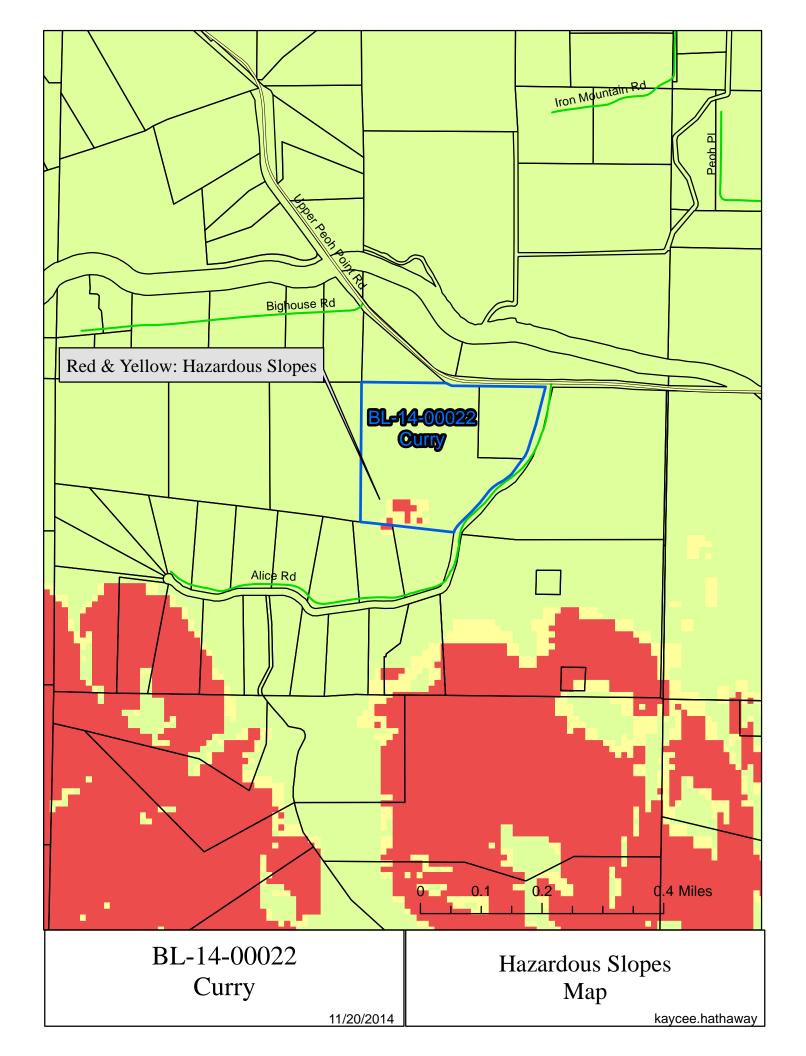
Staff Planner

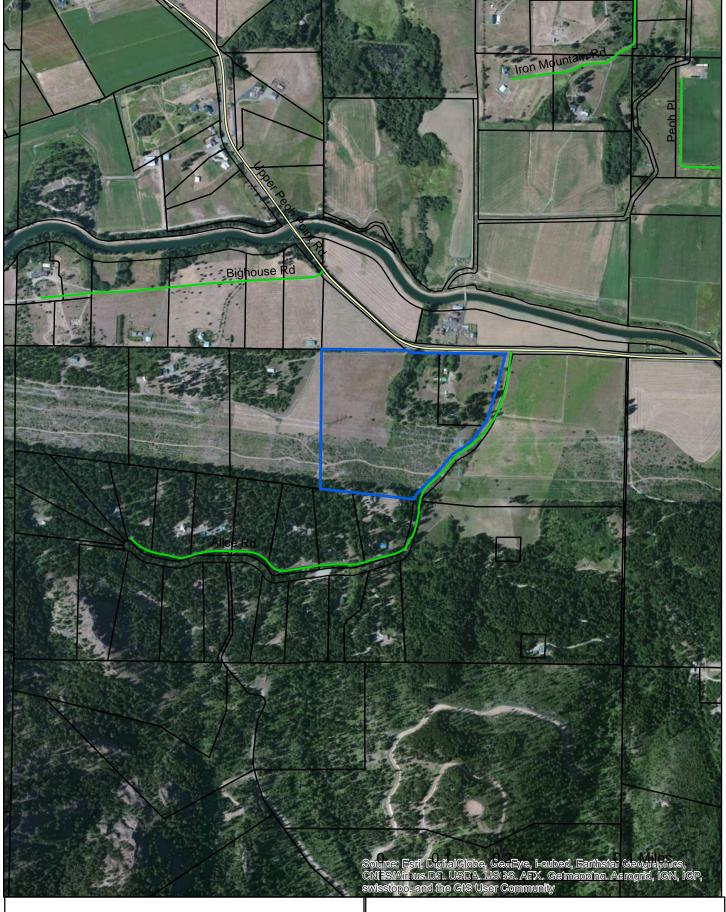
Critical Areas Checklist

Thursday, November 20, 2014 Application File Number BL-14-00022 м Planner Kaycee Hathaway ✓ No □ Yes Is SEPA required ☐ Yes ✓ No Is Parcel History required? What is the Zoning? Forest and Range H_/ \square No ✓ Yes Is Project inside a Fire District? If so, which one? Fire District 7 \square Yes ✓ No Is the project inside an Irrigation District? If so, which one? □ Yes ✓ No Does project have Irrigation Approval? Which School District? Cle Elum-Roslyn ✓ No □ Yes Is the project inside a UGA? If so which one? ✓ No ☐ Yes Is there FIRM floodplain on the project's parcel? If so which zone? What is the FIRM Panel Number? ✓ No \square Yes Is the Project parcel in the Floodway? ✓ No If so what is the Water Body? What is the designation? ✓ Yes \square No Does the project parcel contain a Classified Stream? If so what is the Classification? Type 2 & 4 ✓ Yes \square No Does the project parcel contain a wetland? If so what type is it? PUBHx; Freshwater Pond \square Yes ✓ No Does the project parcel intersect a PHS designation? If so, what is the Site Name? \square No If so, what type? 0-41%

Does the project parcel abut a DOT road?				
If so, which one?				
Does the project parcel abut a Forest Service road? ☐ Yes ✓ No				
If so, which one?				
Does the project parcel intersect an Airport overlay zone ? \square Yes $\stackrel{lackbox{\checkmark}}{}$ No				
If so, which Zone is it in?				
Does the project parcel intersect a BPA right of way or line? ✓ Yes ✓ No				
If so, which one? Olympia-Grand Coulee No 1, Line NameSch				
Is the project parcel in or near a Mineral Resource Land? ✓ Yes ☐ No				
If so, which one?				
Is the project parcel in or near a DNR Landslide area? ✓ Yes ☐ No				
If so, which one?				
Is the project parcel in or near a Coal Mine area? ☐ Yes ✓ No				
What is the Seismic Designation? D1				
Does the Project Application have a Title Report Attached? $\hfill\Box$				
Does the Project Application have a Recorded Survey Attached? $\ \Box$				
Have the Current Years Taxes been paid? \Box				





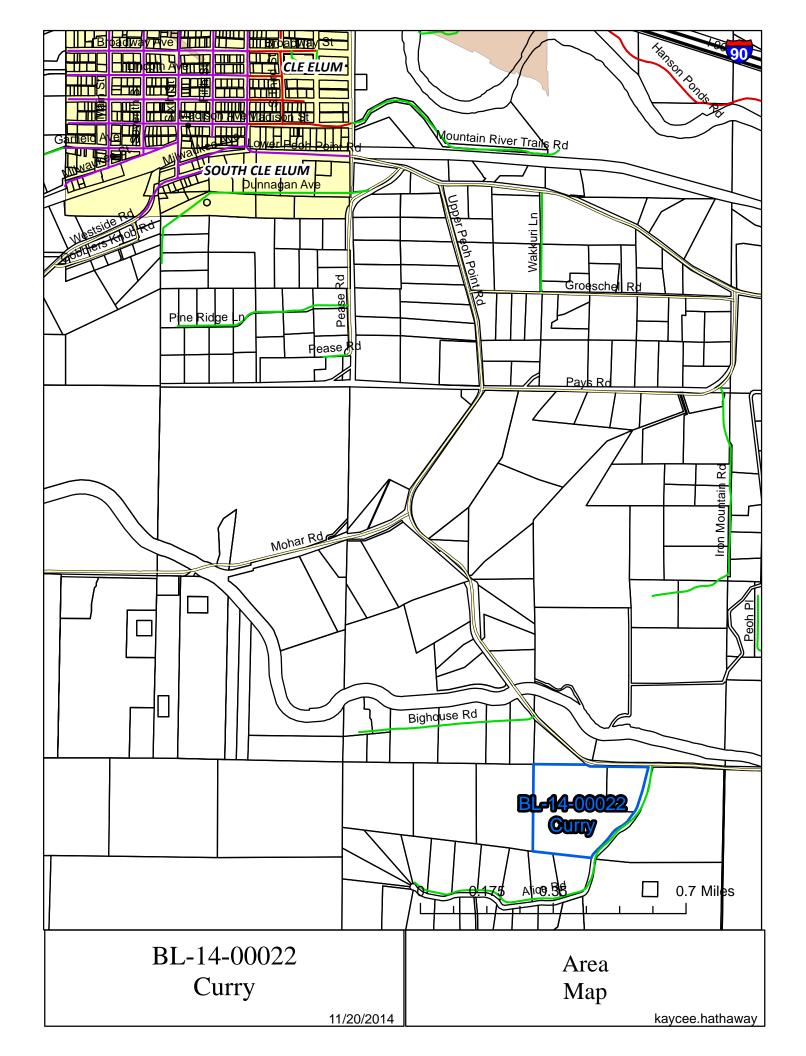


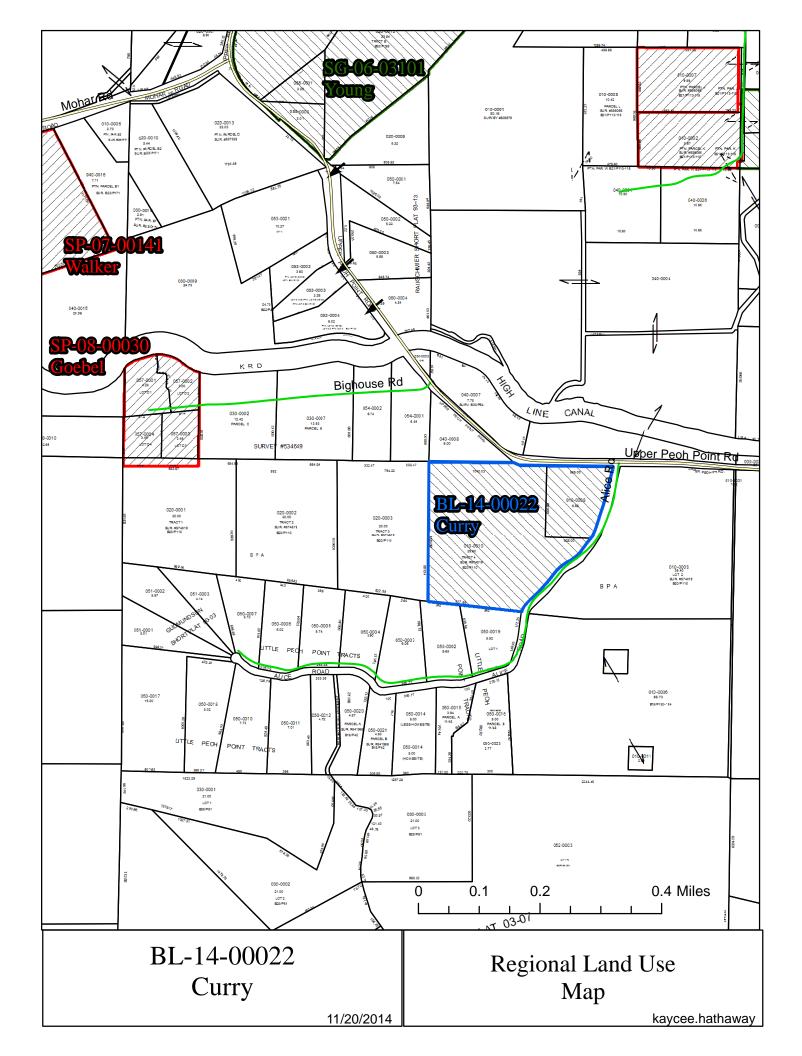
BL-14-00022 Curry

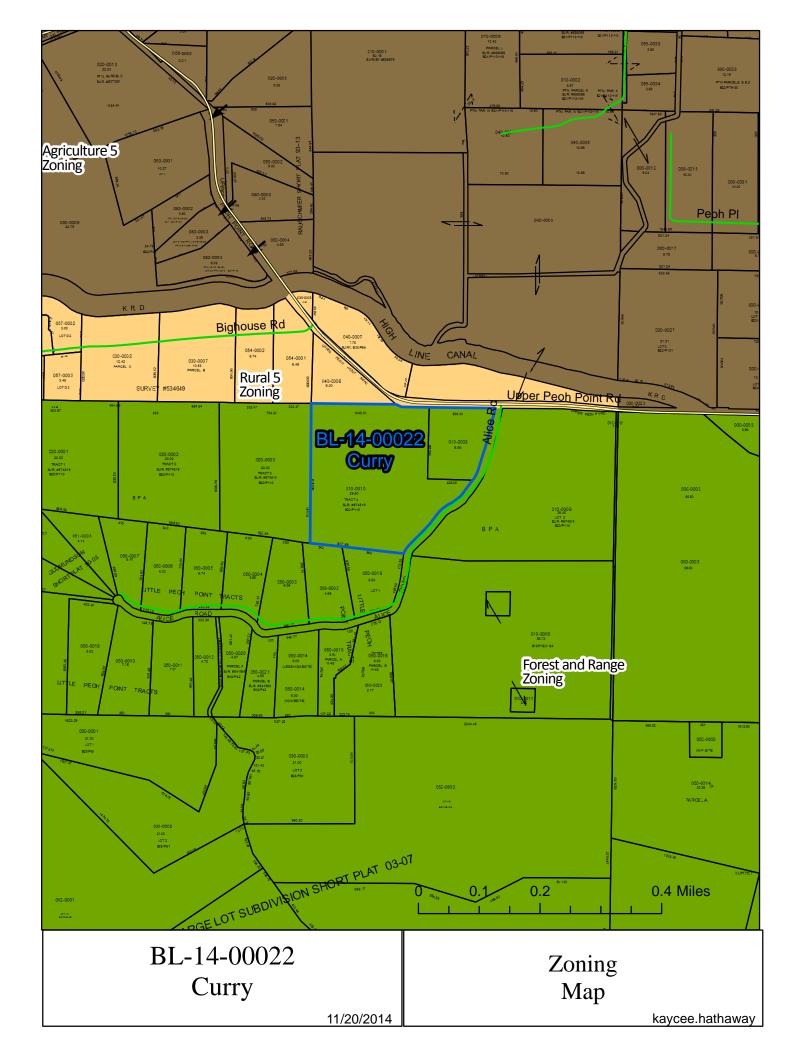
11/20/2014

Air Photo Vertical

kaycee.hathaway







Claudia A. Gowan, PLIC

A PROFESSIONAL LIMITED LIABILITY COMPANY

Market Place One, Suite 330
2003 Western Avenue
Seattle, Washington 98121
(206) 443-2733
claudia@cagowanlaw.com
www.seattletrustsandestates.com

October 22, 2014



Mr. Jeff Watson Kittitas County Community Development Services 411 N. Ruby St. Suite 2 Ellensburg, WA 98926

Re: Estate of Douglas D. Curry

Application for Boundary Line Adjustment

Parcels #145734, #104636

3032 Upper Peoh Point Road and 3030 Upper Peoh Point Road

Dear Jeff:

I am writing to forward the application for a boundary line adjustment submitted by Wescott W. Peterson, Personal Representative of the Estate of Douglas D. Curry. I represent Scott and the Estate for purposes of this matter.

I spoke with Mr. Bob Bailey, who prepared the legal descriptions that are enclosed with the application on the Estate's behalf. He indicated that he believed that the drawings that we are submitting along with the legal descriptions should be sufficient for identifying the issues raised for purposes of the Unified Site Plan. For this reason, I am taking your advice and submitting the application, trusting that if you need additional information, you will advise me.

Jeff, thank you very much for your assistance. I greatly appreciate it.

Best regards,

Claudia A. Gowan

Enc.

cc: Wescott W. Peterson

KITTITAS COUNTY

KITTITAS COUNTY COMMUNITY DEVELOPMENT SERVICES

411 N. Ruby St., Suite 2, Ellensburg, WA 98926 CDS@CO.KITTITAS.WA.US Office (509) 962-7506 Fax (509) 962-7682

"Building Partnerships - Building Communities"

BOUNDARY LINE ADJUSTMENT

(Adjustment of lot lines resulting in no new lots, as defined by KCC 16.08.055)

NOTE: If this Boundary Line Adjustment is between multiple property owners, seek legal advice for conveyance of property. This form does not legally convey property.

Please type or print clearly in ink. Attach additional sheets as necessary. Pursuant to KCC 15A.03.040, a complete application is determined within 28 days of receipt of the application submittal packet and fee. The following items must be attached to the application packet.

REQUIRED ATTACHMENTS

Note: a separate application must be filed for each boundary line adjustment request.

- Unified Site Plan of existing lot lines and proposed lot lines with distances of all existing structures, access points, well heads and septic drainfields.
- Signatures of all property owners.
- Narrative project description (include as attachment): Please include at minimum the following information in your description: describe project size, location, water supply, sewage disposal and all qualitative features of the proposal; include every element of the proposal in the description.
- For <u>preliminary approval</u>, please submit a sketch containing the following elements.
 - 1. Identify the boundary of the segregation:
 - a. The boundary lines and dimensions
 - b. Sub-Parcel identification (i.e. Parcels A, B, C or Lots 1, 2, 3, etc.)
 - 2. Show all existing buildings, well heads and drain fields and indicate their distances from the original exterior property lines AND from the proposed property lines. If you have a copy of an original survey, please attach. A new survey will not be needed until preliminary approval has been granted.
 - 3. Provide legal descriptions for each proposed tax parcel and identify by letter or number use on the map. Example: Parcel
 - 4. A The North 75 feet of the West 400 feet of the Southwest quarter of the Southwest quarter of the Southwest quarter of Section 02; Township 20 North; Range 16 East; W.M.; Except the West 30 feet thereof for roads.
- For <u>final approval</u> (not required for initial application): Legal descriptions of the proposed lots, or a recorded survey.

APPLICATION FEES:

\$225.00	Kittitas County Community Development Services (KCCDS)
\$90.00	Kittitas County Department of Public Works
\$65.00	Kittitas County Fire Marshal
\$215.00	Kittitas County Public Health Department Environmental Health
\$595.00	Total fees due for this application (One check made payable to KCCDS)

FOR STAFF USE ONLY

DATE:	RECEIPT #	i i bear had her had I have had
		OCT 2 8 2014
		COS DATE STAMP IN BOX

☐ Assessor COMPAS Information about the parcels.

GENERAL APPLICATION INFORMATION

1. Name, mailing address and day phone of land owner(s) of record:

Landowner(s) signature(s) required on application form

Name: Douglas D. Curry, by Wescott W. Peterson, Personal Representative, Estate of Douglas D. Curry

Mailing Address: c/o: Claudia A. Gowan, PLLC, 2003 Western Avenue, Suite 330

City/State/ZIP: Seattle, WA 98121

Day Time Phone: (206) 669-3795

Email Address: wescottpeterson@comcast.net

2. Name, mailing address and day phone of authorized agent, if different from landowner of record:

If an authorized agent is indicated, then the authorized agent's signature is required for application submittal.

Agent Name: Claudia A. Gowan, Claudia A. Gowan, PLLC

Mailing Address: 2003 Western Avenue, Suite 330

City/State/ZIP: Seattle, WA 98121

Day Time Phone: (206) 443-2733

Email Address: Claudia@cagowanlaw.com

- 3. Name, mailing address and day phone of other contact person: NA
- 4. Street address of property:

Address: 3032 Upper Peoh Point Road, 03030 Upper Peoh Point Rd.

City/State/Zip: Cle Elum, WA 99922

5. Legal description of property (attach additional sheets as necessary):

See, attachments.

6. Property size: <u>6.28</u> (acres), <u>29.16</u> (acres)

7. Land Use Information: Zoning: Forest/Range. Comp Plan Land Use Designation: Rural Working Forest/Range. Comp Plan Land Use Designation: Rural Working

Page 2 of 3

8. Existing and Proposed Lot Information Original Parcel Number(s) & Acreage New Acreage (1 parcel number per line) (Survey Vol. Bk 33, Pg119) 145734 Current 6.28 (acs) Proposed: 15.18 (acres) 104636 Current 29.16 (acs) Proposed: 20.26 (acres) APPLICANT IS: XXX OWNER PURCHASER LESSEE OTHER **AUTHORIZATION** 9. Application is hereby made for permit(s) to authorize the activities described herein. I certify that I am familiar with the information contained in this application, and that to the best of my knowledge and belief such information is true, complete, and accurate. I further certify that I possess the authority to undertake the proposed activities. I hereby grant to the agencies to which this application is made, the right to enter the above-described location to inspect the proposed and or completed work. NOTICE: Kittitas County does not guarantee a buildable site, legal access, available water or septic areas, for parcel receiving approval for a Boundary Line Adjustment. All correspondence and notices will be transmitted to the Land Owner of Record and copies sent to the authorized agent or contact person, as applicable. Signature of Authorized Agent: Signature of Land Owner of Record (REQUIRED if indicated op application) (Required for application submittal): Lower Went (date) 10/21/14

THIS FORM MUST BE SIGNED BY COMMUNITY DEVELOPMENT SERVICES AND THE TREASURER'S OFFICE PRIOR TO SUBMITTAL TO THE ASSESSOR'S OFFICE.

TREASURER'S OFFICE REVIEW

ax Status: By:			Date:			
() This BLA mee				NT SERVICES REVI		
Deed Recording V	ol	Page	Date	**Survey Re	quired: Yes	No
Card #:			Parcel Crea	ation Date:		
Last Split Date:		Current Zo	oning District:			
Preliminary Approval Date:				By:		
Final Approval Date:		·	By:			

NARRATIVE PROJECT DESCRIPTION

Wescott W. Peterson, Personal Representative and Executor of the Estate of Douglas D. Curry, Kittitas County Superior Court, Cause # 04-4-00058-1, is requesting a boundary line adjustment expanding the property line on the western and southern boundaries of parcel no. 145734 for the purpose of 1) protecting drainage fields and seasonal water sources close to the western edge of the current property line, which are alternate water sources to the water rights associated with 145734, and to include such alternate water sources within the boundaries of 145734, and, for maintaining a right of way on a dirt utility access which provides access to the remaining portions of the existing property. The main water source is situated approximately 3000 feet horizontally uphill from the residence and is not affected under this BLA. Note: while a mobile home will also be encompassed under the BLA, the mobile home is not in use and serves as storage.

Under the project, the Estate is simply taking 8.9 acres from 104636. Such acres are in excess of the minimum required acreage for 104636 and are being tacked on to 145734 to accomplish the Estate's purposes. Both parcels 145734 and 104636 are owned by the Estate.



PARCEL 145734 Description from 2006 Survey AFN200611140022; Bk 33 of Surveys, Pg 119

That portion of the NE4, Section 11, T19N R15E WM in the County of Kittitas, State of Washington described as follows:

Beginning at the N ¼ sec cor of said section 11; Thence S89°16′16″E along the north line of said NE4, 1040.24′ to the True Point-of-Beginning; Thence continuing S89°16′16″E along said north line 555.44′ to intersect with the west boundary of the easement description in AFN450900; Thence SOUTH along said boundary 74.08′; Thence S15°W along said boundary 195.26′; Thence S18°W along said boundary 294.19′; Thence S37°W along said boundary, 5.47′; Thence N89°16′16″W parallel with the north line of said section 417.70′; thence N00°43′44″E, 549.03′ to the True Point-of-Beginning, Containing 6.28 Acres.

NEW DESCRIPTION from the BLA for PARCEL 145734

That portion of the NE4, Section 11, T19N R15E WM in the County of Kittitas, State of Washington described as follows:

Beginning at the N ¼ sec cor of said section 11; Thence S89°16'16"E along the north line of said NE4, 566.71' to the True Point-of-Beginning; Thence continuing S89°16'16"E along said north line 1028.97' to intersect with the west boundary of the easement description in AFN450900; Thence SOUTH along said boundary 74.08'; Thence S15°W along said boundary 195.26'; Thence S18°W along said boundary 294.19'; Thence S37°W along said boundary, 193.67'; Thence N89°16'16"W parallel with the north line of said section 779.88'; thence N00°43'44"E, 701.10' to the True Point-of-Beginning, Containing 15.18 Acres.



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10/12/14

PARCEL 104636 Description from 2006 Survey; AFN200611140022; Bk 33 of Surveys, Pg 119

That portion of the NE4, Sec 11, T19N R15E WM shown as tract 4, Record of Survey, Book 20, Page 110, AFN574819 all situated in the County of Kittitas, State of Washington more particularly described as follows:

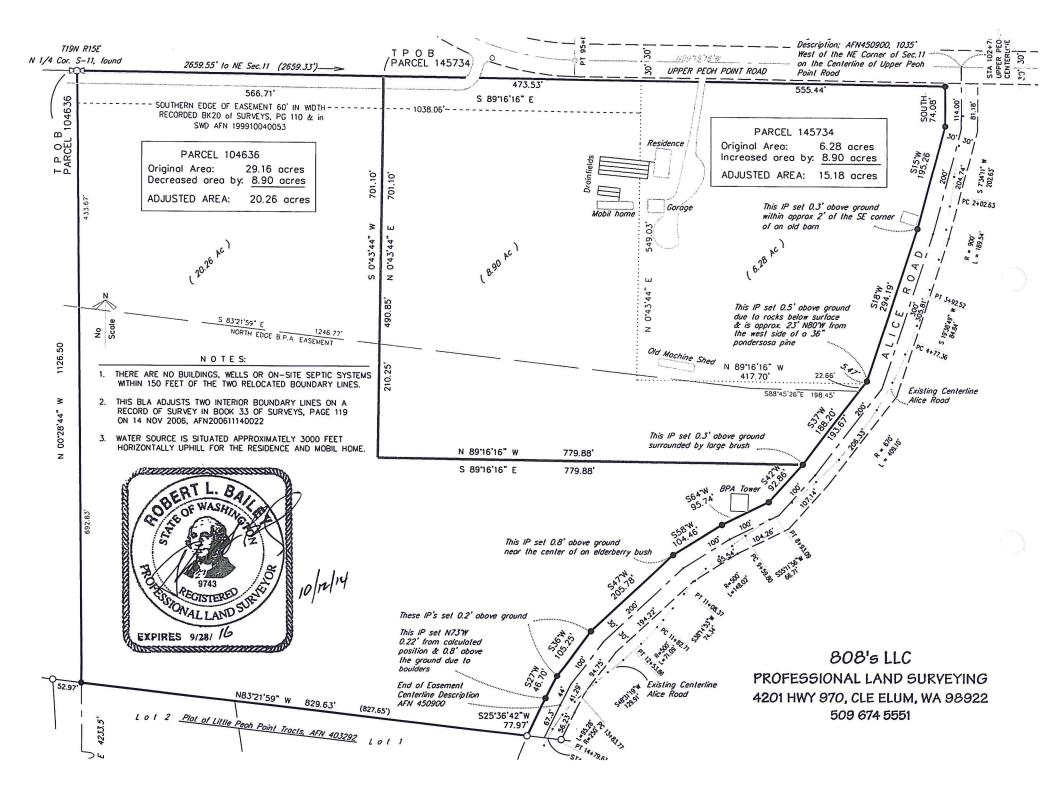
Beginning at the N 1/4 sec cor of said Section 11 which is also the True Point-of-Beginning; Thence S89°16′16″E along the north line of said NE4, 1040.24′ to the NW corner of Tax Parcel 19-15-11010-0008; Thence S0°43′44″W, 549.03′ to the SW corner of said Tax Parcel; Thence S89°16′16″E, 417.70′ to intersect with the west boundary of the easement description in AFN450900; Thence S37°W along said boundary, 188.20′; Thence S42°W along said boundary, 92.86′; Thence S64°W along said boundary, 95.74′; Thence S58°W along said boundary, 104.46′; Thence S47°W along said boundary, 205.78′; Thence S36°W along said boundary, 105.25′; Thence S27°W along said boundary, 46.70′; Thence S25°36′42″W, 77.97′ to the NE corner of Lot 1, Plat of Little Peoh Point Tracts; Thence N83°21′59″W along the north line of said Plat of Little Peoh Point Tracts, 829.63′ (827.65′) to intersect with the west line of said NE4; Thence N0°28′44″W along said west line, 1126.50′ to the True Point-of-Beginning; Containing 29.16 Acres.

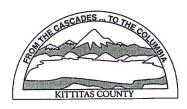
NEW DESCRIPTION from the BLA for PARCEL 104636

That portion of the NE4, Sec 11, T19N R15E WM shown as tract 4, Record of Survey, Book 20, Page 110, AFN574819 all situated in the County of Kittitas, State of Washington more particularly described as follows:

Beginning at the N 1/4 sec cor of said Section 11 which is also the True Point-of-Beginning; Thence S89°16′16″E along the north line of said NE4, 566.71′ to the NW corner of Parcel 145734; Thence S0°43′44″W, 701.10′ to the SW corner of last said Parcel; Thence S89°16′16″E, 779.88′ to intersect with the west boundary of the easement description in AFN450900; Thence S42°W along said boundary, 92.86′; Thence S64°W along said boundary, 95.74′; Thence S58°W along said boundary, 104.46′; Thence S47°W along said boundary, 205.78′; Thence S36°W along said boundary, 105.25′; Thence S27°W along said boundary, 46.70′; Thence S25°36′42″W, 77.97′ to the NE corner of Lot 1, Plat of Little Peoh Point Tracts; Thence N83°21′59″W along the north line of said Plat of Little Peoh Point Tracts, 829.63′ (827.65′) to intersect with the west line of said NE4; Thence N0°28′44″W along said west line, 1126.50′ to the True Point-of-Beginning; Containing 20.26 Acres.

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KITTITAS COUNTY PERMIT CENTER 411 N. RUBY STREET, ELLENSBURG, WA 98926

RECEIPT NO.:

00023455

COMMUNITY DEVELOPMENT SERVICES

PUBLIC HEALTH DEPARTMENT

DEPARTMENT OF PUBLIC WORKS

(509) 962-7506

(509) 962-7698

(509) 962-7523

Account name:

012545

Date: 10/28/2014

Applicant:

DOUG CURRY ESTATE

Type:

check

2170843

Permit Number	Fee Description	Amount
BL-14-00022	BOUNDARY LINE ADJUSTMENT MAJOR	225.00
BL-14-00022	BLA MAJOR FM FEE	65.00
BL-14-00022	PUBLIC WORKS BLA	90.00
BL-14-00022	ENVIRONMENTAL HEALTH BLA	215.00
	Total:	595.00