KITTITAS COUNTY

KLI FITAS COUNTY COMMUNITY L

BL-17-000 1Z EVELOPMENT 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 16.10.010)

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: The following are required per KCC 16.10.020 Application Requirements. A separate application must be filed for <u>each</u> 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 to scale.
- 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.
- Provide existing and proposed legal descriptions of the affected lots. Example: Parcel A The North 75 feet of the West 400 feet 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.
- A certificate of title issued within the preceding one hundred twenty (120) days.

For final approval (not required for initial application submittal):

- Full year's taxes to be paid in full.
- Recorded Survey.

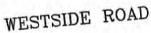
APPLICATION FEES:

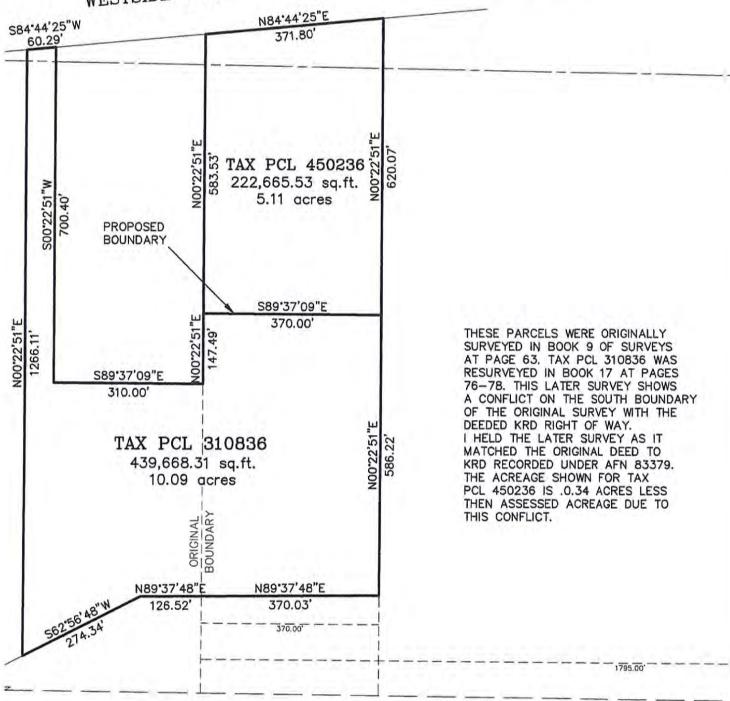
\$800.00	Kittitas County Community Development Services (KCCDS)
\$275.00	Kittitas County Department of Public Works
\$145.00	Kittitas County Fire Marshal
\$280.00	Kittitas County Public Health Department Environmental Health
\$1,500.00	Total fees due for this application (One check made payable to KCCDS)

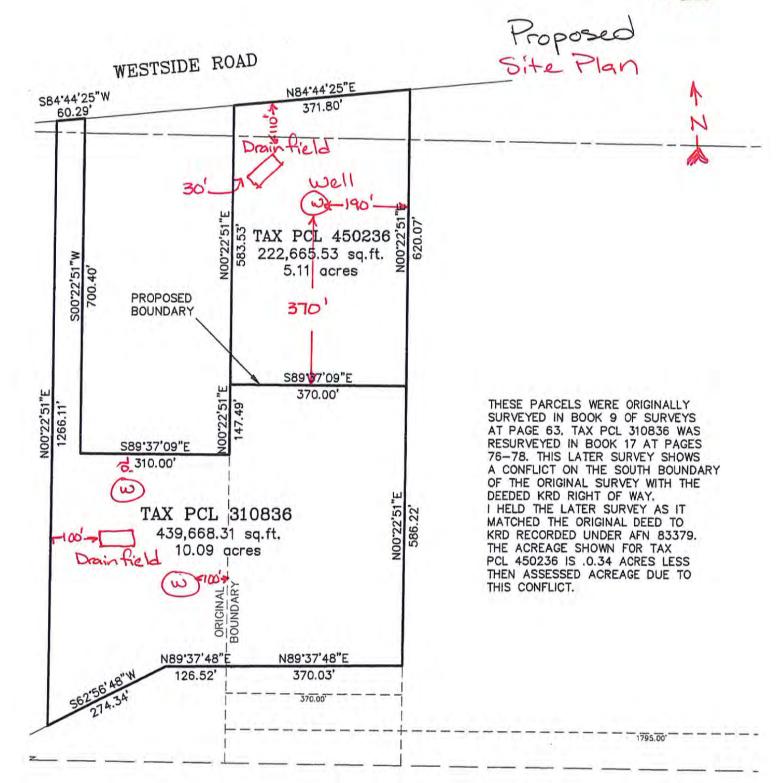


	An original survey of t	OPTIONAL ATTACHMENTS he current lot lines. (Please do not submit a new survey of the proposed adjusted or new minary approval has been issued.)
	Assessor COMPAS In:	formation about the parcels.
		GENERAL APPLICATION INFORMATION
1.	Name, mailing addres	ss and day phone of land owner(s) of record: re(s) required on application form
	Name:	James T. Miller etux Roger C. Weber etux 1882 Fairview Ro
	Mailing Address:	Tames T. Miller etux Roger C. Weber etux P.O. Box 649 1540 Westride Rd Eléasburg, WA S. Che Elom, WA 98943-0649 Cle Elom, WA 98943-0649 Sog-304-8431
	City/State/ZIP:	S. Ch Elon, WA 98943-0649 Cle Elom, WA 98922 98926
	Day Time Phone:	120(977-0/74
	Email Address:	jt-miller @ msn. com popueb 100@ gmail. 8,
2.	Name, mailing addre	ess and day phone of authorized agent, if different from landowner of record: is indicated, then the authorized agent's signature is required for application submittal.
	Agent Name:	Chris Cruse & Assoc.
	Mailing Address:	P 0 B 6 K 959
	City/State/ZIP:	Ellensburg, UA 98926
	Day Time Phone:	(509) 962-8242
	Email Address:	cruse and assec e Kvalley, com
3.	Name, mailing addre	ess and day phone of other contact person owner or authorized agent.
	Name:	
	Mailing Address:	
	City/State/ZIP:	
	Day Time Phone:	
	Email Address:	
4.	Street address of pr	operty:
	Address:	1706 : 1540 Westside Rd
	City/State/ZIP:	C/+ E/um, WA 98922
5.	Legal description of	property (attach additional sheets as necessary): BK 17 of Sweys pg 76-78 BK 9 of Sweys pg 63
5	Property size: 5.	69 & 10,45 Az (acres)
6.		ion: Zoning: Ag5/Noval 5 Comp Plan Land Use Designation: Rural Res. drutial
7.	Land Use Informat	Page 2 of 3

8.	Existing and Prop	osed Lot Information	n					
	Original Parcel Nu (1 parcel number			New Acreage (Survey Vol, Pg)				
	6310836	(5.05)		10.0	19			
	2150836	(.04) (5.	09)					
	450236	(10.45)		5.11	(see exhib	it note)		
	APPLICANT IS:	X OWNER	PURCHASE	R	LESSEE	OTHER		
parcel <u>Al</u>	with the inform information is to proposed activity above-described CE: Kittitas Cou receiving approve	ation contained in rue, complete, and ies. I hereby grant location to inspect the nty does not guarant for a Boundary I and notices will be to	this application, accurate. I fur to the agencies the proposed and antee a buildab Line Adjustment	and that to ther certify to to which the or completed ie site, legal it.	the best of my knot hat I possess the au is application is mad work. access, available was	certify that I am familiar owledge and belief such athority to undertake the de, the right to enter the atter or septic areas, for ies sent to the authorized		
Signat	ure of Authorized	Agent:		Signature	f Land Owner of Re	ecord		
(REO)	VIRED if indicate	don application)		(Readisted for	or application sulmi	han:		
		/	1/1/2-	V	7111	(date) 7-28-/		
\times	DUAL.	Mue (date)	1/0/2011	X Mark	2 / 1/26-	(date) 7/3///7		
THIS	FORM MUST BE S	PRIOR TO SU	OUNITY DEVELOBMITTAL TO THE	HE ASSESSO	OR'S OFFICE.	TREASURER'S OFFICE		
		-				and the second		
Tax St	atus:		Ву:			Date:		
,	N This DI A mosts	COMMUNI the requirements of	ITY DEVELOPM					
Ç					Survey Required: Yo	es No		
C		voirage		Car my day				
				Parcel Creation Date: Current Zoning District:				
		l Date:						
				Ву:				
	The second secon							

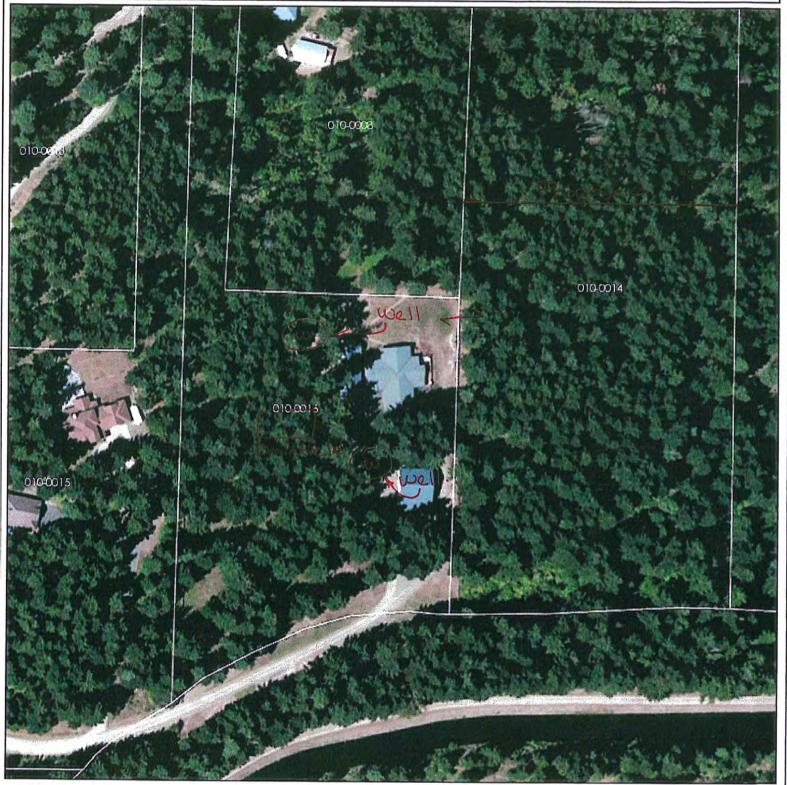






Narrative - want to adjust the upper 5 acres along the KRD RIW of Tax Pel 450236 into Tax Pel 310836. Both properties are built out and the proposed boundary will meet all setbacks

ittitas County COMPAS lap Miller Site Plan



Date: 7/6/2017

Disclaimer:

Kittitas County makes every effort to produce and publish the most current and accurate information possible. No warranties, expressed or implied, are provided for the data, its use, or its interpretation. Kittitas County does not guarantee the accuracy of the material contained herein and is not responsible for any use, misuse or representations by others regarding this information or its derivatives.

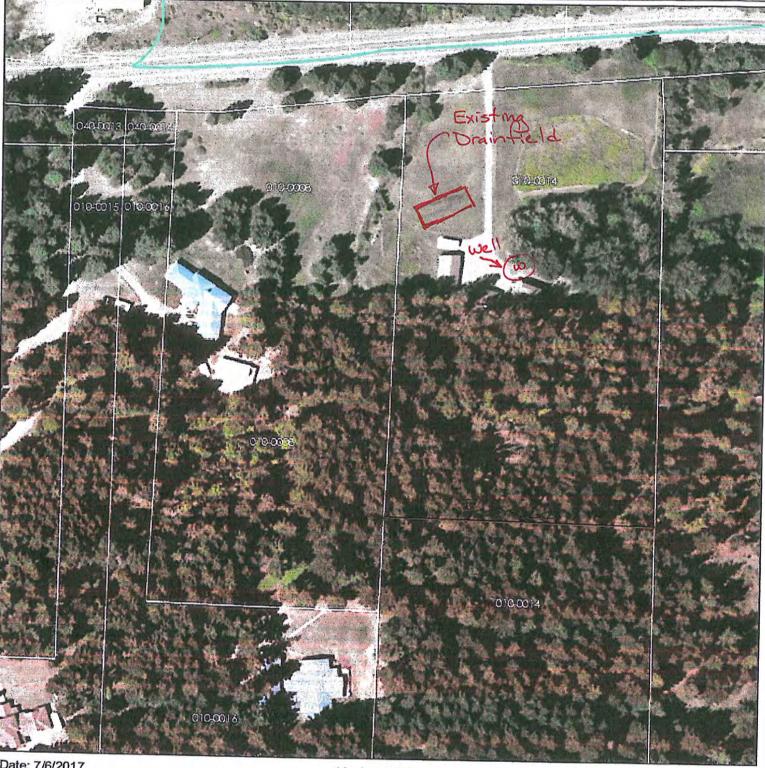
1 inch = 188 feet Relative Scale 1:2,257





0 0.01 0.02 0.04 0.06 0.08

littitas County COMPAS . Jap Weber Site Plan



Date: 7/6/2017

Disclaimer.

Kitilias County makes every effort to produce and publish the most current and accurate information possible. No warranties, expressed or implied, are provided for the data, its use, or its interpretation. Kittitas County does not guarantee the accuracy of the material contained herein and is not responsible for any use, misuse or representations by others regarding this information or its derivatives.

1 inch = 188 feet Relative Scale 1:2,257

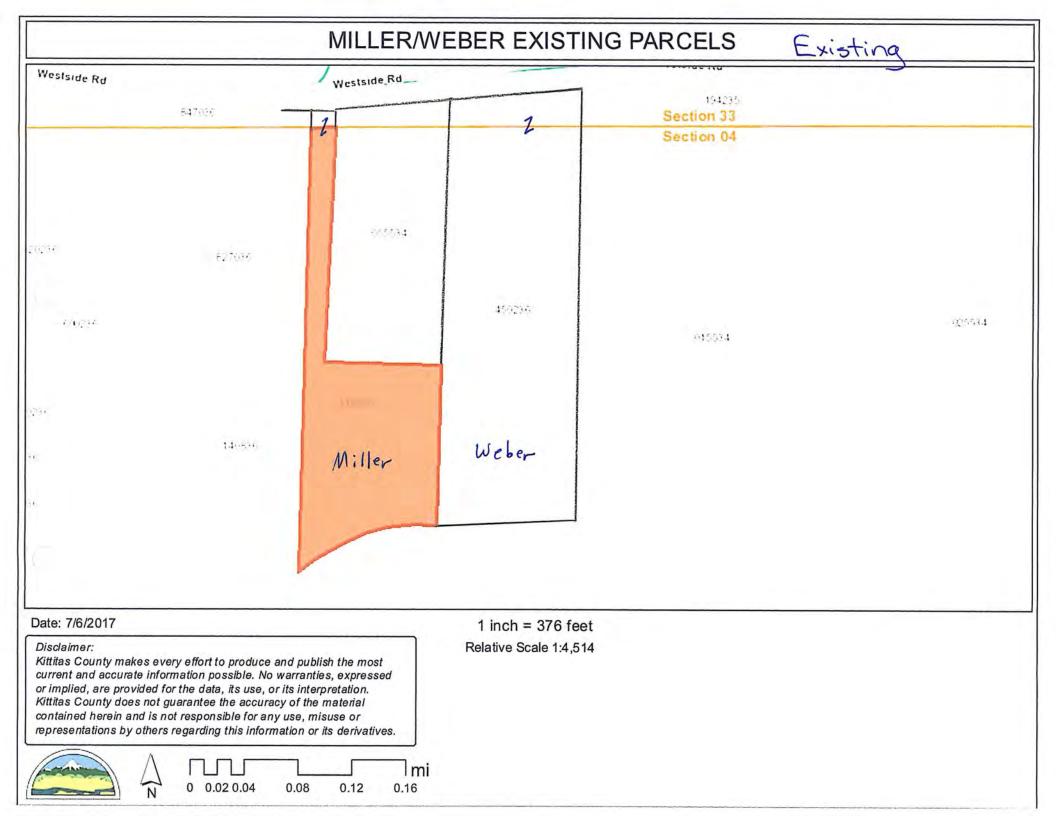




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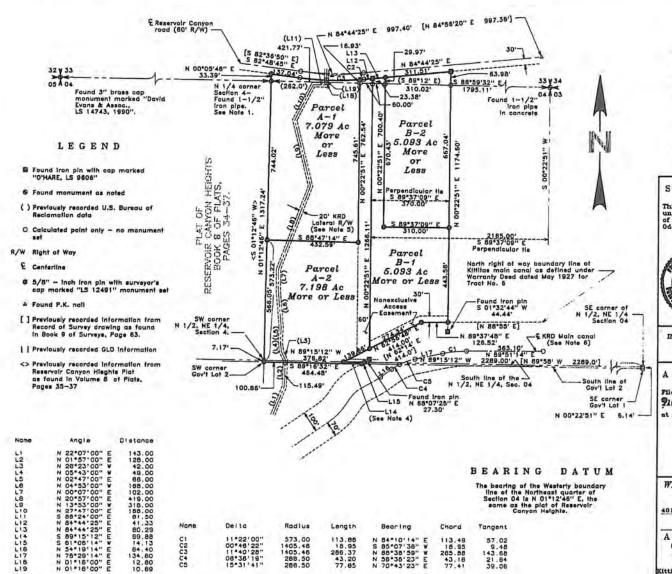
mi 0.08



Previous Survey 537583

RECORD OF SURVEY

A PORTION OF GOVERNMENT LOT 2, SECTION 04, TOWNSHIP 19 NORTH, RANGE 15 EAST, W.M., A PORTION OF THE SE 1/4, SECTION 33, TOWNSHIP 20 NORTH, RANGE 15 EAST, W.M.



NOTICE

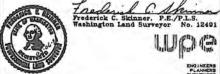
This is a Boundary Line Survey and as such is not intended to show, nor does it purport to show, all essements and encumbrances.

This survey was prepared for the exclusive use of the person, persons, or entity named in the Surveyor's Certificate hereon. Said certificate does not extend to any unnamed person without an express recertification by the Surveyor naming said person.



SURVEYOR'S CERTIFICATE

This map correctly represents a survey made by me or under my direction in conformance with the requirements of the Survey Recording Act at the request of Mr. Odell Crittenden in November, 1990.



INSTRUMENT USED - Hewlett Packard 3820A Electronic Total Station - [+/- 2 Second Theodolite and +/- (0.015' + 5 ppm) Electronic Distance Meter]

UDITOR'S CERTIFICATE

> Beverly M. M. Cubaugh County Abditor
>
> O. Williams
>
> Doputy County Auditor

WESTERN PACIFIC ENGINEERING, INC. MOSES LAKE, ELLENSBURG, WASHINGTON

U.S. Forest Service Building

ODELL CRITTENDEN

A Portion of Government Lot 2, Section 04, Township 19 N, Range 15 E, W.M., A Portion of the SE 1/4, Section 33, Township 20 N, Range 15 E, W.M. (Ritter Court)

Surveyed by LMH Date 02-91 Scale 1" = 200'
Drawn by Hasp/GM Date 02-91 Shaat 1 of 3
Checked by PCS Date 02-91 Project No. 03690

Previous Survey SECTION 4, TOWNSHIP 19 NORTH, RANGE 15 EAST, W.M. SECTION 33, TOWNSHIP 20 NORTH, RANGE 15 EAST, W.M. KITTIAS COUNTY, WASHINGTON WI Rebar PE Nail 588 5774 E M81-16 to w NO PERE Section Closure Plat Scale: 1" = 1000 1372.U + 43 + 1-- Fp. 720 N C 14.98 Acres 10.58 Acres 10.45 Aires 5 × 1/2 370.X Scale: 1" - 200" No. 849 Hightime Count Plan Set steel rad N 89' 08' 30'W

LEGAL DESCRIPTIONS

Combined A, C, and C Tracts.

The NaNE1 of Section 4, Township 19 North, Range 15 East, W.M., Kitritus County,

Washington,

EXCEPT the right-of-way of the Kittitas Reclamation District Main Canal,

AND EXCEPT the east 1425.00 feet therest.

TOGETHER with that portion of the S\(\frac{1}{2}\)SE\(\frac{1}{2}\) of Section 33, Township 20 North, Range 15 East, W.M., Kithitas County, Washington which lies south of the right-of-way of the Reservoir Corpon Road,
EXCEPT the east 1425.00 feet thereof.

Troct A.

The NaNEs of Section 4, Township 19 North, Range 15 East, W.M., Kittitus County,

Washington, EXCEPT the right-of-way of the Kithias Reclamation District Main Canel, AND EXCEPT the east 2165.00 feet thereof,

TOGETHER with that partian of the SSSE of Section 33, Township 20 North, Range 15 East, W.M., Kithitas County, Washington which lies south of the right-of-way of the Reservoir Conyon Road, EXCEPT the east 2165.00 feet thereof.

Tract B.

The west 370.00 feet of the east 2165.00 feet of the NINES of Section 4, Township 19 North, Range 15 East, W.M., Kithitas County, Washington, EXCEPT the right-of-way of the Kithitas Reclamation District Main Canal,

TOGETHER with that parties on of the west 370.00 feet of the east 2165.00 feet of the \$\frac{1}{2}\$SE\frac{1}{2}\$ of Section 33, Township 20 North, Range 15 East, W.M., Kittitas County, Washington which lies south of the right-of-way of the Reservoir Canyon Road.

Treat C.

The west 370.00 feet of the east 1795.00 feet of the NANEA of Section 4, Township 19 North, Range 15 East, W.M., Kittitas County, Washington, EXCEPT the right-of-way of the Kittitas Reclamation District Main Canal, TOGETHER with that partion of the west 370.00 feet of the east 1795.00 feet of the \$\frac{1}{2}\text{SEL} of Section 33, Township 20 North, Range 15 East, W.M., Kittitas County, Washington which lies south of the right-of-way of the Reservoir Canyan Road.

SURVEYOR'S CERTIFICATE

This map correctly represents a survey made by me or under my direction in conformance with the requirements of the Survey Recording Act at the request of Gary Guzzie in August, 1981.

JEROKO D. O'HARE Ligansed Land Surveyor August 10, 1981

AUDITOR'S CERTIFICATE

Filed for record this Soday of Oct. 1981 at 3,19 P. Din Book 9 of Surveys on page 3 at the request of JEROLD D. O'HARE.

BEVERLY M. ALLENBAUGH KITTIAS COUNTY AUDITOR

528372

Filed for Record at Request of AFTER RECORDING MATI. TO:

Mane .--

STATUTORY WARRANTY DEED

THE GRANTON, CRITTENDER CONVERSION CORPORATION, a Washington corporation, for and in consideration of FORTY THOUSAND, TWO HUNDRED DOLLARS (\$40,260.00), in hand paid, conveys and warrants to ROGER C. WEBER and KATHY L. WEBER, husband and wife, the following described real estate, situated in the County of Kittitas, State of Washington:

The West 370.00 feet of the East 1795.00 feet of the North 1/2 of the Northeast 1,4 of Section 4, Township 19 North, Range 15, East, W.M., in the County of Kitttitas State of Washington, EXCEPT: the right of way of the Kittitas Reclamation District Main Canal; and that portion of the West 370.00 feet of the East 1795.00 feet of the South 1/2 of the Southeast 1/4 of Section 33, Township 20 North, Rango 15 East, W.H., in the County of Kittitas, State of Washington, which lies South of the right of way of the Reservoir Canyon Road. (Also known as Tract C of that certain survey recorded October 16, 1981 under Kittitas County Auditor's File No. 456794 in Book 9 cf Surveys, Page 63, records of Kittitas County, Washington).

DATED this 23 day of March, 1990.

CRITTENDEN CONVERSION CORPORATION

STATE OF WASHINGTON

County of King

corporation.

I. the undersigned, a Notary Public, do hereby certify that on this day of March, 1990, personally appeared before me Odell D. Crittenden, to me known to be the President of CRITTENDEN CONVERSION CORPORATION, a Washington corporation, and who executed the within instrument, and acknowledged that he signed and scaled the same as his and said corporation's free and voluntary act and deed, for the purposes and uses therein mentioned, and on oath stated that he was duly authorized to execute said document by resolution of said

SUBSCRIBED AND SHORE to helper me this 23 day of March, 1990.

MOYAR! FUBLIC In and for the State of Washington. My appointment expires 12-10-92

PE: FREDERICK & BECKLEY

15.1 most n find post our re sur sab pi. (m) sudb material (on serie (t_1) most is the sale

OFFICIAL RECORDS

550668

(3.) (3.) (3.) (3.) (3.)

FILED REQUEST OF:
1992 JUL 15 PH 4- 48

RE EXCISE TAX PAID

Amount 26.5.00

Data 4-22-91

Middink No. 31790

SALLY SCHORMANN TREAS.

RITTIAS COUNTY TREASURER

By SALLY SCHORMANN TREASURER

Filed for Record at Request of AFTER RECORDING MAIL TO:

STATUTORY WARRANTY DEED

THE GRANTOR, CRITTENDEN CONVERSION CORPORATION, a Washington corporation, for and in consideration of TEN AND NO/100 DOLLARS (\$10.00) and other valuable consideration, in hand paid, conveys and warrants to JAMES T. MILLER and CHERYL A. MILLER, husband and wife, the following described real estate, situated in the County of Kittitas, State of Washington:

Parcel B-1 of that certain Survey recorded March 7, 1991, in Book 17 of Surveys, pages 76, 77 and 78, under Auditor's File No. 537583, being a portion of Government Lot 2, Section 4, Township 19 North, Range 15 East, W.M. and a portion of the Southeast 1/4 of Section 33, Township 20 North, Range 15 East, W.M. in the County of Kittitas, State of Washington.

TOGETHER WITH all water rights and irrigation ditches appurtenant thereto, if any.

TOGETHER WITH AND SUBJECT TO the non-exclusive easement as described under Kittitas County Auditor's File Nos. 498104 and 498105, which Seller/Grantor grants without warranty of any kind.

SUBJECT TO amendatory contract governing reclamation and irrigation matters between the United States of America and Kittitas Reclamation District, an irrigation district, dated January 20, 1949, recorded May 25, 1949 in Volume 82, page 69, records of Kittitas County, State of Washington.

SUBJECT TO all reservations, restrictions, exceptions, easements and rights of way apparent or of record.

SUBJECT TO the pendency of Yakima County Superior Court Case No. 77-2-01484-5, an action by the State of Washington, Department of Ecology v. James J. Acquavella, et al, for the purpose of securing a judgment adjudicating the relative rights of all persons diverting, withdrawing or otherwise making use of surface waters of the Yakima River Drainage Basin. In the event that Seller/Grantor is or should be a party to the Acquavella water right litigation, all responsibility for substituting or including Purchaser/Grantee as an additional party and for

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prosecuting any water right claims with respect to said litigation, shall be the sole responsibility of the parties and not of the real estate agents, brokers, attorney, and/or closing agent.

This deed is given in fulfillment of that certain real estate contract between the parties hereto of even date herewith, and conditioned for the conveyance of the above described property, and the covenants of warranty herein contained shall not apply to any title, interest or encumbrance arising by, through or under the purchaser in said contract, and shall not apply to any taxes, assessments or other charges levied, assessed or becoming due subsequent to the date of said contract.

DATED this // day of April, 1991.

CRITTENDEN CONVERSION CORPORATION

enden (President) ODELL D. CRITTENDEN

President/Treasurer

STATE OF WASHINGTON) County of Kittitas

On this day personally appeared before me ODELL D. CRITTENDEN, known to me to be the President/Treasurer of CRITTENDEN CONVERSION CORPORATION, a Washington corporation, the corporation that executed the within and foregoing instrument and acknowledged that they signed the same as the free and voluntary act and deed of said corporation for the uses and purposes therein mentioned, and on oath stated that they were authorized to executed the same.

GIVEN under my hand and official seal this // day of April, 1991.

NOTARY PUBLIC in and for the State of Washington, residing

at: Koskyn
My commission expires: 6-1-13.

CHICAGO TITLE INSURANCE COMPANY

Policy No. 72156-46050618

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.

- 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.
- 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: June 22, 2017

Issued by:

AmeriTitle, Inc.

101 W Fifth

Ellensburg, WA 98926

(509)925-1477

Authorized Signer

CHICAGO TITLE INSURANCE COMPANY

By Com Main L

President

Note: This endorsement shall not be valid or binding until countersigned by an authorized signatory.

SUBDIVISION GUARANTEE

Order No.: 180343AM

Guarantee No.: 72156-46050618

Dated: June 22, 2017

Liability: \$1,000.00 Fee: \$350.00

Tax: \$28.70

Your Reference: Westside Road, Cle Elum

Assured: Cruse & Associates

The assurances referred to on the face page are:

That, according to those public records with, under the recording laws, impart constructive notice of matters relative to the following described real property:

Tract 1:

Parcel B-1 of that certain Survey recorded March 7, 1991, in Book 17 of Surveys, pages 76, 77 and 78, under Auditor's File No. 537583, being a portion of Government Lot 2, Section 4, Township 19 North, Range 15 East, W.M., and a portion of the Southeast Quarter of Section 33, Township 20 North, Range 15 East, W.M., in the County of Kittitas, State of Washington;

EXCEPT any manufactured home located thereon.

Tract 2:

Tract C of that certain Survey as recorded October 16, 1981, in Book 9 of Surveys, page 63, under Auditor's File No. 456794, records of Kittitas County, Washington; being a portion of the North Half of the Northeast Quarter of Section 4, Township 19 North, Range 15 East, W.M. and a portion of the South Half of the Southeast Quarter of Section 33, Township 20 North, Range 15 East, W.M., in the County of Kittitas, State of Washington.

Title to said real property is vested in:

James T. Miller and Cheryl A. Miller, husband and wife as to Tract 1 and Roger C. Weber and Kathy L. Weber, husband and wife

END OF SCHEDULE A

(SCHEDULE B)

Order No: 180343AM Policy No: 72156-46050618

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

EXCEPTIONS:

- 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.
- 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
- Indian tribal codes or regulations, Indian treaty or aboriginal rights, including easements or equitable servitudes.
- 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: or call their office at (509) 962-7535.

Tax Year: 2017 Tax Type: County

Total Annual Tax: \$2,998.63

Tax ID #: 310836

Taxing Entity: Kittitas County Treasurer

First Installment: \$2,998.63 First Installment Status: Paid

First Installment Due/Paid Date: April 30, 2017

Second Installment: \$0.00 Second Installment Status: Paid

Second Installment Due/Paid Date: October 31, 2017

Affects: Portion of Tract 1

7. Tax Year: 2017 Tax Type: County

Total Annual Tax: \$36.20

Tax ID #: 150836

Taxing Entity: Kittitas County Treasurer

First Installment: \$36.20 First Installment Status: Paid

First Installment Due/Paid Date: April 30, 2017

Second Installment: \$0.00 Second Installment Status: Paid

Second Installment Due/Paid Date: October 31, 2017

Affects: Portion of Tract 1

8. Tax Year: 2017

Tax Type: County

Total Annual Tax: \$1,751.89

Tax ID #: 450236

Taxing Entity: Kittitas County Treasurer

First Installment: \$875.95 First Installment Status: Paid

First Installment Due/Paid Date: April 30, 2017

Second Installment: \$875.94 Second Installment Status: Paid

Second Installment Due/Paid Date: October 31, 2017

Affects: Tract 2

 Possibility of unpaid assessments levied by the Kittitas Reclamation District, notice of which is given by an amendatory contract recorded in Book 82 of Deeds, page 69, under Kittitas County Auditor's File No. 208267, no search having been made therefore.

To obtain assessment information, please contact the Kittitas Reclamation District: 509-925-6158.

 Right of way for Cash Ditch as described in Notice of Water Right filed by Oscar Cash on April 14, 1891.

(Affects that portion of said premises lying within Section 4, Township 19 North, Range 15 East, W.M.)

 Reservation of Oil, gas, minerals, or other hydrocarbons, including the terms and provisions contained therein, in deed from Oscar Cash.

Recorded: October 29, 1902

Volume 7, Page 139

The Company makes no representation as to the present ownership of any such interests. There may be leases, grants, exceptions or reservations of interests that are not listed. (Affects that portion of said premises in Section 4, Township 19 North, Range 15 East, W.M.)

 Reservation of Oil, gas, minerals, or other hydrocarbons, including the terms and provisions contained therein, in deed from Northwestern Improvement Company.

Recorded: November 29, 1941

Book 64, Page 367 Instrument No.: 165385

The Company makes no representation as to the present ownership of any such interests. There may be leases, grants, exceptions or reservations of interests that are not listed. (Affects that portion of said premises in Section 33, Township 20 North, Range 15 East, W.M.)

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: Town of South Cle Elum Purpose: The use of an electric power line

Recorded: February 3, 1958 Instrument No.: 268534 Volume 101, Page 597

Affects: Portion of South Half of the Southeast Quarter of said Section 33

By instrument dated March 13, 1958, recorded April 1, 1958 in Volume 102, page 81, under Auditor's File No. 269403, said easement was assigned to Puget Sound Power & Light Company.

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: Town of South Cle Elum Purpose: The use of electric power line

Recorded: February 3, 1958 Instrument No.: 268535 Volume 101, Page 585

Affects: Portion of the South Half of the Southeast Quarter of said Section 33

By instrument dated March 13, 1958, recorded April 1, 1958 in Volume 102, page 81, under Auditor's File No. 269403, said easement was assigned to Puget Sound Power & Light Company.

15. Pendency of Yakima County Superior Court Cause No. 77-2-01484-5, State of Washington, Department of Ecology, Plaintiff, vs. James J. Acquavella, et al, Defendants; notice of which is given by Lis Pendens recorded on October 14, 1977, in Volume 90, page 589, under Kittitas County recording number 417302, and supplemental notice of Lis Pendens recorded June 4, 1980, in Volume 131, page 63, under Auditor's File No. 442263; 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, in accordance with the provisions of Chapters 90.03 and 90.44 Revised Code of Washington.

(Attorney for Plaintiff: Charles B. Roe, Jr., Senior Assistant Attorney General)
NOTE: The policy/policies to be issued include(s) as one of the printed exceptions to coverage:
"Water rights, claims or title to water" as set forth as Paragraph 5C in the general exceptions which are printed on Schedule B herein. The pending action involves such water rights and therefore, will not be set forth as a separate exception in said policy/policies

16. An easement including the terms and provisions thereof for the purpose shown below and rights incidental thereto as set forth in instrument:

Granted To: Steven B. Villa, his heirs, successors and assigns

Purpose: Ingress, egress, installation and maintenance of utilities

Recorded: August 28, 1986 Instrument No.: 498105 Volume 248, Page 575

Affects: A strip of land 60 feet in width, the centerline of which easement is 30 feet distant from

the South boundary line of said premises

17. A Deed of Trust, including the terms and provisions thereof, to secure the amount noted below and other amounts secured thereunder, if any:

Amount: \$100,000.00

Trustor/Grantor: James T. Miller and Cheryl A. Miller, husband and wife

Trustee: U.S. Bank Trust Company, National Association

Beneficiary: U.S. Bank National Association N.D.

Dated: May 27, 2008 Recorded: June 26, 2008

Instrument No.: 200806260025

END OF EXCEPTIONS

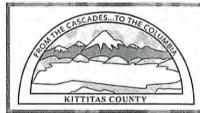
Notes:

- 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. It has come to our attention that there is a manufactured home situated on the land covered by this commitment. In order for the company to insure the manufactured home as a part of the land, the company will require:
 - (a) A 'Statement of Intent to Declare Manufactured Home Real Property' be recorded.
 - (b) Verification that the tax assessor will assess the mobile home as real property: and
 - (c) A cancellation of the certificate of title by the Department of Motor Vehicles.
- c. 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: Parcel B-1, Book 17 of Surveys, pgs 76-78, being ptn Government Lot 2, Section 4, Township 19N, Range 15E, W.M., and ptn SE Quarter of Section 33, Township 20N, Range 15E, W.M., and Tract C, Book 9 of Surveys, pg 63, being ptn N Half NE Quarter of Section 4, Township 19N, Range 15E, W.M. and ptn S Half SE Quarter of Section 33, Township 20N, Range 15E, W.M.

Note No. 1: 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 foreclosure action of any such underlying matter if said beneficial party has not joined in on the plat (short plat).

END OF GUARANTEE



KITTITAS COUNTY COMMUNITY DEVELOPMENT SERVICES

Receipt Number: CD17-00123

411 N. Ruby St., Suite 2 Ellensburg, WA 98926 509-962-7506 / https://www.co.kittitas.wa.us/cds/ /

Payer/Payee: MILLER, JAMES T ETUX PO BOX 649

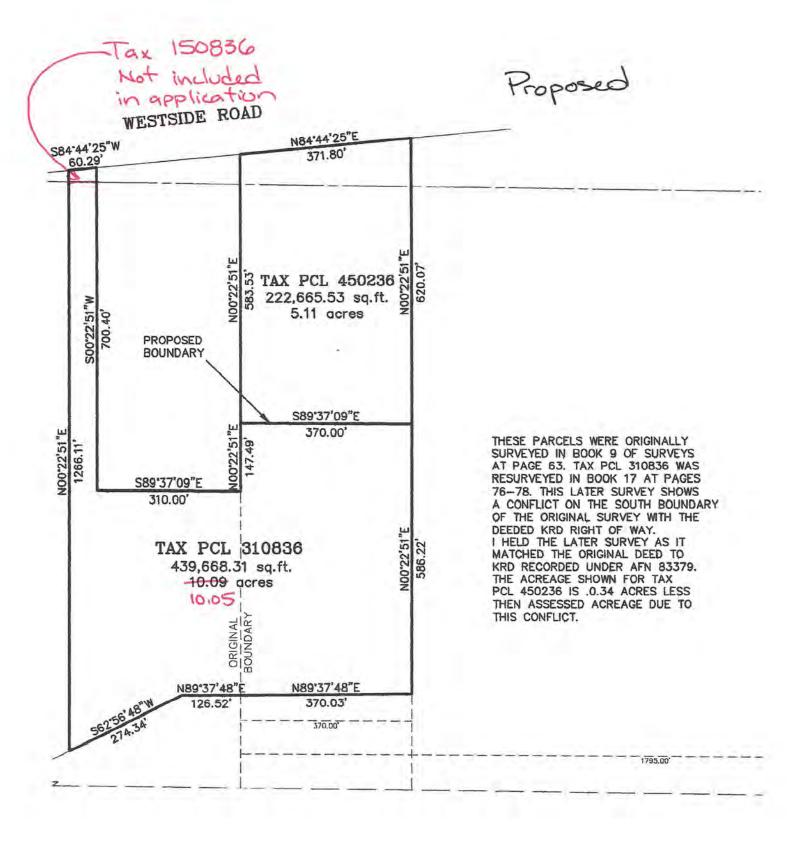
Cashier: KATHY BOOTS

Date: 07/31/2017

Payment Type: CHECK (1234) 12 SOUTH CLE ELUM WA 98943-0649

BL-17-00001	Boundary Line Adjustment	1706 WESTSI	DE RID OLE BLI	JW.	ATT WE LEAD
Fee Desc	cription	No. of the second secon	Fee Amount	Amount Paid	Fee Balance
Boundary	Line Adjustment		\$800.00	\$800.00	\$0.00
Boundary	Line Adjustment (Health)		\$280.00	\$280.00	\$0.00
Boundary	Line Adjustment (Fire)		\$145.00	\$145.00	\$0.00
Boundary	Line Adjustment (Public Works)	12	\$275.00	\$275.00	\$0.00
		BL-17-00001 TOTALS:	\$1,500.00	\$1,500.00	\$0.00
		TOTAL PAID:		\$1,500.00	

8. Exis	ting and Prop	osed Lot Informati	ion							
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-				-					(1)	mint
- 4	150236	(10,45)			. 11	(see	xh: 6it	note	.)	
APP	LICANT IS:	X OWNER	PURCHAS	SER	,L	ESSEE		0	THER	
			AUTHOR	RIZATION	1					
with infor	the information is true osed activitie	eby made for pertion contained in ie, complete, and is. I hereby gran ocation to inspect	this application accurate. I fut to the agencies	n, and thurther cer es to which	at to the tify that I ch this ap	best of n possess plication	ny knowle the autho	edge and	d belief undertake	such the
NOTICE: F	Cittitas Coun	ty does not guar for a Boundary	antee a builda	ble site, l	egal acces	ss, availa	ble water	or sepi	tic areas.	, for
parcer receiv	mg approva	tor a Boundary	Line Aujustine	ш						
		d notices will be	transmitted to t	he Land (Owner of I	Record an	d copies s	ent to th	e author	ized
agent or	contact perso	n, as applicable.			1					
Signature of	Authorized A	Agent:		Signati	re of Lan	d Owner	of Recor	ď		
REQUIRED	if indicated	on application)	,	(Reani)	ed for sign	lication s	usmittal)			
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		ol Page			**Survey	Require	d: Yes_	_ No		
Card #:	ū			Parcel C	Creation Da	ate:				
				Current	Zoning Di	strict:	u.			
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Final App	roval Date:				By					





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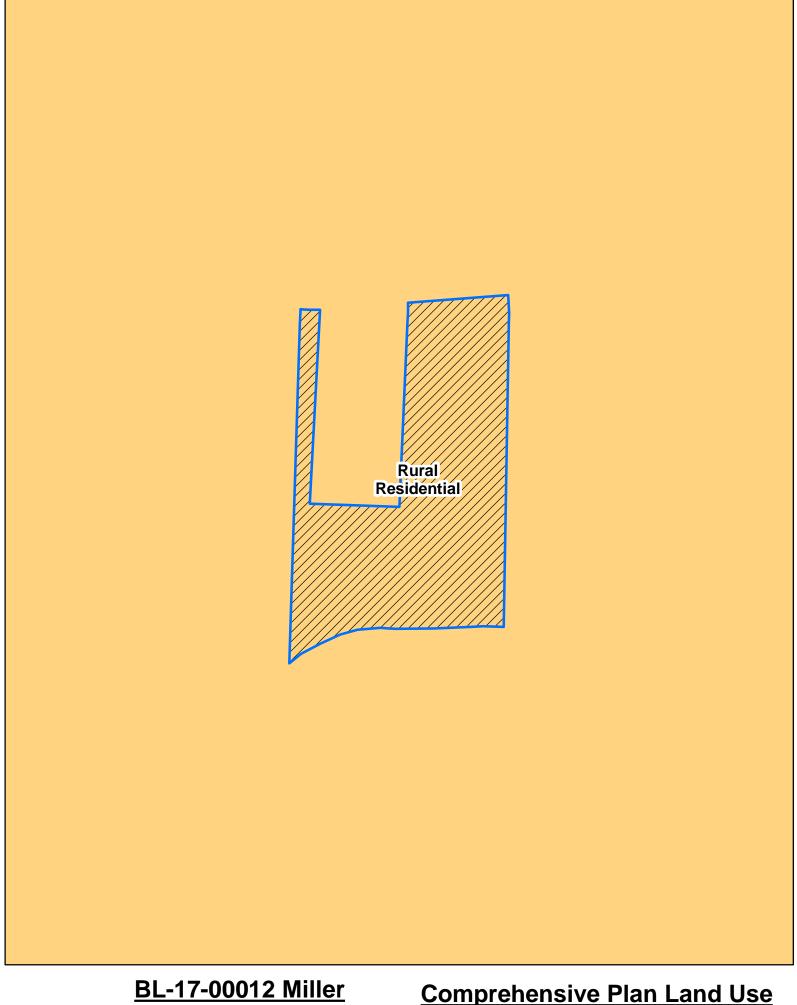
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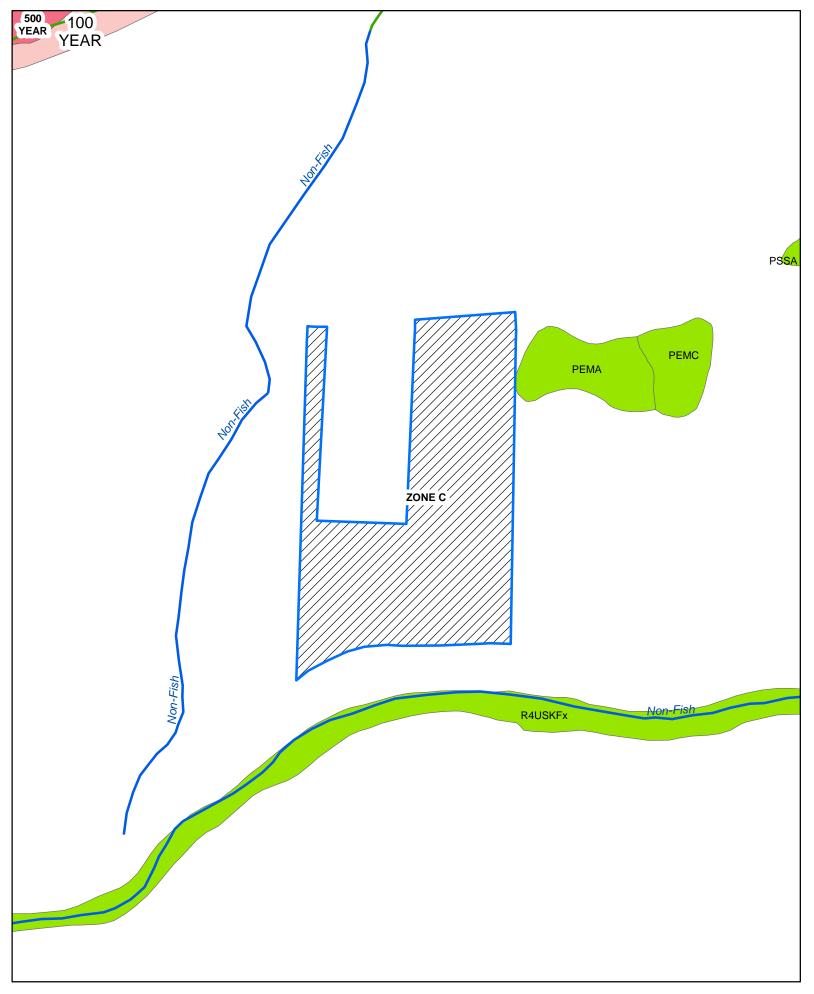
0.16

Critical Areas Checklist

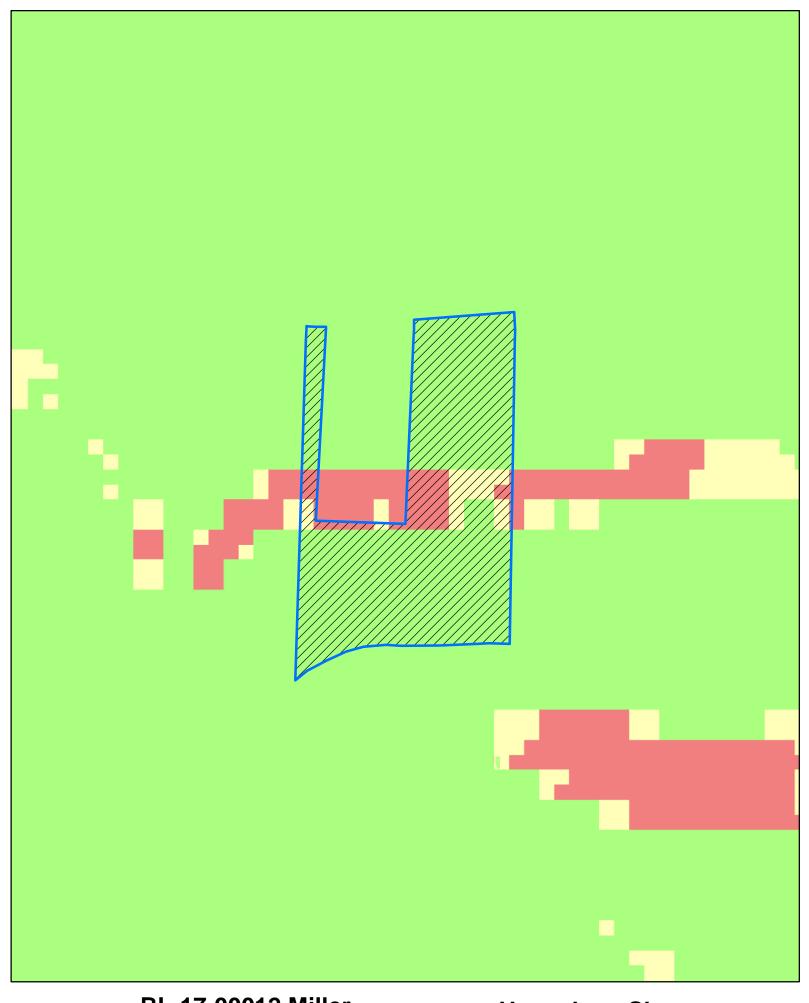
Monday, August 07, 2017 Application File Number BL-17-00012 м Planner **Dusty Pilkington** ✓ No □ Yes Is SEPA required □ Yes ✓ No Is Parcel History required? What is the Zoning? Rural 5 H_/ \square No ✓ Yes Is Project inside a Fire District? If so, which one? Fire District 7 ✓ Yes \square No Is the project inside an Irrigation District? If so, which one? KRD ✓ Yes \square 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 ✓ No Does the project parcel contain a Classified Stream? If so what is the Classification? \square Yes ✓ No Does the project parcel contain a wetland? If so what type is it? \square Yes ✓ No Does the project parcel intersect a PHS designation? If so, what is the Site Name? \sqcup No If so, what type? > 33 %

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 $\ ^{igstyle igstyle igy igstyle igy igstyle igstyle igstyle igstyle igstyle igstyle igy igstyle igstyle igstyle igy igy igstyle igy igy igy igy igy igy igy igy$
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?
Is the project parcel in or near a Mineral Resource Land? \Box Yes $lacktriangledown$ 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? ✓
Does the Project Application have a Recorded Survey Attached? \Box
Have the Current Years Taxes been paid? \Box

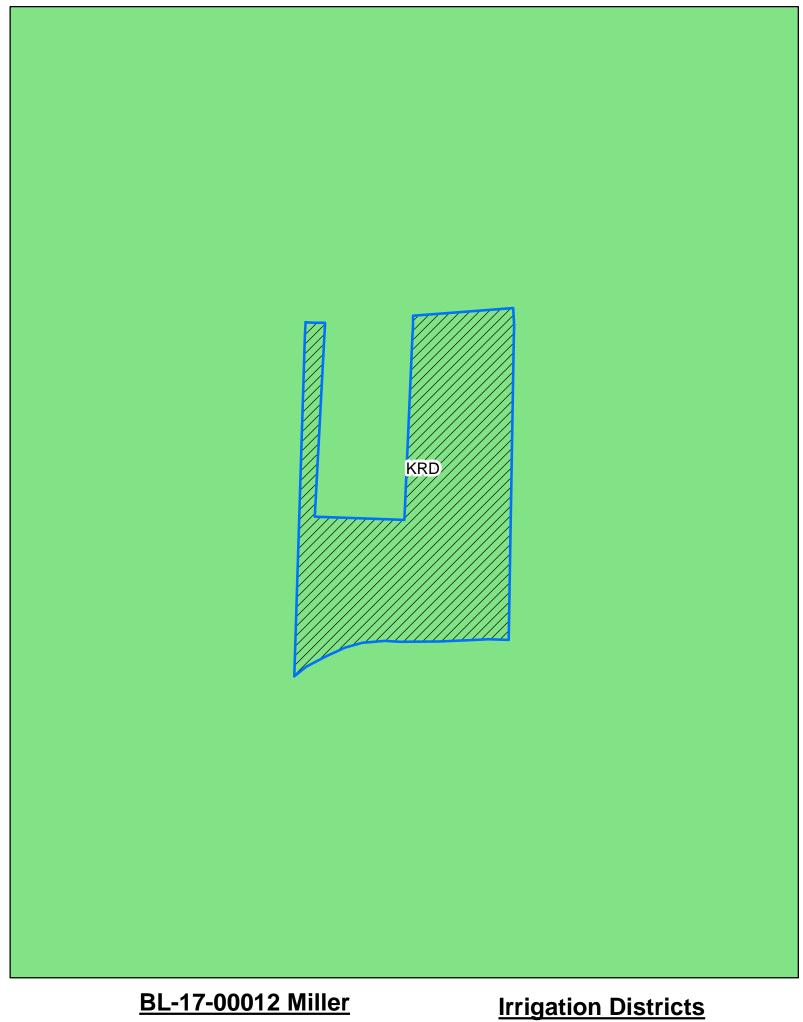


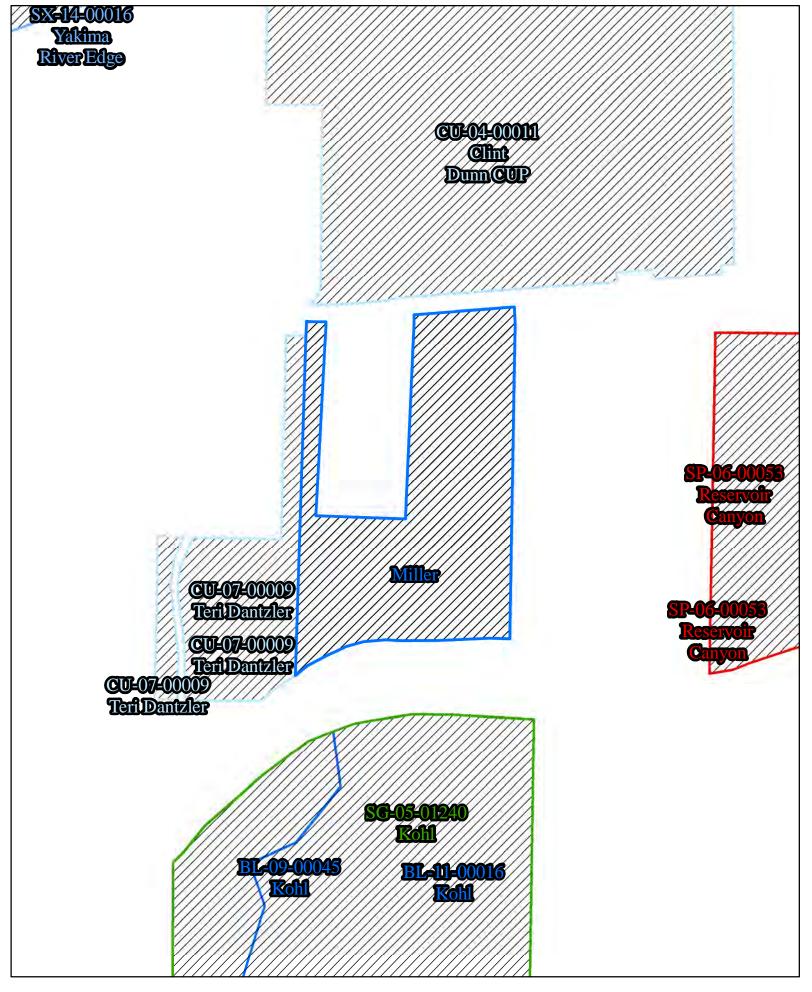


BL-17-00012 Miller



BL-17-00012 Miller

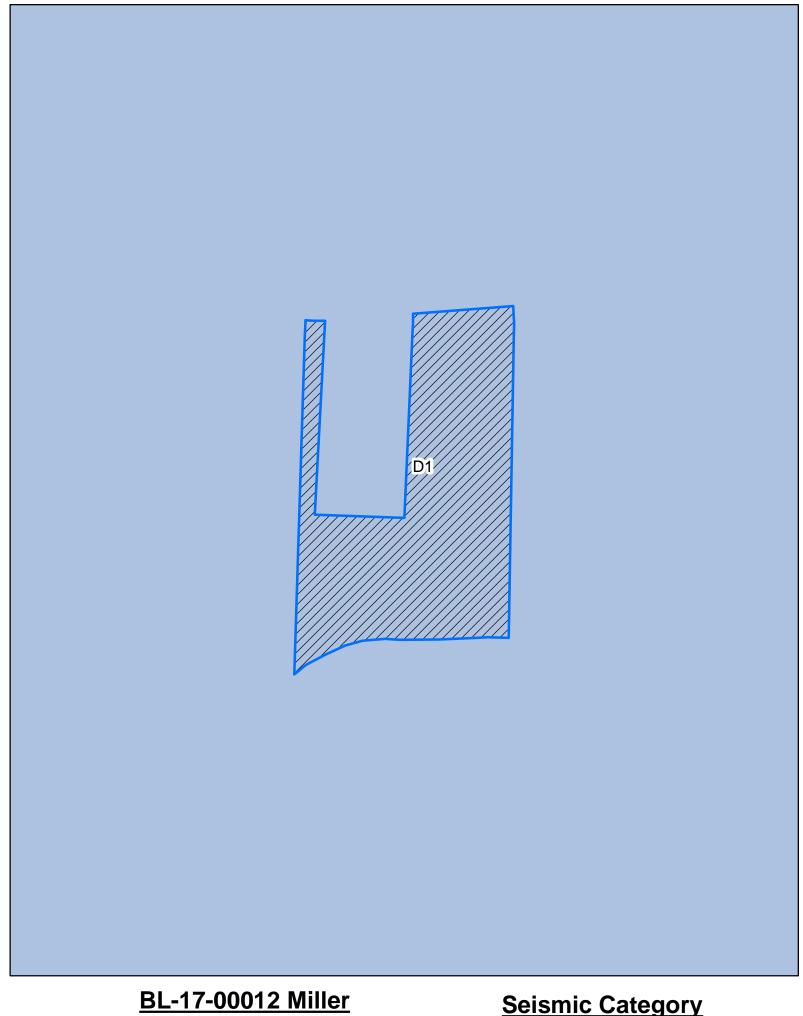


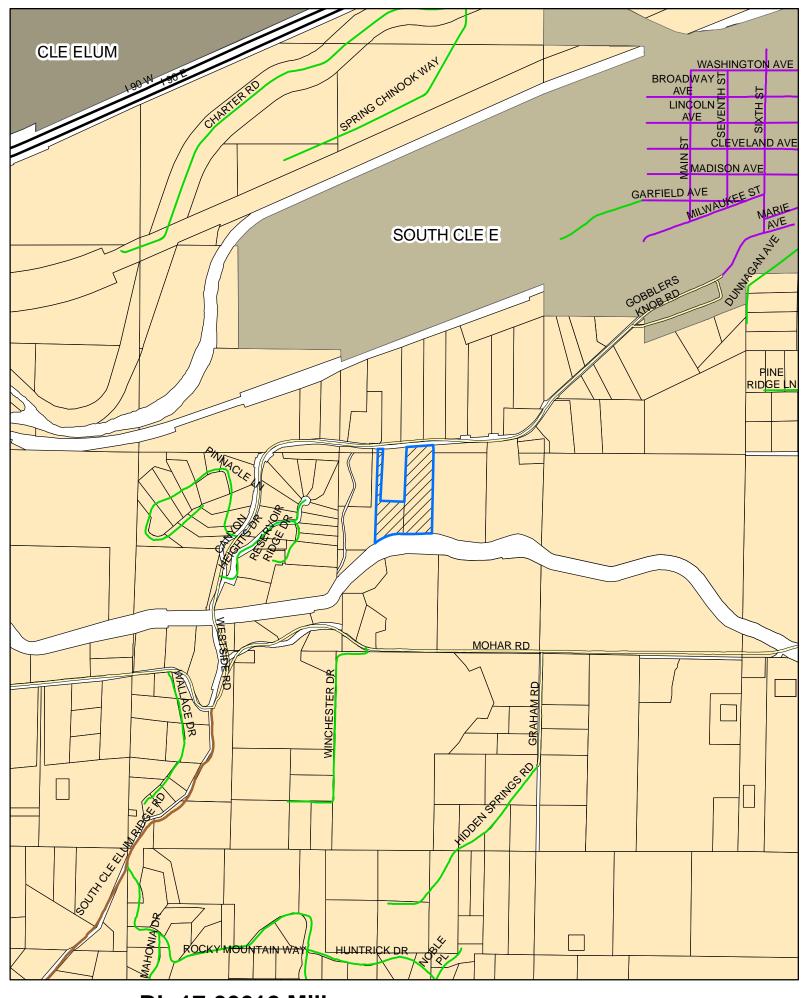


BL-17-00012 Miller

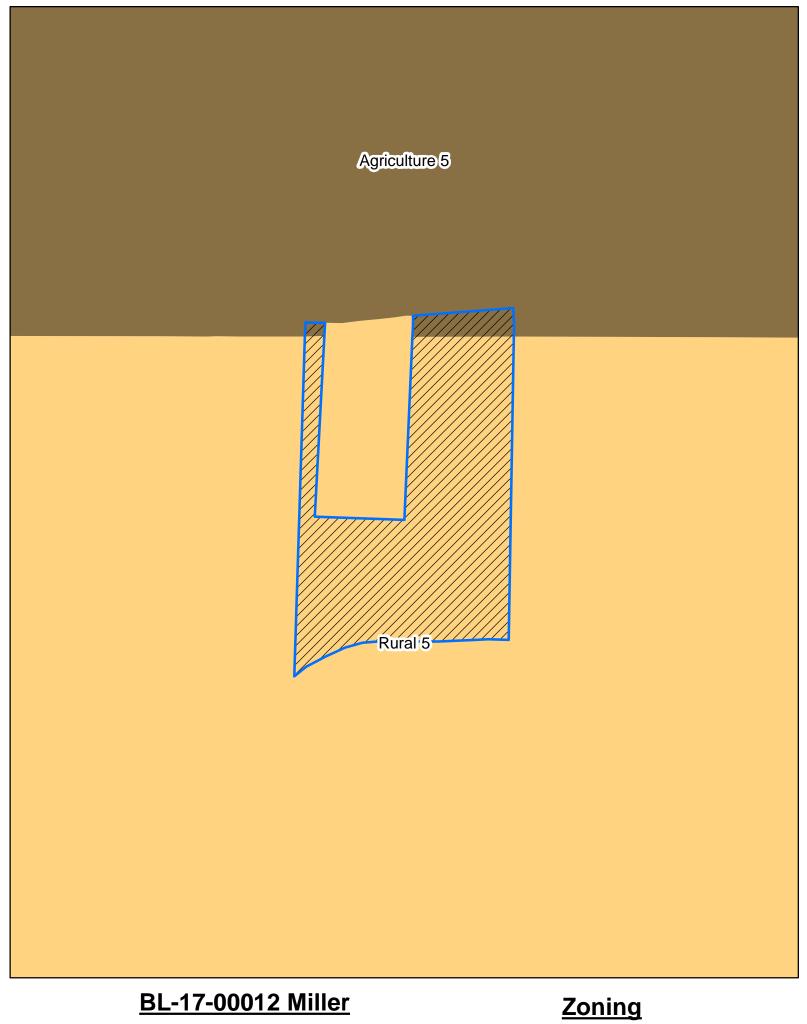
Land Use Projects







BL-17-00012 Miller







W E



BL-17-00012 Miller



Building Partnerships - Building Communities

Monday, August 8th, 2017

Cruse and Associates

PO Box 959 Ellensburg, WA

98926

James T. Miller, Etux

PO Box 649 S Cle Elum, WA

98943

Roger C. Weber, Etux 1882 Fairview Rd Ellensburg, WA

98926

RE: Miller Boundary Line Adjustment BL-17-00012

Map Numbers:

Parcel Numbers:

19-15-04010-0016 19-15-04010-0014 310836 450236

Kittitas County Community Development Services received a Boundary Line Adjustment permit on July 31st, 2017. This application was determined complete as of Monday August 8th, 2017. Continued processing of your application will include, but is not limited to, the following actions:

- 1) A Notice of Application will be sent to appropriate governmental agencies for comment within 14 days. Agencies have 15 days to comment unless additional information is required.
- 2) The comments from all agencies will be considered in the decision making process.
- 3) A decision will be rendered which may include conditions; this decision may be appealed per KCC 15A.07.
- 4) If the decision rendered is conditional approval, all conditions must be completed prior to final approval.
- 5) Taxes will need to be paid for all parcels involved prior to final approval.
- 6) Final approval and associated documentation will be submitted to the Kittitas County Assessor's office for perfection (the change of the map). The Assessor's office may have additional requirements if the appropriate transfer documentation and deeds have not been completed and recorded as required.

If you have any questions regarding this matter, I can be reached at (509)-962-7079, or by e-mail at dusty.pilkington@co.kittitas.wa.us.

Sincerely,

Dusty Pilkington

Planner I

Kittitas County Community Development Services

411 N Ruby St # 4, Ellensburg, WA 98926

(509) - 962-7079

dusty.pilkington@co.kittitas.wa.us

Dustis & Millerister



KITTITAS COUNTYDEPARTMENT OF PUBLIC WORKS

MEMORANDUM

TO: Dusty Pilkington, Community Development Services

FROM: Kelly Bacon, Engineer Technician I

DATE: August 22, 2017 SUBJECT: Miller BL-17-00012

Our department recommends Conditional approval with the following conditions:

a. Submit a final survey map for review.

- Documentation of the easement to access Parcel 310836 needs to be shown on the face of the survey.
- c. An approved access permit shall be required from the Kittitas County Department of Public Works prior to creating any new driveway access or performing any work within the county road right of way.
- d. Maintenance of driveway approaches shall be the responsibility of the owner whose property they serve. The County will not maintain accesses.
- e. Any further subdivision or lots to be served by proposed access may result in further access requirements. See Kittitas County Road Standards.
- f. Evidence of existing access and/or evidence of access to be created should be confirmed prior to sale of property.
- g. Access is not guaranteed to any existing or created parcel on this application.

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

 From:
 Cruse & Associates

 To:
 Dusty Pilkington

 Subject:
 Re: BL-17-00012 Miller

Date: Tuesday, August 08, 2017 8:08:07 AM

Thank you

Thanks, Chris Cruse P.L.S. Cruse and Associates 217 East 4th Ave. P.O. Box 959 Ellensburg, WA 98926 (509) 962-8242 Office (509) 962-8238 Fax cruseandassoc@kvalley.com

From: Dusty Pilkington

Sent: Monday, August 07, 2017 4:10 PM

To: 'Roger Weber'; 'Cruse & Associates'; mailto:jt miller@msn.com

Subject: RE: BL-17-00012 Miller

That is because I forgot to attach it. Here it is.

From: Roger Weber [mailto:rogweb100@gmail.com]

Sent: Monday, August 07, 2017 4:09 PM

To: Dusty Pilkington

Cc: Cruse & Associates; jt_miller@msn.com

Subject: Re: BL-17-00012 Miller

Dusty,

Sorry but I see no attachment.

On Mon, Aug 7, 2017 at 4:03 PM, Dusty Pilkington < dusty.pilkington@co.kittitas.wa.us wrote:

Greetings. Attached is notification of a complete application for the Boundary Line Adjustment. Feel free to contact me with any questions.

Thanks.

Dusty Pilkington
Planner I
Kittitas County Community Development Services
411 N Ruby St # 4, Ellensburg, WA 98926
(509) -962-7079
dusty.pilkington@co.kittitas.wa.us

 From:
 Dusty Pilkington

 To:
 "Cruse & Associates"

 Subject:
 RE: BL-17-00012 Miller

Date: Monday, August 07, 2017 11:42:52 AM

Chris.

Thank you, and I will be checking the application for completeness today, and hopefully getting it out for comment.

Thanks,

Dusty

From: Cruse & Associates [mailto:cruseandassoc@kvalley.com]

Sent: Monday, August 07, 2017 11:38 AM

To: Dusty Pilkington

Cc: Roger Weber; Jim Miller **Subject:** Re: BL-17-00012 Miller

Dusty - Forgot to include the updated exhibits. Please contact us back with any question or concerns.

Thanks, Chris Cruse P.L.S. Cruse and Associates 217 East 4th Ave. P.O. Box 959 Ellensburg, WA 98926 (509) 962-8242 Office (509) 962-8238 Fax cruseandassoc@kvallev.com

From: Cruse & Associates

Sent: Monday, August 07, 2017 11:14 AM

To: <u>Dusty Pilkington</u>

Cc: Roger Weber ; Jim Miller

Subject: Fw: Fwd: BL-17-00012 Miller

Dusty – Just talked to Kathy Weber regarding the below email. The split zoning is an existing condition and this application is not creating any split zoning or combining parcels. We typically list (MBSW) parcels so all departments know the ownership boundary but how about we simply remove tax 150836 from the application. The split zoning tax parcels will be tied together (MBSW) by the Assessor but not necessary for the BLA.

Please review the redline application and contact us back with any question or concerns.

Thanks, Chris Cruse P.L.S. Cruse and Associates 217 East 4th Ave. P.O. Box 959 Ellensburg, WA 98926 (509) 962-8242 Office
 From:
 Cruse & Associates

 To:
 Dusty Pilkington

 Cc:
 Roger Weber; Jim Miller

 Subject:
 Fw: Fwd: BL-17-00012 Miller

Date: Monday, August 07, 2017 11:14:30 AM

Attachments: Revised App.pdf

Dusty – Just talked to Kathy Weber regarding the below email. The split zoning is an existing condition and this application is not creating any split zoning or combining parcels. We typically list (MBSW) parcels so all departments know the ownership boundary but how about we simply remove tax 150836 from the application. The split zoning tax parcels will be tied together (MBSW) by the Assessor but not necessary for the BLA.

Please review the redline application and contact us back with any question or concerns.

Thanks, Chris Cruse P.L.S. Cruse and Associates 217 East 4th Ave. P.O. Box 959 Ellensburg, WA 98926 (509) 962-8242 Office (509) 962-8238 Fax cruseandassoc@kvalley.com

From: Roger Weber

Sent: Monday, August 07, 2017 10:55 AM

To: cruseandassoc@kvalley.com Subject: Fwd: BL-17-00012 Miller

----- Forwarded message -----

From: **Dusty Pilkington** < <u>dusty.pilkington@co.kittitas.wa.us</u>>

Date: Thu, Aug 3, 2017 at 4:36 PM Subject: BL-17-00012 Miller

To: "rogweb100@gmail.com" <rogweb100@gmail.com>, "jt_miller@msn.com" <jt_miller@msn.com>

Greetings.

I have begun the initial review of the Boundary Line Adjustment application on parcels 310836, 150836, and 450236. As it is proposed, we may not be able to process the BLA. Kittitas County Code 16.10.010:

A boundary line adjustment is an acceptable means of transferring land between abutting legally created parcels, provided:

- 1. No additional lots, parcels or tracts are created as part of the transfer;
- 2. No lot that currently conforms to minimum area and dimension regulations shall be adjusted so as to become nonconforming; and

- 3. No nonconforming lot shall be adjusted in a manner that increases the nonconformity.
- 4. No parcels with split zoning are created as a part of the transfer per KCC Chapter 16.04.025.

The northern 0.04 acre parcel, number 150836, is entirely within the Agriculture 5 zone, while the parcel to the south, 310836, is within the Rural 5 zone. Eliminating the boundary would create a split zoned parcel. In order to be compliant with County Code, the proposed boundary lines must be redrawn such that all parcels created are within the same zoning district.

We look forward to continued processing of the BLA when the proposed boundary lines are redesigned. If you have any questions, please feel free to contact me.

Dusty Pilkington

Planner I

Kittitas County Community Development Services

411 N Ruby St # 4, Ellensburg, WA 98926

(509) -962-7079

dusty.pilkington@co.kittitas.wa.us

From: Kelly Bacon
To: Dusty Pilkington

Cc: <u>Lucas Huck; Justin Turnbull</u>
Subject: RE: BL-17-00012 Miller

Date: Tuesday, August 22, 2017 10:06:50 AM
Attachments: Miller BL-17-00012 PW Planning Comments.pdf

Dusty,

Attached are Public Works Comments for the Miller Boundary Line Adjustment. A survey map was not included in the application and will need to be submitted for final review.

Thank you,

Kelly Bacon

Engineer Technician I
Kittitas County Public Works
Kelly.bacon@co.kittitas.wa.us
Phone (509) 962-7673/Mobile (509)859-6187
411 N. Ruby Street, Suite 1
Ellensburg, WA 98926

From: Dusty Pilkington

Sent: Monday, August 07, 2017 4:59 PM

To: Kelly Bacon; Holly Duncan; Holly Myers; Josh Hink; Lucas Huck; Mark Cook; Candie Leader; Justin

Turnbull; Sara Folk; Karen Hodges; 'Keli Bender'

Subject: BL-17-00012 Miller

Kelly, Hollys, Josh, and other interested parties,

Could you please review this application and submit comments for the decision. Control Click on the hyperlink above (or go to the attachment tab in EDEN). Comment period for this application ends on **08/23/2017**.

BL-17-00012 Miller (County Departments)
BL-17-00012 Miller (Outside County Network)

Notice: Email sent to Kittitas County may be subject to public disclosure as required by law

 From:
 Holly Myers

 To:
 Dusty Pilkington

 Subject:
 BL-17-00012 Miller

Date: Friday, August 25, 2017 4:16:11 PM

Based on information provided in the application, all Public Health requirements are met for this project.

Holly R. Myers

Environmental Health Supervisor

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



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) 962-7506

Building Partnerships - Building Communities

August 24th, 2017

James T. Miller, etux PO Box 649 S Cle Elum, WA 98943 Roger C. Weber 1882 Fairview Road Ellensburg, WA 98926

RE: Miller Boundary Line Adjustment

Map Number 19-15-04010-0014 Parcel Number 450236 Map Number 19-15-04010-0016 Parcel Number 310836

Dear Applicants,

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:

- A recorded survey displaying legal descriptions, the new acreage, and lot dimensions of each parcel must be submitted to our office prior to final approval.
- 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.
- Please refer to the attached Kittitas County Public Works comment memo for information regarding additional requirements.
- 4. Any Kittitas Reclamation District requirements will need to be met prior to final approval.

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

Pelkington

Sincerely,

Dusty Pilkington Planner I

(509)-962-7079

dusty.pilkington@co.kittitas.wa.us

CC via E-Mail to: cruseandassoc@kvalley.com