# SUBDIVISION GUARANTEE

Guarantee No.: G-6329-000007368

Order No.: 38465

Fee: \$750.00

Dated: September 01, 2016

Issued by

### STEWART TITLE GUARANTY COMPANY

Stewart Title Guaranty Company (the "Company"), guarantees the County of Kittitas and any City within which said subdivision is located in a sum not exceeding \$1,000.00 that, according to those public records which, under the recording laws, impart constructive notice of matters affecting the title to the land included within the exterior boundary shown on the map of the subdivision, the only parties having any record title interest in said land whose signatures are necessary, on the certificates consenting to the recordation of said map and offering for dedication any streets, roads, avenues and other easements offered for dedication by said map as referred to in the guarantee.

Signed under seal for the Company, but this Guarantee is to be valid only when it bears an authorized countersignature.

Countersigned by:

Kittitas Title and Escrow, LLC 208 West 9th Avenue, Suite 6 Ellensburg, WA 98926 Agent ID: 470098





Matt Morris President and CEO

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Denise Carraux Secretary

Guarantee Serial No.

G-6329-000007368

In writing this company please address it at P.O. Box 2029, Houston, Texas 77252, and refer to the printed Serial Number.

# SUBDIVISION GUARANTEE

Prepared by: Kittitas Title and Escrow, LLC 208 West 9th Avenue, Suite 6 Ellensburg, WA 98926

Order Number: 38465

Guarantee No.: G-6329-000007368

Effective Date: September 01, 2016 at 8:00am

Customer Reference: Easton Ridge Land Co. LLC c/o Jerry Martens

Premium: \$750.00 Sales Tax: \$60.00 Total: \$810.00

OWNERS: Easton Ridge Land Co., Inc., a Washington corporation as to Parcels 1, 2 and 3 and Crushe LLC, who acquired title as Crush LLC, a Washington limited liability company as to Parcel 4

#### LEGAL DESCRIPTION:

Parcel 1:

Lot A of that certain survey recorded March 20, 2013, in Book 38 of Surveys, Page 172 and 173, under Auditor's File No. 201303200038, records of Kittitas County, State of Washington; being a portion of the East half of Section 1 and a portion of the Northeast Quarter of Section 12, Township 20 North, Range 13 East, W.M., Kittitas County, State of Washington.

Parcel 2:

Lots 8, 9 and 11 of that certain survey recorded April 5, 2006, in Book 32 of Surveys, Page 125, under Auditor's File No. 200604050035, records of Kittitas County, State of Washington; being Section 1 and a portion of Section 12, Township 20 North, Range 13 East, W.M., Kittitas County, State of Washington.

Parcel 3:

Lot A, B, C, D, E, F, G, H, J, K, L, M, N, P, Q, R, S and T of EASTON RIDGE LARGE LOT SUBDIVISION 09-00001, according to the Plat recorded in Volume 11 of Plats at page(s) 230 and 231, records of Kittitas County, Washington.

Parcel 4:

Parcel A of that certain survey recorded April 8, 2010, in Book 37 of Surveys, Page 2 and 3, under Auditor's File No. 201004080029, records of Kittitas County, State of Washington; being a portion of the East half of Section 12, Township 20 North, Range 13 East, W.M., Kittitas County, State of Washington.

#### SUBJECT TO:

- 1. LIABILITY, IF ANY, TO ASSESSMENTS levied by Kittitas County Water District #3.
- 2. FUTURE LIABILITY, IF ANY, TO ASSESSMENTS levied by Kittitas County Water District #3.
- 3. GENERAL TAXES. The first half becomes delinquent after April 30th. The second half becomes delinquent after October 31st.

Year:	2016
Amount billed:	\$136.94
Amount paid:	\$68.47
Amount due:	\$68.47, plus interest and penalty, if delinquent
Levy code:	53
Land use/DOR code:	88
Map number:	20-13-01000-0013
Parcel number:	950627
Assessed value of land:	\$9,300.00
Assessed value of improvement:	\$0.00

Affects a portion of Lot 11, Parcel 2

4. GENERAL TAXES. The first half becomes delinquent after April 30th. The second half becomes delinquent after October 31st.

Year:	2016
Amount billed:	\$457.68
Amount paid:	\$228.84
Amount due:	\$228.84, plus interest and penalty, if delinquent
Levy code:	6
Land use/DOR code:	91
Map number:	20-13-12000-0013
Parcel number:	950628
Assessed value of land:	\$54,900.00
Assessed value of improvement:	\$0.00
-	

Affects the remainder of Lot 11, Parcel 2

5. GENERAL TAXES. The first half becomes delinquent after April 30th. The second half becomes delinquent after October 31st.

Year:	2016
Amount billed:	\$486.99
Amount paid:	\$243.50
Amount due:	\$243.49, plus interest and penalty, if delinquent
Levy code:	5
Land use/DOR code:	91
Map number:	20-13-12000-0014
Parcel number:	956664
Assessed value of land:	\$61,050.00
Assessed value of improvement:	\$0.00

Affects Parcel 4

 POTENTIAL TAXES, PENALTIES AND INTEREST incurred by reason of a sale of the land, a change in the use or a withdrawal from the classified use of the property herein described pursuant to RCW 84.26, RCW 84.33 or RCW 84.34.

If the subject property is to continue under the special valuation, the notice of compliance on the forthcoming excise tax affidavit must be properly completed and submitted for approval to the Assessor's office before the time of recordation of the conveyance. <u>Additional time</u> will be required for this process.

If the subject property will <u>not</u> continue under the special valuation, Kittitas County will not accept an instrument of conveyance for recording unless the compensating tax has been paid.

The County Assessor's office requires 15 days advance notice regarding said matter.

7. LEASE AND THE TERMS AND CONDITIONS THEREOF.

Lessor:	Easton Ridge Land Company, Inc.
Lessee:	Inland Telephone Company
Dated:	September 23, 2003
Recorded:	March 3, 2004
Recording no.:	200403030013

Affects Parcels 1, 2 and 3

8. MEMORANDUM OF MINERAL LEASE AND ROYALTY AGREEMENT AND THE TERMS AND CONDITIONS THEREOF.

Grantor:	Easton Ridge Land Company, Inc.
Grantee:	Ellensburg Cement Products, Inc.
Dated:	October 12, 2012
Recorded:	November 27, 2012
Recording no.:	201211270028

Affects Parcel 2 and a portion of Parcel 3

9. EASEMENT, including terms and provisions contained in Warranty Deed:

Recorded:	November 2, 1956
Recording no.:	260736
In favor of:	Gerald S. Richmond and Darlene C. Richmond, husband and wife
For:	Ingress and egress and all other stated purposes
Affects:	The Northeast Quarter of the Northwest Quarter of Section 12

Affects a portion of Lot 11, Parcel 2

The legal description contained in said easement is not sufficient to determine its exact location.

Refer to the record of said instrument for full particulars.

10. EASEMENT, including terms and provisions contained therein: Recorded: November 29, 1957 Recording no.: 267542 In favor of: State of Washington For: A haul road and all other stated purposes Affects: A 30' strip of land in the Northwest Quarter of the Northwest Quarter 4 of Section 12

Affects a portion of Lot 11, Parcel 2

11. EASEMENT, including terms and provisions contained therein: Recorded: May 27, 1959 Recording no.: 276273 In favor of: United States of America For: Access road and all other stated purposes Affects: A portion of the Northwest Quarter of the Northwest Quarter of Section 12

Affects a portion of Lot 11, Parcel 2

Refer to the record of said instrument for full particulars.

12. EASEMENT, including terms and provisions contained therein: Recorded: November 29, 1961 Recording no.: 286233 In favor of: Bonneville Power Administration For: One or more electric power transmission lines and all other stated purposes Affects: A portion of the Northwest Quarter of the Northeast Quarter of Section 12 and other lands

Refer to the record of said instrument for full particulars.

13. EASEMENT AGREEMENT AND THE TERMS AND CONDITIONS THEREOF: Between: Department of Natural Resources, State of Washington And: United States of America, Department of the Interior, acting through the Bonneville Power Administrator
Recorded: October 17, 1962
Recording no: 300189
For: Electric transmission and distribution lines and all other stated purposes
Affects: A portion of the Northwest Quarter of the Northeast Quarter of Section 12 and other lands

Refer to the record of said instrument for full particulars.

14. EASEMENT, including terms and provisions contained therein:

Recorded: March 26, 1980

Recording no.: 440677

- In favor of: Burlington Northern Inc., and the State of Washington, acting by and through the Department of Natural Resources
- For: Construction, reconstruction, use and maintenance of a road or roads for the purpose of hauling forest products and other valuable materials from lands now owned or hereafter acquired by the parties hereto, and to provide access to said lands for land management and administrative activities.
- Affects: A portion of North half of the Northeast Quarter of Section 12 and other lands

Refer to the record of said instrument for full particulars.

15. EASEMENT, including terms and provisions contained therein:

Recorded: June 6, 1984

Recording no.: 479668

In favor of: Cresto & Lanphere, Inc.

- For: The purposes of construction, reconstruction, use and maintenance of a road or roads for the purpose of hauling forest products and other valuable materials from lands now owned or hereafter acquired by the parties hereto, and to provide access to said lands for land management and administrative activities.
- Affects: A portion of Northwest Quarter of the Northeast Quarter of Section 12 and other lands

- 16. EASEMENT, including terms and provisions contained therein: Recorded: June 6, 1984 Recording no.: 479674 In favor of: Nels S. Ekroth and Fair T. Ekroth For: Construction, reconstruction, use and maintenance of a road or roads for the purpose of hauling forest products and other valuable materials from lands now owned or hereafter acquired by the parties hereto, and to provide access to said lands for land management and administrative activities
  - Affects: A portion of Northwest Quarter of the Northeast Quarter of Section 12 and other lands

Refer to the record of said instrument for full particulars.

17. EASEMENT, including terms and provisions contained therein: Recorded: August 9, 1989 Recording no.: 522529 In favor of: United States of America For: A road and all other stated purposes Affects: A portion of Northwest Quarter of the Northeast Quarter of Section 12

Refer to the record of said instrument for full particulars.

18. WATERMAIN AND UTILITY EASEMENT, including terms and provisions contained therein: Recorded: January 10, 2005 Recording no.: 200501100029 In favor of: Kittitas County Water District # 3 For: Watermain and water system facilities and all other stated purposes Affects: Refer to said instrument for the exact location.

Refer to the record of said instrument for full particulars.

Affects a portion of Lot 11, Parcel 2

 NONEXCLUSIVE INGRESS, EGRESS AND UTILITY EASEMENT AGREEMENT, including terms and provisions contained therein: Recorded: January 28, 2010 Recording no.: 201001280001

MODIFICATION AND/OR AMENDMENT BY INSTRUMENT:Recorded:March 18, 2010 and June 24, 2010Recording No.:201003180042 and 201006240012

Refer to the record of said instrument for full particulars.

 NONEXCLUSIVE INGRESS, EGRESS AND UTILITY EASEMENT AGREEMENT, including terms and provisions contained therein: Recorded: March 18, 2010
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Recording no.: 201003180041

MODIFICATION AND/OR AMENDMENT BY INSTRUMENT: Recorded: June 24, 2010 Recording No.: 201006240013

 NONEXCLUSIVE INGRESS, EGRESS AND UTILITY EASEMENT AGREEMENT, including terms and provisions contained therein: Recorded: April 17, 2013

Recolueu.	April 17, 2013
Recording no.:	201304170017

MODIFICATION AND/OR AMENDMENT BY INSTRUMENT: Recorded: December 10, 2010 Recording No.: 201012100042

Refer to the record of said instrument for full particulars.

 22. EASEMENT RESULTING FROM Judgment, in Kittitas County Superior Court:

 Cause no.:
 17598

 In Favor of:
 The public

 For:
 The free and unobstructed use of a roadway fifteen feet in width

 Affects:
 The Northwest Quarter of the Northeast Quarter of Section 12

Said judgment is also recorded under recording no. 201005100023.

- 23. TERMS, COVENANTS, CONDITIONS AND/OR PROVISIONS contained in an easement serving said premises, as contained in instrument: Recorded: December 19, 1986 Recording no.: 501257
- COVENANTS, CONDITIONS, RESTRICTIONS AND/OR EASEMENTS; but deleting any covenant, condition or restriction indicating a preference, limitation or discrimination based on race, color, religion, sex, handicap, family status, or national origin to the extent such covenants, conditions or restrictions violate 42 USC 3604(c): Recorded: September 10, 1996 Recording no(s): 199609100026

Affects a portion of Lot 11, Parcel 2

25. RESERVATIONS AND EXCEPTIONS, including the terms and conditions thereof:

Reserved by:	PCTC, Inc., a Delaware corporation
Recorded:	June 30, 1989
Recording no.:	521473

Note: No examination has been made as to the current ownership of the minerals, oil and gas rights reserved by said instrument.

Refer to the record of said instrument for full particulars.

26. RESERVATIONS AS CONTAINED IN WARRANTY DEED:

Recorded: June 30, 1999

Recording no.: 199906300046

As follows: The above described land to be conveyed is subject to an easement in the public for any public roads heretofore laid out or established and now existing over, along or across any portion of the real estate.

 27. MINERAL RESERVATIONS AND EXCEPTIONS AS CONTAINED IN QUIT CLAIM DEED: Recorded: March 4, 2010 Recording No.: 201003040026 Affects: The North half of the Northeast Quarter of Section 12 and other lands

Said instrument purports to supersede instrument recorded under Auditor's File No. 200805300049.

Refer to the record of said instrument for full particulars.

 RESTRICTIONS, CONDITIONS, DEDICATIONS, NOTES, EASEMENTS AND PROVISIONS contained and/or delineated and any and all matters disclosed thereby on the face of the plat recorded in Volume 8 of Plats at page(s) 115-116 in Kittitas County, Washington.

Affects a portion of Lot 11, Parcel 2

29. RESTRICTIONS, CONDITIONS, DEDICATIONS, NOTES, EASEMENTS AND PROVISIONS contained and/or delineated on the face of the short plat recorded January 24, 2005, in Book G of Short Plats, page(s) 238-239 under Kittitas County Auditors file no. 200501240029.

Affects a portion of Lot 11, Parcel 2

 RESTRICTIONS, CONDITIONS, DEDICATIONS, NOTES, EASEMENTS AND PROVISIONS contained and/or delineated and any and all matters disclosed thereby on the face of the plat recorded in Volume 11 of Plats at page(s) 230-231 in Kittitas County, Washington.

Affects Parcel 3

 31. A RECORD OF SURVEY and any and all matters relating thereto and disclosed thereby: Recorded: June 27, 1986 Recording no.: 496504

Book:	14
Page:	76

- 32. A RECORD OF SURVEY and any and all matters relating thereto and disclosed thereby: Recorded: October 25, 1995 Recording no.: 586549 Book: 21 Page: 128
- 33. A RECORD OF SURVEY and any and all matters relating thereto and disclosed thereby: Recorded: May 20, 2003 Recording no.: 200305200040 Book: 28 Page: 246
- 34. A RECORD OF SURVEY and any and all matters relating thereto and disclosed thereby: Recorded: April 5, 2006
  Recording no.: 200604050035
  Book: 32
  Page: 125

 35. A RECORD OF SURVEY and any and all matters relating thereto and disclosed thereby:

 Recorded:
 January 15, 2009

 Recording no.:
 200901150032

 Book:
 35

 Page:
 243

- 36. A RECORD OF SURVEY and any and all matters relating thereto and disclosed thereby: Recorded: April 8, 2010
  Recording no.: 201004080029
  Book: 37
  Page: 2-3
- 37. A RECORD OF SURVEY and any and all matters relating thereto and disclosed thereby: Recorded: October 14, 2010
   Recording no.: 201010140002
   Book: 37
   Page: 68-69
- 38. A RECORD OF SURVEY and any and all matters relating thereto and disclosed thereby: Recorded: May 24, 2012 Recording no.: 201205240035 Book: 38 Page: 17

 39. A RECORD OF SURVEY and any and all matters relating thereto and disclosed thereby: Recorded: March 20, 2013 Recording no.: 201303200038 Book: 37 Page: 172-173

- 40. ANY QUESTION THAT MAY ARISE due to the shifting and/or changing in the course of various creeks.
- 41. RIGHTS OF THE GENERAL PUBLIC to the unrestricted use of all the waters of a navigable body of water not only for the primary purpose of navigation, but also for corollary purposes; including (but not limited to) fishing, boating, bathing, swimming, water skiing and other related recreational purposes, as those waters may affect the tidelands, shorelands or adjoining uplands and whether the level of the water has been raised naturally or artificially to a maintained or fluctuating level, all as further defined by the decisional law of this state. (affects all of the premises subject to such submergence.)
- 42. PENDENCY OF YAKIMA COUNTY SUPERIOR COURT CAUSE NUMBER 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 under Auditor's file number 417302 and by supplemental notice of Lis Pendens recorded on June 4, 1980 under Auditor's file number 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 as one of the General Exceptions "Water rights, claims or title to water", the action referred to herein involves such water rights and so will not appear on said policy/policies as a Special Exception.

### NOTES:

NOTE 1: General taxes for the year 2016 w Amount: Levy code: Land use/DOR code: Map number: Parcel number: Assessed value of land: Assessed value of improvement:	hich have been paid. \$42.99 53 88 20-13-01000-0004 12080 \$690.00 \$0.00
Affects Parcel 1	
NOTE 2: General taxes for the year 2016 w Amount: Levy code: Land use/DOR code: Map number: Parcel number: Assessed value of land: Assessed value of improvement:	hich have been paid. \$39.03 53 88 20-13-01000-0011 950625 \$130.00 \$0.00
Affects Lot 8, Parcel 2	
NOTE 3: General taxes for the year 2016 w Amount: Levy code: Land use/DOR code: Map number: Parcel number: Assessed value of land: Assessed value of improvement:	hich have been paid. \$39.58 53 88 20-13-01000-0012 950626 \$210.00 \$0.00
Affects Lot 9, Parcel 2	
NOTE 4: General taxes for the year 2016 w Amount: Levy code: Land use/DOR code: Map number: Parcel number: Assessed value of land: Assessed value of improvement:	hich have been paid. \$42.21 53 88 20-13-01051-0001 956193 \$580.00 \$0.00
Affects Lot A, Parcel 3	
NOTE 5: General taxes for the year 2016 w Amount: Levy code: Land use/DOR code: Map number: Parcel number: Assessed value of land: Assessed value of improvement: Affects Lot B, Parcel 3	hich have been paid. \$42.56 53 88 20-13-01051-0002 956194 \$630.00 \$0.00

NOTE 6: General taxes for the year 2016 which have been paid. Amount: \$26.70 Levy code: 53 Land use/DOR code: 88 Map number: 20-13-01051-0003 Parcel number: 956195 \$590.00 Assessed value of land: Assessed value of improvement: \$0.00 Affects Lot C, Parcel 3 NOTE 7: General taxes for the year 2016 which have been paid. Amount: \$22.85 53 Levy code: Land use/DOR code: 88 Map number: 20-13-01051-0004 Parcel number: 956196 Assessed value of land: \$470.00 Assessed value of improvement: \$0.00 Affects a portion of Lot D, Parcel 3 NOTE 8: General taxes for the year 2016 which have been paid. Amount: \$18.52 Levy code: 54 Land use/DOR code: 88 Map number: 20-13-01051-0019 Parcel number: 956212 Assessed value of land: \$100.00 Assessed value of improvement: \$0.00 Affects the remainder of Lot D, Parcel 3 NOTE 9: General taxes for the year 2016 which have been paid. Amount: \$24.26 53 Levy code: Land use/DOR code: 88 Map number: 20-13-01051-0005 Parcel number: 956197 Assessed value of land: \$670.00 Assessed value of improvement: \$0.00 Affects Lot E, Parcel 3 NOTE 10: General taxes for the year 2016 which have been paid. Amount: \$42.77 Levy code: 53 Land use/DOR code: 88 20-13-01051-0006 Map number: Parcel number: 956198 Assessed value of land: \$660.00 Assessed value of improvement: \$0.00

Affects Lot F, Parcel 3

NOTE 11: General taxes for the year 2016 which have been paid. Amount: \$42.77 53 Levy code: Land use/DOR code: 88 Map number: 20-13-01051-0007 Parcel number: 956199 \$660.00 Assessed value of land: Assessed value of improvement: \$0.00 Affects Lot G, Parcel 3 NOTE 12: General taxes for the year 2016 which have been paid. Amount: \$42.77 53 Levy code: Land use/DOR code: 88 Map number: 20-13-01051-0008 Parcel number: 956200 \$660.00 Assessed value of land: Assessed value of improvement: \$0.00 Affects Lot H, Parcel 3 NOTE 13: General taxes for the year 2016 which have been paid. Amount: \$24.19 Levy code: 53 Land use/DOR code: 88 Map number: 20-13-01051-0009 Parcel number: 956201 Assessed value of land: \$660.00 Assessed value of improvement: \$0.00 Affects Lot J, Parcel 3 NOTE 14: General taxes for the year 2016 which have been paid. Amount: \$23.77 Levy code: 53 Land use/DOR code: 88 Map number: 20-13-01051-0010 Parcel number: 956202 Assessed value of land: \$600.00 Assessed value of improvement: \$0.00 Affects Lot K, Parcel 3 NOTE 15: General taxes for the year 2016 which have been paid. Amount: \$24.19 Levy code: 53 Land use/DOR code: 88 20-13-01051-0011 Map number: Parcel number: 956203 Assessed value of land: \$660.00 Assessed value of improvement: \$0.00

Affects Lot L, Parcel 3

NOTE 16: General taxes for the year 2016 which have been paid. Amount: \$42.77 Levy code: 53 Land use/DOR code: 88 Map number: 20-13-01051-0012 Parcel number: 956204 \$660.00 Assessed value of land: Assessed value of improvement: \$0.00 Affects Lot M, Parcel 3 NOTE 17: General taxes for the year 2016 which have been paid. Amount: \$42.63 53 Levy code: Land use/DOR code: 88 Map number: 20-13-01051-0013 Parcel number: 956205 \$640.00 Assessed value of land: Assessed value of improvement: \$0.00 Affects Lot N, Parcel 3 NOTE 18: General taxes for the year 2016 which have been paid. Amount: \$43.06 Levy code: 53 Land use/DOR code: 88 Map number: 20-13-01051-0014 Parcel number: 956206 Assessed value of land: \$700.00 Assessed value of improvement: \$0.00 Affects Lot P, Parcel 3 NOTE 19: General taxes for the year 2016 which have been paid. Amount: \$41.45 Levy code: 53 Land use/DOR code: 88 Map number: 20-13-01051-0015 Parcel number: 956207 Assessed value of land: \$470.00 Assessed value of improvement: \$0.00 Affects Lot Q, Parcel 3 NOTE 20: General taxes for the year 2016 which have been paid. Amount: \$41.87 Levy code: 53 Land use/DOR code: 88 20-13-01051-0016 Map number: Parcel number: 956208 Assessed value of land: \$530.00 Assessed value of improvement: \$0.00

Affects Lot R, Parcel 3

NOTE 21: General taxes for the year 2016 which have been paid.Amount:\$42.98Levy code:53Land use/DOR code:88Map number:20-13-01051-0017Parcel number:956209Assessed value of land:\$690.00Assessed value of improvement:\$0.00

Affects Lot S, Parcel 3

NOTE 22: General taxes for the year 2016 which have been paid.Amount:\$42.85Levy code:53Land use/DOR code:88Map number:20-13-01051-0018Parcel number:956210Assessed value of land:\$670.00Assessed value of improvement:\$0.00

Affects Lot T, Parcel 3

## SUBDIVISION GUARANTEE

Order Number: 38465

#### Guarantee No.: G-6329-000007368

This Guarantee and the legal description given herein are based upon information supplied by the applicant as to the location and identification of the premises in question, and no liability is assumed for any discrepancies resulting therefrom. This report does not represent either a commitment to insure title, an examination of or opinion as to the sufficiency or effect of the matters shown, or opinion as to the marketability of title to the land.