

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"

SHORT PLAT APPLICATION
(To divide a lot into no more than 4 lots, according to KCC 16.32)

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

- Five large copies of short plat with all preliminary drawing requirements complete (reference KCC Title 16 Subdivision Code for plat drawing requirements) and one small 8.5"x11"copy.
- Project Narrative responding to Questions 9-11 on the following pages.

OPTIONAL ATTACHMENTS

(Optional at submittal, required at the time of final submittal)

- Certificate of Title (Title Report)
- Computer lot closures

RECEIVED

MAR 20 2013

KITTITAS COUNTY CDS

APPLICATION FEES:

Kittitas County Community Development Services (KCCDS) \$720.00

\$220.00 Kittitas County Department of Public Works

Kittitas County Fire Marshal \$130.00

Public Health Proportion (Additional fee of \$75/hour over 4 hours) \$470.00

Total fees due for this application (One check made payable to KCCDS) \$1,540.00

FOR STAFF USE ONLY

plication Received By (CDS Staff Signature):

RECEIPT#

DATE STAMPIN BOX

COMMUNITY PLANNING • BUILDING INSPECTION • PLAN REVIEW • ADMINISTRATION • PERMIT SERVICES • CODE ENFORCEMENT

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:	Fox Road Farms LLC c/o David Mowat				
	Mailing Address:	P.O. Box 1304				
	City/State/ZIP:	Woodenville, WA 98072				
	Day Time Phone:	(425) 398-0205				
	Email Address:	davidamowat@msn.com				
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:	Chris Cruse				
	Mailing Address:	P.O. Box 959				
	City/State/ZIP:	Ellensburg, WA 98926				
	Day Time Phone:	962-8242				
3	Email Address:	cruseandassoc@kvalley.com				
3.	Name, mailing address If different than land ow	and day phone of other contact person ner or authorized agent.				
	Name:					
	Mailing Address:					
-	City/State/ZIP:					
	Day Time Phone:					
Control of the Party of the Par	Email Address:					
4.	Street address of prope	Street address of property:				
	Address:	1791 Fox Road				
-	City/State/ZIP:	Ellensburg, WA 98926				
5.	Legal description of pr SE 1/4 of Sect	operty (attach additional sheets as necessary): ion 29, T.18 N., R.20 E., W.M.				
6.	Toy parcel number(s)	18-20-29000-0005				
7.		64.10	(acres)			
8.	Land Use Information	*	· · ·			
0.	Zoning: AG-20	Comp Plan Land Use Designation:	Rural			
1						

PROJECT NARRATIVE

(INCLUDE RESPONSES AS AN ATTACHMENT TO THIS APPLICATION)

- Narrative project description (include as attachment): Please include at minimum the following information in 9. 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. All information on application map.
- Are Forest Service roads/easements involved with accessing your development? If yes, explain. 10.
- What County maintained road(s) will the development be accessing from? Fox 3 Lyons 11.

AUTHORIZATION

Application is hereby made for permit(s) to authorize the activities described herein. I certify that I am familiar with 12. 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.

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:

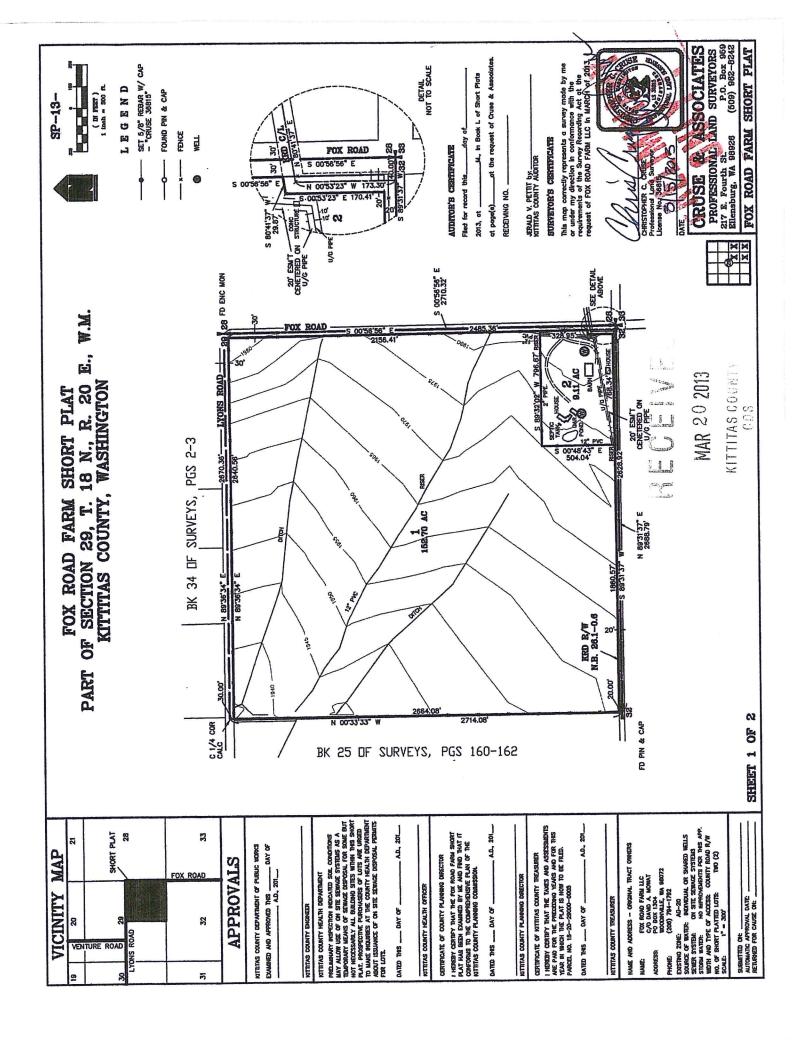
(REQUIRED if indicated/on application)

Signature of Land Owner of Record

(Required for application submittal):

Date:

 $\frac{3|15|2013}{2013}$ Date:



E. W.M. FOX ROAD FARM SHORT PLAT OF SECTION 29, T. 18 N., R. 20 KITTITAS COUNTY, WASHINGTON

ORIGINAL PARCEL DESCRIPTION

THE SOUTHEAST QUARTER OF SECTION 29, IN TOWNSHIP 18 HORTH, RANGE 20 EAST, W.M., IN THE COUNTY OF KITHTAS, STATE OF WASHINGTON, EXCEPT:

1. TRACTS OF LAND CONVEYED TO KITITAS RECLAMATION DISTRICT BY DEED DATED OCTOBER 3, 1931, RECORDED IN BOOK 49 OF DEEDS, PAGE 601.

2. RICHT OF WAY OF COUNTY ROADS ALONG THE NORTH AND EAST BOUNDARY LINES OF SAID LAND.

1. THIS SURVEY WAS PERFORMED USING A TOPCON GTS SERIES TOTAL STATION, THE CONTROLLING MONUMENTS AND PROPERTY CORNERS SHOWN HEREON WERE LOCATED, STAVED AND CHECKED FROM A CLOSED FIELD TRAVERSE IN EXCESS OF 1:10,000 LINEAR CLOSURE AFTER AZIMUTH ADJUSTMENT.

2 a public utility easement 10 feet in width is reserved along all lot unes. The 10 foot easement shall abut the extendr plat bothorry and shall be divided 8 feet on each side of interior lot lines. Saud easement shall also be used for irregation.

3. PER RCW 17.10.140 LANDOWNERS ARE RESPONSIBLE FOR CONTROLLING AND PREVENTING THE SPREAD OF NOXIOUS WEDDS. ACCORDINGLY, THE MITTITAS COUNTY NOXIOUS WEDD BOARD RECOMMENDS IMMEDIATE RESEEDING OF AREAS DISTURBED BY DEVELOPMENT TO PRECLUDE THE PROLIFERATION OF NOXIOUS WEDDS.

4, FOR SECTION SUBDIVISION, SECTION AND QUARTER SECTION CORNER DOCUMENTATION AND ADDITIONAL SURVEY INFORMATION, SEE BOOK 25 OF SURVEYS, PAGES 180—162 AND THE SURVEYS REFERENCED HEREON.

5. MAINTENANCE OF THE ACCESS IS THE RESPONSIBILITY OF THE PROPERTY OWNERS WHO BENEFIT FROM ITS USE.

6. AN APPROVED ACCESS PERMIT WILL BE REQUIRED FROM THE DEPARTMENT OF PUBLIC WORKS PRIOR TO CREATING ANY NEW DRIVEWAY ACCESS OR PERFORMING WORK WITHIN THE COUNTY ROAD RIGHT OF WAY.

7, ANY FURTHER SUBDIVISION OR LOTS TO BE SERVED BY PROPOSED ACCESS MAY RESULT IN FURTHER ACCESS REQUIREMENTS. SEE KITITIZES COUNTY ROAD STANDARDS.

8. ALL DEVELOPMENT MUST COMPLY WITH INTERNATIONAL FIRE CODE.

9, ACCORDING TO KITITIAS RECLAMATION DISTRICT (KRD) RECORDS, LOT 1 HAS _ IRRIGABLE ACRES, LOT 2 HAS IRRIGABLE ACRES, KRD WATER MAY ONLY BE APPLIED TO RINGABLE ACREAGE.

10, full payment of annual krd assessment is required regardless of the USE or non—USE of water by the Owner,

know all men by these present that fox road farm, i.g., a washington limited Liability company, the underskned Owner of the herein described real property, does hereby declare, subdinde and plat. As herein described.

IN WITHESS WHEREOF, I HAVE SET MY HAND THIS ______ DAY OF

DEDICATION

FOX ROAD FARM, LLC

A.D., 2013

11. THE LANDOWNERS MUST PROVIDE FOR THE APPOINTLENT OF ONE WATER MASTER FOR EACH TURNOUT, WHO SHALL BE RESPONSIBLE FOR WATER PROPERIOR WATER FOR RESPONSIBLE FOR KEEPING WATER USE RECORDS FOR EACH LOT, KED WILL ONLY BE RESPONSIBLE FOR KEEPING RECORDS ON THE TOTAL WATER GOODERD AT THE KRD TURNOUT.

12. KRO OPERATIONS AND MAINTENANCE ROADS ARE FOR DISTRICT USE ONLY. RESIDENTIAL AND RECREATIONAL USE IS PROHIBITED.

13. KRD IS ONLY RESPONSIBLE FOR DELVERY OF WATER TO THE HIGHEST FEASIBLE POINT IN EACH 160 ACRE UNIT OR DESIGNATED TURNOUT. THE KRD IS NOT RESPONSIBLE FOR WATER DELIVERY LOSS (SEEPAGE, EVAPORATION, ETC.) BELOW THE DESIGNATED TURNOUT.

14, THE SUBJECT PROPERTY IS WITHIN OR NEAR DESIGNATED NATURAL RESOURCE LANDS OF LONG-TERM COMMERCIAL. SIGNIFICANCE, ON WHICH A VARIETY OF COMMERCIAL ACTIVITIES MAY OCCUR THAT ARE NOT COMPATIBLE WITH RESIDENTIAL DEVACHMENT FOR CRETAIN PERGOS OF LIMITED DURATION, COMMERCIAL, NATURAL RESOURCE ACTIVITIES PERFORMED IN ACCORDANCE WITH COUNTY, STATE AND FEDERAL LAWS ARE NOT SUBJECT TO LEGAL, ACTION AS PUBLIC MUSANCES. (RCW 7.48.305)

THIS IS TO CERTIFY THAT ON THIS DAY OF PUBLIC, PERSONALLY APPEARED DAYID A. MOWAT, TO ME RHOWN TO BE THE CF OX ROAD FANIL LIC, A WASHINGTON LIMENTE OAMSATY, FOR ACKNOMEDIGED THE SAID INSTITUTION LIMENT FREE AND YOLLWITARY ACT AND DEED OF SAID COMPANY, FOR THE USES AND PURPOSES THERRIN MENTIONED, AND ON OATH STATED THAT HE WAS AUTHORIZED TO EXCLUTE THE SAID INSTITUMENT.

STATE OF WASHINGTON S.S. COUNTY OF KITHITAS

ACKNOWLEDGEMENT

DAVID A. MOWAT

MINESS MY HAND AND OFFICIAL SEAL THE DAY AND YEAR FIRST WRITTEN

NOTARY PUBLIC IN AND FOR THE STATE OF WASHINGTON RESIDING AT MY COMMISSION EOPHERS.

MAR 20 2013

KITTITAS COUNTY

AUDITOR'S CERTIFICATE JERALD V. PETIIT by: KITIITAS COUNTY AUDITOR at page(s) 2013, at .

Filed for record this. * RECEIVING NO.

at the request of Cruse & Associates. JM., In Book L of Short Plats

Z17 E. Fourth St. P.0. Box 959 Ellensburg, WA 98926 (509) 962-8242 CRUSE & ASSOCIATES PROFESSIONAL LAND SURVEYORS

FOX ROAD FARM SHORT PLAT

CHICAGO TITLE INSURANCE COMPANY

a corporation, herein called the Company, GUARANTEES

Policy No. WA2011-46-0117788-2013.72030-88354942

Herein called the Assured, against actual loss not exceeding the liability amount stated above which the Assured shall sustain by reason of any incorrectness in the assurances set forth in Schedule A.

LIABILITY EXCLUSIONS AND LIMITATIONS

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

Dated: 03/07/2013	
	CHICAGO TITLE INSURANCE COMPANY
	By Rule Color
	Authorized Signature

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.

WA2011

0117788

AmeriTitle

503 North Pearl St

Ellensburg, WA 98926

CHICAGO TITLE INSURANCE COMPANY

Com Main L

President

Reorder Form No. 2626 (Reprinted 10/00)

CLTA Guarantee Face Page (Rev. 6-8-71)

SUBDIVISION GUARANTEE

Office File Number

0117788

Guarantee Number

WA2011-46-0117788-2013.72030-88354942

Dated

March 7, 2013, at 8:00am

Liability Amount

\$ 1,000.00

Premium

\$ 250.00

Tax

\$ 20.00

Your Reference

: FOX ROAD FARM, LLC

Name of 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:

The Southeast Quarter of Section 29, in Township 18 North, Range 20 East, W.M., in the County of Kittitas, State of Washington, EXCEPT:

- 1. Tracts of land conveyed to Kittitas Reclamation District by deed dated October 3, 1931, recorded in Book 49 of Deeds, page 601.
- 2. Right of way of county roads along the North and East boundaries line of said land.

Title to said real property is vested in:

FOX ROAD FARM, LLC, A WASHINGTON LIMITED LIABILITY COMPANY

END OF SCHEDULE A

(SCHEDULE B)

File No. 0117788 Guarantee Number: WA2011-46-0117788-2013.72030-88354942

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

EXCEPTIONS:

- 1. Taxes or assessments which are not shown as existing liens by the records of any taxing authority that levies taxes or assessments on real property or by the public records.
- 2. Unpatented mining claims; reservations or exceptions in the United States Patents or in Acts authorizing the issuance thereof; water rights, claims or title to water.
- 3. Title to any property beyond the lines of the real property expressly described herein, or title to streets, roads, avenues, lanes, ways or waterways on which such real property abuts, or the right to maintain therein vaults, tunnels, ramps, or any other structure or improvement; or any rights or easements therein unless such property, rights or easements are expressly and specifically set forth in said description.
- 4. General taxes and assessments for 2013, which become delinguent after April 30, 2013, if first half not paid.

Full year **Eirst Half** Second Half \$ 8,306.60 \$ 4,153.30

Amount \$ 4,153.30 Tax No. 18-20-29000-0005 (445134)

Note: Tax payments can be mailed to the following address:

> Kittitas County Treasurer 205 West 5th Avenue, Room 102

Ellensburg, WA 98926 Phone (509) 962-7535

5. This property is currently classified under the Open Space Taxation Statute R.C.W. 84.34. Sale of this property without notice of compliance to County Assessor will cause a supplemental assessment, interest, and penalty to be assessed against the seller/transferor.

If it is the intent of the buyer/transferee in this transaction to request a continuance of this classification, please contact the Kittitas County Assessor's Office at (509) 962-7501 for their requirements.

6. 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 therefor.

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

7. Reservations contained in deed from the Northern Pacific Railroad Company, a corporation, covering lands in Section 29, dated April 28, 1909, and recorded in Book 18 of Deeds, page 549, as follows:

Excepting and reserving unto the party of the first part, its successors and assigns, forever, all coal and iron upon or in said land and also the use of such surface ground as may be necessary for exploring for and mining or otherwise extracting and carrying away the same.

(SCHEDULE B) Continued

File No. 0117788

Guarantee Number: WA2011-46-0117788-2013.72030-88354942

8. Amendatory Contract, governing reclamation and irrigation matters;

Parties : The United States of America and the Kittitas Reclamation District

Dated : January 20, 1949

Recorded : May 25, 1949, in Volume 82 of Deeds, page 69

Auditor's File No. : 208267

Affects : Said premises and other lands within the said irrigation district. Said

contract governs construction, charges, protection of water rights, irrigation

rights, obligations, responsibilities and all related matters.

9. Waiver of damages, affecting Section 32, contained in deed from Thomas P. Aitken and E. Aitken, husband and wife, and James K. Aitken, a bachelor, to Kittitas Reclamation District, dated October 3, 1931, and recorded in Book 49 of Deeds, page 601, as follows:

Said grantors, for themselves and for their heirs, administrators and assigns, hereby acknowledge full satisfaction for all severance damages and claims thereto to all their lands adjacent to the land herein conveyed by reason of or occasioned by the location, construction, maintenance and operation of irrigation canal by the grantee, its successors and assigns, over and upon the premises herein conveyed.

- 10. 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)
- 11. Easement, and the terms and conditions thereof, affecting a portion of said premises and for the purposes hereinafter stated, as reserved by instrument recorded on April 29, 1981, under Kittitas County Auditor's File No. 451650.

In favor of : Florence M. Harting as Personal Representative; and Estate of John A Harting,

deceased

For : Existing ditch from Kittitas Reclamation District Turnout NB 26.1-1.5 to W-1.44

Affects : Portion of said premises for the benefit of said West Half of Section 32.

12. Existing lane as disclosed by instrument recorded April 29, 1981, under Auditor's File No. 451650.

Affidavit regarding said lane was recorded September 2, 2003, under Kittitas County Auditor's File No. 200309020112.

END OF EXCEPTIONS

Notes:

(SCHEDULE B) Continued

File No. 0117788

Guarantee Number: WA2011-46-0117788-2013.72030-88354942

(Notes Continued)

Any map or sketch enclosed as an attachment herewith is furnished for information 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

RO/ko

Light SMAKILKI of Fedor for de 18 Fox Road Farm derent Oirectory: SaittCOGO 47155968 Bytes free space available 53678899 Points - Mar 15 11:29:19 2013 ANGLE 11 15 5 5 5 5 5 5 5 Total INVERSE 616448.51502 2035438.04600 1495 **** START MWT COR 616466.51482 2038128.54730 2640.56 39 36 34 INV MWT COR 613981.49609 2038169.70595 1497 Z495.36 . 5 0 56 56 INV MWT COR 613976.66488 2038140.22451 1498 80 41 37 29.87 INV 5 MWT COR 613806,27295 2038142,87101 1499 0.53 23179.41 S IMV . 48 MWT COR 613784.56264 2035514.04514 1500 2628,92 ay 31 37 . 44 INV S MWT COR 1495 616448.51562 7035488.04600 0 33 33 2664,08 INV N 3.11 616448.51562 2035488.04600 Area = 7048561.99 sc ft161,81272 ac TO CLOSURE ERROR ANGLE DIST EAST MORTH PT/PT INVERSE 616448,51562 2035488.04600 AFRA START MWT COF 616466.51482 2038128.54730 1496 INV 89 36 34 2640,56 395 MWT COR 614310.39666 2038164.25847 2156.41 0 56 56 INV 15 15 MWT COR 614303.91330 2037367.40996 1501 796.87 89 32 02 INV MWT COF 613799,92775 2037374.55279 1508 504,04 () (INV 0 48 43 MWT COF 613784,56264 2035514.04514 1500 1860.57 39 31 37 INV -113 MWT COF 2664.08 616448.51562 2035488.04600 21113 INV 0 33 33 MWI COF 5/5448,57562 2035488,04600 1495 152.70364 ac Area = 6651770.72 so ft O CLOSURE ERROR NORTH EAST ANGLE 1115-1 ROM lot PT/PT INVERSE 6 | 43 | 0 . 39666 | 2038 | 64 . 25847 EXEMPLE START MWT COL 328.95 613981.49609 2038169.70**595** 149 0.56 56 £. 1502 INV 5 MWT COS 613976.66488 2038140.22451 1491 79.87 5 80 41 37 1497 INV MWT COL 613806,27295 2038142,87101 1/0.41 0 53 23 INV 498 MWT COL 613799.92775 2037374.55279 150 768.34 89 31 37 INV 1499 MWT COL

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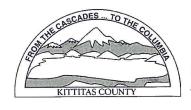
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KITTITAS COUNTY PERMIT CENTER 411 N. RUBY STREET, ELLENSBURG, WA 98926

RECEIPT NO.:

00016767

COMMUNITY DEVELOPMENT SERVICES

(509) 962-7506

PUBLIC HEALTH DEPARTMENT

(509) 962-7698

DEPARTMENT OF PUBLIC WORKS

(509) 962-7523

Account name:

026727

Date: 3/20/2013

Applicant:

FOX ROAD FARM LLC

Type:

check

#7116

Permit Number	Fee Description	Amount
SP-13-00001	CDS FEE FOR SHORT PLAT	720.00
SP-13-00001	EH SHORT PLAT FEE	470.00
SP-13-00001	PUBLIC WORKS SHORT PLAT FEE	220.00
SP-13-00001	FIRE MARSHAL SHORT PLAT FEE	130.00
	Total:	1,540.00