# UPDATED CHICAGO TITLE INSURANCE COMPANY

# Policy No. 72156-46306013

### **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.

- 1. 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 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: January 15, 2019

Issued by:

AmeriTitle, Inc.

101 W Fifth Ave.

Ellensburg, WA 98926

(509)925-1477

Authorized Signer

CHICAGO TITLE INSURANCE COMPANY

(8m) Main 1\_ Tory C. ()

Proxide

Secretary

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

# SUBDIVISION GUARANTEE UPDATED

Order No.: 244041AM

Guarantee No.: 72156-46306013 Dated: January 15, 2019 at 7:30 A.M. Liability: \$1,000.00

Fee: \$350.00 Tax: \$29.05

Assured: New Suncadia, LLC, a Delaware limited liability company and ESM Consulting Engineers LLC

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:

#### PARCEL A

Lot 2, as described and/or delineated on the face of that certain survey recorded January 30, 2001, under Auditor's File No. 200101300009 and filed in Book 25 of Surveys, page 223, records of Kittitas County, State of Washington; being a portion of Section 15, Township 20 North, Range 14 East, W.M., Kittitas County, State of Washington.

#### PARCEL B

Lot 1A, as described and/or delineated on the face of that certain survey recorded May 23, 1995 under Auditor's File No. 581729 and filed in Book 21 of Surveys, pages 26 and 27, records of Kittitas County, State of Washington; being a portion of Section 14, Township 20 North, Range 14 East, W.M., Kittitas County, State of Washington.

#### PARCEL C

Lot 2A, as described and/or delineated on the face of that certain survey recorded May 23, 1995 under Auditor's File No. 581729 and filed in Book 21 of Surveys, pages 26 and 27, records of Kittitas County, State of Washington; being a portion of Section 14, Township 20 North, Range 14 East, W.M., Kittitas County, State of Washington.

## PARCEL D

Lot A, as described and/or delineated on the face of that certain survey recorded January 6, 2005, under Auditor's File No. 200501060021 and filed in Book 30 of Surveys, pages 212 through 216, records of Kittitas County, State of Washington; being a portion of Sections 14, 15 and 23, Township 20 North, Range 14 East, W.M., Kittitas County, State of Washington.

#### **PARCEL E**

Lot 3, as described and/or delineated on the face of that certain survey recorded May 23, 1995 under Auditor's File No. 581725 and filed in Book 21 of Surveys, page 19, records of Kittitas County, State of Washington; being a portion of Section 23, Township 20 North, Range 14 East, W.M., Kittitas County, State of Washington;

Except that portion of Lot 3 of said survey lying Southerly and Westerly of the Yakima River.

#### PARCEL F

Tract OS-6 of SUNCADIA - PHASE 3 DIVISIONS 6 TO 9 (TUMBLE CREEK), in the County of Kittitas, State of Washington, as per plat thereof recorded in Book 9 of plats, pages 190 through 220, under recording no. 200506220001, records of said County.

#### PARCEL G

Tract B of that certain Survey as recorded August 30, 2018, in Book 41 of Surveys, pages 179 through 183, under Auditor's File No. 201808300046, being a portion of Tract G-1, SUNCADIA-PHASE 3 DIVISIONS 6 TO 9 (TUMBLE CREEK), in the County of Kittitas, State of Washington, as per plat thereof recorded in Book 9 of Plats, pages 190 through 220, records of Kittitas County, Washington.

Title to said real property is vested in:

Parcels A through E and G: New Suncadia, LLC, a Delaware limited liability company

Parcel F:

Tumble Creek Village Association, a Washington non-profit corporation

**END OF SCHEDULE A** 

### (SCHEDULE B)

Order No:

244041AM

Policy No:

72156-46306013

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. 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
- 5. Indian tribal codes or regulations, Indian treaty or aboriginal rights, including easements or equitable servitudes.
- 6. 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:

http://taxsifter.co.kittitas.wa.us or call their office at (509) 962-7535.

Tax Year: 2019
Tax Type: County

Total Annual Tax: \$24,064.74

Tax ID #: 11833

Taxing Entity: Kittitas County Treasurer

First Installment: \$12,032.37 First Installment Status: Due

First Installment Due/Paid Date: April 30, 2019

Second Installment: \$12,032.37 Second Installment Status: Due

Second Installment Due/Paid Date: October 31, 2019

Tax Year: 2019 7. Tax Type: County

Total Annual Tax: \$2,267.63

Tax ID #: 16212

Taxing Entity: Kittitas County Treasurer

First Installment: \$1,133.82 First Installment Status: Due

First Installment Due/Paid Date: April 30, 2019

Second Installment: \$1.133.81 Second Installment Status: Due

Second Installment Due/Paid Date: October 31, 2019

8. Tax Year: 2019

Tax Type: County

Total Annual Tax: \$68.03

Tax ID #: 11068

Taxing Entity: Kittitas County Treasurer

First Installment: \$34.02 First Installment Status: Due

First Installment Due/Paid Date: April 30, 2019

Second Installment: \$34.01 Second Installment Status: Due

Second Installment Due/Paid Date: October 31, 2019

9. Tax Year: 2019 Tax Type: County

Total Annual Tax: \$657.63

Tax ID #: 16216

Taxing Entity: Kittitas County Treasurer

First Installment: \$328.82 First Installment Status: Due

First Installment Due/Paid Date: April 30, 2019

Second Installment: \$328.81 Second Installment Status: Due

Second Installment Due/Paid Date: October 31, 2019

10. Tax Year: 2019 Tax Type: County

Total Annual Tax: \$264.51

Tax ID #: 830134

Taxing Entity: Kittitas County Treasurer

First Installment: \$132.26 First Installment Status: Due

First Installment Due/Paid Date: April 30, 2019

Second Installment: \$132.25 Second Installment Status: Due

Second Installment Due/Paid Date: October 31, 2019

11. Tax Year: 2019 Tax Type: County

Total Annual Tax: \$323.66

Tax ID #: 16206

Taxing Entity: Kittitas County Treasurer

First Installment: \$161.83 First Installment Status: Due

First Installment Due/Paid Date: April 30, 2019

Second Installment: \$161.83 Second Installment Status: Due

Second Installment Due/Paid Date: October 31, 2019

12. Tax Year: 2019 Tax Type: County

Total Annual Tax: \$2,982.58

Tax ID #: 11836

Taxing Entity: Kittitas County Treasurer

First Installment: \$1,491.29 First Installment Status: Due

First Installment Due/Paid Date: April 30, 2019

Second Installment: \$1,491.29 Second Installment Status: Due

Second Installment Due/Paid Date: October 31, 2019

13. Tax Year: 2019 Tax Type: County

Total Annual Tax: \$345.44

Tax ID #: 16207

Taxing Entity: Kittitas County Treasurer

First Installment: \$172.72 First Installment Status: Due

First Installment Due/Paid Date: April 30, 2019

Second Installment: \$172.72 Second Installment Status: Due

Second Installment Due/Paid Date: October 31, 2019

14. Tax Year: 2019 Tax Type: County

Total Annual Tax: \$842.13

Tax ID #: 11067

Taxing Entity: Kittitas County Treasurer

First Installment: \$421.07 First Installment Status: Paid

First Installment Due/Paid Date: April 30, 2019

Second Installment: \$421.06 Second Installment Status: Due

Second Installment Due/Paid Date: October 31, 2019

15. Tax Year: 2019
Tax Type: County
Total Annual Tax: \$0.00

Tax ID #: 950052

Taxing Entity: Kittitas County Treasurer

First Installment: \$0.00 First Installment Status: Paid

First Installment Due/Paid Date: April 30, 2019

Second Installment: \$0.00 Second Installment Status: Paid

Second Installment Due/Paid Date: October 31, 2019

16. Tax Year: 2019
Tax Type: County
Total Annual Tax: \$0.00
Tax ID #: 950054

Taxing Entity: Kittitas County Treasurer

First Installment: \$0.00 First Installment Status: Paid

First Installment Due/Paid Date: April 30, 2019

Second Installment: \$0.00 Second Installment Status: Paid

Second Installment Due/Paid Date: October 31, 2019

17. Tax Year: 2019
Tax Type: County

Total Annual Tax: \$9,299.45

Tax ID #: 950044

Taxing Entity: Kittitas County Treasurer

First Installment: \$4,649.73 First Installment Status: Due

First Installment Due/Paid Date: April 30, 2019

Second Installment: \$4,649.72 Second Installment Status: Due

Second Installment Due/Paid Date: October 31, 2019

18. 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 the county Assessor will cause a supplemental assessment, interest, and penalty to be assessed against the seller/transferor.

Note: 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.

- 19. Assessments for Community Enhancement as setforth in Section Amended and Restated Covenant recorded July 20, 2004, under Auditor's File No. 200407200039.
- 20. Assessment in the amount of \$3,900 as setforth in Agreement and Covenant for Collection and Payment of Combined Qualification Payment for Extension of Natural Gas Service, between Mountainstar Resort Development, LLC and Puget Sound Energy, Inc., including the terms and provisions contained therein, recorded April 16, 2004, under Auditor's File No. 200404160016.

21. Reservation of Oil, gas, minerals, or other hydrocarbons, including the terms and provisions contained therein, in deed from Frances Madge Hepburn Sutton.

Recorded: July 18, 1957

Instrument No.: 265056 in Volume 100, page 442

Affects: Section 14

Undivided One-Fifteenth interest.

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.

22. The provisions contained in Mineral Deed from Seaboard Lumber Company, a Washington corporation.

Recorded: April 19, 1960,

Instrument No.: 282037, in Volume 106, pages 97 and 98.

Affects: Section 14

Undivided Thirteen-Fifteenths interest.

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.

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

Granted To: Howard F. Clarke

Purpose: Road

Recorded: April 23, 1963 Instrument No.: 303987 Book 112, Page 365

Affects: Existing road on a right of way of minimum essential width with such additional widths as may be necessary for cuts and fills, upon, over and across a portion of said premises in Section 15, Township 20 North, Range 14 East, W.M. and other land

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

Granted To: United States of America

Purpose: Transmission line and access road

Recorded: July 7, 1966 Instrument No.: 331075 Book 122, Page 515

Affects: A portion of said premises in Section 23, Township 20 North, Range 14 East, W.M. and other land

25. At the request of the insured, we have agreed to eliminate any reference in the policy to issue as to the pendency of Yakima County Superior Court Cause No. 77-2-01484-5 on the agreed-upon understanding that there are no provisions in said policy which afford, or are intended to afford, insurance that there is a present or continuing right to use surface waters of the Yakima River Drainage Basin. The sole purpose of said paragraph appearing in our Guarantee was to advise the insured that such an action is pending of record and that judgment adjudicating such surface waters are being sought in accordance with the statutes of the State.

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

Granted To: State of Washington, acting by and through the Department of Natural Resources

Purpose: A road or roads Recorded: March 26, 1980 Instrument No.: 440677 Book 128, Page 392

Affects: A strip of land 60 feet in width upon, over and along a portion of said premises in Sections 14 and 15, Township 20 North, Range 14 East, W.M. and other land

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

Granted To: State of Washington, acting by and through the Department of Natural Resources Purpose: A road or roads for the purpose of hauling forest products and other valuable materials Recorded: January 15, 1991

Instrument No.: 536391

Affects: A 60 foot strip of land across a portion of premises in Section 23, Township 20 North, Range 14 East, W.M. and other land

28. Exceptions and Reservations as contained in Instrument From: Plum Creek Timber Company, L.P., a Delaware Limited Partnership To: Jeld-Wen, Inc., an Oregon corporation Auditor's File No.: 199610110015, as follows:

"Excepting therefrom all oil, gas and other hydrocarbons, together with the rights of ingress and egress as reserved in that certain Deed to Plum Creek Timber Company, L.P., from PCTC, Inc. executed on June 21, 1989 and recorded June 30, 1989 in the records of Kittitas County, Washington under Auditor's File No. 521473, as such reservation was modified by the certain Partial Waiver of Surface Use Rights dated February 13, 1996 and recorded April 8, 1996, in the records of Kittitas County, Washington, under Auditor's File No. 199604080028."

- 29. Rights of the State of Washington in and to that portion of said premises, if any, lying in the beds or former beds of the Cle Elum River and Yakima River, if they are navigable.
- 30. Any question of location, boundary or area related to the Cle Elum River and Yakima River, including, but not limited to, any past or future changes in them.
- 31. Any prohibition or limitation on the use, occupancy, or improvements of the Land resulting from the rights of the public, appropriators, or riparian owners to use any waters, which may now cover the Land or to use any portion of the Land which is now or may formerly have been covered by water.
- 32. An easement including the terms and provisions thereof for the purpose shown below and rights incidental thereto as set forth in instrument:

Granted To: Plum Creek Timber Company, L.P., a Delaware Limited Partnership Purpose: Construction, reconstruction, use and maintenance of existing roads

Recorded: October 11, 1996 and April 8, 1998

Instrument No.: 199610110017 and 199804080016

Affects: A strip of land 60 feet in width over, upon, along and across portions of Sections 14 and 15, Township 20 North, Range 14 East, W.M. and other land

Said easement was further amended by Agreement recorded October 18, 2004, under Auditor's File No. 200410180055.

33. Amended and Restated Development Agreement relating to the development commonly known as Suncadia Master Planned Resort, and the terms and conditions thereof, executed by and between the parties herein named;

Between: Kittitas County, a Washington municipal corporation and Suncadia LLC, a Delaware limited liability company

Recorded: April 16, 2009

Auditor's File No.: 200904160090

Said document amends and restates the 2000 Agreement recorded October 24, 2000 under Kittitas County Auditor's File No. 200010240006.

Resolution No. 2009-78 adopting the Seventh Amendment to Development Agreement, and the terms and conditions thereof, recorded June 12, 2009, under Auditor's File No. 200906120039.

- 34. Declaration of Covenant for Cle Elum River Corridor Open Space Area Mountainstar Master Planned Resort, including the terms and provisions thereof, recorded August 21, 2003, under Kittias County Auditor's File No. 200308210003.
- 35. Agreement and Covenant for Collection of Payment of Combined Qualification Payment for Extension of Natural Gas Service, and the terms and conditions contained therein Between: Mountainstar Resort Development, LLC

And: Puget Sound Energy, Inc. Recorded: April 16, 2004 Instrument No.: 200404160016

36. Covenants, conditions and restrictions, but omitting any covenant or restriction based on race, color, religion, sex, sexual orientation, disability, handicap, familial status, marital status, ancestry, national origin or source of income, as set forth in applicable state or federal laws, except to the extent that said covenant or restriction is permitted by applicable law.

Recorded: June 20, 2004 Instrument No.: 200407200038

Modification(s) of said covenants, conditions and restrictions

Recorded: June 22, 2005 Instrument No: 200506220002

Affects: Tract G-1

37. Second Amended and Restated Covenant for Community Enhancement of Suncadia, including the terms and provisions thereof, recorded July 20, 2004, under Auditor's File No. 200407200039.

This covenant amends and restates in its entirety the covenant originally recorded under Auditor's File No. 200311180019 and Amendment recorded under Auditor's File No. 200402170064.

- 38. Cle Elum River Corridor Grant of Conservation Easement, including the terms and provisions thereof, recorded September 2, 2004, under Auditor's File No. 200409020038, between Mountainstar Resort Development, LLC, a Delaware Limited Liability Company.
- 39. Declaration of Non-Exclusive Easement (Jenkins Drive), including the terms and provisions thereof, recorded October 5, 2004, under Auditor's File No. 200410050012.

  Affects: Portion of Sections 14 and 23, Township 20 North, Range 14 East, W.M.

- 40. Grant of Provisional, Non-Exclusive Easement, including the terms and provisions thereof, recorded October 8, 2004, under Auditor's File No. 200410080055, in favor of Kittitas County, Washington, a Municipal Corporation. Said document grants "under the same terms and conditions" easements as setforth in documents recorded October 5, 2004, setforth in documents recorded October 5, 2004, under Auditor's File No.'s 200410050012 through 200410050015.
- 41. Phase 3 Natural Open Space Grant of Conservation Easement, including the terms and provisions thereof, recorded October 8, 2004, under Auditor's File No. 200410080052, between Mountainstar Resort Development, LLC, a Delaware limited liability company, d/b/a/ Suncadia Development Company, and the Kittitas Conservation Trust, a Washington nonprofit corporation. Affects: All of subject property bordering the Cle Elum River.
- 42. Phase 3 Managed Open Space Grant of Conservation Easement, including the terms and provisions thereof, recorded October 8, 2004, under Auditor's File No. 200410080053, between Mountainstar \ Resort Development, LLC, a Delaware limited liability company, d/b/a/ Suncadia Development Company, and the Kittitas Conservation Trust, a Washington nonprofit corporation. Affects: All of subject property bordering the Cle Elum River.
- 43. An easement including the terms and provisions thereof for the purpose shown below and rights incidental thereto as set forth in instrument:

Granted To: Judith L. Rogers, as Trustee of the Judith L. Rogers Declaration of Trust dated December 4, 1989

Purpose: Easement for ingress and egress

Recorded: January 21, 2005 Instrument No.: 200501210005

Correction to Easement Agreement recorded April 26, 2005, under Auditor's File No. 200504260040.

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

Granted To: Marilyn G. Rogers, as Executor of the Estate of Franklin J. Rogers

Purpose: Easement for ingress and egress

Recorded: March 14, 2005 Instrument No.: 200503140112

Correction to Easement Agreement recorded April 26, 2005, under Auditor's File No. 200504260039.

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

Granted To: Dennis Martin

Purpose: Easement for ingress and egress

Recorded: March 14, 2005 Instrument No.: 200503140113

Correction to Easement Agreement recorded April 26, 2005, under Auditor's File No. 200504260043.

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

Granted To: Lillian A. Freeman, Allen Roy Freeman, Ann Marie Freeman, Karen Lillian Freeman, and Paul Martin Freeman

Purpose: Easement for ingress and egress

Recorded: March 14, 2005 Instrument No.: 200503140114

Correction to Easement Agreement recorded April 26, 2005, under Auditor's File No. 200504260044.

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

Granted To: Mathis D. Watson and Marlaine M. Watson

Purpose: Easement for ingress and egress

Recorded: March 14, 2005 Instrument No.: 200503140115

Correction to Easement Agreement recorded April 26, 2005, under Auditor's File No. 200504260037.

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

Granted To: John Thielman and Shirley Thielman, George Pearson and Sharon Pearson

Purpose: Easement for ingress and egress

Recorded: March 14, 2005 Instrument No.: 200503140116

Correction to Easement Agreement recorded April 26, 2005, under Auditor's File No.'s 200504260038 and 200504260041.

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

Granted To: Peter J. Ploeger

Purpose: Easement for ingress and egress

Recorded: March 14, 2005 Instrument No.: 200503140117

Correction to Easement Agreement recorded April 26, 2005, under Auditor's File No. 200504260042.

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

Granted To: Meagan Ieleen Thorn, Michelle Bauchman, Melanie Ann Schaefer and Anne Elizabeth Nicoll

Elizabeth Nicoll

Purpose: Easement for ingress and egress

Recorded: April 26, 2005 Instrument No.: 200504260015

Correction to Easement Agreement recorded April 26, 2005, under Auditor's File No. 200504260016.

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

Granted To: Mark H. Lamon and Jeanne A. Lamon

Purpose: Easement for ingress and egress

Recorded: April 26, 2005 Instrument No.: 200504260017

Correction to Easement Agreement recorded April 26, 2005, under Auditor's File No. 200504260018.

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

Granted To: Judith M. Roller

Purpose: Easement for ingress and egress

Recorded: April 26, 2005 Instrument No.: 200504260019

Correction to Easement Agreement recorded April 26, 2005, under Auditor's File No. 200504260020.

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

Granted To: Eric Fleischman and Joanne Fleischman; Charlene Simmons, Jeff Simmons and Carol Simmons; and Manke Lumber Company, Inc.

Purpose: Easement for ingress and egress

Recorded: April 26, 2005 Instrument No.: 200504260021

Correction to Easement Agreement recorded April 26, 2005, under Auditor's File No.'s 200504260022, 200504260023 and 200504260024.

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

Granted To: Robert T. Smithing and Madeline D. Wiley; Eric W. Fleischman and Joanne K. Fleischman; Fleischman Tree Farm, LLC; Franklin Roppel and Patricia Roppel; Swiftwater Company, Inc.; Dale Medina and Nisifredo A. Medina; Gregory Ross; Anton M. Fleischman and Barbara C. Fleischman, Trustees of the Fleischman Family Trust dated September 12, 1985; Donald R. Shannon and Shirley A. Shannon; Barbara J. Schneringer and Jeff S. Schneringer; and Toby B. Devere and Mark R. Long

Recorded: April 26, 2005 Instrument No.: 200504260025

Purpose: Easement for ingress and egress

Correction to Easement Agreement recorded April 26, 2005, under Auditor's File No.'s 200504260026, 200504260027, 200504260028, 200504260029, 200504260030, 200504260031, 200504260032, 200504260033, 200504260034, 200504260035 and 200504260036.

Second Correction to Easement Agreement recorded March 30,2007, under Auditor's File Number 200703300033.

55. The provisions, easements, reservations, notes and or dedication contained in The Plat of Suncadia - Phase 3, Divisions 6 to 9 (Tumble Creek), in Book 9 of Plats, pages 190 through 220, Recorded: June 22, 2005,

Instrument No.: 200506220001.

Affects: Tract G1

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

Granted To: Shane Lemco

Purpose: Easement for ingress and egress

Recorded: October 13, 2005 Instrument No.: 200510130006

Amendment to said Easement Agreement recorded on November 13, 2007 under Auditor's File No. 200711130068.

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

Granted To: David M. Christie and Stephanie A. Christie, husband and wife, Alan Christie and Andrea Copping, husband and wife, William B. Christie, Jr. and Karen Christie, husband and wife, Alison Christie, a single person, Robert Christie, a single person, Elizabeth S. Christie, a single person and Henry R. Furney and Colleen Furney, husband and wife.

Purpose: Easement for Ingress and Egress

Recorded: June 20, 2006 Instrument No.: 200606200067

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

Granted To: John W. Knowles and Lisanne Yuricich, husband and wife

Purpose: Easement for Ingress and Egress

Recorded: June 20, 2006 Instrument No.: 200606200068

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

Granted To: James J. Steckline and Lynn Steckline, husband and wife

Purpose: Easement for Ingress and Egress

Recorded: June 20, 2006 Instrument No.: 200606200069

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

Granted To: Ronald W. Stordahl and Gilda M. Stordahl, husband and wife

Purpose: Easement for Ingress and Egress

Recorded: June 20, 2006 Instrument No.: 200606200070

- 61. Stream "C" Corridor Grant of Conservation Easement, including the terms and provisions thereof, Recorded June 21, 2006, under Auditor's File No. 200606210032, between Suncadia LLC, a Delaware limited liability company and Kittitas Conservation Trust, a Washington Non-profit corporation.
- 62. Utility Easement Agreement and the terms and conditions contained therein Between: Suncadia, LLC, a Delaware limited liability company And: Ronald W. Stordahl and Gilda M. Stordahl, husband and wife Recorded: June 22, 2006 Instrument No.: 200606220053
- 63. Utility Easement Agreement and the terms and conditions contained therein Between: Suncadia, LLC, a Delaware limited liability company And: James J. Steckline and Lynn Steckline, husband and wife Recorded: June 22, 2006

Instrument No.: 200606220054

Otility Easement Agreement and the terms and conditions contained therein Between: Suncadia, LLC, a Delaware limited liability company

And: John W. Knowles and Lisanne Furichich, husband and wife

Recorded: June 22, 2006 Instrument No.: 200606220055

65. Utility Easement Agreement and the terms and conditions contained therein Between: Suncadia, LLC, a Delaware limited liability company and David M. Christie and Stephanie A. Christie, husband and wife, Alan Christie and Andrea Copping, husband and wife, William B. Christie, Jr. and Karen Christie, husband and wife, Alison Christie, a single person, Robert Christie, a single person, Elizabeth S. Christie, a single person and Henry R. Furney and Colleen Furney, husband and wife.

Recorded: June 22, 2006 Instrument No.: 200606220056

66. Utility Easement Agreement and the terms and conditions contained therein Between: Suncadia, LLC, a Delaware limited liability company

And: Jacqueline Allain Recorded: July 3, 2006

Instrument No.: 200607030008

- 67. Phase 2 Natural Open Space Grant of Conservation Easement, including the terms and provisions thereof, recorded August 15, 2006, under Auditor's File No. 200608150045, between Suncadia, LLC, a Delaware limited liability company and Kittitas Conservation Trust, a Washington Non-profit corporation.
- An easement including the terms and provisions thereof for the purpose shown below and rights incidental thereto as set forth in instrument:

Granted To: Orville N. Bennett and Marilyn J. Bennett, Trustees of the Bennett Family Trust Dated June 15, 1995

Purpose: Easement for Ingress and Egress

Recorded: September 11, 2006 Instrument No.: 200609110051

69. Utility Easement Agreement and the terms and conditions contained therein Between: Suncadia, LLC, a Delaware limited liability company

And: Orville N. Bennett and Marilyn J. Bennett, Trustees of the Bennett Fammily Trust Dated June 15, 1995

Recorded: September 11, 2006 Instrument No.: 200609110053

70. Potable Water Utility Easement, and the terms and conditions thereof, affecting a portion of said premises and for the purposes hereinafter stated, as granted by instrument recorded on February 20, 2007, under Kittitas County Auditor's File No. 200702200092.

In favor of: Suncadia Water Company LLC, a Washington limited liability company, and Suncadia, LLC, a Delaware limited liability company

For: Construction, maintenance, operation, repair, replacement and/or enlargement of underground pipes and pump station facilities, together with all reasonably necessary or convenient underground or ground-mounted appurtenances thereto for the purpose of serving the Suncadia Property and/or such other property as Grantor shall approve with potable water Affects: Tract G-1

- 71. Irrigation Utility Easement, and the terms and conditions thereof, affecting a portion of said premises and for the purposes hereinafter stated, as granted by instrument recorded on February 20, 2007, under Kittitas County Auditor's File No. 200702200094.

  In favor of: Suncadia Water Company LLC, a Washington limited liability company, and Suncadia, LLC, a Delaware limited liability company
  For: Construction, maintenance, operation, repair, replacement and/or enlargement of underground pipes together withal reasonably necessary or convenient underground or ground-mounted appurtenances thereto for the purpose of serving the Suncadia Property and/or such other property as Suncadia shall approve with irrigation water

  Affects: Tract G-1
- 72. Sanitary Sewer Utility Easement, and the terms and conditions thereof, affecting a portion of said premises and for the purposes hereinafter stated, as granted by instrument recorded on February 20, 2007, under Kittitas County Auditor's File No. 200702200096.

  In favor of: Suncadia Environmental Company LLC, a Washington limited liability company, and Suncadia, LLC, a Delaware limited liability company
  For: Construction, maintenance, operation, repair, replacement and/or enlargement of underground pipes and pump station facilities together with all reasonably necessary or convenient underground or ground-mounted appurtenances thereto for the purpose of serving the Suncadia Property and/or such other property as Suncadia shall approve with sanitary sewer Affects: Tract G-1
- 73. An easement including the terms and provisions thereof for the purpose shown below and rights incidental thereto as set forth in instrument:

Granted To: Neena Ciotta, a single person

Purpose: Easement for Ingress and Egress

Recorded: March 23, 2007 Instrument No.: 200703230055

74. Storm Drainage Utility Easement, and the terms and conditions thereof, affecting a portion of said premises and for the purposes hereinafter stated, as granted by instrument recorded on April 30, 2007, under Kittitas County Auditor's File No. 200704300034.

In favor of: Suncadia Environmental Company LLC, a Washington limited liability company and Suncadia, LLC, a Delaware limited liability company

For: Construction, maintenance, operation, repair, replacement and/or enlargement of ditches, swales, drains, infiltration galleries and underground pipes together with all reasonably necessary or convenient underground or ground-mounted appurtenances thereto for the purpose of serving the Suncadia Property and/or such other property as Grantor shall approve with storm drainage facilities

Affects: Tract G-1 and other property

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

Granted To: Puget Sound Energy, Inc., a Washington corporation

Purpose: To construct, operate, maintain, repair, replace, improve, remove, and enlarge one or more underground utility systems for purposes of transmission, distribution and sale of electricity and natural gas

Recorded: August 18, 2008 Instrument No.: 200808180042

Affects: Tract G-1

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

Granted To: Puget Sound Energy, Inc., a Washington corporation

Purpose: Transmission, distribution and sale of electricity and natural gas

Recorded: January 27, 2010 Instrument No.: 201001270024

Affects: 10 foot strip adjoining all roads shown on the plat

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

Granted To: Gregory D. Blount and Carrie E. Greaves, husband and wife Purpose: Access easement over Tumble Creek Drive and other land

Recorded: September 8, 2010 Instrument No.: 201009080025

78. Natural Open Space Grant of Conservation Easement Restated, and the terms and conditions contained therein

Between: New Suncadia, LLC, a Delaware limited liability company, Tumble Creek Village

Association, a Washington non profit corporation

And: Kittitas Conservation Trust Recorded: December 11, 2015 Instrument No.: 201512110029 Affects: Said premises and other land

Said document terminates and restates document recorded October 8, 2001, under Auditor's File No. 200410080052.

79. Managed Open Space Grant of Conservation Easement Restated, including the terms and provisions thereof, recorded December 11, 2015, under Auditor's File No. 201512110030, between New Suncadia, LLC, a Delaware limited liability company, Tumble Creek Village Association, a Washington nonprofit corporation.

Affects: Said premises and other land

Said document terminates and restates document recorded October 8, 2004, under Auditor's File No. 200410080053 and recorded June 21, 2006, under Auditor's File No. 200606210002.

80. An unrecorded lease with certain terms, covenants, conditions and provisions set forth therein and such other exceptions as may appear necessary upon recording thereof,

Lessor: New Suncadia LLC, a Delaware limited liability company Lessee: T-Mobile West LLC, a Delaware limited liability company

Disclosed by: Memorandum of Lease

Date: February 10, 2017 Recorded: July 21, 2017 Instrument No.: 201707210009

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

Granted To: Easton Ridge Communications LLC, a Washington limited liability company

Purpose: Telecommunication utility easement

Recorded: June 21, 2018 Instrument No.: 201806210030

Affects: Parcel F

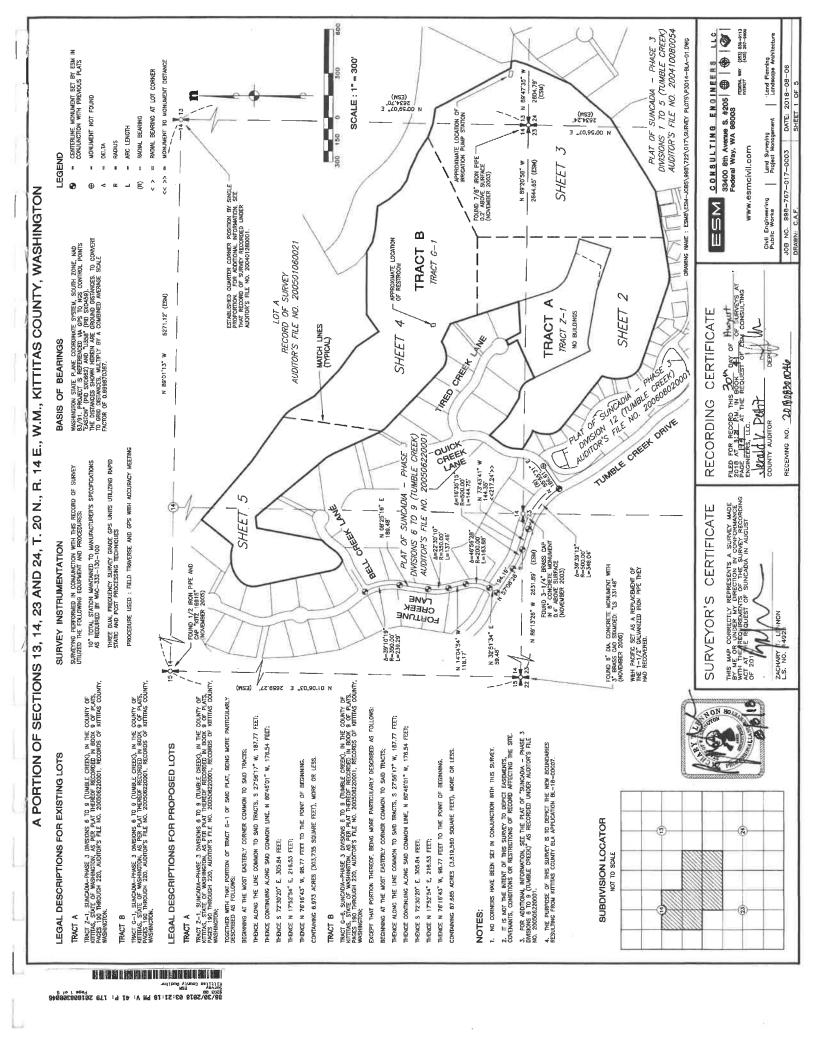
#### **END OF EXCEPTIONS**

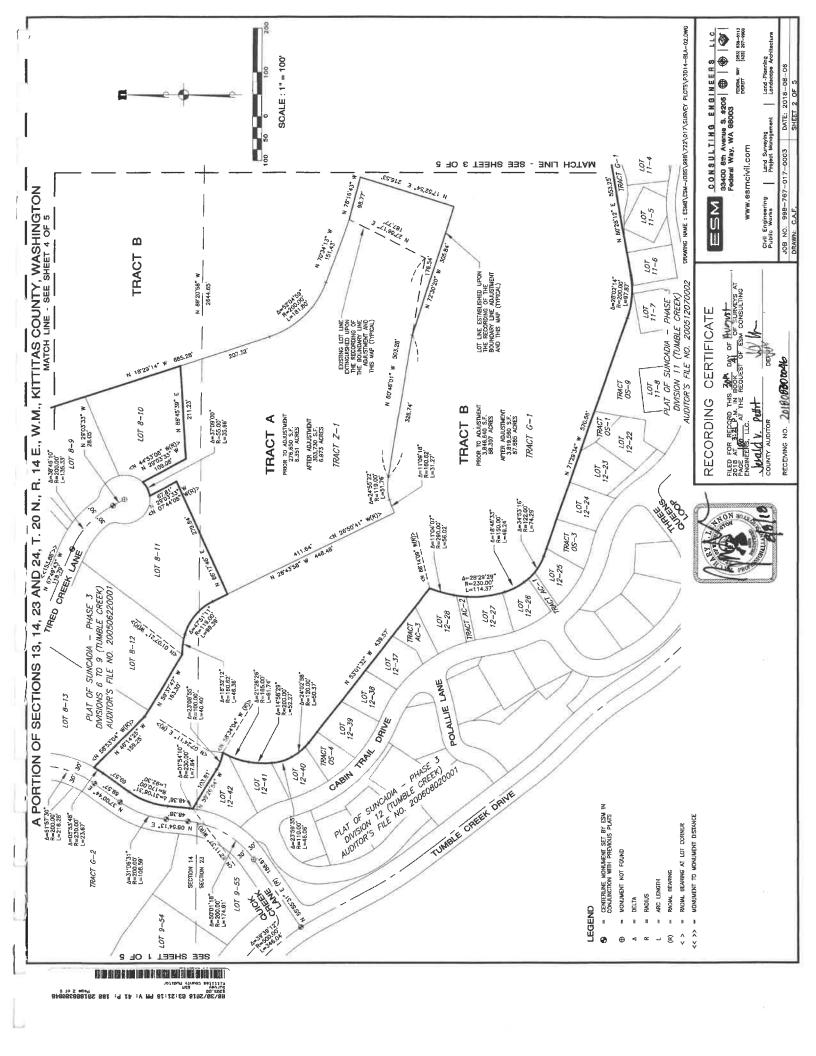
### Notes:

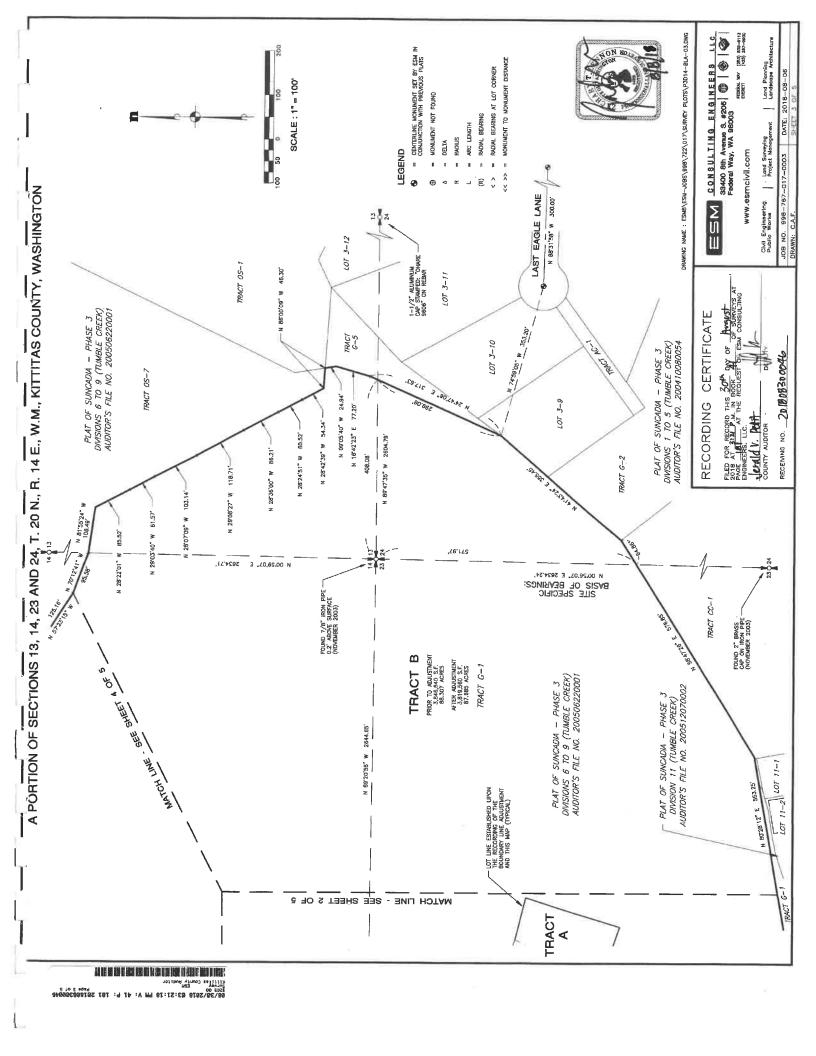
- a. All documents recorded in Washington State must include an abbreviated legal description and tax parcel number on the first page of the document. The abbreviated description for this property is: Tracts G-1 and OS-6, SUNCADIA PH 3 DIV 6 TO 9; ptn of Sections 14, 15 and 23, all in Township 20N, Range 14E, W.M.
- b. 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.

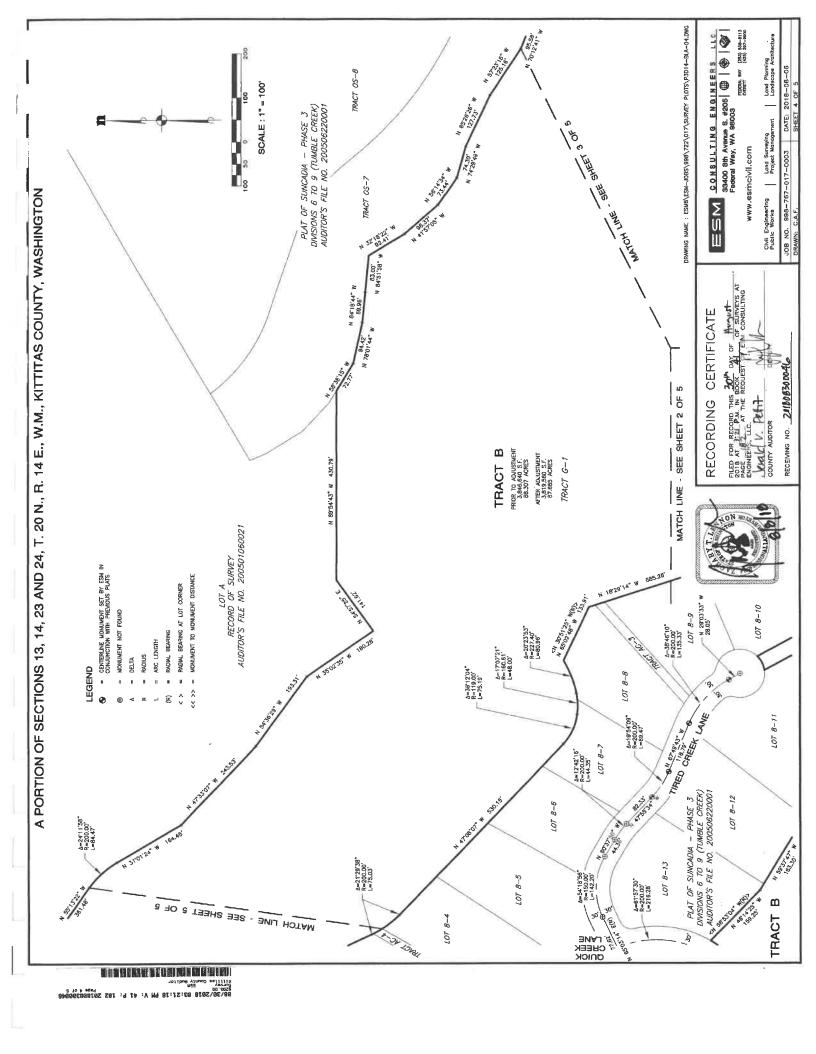
NOTE: In the event any contracts, liens, mortgages, judgments, etc. which may be set forth herein are not paid off and released in full, prior to or immediately following the recording of the forthcoming plat (short plat), this Company will require any parties holding the beneficial interest in any such 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).

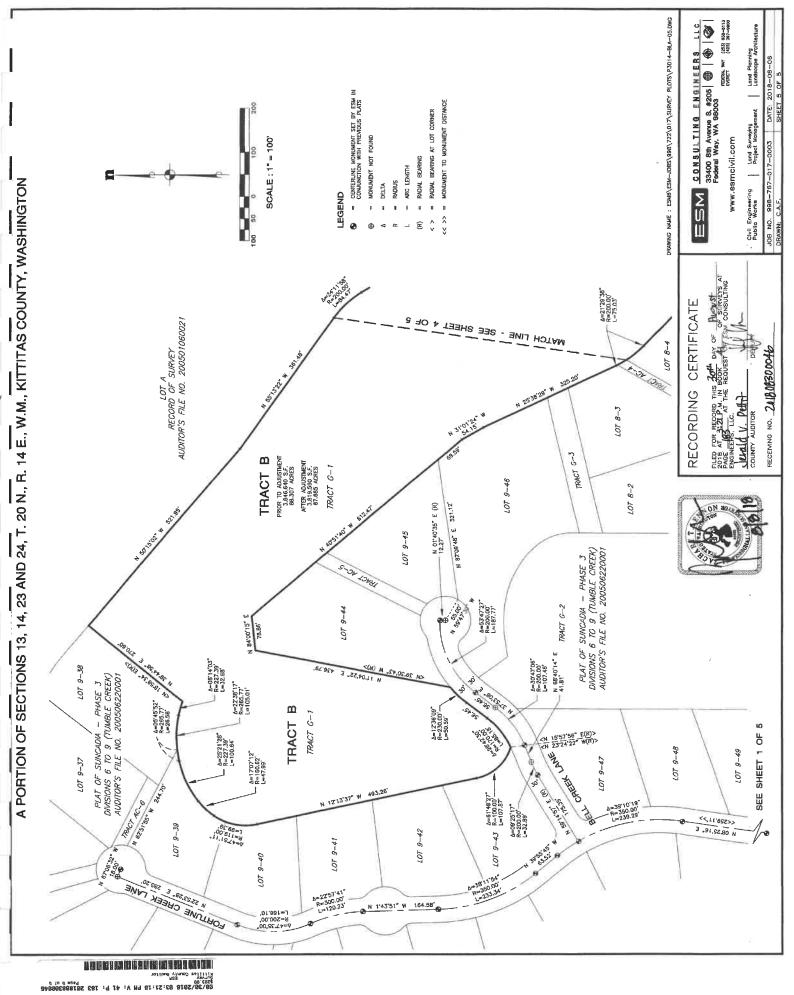
**END OF GUARANTEE** 











# ASSESSOR'S MAP 903 Shigo3. Bakors Rd RONALD 20N R. 14E 15E Œ 20N Yakima Rice Date: 6/19/2018 1 inch = 3,009 feet Relative Scale 1:36,112 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. mi 0 0.15 0.3 0.6 0.9 1.2