

November, 17, 2016

Kittitas County Community Development Services

Atten: Mr. Robert "Doc" Hansen

411 N Ruby ST, Suite 2
Ellensburg WA 98926



RE: Tiger Plat (LP-08-00022) Wildcat Plat (LP-08-00024) and Timothy Short Plat (SP-08-00018)

Dear Mr. Hansen:

As we have discussed recently my parents have two long plats and my wife and I have one short plat that has been in a holding pattern for more than eight years. Just to refresh your and other's memories we have been stuck in no-man's land during the battle over water and exempt wells between the Washington Department of Ecology (DOE) and Kittitas County for many years. As I have discussed with you, Holly Meyer with Kittitas County Department of Health and many others with the County and DOE over the last eight years there has been no way for us to advance these plats to finalization.

I am a Senior Water Rights Holder with rights on Naneum Creek which date back to 1877 and 1880 under Court Claim # 00577. Attached you will find an attached email from Tyler Roberts with the DOE. We have been in this holding pattern due to the fact that to purchase a water mitigation certificate would do us no good. This is due to the fact that we have no plans to develop this land and it is my understanding that if mitigated water is not put to beneficial use it can be relinquished. This would be an exceedingly expensive endeavor just have the water relinquished as I run cattle on these properties and plan to raise cattle not houses for a long time. That said, we have invested over \$70,000 combined to get to this holding pattern. My parents are in their eighty's and have grown tired of lack of advancement in this process. I will be purchasing their property in the future. I therefore have a vested interest in finalizing these plats. It is time.

I met with Holly Meyer this time last year and presented our case. At that time it sounded like the winds of change were starting to blow relative to cases like ours concerning the use of Senior Water. I don't think it is fair to have to pay plat extension fees to the County as we were unable to advance our plats. That said, I will pay the plat extension fees if need be to protect our plats until we can satisfy to County with our proof of potable water. Please advise me what we need to do next to advance our Plats and let me know if we need to file extensions.

Best regards,

Andrew J. Schmidt

Andrew J. Schmidt

Hand Carried

Cc: William Schmidt, Holly Meyer Board of County Commissioners

Andy Schmidt

From: Roberts, Tyler (ECY) <tyro461@ECY.WA.GOV>
Sent: Monday, October 05, 2015 8:48 AM
To: andy@wardrugh.com
Subject: Ecology/Draft Schedule of Rights for Yakima Basin Adj.

Mr. Schmidt,

It was good speaking with you this morning. Below is a link to the Draft Schedule of Rights for the Yakima River Basin Adjudication. The document is searchable using CTRL + F.

<http://www.ecy.wa.gov/programs/wr/rights/Images/pdf/dsor.pdf>

Please let me know if you have any questions.

Regards,

Tyler

Tyler Roberts
Water Resources Program
Washington State Department of Ecology
1250 W Alder St, Union Gap, WA 98903-0009
Phone: (509) 454-4257

Draft Schedule of Rights

This Draft Schedule of Water Rights (DSOR) lists names associated with each water right record in the Acquavella Surface Water Rights Adjudication now being conducted in Yakima County Superior Court. Names are reflected at the top of the first page of each water right record, with the primary party listed first. When the Adjudication is completed, water right certificates will be mailed only to the primary party. Names on the water right records should reflect the Yakima Superior Court's official records as of June 15, 2016, except in cases where Pre-trial Order No. 17 Notices have not yet been filed with the Court. The DSOR will be periodically updated as changes are made by the Court. The DSOR is listed in the order of Priority Date and is searchable by keyword, claim number, name, etc. The DSOR can be downloaded and printed. The Schedule of Rights will be incorporated into the Final Decree.

CLAIMANT NAME: **Andrew J. Schmidt
& Mitchell M. Schmidt**

COURT CLAIM NO. 00577

Certificate Number: S4-84322-J

Subbasin: 09 Wilson-Naneum

Source: Naneum Creek

Use: Irrigation of 18 acres and stock water

Period of Use: April 1 through October 15

Quantity: 0.36 cubic foot per second in May and June, 0.18 cubic foot per second in April and July 1 through October 15, 90 acre-feet per year

Priority Date: **June 30, 1880**

Point of Diversion: Approximately 500 feet south and 20 feet west of the northeast corner of Section 32, being within the NE $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 32, T. 18 N., R. 19 E.W.M.

Place of Use: That portion of the NE $\frac{1}{4}$ SE $\frac{1}{4}$ and the E $\frac{1}{2}$ E $\frac{1}{2}$ NW $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 32, T. 18 N., R. 19 E.W.M. lying north of the Cascade Irrigation District Canal.

Limitations Of Use: Water delivered by the Kittitas Reclamation District is also used on this land.

CLAIMANT NAME: **Andrew J. Schmidt
& Mitchell M. Schmidt**

COURT CLAIM NO. 00577

Certificate Number: S4-84134-J

Subbasin: 09 Wilson-Naneum

Source: Naneum Creek

Use: Irrigation of 1.93 acres and stock watering

Period of Use: April 1 through October 15

Quantity: 0.0386 cubic foot per second in May and June, 0.0193 cubic foot per second in April and July 1 through October 15, **9.9 acre-feet per year**

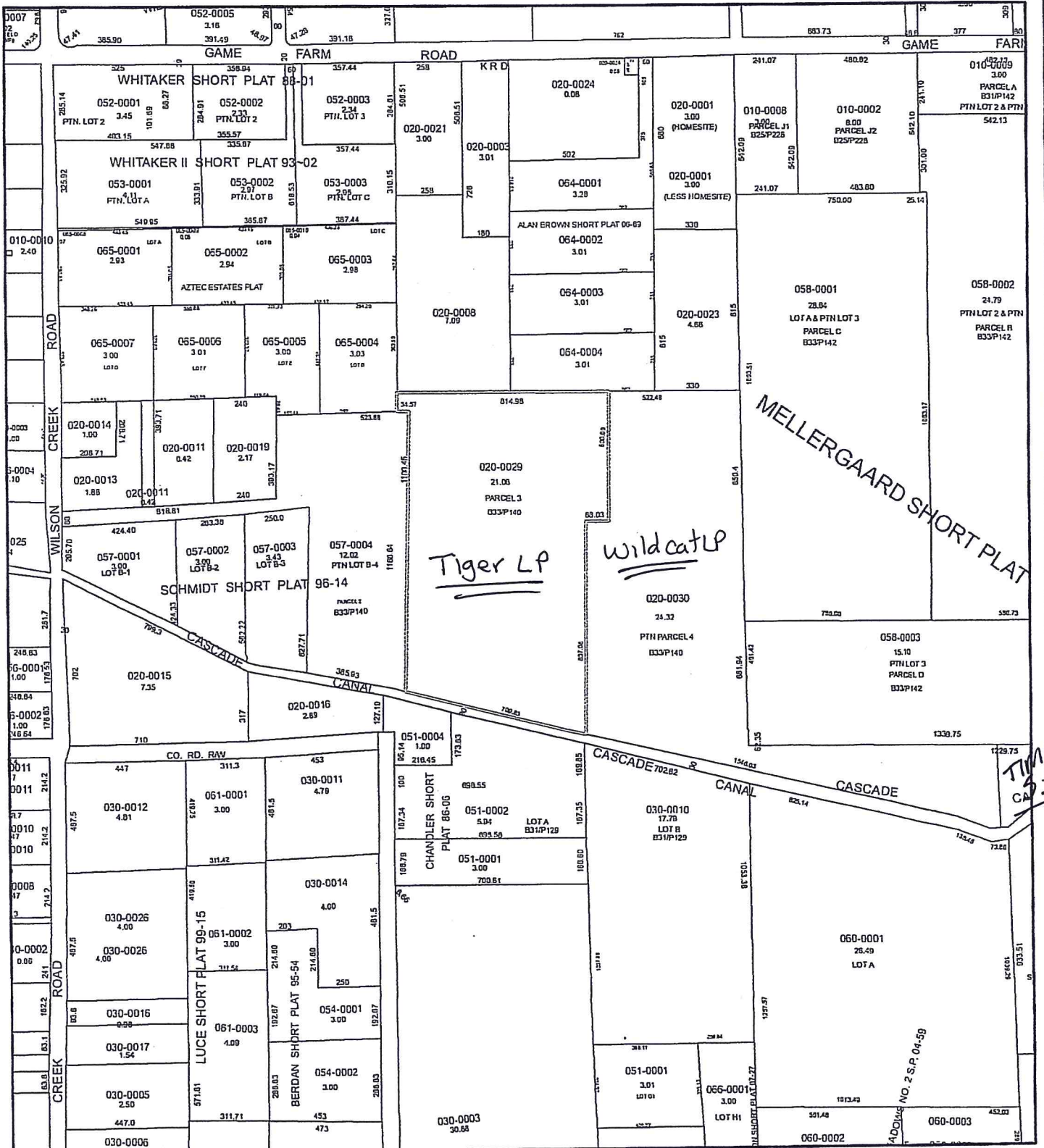
Priority Date: **June 30, 1877**

Point of Diversion: 10 feet south and 450 feet east from the west quarter corner of Section 33, being within the NW $\frac{1}{4}$ NW $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 33, T. 18 N., R. 19 E.W.M.

Place of Use: That portion of the west 165 feet of the NW $\frac{1}{4}$ NW $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 33, T. 18 N., R. 19 E.W.M. lying north of the Cascade Irrigation District Canal.

Limitations Of Use: Water delivered by the Kittitas Reclamation District is also used on this land.

Job #062983 Tiger Estates LLC



1 inch equals 0.1 miles

Legend

- Buffer Result
- Tax Parcels
- Rights of Way

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 provided, its use, or its interpretation. Kittitas County does not guarantee the accuracy of the material contained herein and is not responsible for any misuse or representations by others regarding this information or its derivatives.



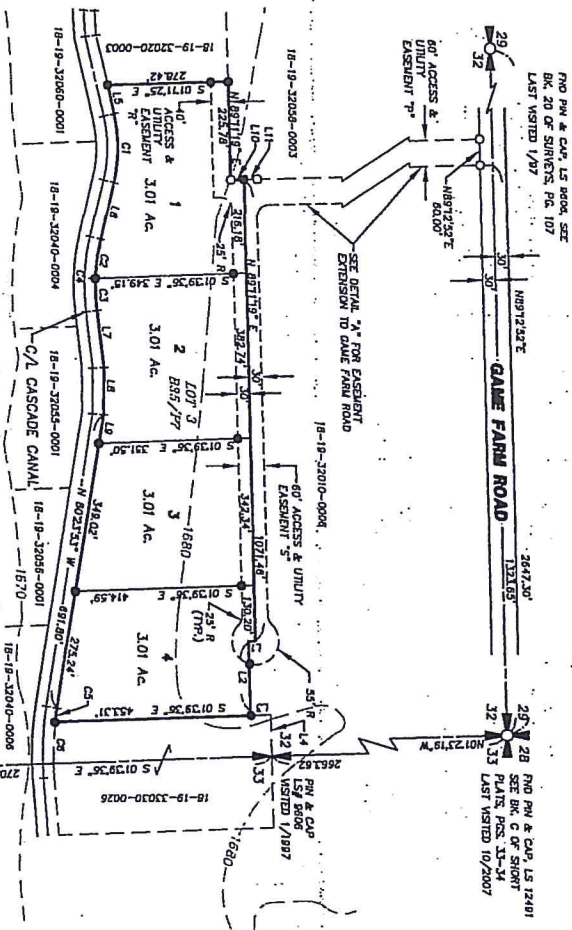
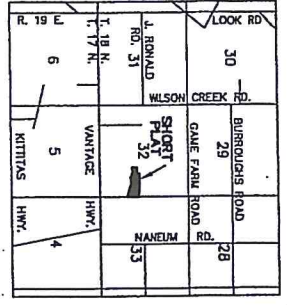
Timothy
 CA 3-1-19

RECEIVING NO. _____

SP-08-00018

SP-08-XX

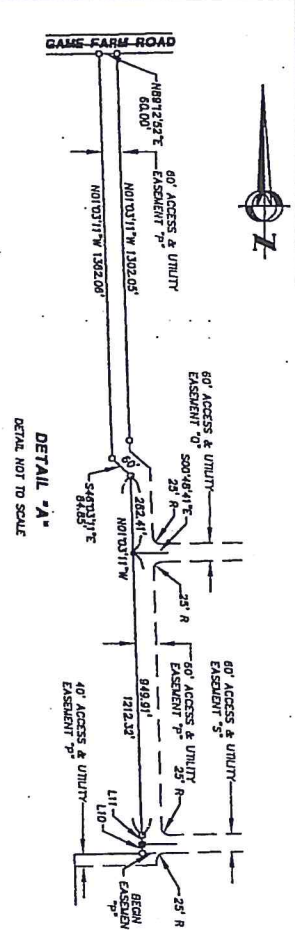
TIMOTHY SHORT PLAT
KITTITAS COUNTY SHORT PLAT NO. 08-XX
A PORTION OF SECTION 32, TOWNSHIP 18N, RANGE 19E, W.M.,
KITTITAS COUNTY, WASHINGTON



GRAPHIC SCALE
 1 inch = 200 feet

CURVE	LENGTH	RADIUS	DELTA
C1	159.53'	350.00'	213.93°
C2	92.46'	175.00'	119.81°
C3	142.00'	315.00'	158.38°
C4	142.00'	315.00'	158.38°
C5	13.25'	67.25'	234.48°
C6	86.35'	673.00'	610.24°

LINE	LENGTH	BEARING
L1	181.7'	N01°01'35"W
L2	47.20'	S89°13'15"E
L3	68.00'	N89°11'18"E
L4	58.14'	S72°49'52"W
L5	133.64'	S72°03'02"E
L6	132.27'	N83°42'10"E
L7	67.64'	N82°43'53"W
L8	54.02'	S01°11'25"E
L9	31.83'	S01°11'25"E



APPROVALS

KITTITAS COUNTY PUBLIC WORKS
 EXAMINED AND APPROVED THIS _____ DAY OF _____ A.D., 20____

KITTITAS COUNTY ENGINEER

COUNTY PLANNING DIRECTOR
 I HEREBY CERTIFY THAT THE "TIMOTHY" SHORT PLAT HAS BEEN EXAMINED BY ME AND FIND THAT IT CONFORMS TO THE COMPREHENSIVE PLAN OF THE KITTITAS COUNTY PLANNING COMMISSION.
 DATED THIS _____ DAY OF _____ A.D., 20____

KITTITAS COUNTY PLANNING DIRECTOR

KITTITAS COUNTY HEALTH DEPARTMENT
 PRELIMINARY INSPECTION INDICATED SOIL CONDITIONS MAY ALLOW USE OF SEPTIC TANKS AS A TEMPORARY MEANS OF SEWAGE DISPOSAL FOR SOME OF THE SHORT PLAT. PROSPECTIVE PURCHASERS OF LOTS ARE URGED TO HAVE INSURERS AT THE COUNTY HEALTH DEPARTMENT ABOUT ISSUANCE OF SEPTIC TANK PERMITS FOR LOTS.
 DATED THIS _____ DAY OF _____ A.D., 20____

KITTITAS COUNTY HEALTH OFFICER

CERTIFICATE OF COUNTY TREASURER
 I HEREBY CERTIFY THAT THE TAXES AND ASSESSMENTS ARE PAID FOR THE PRECEDING YEARS AND FOR THIS YEAR IN WHICH THE PLAT IS NOW TO BE FILED.
 DATED THIS _____ DAY OF _____ A.D., 20____

KITTITAS COUNTY TREASURER

ORIGINAL TAX LOT NO. 18-19-32040-0001 (094834)

RECORDED'S CERTIFICATE
 Filed for record this _____ day of _____, 20____, at _____, in book _____ of page _____ of the request of DAVID P. NELSON, Surveyor's Name.

RECORDER'S CERTIFICATE

INDEX LOCATION
 SEC. 32 T. 18N. R. 19E. W.M.

LEGEND
 A SECTION CORNER AS NOTED
 A QUARTER CORNER AS NOTED
 PND REBAR
 SET 1/2" REBAR 15# 18092

TIMOTHY SHORT PLAT
 A PTN. OF SEC. 32, T. 18N, R. 19E, W.M.,
 KITTITAS COUNTY, WASHINGTON

DAVID P. NELSON
 Certificate No. 18992

DAVID P. NELSON
 Deputy County Auditor

SURVEYOR'S CERTIFICATE
 This map correctly represents a survey made by me or under my direction in conformity with the requirements of the Surveying Act of the request of DAVID P. NELSON, Surveyor's Name, in book _____ of page _____ of the request of DAVID P. NELSON, Surveyor's Name.

DAVID P. NELSON
 DATE

DNW BY
 MR/MRN

CHKD BY
 G. WEISER

DATE
 04/2008

SCALE
 1"=200'

JOB NO.
 070982

SHEET
 1 OF 2

Encompass
 ENGINEERING & SURVEYING

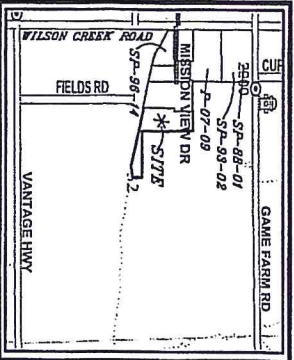
108 EAST 2ND STREET
 CLE ELUM, WA 98922
 PHONE: (509) 974-7433
 FAX: (509) 974-7419

LP-08-00024

WILDCAT PLAT

PORTION OF SECTION 32, T.18N., R.19E., W.M.
KITITAS COUNTY, STATE OF WASHINGTON

P-08-XX



APPROVALS

KITITAS COUNTY DEPARTMENT OF PUBLIC WORKS
EXAMINED AND APPROVED THIS _____ DAY OF _____ A.D., 200__

KITITAS COUNTY ENGINEER

KITITAS COUNTY HEALTH DEPARTMENT
I HEREBY CERTIFY THAT THE WILDCAT PLAT HAS BEEN EXAMINED BY ME AND I FIND THAT THE SEWAGE AND WATER SYSTEM HEREIN SHOWN DOES MEET AND COMPLY WITH ALL REQUIREMENTS OF THE COUNTY HEALTH DEPARTMENT.
DATED THIS _____ DAY OF _____ A.D., 200__

KITITAS COUNTY HEALTH OFFICER

KITITAS COUNTY PLANNING DIRECTOR
I HEREBY CERTIFY THAT THE WILDCAT PLAT HAS BEEN EXAMINED BY ME AND I FIND THAT IT CONFORMS TO THE COMPREHENSIVE PLAN OF THE KITITAS COUNTY PLANNING COMMISSION.
DATED THIS _____ DAY OF _____ A.D., 200__

KITITAS COUNTY PLANNING DIRECTOR

KITITAS COUNTY TREASURER

I HEREBY CERTIFY THAT THE TAXES AND ASSESSMENTS ARE PAID FOR THE PRECEDING YEARS AND FOR THIS YEAR IN WHICH THE PLAT IS NOW TO BE FILED.
PARCEL NO. 18-19-32020-0030 (12133)
DATED THIS _____ DAY OF _____ A.D., 200__

KITITAS COUNTY TREASURER

KITITAS COUNTY ASSESSOR

I HEREBY CERTIFY THAT THE WILDCAT PLAT HAS BEEN EXAMINED BY ME AND I FIND THE PROPERTY TO BE IN AN ACCEPTABLE CONDITION FOR PLATTING. PARCEL NO. 18-19-32020-0030 (12133)
DATED THIS _____ DAY OF _____ A.D., 200__

KITITAS COUNTY ASSESSOR

KITITAS COUNTY BOARD OF COMMISSIONERS

EXAMINED AND APPROVED THIS _____ DAY OF _____ A.D., 200__

BOARD OF COUNTY COMMISSIONERS
KITITAS COUNTY, WASHINGTON

CHAIRMAN
BY: _____
ATTEN: _____
CLERK OF THE BOARD

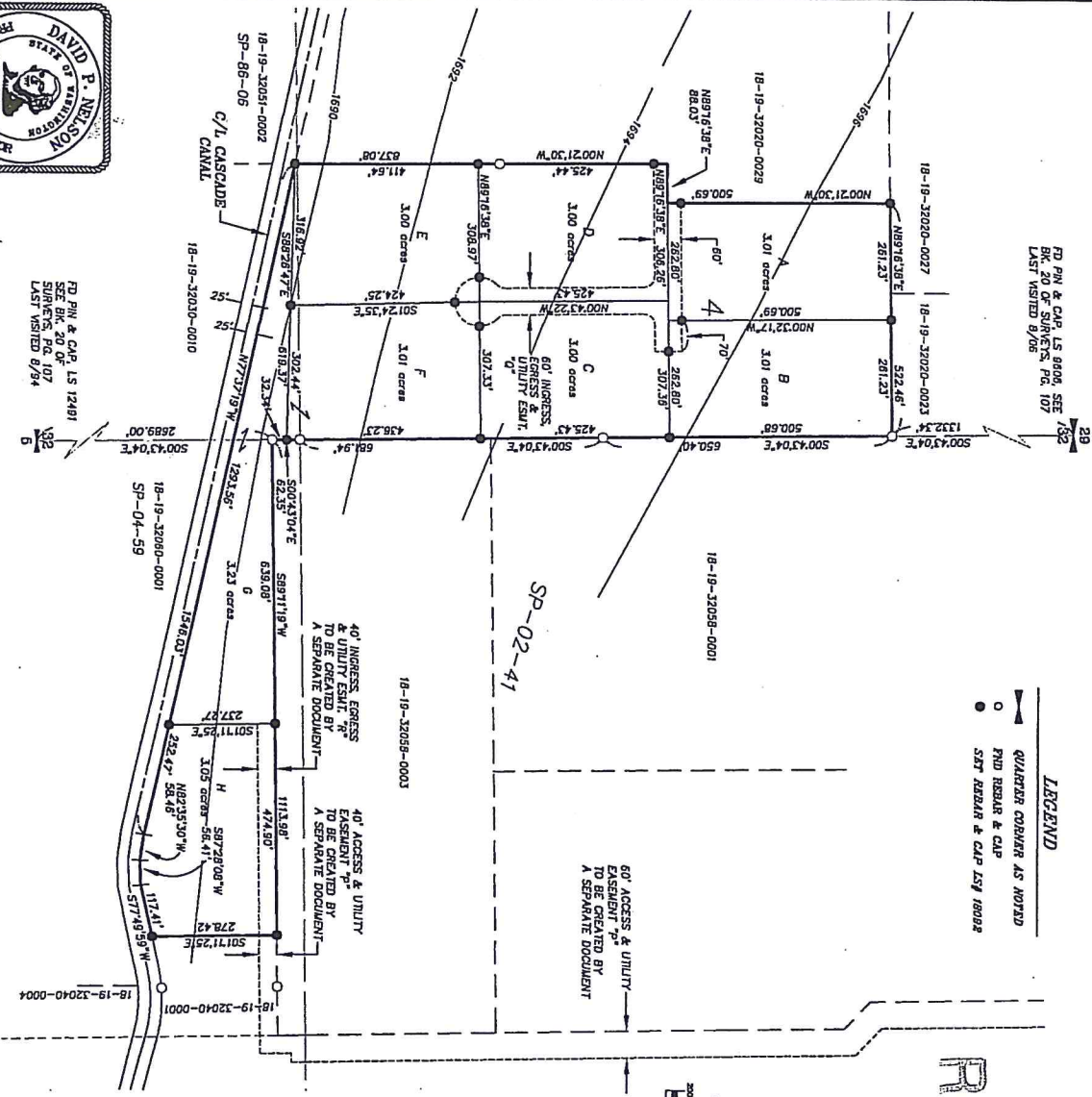
NOTICE: THE APPROVAL OF THIS PLAT IS NOT A GUARANTEE THAT FUTURE RESULTS WILL BE GUARANTEED.

6/5/08

RD PIN & CAP LS 8808, SEE FIG. 107
RD PIN & CAP LS 107
LAST VISITED 8/08

LEGEND

- QUARTER CORNER AS NOTED
- RD BEAR & CAP
- SIT ARBOR & CAP LST 18028



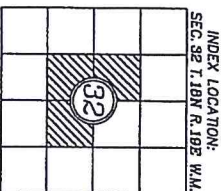
RD PIN & CAP LS 12481
SURVENS FIG. 107
LAST VISITED 8/94

REVIEWED

JUN 10 2008

Kititas County
CDS

GRAPHIC SCALE
(IN FEET)
1 inch = 200' ft



RECORDER'S CERTIFICATE

Filed for record this.....day of....., 20.....at.....M
In book.....of.....at page.....at the request of
DAVID P. NELSON
Surveyor & Items
County Auditor:..... Deputy County Auditor:.....

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.....WILDCAT, ESTABLISH, LLC.....in.....NOV.....2008.
DAVID P. NELSON DATE
Certificate No.....18092.....

Encompass
ENGINEERING & SURVEYING

108 EAST 2ND STREET
CLE ELUM, WA 98922
PHONE: (509) 674-7433
FAX: (509) 674-7419

WILDCAT PLAT

PORTION OF SECTION 32, T. 18N., R. 19E., W.M.
KITITAS COUNTY, STATE OF WASHINGTON

DWN BY	DATE	JOB NO.
G. WEISER	06/08	06298
CHKD BY	SCALE	SHEET
D. NELSON	1"=200'	1 OF 2

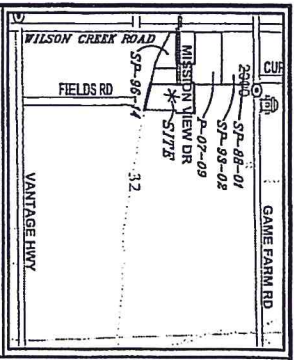
LP-08-00022

RECEIVING NUMBER

TIGER PLAT

PTN. NW1/4 OF SECTION 32, T.18N., R.19E., W.M.
KITITIAS COUNTY, STATE OF WASHINGTON

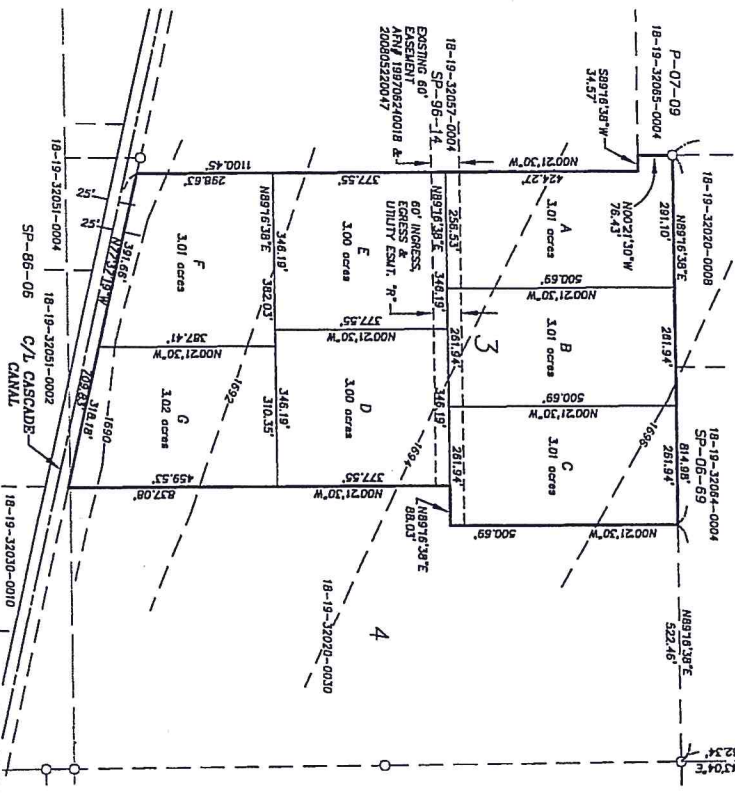
P-08-XX



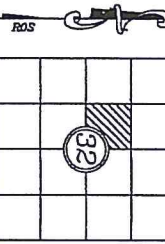
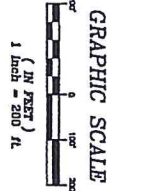
6/23/08

FD PIN & CAP, LS 9606, SEE BK. 20 OF SURVEYS, PG. 107 LAST VISITED 8/06

- SURVEY NOTES:**
1. BASIS OF BEARINGS AND SECTION BREAKDOWN ARE FOR A SURVEY BY ENCOMPASS ENGINEERING AND SURVEYING AS FILED UNDER AUDITOR'S FILE NUMBER 20081200102 AND THE SURVEYS REFERENCED THEREON.
 2. THE PURPOSE OF THIS DOCUMENT IS TO PLAT LOT 3 OF THAT CERTAIN SURVEY AS RECORDED BY ENCOMPASS ENGINEERING AND SURVEYING FILED UNDER AUDITOR'S FILE NUMBER 20081200102, BOOK 39 OF SURVEYS, PAGE 140 TO THE CONFIGURATION SHOWN HERESON.
 3. KITITIAS COUNTY RELIES ON THE RECORD THAT A SUPPLY OF POINBLE WATER EXISTS, THIS APPROVAL IS FOR THE PURPOSE OF PLACING THE APPROVAL OR ASSURANCE THAT THERE IS A TRAIL RIGHT TO WITHDRAW GROUNDWATER WITHIN THE LAND DIVISION.



- LEGEND**
- SECTION CORNER AS NOTED
 - QUARTER CORNER AS NOTED
 - FIND BEAR & CAP
 - 5/8" BEAR & CAP 1/2" 18992



Encompass
ENGINEERING & SURVEYING
108 EAST 2ND STREET
CLE ELUM, WA 98922
PHONE: (509) 674-7433
FAX: (509) 674-7419

APPROVALS

VICINITY MAP

KITITIAS COUNTY DEPARTMENT OF PUBLIC WORKS
EXAMINED AND APPROVED THIS _____ DAY OF _____ A.D., 200__

KITITIAS COUNTY ENGINEER
I HEREBY CERTIFY THAT THE TIGER PLAT HAS BEEN EXAMINED BY ME AND I FIND THAT THE SEWAGE AND WATER SYSTEM HEREIN SHOWN DOES MEET AND COMPLY WITH ALL REQUIREMENTS OF THE COUNTY HEALTH DEPARTMENT.
DATED THIS _____ DAY OF _____ A.D., 200__

KITITIAS COUNTY HEALTH OFFICER

CERTIFICATE OF COUNTY PLANNING DIRECTOR
I HEREBY CERTIFY THAT THE TIGER PLAT HAS BEEN EXAMINED BY ME AND I FIND THAT IT CONFORMS TO THE COMPREHENSIVE PLAN OF THE KITITIAS COUNTY PLANNING COMMISSION.
DATED THIS _____ DAY OF _____ A.D., 200__

KITITIAS COUNTY PLANNING DIRECTOR

CERTIFICATE OF KITITIAS COUNTY TREASURER
I HEREBY CERTIFY THAT THE TAXES AND ASSESSMENTS ARE PAID FOR THE PRECEDING YEARS AND FOR THIS YEAR IN WHICH THE PLAT IS NOW TO BE FILED.
PARCEL NO. 18-19-32020-0029 (12132)
DATED THIS _____ DAY OF _____ A.D., 200__

KITITIAS COUNTY TREASURER

CERTIFICATE OF KITITIAS COUNTY ASSESSOR
I HEREBY CERTIFY THAT THE TIGER PLAT HAS BEEN EXAMINED BY ME AND I FIND THE PROPERTY TO BE IN AN ACCEPTABLE CONDITION FOR PLATTING.
PARCEL NO. 18-19-32020-0029 (12132)
DATED THIS _____ DAY OF _____ A.D., 200__

KITITIAS COUNTY ASSESSOR

KITITIAS COUNTY BOARD OF COMMISSIONERS
EXAMINED AND APPROVED THIS _____ DAY OF _____ A.D., 200__

BOARD OF COUNTY COMMISSIONERS
KITITIAS COUNTY, WASHINGTON

BY: _____
CHAIRMAN
ATTEST: _____ CLERK OF THE BOARD

NOTICE: THE APPROVAL OF THIS PLAT IS NOT A GUARANTEE THAT FUTURE REPAIRS WILL BE GUARANTEED.



RECORDER'S CERTIFICATE

Filed for record this _____ day of _____, 20____, at _____ M. In book _____ of _____ at the request of _____ DAVID P. NELSON, Surveyor & Notary.

County Auditor _____ Deputy County Auditor _____

SURVEYOR'S CERTIFICATE

This map correctly represents a survey made by me or under my direction in conformity with the requirements of the Survey Recording Act of the State of Washington, Chapter 65A, RCW, as amended, effective _____, 20____.

DAVID P. NELSON, DATE _____
Certificate No. 18992

TIGER PLAT

PTN. NW1/4 OF SECTION 32, T. 18N., R. 19E., W.M.
KITITIAS COUNTY, STATE OF WASHINGTON

DNW BY	DATE	JOB NO.
G. WEISER	05/08	06298
CHKD BY	SCALE	SHEET
D. NELSON	1"=200'	1 OF 2