

140699

BOOK 208 PAGE 130

When Recorded Return to:

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SKAMIA, WASH
BY PLANK COUNTY TITLE

MAR 30 1 17 PM '01

GARY M. OLSON
AUDITORNOTICE OF CONTINUANCE
LAND CLASSIFIED AS CURRENT USE OR FOREST LAND
Chapter 84.34 And 84.33 Revised Code of WashingtonGrantor(s) Plum Creek Timberlands, L.P., a Delaware Limited Partnership
Grantee(s) Pope Resources, A Delaware Limited Partnership
Legal Description See attached Exhibit "A"Assessor's Property Tax Parcel or Account Number See attached Exhibit "B" Page 8
Reference Numbers of Documents Assigned or Released See Attached Page 9

If the new owner(s) of land that is classified or designated as current use or forest land wish(es) to continue the classification or designation of this land, the new owner(s) must sign below. All new owners must sign. If the new owner(s) do(es) not desire to continue the classification or designation, all additional or compensating tax calculated pursuant to RCW 84.34.108 or RCW 84.33.120, 140 shall be due and payable by the seller or transferor at the time of sale. To determine if the land qualifies to continue classification or designation, the county assessor may be consulted.

Name of New Owner(s) Pope Resources, A Delaware Limited PartnershipAddress 19245 10th Avenue NE
Poulsbo, Washington 98370-0239

Phone No. _____

Excise Tax No. _____

File No. _____

Taxing District _____

Date of Sale or Transfer ____/____/____

Date of Notice ____/____/____

Interest in Property: ☒ Fee Owner ☐ Contract Purchaser ☐ Other

To inquire about the availability of this notice in an alternate format for the visually impaired or in a language other than English, please call (360) 753-3217. Teletype (TTY) users may call (800) 451-7985

REV 64 0047-1 (1/03/00)

I/we declare that I am/we are aware of the liability of removal of this land from classification or designation and upon removal a compensating tax shall be imposed that shall be equal to the difference between the amount of tax last levied on the land as forest land and an amount equal to the new assessed valuation of the land multiplied by the mileage rate of the last levy extended against the land, multiplied by a number, not greater than ten, equal to the number of years the land was classified or designated as forest land.

The compensating tax shall not be imposed if the removal of classification or designation resulted solely from:

- a) transfer to a government entity in exchange for other forest land located within the state of Washington;
- b) a taking through the exercise of the power of eminent domain, or sale or transfer to an entity having the power of eminent domain in anticipation of the exercise of this power;
- c) a donation of fee title, development rights, or the right to harvest timber, to a government agency or organization qualified under RCW 84.34.210 and 64.04.130 for the purposes enumerated in those sections or the sale or transfer of fee title to a governmental entity or a nonprofit nature conservancy corporation, as defined in RCW 64.04.130, exclusively for the protection and conservation of lands recommended for state natural area preserve purposes by the natural heritage council and natural heritage plan as defined in Chapter 79.70 RCW;
- d) the sale or transfer of fee title to the parks and recreation commission for park and recreation purposes;
- e) official action by an agency of the State of Washington or by the county or city within which the land is located that disallows the present use of such land;
- f) the creation, sale, or transfer of forestry riparian easements under RCW 76.13.120; or
- g) the creation, sale, or transfer of a fee interest or a conservation easement for the riparian open space program under RCW 76.09.040.

The agreement to tax according to use of the property is not a contract and can be annulled or canceled at any time by the Legislature (RCW 84.34.070).

Property Owner

Pope Resources, A Delaware Limited Partnership

Date

19245 10th Avenue NE, Poulsbo, WA 98370-0239

Address

Property Owner

Date

Address

Property Owner

Date

Address

Property Owner

Date

Address

A. CLASSIFICATION UNDER CHAPTER 84.34 RCW. I/we request that this land retains the current use classification as ☐ Open Space Land, ☐ Farm and Agricultural Land, ☒ Timberland, and I am/we are aware of the following use classification of the land:

1. OPEN SPACE LAND MEANS EITHER:

- a) any land area so designated by an official comprehensive land use plan adopted by any city or county and zoned accordingly; or
- b) any land area, the preservation of which in its present use would: (i) conserve and enhance natural or scenic resources; (ii) protect streams or water supply; (iii) promote conservation of soils, wetlands, beaches, or tidal marshes; (iv) enhance the value to the public of abutting or neighboring parks, forests, wildlife preserves, nature reservations or sanctuaries or other open space; (v) enhance recreation opportunities; (vi) preserve historic sites; (vii) preserve visual quality along highway, road, and street corridors or scenic vistas; or (viii) retain in its natural state tracts of land not less than one acre situated in an urban area and open to public use on such conditions as may be reasonably required by the legislative body granting the open space classification; or
- c) any land that meets the definition of farm and agricultural conservation land. "Farm and agricultural conservation land is either: (i) land that was previously classified as open space farm and agricultural land that no longer meets the criteria of farm and agricultural land, and that is reclassified as open space and under RCW 84.34.020(1); or (ii) land that is traditional farmland that is not classified under chapter 84.33 or 84.34 RCW, that has not been irrevocably devoted to a use inconsistent with agricultural uses, and that has a high potential for returning to commercial agriculture.

2. FARM AND AGRICULTURAL LAND MEANS EITHER:

- a) any land in contiguous ownership of twenty or more acres devoted: (i) primarily to the production of livestock or agricultural commodities, for commercial purposes; or (ii) enrolled in the federal conservation reserve program or its successor administered by the United States department of agriculture; or (iii) other similar commercial activities as may be established by rule; or
- b) any parcel of land at least five acres but less than twenty acres devoted primarily to agricultural uses and produces a gross income equal to two hundred dollars or more per acre per year for three out of the five calendar years preceding the date of application for classification under chapter 84.34 RCW; or
- d) any parcel of land that is less than five acres devoted primarily to agricultural uses and produces a gross income equal to fifteen hundred dollars or more per year for three out of the five calendar years preceding the date of application for classification under chapter 84.34 RCW; or
- d) any land on which the principal place of residence of the farm operator or owner of land or housing for employees is sited if the classified farm and agricultural land is classified pursuant to subsection (a) of this section, if the residence or housing is on or contiguous to the classified parcel, and the use of the residence or housing is integral to the use of the classified land for agricultural purposes.

Agricultural land also includes (i) land on which appurtenances necessary for the production, preparation, or sale of commercial agricultural products are situated when the appurtenances are used in conjunction with the land(s) producing agricultural products, (ii) land incidentally used for an activity or enterprise that is compatible with commercial agricultural purposes as long as the incidental use does not exceed twenty percent of the classified land, and (iii) any noncontiguous parcel of land from one to five acres in size that constitutes an integral part of the commercial agricultural operations of a classified parcel of farm and agricultural land.

3. **TIMBER LAND MEANS** any land in contiguous ownership of five or more acres devoted primarily to the growing and harvesting of forest crops for commercial purposes and not classified as reforestation land pursuant to Chapter 84.28 RCW. Timber land means the land only.

I/we declare that I am/we are aware of the liability of withdrawal or removal of this land from classification to the following extent:

1. If the owner has filed the proper notice of request to withdraw the classified land and the land has been classified for a minimum of ten years he/she shall pay an amount equal to the difference between the tax computed on the basis of "current use" and the tax computed on the basis of true and fair value plus interest at the same statutory rate charged on delinquent property taxes. The additional tax and interest shall be paid for the preceding seven years.
2. If land is removed from classification because of a change to a non-conforming use, land is removed prior to the minimum ten year period, or land is removed because the owner(s) failed to comply with the two year notice of withdrawal he/she shall be liable to pay the additional tax and interest described in 1 above plus a penalty of twenty percent of the additional tax and interest. The additional tax, interest, and penalty shall be paid for the preceding seven years.
3. The additional tax, interest, and/or penalty shall not be imposed if the withdrawal or removal from classification resulted solely from:
 - a) transfer to a government entity in exchange for other land located within the state of Washington;
 - b) a taking through the exercise of the power of eminent domain, or sale or transfer to an entity having the power of eminent domain in anticipation of the exercise of this power, said entity having manifested its intent in writing or by other official action;
 - c) a natural disaster such as a flood, windstorm, earthquake, or other calamity rather than by virtue of the act of the landowner changing the use of the classified land;
 - d) official action by an agency of the state of Washington or by the county or city within which the land is located that disallows the present classified use of the land;
 - e) transfer of land to a church when the land would qualify for exemption pursuant to RCW 84.36.020;
 - f) acquisition of property interests by a state or federal agency, county, city, town, metropolitan park district, metropolitan municipal corporation, nonprofit historic preservation corporation as defined in RCW 84.04.130, or nonprofit nature conservancy corporation or association as defined in RCW 84.34.250;
 - g) removal of classified farm and agricultural land on which the principal residence of the farm operator or owner or housing for employees;
 - h) removal of land from classification after enactment of a statutory exemption that qualifies the land for exemption after receipt of notice from the owner to remove the land from classification;
 - i) the creation, sale, or transfer of forestry riparian easements under RCW 76.13.120; or
 - j) the creation, sale, or transfer of a fee interest or a conservation easement for the riparian open space program under RCW 76.09.040.

B. CLASSIFICATION UNDER CHAPTER 84.23 RCW. I/we request that this land retain its ☒ classification or ☐ designation as forest land and I am/we are aware of the following definition of forest land:

FOREST LAND means and is synonymous with timber land and means all land in contiguous ownership of at least twenty acres that is primarily devoted to and used for growing and harvesting timber. Forest land means the land only.

- a) **CLASSIFIED FOREST LAND** is land whose highest and best use is the growing and harvesting of timber.
- b) **DESIGNATED FOREST LAND** is land that is primarily devoted to and used for growing and harvesting timber but whose value for other purposes may be greater than its value for use as forest land.

EXHIBIT "A"
Skamania County, Washington

PARCEL I

Sections 1, 2, 3, 11, 12 and the North half of Section 13, all lying within Township 6 North, Range 6 East of the Willamette Meridian, Skamania County, Washington.

PARCEL II

Sections 1, 2 and 3, Township 6 North, Range 6 East of the Willamette Meridian, Skamania County, Washington;

Section 4, Township 6 North, Range 6 East of the Willamette Meridian, Skamania County, Washington.
EXCEPTING from said Section 4, Government Lot 4, the Southwest quarter of the Northwest quarter, the Northwest quarter of the Southwest quarter, and the North half of the Southwest quarter of the Southwest quarter;

Government Lots 3 and 4, the South half of the Northwest quarter, the West half of the Southwest quarter, and the South half of the Southeast quarter of the Southeast quarter of Section 6, Township 6 North, Range 6 East of the Willamette Meridian, Skamania County, Washington;

Government Lots 1, 2, 3, 6, 7, 8, 10 and 12, the South half of the Northeast quarter, the Southeast quarter of the Northwest quarter, the East half of the Southwest quarter and the Southeast quarter of Section 6, Township 6 North, Range 6 East of the Willamette Meridian, Skamania County, Washington;

Section 7, Township 6 North, Range 6 East of the Willamette Meridian, Skamania County, Washington;

Section 8, Township 6 North, Range 6 East of the Willamette Meridian, Skamania County, Washington.
EXCEPTING from said Section 8, the Northeast quarter of the Northwest quarter and the Northwest quarter of the Northeast quarter;

Sections 9, 10 and 11, Township 6 North, Range 6 East of the Willamette Meridian, Skamania County, Washington;

and Section 12, Township 6 North, Range 6 East of the Willamette Meridian, Skamania County, Washington.
EXCEPTING from said Section 12, the South half of the South half thereof.

PARCEL III

Section 24, Township 7 North, Range 6 East of the Willamette Meridian, Skamania County, Washington.
EXCEPTING from said Section 24, the Southeast quarter thereof;

PARCEL IV

Sections 3, 4, 5, 6, 7, 9, 10, the West half of Section 11, the North half of the Northeast quarter of Section 14, and sections 15, 16, and 17, all lying within Township 7 North, Range 6 East of the Willamette Meridian, Skamania County, Washington;

The Northeast quarter, the West half of the East half of the Northwest quarter of the Northwest quarter, the West half of the West half of the Northwest quarter, the Northwest quarter of the Northeast quarter of the Southwest quarter of the Northwest quarter, the Southeast quarter of the Northeast quarter of the Southwest quarter of the Northwest quarter, the Southeast quarter of the Southwest quarter of the Northwest quarter, the South half of the North half of the Southeast quarter of the Northwest quarter, the South half of the Southeast quarter of the Northwest quarter and the South half of Section 8, Township 7 North, Range 6 East of the Willamette Meridian, Skamania County, Washington.

Government Lots 1, 2, 3 and 4, the East half of the West half, the North half of the Northeast quarter, the Southwest quarter of the Southeast quarter and the Southwest quarter of the Northeast quarter of Section 10, Township 7 North, Range 6 East of the Willamette Meridian, Skamania County, Washington.

EXCEPT that portion conveyed to Marshall and Melba Moore, by deed recorded in Book 494, page 10.

Sections 19, 20, 21, 22, Township 7 North, Range 6 East of the Willamette Meridian, Skamania County, Washington;

The West half, the West half of the Southeast quarter, and Government Lots 1 and 2 of Section 23, Township 7 North, Range 6 East of the Willamette Meridian, Skamania County, Washington;

Section 27, Township 7 North, Range 6 East of the Willamette Meridian, Skamania County, Washington.

EXCEPTING from said Section 27, the following described tracts: That portion conveyed to Swift Creek Estates by deed recorded under Auditor's File No. 99965, Book 85, page 66, described as follows:

BEGINNING at the Southeast corner of said Section 27; thence North $0^{\circ}04'20''$ East 60.96 feet, more or less, along the Easterly line of said Section 27 to the Southerly right of way boundary of the Lewis River Road, commonly called the N-90 Road; thence South $86^{\circ}17'00''$ West 569.87 feet, more or less, along said Southerly right of way boundary; thence South $3^{\circ}43'00''$ East 25 feet, more or less, to a point on the Southerly line of said Section 27; thence South $89^{\circ}48'15''$ East 566 feet, more or less, along said Southerly line to the Point of Beginning.

ALSO EXCEPTING that portion of the East half of the Southeast quarter of said Section 27, being that certain Short Plat as recorded in Skamania County on November 3, 1967, in Book 3 of Short Plats, page 125, recorded under Auditor's File No. 104203;

Section 28, Township 7 North, Range 6 East of the Willamette Meridian, Skamania County, Washington.

EXCEPTING from said Section 28 the following described tracts:

BEGINNING at a point on the West line of said Section 28 which is South $0^{\circ}16'55''$ East a distance of 1,674.98 feet from the West quarter section corner thereof and running thence South $25^{\circ}37'$ East 498.22 feet; thence South $47^{\circ}34'30''$ East 595.58 feet; thence North

59°33'30" East 240.47 feet; thence South 40°26' East 296.84 feet; thence South 89°49'45" West 1,050.02 feet to the Southwest corner of said Section 28; and thence North 0°16'55" West 958.19 feet to the Point of Beginning.

ALSO EXCEPTING, BEGINNING at a point on the South line of said Section 28 which is North 89°49'45" East 2,206.72 feet from the Southwest corner thereof; and running thence North 78°19'30" East 237.50 feet; thence North 33°28' East 235.01 feet; thence North 63°23' East 464.47 feet; thence North 21°05'30" East 360.93 feet; thence North 17°30'30" East 212.97 feet; thence North 57°42' East 110.31 feet; thence South 16°09'30" East 375.99 feet; thence South 10°31'30" East 336.26 feet; thence South 31°11' West 416.74 feet to a point on the South line of said Section 28, which is South 89°52'30" West 2,259.98 feet from the Southeast corner thereof; thence South 89°52'30" West 380.01 feet to the South quarter corner of said Section 28; and thence South 89°49'45" West 634.99 feet to the Point of Beginning.

Section 29, Township 7 North, Range 6 East of the Willamette Meridian, Skamania County, Washington.

EXCEPT that portion conveyed to Pacific Power and Light Co. by deed recorded under Auditor's File No. 55342, Book 46, page 115, described as lying South and West and below the 1,000 foot.

Section 33, Township 7 North, Range 6 East of the Willamette Meridian, Skamania County, Washington.

EXCEPT that portion conveyed to Pacific Power and Light Co. by deed recorded under Auditor's File No. 55342, Book 46, page 115, described as those portions lying below the 1,000 foot.

Section 35, Township 7 North, Range 6 East of the Willamette Meridian, Skamania County, Washington.

EXCEPT that portion conveyed to Pacific Power and Light Co. by deed recorded under Auditor's File No. 55342, Book 46, page 115, and described as that portion lying North and West and below the 1,000 foot.

ALSO EXCEPT that portion conveyed to Swift Creek Estates by deed recorded under Auditor's File No. 99965, Book 85, Page 66.

EXHIBIT "E"

Skamania County, Washington

Assessor's Tax Parcel ID #: 6-5-100; 6-6-200; 7-5-2600; 7-6-200; 7-6-300; 7-6-400; 7-6-500;
7-6-600; 7-6-800; 7-6-900; 7-6-1000; 7-6-1200; 7-6-1300; 7-6-1400; 7-6-1490; 7-6-1480;
7-6-1590; 7-6-1500; 7-6-1600; 7-6-1700; 7-6-1800; 7-6-2600; 7-6-2700; 7-6-2800; 7-6-4200;
7-6-3700; 7-6-700; 7-6-3000; 7-6-3100

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PLUM CREEK TIMBE CO, LP

PARCEL #

BOOK/PAGE OF LIEN

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06 06 00 00 0200 00 -
07 05 00 00 02600 00 -
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