

When recorded return to:



201206040077

Skagit County Auditor

6/4/2012 Page 1 of 4 11:00AM

Notice of Removal of Current Use Classification and Additional Tax Calculations Chapter 84.34 RCW

SKAGIT County

Grantor or County: Skagit County

Grantee or Property Owner: Leatherwood Trust

Mailing Address: PO Box 178

<u>Bow</u>	<u>WA</u>	<u>98232</u>
City	State	Zip

Legal Description: Portion of SEC 19 TWN 35 RGE 3 E, W.M.
see attached

Assessor's Parcel/Account Number: P34504

Reference Numbers of Documents Assigned or Released: C/U F&A Vio #20-2012

You are hereby notified that the current use classification for the above described property which has been classified as:

☐ Open Space Land ☐ Timber Land ☒ Farm and Agricultural Land

is being removed for the following reason:

<input checked="" type="checkbox"/> Owner's request	<input type="checkbox"/> Change in use/no longer qualifies
<input type="checkbox"/> Sale/transfer to government entity	<input type="checkbox"/> Notice of continuance not signed
<input type="checkbox"/> Classified in error	<input type="checkbox"/> Other (specific reason)

Is removal subject to additional tax, interest, and penalty? ☒ Yes ☐ No

If yes, complete the remainder of this form. If no, complete the following:

1. Calculate amount in #10, *calculation of tax for remainder of current year.*

2. Reason for exception (see page 4, #4a-4l of this form): _____

3. Provide a brief explanation on why removal meets the exception listed in #2. _____

Ann H. Heston

County Assessor or Deputy

6/4/2012
Date

64 0023e (x) (5/15/12) (See next page for current use assessment additional tax statement.)

Open Space Loss Worksheet
for Property 34504

6/4/2012 10:45:00AM

Change in Use Date: May 31, 2012

Acres Removed: 15.6600

Non-Senior

Current Tax Year

Year	Market Value	Current Use Value	Levy Rate	Proportion Factor	Market Taxes Due	Current Use Taxes Due	Additional Taxes Due	Interest Due	Tax & Interest	Override
Current Tax Year	\$58,800.00	\$2,300.00	11.504	0.415301	\$280.93	\$10.99	\$269.94	\$2.70	\$272.64	
Remainder of Year	\$58,800.00	\$2,300.00	11.504	0.584699	\$395.53	\$15.47	\$380.05	\$0.00	\$380.05	
Total									\$652.69	

Prior Tax Years

Year	Tax Year	Market Value	Current Use Value	Value Difference	Tax Area ID	Levy Rate	Additional Int 1%/Mo Taxes Due from 4/30	Interest Due	Tax & Interest
1	2010 - 2011	\$62,200.00	\$2,300.00	\$59,900.00	109	10.571	\$633.19	\$82.31	\$715.50
2	2009 - 2010	\$86,300.00	\$2,300.00	\$84,000.00	109	9.687	\$813.73	\$203.43	\$1,017.16
3	2008 - 2009	\$86,400.00	\$2,500.00	\$83,900.00	109	9.100	\$763.52	\$282.50	\$1,046.02
4	2007 - 2008	\$86,400.00	\$2,500.00	\$83,900.00	109	9.167	\$769.14	\$376.88	\$1,146.01
5	2006 - 2007	\$70,700.00	\$2,400.00	\$68,300.00	109	9.998	\$682.84	\$416.53	\$1,099.37
6	2005 - 2006	\$70,700.00	\$2,500.00	\$68,200.00	109	11.618	\$792.38	\$578.44	\$1,370.82
7	2004 - 2005	\$70,700.00	\$2,500.00	\$68,200.00	109	12.348	\$842.15	\$715.83	\$1,557.99
Total									\$7,952.87

Penalty:

1590.57

Penalty Percent:

20.00%

Current Year Taxes Due:

652.69

Total Prior Year Taxes Due:

9,543.44

Prior Year Taxes Due:

7,952.87

Total Additional Taxes & Interest:

10,196.13

RECORDING FEE:

\$65.00

Total Due:

10,261.13



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Reclassification Option

You may apply to have the land reclassified into one of the other current use classifications under Chapter 84.34 RCW or forest land designation under Chapter 84.33 RCW. If an application for reclassification is received within 30 days of this notice, no additional tax is due until the application is denied. If an application for reclassification under 84.34 RCW was previously denied, a reapplication covering the same parcel of land, or a portion thereof, may not be submitted to the granting authority until 365 days have elapsed from the date the initial application for reclassification was received. WAC 458-30-215(8)

Appeal Rights

The property owner or person responsible for the payment of taxes may appeal the assessor's removal of classification to the County Board of Equalization. Said Board may be reconvened to consider the appeal. The petition must be filed with the board on or before July 1 of the year of the determination, or within thirty days after the date the notice has been mailed, or within a time limit of up to sixty days adopted by the county legislative authority, whichever is later. A petition form may be obtained by either contacting the assessor or the county board of equalization in the county in which the land is located. County contact information can be found at the following website: <http://dor.wa.gov/Content/FindTaxesAndRates/PropertyTax/Links.aspx>

Additional Tax, Interest and Penalty upon Removal

Upon removal of classification from this property, an additional tax will be imposed equal to the sum of the following:

1. The difference between the property tax that was levied upon the current use value and the tax that would have been levied upon the true and fair value for the seven tax years preceding removal; plus
2. Interest at the statutory rate charged on delinquent property taxes specified in RCW 84.56.020 from April 30 of the year the tax could have been paid without penalty to the date of removal; plus
3. A penalty of 20% added to the total amount computed in 1 and 2 above, except when the property owner complies with the withdrawal procedure specified in RCW 84.34.070, or when the removal is not subject to the additional tax, interest, and penalty, as provided in 4 (below).
4. The additional tax, interest, and penalty specified in 1, 2, and 3 (above) will not be imposed if 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 such power;
- c) A natural disaster such as a flood, windstorm, earthquake, or other such calamity rather than by virtue of the act of the landowner changing the use of such property;
- d) Official action by an agency of the State of Washington or by the county or city where the land is located disallowing the present use of such land;
- e) Transfer of land to a church when such land would qualify for exemption pursuant to RCW 84.36.020;
- f) Acquisition of property interests by state agencies or agencies or organizations qualified under RCW 84.34.210 and 64.04.130 (see RCW 84.34.108(6)(f));
- g) Removal of land classified as farm and agricultural land under RCW 84.34.020(2)(f) (farm and agricultural home site value);
- h) Removal of land from classification after enactment of a statutory exemption that qualifies the land for exemption and 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;
- j) The creation, sale, or transfer of a conservation easement of private forest lands within unconfined channel migration zones or containing critical habitat for threatened or endangered species under RCW 76.09.040;
- k) The sale or transfer of land within two years after the death of the owner of at least a fifty percent interest in the land if the land has been assessed and valued as designated forest land under chapter 84.33 RCW, or classified under chapter 84.34 RCW continuously since 1993 and the individual(s) or entity(ies) who received the land from the deceased owner is selling or transferring the land. The date of death shown on the death certificate is the date used; or
- l) The discovery that the land was classified in error through no fault of the owner.



That portion of the Northeast Quarter of the Northeast Quarter of Section 19, Township 35 North, Range 3 East, W.M., lying Easterly of the West 198.00 feet of the Northeast Quarter of the Northeast Quarter, and lying Southerly of the Joe Leary Slough, and lying Northerly of the following described line:

Beginning at a point on the East line of said Section 19, lying South 1 Degrees

10'20" West a distance of 769.81 feet from the Northeast corner of said Section

19; thence

North 80 Degrees 40'31" West a distance of 76.82 feet; thence

North 80 Degrees 43'02" West a distance of 272.16 feet; thence

North 81 Degrees 46'12" West a distance of 126.65 feet; thence

North 69 Degrees 07'00" West a distance of 224.38 feet; thence

North 71 Degrees 15' 18" West a distance of 378.56 feet; thence

North 41 Degrees 06'52" West a distance of 113.90 feet to the East line of the West 198.00 feet of said Northeast Quarter of Section 19, being the terminus of said line.



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6/4/2012 Page

4 of

4 11:00AM