

When recorded return to:



201209060008
Skagit County Auditor

9/6/2012 Page 1 of 3 8:56AM

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: City of Seattle and Seattle City Light

Mailing Address: PO Box 34023

Seattle WA 98124
City State Zip

Legal Description: PRTN of SEC 26, Twp 35N, RGE 5E, W.M.
Full legal attached, see Exhibit A

Assessor's Parcel/Account Number: P40243 and P40228

Reference Numbers of Documents Assigned or Released: C/U F&A Vio#30-2012

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:

- Owner's request Change in use/no longer qualifies
 Sale/transfer to government entity Notice of continuance not signed
 Classified in error 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): 4 (f) RCW 84.34.210
3. Provide a brief explanation on why removal meets the exception listed in #2.
Ownership by government entity, ad valorem

Ann M. DeVal
County Assessor or Deputy

9/6/2012
Date

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.



Exhibit A

THAT PORTION OF THE SOUTHEAST 1/4 OF SECTION 26, TOWNSHIP 35 NORTH, RANGE 5 EAST, WM., DESCRIBED AS FOLLOWS:

BEGINNING AT A POINT 42 FEET EAST OF THE SOUTHEAST CORNER OF THE WEST 10 RODS (165 FEET) OF THE EAST 1/2 OF THE SOUTHEAST 1/4 OF SAID SECTION; THENCE NORTH 449.3 FEET; THENCE WEST 472 FEET; THENCE NORTH PARALLEL WITH THE EAST LINE OF THE WEST 1/2 OF THE SOUTHEAST 1/4 OF SAID SECTION TO THE NORTH LINE OF SAID SOUTHEAST 1/4; THENCE WEST TO THE EAST BANK OF THE SKAGIT RIVER; THENCE WEST TO THE NORTHWEST CORNER OF THE SOUTHEAST 1/4; THENCE SOUTH ALONG SAID QUARTER SECTION LINE TO THE SOUTH LINE OF THE SECTION; THENCE EAST TO THE PLACE OF BEGINNING; EXCEPT COUNTY ROAD, AND EXCEPT THE SOUTH 435.6 FEET OF THE WEST 500 FEET THEREOF; AND ALSO EXCEPT THAT PORTION THEREOF CONVEYED TO SKAGIT COUNTY FOR ROAD PURPOSES BY DEED DATED MARCH 19, 1965, AND RECORDED MARCH 22, 1965, UNDER AUDITORS FILE NO 663681 ; ALSO EXCEPT ANY PORTION LYING WITHIN THE FORMER OR PRESENT BED OF THE SKAGIT RIVER; ALSO EXCEPT THAT PORTION OF SAID TRACT WHICH LIES WESTERLY OF THE EASTERLY EDGE OF AN EXISTING SLOUGH WHICH LIES NORTHERLY OF THE SOUTH EDGE OF SAID SLOUGH AS IT CUTS THROUGH THE WESTERLY BOUNDARY OF SAID TRACT; ALSO EXCEPT THAT PORTION LYING WITHIN TRACT "A" OF SHORT PLAT NO. 9-77, APPROVED FEBRUARY 28, 1977. AND RECORDED MARCH 7. 1977 UNDER AUDITOR'S FILE NO. 852085 IN VOLUME 2 OF SHORT PLATS. PAGE 39.

TOGETHER WITH A NON-EXCLUSIVE EASEMENT FOR INGRESS AND EGRESS OVER AND ACROSS A DRIVEWAY AS IT EXISTED ON MARCH 2, 1984, MORE PARTICULARLY DESCRIBED IN A DOCUMENT RECORDED UNDER AUDITOR'S FILE NO. 8403020001.



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Skagit County Auditor