

When Recorded Return to:
Assessor

9907190001

KATHY HILL
SKAGIT

99 JUL 19 18:41

RECORDED
REQUEST OF

OPEN SPACE TAXATION AGREEMENT
CH. 84.34 RCW

1748.3

(To be used for "Open Space", "Timber Land" Classification or "Reclassification" Only)

Grantor(s) SKAGIT COUNTY
Grantee(s) JOHN SARGENT
Legal Description 436A S25 T24 R4 TR IN SW 1/4 of S.W 1/4 on Mt View Rd 307.
NW 1/4 NW 1/4 DAF BAAP ON Mt View Rd. 307 (1.29 AC)
See attached
Assessor's Property Tax Parcel or Account Number P 29840 ; P 27836
Reference Numbers of Documents Assigned or Released _____
This agreement between JOHN SARGENT
hereinafter called the "Owner", and SKAGIT COUNTY
hereinafter called the "Granting Authority".

Whereas the owner of the above described real property having made application for classification of that property under the provisions of CH 84.34 RCW.

And whereas, both the owner and granting authority agree to limit the use of said property, recognizing that such land has substantial public value as open space and that the preservation of such land constitutes an important physical, social, esthetic, and economic asset to the public, and both parties agree that the classification of the property during the life of this agreement shall be for:

☐ Open Space Land

☒ Timber Land

Now, therefore, the parties, in consideration of the mutual covenants and conditions set forth herein, do agree as follows:

1. During the term of this agreement, the land shall be used only in accordance with the preservation of its classified use.
2. No structures shall be erected upon such land except those directly related to, and compatible with, the classified use of the land.
3. This agreement shall be effective commencing on the date the legislative body receives the signed agreement from the property owner and shall remain in effect until the property is withdrawn or removed from classification.
4. This agreement shall apply to the parcels of land described herein and shall be binding upon the heirs, successors and assignees of the parties hereto.
5. Withdrawal: The land owner may withdraw from this agreement if, after a period of eight years, he or she files a request to withdraw classification with the assessor. Two years from the date of that request the assessor shall withdraw classification from the land, and the applicable taxes and interest shall be imposed as provided in RCW 84.34.070 and 84.34.103.

REV 64 9022-1 (01-06-97)

9907190001

EX 2021-0001-86

JUL 16 1999

6. Breach: After the effective date of this agreement, any change in use of the land, except through compliance with items (5), (7), or (9), shall be considered a breach of this agreement, and shall be subject to removal of classification and liable for applicable taxes, penalties, and interest as provided in RCW 84.34.080 and RCW 84.34.108.
7. A breach of agreement shall not have occurred and the additional tax shall not be imposed if removal of classification resulted solely from:
 - (a) Transfer to a governmental 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 in anticipation of the exercise of such power and having manifested its intent in writing or by other official action.
 - (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(3)(i)).
 - (g) Removal of land classified as farm and agricultural land under RCW 84.34.020(2)(d).
8. The county assessor may require an owner to submit data relevant to continuing the eligibility of any parcel of land described in this agreement.
9. Reclassification as provided in Chapter 84.34 RCW.

17483

This agreement shall be subject to the following conditions:

1. The applicant shall comply with the Forest Management Plan prepared for this property.
2. At time of harvest, applicant shall comply with all requirements of the Department of Natural Resources regarding harvest of timber.

It is declared that this agreement specifies the classification and conditions as provided for in CH 84.34 RCW and the conditions imposed by this Granting Authority. This agreement to tax according to the use of the property may be annulled or canceled at any time by the Legislature.

Dated JUNE 22, 1999

Granting Authority:
Led W Anderson
 CHAIRMAN City or County
SKAGIT COUNTY BOARD OF COMMISSIONERS
 Title

As owner(s) of the herein described land I/we indicated by my/our signature(s) that I am/we are aware of the potential tax liability and hereby accept the classification and conditions of this agreement.

Dated 7/2/99

John S Sargent
 Owner(s)
John S Sargent
 (Must be signed by all owners)

Date signed agreement received by Legislative Authority

JULY 2, 1999

Prepare in triplicate with one completed copy to each of the following: Owner, Legislative Authority, County Assessor

REV 64 0022-2 (01-06-97)

To inquire about the availability of this form in an alternate format for the visually impaired, please call (360) 753-3217. Teletype (TTY) users may call (800) 451-7985.

9907190001

BK2021PG0187

0721 1999

0703 1999

P29840
340436-0-005-0009

TR OF LAND LY IN NW1/4 NW1/4 DAF BAAP ON TH MT VIEW RD #307
71.3FT N & 1580.5 FT W OF 1/4 SEC COR BTW SEC 25 & 36 TH N
74-26 W 1115.4FT TAP ON NLY R/W LI SD RD TH BY VARIOUS
COURSES ALG TH SD R/W LI TPOB EXCLUDING HERE FR TH PTN LY IN
SEC 35 TWP34 RGE 4E

P27836
340425-3-006-0005

S25 T34 R4 TR IN SW1/4 OF SW1/4 GRAVEL PIT DAF BAAP ON TH MT
VIEW RD #307 71.3FT N & 1580.5FT W OF 1/4 SEC COR BTW SEC 25
& 36 TH N 74-26 W 1115.4FT TAP ON NLY R/W LI SD RD TH BY
VARIOUS COURSES ALG TH S DR/W LI TPOB EXCLUDING HERE FR TH
PTN LY IN SEC 35 TWN 34 RGE 4E

9907190001

BK2021PG0188