KRRC

Public Records Requests

Email

July 2010

(2 of 2)

Search all emails where the Subject OR Body contains all of the following 'KRRC" OR "gun club" OR "revolver club" OR "4900 Seabeck" OR "safety complaint"'

In accordance with RCW 42.56.210 Personal Records Exemption (Personal addresses, phone numbers, email addresses, etc.) have been redacted from the attached record.

KRRC Email JULY 2010 (2 of 2) - Exemption Log				
Pursuant to RCWs 42.56.070 and 5.60.060(2) (a), the records listed below are exempt from disclosure:				
DATE	**EMAIL AUTHOR**	**EMAIL RECIPIENT**	**SUBJECT**	**REMARKS**
7/15/2010	Kevin M. Howell	Jim Dunwiddie, Dori Leckner	KRRC Boundaries	Attorney Client Privilege
7/16/2010	Tracey L. Hamilton-Oril	Neil R. Wachter	KRRC Easement	Attorney Work Product
7/16/2010	Neil R. Wachter	Tracey L. Hamilton-Oril	RE: KRRC Easement	Attorney Work Product
7/16/2010	Neil R. Wachter	Kevin M. Howell	KRRC question - confidential attorney work product	Attorney Work Product
7/16/2010	Neil R. Wachter	Steve Heacock	KRRC question - confidential attorney work product	Attorney Client Privilege
7/16/2010	Kevin M. Howell	Neil R. Wachter	RE: KRRC question - confidential attorney work product	Attorney Work Product
7/16/2010	Neil R. Wachter	Kevin M. Howell	RE: KRRC question - confidential attorney work product	Attorney Work Product
7/16/2010	Tracey L. Hamilton-Oril	Kevin M. Howell, Neil R. Wachter, Steve Heacock	RE: KRRC question - confidential attorney work product	Attorney Work Product
7/16/2010	Steve Heacock	Kevin M. Howell, Neil R. Wachter	RE: KRRC question - confidential attorney work product	Attorney Client Privilege
7/19/2010	David Greetham	Neil R. Wachter, Steve Heacock, Steve Mount	FW: Recent Expansion of the Kitsap Rifle and Revolver Club	Attorney Client Privilege
7/19/2010	Tracey L. Hamilton-Oril	Kevin M. Howell, Neil R. Wachter	KRRC Ordinances	Attorney Work Product
7/19/2010	Neil R. Wachter	Tracey L. Hamilton-Oril	RE: KRRC Ordinances	Attorney Work Product
7/19/2010	Tracey L. Hamilton-Oril	Kevin M. Howell, Neil R. Wachter	RE: KRRC Ordinances	Attorney Work Product
7/19/2010	Neil R. Wachter	Tracey L. Hamilton-Oril	RE: KRRC Ordinances	Attorney Work Product
7/19/2010	Tracey L. Hamilton-Oril	Kevin M. Howell, Neil R. Wachter	RE: KRRC Ordinances	Attorney Work Product
7/19/2010	Neil R. Wachter	Tracey L. Hamilton-Oril	RE: KRRC Ordinances	Attorney Work Product
7/19/2010	Neil R. Wachter	Tracey L. Hamilton-Oril	RE: KRRC Ordinances - confidential	Attorney Work Product
7/20/2010	Tracey L. Hamilton-Oril	Neil R. Wachter	RE: KRRC Ordinances - confidential	Attorney Work Product
7/19/2010	Neil R. Wachter	Steve Mount	KRRC - confidential attorney client communication	Attorney Client Privilege
7/22/2010	Neil R. Wachter	David Greetham	FW: Recent Expansion of the Kitsap Rifle and Revolver Club	Attorney Client Privilege
7/19/2010	David Greetham	Neil R. Wachter, Steve Heacock, Steve Mount	FW: Recent Expansion of the Kitsap Rifle and Revolver Club	Attorney Client Privilege
7/22/2010	Roy P. Barton	Neil R. Wachter	RE: KRRC - confidential attorney work product	Attorney Client Privilege
7/22/2010	Neil R. Wachter	Roy P. Barton	RE: KRRC - confidential attorney work product	Attorney Client Privilege
7/22/2010	Roy P. Barton	Neil R. Wachter	RE: KRRC - confidential attorney work product	Attorney Client Privilege
7/22/2010	Neil R. Wachter	Roy P. Barton	RE: KRRC - confidential attorney work product	Attorney Client Privilege
7/20/2010	Roy P. Barton	Neil R. Wachter	RE: KRRC - confidential attorney work product	Attorney Client Privilege
7/220/2010	Neil R. Wachter	Roy P. Barton	RE: KRRC - confidential attorney work product	Attorney Client Privilege
7/21/2010	Neil R. Wachter	Steve Mount	RE: KRRC Power Point Attorney Client Work Product	Attorney Client Privilege
7/21/2010	Steve Mount	Cindy Read, Neil R. Wachter	RE: KRRC Power Point Attorney Client Work Product	Attorney Client Privilege
7/21/2010	Neil R. Wachter	Tracey L. Hamilton-Oril	KRRC note to file - confidential attorney work product	Attorney Work Product
7/20/2010	Kevin M. Howell	Dori Leckner, Jim Dunwiddie	KRRC Survey	Attorney Client Privilege
7/20/2010	Neil R. Wachter	Jeff N Smith	FW: KRRC - confidential attorney client communication	Attorney Client Privilege
7/20/2010	Steve Mount	Neil R. Wachter	FW: KRRC - confidential attorney client communication	Attorney Client Privilege
7/20/2010	Neil R. Wachter	Steve Mount	KRRC - confidential attorney client communication	Attorney Client Privilege
7/20/2010	Neil R. Wachter	Steve Mount	RE: KRRC - confidential attorney client communication	Attorney Client Privilege
7/20/2010	Neil R. Wachter	Tina Nelson	RE: Right of Way question - confidential attorney work product	Attorney Work Product
7/20/2010	Tina Nelson	Neil R. Wachter	RE: Right of Way question - confidential attorney work product	Attorney Work Product
7/20/2010	Neil R. Wachter	Tina Nelson	RE: Right of Way question - confidential attorney work product	Attorney Work Product
7/26/2010	John James	Kevin M. Howell	RE: KRRC Survey	Attorney Client Privilege
7/23/2010	Kevin M. Howell	John James	FW: KRRC Survey	Attorney Client Privilege
7/22/2010	Dori Leckner	Kevin M. Howell, Jim Dunwiddie	RE: KRRC Survey	Attorney Client Privilege
7/20/2010	Kevin M. Howell	Dori Leckner, Jim Dunwiddie	KRRC Survey	Attorney Client Privilege
7/22/2010	David Greetham	Neil R. Wachter	Recent Expansion of Kitsap Rifle and Revolver Club - confidential attorney client	Attorney Client Privilege
7/22/2010	Neil R. Wachter	David Greetham	Recent Expansion of Kitsap Rifle and Revolver Club - confidential attorney client	Attorney Client Privilege
7/22/2010	David Greetham	Neil R. Wachter	Recent Expansion of Kitsap Rifle and Revolver Club - confidential attorney client	Attorney Client Privilege
7/22/2010	Neil R. Wachter	David Greetham	Recent Expansion of Kitsap Rifle and Revolver Club - confidential attorney client	Attorney Client Privilege
7/19/2010	David Greetham	Neil R. Wachter	Recent Expansion of Kitsap Rifle and Revolver Club	Attorney Client Privilege
7/26/2010	Jon James	Kevin M. Howell	RE: KRRC Survey	Attorney Client Privilege
7/22/2010	Steve Heacock	David Greetham, Neil Wachter	RE: Recent Expansion of Kitsap Rifle and Revolver Club - confidential attorney client	Attorney Client Privilege
7/22/2010	David Greetham	Neil R. Wachter	RE: Recent Expansion of Kitsap Rifle and Revolver Club - confidential attorney client	Attorney Client Privilege
7/26/2010	Steve Mount	Neil R. Wachter	RE: Recent Expansion of Kitsap Rifle and Revolver Club - confidential attorney client	Attorney Client Privilege
7/26/2010	Neil R. Wachter	Steve Heacock, David Greetham, Steve Mount	RE: Recent Expansion of Kitsap Rifle and Revolver Club - confidential attorney client communication	Attorney Client Privilege
7/26/2010	Steve Heacock	Neil R. Wachter	RE: Recent Expansion of Kitsap Rifle and Revolver Club - confidential attorney client	Attorney Client Privilege
7/26/2010	Tracey L. Hamilton-Oril	Don Burger, Kevin M. Howell	RE: New request	Attorney Client Privilege
7/26/2010	Don Burger	Kevin M. Howell	FW: New request	Attorney Client Privilege
7/26/2010	Neil R. Wachter	Roy P. Barton	KRRC - confidential attorney work product	Attorney Work Product
7/28/2010	Steve Mount	Neil R. Wachter	FW: Gun Noise complaint Attorney Client Confidential	Attorney Client Privilege
7/28/2010	Roy P. Barton	Neil R. Wachter	RE: KRRC - confudential attorney work product	Attorney Work Product
7/28/2010	Neil R. Wachter	Roy P. Barton	KRRC - confudential attorney work product	Attorney Work Product
7/27/2010	Don Burger	Kevin M. Howell	New request	Attorney Client Privilege
7/28/2010	Kevin M. Howell	Tracey L. Hamilton-Oril, Don Burger	RE: New request	Attorney Client Privilege
7/28/2010	Debbie A. Meyer	Kevin M. Howell	RE: New request	Attorney Client Privilege
7/28/2010	Neil R. Wachter	B4OC9JEM@SMTP.LMK.USACE.ARMY.MIL	help?	Attorney Work Product
7/31/2010	Steve Mount	Neil R. Wachter	FW: Folder KRRC	Attorney Client Privilege
7/30/2010	Roy P. Barton	Pros-TechDiv	FW: KRRC - confidential attorney work product	Attorney Work Product
7/28/2010	Neil R. Wachter	Russell D. Hauge	KRRC - confuidential attorney work product communication	Attorney Work Product
7/28/2010	Merritt, James E MVD	Neil R. Wachter	RE: help?	Attorney Work Product
7/28/2010	Neil R. Wachter	Merritt, James E MVD	RE: help?	Attorney Work Product
7/28/2010	Merritt, James E MVD	Neil R. Wachter	RE: help?	Attorney Work Product

Don Burger

From: John James [Jjames@co.kitsap.wa.us]
Sent: Friday, July 16, 2010 6:26 AM
To: Burt Thatcher
Subject: FW: KRRC Boundaries

From: Kevin M. Howell
Sent: Thursday, July 15, 2010 3:07 PM
To: Jim Dunwiddie; Dori Leckner
Cc: Neil R. Wachter; John James; Tracey L. Hamilton-Oril
Subject: KRRC Boundaries

Jim and Dori,

[redacted]

[redacted]

[redacted]

Kevin M. Howell, Deputy Prosecuting Attorney
Civil Division
Kitsap County Prosecutor's Office
614 Division Street, MS-35A
Port Orchard, WA 98366
Phone: (360) 337-7268
Fax: (360) 337-7083
kmhowell@co.kitsap.wa.us

Don Burger

From: Tracey L. Hamilton-Oril [THamilto@co.kitsap.wa.us]
Sent: Friday, July 16, 2010 8:57 AM
To: Neil R. Wachter
Subject: KRRC Easement
Attachments: Easement.pdf

[redacted]

Tracey Hamilton-Oril
Legal Assistant to Alan Miles, Kevin Kelly, Kevin Howell & Neil Wachter
Deputy Prosecuting Attorneys
Kitsap County Prosecutor's Office - Civil
Phone: (360) 307-4271
email: THamilto@co.kitsap.wa.us

EASEMENT

THIS AGREEMENT, made and entered into this 9th day of April May, 19 85, by and between ERNEST F. HOWERTON, herein called the "Grantee," and STATE OF WASHINGTON, acting by and through the Department of Natural Resources, herein called "State," WITNESSETH:

I

The State, for and in consideration of a similar grant hereby grants and conveys to the Grantee, his successors and assigns, a permanent, indivisible easement upon, over and across a location as shown on Plat No. 47116 filed in the office of the Commissioner of Public Lands at Olympia, Washington, a copy of which is attached as Exhibit A, indicating said right of way in green, and by this reference made a part hereof, all in Kitsap County, Washington.

Subject as to said lands to all matters of public record.

II

The parties hereto hereby agree that the rights hereinabove granted shall be subject to the following terms and conditions:

1. This easement is conveyed for the reconstruction, use and maintenance of a road or roads for the purpose of providing access to and from lands now owned or hereafter acquired by the Grantee hereto.

   Provided, however, thirty (30) days prior to any reconstruction, or development, the Grantee shall submit to the Area Manager at Enumclaw, Washington, for written approval a complete and detailed plan of operation for the development of the right of way. The Grantee's operations specified hereinabove shall be conducted in accordance with the provisions of the State approved Plan of Operation in force at the time of the commencement of said operations and the Grantee shall provide for the examination of the right of way, with the State's Area Manager, before construction, reconstruction, or development is commenced.

2. The State reserves for itself, its successors and assigns, the right at all times for any purpose, to cross and recross at any place on grade or otherwise, and to use said rights of way in a manner that will not unreasonably interfere with the rights granted to the Grantee herein.

3. The State may grant to third parties, upon such terms as it chooses, any or all of the rights reserved by it herein; provided, that use by such party shall be subject to the terms and conditions of this agreement and shall not unreasonably interfere with the rights granted to the Grantee herein.

4. The cost of road maintenance and resurfacing shall be allocated on the basis of respective uses of said roads. When any party uses a road, that party shall perform or cause to be performed, or contribute or cause to be contributed, that share of maintenance and resurfacing occasioned by such use as hereinafter provided. During periods when a road is being used solely by one party, such party shall maintain that portion of said road so used to the standards existing at the time use is commenced. During periods when more than one party is using the same road, or any portion thereof, the parties hereto shall meet and establish necessary maintenance provisions. Such provisions shall include, but shall not be limited to:

   (a) The appointment of a maintainer, which may be one of the parties hereto or any third party, who will perform or cause to be performed at a reasonable and agreed upon rate the maintenance and resurfacing of the road or the portion thereof being used; and

   (b) A method of payment by which each party using said road or a portion thereof, shall pay its pro rata share of the cost incurred by said maintainer in maintaining or resurfacing said road or portion thereof.

   For purposes of this agreement, maintenance is defined as the work normally necessary to preserve and keep the roadway, road structure and road facilities as nearly as possible in their present condition or as hereafter improved.

5. Each party using any portion of a road shall repair, or cause to be repaired, at its sole cost and expense, that damage to said road occasioned by it which is in excess of that which it would cause through normal and prudent usage of said road. Should inordinate damage to a road occur which is not caused by an authorized user of said road, the parties hereto shall meet to agree upon the cost of replacement, the party to undertake the replacement, and the shares of replacement cost to be borne by each user of said road.

6. Unless the parties hereto agree in writing to share the cost of improvements in advance of such improvements being made, such improvements shall be solely for the account of the improver.

7. The State reserves to itself all timber now on or hereafter growing within the rights of way on its said lands.

8. The Grantee may permit his respective agents, contractors, licensees, lessees, purchasers of timber or other valuable materials, and their agents, hereinafter, individually referred to as "Permittee" and collectively referred to as "Permittees," to exercise the rights granted to him herein: provided, that when the Grantee or one of his Permittees plans to use any portion of said roads for the purpose of hauling timber or other valuable materials, such party shall notify the State at least fifteen (15) days prior to the commencement of use of said rights, advising of the portion of road to be used, the approximate dates when such use will begin and end, and of the approximate volumes of forest products or valuable materials to be hauled and forthwith upon the completion of such use notify the State thereof.

The Grantee shall be required and shall also require each of his Permittees, before using any of said roads to:

(a) Obtain and during the term of such use, maintain a policy of liability insurance in a form generally acceptable in the trade and customary in the area of said rights of way, insuring said Grantee and/or Permittee against liability arising out of its operations, including use of vehicles. Minimum amounts of insurance shall be:

(1) For log haulers, and other miscellaneous users operating heavy trucks (over one (1) ton), Two Hundred Fifty Thousand Dollars ($250,000.00) for injury to one person, Five Hundred Thousand Dollars ($500,000.00) for any one occurrence, and Two Hundred Fifty Thousand Dollars ($250,000.00) property damage for any one occurrence;

(2) For fern cutters, bough cutters, shake cutters, or other miscellaneous users operating pickup trucks, light trucks (under one (1) ton) or passenger cars for the purpose of transporting miscellaneous forest products, One Hundred Thousand Dollars ($100,000.00) for injury to one person, Three Hundred Thousand Dollars ($300,000.00) for any one occurrence, and One Hundred Thousand Dollars ($100,000.00) property damage for any one occurrence; or

(3) Such other limits as the parties hereto may agree upon in writing from time to time.

(b) Deliver to the State a certificate from the insurer of said Grantee and/or Permittee certifying that coverage in not less than the above named amounts is in force and that, in the event of cancellation or modification of such coverage, the insurer will give the State ten (10) days' written notice prior to any cancellation or modification.

9. This easement, shall not be assigned without prior written consent of the State, except that this easement may be used by any employee, contractor, or representative of the Grantee hereinabove collectively referred to as Permittee, while engaged in the Grantee's operations.

10. All obligations under this easement which involve the expenditure of funds by the State shall be subject to the availability of such appropriated funds.

11. The State shall notify the Grantee by United States mail, addressed to the address shown on the application for this easement on file in the office of the Commissioner of Public Lands in Olympia, Washington, of any instance of noncompliance with any of the terms and conditions hereof. Such notice will specifically identify the manner of noncompliance herewith. Upon receipt of such notice the Grantee shall immediately take or cause to be taken effective remedial action.

In the event the Grantee does not undertake, or cause to be undertaken, remedial action within fifteen (15) days following receipt of said notice, the State, acting by and through its Area Manager at Enumclaw, Washington, may suspend the Grantee operations on State lands until such time as effective remedial action is taken.

IN WITNESS WHEREOF, the parties hereto have executed this instrument, in duplicate, to become effective as of the day and year first above written.

Ernest F. Howerton
ERNEST F. HOWERTON

STATE OF WASHINGTON
DEPARTMENT OF NATURAL RESOURCES

BRIAN J. BOYLE
Commissioner of Public Lands

Affix Seal of Commissioner
of Public Lands

App. No. 47116
400576

APPROVED
R/W SECTION
DATE 4/26/85

STATE OF Washington)
) ss
County of Kitsap)

On this day personally appeared before me Ernest F. Howerton, to me known to be the individual described in and who executed the within and foregoing instrument and acknowledged the same as his free and voluntary act and conveyance for the uses and purposes therein mentioned.

Given under my hand and official seal this 23rd day of April, 1985.

Lisa B. Montgomery
Notary Public in and for the State of
Washington, residing at Port Orchard

STATE OF WASHINGTON)
) ss
COUNTY OF THURSTON)

On this 9th day of May, 1985, before me personally appeared BRIAN J. BOYLE, to me known to be the Commissioner of Public Lands, and ex officio administrator of the Department of Natural Resources of the State of Washington, the Department that executed the within and foregoing instrument on behalf of the State of Washington, and acknowledged said instrument to be the free and voluntary act and deed of the State of Washington for the uses and purposes therein mentioned, and on oath stated that he was authorized to execute said instrument and that the seal affixed is the official seal of the Commissioner of Public Lands for the State of Washington.

IN WITNESS WHEREOF, I have hereunto set my hand and seal the day and year set forth above.

Sandra S. Carey
Notary Public in and for the State of
Washington, residing at Olympia.

RES 90-1002 (2-92)

STATE OF WASHINGTON
DEPARTMENT OF NATURAL RESOURCES
Commissioner of Public Lands

Application No. .....

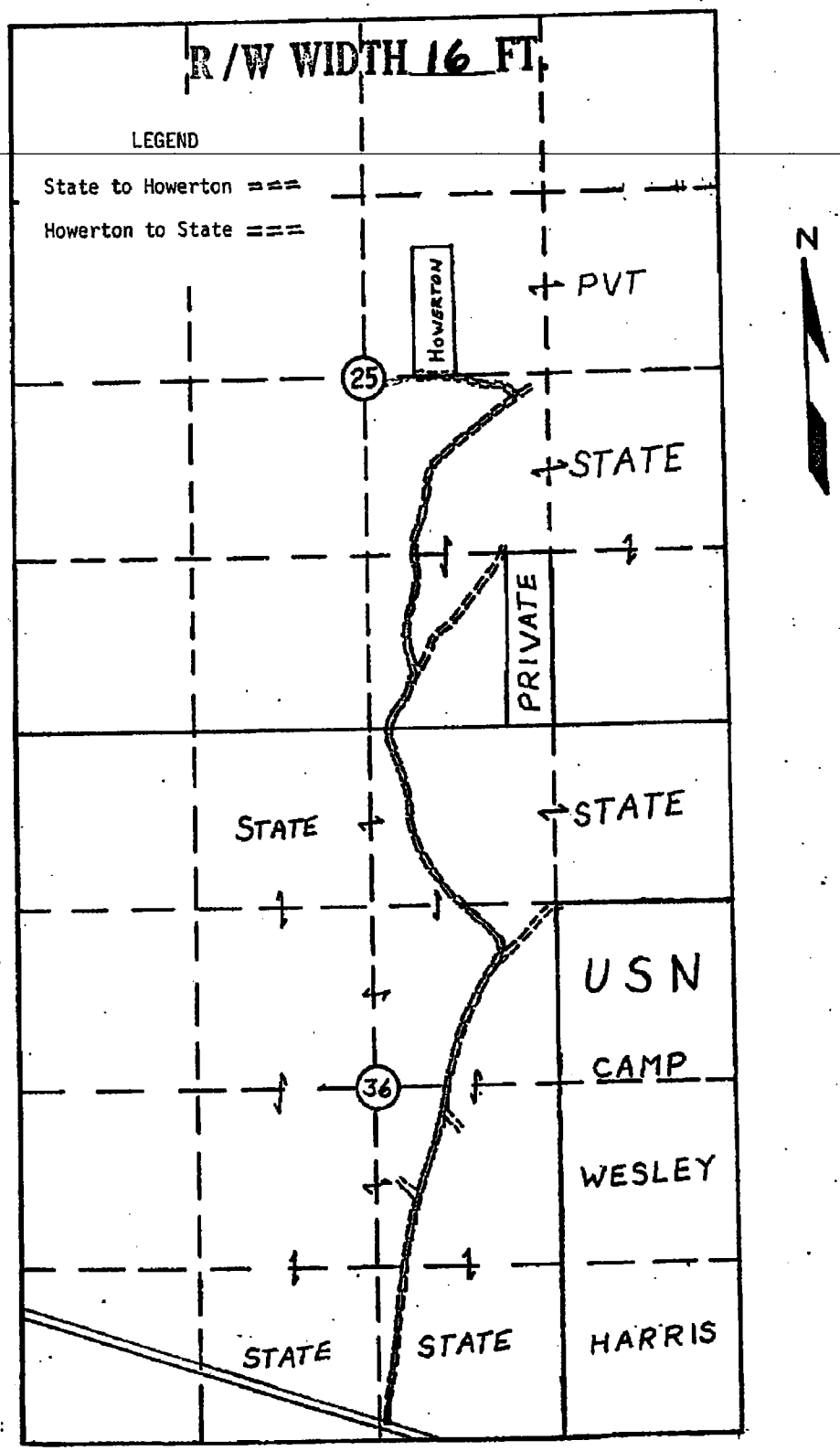
County KITSAP

Applicant HOWERTON

EXHIBIT A

Area SOUTH PUGET

TOWNSHIP 25 NORTH, RANGE 1 (E) (W.) W.M.



SCALE:

Drawn By:

Date:

EASEMENT

THIS AGREEMENT, made and entered into this ~~23~~ 9th day of ~~April~~ May, 19 85, by and between ERNEST F. HOWERTON, herein called the "Grantee," and STATE OF WASHINGTON, acting by and through the Department of Natural Resources, herein called "State," WITNESSETH:

I

The State, for and in consideration of a similar grant hereby grants and conveys to the Grantee, his successors and assigns, a permanent, indivisible easement upon, over and across a location as shown on Plat No. 47116 filed in the office of the Commissioner of Public Lands at Olympia, Washington, a copy of which is attached as Exhibit A, indicating said right of way in green, and by this reference made a part hereof, all in Kitsap County, Washington.

Subject as to said lands to all matters of public record.

II

The parties hereto hereby agree that the rights hereinabove granted shall be subject to the following terms and conditions:

1. This easement is conveyed for the reconstruction, use and maintenance of a road or roads for the purpose of providing access to and from lands now owned or hereafter acquired by the Grantee hereto.

   Provided, however, thirty (30) days prior to any reconstruction, or development, the Grantee shall submit to the Area Manager at Enumclaw, Washington, for written approval a complete and detailed plan of operation for the development of the right of way. The Grantee's operations specified hereinabove shall be conducted in accordance with the provisions of the State approved Plan of Operation in force at the time of the commencement of said operations and the Grantee shall provide for the examination of the right of way, with the State's Area Manager, before construction, reconstruction, or development is commenced.

2. The State reserves for itself, its successors and assigns, the right at all times for any purpose, to cross and recross at any place on grade or otherwise, and to use said rights of way in a manner that will not unreasonably interfere with the rights granted to the Grantee herein.

3. The State may grant to third parties, upon such terms as it chooses, any or all of the rights reserved by it herein; provided, that use by such party shall be subject to the terms and conditions of this agreement and shall not unreasonably interfere with the rights granted to the Grantee herein.

4. The cost of road maintenance and resurfacing shall be allocated on the basis of respective uses of said roads. When any party uses a road, that party shall perform or cause to be performed, or contribute or cause to be contributed, that share of maintenance and resurfacing occasioned by such use as hereinafter provided. During periods when a road is being used solely by one party, such party shall maintain that portion of said road so used to the standards existing at the time use is commenced. During periods when more than one party is using the same road, or any portion thereof, the parties hereto shall meet and establish necessary maintenance provisions. Such provisions shall include, but shall not be limited to:

   (a) The appointment of a maintainer, which may be one of the parties hereto or any third party, who will perform or cause to be performed at a reasonable and agreed upon rate the maintenance and resurfacing of the road or the portion thereof being used; and

   (b) A method of payment by which each party using said road or a portion thereof, shall pay its pro rata share of the cost incurred by said maintainer in maintaining or resurfacing said road or portion thereof.

   For purposes of this agreement, maintenance is defined as the work normally necessary to preserve and keep the roadway, road structure and road facilities as nearly as possible in their present condition or as hereafter improved.

5. Each party using any portion of a road shall repair, or cause to be repaired, at its sole cost and expense, that damage to said road occasioned by it which is in excess of that which it would cause through normal and prudent usage of said road. Should inordinate damage to a road occur which is not caused by an authorized user of said road, the parties hereto shall meet to agree upon the cost of replacement, the party to undertake the replacement, and the shares of replacement cost to be borne by each user of said road.

6. Unless the parties hereto agree in writing to share the cost of improvements in advance of such improvements being made, such improvements shall be solely for the account of the improver.

7. The State reserves to itself all timber now on or hereafter growing within the rights of way on its said lands.

8. The Grantee may permit his respective agents, contractors, licensees, lessees, purchasers of timber or other valuable materials, and their agents, hereinafter, individually referred to as "Permittee" and collectively referred to as "Permittees," to exercise the rights granted to him herein: provided, that when the Grantee or one of his Permittees plans to use any portion of said roads for the purpose of hauling timber or other valuable materials, such party shall notify the State at least fifteen (15) days prior to the commencement of use of said rights, advising of the portion of road to be used, the approximate dates when such use will begin and end, and of the approximate volumes of forest products or valuable materials to be hauled and forthwith upon the completion of such use notify the State thereof.

The Grantee shall be required and shall also require each of his Permittees, before using any of said roads to:

(a) Obtain and during the term of such use, maintain a policy of liability insurance in a form generally acceptable in the trade and customary in the area of said rights of way, insuring said Grantee and/or Permittee against liability arising out of its operations, including use of vehicles. Minimum amounts of insurance shall be:

(1) For log haulers, and other miscellaneous users operating heavy trucks (over one (1) ton), Two Hundred Fifty Thousand Dollars ($250,000.00) for injury to one person, Five Hundred Thousand Dollars ($500,000.00) for any one occurrence, and Two Hundred Fifty Thousand Dollars ($250,000.00) property damage for any one occurrence;

(2) For fern cutters, bough cutters, shake cutters, or other miscellaneous users operating pickup trucks, light trucks (under one (1) ton) or passenger cars for the purpose of transporting miscellaneous forest products, One Hundred Thousand Dollars ($100,000.00) for injury to one person, Three Hundred Thousand Dollars ($300,000.00) for any one occurrence, and One Hundred Thousand Dollars ($100,000.00) property damage for any one occurrence; or

(3) Such other limits as the parties hereto may agree upon in writing from time to time.

(b) Deliver to the State a certificate from the insurer of said Grantee and/or Permittee certifying that coverage in not less than the above named amounts is in force and that, in the event of cancellation or modification of such coverage, the insurer will give the State ten (10) days' written notice prior to any cancellation or modification.

9. This easement, shall not be assigned without prior written consent of the State, except that this easement may be used by any employee, contractor, or representative of the Grantee hereinabove collectively referred to as Permittee, while engaged in the Grantee's operations.

10. All obligations under this easement which involve the expenditure of funds by the State shall be subject to the availability of such appropriated funds.

11. The State shall notify the Grantee by United States mail, addressed to the address shown on the application for this easement on file in the office of the Commissioner of Public Lands in Olympia, Washington, of any instance of noncompliance with any of the terms and conditions hereof. Such notice will specifically identify the manner of noncompliance herewith. Upon receipt of such notice the Grantee shall immediately take or cause to be taken effective remedial action.

In the event the Grantee does not undertake, or cause to be undertaken, remedial action within fifteen (15) days following receipt of said notice, the State, acting by and through its Area Manager at Enumclaw, Washington, may suspend the Grantee operations on State lands until such time as effective remedial action is taken.

IN WITNESS WHEREOF, the parties hereto have executed this instrument, in duplicate, to become effective as of the day and year first above written.

Ernest F. Howerton
ERNEST F. HOWERTON

STATE OF WASHINGTON
DEPARTMENT OF NATURAL RESOURCES

BRIAN J. BOYLE
Commissioner of Public Lands

Affix Seal of Commissioner
of Public Lands

App. No. 47116
400576

APPROVED
R/W SECTION
DATE 4/26/85

STATE OF Washington)
) ss
County of Kitsap)

On this day personally appeared before me Ernest F. Howerton, to me known to be the individual described in and who executed the within and foregoing instrument and acknowledged the same as his free and voluntary act and conveyance for the uses and purposes therein mentioned.

Given under my hand and official seal this 23rd day of April, 1985.

Lisa B. Montgomery
Notary Public in and for the State of
Washington, residing at Port Orchard

STATE OF WASHINGTON)
) ss
COUNTY OF THURSTON)

On this 9th day of May, 1985, before me personally appeared BRIAN J. BOYLE, to me known to be the Commissioner of Public Lands, and ex officio administrator of the Department of Natural Resources of the State of Washington, the Department that executed the within and foregoing instrument on behalf of the State of Washington, and acknowledged said instrument to be the free and voluntary act and deed of the State of Washington for the uses and purposes therein mentioned, and on oath stated that he was authorized to execute said instrument and that the seal affixed is the official seal of the Commissioner of Public Lands for the State of Washington.

IN WITNESS WHEREOF, I have hereunto set my hand and seal the day and year set forth above.

Sandra S. Carey
Notary Public in and for the State of
Washington, residing at Olympia.

RES 90-1002 (2-92)

STATE OF WASHINGTON
DEPARTMENT OF NATURAL RESOURCES
Commissioner of Public Lands

Application No. .....

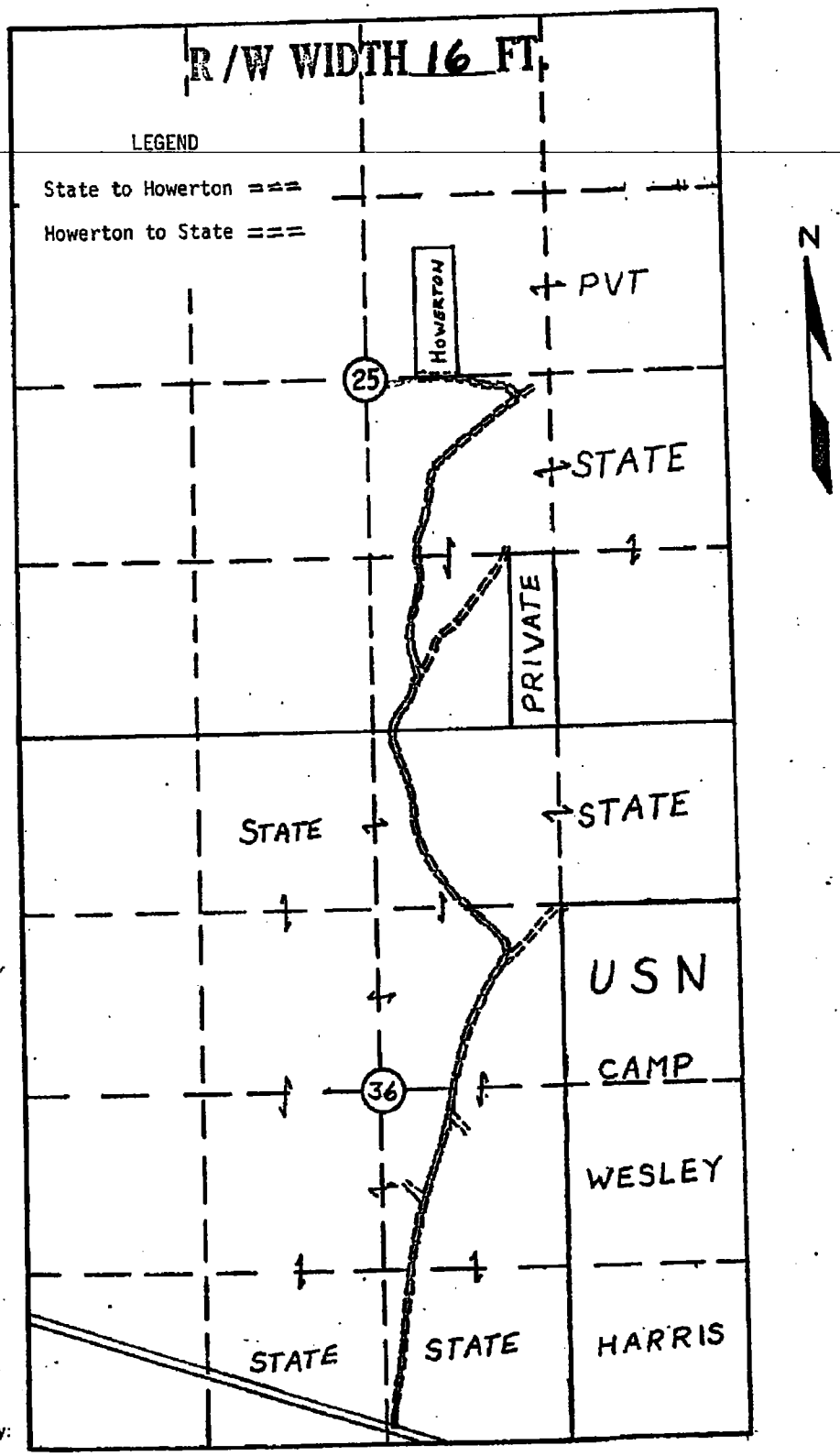
County KITSAP

Applicant HOWERTON

EXHIBIT A

Area SOUTH PUGET

TOWNSHIP 25 NORTH. RANGE 1 (E.) (W.) W.M.



SCALE:

Drawn By:

Date:

Don Burger

From: Neil R. Wachter [NWachter@co.kitsap.wa.us]
Sent: Friday, July 16, 2010 9:16 AM
To: Tracey L. Hamilton-Oril
Subject: RE: KRRC Easement

[redacted]

From: Tracey L. Hamilton-Oril
Sent: Friday, July 16, 2010 8:57 AM
To: Neil R. Wachter
Subject: KRRC Easement

[redacted]

Tracey Hamilton-Oril
Legal Assistant to Alan Miles, Kevin Kelly, Kevin Howell & Neil Wachter
Deputy Prosecuting Attorneys
Kitsap County Prosecutor's Office - Civil
Phone: (360) 307-4271
email: THamilto@co.kitsap.wa.us

Don Burger

From: Gail and Kevin Gross [kevinandgail@[redacted]]
Sent: Friday, July 16, 2010 1:44 PM
To: Neil R. Wachter
Cc: Terry Allison; skip junis
Subject: Kitsap Rifle and Revolver Club (KRRC) Match Results Summary
Attachments: KRRC Match Results.docx

Neil, attached is the summary of match results posted by the KRRC from September 9th 2006 through August 9th 2008. Hope this helps.

We believe we have found the un-marked documents obtained through PDR as used in the indexed file that we have given you previously.

We have also copied the Club calendars for at least the last two years if you want those as well. We can print them or copy to a CD.

Sincerely,
Kevin Gross

Don Burger

From: Neil R. Wachter [NWachter@co.kitsap.wa.us]
Sent: Friday, July 16, 2010 2:02 PM
To: Gail and Kevin Gross
Subject: RE: Kitsap Rifle and Revolver Club (KRRC) Match Results Summary

Kevin - thank for this. I did not see Courage Classic data here, so if there are more results please send 'em.

Club calendars - please copy to a CD.

Thanks,

Neil

From: Gail and Kevin Gross [mailto:kevinandgail@[redacted]]
Sent: Friday, July 16, 2010 1:44 PM
To: Neil R. Wachter
Cc: Skip Junis; Terry Allison
Subject: Kitsap Rifle and Revolver Club (KRRC) Match Results Summary

Neil, attached is the summary of match results posted by the KRRC from September 9th 2006 through August 9th 2008. Hope this helps.

We believe we have found the un-marked documents obtained through PDR as used in the indexed file that we have given you previously.

We have also copied the Club calendars for at least the last two years if you want those as well. We can print them or copy to a CD.

Sincerely,
Kevin Gross

Don Burger

From: Neil R. Wachter [NWachter@co.kitsap.wa.us]
Sent: Friday, July 16, 2010 2:25 PM
To: Kevin M. Howell
Cc: Tracey L. Hamilton-Oril
Subject: KRRC question - confidential attorney work product

[redacted]

[redacted]?

Thanks,

Neil

FUN STEEL 9 August 2008

PLACE	NAME	CLASS	ST-1	ST-2	ST-3	ST-4	ST-5	ST-6	TOTAL
1st OH-22	1 Mike Gallion	OH-22	12.07	14.11	14.46	17.50	9.07	6.00	73.21
	2 Lee Peffer	OR	13.70	16.28	18.67	22.86	9.34	5.21	86.06
1st Place	3 Rob Potter	Stock	19.74	15.11	16.31	22.98	14.89	6.83	95.59
2nd OH-22	4 Jim Skedd	OH-22	20.61	19.55	19.77	23.49	14.19	7.67	105.28
1st IH-22	5 Debbie Kurre	IH-22	22.54	20.50	16.89	25.57	16.91	8.58	110.99
2nd Place	6 Rebecca Potter	Stock	21.23	14.76	28.83	23.97	19.11	9.12	117.02
	7 Rob Potter	Draw	21.43	22.60	20.31	25.40	19.27	9.42	118.43
3rd OH-22	8 Noelle Spiering	OH-22	21.04	19.90	23.38	28.68	18.41	7.80	119.21
1st Stock	9 Jim Skedd	Stock	25.62	21.61	22.77	22.97	20.71	7.91	121.59
2nd IH-22	10 John Mills Jr	IH-22	23.22	22.28	22.69	25.32	25.05	5.62	124.18
3rd IH-22	11 John Mills Sr	IH-22	25.06	21.18	26.15	26.40	24.03	8.18	131.00
2nd Stock	12 John Davidson	Stock	24.76	22.04	22.69	29.17	23.44	11.23	133.33
3rd Stock	13 Dan Moore	Stock	21.18	24.59	28.95	25.53	29.70	7.70	137.65
	14 Dan Moore	Revolver	28.81	29.91	20.66	26.67	24.24	8.02	138.31
	15 Rebecca Potter	Draw	28.63	23.09	25.45	28.24	26.75	13.24	154.40
	16 Rich Robinson	IH-22	28.68	21.29	28.14	30.45	31.21	7.64	147.41
1st Lewis	17 Kevin Barbour	IH-22	25.41	30.36	22.72	38.86	25.37	7.34	150.06
	18 Darrell Roland	IH-22	25.23	31.13	28.98	34.56	21.91	10.32	152.13
	19 John Davidson	Carry	31.89	25.48	29.58	36.94	21.40	10.69	155.98
	20 Dave Schuler	IH-22	29.15	23.28	30.40	35.78	30.93	8.04	157.58
	21 John Mills Sr	Stock	35.26	36.12	25.40	30.60	25.54	9.06	161.98
2nd Lewis	22 Tom Murphy	Draw	27.11	28.32	37.13	30.10	32.81	10.74	166.21
	23 Bryce Brown	Draw	31.37	27.80	34.05	32.94	29.08	18.31	173.55
	24 Leon Potter	Stock	33.41	32.18	29.67	40.09	29.83	14.30	179.48
	25 Carl Cummins	IH-22	34.58	34.76	30.74	38.96	33.28	12.75	185.07
3rd Lewis	26 Bryce Brown	Revolver	40.12	45.58	29.34	46.44	34.41	9.84	205.73
	27 Debbie Kurre	Stock	44.05	49.13	29.27	38.62	42.20	9.09	212.36
	28 Brianna Carter	IH-22	97.20	69.64	82.62	115.97	63.71	21.65	450.79

Remarks;
1. Open is Centerfire Handgun with optics, compensator, etc.
2. OH-22 is Handgun 22 Rimfire with optics, compensator,etc
3. IH-22 is Handgun in 22 rimfire with Iron sights.
4. RI is 22 rifle with iron sights
5. OR is 22 rifle with optics.
6. REV-22 is Rimfire Revolver
7. REV-5 is 5 shot revolver.

FUN STEEL 12 July 2008

PLACE	NAME	CLASS	ST-1	ST-2	ST-3	ST-4	ST-5	ST-6	TOTAL
1st OH-22	1 Mike Gallion	OH-22	16.52	9.44	12.16	12.50	15.45	12.97	79.04
	2 John Davidson	OH-22	19.60	13.71	17.07	15.82	8.72	17.24	92.16
2nd OH-22	3 Debra Kurre	OH-22	28.77	20.30	16.91	16.55	9.27	16.05	107.85
1st OH-22-I	4 John Mills Jr	OH-22-I	25.76	20.61	16.57	19.64	8.46	20.82	111.86
	~~5 Jim Skedd~~	~~OH-22~~	~~21.39~~	~~19.98~~	~~20.61~~	~~20.29~~	~~11.70~~	~~17.91~~	~~111.88~~
1st Place	6 Rob Potter	Stock	24.82	18.30	21.14	19.06	10.77	19.37	113.46
	7 Jennifer Kelley	OH-22	23.05	14.11	18.36	21.91	10.01	28.02	115.46
	8 Mike Gallion	OH-22-I	26.26	19.37	22.26	22.31	10.02	20.39	120.61
	9 Debra Kurre	REV-22	27.41	17.23	22.79	18.29	16.67	20.50	122.89
2nd Place	10 Lee Peffer	Draw	25.17	16.89	24.51	19.98	16.70	20.74	123.99
1st Stock	11 John Davidson	Stock	25.17	24.56	20.95	20.10	11.90	25.08	127.76
	12 John Mills Jr	Stock	24.87	24.00	24.98	21.16	13.17	19.87	128.05
2nd Stock	13 Rebecca Potter	Stock	23.61	24.50	23.66	20.30	19.44	23.70	135.21
2nd OH-22I	14 Stacey Koenig	OH-22-I	29.56	23.77	24.00	21.47	16.21	22.88	137.89
	15 John Mills Sr	OH-22	31.28	27.52	18.65	26.62	10.23	25.90	140.20
3rd Stock	16 Jim Skedd	Stock	31.19	26.23	22.83	22.18	17.81	20.11	140.35
3rd OH-22-I	17 Harry Birkenfield	OH-22-I	27.00	22.99	18.49	24.95	12.54	38.79	144.76
	18 Rebecca Potter	Draw	29.65	22.22	20.64	24.67	34.13	21.45	152.76
1st Lewis	19 Carl Cummins	OH-22-I	34.09	29.14	23.60	22.30	18.06	32.08	159.27
	20 Richard Robinson	OH-22-I	33.15	26.01	30.71	29.80	11.65	30.29	161.61
	21 Trudy Jones	OH-22	41.11	23.35	31.15	26.81	20.13	27.08	169.63
2nd Lewis	22 Ron Harper	OH-22-I	36.98	32.10	33.76	26.27	16.42	31.60	177.13
	23 Joshua Fry	OH-22	32.55	24.35	42.83	25.22	20.48	31.78	177.21
3rd Stock	24 Ted Fry	Stock	50.49	38.39	27.69	30.44	18.56	27.69	193.26
	25 Tyler Stiles	Stock	40.12	46.31	26.81	23.86	25.42	32.03	194.55
	26 John Mills Sr	Stock	43.38	33.91	35.02	26.00	16.61	40.00	194.92
3rd Lewis	27 Randy Smalling	Stock	83.16	61.39	71.13	48.66	28.73	56.93	350.00
	28 Wyatt Smalling	OH-22-I	190.00	257.71	103.07	129.32	45.53	97.67	823.30

Remarks; 1. Open is Centerfire Handgun with Scope, Dot Sight, Compensator, etc.
2. OH-22 is Open Handgun 22 Rimfire.
3. OR is Open Rifle 22 rimfire.
4. REV-22 is Rimfire Revolver
5. REV-5 is 5 shot revolver.
6. OH-22-I is rimfire simi-auto with iron sights.

FUN STEEL 14 June 2008

PLACE		NAME	CLASS	ST-1	ST-2	ST-3	ST-4	ST-5	ST-6	TOTAL
1st OH-22	1	Lee Peffer	OH-22	15.59	11.02	17.33	11.70	5.65	11.63	72.92
1st Place	2	Ed Corich	Stock	16.08	21.10	19.37	14.34	6.39	16.31	93.59
2nd OH-22	3	John Davidson	OH-22	15.24	13.50	18.27	30.02	6.65	14.27	97.95
3rd OH-22	4	Debbie Kurre	OH-22	20.67	17.88	23.68	16.87	6.31	16.33	101.74
	5	Lee Peffer	Draw	21.17	22.08	19.47	18.82	8.83	14.73	105.10
	6	Debbie Kurre	REV-22	17.32	22.65	21.46	17.32	8.12	20.06	106.93
	7	Kevin Cates	Open	18.08	18.96	20.65	23.23	9.02	20.18	110.12
2nd Place	8	Dan Moore	Stock	22.52	18.93	25.64	19.83	9.37	17.14	113.43
	9	David Bryant	OH-22	22.05	17.01	28.24	22.77	9.61	17.51	117.19
	10	John Davidson	Stock	22.15	21.73	24.62	17.66	13.44	18.92	118.52
	11	Doug O'Connor	OH-22	18.11	25.27	24.88	21.23	7.67	22.61	119.77
	12	John Mills Sr.	OH-22	19.35	24.25	31.19	24.29	8.23	17.96	125.27
	13	Dan Moore	REV	21.54	26.31	34.23	19.26	8.92	16.48	126.74
	14	Ed Corich	Draw	23.05	24.90	30.82	24.38	13.75	19.72	136.62
1st Lewis	15	Brianna Carter	OH-22	53.81	62.58	79.12	69.59	13.86	52.06	331.02
2nd Lewis	16	Zack Knoebel	Stock	24.57	37.40	39.07	22.29	10.19	DNF	DNF

Remarks; 1. Open is Centerfire Handgun with Scope, Dot Sight, Compensator, etc.
2. OH-22 is Open Handgun 17 or 22 Rimfire.
3. OR is Open Rifle 17 or 22 rimfire.
4. REV-22 is Rimfire Revolver
5. REV-5 is 5 shot revolver.

FUN STEEL 10 MAY 2008

PLACE		NAME	CLASS	ST-1	ST-2	ST-3	ST-4	ST-5	ST-6	TOTAL
1st OH-22	1	Mike Gallion	OH-22	13.84	12.59	10.93	12.75	6.14	5.43	61.68
2nd OH-22	2	Lee Peffer	OH-22	15.92	17.74	13.76	14.62	8.86	5.60	76.50
3rd OH-22	3	John Davison	OH-22	16.62	18.12	15.51	15.78	8.52	6.25	80.80
	4	Wayne Furber	OH-22	19.63	22.49	14.90	15.03	9.06	6.54	87.65
	5	Debra Kurre	OH-22	18.90	27.94	20.07	18.85	9.58	6.04	101.38
	6	Debra Kurre	22	22.13	24.19	18.68	18.25	10.86	8.19	102.30
	7	John Davidson	22	21.53	26.81	19.94	19.27	9.40	6.28	103.23
	8	Richard Borges	OH-22	23.45	25.63	18.87	20.72	11.09	8.06	106.82
	9	Mike Gallion	Open	36.10	19.62	19.58	17.99	8.38	9.26	110.93
	10	Wayne Furber	22	23.26	36.67	19.08	16.81	17.64	7.33	120.79
	11	John Mills	OH-22	24.55	32.53	22.35	20.67	12.74	8.45	121.29
1st PLACE	12	Anthon Clapp	Stock	25.66	29.80	22.79	23.45	13.33	8.86	123.89
2ND PLACE	13	Nathan Grand	Draw	30.49	30.18	30.80	16.29	13.63	9.57	130.96
1st Draw	14	Josh Hedges	Draw	27.46	30.53	29.93	22.83	17.98	11.94	140.66
2nd Draw	15	Sean Gage	Draw	32.79	28.55	25.48	21.91	13.06	26.87	148.66
1st Stock	16	Cliff Fiess	Stock	29.68	43.42	28.75	23.85	15.54	8.23	149.47
2nd Stock	17	Ted Fry	Stock	34.70	45.99	33.13	27.00	18.22	7.93	166.97
	18	Josh Fry	OR	30.13	51.87	40.48	34.35	17.47	5.44	179.74
3rd Stock	19	Rob Phillips	Stock	54.21	52.20	28.90	24.20	21.81	10.66	191.98
	20	Jay Larsen	Stock	51.38	45.53	40.25	33.61	26.15	15.02	211.94
3rd Draw	21	Bryce Brown	Draw	78.49	52.84	39.20	37.90	18.82	12.86	239.41
	22	Jeffery Hanhardt	REV-5	34.34	47.29	92.30	25.34	21.49	14.45	253.21
	23	Shawn Tobe	Stock	47.44	53.36	78.15	38.63	28.85	13.89	260.32
	24	Brianna Carter	OH-22	76.88	78.62	67.41	46.62	71.27	20.68	361.48

Remarks; 1. Open is Centerfire Handgun with Scope, Dot Sight, Compensator, etc.
2. OH-22 is Open Handgun 17 or 22 Rimfire.
3. OR is Open Rifle 17 or 22 rimfire.
4. REV-22 is Rimfire Revolver
5. REV-5 is 5 shot revolver.
6. 22 is 22LR pistol with iron sights.

FUN STEEL 12 APRIL 2008

PLACE		NAME	CLASS	ST-1	ST-2	ST-3	ST-4	ST-5	ST-6	TOTAL
1st OH-22	1	MikeGallion	OH-22	10.29	11.75	11.03	17.17	9.73	5.36	65.33
	2	Tony Ceci	OH-22	10.47	12.47	15.41	17.09	10.19	5.12	70.95
1st Place	3	Ed Corich	Stock	13.18	19.09	16.26	17.43	12.59	5.35	83.90
2nd OH-22	4	Dave Garner	OH-22	13.53	17.13	16.98	19.07	12.78	6.44	86.02
3rd OH-22	5	John Davidson	OH-22	12.74	13.48	15.48	23.37	15.16	6.65	86.88
	6	Wayne Furber	OH-22	20.81	11.80	17.62	22.26	11.52	6.56	90.57
	7	Mike Gallion	Open	14.16	16.79	16.68	21.19	16.54	6.57	91.93
2nd Place	8	Tony Ceci	Draw	12.41	17.65	18.34	19.58	15.14	9.30	92.42
	9	Dave Garner	IH-22	16.18	24.59	20.23	20.79	15.05	6.78	103.62
1st Draw	10	Rob Potter	Draw	16.48	21.97	21.17	22.44	17.86	9.65	109.57
	11	David Bryant	OH-22	17.99	22.12	21.72	20.98	18.52	8.54	109.87
	12	Lou Gunn	OH-22	17.33	20.85	17.67	25.04	22.22	7.57	110.68
2nd Draw	13	Lee Peffer	Draw	17.08	20.54	18.50	24.30	18.05	11.88	110.75
	14	Wayne Furber	IH-22	19.03	23.86	24.88	28.93	10.87	5.86	113.43
1st Stock	15	Rebecca Potter	Stock	19.97	19.41	19.41	25.59	23.54	7.17	115.09
1st Lewis	16	Barry Johnson	OH-22	20.58	23.64	19.44	19.34	22.83	9.34	115.17
2nd Stock	17	Anthon Clapp	Stock	17.87	23.27	23.41	26.96	20.37	7.01	118.89
	18	Carl Cummins	OH-22	18.27	21.25	16.16	26.44	23.92	13.21	119.25
	19	Ed Corich	Carry	26.38	22.10	17.94	29.48	19.94	6.46	122.30
	20	John Davidson	Draw	19.20	25.71	21.24	25.73	23.55	13.00	128.43
	21	Rebecca Potter	Draw	19.65	29.58	23.26	28.11	28.18	11.72	140.50
3rd Stock	22	Cliff Fiess	Stock	24.35	32.00	25.35	31.85	25.19	7.59	146.33
	23	Dan Moore	Stock	21.62	24.82	22.84	26.41	23.91	28.56	148.16
	24	Rich Robinson	OH-22	23.88	29.97	22.18	39.08	32.40	7.89	155.40
2nd Lewis	25	Thomas Whitehead	OH-22	27.77	38.53	23.53	28.60	28.10	12.71	159.24
3rd Draw	26	Bryce Brown	Draw	26.84	33.33	23.96	35.86	23.15	18.20	161.34
	27	Dave Garner	Draw	21.60	44.14	30.51	33.78	27.99	10.74	168.76
	28	Tom Murphy	Draw	25.73	43.39	31.26	34.71	28.19	15.89	179.17
3rd Lewis	29	Robert Kindsvater	OH-22	19.88	45.48	41.71	48.15	36.57	13.94	205.73
	30	Harry Birkenfeld	OH-22	DNF	34.86	27.97	29.18	16.80	8.57	DNF
	31	Harry Birkenfeld	Stock	DNF	45.20	29.50	32.28	22.55	10.60	DNF
	32	Lou Gunn	DO	31.46	DNF	DNF	DNF	DNF	DNF	DNF
	33	Paul Jones	OH-22	DNF	DNF	DNF	DNF	DNF	33.82	DNF

REMARKS

1. Open is centerfire handgun with scope, laser, dot sights and/or compensator.
2. DO is Draw with open handgun.
2. OH-22 is Open Handgun 17 or 22 Rimfire.
3. IH-22 is a rimfire pistol with iron sights.Counted with OH-22 if less than 5 entries.
4. OR is Open Rifle 17 or 22 rimfire.
5. REV-22 is Rimfire Revolver. Counted with OH-22 if less than 5 entries.
6. REV-5 is 5 shot revolver.

USPSA - 01 March 2008

Place	Name	USPSA	Class	Division	PF	Age	Points	Match%
1	Loo, Bob	L1770	A	Open	Major	SuperSenior	618.0756	100.00%
2	Lee, Yong	FY41528	GM	Production	Minor		549.1875	88.85%
3	LeRoux, Scott	FY44112	B	Limited	Major	Senior	520.6573	84.24%
4	Hartley, Douglas	TY55079	C	Limited	Major	Senior	497.9337	80.56%
5	Field, Gerald	TY47444	B	Limited	Major		489.0362	79.12%
6	Hawkins, Scott	TY52998	C	Limited	Minor	Senior	474.0265	76.69%
7	Tomasie, Squire	L1145	M	Limited	Major	Super Senior	449.0272	72.65%
8	Driver, Wayne	A53781	B	Production	Minor		439.4320	71.10%
9	Lively, Nathan	A57374	B	Limited	Major	Junior	407.9066	66.00%
10	Lively, Richard	A56386	C	Limited	Major	SuperSenior	351.4471	56.86%
11	Smith, Bruce	Pending	U	Limited	Major		327.4219	52.97%
12	Brosas, Albert	A54960	C	Production	Minor		323.0504	52.27%
13	Richmond, Craig	A59447	C	Production	Minor		303.8633	49.16%
14	Lively, Steve	A59558	U	Limited 10	Major		296.2565	47.93%
15	Strople, Gilbert	A19448	C	Limited	Major	Senior	276.1794	44.68%
16	Samplawski, Casey	A55871	C	Limited	Major		272.7838	44.13%
17	Francisco, Anthony	TY58436	D	Limited 10	Major		262.8625	42.53%
18	Smalling, Randy	Pending	U	Limited	Minor		256.4999	41.50%
19	Whitener, Tyler	A59223	U	Limited	Major		249.1830	40.32%
20	Maudsley, Eric	Pending	U	Single Stack	Major		242.1408	39.18%
21	Murphy, Thomas	A57327	D	Limited	Major	Senior	225.4624	36.48%
22	Harvey, Martin	A52255	D	Limited 10	Major	Super Senior	209.8716	33.96%
23	O'Connor, Doug	A60378	U	Production	Minor	Super Senior	185.5679	30.02%
24	Wamsher, James	TY43996	U	Single Stack	Major		182.7460	29.57%
25	Bennett, Bruce	L2124	B	Limited 10	Major	Senior	163.0889	26.39%

Go to the www.USPSA.org website for official results by division.

FUN STEEL 09 February 2008

PLACE		NAME	CLASS	ST-1	ST-2	ST-3	ST-4	ST-5	ST-6	TOTAL
1st OH-22	1	Daryl Gillen	OH-22	10.57	11.94	9.04	6.11	8.03	15.79	61.48
2nd OH-22	2	John Davidson	OH-22	11.95	16.26	15.91	8.02	8.78	15.11	76.03
3rd OH-22	3	Jerry Field	OH-22	14.28	15.27	13.36	5.84	13.54	14.83	77.12
	4	Debbie Kurre	Rev-22	15.78	21.05	19.20	11.49	14.09	21.21	102.81
1st PLACE	5	Dan Moore	Stock	21.87	16.95	21.05	8.16	11.67	23.51	103.21
2nd Stock	6	Anthon Clapp	Stock	16.35	23.32	20.62	10.37	12.83	22.32	105.81
3rd Stock	7	Zack Knoebel	Stock	17.98	21.90	25.37	8.58	12.09	25.05	110.97
	8	John Davidson	Stock	18.66	22.17	23.48	13.09	14.67	26.31	118.38
	9	Anthon Clapp	Draw	20.61	23.18	24.60	13.23	17.05	25.06	123.73
	10	Dan Moore	Revolver	16.67	25.16	42.81	11.02	13.02	21.51	130.17
	11	Debbie Kurre	Revolver	20.26	23.27	39.31	13.12	24.53	24.58	145.07
1st Lewis	12	Cliff Fiess	Stock	23.58	27.20	31.99	12.53	23.41	29.00	147.71
	13	Cliff Fiess	Open	18.99	31.44	34.83	11.65	20.21	35.09	152.21
	14	Richard Robinson	OH-22	19.16	27.17	27.15	8.64	29.40	48.32	164.13
	15	Jay Larsen	Stock	26.09	32.97	35.41	17.42	21.73	37.49	171.11
	16	Kirk Snow	Stock	21.24	30.38	34.32	15.64	49.58	32.31	183.47
	17	Carl Cummins	OH-22	27.14	38.15	32.91	15.75	32.06	37.16	187.42
	18	Ron Harper	OH-22	29.61	45.94	39.27	17.52	15.55	56.14	204.02
2nd Lewis	19	Bob Kindsvater	OH-22	30.31	43.34	41.78	22.94	28.69	49.32	216.08
	20	Kirk Snow	Draw	29.16	51.04	53.77	20.58	22.05	44.34	220.94
	21	Rob Phillips	Stock	28.66	44.67	71.28	16.69	25.46	43.95	230.70

Remarks;
1. Open is Centerfire Handgun with Scope, Dot Sights, Compensator, etc.
2. OH-22 is Open Handgun 17 or 22 Rimfire.
3. OR is Open Rifle 17 or 22 rimfire.
4. REV-22 is Rimfire Revolver
5. REV-5 is 5 shot revolver.

FUN STEEL January 2008

PLACE		NAME	CLASS	ST-1	ST-2	ST-3	ST-4	ST-5	ST-6	TOTAL
1st OH-22	1	John Davidson	OH-22	10.67	15.82	13.26	6.71	18.85	14.52	79.83
2nd OH-22	2	Debbie Kurre	OH-22	11.64	20.24	16.50	5.84	24.48	20.36	98.96
3rd OH-22	3	John Mills Jr.	OH-22	10.31	22.19	19.88	7.22	22.83	24.06	106.49
$5	4	Richard Robinson	OH-22	15.71	28.07	20.60	8.02	25.08	25.92	124.30
1st. Place	5	Anthon Clapp	Draw	17.19	26.79	24.89	12.32	27.57	26.62	135.38
	6	Anthon Clapp	Carry	16.88	24.97	29.03	9.34	33.09	23.42	136.73
1st Lewis	7	John Mills Sr.	OH-22	12.61	25.29	22.92	9.06	42.68	28.94	141.50
	8	Cliff Fiess	Open	22.37	48.77	32.50	13.29	32.65	34.62	184.20
$5	9	Robert Phillips	Stock	28.44	37.84	46.11	13.20	35.73	33.43	194.75

Remarks; 1. Open is Open Centerfire Handgun.

2. OH-22 is Open Handgun 17 or 22 Rimfire.
3. OR is Open Rifle 17 or 22 rimfire.
4. REV-22 is Rimfire Revolver
5. REV-5 is 5 shot revolver.
6. $5 is new shooter, gets one free entry in future FUN STEEL match.

FUN STEEL 11 AUGUST 2007

PLACE		NAME	CLASS	ST-1	ST-2	ST-3	ST-4	ST-5	ST-6	TOTAL
1st OH-22	1	Mike Gallion	OH-22	10.4.	16.03	10.50	5.67	12.94	13.13	68.84
2nd OH-22	2	Jennifer Kelley	OH-22	13.40	20.66	15.54	8.03	15.89	20.11	93.63
3rd OH-22	3	Debra Kurre	OH-22	14.72	27.04	21.08	6.92	19.81	19.63	109.20
	4	John Mills Jr.	OH-22	16.99	25.04	18.53	7.54	20.86	25.77	114.73
1st Stock	5	John Davidson	Stock	20.02	25.61	21.36	8.15	21.12	22.50	118.76
1st Carry	6	Anthon Clapp	Carry	20.98	27.54	19.66	10.34	19.89	24.74	123.15
2nd Stock	7	Bob Christensen	Stock	24.06	29.40	19.36	10.16	22.89	27.03	132.90
	8	John Mills Sr.	OH-22	20.04	32.64	23.98	13.76	24.90	23.74	139.06
1st Draw	9	Anthon Clapp	Draw	23.07	31.99	23.46	12.79	25.89	26.28	143.48
3rd Stock	10	John Mills Jr.	Stock	26.74	31.79	24.08	10.02	21.62	29.96	144.21
2nd Carry	11	Bob Christensen	Carry	16.23	33.61	3058	8.48	24.22	31.99	145.11
3rd Carry	12	John Davidson	Carry	17.69	48.87	33.39	9.21	19.25	24.99	153.40
2nd Draw	13	Debra Kurre	Draw	23.03	32.71	26.12	11.73	33.17	30.26	157.02
	14	Steve Beach	Stock	24.93	36.89	30.53	13.26	26.64	25.64	157.89
	15	John Mills Sr.	Stock	31.90	44.95	29.33	1299	26.61	30.96	176.74
1st Rev	16	Ron Whittaker	REV	30.32	47.45	27.02	15.88	37.62	39.53	197.52
	17	Bill Oldman	Stock	51.30	73.03	64.62	14.66	53.15	66.65	323.41

Legend;
1. Open is Open Centerfire Handgun.
2. OH-22 is Open Handgun 17 or 22 Rimfire.
3. OR is Open Rifle 17 or 22 rimfire.
4. REV-22 is Rimfire Revolver
5. REV-5 is 5 shot revolver.

FUN STEEL JULY 2007

PLACE		NAME	CLASS	ST-1	ST-2	ST-3	ST-4	ST-5	ST-6	TOTAL
1st OH-22	1	Mike Gallion	OH-22	11.28	12.85	14.55	8.13	12.33	11.07	70.21
1st Stock	2	Chris Lefort	Stock	12.68	11.30	16.17	7.00	15.56	12.94	75.65
1st Carry	3	Chris Lefort	Carry	7.57	13.46	15.49	13.19	14.26	14.97	78.64
1st Revolver	4	Chris Lefort	Revolver	13.17	15.13	21.19	9.49	14.79	17.76	91.53
2nd Revolver	5	Tom Rochefort	Revolver	16.77	13.38	19.65	18.49	13.98	10.26	92.53
2nd Carry	6	Tom Rochefort	Carry	15.90	16.40	17.19	17.88	11.13	14.48	92.98
2nd OH-22	7	John Davidson	OH-22	15.17	17.46	17.88	8.92	18.01	17.02	94.46
1st Open	8	Mike Gallion	Open	16.58	15.81	25.32	11.26	20.21	13.67	102.85
3rd OH-22	9	Debbie Kurre	OH-22	17.26	15.36	23.22	15.35	17.70	19.10	107.99
	10	John Mills Jr.	OH-22	24.16	19.67	28.91	1142	27.12	20.27	131.55
2nd Stock	11	John Mills Jr.	Stock	24.01	25.07	28.04	14.94	23.06	27.25	142.37
	12	John Mills Sr.	OH-22	27.48	24.27	32.20	1461	27.38	35.78	161.72
3rd Carry	13	Joe Glamuzina	Carry	30.15	16.46	31.02	26.31	9.10	21.43	134.47
	14	John Davidson	Draw	21.99	23.94	30.61	14.28	23.75	22.57	137.14
3rd Stock	15	Joe Glamuzina	Stock	13.02	22.38	27.33	32.89	30.36	24.76	150.74
	16	Lou Gunn	Rev-Op	21.69	23.20	39.42	15.76	28.39	22.38	150.93
	17	Dave Garner	OH-22	36.69	24.90	26.66	17.80	17.68	29.86	153.59
	18	Dave Garner	Rev-5	33.99	25.22	35.77	15.80	21.67	28.70	161.15
	19	LouGunn	Dra-Op	33.96	28.90	28.55	16.99	31.68	32.01	172.09
	20	David Fry	Stock	90.26	47.47	78.38	33.00	33.20	58.71	216.11
	21.	Debbie Kurre	Draw	47.39	32.53	44.48	26.76	32.95	34.37	218.48
	22.	Ted Fry	Stock	63.47	34.69	48.60	19.49	24.90	34.62	225.77
	23.	Ashley Shields	OH-22	76.71	25.95	47.55	54.68	53.01	38.18	296.08

Remarks; 1. Open is Open Centerfire Handgun.
2. OH-22 is Open Handgun 17 or 22 Rimfire.
3. OR is Open Rifle 17 or 22 rimfire.
4. REV-22 is Rimfire Revolver
5. REV-5 is 5 shot revolver.
6. Dra-Op is Draw with O[pen Handgun.

FUN STEEL - 09 JUNE 2007

PLACE		NAME	CLASS	ST-1	ST-2	ST-3	ST-4	ST-5	ST-6	TOTAL
1st	1	John Mills Jr.	OH-22	26.13	19.08	16.36	8.01	19.20	14.16	103.42
	2	John Davidson	Draw	24.30	24.38	21.28	15.01	20.91	17.14	123.02
	3	John Mills Jr.	Stock	26.03	28.69	28.37	13.22	24.67	21.62	142.60
	4	Dennis Wolf	Stock	58.85	56.77	25.00	16.60	61.80	29.54	248.56
	5	Reno Antonsen	Stock	38.67	30.85	34.48	29.87		18.97	DNF
	6	Charles Osborne	Stock	56.96	62.80	33.22	18.71		35.48	DNF
	7	Jon Maurer	Stock	68.52	72.88	30.59	17.73		45.05	DNF
	8	John Davidson	Rev-5	42.63	24.02					DNF

Remarks; 1. Open is Open Centerfire Handgun.

2. OH-22 is Open Handgun 17 or 22 Rimfire.
3. OR is Open Rifle 17 or 22 rimfire.
4. REV-22 is Rimfire Revolver
5. Rev-5 is 5 shot revolver.

FUN STEEL - 12 May 2007

PLACE		NAME	CLASS	ST-1	ST-2	ST-3	ST-4	ST-5	ST-6	TOTAL
1st OH-22	1	Mike Gallion	OH-22	8.40	10.96	6.17	11.74	15.77	10.42	63.46
2nd OH-22	2	John Davidson	OH-22	8.33	13.25	6.58	16.68	17.96	12.35	75.15
	3	Mike Gallion	Open	8.85	16.68	7.47	20.75	18.12	11.98	83.85
3rd OH-22	4	Jennifer Kelly	OH-22	11.94	16.29	7.87	16.18	22.15	12.66	87.09
	5	David Garner	Revolver	10.09	22.29	7.82	21.96	23.79	17.87	103.82
	6	John Davidson	Draw	12.55	19.82	10.77	21.89	22.06	19.22	106.31
	7	David Garner	Rev-22	13.11	28.81	7.71	24.47	32.21	29.26	135.57
	8	Jamie Eakin	Draw	34.31	31.96	14.77	50.88	DNF	DNF	DNF
	9	Garrett Olson	Stock	Did not shoot for score/DNF				DNF	DNF	DNF
	10	Daniel Tilelli	Draw	Did not shoot for score/DNF				DNF	DNF	DNF

Legend:
1. Open is Open Centerfire Handgun.
2. OH-22 is Open Handgun 17 or 22 Rimfire.
3. OR is Open Rifle 17 or 22 rimfire.
4. Rev-22 is Rimfire Revolver

FUN STEEL - 14 April 2007

PLACE		NAME	CLASS	ST-1	ST-2	ST-3	ST-4	ST-5	ST-6	TOTAL
1st Open 22	1	Mike Gallion	OH-22	10.26	11.60	11.84	10.90	6.96	9.71	61.27
2nd Open 22	2	John Davidson	OH-22	11.87	16.32	16.11	13.86	8.38	12.05	78.59
3rd Open 22	3	Dave Garner	OH-22	12.88	14.65	16.62	14.51	9.23	12.05	79.94
	4	Mike Gallion	Open	11.89	14.84	16.55	13.11	9.31	17.03	82.73
1st Stock	5	Dave Garner	Stock	19.04	22.40	24.59	16.14	10.41	15.85	108.43
	6	Anton Clapp	Carry	19.62	22.06	22.14	19.34	11.20	23.93	118.29
1st Draw	7	John Davidson	Draw	20.84	23.78	29.97	20.49	18.44	21.26	134.78
2nd Draw	8	Anton Clapp	Draw	24.87	27.93	27.85	24.27	17.31	22.09	144.32
2nd Stock	9	John Mills Jr.	Stock	29.41	29.81	23.49	29.83	15.28	24.03	151.05
3rd Stock	10	John Mills	Stock	25.61	27.99	31.89	25.01	20.53	24.41	155.44
	11	Debby Kurre	Revolver	22.47	35.68	26.66	23.25	21.35	34.24	163.65
	12	Al Rogers	Stock	25.43	40.12	34.89	32.00	20.27	32.72	182.43

Remarks; 1. Open is Open Centerfire Handgun.
2. OH-22 is Open Handgun 17 or 22 Rimfire.
3. OR is Open Rifle 17 or 22 rimfire.

High Power Service Rifle - 18 March 2007

Comp #	Comp. Name	Division	Standing	Sitting	Rapid Prone	Slow Prone	Aggregate	Placement	Firearm
1	Nick Skalabrin	Service Rifle	47	23	31	46	147	9	Garand
2	Scott Mullin	Service Rifle	81	83	24	27	215	6	M1 Carbin
3	Tony Ackaert	Service Rifle	30	37	21	112	200	7	Garand
4	Ken Barnes	Service Rifle	78	74	70	105	327	2	AR-15
5	Shawn O'Neill	Service Rifle	68	48	31	71	218	5	Mosin Neg
6	Steve Davis	Service Rifle	37	14	9	18	78	10	1903
7	Randy Bragge	Service Rifle	59	35	81	104	279	4	M1A
~~8~~	~~Bob Heili~~	~~Service Rifle~~	~~70~~	~~14~~	~~13~~	~~89~~	~~186~~	~~8~~	~~Garand~~
9	Ed Crowell	Service Rifle	64	52	46	146	308	3	Garand
10	Mike Curtis	Service Rifle	84	74	71	109	338	Match Winner	Romanian
11	Bernie Fleming	Service Rifle	0	5	0	0	5	11	Garand

FUN STEEL 10 MARCH 2007

PLACE		NAME	CLASS	ST-1	ST-2	ST-3	ST-4	ST-5	ST-6	TOTAL
1st Open	1	Daryl Gillen	Open	12.72	10.99	10.73	12.93	6.70	11.48	65.55
1st Stock	2	John Davidson	Stock	21.17	18.83	19.20	19.48	11.35	19.41	109.44
1st Carry	3	Anthon Clapp	Carry	23.62	22.51	20.16	21.84	8.89	26.91	123.93
2nd Stock	4	Craig Richmond	Stock	30.98	21.28	19.70	21.17	9.75	34.52	137.40
1st Draw	5	Craig Richmond	Draw	31.49	22.95	23.94	22.13	12.05	26.14	138.70
3rd Stock	6	Ted Fry	Stock	35.50	32.54	22.82	25.08	10.56	26.28	152.78
	7	Gary Haley	Stock	37.51	28.76	23.62	24.60	12.54	34.23	161.26
2nd Draw	8	Thomas Murphy	Draw	48.74	36.46	30.63	30.49	11.87	46.01	204.20
2nd Carry	9	John Mills	Carry	43.89	40.63	22.40	46.13	14.15	43.52	210.72
	10	Ken Conradi	Stock	131.53	99.75	53.59	77.75	12.09	67.19	441.90
	11	Debbie Kurre	Open	17.72		16.48	16.53	7.00	18.18	DNF
	12	Robert Ellis	Stock	70.16	48.99	34.93	27.46			DNF
	13	John Mills	OH-22	----	----	----	----	----	----	DNF

Remarks; 1. Open is Open Centerfire Handgun.

2. OH-22 is Open Handgun 17 or 22 Rimfire.
3. OR is Open Rifle 17 or 22 rimfire.

*********END*********

FUN STEEL 10 February 2007

PLACE		NAME	CLASS	ST-1	ST-2	ST-3	ST-4	ST-5	ST-6	TOTAL
Open 22	1	John Davidson	OH-22	14.80	12.06	14.32	16.35	13.26	8.95	79.74
1st Draw	2	Nathan Lively	Draw	17.72	15.09	16.47	18.73	14.90	17.69	100.60
Open	3	John Davidson	Open	21.90	15.15	20.29	18.87	16.51	15.95	108.67
2nd Draw	4	Richard Lively	Draw	22.28	30.09	28.33	19.86	18.83	33.66	153.05
3rd Draw	5	Steve Lively	Draw	31.37	22.66	29.75	26.70	26.57	22.69	159.74
Carry	6	Anton Clapp	Carry	33.34	25.95	31.38	23.93	25.83	22.07	162.50
	7	Bill Curry	Carry	43.68	37.43	DID NOT FINISH				

Remarks; 1. Open is Open Centerfire Handgun.
2. OH-22 is Open Handgun 17 or 22 Rimfire.
3. OR is Open Rifle 17 or 22 rimfire.

FUN STEEL 13 January 2007

PLACE	NAME	CLASS	ST-1	ST-2	ST-3	ST-4	ST-5	ST-6	TOTAL
1	Nate Lively	Stock	15.06	15.71	18.16	11.99	8.62	16.00	85.54
2	John Davidson	Stock	16.44	21.56	21.58	18.27	11.95	19.58	109.38
3	Marshall Woodward	OH-22	27.67	26.04	24.74	18.89	12.06	17.57	126.97
4	Richard Lively	Draw	26.47	25.25	26.79	27.25	14.04	16.66	136.46
5	Ted Fry	Stock	47.28	26.23	25.17	24.96	16.75	20.72	161.11

Remarks; 1. Open is Open Centerfire Handgun.

2. OH-22 is Open Handgun 17 or 22 Rimfire.

3. OR is Open Rifle 17 or 22 rimfire.

FUN STEEL 11 October 2006

PLACE		NAME	CLASS	ST-1	ST-2	ST-3	ST-4	ST-5	ST-6	TOTAL
1st Open	1	John Davidson	OH-22	14.37	16.24	6.88	13.85	16.85	13.27	81.46
2nd Open	2	Ken Barnes	OH-22	31.86	16.50	8.96	17.00	17.73	16.66	108.71
1st Draw	3	Nate Lively	Draw	19.05	23.56	8.89	17.86	21.57	24.15	115.08
3rd Open	4	Matthew Barnes	OH-22	30.78	28.54	13.86	20.27	29.06	25.38	147.89
2nd Draw	5	Richard Lively	Draw	29.01	52.01	17.09	26.21	29.41	29.35	183.08
3rd Draw	6	Marshall Woodford	Draw	35.28	54.20	16.61	28.84	34.31	39.72	208.96
	7	Harry Birkenfield	Stock	19.68	28.89	8.29	19.43	Did Not Finish		

Remarks; 1. Open is Open Centerfire Handgun.

2. OH-22 is Open Handgun 17 or 22 Rimfire.
3. OR is Open Rifle 17 or 22 rimfire.

September 9, 2006--Fun Steel Match

FINISH PLACE	NAME	CLASS	ST 1	ST2	ST3	ST4	ST5	ST6	TOTAL
1st Open	1 Rich Bito	OPEN	6.20	8.81	10.45	12.2	12.17	5.43	55.26
2nd Open	2 Shawn Froelich	OPEN	8.26	9.93	7.07	15.04	19.20	11.28	70.78
3rd Open	3 John Davidson	OPEN(RF)	8.44	11.50	13.35	14.69	17.05	6.91	71.94
1st STOCK	4 Chris Lefort	STOCK	9.99	10.92	17.50	14.03	18.90	7.31	78.65
	5 Chris Lefort	OPEN	9.45	10.97	16.08	21.08	16.77	8.28	82.63
1st REV	6 Chris Lefort	REV	9.34	12.33	14.28	18.50	19.57	8.73	82.75
	7 Debbie Kurre	OPEN	9.76	13.58	20.45	16.05	18.54	7.40	85.78
2nd STOCK	8 Kevin Berg	STOCK	9.14	12.87	21.77	18.56	17.67	7.61	87.62
	9 Rich Bito	DRAW	9.82	13.91	19.37	21.35	21.38	9.90	95.73
	10 Stacey Koenig	OPEN	10.83	15.19	21.04	18.85	24.41	8.02	98.34
	11 John Davidson	OPEN(CF)	11.75	14.02	21.18	19.17	24.18	10.44	100.74
2nd REV	12 Debbie Kurre	REV	10.42	14.57	25.53	19.48	22.31	9.51	101.82
	13 Stacey Koenig	OPEN	12.52	12.95	23.59	22.08	23.99	7.48	102.61
	14 Hal Hanson	OPEN	11.98	14.44	24.61	19.58	25.56	7.39	103.56
	15 Harry Birkenfeld	OPEN	14.92	15.19	28.24	18.98	25.12	9.54	111.99
3rd STOCK	16 Hal Hanson	STOCK	12.49	14.70	23.34	23.04	26.79	15.70	116.06
	17 Hal Hanson	DRAW	17.30	19.07	29.94	25.98	31.87	18.45	142.61
3rd REV	18 Harry Birkenfeld	OPEN(REV)	26.81	19.63	28.67	23.64	43.31	18.64	160.70
	19 Lana Howard	REV	60.99	59.57	63.80	67.92	75.30	24.58	352.16
	20 Jerry Lefrois	OPEN	32.09	27.62	40.39	DID NOT FINISH			
	21 Jerry Lefrois	REV	13.52	28.06	71.59	DID NOT FINISH			

Don Burger

From: Neil R. Wachter [NWachter@co.kitsap.wa.us]
Sent: Friday, July 16, 2010 2:33 PM
To: Steve Heacock
Subject: KRRC question - confidential attorney client communication
Attachments: Bargain & Sale Deed with Covenants 200906180292.pdf

Steve:

[redacted]

Thanks,

Neil

FILED FOR RECORD AT REQUEST OF:
Kevin M. Howell
Kitsap County Prosecuting Attorney's Office
614 Division Street, MS-35A
Port Orchard WA 98366

LAND TITLE 200906180292
Deed Rec Fee: $ 89.00
06/18/2009 03:15 PM
Walter Washington, Kitsap Co Auditor
Page: 1 of 6

BARGAIN AND SALE DEED
WITH RESTRICTIVE COVENANTS

E-230260

GRANTOR: Kitsap County

GRANTEE: Kitsap Rifle and Revolver Club, a Washington Non-Profit Corporation

LEGAL DESCRIPTION: SE/SW&SW/SE 36-25N-1W

KITSAP COUNTY TREASURER EXCISE 06/18/2009
2009EX03102
Total : $10.00
Clerk's Initial

ASSESSOR'S TAX PARCEL NO: 362501-4-002-1006

For and in consideration of $10.00 and other good and valuable consideration, Kitsap County, as Grantor, bargains, sells and conveys all of it's right, title and interest in and to the real property described on Exhibit A hereto to the Kitsap Rifle and Revolver Club, a Washington Non-Profit Corporation, as Grantee.

This conveyance is made subject to the following covenants and conditions, the benefits of which shall inure to the benefit of the public and the burdens of which shall bind the Grantee and the heirs, successors and assigns of the Grantee in perpetuity.

1. Grantee for and on behalf of itself, its heirs, successors and assigns, and each subsequent owner of the property described in Exhibit A hereto, hereby releases and agrees to hold harmless, indemnify and defend Kitsap County, its elected officials, employees and agents from and against any liabilities, penalties, fines, charges, costs, losses, damages, expenses, causes of actions, claims, demands, orders, judgments, or administrative actions, including, without limitation, reasonable attorneys' fees, arising from or in anyway connected with (1) injury to or

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the death of any person or the physical damage to any property, resulting from any act, activity, omission, condition or other matter related to or occurring on or about the property, regardless of cause, unless due solely to the gross negligence of any of the indemnified parties; (2) the violation or alleged violation of, or other failure or alleged failure to comply with, any state, federal, or local law, regulation or requirement, including, without limitation, Comprehensive Environmental Response, Compensation and Liability Act (CERCLA), 42 USC Sec. 9601, et seq. and Model Toxics Control Act (MTCA), RCW 70.105 D, by any indemnified person or entity in anyway effecting, involving, or relating to the property; (3) the presence or release in, on, from, or about the property, at any time, past or present, of any substance now or hereafter defined, listed, or otherwise classified pursuant to any federal, state or local law regulation, or requirement as hazardous, toxic, polluting, or otherwise contaminating to the air, water, or soil, or anyway harmful or threatening to human health or the environment.

2. Grantee shall maintain commercial general liability insurance coverage for bodily injury, personal injury and property damage, subject to a limit of not less than $1 million dollars per occurrence. The general aggregate limit shall apply separately to this covenant and be no less than $2 million. The grantee will provide commercial general liability coverage that does not exclude any activity to be performed in fulfillment of Grantee's activities as a shooting range. Specialized forms specific to the industry of the Grantee will be deemed equivalent, provided coverage is no more restrictive that would be provided under a standard commercial general liability policy, including contractual liability coverage.

3. Grantee shall confine its active shooting range facilities on the property consistent with its historical use of approximately eight (8) acres of active shooting ranges with the balance of the property serving as safety and noise buffer zones; provided that Grantee may upgrade or improve the property and/or facilities within the historical approximately eight (8) acres in a manner consistent with "modernizing" the facilities consistent with management practices for a modern shooting range. "Modernizing" the facilities may include, but not be limited to: (a) construction of a permanent building or buildings for range office, shop, warehouse, storage, caretaker facilities, indoor shooting facilities, and/or classrooms; (b) enlargement of parking facilities; (c) sanitary bathroom facilities; (d) re-orientation of the direction of individual shooting bays or ranges; (e) increasing distances for the rifle shooting range; (f) water system improvements including wells, pump house, water distribution and water storage; (g) noise abatement and public safety additions. Also, Grantee may also apply to Kitsap County for expansion beyond the historical eight (8) acres, for "supporting" facilities for the shooting ranges or additional recreational or shooting facilities, provided that said expansion is consistent with public safety, and conforms with the terms and conditions contained in paragraphs 4, 5, 6, 7 and 8 of this Bargain and Sale Deed and the rules and regulations of Kitsap County for development of private land. It is the intent of the parties that the activities of Grantee shall conform to the rules and regulations of the Firearms Range Account, administered by the State Recreation and Conservation Office. This account

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is established by the legislature upon the following finding: "Firearms are collected, used for hunting; recreational shooting, and self-defense, and firearm owners as well as bow users need safe, accessible areas in which to shoot their equipment. Approved shooting ranges provide that opportunity, while at the same time, promote public safety. Interest in all shooting sports has increased while safe locations to shoot have been lost to the pressures of urban growth." (Wash. Laws 1990 ch. 195 Section 1.)

4. Grantee's activities shall also conform to the Firearms and Archery Range (FARR) Program as found in Chapter 79A.25 RCW. The primary goals of this program are to assist with acquisition, development, and renovation of firearm and archery range facilities to provide for increased general public access to ranges. This includes access by a) law enforcement personnel; b) members of the general public with concealed pistol or hunting licenses; and c) those enrolled in firearm or hunter safety education classes. Access by the public to Grantee's property shall be offered at reasonable prices and on a nondiscriminatory basis.

5. Grantee agrees to operate the shooting range at all times in a safe and prudent manner and conform its activities to accepted industry standards and practices.

6. Mineral Reservations, held by the State of Washington, that run with the land.

7. Existing Habitat Conservation Plan (HCP), as detailed below:

The site has been publicly identified for conservation provisions applying to, but not limited to: murrelet habitat; spotted owl nest sites; wolves; grizzly bears; nests, communal roosts, or feeding concentrations of bald eagles; peregrine falcon nests; Columbian white-tailed deer; Aleutian Canada geese; and Oregon silverspot butterflies. The existing Habitat Conservation Plan is to remain in effect, regardless of parcel segregation or aggregation or potential sale or land transfer.

8. Riparian Management Zones, as detailed below:

Bodies of water, including but not limited to those streams, rivers and lakes and other lakes and wetlands have been identified and/or may be located on the Premises. All activities within the Riparian Management Zone, as defined in the existing and publicly-filed Habitat Conservation Plan (HCP) and including that portion of the inner riparian ecosystem between the aquatic zone and the direct influence zone (uplands) and including the outer wind buffer, must comply with and remain in compliance with the current HCP Procedures. Activities in a Riparian Management Zone, including but not limited to cutting or removing any tree and/or timber (including hardwood, merchantable and unmerchantable timber, downed timber, windthrow and snags), and road, trench and/or trail use, and/or maintenance, may be restricted or not permitted during specific times. All activities must provide for no overall net loss of naturally occurring wetland function. These protective measures are to run with the

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land, regardless of parcel segregation or aggregation or potential sale or land transfer.

DATED this 13th day of May, 2009.

BOARD OF COUNTY COMMISSIONERS
KITSAP COUNTY, WASHINGTON

CHARLOTTE GARRIDO, Chair

STEVE BAUER, Commissioner

JOSH BROWN, Commissioner

ATTEST:

Opal Robertson, Clerk of the Board

ACCEPTANCE OF BARGAIN AND SALE DEED WITH RESTRICTIVE COVENANTS

By signature affixed below, the Kitsap Rifle and Revolver Club by and through _____, its President/Executive Officer hereby and with full authority of the Board of Directors of said corporation, hereby accept the terms and conditions of the Deed with Restrictive Covenants above dated this 13th day of May, 2009.

BRADFORD SMITH, President - KRRC

MARCUS A. CARTER, Executive Officer - KRRC

Unofficial Copy

STATE OF WASHINGTON)
) ss:
COUNTY OF KITSAP)

I certify that I know or have satisfactory evidence that Brad Smith is the person who appeared before me, and said person acknowledged that said person signed this instrument, on oath stated that said person was authorized to execute the instrument and acknowledged it as the President of the Kitsap Rifle and Revolver Club, to be the free and voluntary act of the KRRC for the uses and purposes mentioned in the instrument.

Dated this 13 day of May, 2009.

SALLY K COPPINGER NOTARY PUBLIC COMMISSION EXPIRES 09-26-09 STATE OF WASHINGTON

Sally K. Coppinger
PRINT NAME: Sally K. Coppinger
Notary Public in and for the State of Washington,
residing at: Port Orchard 98366
My Commission Expires: 9/26/09

STATE OF WASHINGTON)
) ss:
COUNTY OF KITSAP)

I certify that I know or have satisfactory evidence that Marcus Carter is the person who appeared before me, and said person acknowledged that said person signed this instrument, on oath stated that said person was authorized to execute the instrument and acknowledged it as the Executive Director of the Kitsap Rifle and Revolver Club, to be the free and voluntary act of the KRRC for the uses and purposes mentioned in the instrument.

Dated this 13 day of May, 2009.

Sally K. Coppinger
PRINT NAME: Sally K. Coppinger
Notary Public in and for the State of Washington,
residing at: Port Orchard 98366
My Commission Expires: 9/26/09

SALLY K COPPINGER NOTARY PUBLIC COMMISSION EXPIRES 09-26-09 STATE OF WASHINGTON

Unofficial Copy

EXHIBIT A

Legal Description of Premises & Reservations

Part of the Southwest quarter of the Southeast quarter and part of the Southeast quarter of the Southwest quarter of Section 36, Township 25 North, Range 1 West, W.M., lying northerly of the North lines of an easement for right of way for road granted to Kitsap County on December 7, 1929, under Application No. 1320, said road being as shown on the regulation plat thereof on file in the office of the Commissioner of Public Lands at Olympia, Washington, the above described lands having an area of 72.41 acres, more or less.

RESERVATIONS/SUBJECT TO:

Easement #50-CR1320: Road granted to Kitsap County on 12/07/1927 for an indefinite term.

Easement #50-047116: Road granted to E.F. Howerton on 05/09/1985 for an indefinite term.

Unofficial Copy

Don Burger

From: Kevin M. Howell [KMHowell@co.kitsap.wa.us]
Sent: Friday, July 16, 2010 2:34 PM
To: Neil R. Wachter
Cc: David Greetham; Steve Heacock; Tracey L. Hamilton-Oril
Subject: RE: KRRC question - confidential attorney work product

[redacted]

Kevin M. Howell, Deputy Prosecuting Attorney
Civil Division
Kitsap County Prosecutor's Office
614 Division Street, MS-35A
Port Orchard, WA 98366
Phone: (360) 337-7268
Fax: (360) 337-7083
kmhowell@co.kitsap.wa.us

From: Neil R. Wachter
Sent: Friday, July 16, 2010 2:25 PM
To: Kevin M. Howell
Cc: Tracey L. Hamilton-Oril
Subject: KRRC question - confidential attorney work product

[redacted]

Thanks,

Neil

Don Burger

From: Neil R. Wachter [NWachter@co.kitsap.wa.us]
Sent: Friday, July 16, 2010 2:40 PM
To: Kevin M. Howell
Cc: David Greetham; Steve Heacock; Tracey L. Hamilton-Oril
Subject: RE: KRRC question - confidential attorney work product
Attachments: Bargain & Sale Deed with Covenants 200906180292.pdf; DNR Special Use Lease.pdf

[redacted]

From: Kevin M. Howell
Sent: Friday, July 16, 2010 2:34 PM
To: Neil R. Wachter
Cc: Tracey L. Hamilton-Oril; David Greetham; Steve Heacock
Subject: RE: KRRC question - confidential attorney work product

[redacted]

Kevin M. Howell, Deputy Prosecuting Attorney
Civil Division
Kitsap County Prosecutor's Office
614 Division Street, MS-35A
Port Orchard, WA 98366
Phone: (360) 337-7268
Fax: (360) 337-7083
kmhowell@co.kitsap.wa.us

From: Neil R. Wachter
Sent: Friday, July 16, 2010 2:25 PM
To: Kevin M. Howell
Cc: Tracey L. Hamilton-Oril
Subject: KRRC question - confidential attorney work product

[redacted]

Thanks,

Neil

FILED FOR RECORD AT REQUEST OF:
Kevin M. Howell
Kitsap County Prosecuting Attorney's Office
614 Division Street, MS-35A
Port Orchard WA 98366

LAND TITLE 200906180292
Deed Rec Fee: $ 89.00
06/18/2009 03:15 PM
Walter Washington, Kitsap Co Auditor
Page: 1 of 6

BARGAIN AND SALE DEED
WITH RESTRICTIVE COVENANTS

E-230260

GRANTOR: Kitsap County

GRANTEE: Kitsap Rifle and Revolver Club, a Washington Non-Profit Corporation

LEGAL DESCRIPTION: SE/SW&SW/SE 36-25N-1W

KITSAP COUNTY TREASURER EXCISE 06/18/2009
2009EX03102
Total : $10.00 Clerk's Initial

ASSESSOR'S TAX PARCEL NO: 362501-4-002-1006

For and in consideration of $10.00 and other good and valuable consideration, Kitsap County, as Grantor, bargains, sells and conveys all of it's right, title and interest in and to the real property described on Exhibit A hereto to the Kitsap Rifle and Revolver Club, a Washington Non-Profit Corporation, as Grantee.

This conveyance is made subject to the following covenants and conditions, the benefits of which shall inure to the benefit of the public and the burdens of which shall bind the Grantee and the heirs, successors and assigns of the Grantee in perpetuity.

1. Grantee for and on behalf of itself, its heirs, successors and assigns, and each subsequent owner of the property described in Exhibit A hereto, hereby releases and agrees to hold harmless, indemnify and defend Kitsap County, its elected officials, employees and agents from and against any liabilities, penalties, fines, charges, costs, losses, damages, expenses, causes of actions, claims, demands, orders, judgments, or administrative actions, including, without limitation, reasonable attorneys' fees, arising from or in anyway connected with (1) injury to or

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the death of any person or the physical damage to any property, resulting from any act, activity, omission, condition or other matter related to or occurring on or about the property, regardless of cause, unless due solely to the gross negligence of any of the indemnified parties; (2) the violation or alleged violation of, or other failure or alleged failure to comply with, any state, federal, or local law, regulation or requirement, including, without limitation, Comprehensive Environmental Response, Compensation and Liability Act (CERCLA), 42 USC Sec. 9601, et seq. and Model Toxics Control Act (MTCA), RCW 70.105 D, by any indemnified person or entity in anyway effecting, involving, or relating to the property; (3) the presence or release in, on, from, or about the property, at any time, past or present, of any substance now or hereafter defined, listed, or otherwise classified pursuant to any federal, state or local law regulation, or requirement as hazardous, toxic, polluting, or otherwise contaminating to the air, water, or soil, or anyway harmful or threatening to human health or the environment.

2. Grantee shall maintain commercial general liability insurance coverage for bodily injury, personal injury and property damage, subject to a limit of not less than $1 million dollars per occurrence. The general aggregate limit shall apply separately to this covenant and be no less than $2 million. The grantee will provide commercial general liability coverage that does not exclude any activity to be performed in fulfillment of Grantee's activities as a shooting range. Specialized forms specific to the industry of the Grantee will be deemed equivalent, provided coverage is no more restrictive that would be provided under a standard commercial general liability policy, including contractual liability coverage.

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land, regardless of parcel segregation or aggregation or potential sale or land transfer.

DATED this 13th day of May, 2009.

BOARD OF COUNTY COMMISSIONERS
KITSAP COUNTY, WASHINGTON

CHARLOTTE GARRIDO, Chair

STEVE BAUER, Commissioner

JOSH BROWN, Commissioner

ATTEST:

Opal Robertson, Clerk of the Board

ACCEPTANCE OF BARGAIN AND SALE DEED WITH RESTRICTIVE COVENANTS

By signature affixed below, the Kitsap Rifle and Revolver Club by and through _____ its President/Executive Officer hereby and with full authority of the Board of Directors of said corporation, hereby accept the terms and conditions of the Deed with Restrictive Covenants above dated this 13th day of May, 2009.

BRADFORD SMITH, President - KRRC

MARCUS A. CARTER, Executive Officer - KRRC

Unofficial Copy

STATE OF WASHINGTON)
) ss:
COUNTY OF KITSAP)

I certify that I know or have satisfactory evidence that Brad Smith is the person who appeared before me, and said person acknowledged that said person signed this instrument, on oath stated that said person was authorized to execute the instrument and acknowledged it as the President of the Kitsap Rifle and Revolver Club, to be the free and voluntary act of the KRRC for the uses and purposes mentioned in the instrument.

Dated this 13 day of May, 2009.

SALLY K COPPINGER
COMMISSION EXPIRES
NOTARY
PUBLIC
09-26-09
STATE OF WASHINGTON

Sally K. Coppinger
PRINT NAME: Sally K. Coppinger
Notary Public in and for the State of Washington,
residing at: Port Orchard 98366
My Commission Expires: 9/26/09

STATE OF WASHINGTON)
) ss:
COUNTY OF KITSAP)

I certify that I know or have satisfactory evidence that Marcus Carter is the person who appeared before me, and said person acknowledged that said person signed this instrument, on oath stated that said person was authorized to execute the instrument and acknowledged it as the Executive Director of the Kitsap Rifle and Revolver Club, to be the free and voluntary act of the KRRC for the uses and purposes mentioned in the instrument.

Dated this 13 day of May, 2009.

Sally K. Coppinger
PRINT NAME: Sally K. Coppinger
Notary Public in and for the State of Washington,
residing at: Port Orchard 98366
My Commission Expires: 9/26/09

SALLY K COPPINGER
COMMISSION EXPIRES
NOTARY
PUBLIC
09-26-09
STATE OF WASHINGTON

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EXHIBIT A

Legal Description of Premises & Reservations

Part of the Southwest quarter of the Southeast quarter and part of the Southeast quarter of the Southwest quarter of Section 36, Township 25 North, Range 1 West, W.M., lying northerly of the North lines of an easement for right of way for road granted to Kitsap County on December 7, 1929, under Application No. 1320, said road being as shown on the regulation plat thereof on file in the office of the Commissioner of Public Lands at Olympia, Washington, the above described lands having an area of 72.41 acres, more or less.

RESERVATIONS/SUBJECT TO:

Easement #50-CR1320: Road granted to Kitsap County on 12/07/1927 for an indefinite term.

Easement #50-047116: Road granted to E.F. Howerton on 05/09/1985 for an indefinite term.

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JUN

STATE OF WASHINGTON
DEPARTMENT OF NATURAL RESOURCES
DOUG SUTHERLAND, Commissioner of Public Lands

SPECIAL USE LEASE

Lease No. 60-B068979

BY THIS LEASE (hereinafter "Agreement"), the STATE OF WASHINGTON, Department of Natural Resources, (hereinafter "State") leases to KITSAP RIFLE AND REVOLVER CLUB (hereinafter "Lessee") the premises in Kitsap County, Washington, the legal description of which is set forth in Exhibit 1A, upon the terms and conditions and for the consideration enumerated herein. Said premises and rights leased hereby are hereinafter referred to as the "Premises".

SECTION 1 OCCUPANCY

1.01 Lease Term. This Agreement shall commence on March 1, 2003 ("Commencement Date") and expire on February 27, 2018.

1.02 No Warranty of Quiet Enjoyment. State makes no warranty of quiet enjoyment of the Premises.

1.03 Condition of Premises. Lessee has had an opportunity to inspect Premises and enters into this Agreement solely in reliance on Lessee's own examination and not by reason of any representation by State. Premises are accepted in its present condition "AS IS WHERE IS". No reliance shall be placed on any opinion, material, or information provided by or through State, and Lessee does so at its own risk, cost and expense.

SECTION 2 USE OF PREMISES

2.01 Permitted Use. For this Agreement, the following uses and no other uses are permitted:

Intensive use and occupancy containing Lessee's improvements, roads, parking areas, open shooting range, targets, and associated infrastructure.	8 Acres
Timberlands, wetlands and similar resource-oriented lands passively utilized by Lessee to provide buffer and safety zones for Lessee's shooting range.	64.41 Acres

In the event the Lessee desires a change in acreage or use, authorization must be obtained in advance and in writing from the State. Approval may be conditioned upon adjustment of the payment in accordance with changes in acreage or use.

SECTION 3 PAYMENT

Payments made hereunder will be applied first to interest, then to outstanding or delinquent rent, leasehold tax and other charges owed, then to current rent, leasehold tax, and charges.

3.01 Rent. The Lessee shall pay to the State, at Olympia, Washington 98504, in advance, the required rent of $7,200.00 for the period of March 1, 2003 to February 27, 2004 and annually thereafter subject to adjustment under Subsection 3.06.

3.02 Leasehold Tax. Lessee shall pay to State, the leasehold tax as set forth in RCW Chapter 82.29A - Leasehold Excise Tax as may be amended. The tax shall be due and payable at the same time the rental charged herein is due and payable.

3.03 No Counterclaim, Setoff, or Abatement of Rent. Rent and all other sums payable by Lessee hereunder shall be paid without the requirement of prior notice or demand by State, and shall not be subject to any counterclaim, setoff, deduction or defense and without abatement. The obligations and liabilities of Lessee hereunder shall in no way be released, discharged or otherwise affected, except as expressly provided in Subsection 13.06 (Condemnation).

3.04 Interest Charged for Past-Due Rent and Other Sums Owed. Lessee shall pay interest at the rate of one percent (1%) per month (or at such higher rate as may be authorized by statute after the Commencement Date hereof), until paid, on rent or other sums owing under the terms of this Agreement commencing the date such rent or other sum is due and payable. In the event State pays any sum or incurs any expense which Lessee is obligated to satisfy or pay under this Agreement, or which is made on behalf of Lessee, State shall be entitled to receive reimbursement thereof from Lessee upon demand, together with interest thereon from the date of expenditure at the rate stated above.

3.05 Late Charge for Failure to Pay. In the event the Lessee fails to make any payment of rent due hereunder upon the date due, the State shall be entitled to collect from the Lessee a late charge equal to six percent (6%) of the amount of the delinquent payment. Any failure to pay rent or any amount specified in this Section 3, or any other amount to be paid by the Lessee under terms of this Agreement within thirty (30) days of the date due, shall be a material default hereunder by the Lessee and such default shall entitle the State to pursue all remedies specified in this Agreement, including the right to terminate this Agreement, though failure to exercise such right shall not be construed as a waiver of the right and thereafter pursue any remedies available at law or equity, including those contained in Chapter 59.12 RCW.

3.06 Adjustment of Rent. Beginning on the fifth anniversary of the Commencement Date, and at intervals of five (5) years thereafter (the "Adjustment Date"), a new annual rental will be established. In no event will the adjusted annual rental be less than the previous annual rental. Adjusted rental values established after the designated Adjustment Date shall be due retroactive to such Adjustment Date. The method for such adjustment shall be selected solely by the State from the following options:

(a) Increase of the current annual rent by the percentage increase in the United States Department of Labor, Bureau of Labor Statistics, "All Items" Consumer Price Index for All Urban Consumers ("CPI"), US City Average (1982-84=100), between the date five (5) years previous to the Adjustment Date and the Adjustment Date, i.e., adjusted rental amount equals current annual rent times CPI as of current Adjustment Date divided by CPI as of date five (5) years previous. In the event the CPI ceases to be published, the State may substitute such other comparable cost of living index as then may be in publication by a comparable governmental agency.

(b) Determination of fair market value of the Premises within six (6) months before or after the Adjustment Date through evaluation of pertinent market evidence by State lease administrator and/or other appropriate State personnel.

(c) Determination of fair market value of the Premises within six (6) months before or after the Adjustment Date through formal appraisal by State's appraiser, certified general appraiser under contract with the State, or such other appraiser as may be agreed to by State. Such appraisal must be performed in accordance with the Uniform Standards of Professional Appraisal Practices (USPAP) as promulgated by the Appraisal Institute.

The market value will be determined exclusive of Lessee's improvements and as though ownership were in fee simple, not encumbered by lease.

Under (b) and (c) above, the new annual rental above shall be computed by multiplying the market value of the Premises by the then current Prime Rate as of the Adjustment Date plus 200 basis points (Prime Rate + 2.0%). The term "Prime Rate" shall mean the Prime Rate as published in The Wall Street Journal from time to time (or the average Prime Rate if more than one is published), any change in such Prime Rate to effect a change in the rate charged hereunder on the date of each such change. If The Wall Street Journal ceases to be published or ceases to publish a Prime Rate, then State shall designate another nationally recognized business publication which publishes such a rate or such rates which does, in the reasonable opinion of State, represent the "Prime Rate" as defined herein.

3.07 Failure to Adjust Not Waiver. Failure of State to adjust rent pursuant to Subsection 3.06 above at the end of any five (5) year period, shall not be a waiver by State of the right to adjust rent at the end of any subsequent five (5) year period. State shall retain the right, for so long as this Agreement remains in effect, to adjust rent as of the end of any five (5) year period, as though all prior adjustments had been made in accordance with the above provisions.

SECTION 4 RESERVATIONS

4.01 Compliance. The State shall have access to the Premises at all reasonable times to determine and secure compliance with this Agreement. Failure to inspect or enforce compliance shall not be construed as a waiver of the State's right to declare a breach, nor relieve Lessee of any liability to the State for any breach of the terms, conditions, or requirements of this Agreement.

4.02 Compatible Uses. State reserves for itself, its successors and assigns, the right at all times for any purpose to cross and re-cross the Premises at any place or grade, to grant easements/licenses over or leases to the Premises, to sell, or otherwise dispose of minerals, coal, oil, timber, gas, or other valuable materials from the Premises insofar as the State's activities on the Premises and any grant of rights the State makes to any person or entity shall not unreasonably interfere with the activities permitted hereunder.

4.03 Non-Default Termination. State reserves the right to terminate this Agreement upon sixty (60) days' written notice in the event the State includes the Premises in a plan for higher and better use, land exchange or sale.

SECTION 5 SPECIAL RESTRICTONS

5.01 Permits and Conformance With Laws.

(a) Lessee shall obtain all building permits and other required permits, licenses, permissions, consents, and approvals from governmental agencies or third parties in connection with this Agreement and Lessee's permitted use including construction of any improvements, changes, alterations, additions, repairs, maintenance to or replacement of the Premises, or for the conduct of any business upon the Premises at the sole cost and expense of Lessee. Copies of such permits, licenses, permissions, consents, and approvals shall be supplied to State on request.

(b) Lessee shall conform to all applicable laws, regulations, permits, orders, or requirements of any public authority affecting the Premises and the use thereof, and shall correct at the Lessee's own cost and expense any failure of compliance created through the Lessee's fault or by reason of the Lessee's use. In no event shall Lessee undertake or suffer any activity to be conducted upon the Premises which constitutes a nuisance or which is a threat to the health or welfare of the general public.

(c) Lessee shall cause all work on the Premises and all business conducted thereon during the term to be performed in accordance with all applicable laws and all directions and regulations of all governmental agencies and the representatives of such agencies having jurisdiction.

5.02 Other Restrictions on Use.

(a) Lessee shall cut no State timber or remove State-owned valuable material, without prior written consent of the State. Prior to State's authorization for the cutting of timber, or removal of valuable material, the Lessee must pay to the State the fair market value of the timber or valuable material, as determined by the State.

(b) Lessee shall take all reasonable precautions to protect the land and improvements on the Premises from fire, make every reasonable effort to report and suppress such fires as may affect the Premises, and shall be subject to applicable fire laws affecting the Premises.

(c) Lessee shall prevent accumulation of equipment parts or "bone yards" on the Premises.

(d) This Agreement does not convey rights to media uses, communication sites, or any use on the Premises other than those expressly stated in this Agreement.

5.03 Habitat Conservation Plan. The Premises are located within an area that is subject to State's Habitat Conservation Plan adopted in connection with Incidental Take Permit No. PRT-812521 (ITP) as supplemented by Permit No. 1168 (Collectively "ITP"). As long as the Habitat Conservation Plan remains in effect, Lessee and all persons acting under Lessee shall comply with the terms and conditions set forth in Exhibit 5A while operating on the Premises. State shall have the right to modify these terms and conditions from time to time to comply with the Habitat Conservation Plan, the ITP, the Endangered Species Act, the implementing regulations, and amendments thereto, or the requirements of the federal agencies administering these laws.

SECTION 6 UTILITIES, TAXES, LIENS

6.01 Utilities and Maintenance. During the term of this Agreement, Lessee shall pay all expenses incurred by Lessee in the use, enjoyment, and operation of the Premises, including, but not limited to, utility charges and all costs of maintaining and repairing the Premises and all improvements thereon whether now existing or hereafter installed. Lessee shall indemnify and hold the State harmless against any loss, liability, or expense resulting from any failure of Lessee to pay all such charges when due.

6.02 Taxes and Assessments.

(a) Lessee shall pay during the term of this Agreement all taxes and other governmental charges of any kind applicable or attributable to the installation of Lessee owned improvements on the Premises, Lessee's leasehold interest therein, and Lessee's use and enjoyment thereof.

(b) Lessee shall pay its prorated share of all assessments that are legally required to be paid now or may be charged during the Agreement term to the Premises or Lessee owned improvements thereon. Lessee shall not cause or suffer the imposition of any assessment upon the Premises without the prior written consent of State. In the event any new assessment is proposed which affects the Premises, Lessee shall immediately notify State of such proposal after Lessee has knowledge or receives notice thereof. Any assessment upon the Premises shall be made in compliance with all applicable statutes, including, but not limited to, Chapter 79.44 RCW.

6.03 Lessee Liens. Lessee shall not suffer or permit any lien to be filed against the State's interest in the Premises, or improvements thereon by reason of work, labor, or services performed thereon or materials supplied to, by or through the Lessee. If any such lien is filed, Lessee shall cause the same to be discharged of record within thirty (30) days after the date of filing or creation of such lien unless other arrangements are authorized in

writing by the State in advance. Lessee shall indemnify the State for any costs, damages or expenses (including attorneys' fees and courts' costs) incurred as a result of such liens or in obtaining their discharge whether such costs, damages or expenses were incurred prior or subsequent to termination or cancellation of this Agreement.

SECTION 7 LESSEES INDEMNITY; INSURANCE REQUIREMENTS

7.01 Indemnity. Lessee releases and shall indemnify and defend (with counsel acceptable to State) State, its employees, officers, and agents from and against any and all claims arising out of the use, occupation or control of the Premises by Lessee, its agents, and employees. A "claim" as used in this subsection means any claim of any nature whatsoever for penalties, financial loss, damages (including but not limited to bodily injury, sickness, disease or death, or injury to or destruction of property, land and other natural resources including the loss of use thereof), costs or expenses (including but not limited to attorney's fees), whether or not resulting in a suit or action or reduced to judgment. This release and the obligation to indemnify shall not be eliminated or reduced by the concurrent negligence of the State, its officials, employees, or agents, except as provided in this subsection. To the extent that RCW 4.24.115 applies, Lessee shall not be required to indemnify State from State's sole or concurrent negligence. Lessee waives its immunity under Title 51 to the extent it is required to indemnify the State herein.

7.02 Insurance Requirements. Lessee shall, at all times during the term of this contract at its cost and expense, buy and maintain insurance of the types and amounts listed below. Failure to buy and maintain the required insurance may result in the termination of the contract at State's option.

All insurance and surety bonds should be issued by companies admitted to do business within the State of Washington and have a rating of A-, Class VII or better in the most recently published edition of Best's Reports. Any exception shall be reviewed and approved by the department's risk manager before the contract is accepted. If an insurer is not admitted, all insurance policies and procedures for issuing the insurance policies must comply with Chapter 48.15 RCW and 284-15 WAC.

State shall be provided written notice before cancellation or non-renewal of any insurance referred to therein, in accord with the following specifications:

1. Insurers subject to Chapter 48.18 RCW (admitted and regulated by the Insurance Commissioner): The insurer shall give the State 45 days advance notice of cancellation or non-renewal. If cancellation is due to non-payment of premium, the State shall be given 10 days advance notice of cancellation.

2. Insurers subject to Chapter 48.15 RCW (surplus lines): The State shall be given 20 days advance notice of cancellation. If cancellation is due to non-payment of premium, the State shall be given 10 days advance notice of cancellation.

Before starting work, Lessee shall furnish with a certificate(s) of insurance, executed by a duly authorized representative of each insurer, showing compliance with the insurance requirements

specified in the contract and, if requested, copies of polices to State. The certificate of insurance shall reference the State of Washington, Department of Natural Resources, and the lease number.

Lessee shall include all subcontractors as insured under all required insurance policies, or shall furnish separate certificates of insurance and endorsements for each subcontractor. Subcontractor(s) must comply fully with all insurance requirements stated herein. Failure of subcontractor(s) to comply with insurance requirements does not limit Lessee's liability or responsibility.

The State, its elected and appointed officials, agents and employees shall be named as an additional insured on all general liability, excess, umbrella, and property insurance policies.

All insurance provided in compliance with this contract shall be primary as to any other insurance or self-insurance programs afforded to or maintained by State.

Lessee waives all rights against State for recovery of damages to the extent these damages are covered by general liability or umbrella insurance maintained pursuant to this contract. All insurance policies must expressly waive any right of subrogation by the insurance company against the State and the State's officials, employees, and agents.

If Lessee is self-insured, evidence of its status as a self-insured entity shall be provided to State. If requested by State, Lessee must describe its financial condition and the self-insured funding mechanism.

By requiring insurance herein, State does not represent that coverage and limits will be adequate to protect Lessee, and such coverage and limits shall not limit Lessee's liability under the indemnities and reimbursements granted to State in this contract.

The limits of insurance, which may be increased by State, as deemed necessary, shall not be less than as follows:

Commercial General Liability (CGL) Insurance. Lessee shall maintain general liability (CGL) insurance covering claims for bodily injury, personal injury, or property damage arising on the property and/or out of Lessee's operations and, if necessary, commercial umbrella insurance with a limit of not less than $1,000,000 per each occurrence. If such CGL insurance contains aggregate limits, the General Aggregate limit shall be at least twice the "each occurrence" limit. CGL insurance shall have products-completed operations aggregate limit of at least two times the "each occurrence" limit.

CGL insurance shall be written on Insurance Services Office (ISO) occurrence form CG 00 01 (or a substitute form providing equivalent coverage). All insurance shall cover liability arising out of premises, operations, independent contractors, products-completed operations, personal injury and advertising injury, and liability assumed under an insured contract (including the tort liability of another party assumed in a business contract), and contain separation of insured (cross liability) condition.

Employer's Liability ("Stop Gap") Insurance. Lessee shall buy employers liability insurance, and, if necessary, commercial umbrella liability insurance with limits not less than $1,000,000 each accident for bodily injury by accident or $1,000,000 each employee for bodily injury by disease.

Workers' Compensation Coverage. Lessee shall comply with all State of Washington workers' compensation statutes and regulations. Workers' compensation coverage shall be provided for all employees of Lessee and employees of any subcontractor or sub-subcontractor. Coverage shall include bodily injury (including death) by accident or disease, which exists out of or in connection with the performance of this contract. Except as prohibited by law, Lessee waives all rights of subrogation against State for recovery of damages to the extent they are covered by workers' compensation, employer's liability, commercial general liability, or commercial umbrella liability insurance.

If Lessee, subcontractor or sub-subcontractor fails to comply with all State of Washington workers' compensation statutes and regulations and State incurs fines or is required by law to provide benefits to or obtain coverage for such employees, Lessee shall indemnify State. Indemnity shall include all fines, payment of benefits to Lessee or subcontractor or sub-subcontractor employees, or their heirs or legal representatives, and the cost of effecting coverage on behalf of such employees.

Business Auto Policy (BAP). Lessee shall maintain business auto liability and, if necessary, commercial umbrella liability insurance with a limit not less than $1,000,000 per accident. Such insurance shall cover liability arising out of "Any Auto." Business auto coverage shall be written on ISO form CA 00 01, or substitute liability form providing equivalent coverage. If necessary, the policy shall be endorsed to provide contractual liability coverage and cover a "covered pollution cost or expense" as provided in the 1990 or later editions of CA 00 01. Lessee waives all rights against State for the recovery of damages to the extent they are covered by business auto liability or commercial umbrella liability insurance.

Builders Risk Insurance. If applicable, Lessee shall buy and maintain in force builders risk insurance on the entire work during the period construction is in progress and until completion of the project and acceptance by State. Such insurance shall be written on a completed form and in an amount equal to the value of the completed building, subject to subsequent modifications to the sum. The insurance shall be written on a replacement cost basis. The insurance shall name as insureds State, Lessee, and all subcontractors and sub-subcontractors in the work.

Insurance described above shall be written to cover all risks of physical loss except those specifically excluded in the policy, including loss or damage caused by collapse. Insurance described above shall cover the entire work at the site including reasonable compensation for architect's services and expenses made necessary by an insured loss. Insured property shall include portions of the work located away from the site but intended for use at the site, and shall also cover portions of the work in transit. The policy shall include as insured property scaffolding, falsework, and temporary buildings located at the site. The policy shall cover the

cost of removing debris, including demolition as made legally necessary by the operation of any law, ordinance or regulation.

Any deductible applicable to the insurance bought in compliance with the policy described above shall be identified in the contract documents and the responsibility for paying the part of any loss not covered because of application of deductible(s) shall be the responsibility of the Lessee. If any part of any loss is not covered because of the application of a deductible amount not identified in the contract documents, Lessee will pay such loss. Lessee shall buy and maintain boiler and machinery insurance required by contract documents or by law, covering insured objects during installation and until final acceptance by State. If testing is being performed, such insurance shall cover such operations. This insurance shall name as insureds State, Lessee, and all subcontractors and sub-subcontractors in the work.

SECTION 8 WEEDS, HARMFUL SUBSTANCES

8.01 Weed Control. Lessee shall control all weeds on the Premises. Lessee shall be responsible for, or shall immediately reimburse State for, any all weed control cost incurred, as a result of Lessee's failure to control all weeds on said Premises.

Lessee shall prevent weed infestations by applying management practices which discourage their establishment or spread. The Lessee shall detect and control the invasion of new weeds. Weeds will be controlled using appropriate mechanical, biological and chemical treatments that meet the requirements of Washington State and Federal law.

Lessee shall use Integrated Pest Management (IPM) to control weeds. This means using a coordinated decision-making and action process that considers all weed management methods and strategies, and applies them in an environmentally and economically sound manner to meet weed management objectives. The elements of integrated pest management for weeds include:

a. Preventing weed problems;

b. Monitoring for the presence of weed species;

c. Establishing the density of the weed population (which may be zero) that can be tolerated;

d. Treating weed problems to reduce their populations below the tolerable threshold, using strategies that may include biological, cultural, mechanical, and chemical control methods, and that consider human health, ecological impact, feasibility and cost-effectiveness; and

e. Evaluating the effects and efficacy of weed control treatments.

8.02 Hazardous, Toxic, or Harmful Substances.

(a) Deleterious Material. Lessee shall not make, or suffer to be made, any filling in of the Premises or any deposit of rock, earth, ballast, refuse, garbage, waste matter, chemical, biological or other wastes, hydrocarbons, any other pollutants, or other matter within or upon the Premises, except as approved in writing by the State, or unless permitted by Subsection 2.01 (Permitted Use). If the Lessee fails to remove all nonapproved fill material, refuse, garbage, wastes or any other of the above materials from the Premises, the Lessee agrees that the State may, but is not obligated to, remove such materials and charge the Lessee for the cost of removal and disposal.

(b) Hazardous, Toxic, or Harmful Substances.

(1) Lessee shall not keep on or about the Premises, any substances now or hereinafter designated as or containing components now or hereinafter designated as hazardous, toxic, dangerous, or harmful, and/or which are subject to regulation as hazardous, toxic, dangerous, or harmful by any federal, state or local law, regulation, statute or ordinance (hereinafter collectively referred to as "Hazardous Substances") unless such are necessary to carry out Lessee's permitted use under Subsection 2.01 (Permitted Use) and unless Lessee fully complies with all federal, state and local laws, regulations, statutes, and ordinances, now in existence or as subsequently enacted or amended. Lessee shall:

(i) Immediately notify the State of: all spills or releases of any Hazardous Substance affecting the Premises; all failures to comply with any federal, state, or local law, regulation or ordinance, as now enacted or as subsequently enacted or amended; all inspections of the Premises by, or any correspondence, orders, citations, or notifications from any regulatory entity concerning Hazardous Substances affecting the Premises; and all regulatory orders or fines or all response or interim cleanup actions taken by or proposed to be taken by any government entity or private party concerning the Premises; and

(ii) On request, provide copies to the State of any and all correspondence, pleadings, and/or reports received by or required of Lessee or issued or written by Lessee or on Lessee's behalf with respect to the use, presence, transportation or generation of Hazardous Substances related to the Premises.

(2) Lessee shall be fully and completely liable to the State, and shall indemnify, defend, and save harmless State and its agencies, employees, officers, and agents with respect to any and all damages, costs, fees (including attorneys' fees and costs), penalties (civil and criminal), and cleanup costs assessed against or imposed as a result of Lessee's use, disposal, transportation, generation and/or sale of Hazardous Substances or that of Lessee's employees, agents, assigns, sublessees, contractors, subcontractors, licensees or invitees, and for any breach of this subsection.

SECTION 9 ASSIGNMENTS

Assignment. Lessee shall not hypothecate, mortgage, assign, sublease, transfer, or otherwise alienate this Agreement ("Assignment"), or any interest therein, without the prior written consent of State, which consent shall not be unreasonably withheld. In granting any such consent under this clause State shall be entitled to consider, among other items, the proposed assignee's, sublessee's or transferee's financial condition, business reputation, business, and such other factors as may reasonably bear upon the suitability of the assignee, sublessee, or transferee as lessee of the Premises. If Lessee is a corporation, partnership, or other association, (1) the transfer of more than fifty percent (50%) of the ownership interest in such entity, or (2) the sale of all or substantially all of the assets of Lessee shall be deemed to constitute an "assignment" of this Agreement which requires consent of State. The consent of State to any one assignment shall not constitute a waiver of State's right to consent to subsequent assignments, nor shall consent of State to any one assignment relieve any party previously liable as Lessee from any obligations under this Agreement, who shall remain joint and severally liable as primary obligor and not as surety. The acceptance by State of the payment of rent following an assignment shall not constitute consent to any assignment and State's consent shall be evidenced only in writing. The State may require reimbursement for any additional administrative costs resulting from the assignment.

SECTION 10 IMPROVEMENTS

10.01 Authorized Improvements. No improvement shall be placed on the Premises without the prior written consent of the State. Consent may be granted through this Agreement resulting in the State's approval of the authorized improvements listed herein as Exhibit 10A, or by written Letter of Authorization issued by the State.

10.02 Plan Approval. The plans or specifications for the construction of the authorized improvements listed on Exhibit 10A or authorized by Letter of Authorization issued by State, and for such changes or alterations, including amendments of such plans or specifications, shall be submitted to State for its approval.

10.03 Ownership of Improvements. During the Term of this Agreement, the improvements constructed by Lessee, including without limitation all additions, alterations and improvements thereto or replacements thereof and all appurtenant fixtures, machinery and equipment installed therein, shall be the property of Lessee. At the expiration or earlier termination of this Lease, all improvements and all additions, alterations and improvements thereto or replacements thereof and all appurtenant fixtures, machinery and equipment installed therein shall become the property of State, unless State requires their removal pursuant to Section 10.04 below. Throughout the term of this Agreement, Lessee shall not permit any claim of lien made by any mechanic, materialman, laborer, or other similar liens to stand against the Premises for work or labor done, services performed, or materials used or furnished to be used in or about the Premises for or in connection with any construction, improvements or maintenance or repair thereon made or permitted to be made by Lessee, its agents, or sublessees. Any liens, encumbrances or claims of third parties with respect to any of the foregoing, shall be expressly subordinate and subject to the rights of State under this Agreement.

10.04 Condition at End of Lease. Upon vacating the Premises on the termination date, Lessee shall leave the Premises and all improvements thereon in the state of repair and cleanliness required to be maintained by Lessee during the Term of this Agreement and shall peaceably surrender the same to State. At the option of State, Lessee shall at its sole expense remove all improvements constructed by Lessee upon the Premises and return the Premises to grade level free of all debris.

10.05 Surety Bond. A surety bond, certificate of deposit assignment, or letter of credit may be required by State to assure completion of construction or development of any improvements costing in excess of $2,500.

10.06 Hold Harmless. Lessee shall indemnify, defend and hold harmless State and the Premises from and against all claims and liabilities arising by virtue of or relating to construction of the authorized improvements or repairs made at any time to the authorized improvements (including repairs, restoration and rebuilding). Lessee shall regularly and timely pay any and all amounts properly payable to third parties with respect to such work and will maintain its books and records in the State of Washington, with respect to all aspects of such work and materials therefore, and will make them available for inspection by State or its representatives as requested.

10.07 Permits; Compliance with Codes. Lessee shall cause all work on the Premises during the Term to be performed in accordance with all applicable laws and all directions and regulations of all governmental agencies and the representatives of such agencies having jurisdiction. Lessee is responsible, at Lessee's sole cost and expense, to cause the authorized improvements and the Premises to comply with all applicable governmental laws, statutes, rules, regulations and/or ordinances that apply to the Premises during the Agreement Term, whether now in effect, or hereinafter adopted or enacted.

10.08 State's Repairs. State shall not be required or obligated to make any changes, alterations, additions, improvements, or repairs in, on, or about the Premises, or any part thereof, during the term of this Agreement.

10.09 Lessee's Repairs, Alteration, and Maintenance. Lessee shall, at its sole cost and expense, keep and maintain the Premises and all improvements thereon and all facilities appurtenant thereto (regardless of ownership) in good order and repair and safe condition for the safe conduct of any activities or enterprises conducted on the Premises pursuant to this Agreement, and keep and maintain the whole of the premise, including all improvements in a clean, sanitary and attractive condition.

SECTION 11 ROADS (NOT APPLICABLE)

SECTION 12 DEFAULT AND REMEDIES

12.01 Default. In the event of any material breach of any provision of this Agreement by Lessee, the breach, after expiration of any grace period as provided in this subsection, shall be

deemed a default entitling State to cancel this Agreement and seek any other remedies set forth in this Agreement or otherwise available at law or equity. State shall deliver to Lessee notice of the breach and a demand that the same be remedied immediately. Lessee shall not be in default if the breach pertains to the payment of money and Lessee cures the breach within thirty (30) days of receipt of the notice, or if the breach pertains to a matter other than the payment of any monies due under this agreement, Lessee shall after receipt of the notice promptly commence to cure the breach and shall cure the breach within forty-five (45) days after receipt of the notice. If such breach is non-monetary in nature, and, as determined by State, is not reasonably susceptible of being cured in said forty-five (45) days (provided that the lack of funds, or the failure or refusal to spend funds, shall not be an excuse for a failure to cure), Lessee shall commence to cure such breach within said period and diligently pursue such action with continuity to completion. If Lessee fails to cure a default, all Lessee owned improvements shall at the option of State, be removed by Lessee, be removed by State at the cost to Lessee, or become the property of State.

12.02 Reentry. In the event of any default by Lessee, State shall have the right, with or without canceling the Agreement, to reenter the Premises and remove all persons and property from Premises and take whatever actions may be necessary or advisable to relet, protect or preserve the Premises. Any property so removed may be stored in a public warehouse or other suitable place or otherwise disposed of in State's discretion at the expense and for the account of Lessee. State shall not be responsible for any damages or losses suffered by Lessee as a result of such reentry, removal, storage or other disposition, and no such action shall be construed as an election to terminate this Agreement unless a written notice of termination is given to Lessee.

12.03 Termination of Agreements. Whether or not State elects to terminate this Agreement on account of any default by Lessee and subject to any non-disturbance and attornment agreements, if any, State shall have a right to terminate any and all subleases, licenses, concessions or other arrangement for possession affecting Premises. Alternatively, State, in its sole discretion, may succeed to Lessee's interest in such sublease, license, concession or arrangement, and Lessee shall have no further right to or interest in the rent or other consideration receivable thereunder.

12.04 Survival. All obligations of Lessee to be performed prior to the expiration or earlier termination shall not cease upon the termination or expiration of this Agreement and shall continue as obligations until fully performed. All clauses of this Agreement that require performance beyond the termination or expiration date shall survive the termination or expiration date of this Agreement. Upon expiration or earlier termination of this Agreement, the rights of Lessee and of all persons, firms, corporations, and entities claiming under Lessee in and to the Premises and all improvements hereon, unless specified otherwise in this Agreement, shall cease.

12.05 State's Right to Cure Defaults. If Lessee fails to perform and is in default of any undertaking or promise contained herein, the State shall have the option, but is not obligated, to make such performance after giving ten (10) days written notice to the Lessee. The State's costs and expense to correct Lessee's failure to perform shall be reimbursed by Lessee and shall be immediately due and payable, together with interest accruing from the date such cost or expense is incurred.

12.06 Remedies Cumulative. The specified remedies to which the State may resort under the terms of this Agreement are cumulative and are not intended to be exclusive of any other remedies or means of redress to which State may lawfully be entitled in case of any breach or threatened breach by Lessee of any provision of this Agreement.

12.07 Nonwaiver. Waiver by the State of strict performance of any provision of this Agreement shall not be a waiver of nor prejudice the State's right to require strict performance of the same provision in the future or of any other provision. The acceptance of performance, rent, or any other sum owing, by State following a breach by the Lessee of any provision of this Agreement shall not constitute a waiver of any right of the State with respect to such breach and State shall be deemed to have waived any right hereunder only if State shall expressly do so in writing.

12.08 Force Majeure. The Lessee's failure to comply with any of the obligations under this Agreement shall be excused only if due to causes beyond Lessee's control and without the fault or negligence of the Lessee, including acts of God, acts of the public enemy, acts of any government, fires, floods, epidemics and strikes.

12.09 Insolvency of Lessee. If the Lessee becomes insolvent, a receiver is appointed, or Lessee's interest is transferred by operation of law by reason of insolvency, the State may terminate this Agreement at its option. Insolvency as used herein will mean the inability of the Lessee to meet its monetary obligations under this Agreement as they come due.

SECTION 13 GENERAL PROVISIONS

13.01 Governing Law. This Agreement shall be construed, interpreted and enforced pursuant to the laws of the State of Washington. Venue shall be in Thurston County. The terms of this Agreement shall be given their ordinary meaning and shall not be presumed construed in favor of or against either party hereto.

13.02 No Partnership. The State is not a partner nor a joint venturer with the Lessee in connection with the activities conducted and business carried on under this Agreement, and the State shall have no obligation with respect to the Lessee's debts or other liabilities.

13.03 Lessee's Authority. Persons executing this Agreement on behalf of Lessee represent that they are authorized to do so and represent and warrant that this Agreement is a legal, valid, and binding obligation on behalf of Lessee, and is enforceable in accordance with its terms.

13.04 State's Authority. This Agreement is entered into by State pursuant to the authority granted by statute and the Constitution of the State of Washington. The terms and conditions hereof are subject to such statutory and constitutional provisions as may be now in effect and such provisions which do not impair the contractual rights of Lessee under this Agreement which may lawfully be enacted subsequent to the date of this Agreement.

13.05 Preservation of Markers. Lessee shall not destroy any land survey corner monuments and reference points (including but not limited to corner markers, witness objects, or line markers) without prior written approval from the State, which shall not be unreasonably withheld. Monuments or reference points that must necessarily be disturbed or destroyed during construction or operations must be adequately referenced and replaced, at the Lessee's cost, under the direction of a State of Washington Professional Land Surveyor, in accordance with all applicable laws of the State of Washington, including but not limited to RCW 58.24, and all relevant Department of natural Resources regulations.

13.06 Condemnation. If all of the Premises are taken by any lawful authority under the power of eminent domain for a period which will end on or extend beyond the expiration of the term of this Agreement, this Agreement terminates as of the date the condemner takes possession. If part of the Premises is taken by any lawful authority under the power of eminent domain for a period which will end on or extend beyond the expiration of the term of this Agreement, the State or Lessee may choose to terminate this Agreement as of the date the condemner takes possession. If either the State or Lessee elects to terminate this Agreement, the rents or other charges to be paid by Lessee will be apportioned by the State and paid by the Lessee to the date of taking. If neither the State nor Lessee elects to terminate this Agreement, the rent will be reduced in the same proportion that the value of the portions of the site to be taken bears to the value of the entire site as of the date condemner takes possession.

If the taking is for a period which will end on or extend beyond the expiration of the term of this Agreement, Lessee will have no claim or interest in or to any award of damages for the whole or partial taking of the site, except that the Lessee will be entitled to an amount equal to the fair market value of any improvements as of the date of taking (except trade fixtures) considered by this Agreement to be owned by the Lessee taken by the condemner.

If temporary use of all or part of the site is taken by any lawful authority under the power of eminent domain for a period ending before the expiration of the term, this Agreement will continue in full force and Lessee will be entitled to receive any award from the condemner for the use of all or part of the Premises.

The State and Lessee will give to the other immediate written notice of any proceedings with respect to a condemnation and of any intentions of any authority to exercise the power of eminent domain.

13.07 Interpretation and Numbering. This lease has been submitted to the scrutiny of all parties hereto and their counsel if desired, and shall be given a fair and reasonable interpretation in accordance with the words hereof, without consideration or weight given to it being drafted by any party hereto or their counsel. Section and subsection numbers, headings, or titles are for convenience only and are not to be construed to limit or to extend the meaning of any part of this lease.
Section and subsection numbers may be omitted or out of sequence because of inclusion or exclusion of sections or subsections in this lease at the option of the State. Cross references to sections or subsections that are not included in this lease should not be construed as material references.

13.08 Time of Essence. Time is expressly declared to be of the essence of this Agreement and each and every covenant of Lessee and the State hereunder.

13.09 Amendments. Any amendments, revisions, supplements, or additions to this Agreement or the attached exhibits shall be made in writing executed by the parties hereto, and neither State nor Lessee shall be bound by verbal or implied agreements. Such changes may be made by re-execution of the signature page and the deletion and addition of the appropriate new effective pages or exhibits governing the change, if any.

13.10 Entire Agreement. This written Agreement or its successor or replacement contains the entire agreement of the parties hereto with respect to the matters covered hereby, and no other agreement, statement or promise made by any party hereto, or to any employee, officer or agent of any party hereto, which is not contained herein, shall be binding or valid.

13.11 Invalidity. If any term or provision of this Agreement or the application thereof to any person or circumstance shall to any extent prove to be invalid, unenforceable, void, or illegal, the remainder of this Agreement, or the application of such term or provision to persons or circumstances other than those as to which it is invalid or unenforceable, shall be not affected thereby, and each term and provision of this Agreement shall be valid and be enforced as written to the fullest extent permitted by law.

13.12 Attorney Fees. If either party brings suit or submits to an alternative dispute process to interpret or enforce any provision of the agreement, the prevailing party shall be entitled to reasonable attorney fees, paralegal fees, accountant and other expert witness fees and all other fees, costs and expenses actually incurred in connection therewith, including those incurred on appeal, in addition to all other amounts provided by law, regardless of whether the matter proceeds to judgment or is resolved by the defaulting party curing the default.

13.13 Notices and Submittals. Any notice or submittal given under this Agreement shall be deemed as received when delivered by hand or five (5) days after deposit in the United States mail with first-class postage affixed, addressed as noted. Changes of address may be given in accordance with this section. Any notice or submittal given under this Agreement shall be:

To the State:

Where Agreement provisions require submittal to State office:
Department of Natural Resources
Product Sales and Leasing Division
P.O. Box 47061
Olympia, WA 98504-7061

Where Agreement provisions require submittal to the State at its Region office:

Department of Natural Resources
South Puget Sound Region Region
950 Farman Avenue North
Enumclaw, WA 98022

To the Lessee at the address affixed with signature or Lessee's last known address.

13.14 **Exhibits.** This agreement is subject to the terms and conditions of exhibits referenced herein, which are attached hereto and by this reference made a part hereof.

Exhibits: 1A - Legal Description and Encumbrances, 5A - HCP Requirements, 10A - Authorized Improvements

KITSAP RIFLE AND REVOLVER CLUB

Dated: Nov. 12, 2003.

BRAD SMITH, PRESIDENT

Address: 4900 Seabeck Hwy NW
Bremerton, WA 98312

Phone: (360) 373-1007

STATE OF WASHINGTON
DEPARTMENT OF NATURAL RESOURCES

Dated: November 17, 2003.

ART TASKER,
South Puget Sound Region Manager

Approved as to form this
27 day of February, 2003
Jim Schwartz, Assistant Attorney General

NOTARIAL CERTIFICATE
ACKNOWLEDGMENT IN A REPRESENTATIVE CAPACITY

STATE OF WASHINGTON)
) ss.
COUNTY OF KITSAP)

I certify that I know or have satisfactory evidence that Brad Smith is the person who appeared before me, and said person acknowledged that he signed this instrument, on oath stated that he authorized to execute the instrument, and acknowledged it as the president of Kitsap Rifle and Revolver Club to be the free and voluntary act of such party for the uses and purposes mentioned in the instrument.

DATED: 11/12/03

(Seal or Stamp)

Alma M. Singleton
NOTARY PUBLIC in and for the
State of WASHINGTON
My appointment exp 9/1/05

NOTARIAL CERTIFICATE
ACKNOWLEDGMENT IN A REPRESENTATIVE CAPACITY

STATE OF WASHINGTON)
) ss.
COUNTY OF KING)

I certify that I know or have satisfactory evidence that Art Tasker is the person who appeared before me, and said person acknowledged that he signed this instrument, on oath stated that he authorized to execute the instrument, and acknowledged it as the Region Manager of Washington State Department of Natural Resources, South Puget Sound Region to be the free and voluntary act of such party for the uses and purposes mentioned in the instrument.

DATED: November 17, 2003

(Seal or Stamp)

Floella C. McKinley
NOTARY PUBLIC in and for the
State of Washington
My appointment
expires 6/29/04
expires _____

FLOELLA C. MCKINLEY
COMMISSION EXPIRES
NOTARY
PUBLIC
6-29-04
STATE OF WASHINGTON

EXHIBIT 1A

Legal Description of Premises &
Reservations

Part of the Southwest quarter of the Southeast quarter and part of the Southeast quarter of the Southwest quarter of Section 36, Township 25 North, Range 1 West, W.M., lying northerly of the North lines of an easement for right of way for road granted to Kitsap County on December 7, 1929, under Application No. 1320, said road being as shown on the regulation plat thereof on file in the office of the Commissioner of Public lands at Olympia, Washington, the above described lands having an area of 72.41 acres, more or less.

RESERVATIONS / SUBJECT TO:

Easement #50-CR1320: Road granted to Kitsap County on 12/07/1927 for an indefinite term.

Easement #50-047116: Road granted to E. F. Howerton on 05/09/1985 for an indefinite term.

EXHIBIT 10A
Authorized Improvements

(1) One 12 foot X 120 foot covered rifle position shooting building.

(2) One 12 foot X 105 foot covered pistol position shooting building.

(3) One 12 foot X 20 foot storage shed.

(4) One 8 foot X 12 foot target shed.

(5) Electrical meter service panel and power poles.

EXHIBIT 5A
HCP REQUIREMENTS

1. The Lessee shall immediately notify the State of new locations of Permit species covered in the Incidental Take permit (ITP) that are discovered within the leased Premises covered by the Habitat Conservation Plan (HCP), including, but not limited to: locations of occupied murrelet habitat; spotted owl nest sites; wolves; grizzly bears; nests, communal roosts, or feeding concentrations of bald eagles; peregrine falcon nests; Columbian white-tailed deer; Aleutian Canada geese; and Oregon silverspot butterflies. In all circumstances notification must occur within a 24 hour time period.

2. Upon locating any live, dead, injured, or sick specimens of any listed species covered by the ITP within the leased Premises the Lessee shall immediately notify the State. In all circumstances notification must occur within a 24 hour time period. Lessee may be required to take certain actions to help the State safeguard the well being of any live, injured or sick specimens of any listed species discovered, until the proper disposition of such specimens can be determined by the State.

3. Lessee shall refer to ITP number PRT-812521 (a copy of the ITP is located for reference in the region office) in all correspondence and reports concerning Permit activities.

4. All applicable provisions of the ITP and this schedule must be presented and clearly explained by Lessee to all authorized officers, employees, contractors, or agents of Lessee conducting authorized activities on the Property. Any questions Lessee may have about the ITP should be directed to the State.

5. At this time, the following sensitive areas, conditions or species have been identified on the Premisis. Contact the State for more information on the identified areas.

Riparian Management Zones

Bodies of water, including but not limited to those streams, rivers and lakes and other lakes and wetlands have been identified and/or may be located on the Premises. All activities within the Riparian Management Zone, as defined in the HCP and including that portion of the inner riparian ecosystem between the aquatic zone and the direct influence zone (uplands) and including the outer wind buffer, must comply with the current HCP Procedures. Activities in a Riparian Management Zone, including but not limited to cutting or removing any tree and/or timber (including hardwood, merchantable and unmerchantable timber, downed timber, windthrow and snags), and road, trench and/or trail use, and/or maintenance, may be restricted or not permitted during specific times. All activities must provide for no overall net loss of naturally occurring wetland acreage and function.

Don Burger

From: Jerome Carbone [jecarbone@[redacted]
Sent: Friday, July 16, 2010 6:27 PM
To: Deanna Erstad
Cc: Steve Bauer
Subject: Fwd: Meeting request

Ms. Erstad,
I just wanted to follow up the voice mail I left today with an email. I would very much like to schedule a meeting with Commissioner Bauer. Please either call me at the number I left on your voice mail or reply to this email with a time I could call you. Thanks for your help
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From: **Jerome Carbone** <jecarbone@[redacted]>
Date: Thu, Jul 8, 2010 at 9:47 AM
Subject: Fwd: Meeting request
To: DErstad@co.kitsap.wa.us

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Date: Thu, Jul 8, 2010 at 9:43 AM
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Commissioner Bauer,
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Thanks for your help.

Jerry Carbone

[redacted]
Silverdale

Don Burger

From: Gail and Kevin Gross [kevinandgail@[redacted]]
Sent: Friday, July 16, 2010 5:18 PM
To: Neil R. Wachter
Cc: Terry Allison
Subject: Kitsap Rifle and Revolver Club (KRRC) Match Results Summary

Thanks so much for your time this morning, Neil. We truly appreciate your conscientious focus on this issue considering your increasing workload.

We sent everything that the KRRC had posted on their web site concerning matches held/hosted by the KRRC. While Terry Allison could explain better how the Northwest Challenge is organized and run, I believe the Northwest Challenge apparently rotates between several shooting clubs in the Northwest Region (Custer Sportsmen's Club in Skagit County, Marysville Rifle Club, Renton Fish and Game Club, Paul Bunyan Rifle and Sportsmen's Club in Puyallup, and Mason County Sportsmen's Club). I expect KRRC will post the results of the current competition later this month. I do not know if/when KRRC may have hosted NW Challenge previously.

http://northwestsection.org/

We will transfer the calendars to a CD for you.

Sincerely,
Kevin T. Gross

----- Original Message -----
From: Neil R. Wachter
To: 'Gail and Kevin Gross'
Sent: Friday, July 16, 2010 2:01 PM
Subject: RE: Kitsap Rifle and Revolver Club (KRRC) Match Results Summary

Kevin - thank for this. I did not see Courage Classic data here, so if there are more results please send 'em.

Club calendars - please copy to a CD.

Thanks,

Neil

From: Gail and Kevin Gross [mailto:kevinandgail@[redacted]]
Sent: Friday, July 16, 2010 1:44 PM
To: Neil R. Wachter
Cc: Skip Junis; Terry Allison
Subject: Kitsap Rifle and Revolver Club (KRRC) Match Results Summary

Neil, attached is the summary of match results posted by the KRRC from September 9th 2006 through August 9th 2008. Hope this helps.

We believe we have found the un-marked documents obtained through PDR as used in the indexed file that we have given you previously.

We have also copied the Club calendars for at least the last two years if you want those as well. We can print them or copy to a CD.

Sincerely,
Kevin Gross

Don Burger

From: Tracey L. Hamilton-Oril [THamilto@co.kitsap.wa.us]
Sent: Friday, July 16, 2010 3:32 PM
To: Kevin M. Howell; Neil R. Wachter; Steve Heacock
Subject: RE: KRRC question - confidential attorney work product

[redacted]

From: Steve Heacock
Sent: Friday, July 16, 2010 3:17 PM
To: Neil R. Wachter; Kevin M. Howell
Cc: Tracey L. Hamilton-Oril; David Greetham
Subject: RE: KRRC question - confidential attorney work product

Neil and Kevin:

[redacted]

Best,
Steve Heacock, Environmental Programs Planner 3
Kitsap County Department of Community Development
337-5777

From: Neil R. Wachter
Sent: Friday, July 16, 2010 2:40 PM
To: Kevin M. Howell
Cc: Tracey L. Hamilton-Oril; David Greetham; Steve Heacock
Subject: RE: KRRC question - confidential attorney work product

[redacted]

From: Kevin M. Howell
Sent: Friday, July 16, 2010 2:34 PM
To: Neil R. Wachter
Cc: Tracey L. Hamilton-Oril; David Greetham; Steve Heacock
Subject: RE: KRRC question - confidential attorney work product

[redacted]

Kevin M. Howell, Deputy Prosecuting Attorney
Civil Division
Kitsap County Prosecutor's Office
614 Division Street, MS-35A
Port Orchard, WA 98366
Phone: (360) 337-7268
Fax: (360) 337-7083
kmhowell@co.kitsap.wa.us

From: Neil R. Wachter
Sent: Friday, July 16, 2010 2:25 PM
To: Kevin M. Howell
Cc: Tracey L. Hamilton-Oril
Subject: KRRC question - confidential attorney work product

[redacted]

Thanks,

Neil

Don Burger

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[redacted]

Thanks,

Neil

Don Burger

From: Gail and Kevin Gross [kevinandgail@[redacted]]
Sent: Saturday, July 17, 2010 1:53 PM
To: Neil R. Wachter; Steve Mount
Cc: Terry Allison; skip junis
Subject: Kitsap Rifle and Revolver Club Northwest Challenge Sat 17 July
Attachments: 2010 07 17_0001.jpg

Neil and Steve, my wife and I made a drive by the Kitsap Rifle and Revolver Club today (Saturday 17 July) about noon and found no evidence of the Stop Work Order posting. This is the second of three days of the Northwest Challenge. Also found no parking on the road shoulder to report. Was the Stop Work Order sign posted on the white "sack" covered stake located between the large, forked tree?

Photo attached.

Sincerely,
Kevin Gross
[redacted]
Bremerton WA 98312
[redacted]

Don Burger

From: Jerome Carbone [jecarbone@[redacted]]
Sent: Monday, July 19, 2010 10:11 AM
To: Deanna Erstad
Subject: Re: Meeting request

Deanna,
I have just spoken with members of the group concerned about these issues. They informed me that a meeting with Commissioner Bauer is no longer necessary so I am withdrawing my request. Thanks for your help.
Jerry Carbone

On Mon, Jul 19, 2010 at 8:21 AM, Jerome Carbone <jecarbone@[redacted] wrote:
Deanna,
While the gun club is in Commissioner Brown's district, I live in Commissioner Bauer's district and this issue affects me, and others in Commissioner Bauer's district, directly and adversely. Accordingly, I would like to schedule a meeting with him to discuss my concerns Any action taken to correct this problem will be taken by the Board of Commissioners. It is therefore important that Commissioner Bauer understand the adverse effect of the gun club's actions on residents of his district. Jackie Aufderheide has recommended that each of the commissioners be brought up to speed on the facts. Josh Brown has already met with representatives of a group of citizens concerned about this issue and Commissioner Garrido is in the process of scheduling a meeting.
Please try again to schedule a meeting with Commissioner Bauer.
Thanks,
Jerry Carbone
Silverdale

On Mon, Jul 19, 2010 at 7:51 AM, Deanna Erstad <DErstad@co.kitsap.wa.us> wrote:

Mr. Carbone. Commissioner Bauer had asked that Commissioner Brown talk with you on this subject this gun club is in his district. I will have his Assistant, Dana give you a call and get a meeting scheduled. If you need to contact her, her number is 360 337-4667. Please feel free to call me if you have any questions. Deanna

---

From: Jerome Carbone [mailto:jecarbone@[redacted]]
Sent: Friday, July 16, 2010 6:27 PM
To: Deanna Erstad
Cc: Steve Bauer
Subject: Fwd: Meeting request

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Thanks for your help.

Jerry Carbone
[redacted]
Silverdale

Don Burger

From: David Greetham [Dgreetha@co.kitsap.wa.us]
Sent: Monday, July 19, 2010 9:27 AM
To: Neil R. Wachter; Steve Heacock; Steve Mount
Subject: FW: Recent Expansion of Kitsap Rifle and Revolver Club

All -

[redacted]

Dave

From: Patrick McGraner [mailto:patrick.mcgraner@ecy.wa.gov]
Sent: Monday, July 19, 2010 6:56 AM
To: David Greetham
Cc: Paul (ECY NWRO SEA) Anderson
Subject: RE: Recent Expansion of Kitsap Rifle and Revolver Club

Hi David,

Thank you for the photo images. I just got back into the office this morning to take a look at them. It appears that there may *possibly* be a small amount of new wetland fill in the area that you have circled but it is impossible to tell without being on the ground. The older clearing appears to have been once dominated by Scot's broom based on the yellow in the older aerial including the roads that have been re-cleared. Scot's broom does not like it wet so these areas are not likely to be wetlands. To reiterate, it is not possible to tell from the aerials whether there has been direct wetland impacts or not. I will try to get some additional information before the day is over about the RCW right of entry provision. From my limited knowledge, it is not something that Ecology's wetland staff has used but I will check and let you and Neil Wachter know what I find out. While I am obviously not a lawyer, this provision appears to be specifically related to forest practices rules.

Sincerely,

Patrick McGraner

From: David Greetham [mailto:Dgreetha@co.kitsap.wa.us]
Sent: Thursday, July 15, 2010 4:09 PM
To: McGraner, Patrick
Subject: FW: Recent Expansion of Kitsap Rifle and Revolver Club

Hi Patrick -

As a followup to my voicemail today, here are the aerial photos that I referenced. Have you seen these, and if so, do you see evidence of direct wetland impacts (I don't think there's much question that there have been buffer impacts)?

I will follow up with the RCW for right of entry on forest lands that I referenced in my message.

Sincerely,

David Greetham
Environmental Planner
Kitsap County Department of Community Development

360-337-5777

From: Neil R. Wachter
Sent: Thursday, July 15, 2010 2:45 PM
To: David Greetham
Subject: FW: Recent Expansion of Kitsap Rifle and Revolver Club

---

From: sjunis@[redacted] [mailto:sjunis@[redacted]
Sent: Wednesday, July 07, 2010 10:45 AM
To: Charlotte Garrido; Josh Brown; Steve Bauer
Cc: Christian C. Casad; Neil R. Wachter; Russell D. Hauge; Steve Mount; grellk@health.co.kitsap.wa.us
Subject: Fw: Recent Expansion of Kitsap Rifle and Revolver Club

Something must be done to stop the expansion being conducted by KRRC without permits.With no County or State agency approval KRRC has expanded their facility by 800%, at the expense of the Wetlands. Please review the latest Google Site photograph to see that the club has not stopped construction, even though they have been told to stop all development. **This latest photo is most disturbing as it clearly shows the club intruding on the wetlands**, and after a winter of above average rain shows that the wetlands are disappearing. There is gentleman (Strickland)who is monitoring the wetlands and has told our group he estimates a depletion of 40 to 60% of these Federal Class 1 Wetlands.

Attached please find three Google Earth photographs of Kitsap Rifle and Revolver Club (KRRC). A brief description of these photos is as follows:

1.) Google Earth photo from May 2010 with notations regarding various construction activities that have taken place since a comparison with a Google Earth photo of April/May 2009.
2.) Google Earth photo from April/May 2009.
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One of the photos is the most recent satellite imagery of the Kitsap Rifle and Revolver Club (KRRC) dated May 15, 2010. This May 15, 2010 imagery shows that KRRC has again cleared the '300 meter rifle line' (large cleared area to the right) for which the Kitsap County Department of Community Development (Steve Mount, Code Enforcement) issued a stop work order in September 2005 because there was no grading permit issued to perform this work.

Compare this to satellite imagery dated April/May 2009 showing vegetation growing on the abandoned '300 meter rifle line', following issuance of the September 2005 stop work order. The Department of Natural Resources, then-owner of the property, had required reforestation with 1,000 seedlings. (There is some question as to whether the reforestation was ever completed).

Additionally shown in the May 15, 2010 satellite imagery are significant material storage sites including a collection of drums and clearance of roads serving the '300 meter rifle line' and additional sites that are away from the firing lines. A number of these sites have either been constructed or added to since the April/May 2009 satellite photo.

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[redacted]
Bremerton, WA 98312
[redacted]

2010 #1 Energy Stock Pick
AEGY Announces Dividend - 3 for 1 stock split! Massive gains expected!
EnergyStockReports.com

Don Burger

From: David Greetham [Dgreetha@co.kitsap.wa.us]
Sent: Monday, July 19, 2010 9:26 AM
To: Patrick McGraner
Subject: RE: Recent Expansion of Kitsap Rifle and Revolver Club

Hi Patrick -

Thanks for the followup. Neil Wachter just wanted to make sure that you had seen the same photos we received.

~~We (Environmental Review staff) came to the same conclusion...that is, it's not possible to make a conclusion with any~~ certainty simply from the photos. I'll forward your reply to Neil just to keep him in the loop.

Dave

David Greetham
Environmental Planner
Kitsap County Department of Community Development
360-337-5777

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From: Deanna Erstad [DErstad@co.kitsap.wa.us]
Sent: Monday, July 19, 2010 7:52 AM
To: Jerome Carbone
Subject: RE: Meeting request

Mr. Carbone. Commissioner Bauer had asked that Commissioner Brown talk with you on this subject this gun club is in his district. I will have his Assistant, Dana give you a call and get a meeting scheduled. If you need to contact her, her number is 360 337-4667. Please feel free to call me if you have any questions. Deanna

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From: Jerome Carbone [mailto:jecarbone@[redacted]
Sent: Friday, July 16, 2010 6:27 PM
To: Deanna Erstad
Cc: Steve Bauer
Subject: Fwd: Meeting request

Ms. Erstad,
I just wanted to follow up the voice mail I left today with an email. I would very much like to schedule a meeting with Commissioner Bauer. Please either call me at the number I left on your voice mail or reply to this email with a time I could call you. Thanks for your help
Jerry Carbone

---------- Forwarded message ----------
From: **Jerome Carbone** <jecarbone@[redacted]>
Date: Thu, Jul 8, 2010 at 9:47 AM
Subject: Fwd: Meeting request
To: DErstad@co.kitsap.wa.us

Ms. Erstad,
I just sent this email to Commissioner Bauer. I thought it might help if I also sent it to you. Thanks for any help you can offer in scheduling a meeting.
Jerry Carbone

---------- Forwarded message ----------
From: **Jerome Carbone** <jecarbone@[redacted]>
Date: Thu, Jul 8, 2010 at 9:43 AM
Subject: Meeting request
To: Steve Bauer <sbauer@co.kitsap.wa.us>

Commissioner Bauer,
As you may recall, we had some email correspondence a couple of months ago regarding the sounds of gunfire in my neighborhood. I have since discovered that the Kitsap Rifle and Revolver Club is the source of this unwelcome noise. The reason that the sound of gunfire has reached our neighborhood is that KRRC has increased their number of firing lanes from two to sixteen, apparently without the required permits, and my neighborhood as well as the new Newberry Hill Heritage Park and Klahowya Secondary School are directly

down range from some of these lanes. I would like to arrange a half-hour meeting with you to present and discuss relevant information about KRRC. The meeting would include two or three other concerned Kitsap County residents who have first hand knowledge of the issues surrounding KRRC. Several of us ran into Jackie Aufderheide at the county offices this week and she suggested that we meet with each of the commissioners. The other members of the group have met with Josh Brown and will be pursuing a meeting with Charlotte Garrido. I have placed a call to your office, but was only able to leave a voice mail. Perhaps you could facilitate scheduling a meeting from your end.
Thanks for your help.

Jerry Carbone
[redacted]
Silverdale

Don Burger

From: Patrick McGraner [patrick.mcgraner@ecy.wa.gov]
Sent: Monday, July 19, 2010 6:56 AM
To: David Greetham
Cc: Paul (ECY NWRO SEA) Anderson
Subject: RE: Recent Expansion of Kitsap Rifle and Revolver Club

Hi David,

Thank you for the photo images. I just got back into the office this morning to take a look at them. It appears that there may *possibly* be a small amount of new wetland fill in the area that you have circled but it is impossible to tell without being on the ground. The older clearing appears to have been once dominated by Scot's broom based on the yellow in the older aerial including the roads that have been re-cleared. Scot's broom does not like it wet so these areas are not likely to be wetlands. To reiterate, it is not possible to tell from the aerials whether there has been direct wetland impacts or not. I will try to get some additional information before the day is over about the RCW right of entry provision. From my limited knowledge, it is not something that Ecology's wetland staff has used but I will check and let you and Neil Wachter know what I find out. While I am obviously not a lawyer, this provision appears to be specifically related to forest practices rules.

Sincerely,

Patrick McGraner

From: David Greetham [mailto:Dgreetha@co.kitsap.wa.us]
Sent: Thursday, July 15, 2010 4:09 PM
To: McGraner, Patrick
Subject: FW: Recent Expansion of Kitsap Rifle and Revolver Club

Hi Patrick -

As a followup to my voicemail today, here are the aerial photos that I referenced. Have you seen these, and if so, do you see evidence of direct wetland impacts (I don't think there's much question that there have been buffer impacts)?

I will follow up with the RCW for right of entry on forest lands that I referenced in my message.

Sincerely,

David Greetham
Environmental Planner
Kitsap County Department of Community Development
360-337-5777

From: Neil R. Wachter
Sent: Thursday, July 15, 2010 2:45 PM
To: David Greetham
Subject: FW: Recent Expansion of Kitsap Rifle and Revolver Club

From: sjunis@[redacted] [mailto:sjunis@[redacted]]
Sent: Wednesday, July 07, 2010 10:45 AM
To: Charlotte Garrido; Josh Brown; Steve Bauer
Cc: Christian C. Casad; Neil R. Wachter; Russell D. Hauge; Steve Mount; grellk@health.co.kitsap.wa.us
Subject: Fw: Recent Expansion of Kitsap Rifle and Revolver Club

Something must be done to stop the expansion being conducted by KRRC without permits.With no County or State agency approval KRRC has expanded their facility by 800%, at the expense of the Wetlands. Please review the latest Google Site photograph to see that the club has not stopped construction, even though they have been told to stop all development. **This latest photo is most disturbing as it clearly shows the club intruding on the wetlands**, and after a winter of above average rain shows that the wetlands are disappearing. There is gentleman (Strickland)who is monitoring the wetlands and has told our group he estimates a depletion of 40 to 60% of these Federal Class 1 Wetlands.

Attached please find three Google Earth photographs of Kitsap Rifle and Revolver Club (KRRC). A brief description of these photos is as follows:

1.) Google Earth photo from May 2010 with notations regarding various construction activities that have taken place since a comparison with a Google Earth photo of April/May 2009.
2.) Google Earth photo from April/May 2009.
3.) Google Earth photo from May 2010 (without notations).

One of the photos is the most recent satellite imagery of the Kitsap Rifle and Revolver Club (KRRC) dated May 15, 2010. This May 15, 2010 imagery shows that KRRC has again cleared the '300 meter rifle line' (large cleared area to the right) for which the Kitsap County Department of Community Development (Steve Mount, Code Enforcement) issued a stop work order in September 2005 because there was no grading permit issued to perform this work.

Compare this to satellite imagery dated April/May 2009 showing vegetation growing on the abandoned '300 meter rifle line', following issuance of the September 2005 stop work order. The Department of Natural Resources, then-owner of the property, had required reforestation with 1,000 seedlings. (There is some question as to whether the reforestation was ever completed).

Additionally shown in the May 15, 2010 satellite imagery are significant material storage sites including a collection of drums and clearance of roads serving the '300 meter rifle line' and additional sites that are away from the firing lines. A number of these sites have either been constructed or added to since the April/May 2009 satellite photo.

Sincerely,
Kevin and Gail Gross
[redacted]
Bremerton, WA 98312
[redacted]

2010 #1 Energy Stock Pick
AEGY Announces Dividend - 3 for 1 stock split! Massive gains expected!
EnergyStockReports.com

Don Burger

From: Wendell and Eva Crim [crim@[redacted]
Sent: Sunday, July 18, 2010 8:41 PM
To: Kitsap1
Subject: KRRC gun noise

What action is the County taking to address the noise from the Kitsap Rifle and Revolver Club? The noise continues, and seems to be getting louder and more persistent, sounded like a war zone today... a day I was hoping to enjoy working in my garden, but that doesn't seem possible anymore. We have lived here for over 12 years, and the noise just keeps getting worse, especially the past few years.

We live in the Whisper Ridge subdivision to the north of the gun club. Gun noise started as early as 8 am and continued throughout the day.
Thank you for letting us know what's going on, and is the club permitted to have so much increased activity???

Don Burger

From: Steve Bauer [SBauer@co.kitsap.wa.us]
Sent: Saturday, July 17, 2010 6:42 PM
To: Deanna Erstad
Cc: Josh W. Brown
Subject: FW: Meeting request

Where are we in getting a meeting with him and Josh? Did you tell him that Josh would be meeting with him?

Thanks,

Steve

From: Jerome Carbone [jecarbone@[redacted]
Sent: Friday, July 16, 2010 6:27 PM
To: Deanna Erstad
Cc: Steve Bauer
Subject: Fwd: Meeting request

Ms. Erstad,
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To: DErstad@co.kitsap.wa.us

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with Charlotte Garrido. I have placed a call to your office, but was only able to leave a voice mail. Perhaps you could facilitate scheduling a meeting from your end.
Thanks for your help.

Jerry Carbone
[redacted]
Silverdale

Don Burger

From: Tracey L. Hamilton-Oril [THamilto@co.kitsap.wa.us]
Sent: Monday, July 19, 2010 10:16 AM
To: Kevin M. Howell; Neil R. Wachter
Subject: KRRC Ordinances
Attachments: Ord 50-A.pdf; Ord 50-B.pdf

[redacted]

T

Section 1. Definitions. The following definition shall apply in the interpretation and enforcement of this chapter:

a. Firearm: Any weapon or device by whatever name known which will or is designed to expel a projectile by the action of an explosion. The term "firearm" shall include but not be limited to include rifles, pistols, shotguns and machine guns.

b. Shoreline: the border between a body of water and land measured by the Ordinary High Water Mark.

c. Ordinary High Water Mark: that mark on all lakes, streams and tidal water which will be found by examining the bed and banks in ascertaining where the presence and action of waters are so common and usual and so long continued in all ordinary years as to mark upon the soil a characteristic distinct from that of the abutting upland in respect to vegetation; provided that in any area where the Ordinary High Water Mark cannot be found the Ordinary High Water Mark adjoining salt water shall be the line of mean higher high tide.

Section 2. Discharge of firearms prohibited. The discharge of firearms is prohibited in the following described areas. These areas are illustrated in Exhibits A through G.

a. Dyes Inlet, Sinclair Inlet, Port Washington Narrows and the surrounding metropolitan area excluding that part of Dyes Inlet and Sinclair Inlet which is 150 yards offshore all as depicted on

ORD 50-A-1985

shoreline to the Golf area and the intersection of State Highway S.R. 3 and the Old Belfair Valley Road; thence westerly along the Old Belfair Valley Road to Jarstad Park and Bremerton city limits; thence northerly following the city limits to the section corner common to Sections 20, 21, 28, and 29, Township 24 North, Range 1 East, W.M.; thence west along the south line of said Section 20 to the Southwest corner; thence north along the west line of Sections 20, 17, 8, and 5 of Township 24 North, Range 1 East, W.M., and Sections 32, 29, and 20 of Township 25 North, Range 1 East, W.M., to the northwest corner of Section 20, Township 25 North, Range 1 East, W.M.; thence east on the north line of said Section 20 and the Bucklin Hill Road to the intersection of Tracyton Boulevard; thence southerly on Tracyton Boulevard to Riddell Road; thence southerly on Tracyton Beach Road to the Bremerton city limits; thence following the Bremerton city limits northerly, easterly, and southerly, to Port Orchard Bay; thence across Port Orchard Bay to beginning.

b. Liberty Bay excluding that part of Liberty Bay which is 150 yards offshore all as depicted on Exhibit B more particularly described as:

Beginning at the dock at the north end of Washington Avenue in the Plat of Keyport, running thence south to intersect State Highway S.R. 303; thence westerly to Central Valley Road; thence northerly to Scandia Road; thence westerly to State Highway S.R. 3; thence northerly to the intersection of State Highway S.R. 3 and State Highway S.R. 305; thence southeasterly to Poulsbo city limits; thence following the Poulsbo city limits easterly and southerly back to State Highway S.R. 305; thence southeasterly along State Highway S.R. 305 to Delate Road; thence south on Delate Road and its prolongation to Liberty Bay; thence across Liberty Bay to the Keyport Dock and point of beginning.

c. Apple Tree Cove and Point Jefferson as depicted on Exhibit C more particularly described as:

Beginning at the meander post between section 18, Township 26 North, Range 3 East, W.M., and Section 13, Township 26 North, Range 2 East, W.M., running thence westerly following the shoreline to the north-south centerline of Section 13, Township 26 North, Range 2 East, W.M., also

50-A-1985

thence west approximately one-half mile to the west section line of said Section 12; thence north approximately one-quarter mile to the west one-quarter corner of said Section 12, thence east approximately one-half mile to the center of Section 12, thence running north along the centerline of Section 12 and Section 1, Township 26 North, Range 2 East, W.M. along Seatter Road to Jefferson Point Road, thence west on Jefferson Point Road to its intersection with South Kingston Road, thence northerly along South Kingston Road around the head of Appletree Cove to the Southwest corner of the northeast one quarter of the southeast one quarter of Section 26, Township 27 North, Range 2 East, W.M., thence north to State Highway S.R. 104, and continuing north along Lindberg Road to the north section line of said Section 26, thence east along the north section line of Section 26 and Section 25, Township 27 North, Range 2 East to Puget Sound; thence southerly following the shoreline to the point of beginning.

d. Within 100 yards of the shoreline both inland and waterward of Olalla Bay as depicted on Exhibit D more particularly described as:

Beginning at the intersection of Nelson Road and Crescent Valley Road, thence East to the West shoreline of Colvos Passage and the true point of beginning, thence North along said shoreline to Olalla Bay, thence along the South shoreline of said Olalla Bay to Olalla Creek, thence along the North shoreline of said Olalla Ray to a point lying 200 feet East of said Crescent Valley Road.

e. Within 100 yards of the shoreline both inland and waterward of Burley Lagoon as depicted on Exhibit E more particularly described as:

That portion of said Burley Lagoon lying within the West half of Section 12, Township 22 North, Range 1 East, W.M.

f. Within 100 yards of the shoreline both inland and waterward of Eagle Harbor as depicted on Exhibit F more particularly described as:

50-A-1985

shoreline of Eagle Harbor; thence Westerly along said shoreline to the most Northwesterly point of said Eagle Harbor; thence Easterly along the North shoreline of said Eagle Harbor to Wing Point.

g. Within 100 yards of the shoreline both inland and waterward from Waterman to Southworth Point as depicted on Exhibit G more particularly described as:

Beginning at the intersection of Lidstrom Hill Road and Waterman Beach Road; thence Northerly and Southerly along the shoreline to Southworth Point.

h. Long Lake which is located in Section 12, 13, 17, 18, 19, 20 of Township 23 North, Range 2 East in Kitsap County and that area within 150 yards inland of the shoreline of Long Lake.

i. That portion of Panther Lake in Kitsap County located in Section 31, Township 24 North, Range 1 West and that area 150 yards inland of the shoreline of that portion of Panther Lake located in Kitsap County.

j. That portion of Tiger Lake in Kitsap County which is located in Section 32, Township 24 North, Range 1 West and that area 150 yards inland of the shoreline of that portion of Tiger Lake located in Kitsap County.

k. That portion of Mission Lake in Kitsap County which is located in Section 29 and 32, Township 24 North, Range 1 West and that area 150 yards inland of the shoreline of Mission Lake.

Section 3. The provisions of Section 2 shall not apply to a rifle or a pistol range which has been inspected and approved by either the sheriff of Kitsap County, the police chief of the city of

50-A-1985

posted upon the rifle or pistol range.

Section 4. Penalty. Violation of Section 2 of this chapter is a misdemeanor punishable as provided in Section 1.12.010 of this code.

Section 5. Repealer. Ordinance No. 50-1972 and its codificaton, Kitsap County Code Sections 10.24.075 through 10.24.100 are hereby repealed.

Section 6. Severability. If any portion of this ordinance or its application to any person or circumstances is held invalid, the remainder or application to other persons or circumstance shall not be affected.

Section 7. Effective Date. This ordinance shall be of force and effect immediately upon passage.

DATED this 8th of July, 1985.

BOARD OF COUNTY COMMISSIONERS
KITSAP COUNTY, WASHINGTON

John Horsley
Chairman

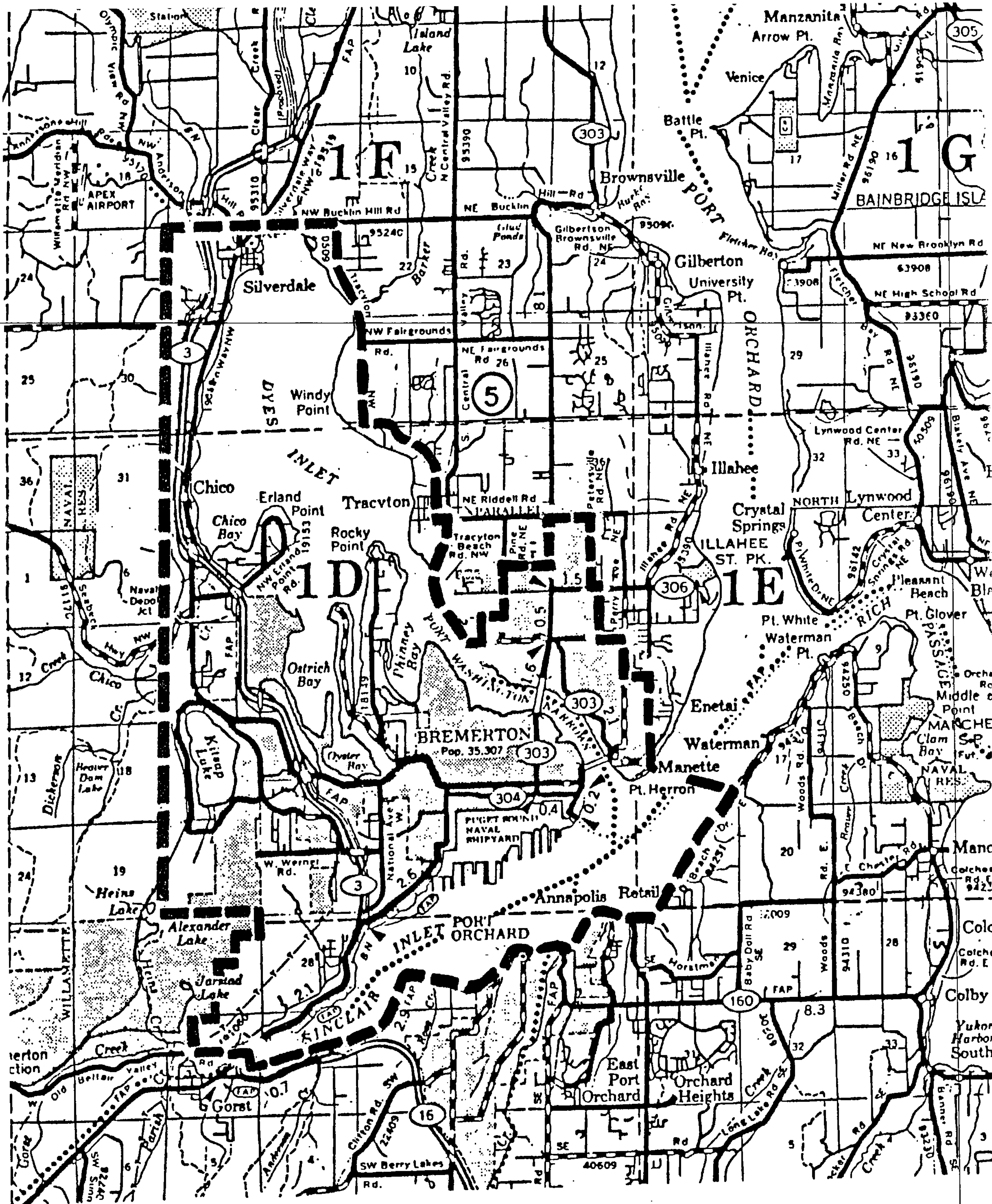
Ray Cardal
Commissioner

Commissioner

ATTEST:

Janet R. Banach
JANET R. BANACH
Clerk of the Board

50-A.1985



1F
1G
1D
1E
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Manzanita
Arrow Pt.
Venice
Battle Pt.
Island Lake
Silverdale
Brownsville
Gilberton
University Pt.
BAINBRIDGE ISLA
PORT ORCHARD
APEX AIRPORT
NW Bucklin Hill Rd
NW Fairgrounds Rd.
NE Fairgrounds Rd
NE New Brooklyn Rd
NE High School Rd
Lynwood Center Rd. NE
Windy Point
DYES INLET
Chico
Chico Bay
Erland Point
Tracyton
Rocky Point
NE Riddell Rd
Tracyton Beach Rd. NW
Illahee
Crystal Springs
ILLAHEE ST. PK.
NORTH
Lynwood Center
Pleasant Beach
Pt. White
Waterman Pt.
RICH PASSAGE
Pt. Glover
Naval Depot Jct
NAVAL RES
Ostrich Bay
Phinney Bay
Oyster Bay
PORT WASHINGTON NARROWS
Enetai
BREMERTON
Pop. 35,307
Waterman
Manette
Pt. Herron
Middle Point
MANCHESTER S.P.
Clam Bay
NAVAL RES.
Kitsap Lake
Beaver Dam Lake
PUGET SOUND NAVAL SHIPYARD
W. Werner Rd.
National Ave W
Heins Lake
Alexander Lake
Jarstad Lake
WILLAMETTE
Annapolis
Retail
PORT ORCHARD
SINCLAIR INLET
Manch
Colch
Colby
Yukon Harbor South
Gorst
SW Berry Lakes Rd.
Clifton Rd. SW
East Port Orchard
Orchard Heights
Long Lake Rd SE
Baby Doll Rd SE
Woods Rd. E.
E Chester Rd
Horstman
Beach Dr
Banner Rd SE
Old Bellair Valley
Creek
3
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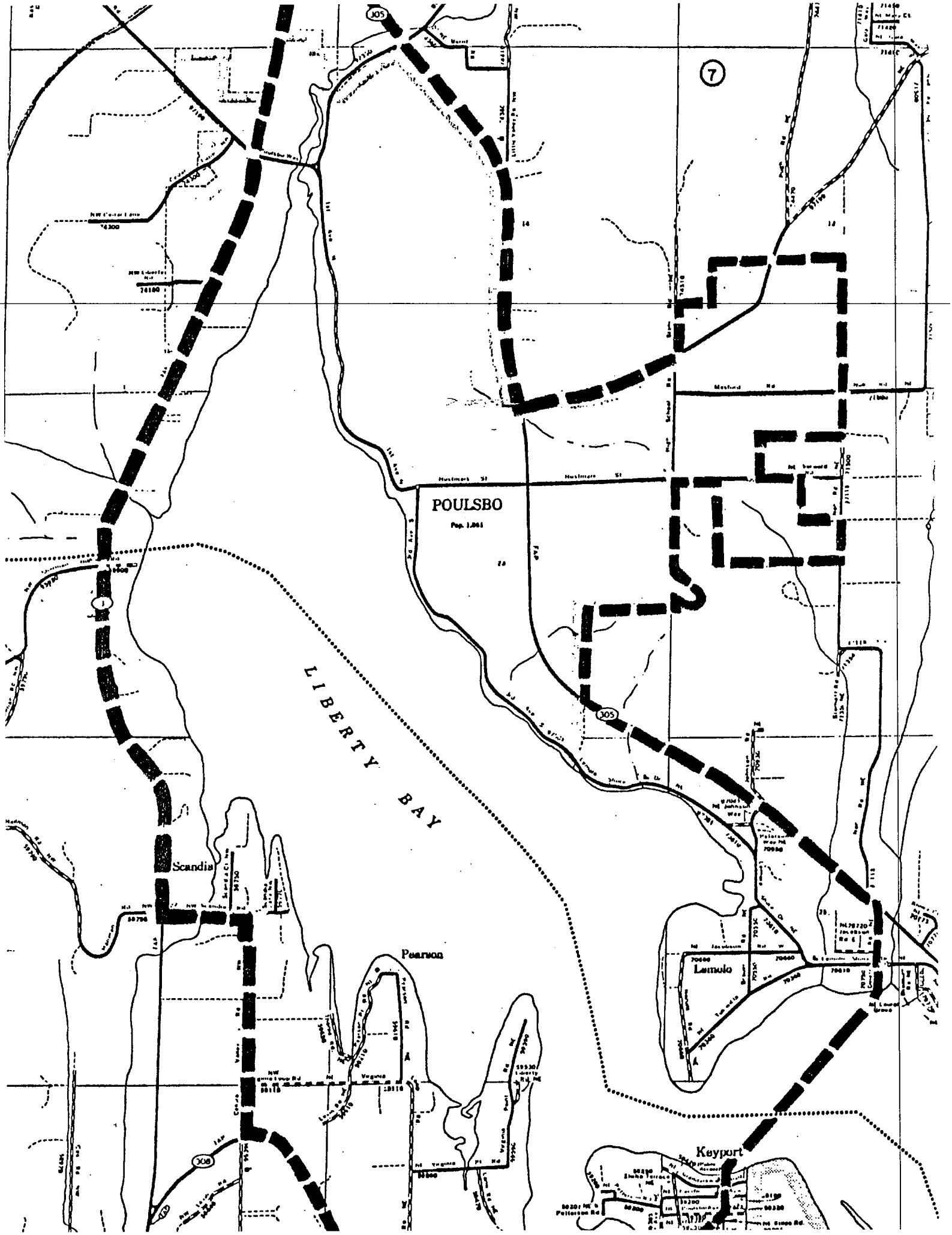
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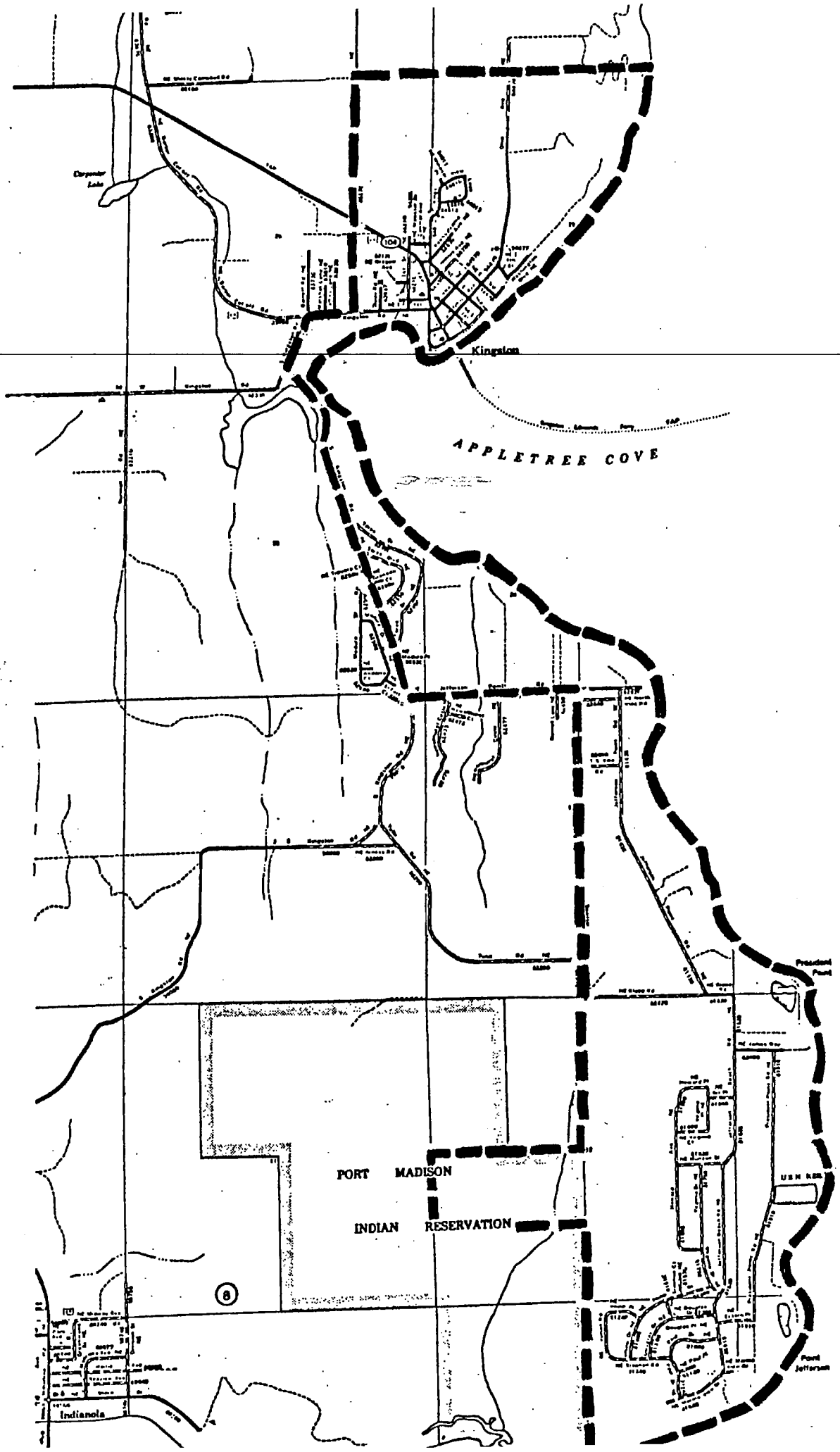
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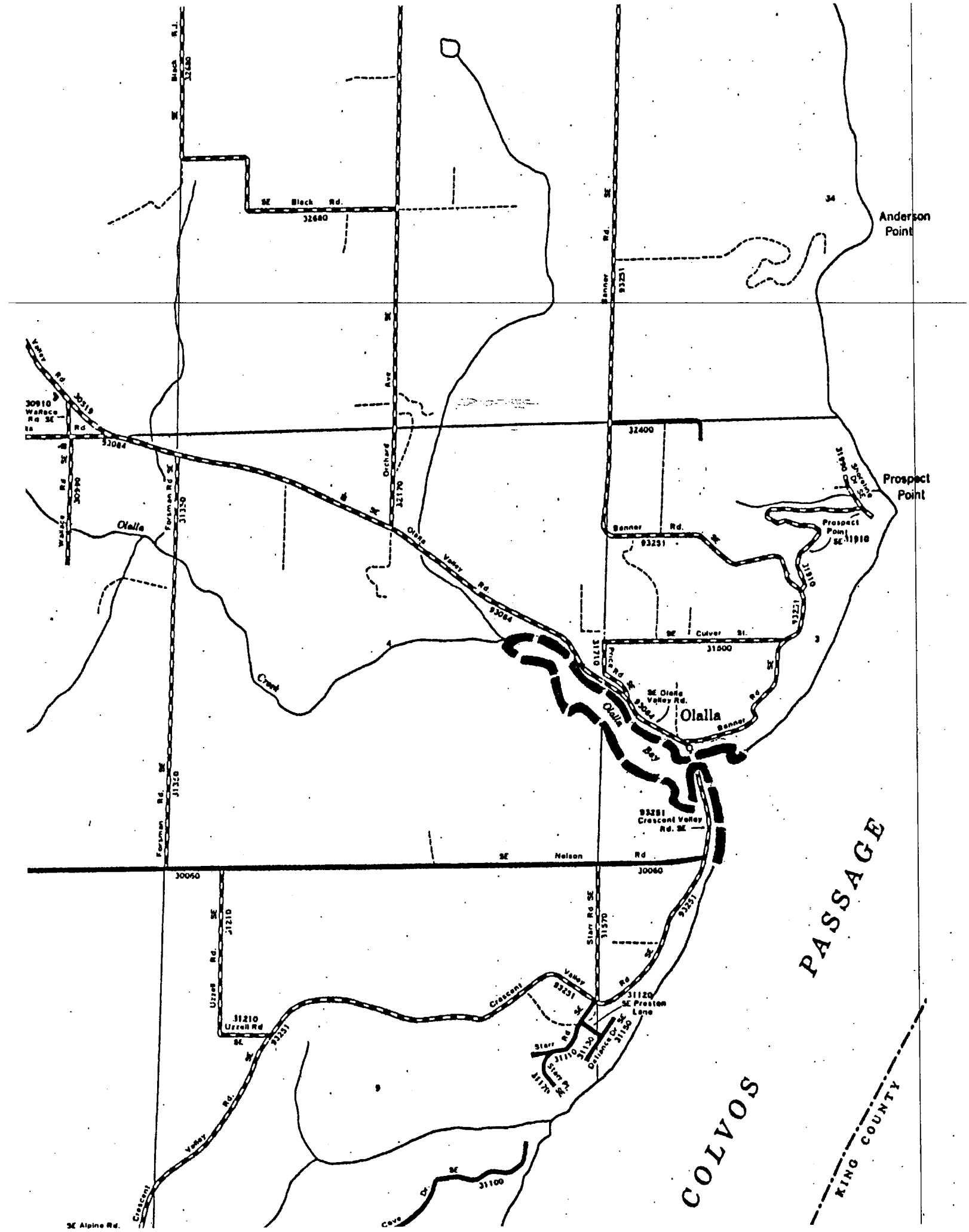
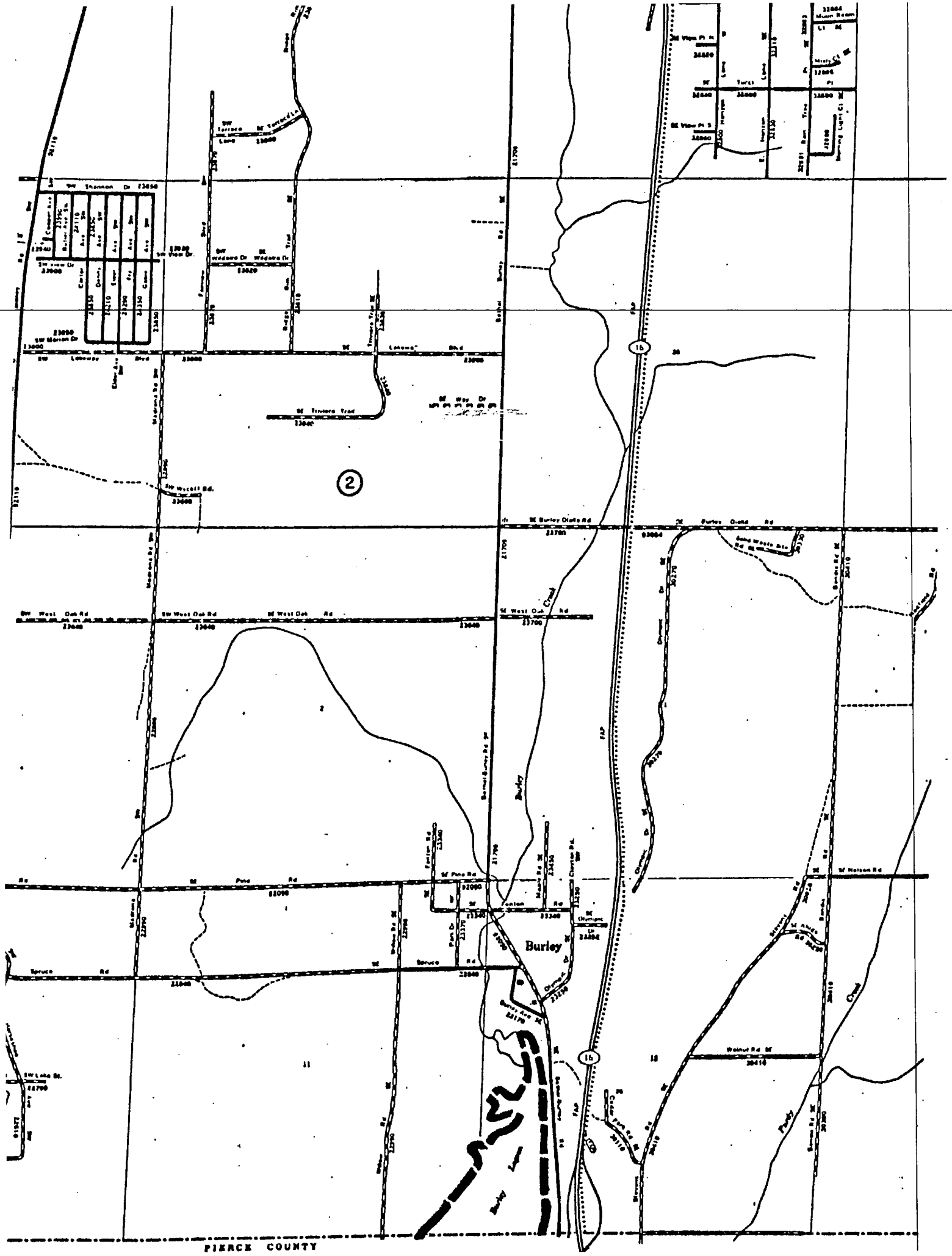
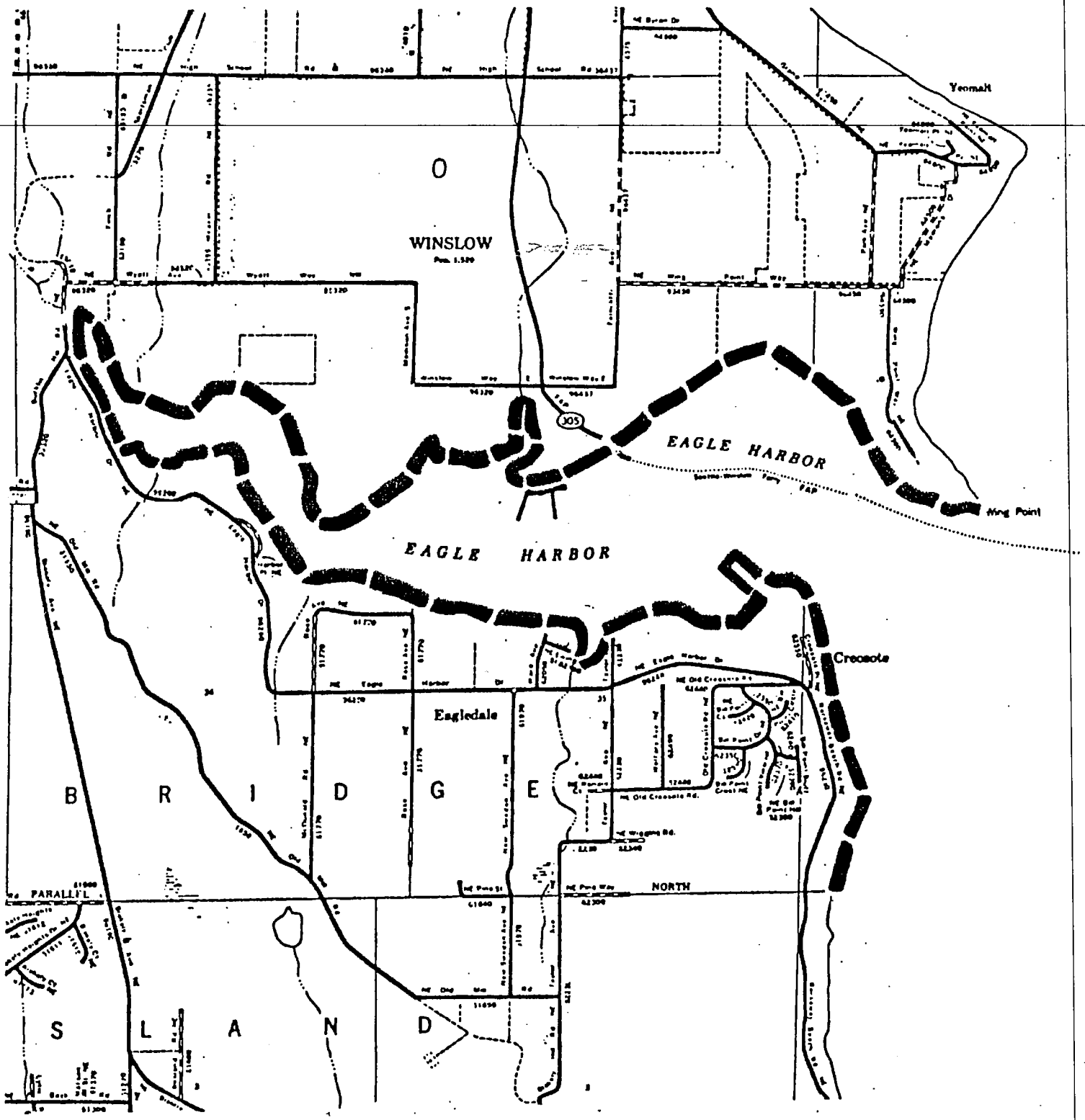
Kingston
APPLETREE COVE
President Point
PORT MADISON
INDIAN RESERVATION
8
Indianola
Point Jefferson



Anderson Point
Prospect Point
Olalla
Olalla Bay
Olalla Creek
Black Rd.
32680
Banner Rd.
93251
Orchard Ave
32170
Forsman Rd
31350
Wallace Rd
30910
30519
30984
Valley Rd.
32400
Prospect Point
31910
Culver St.
31500
Price Rd
31710
SE Olalla Valley Rd.
Crescent Valley Rd. SE
Nelson Rd
30060
Uzzell Rd.
31210
Starr Rd SE
31570
Crescent Valley Rd
31120
SE Preston Lane
Starr Rd
31130
Defiance Dr SE
31150
Starr Pl.
31170
Cove Dr.
31100
SE Alpine Rd.
COLVOS PASSAGE
KING COUNTY



Burley
Burley Creek
Purdy Creek
Burley Lagoon
PIERCE COUNTY


WINSLOW
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S L A N D
PARALLEL
NORTH
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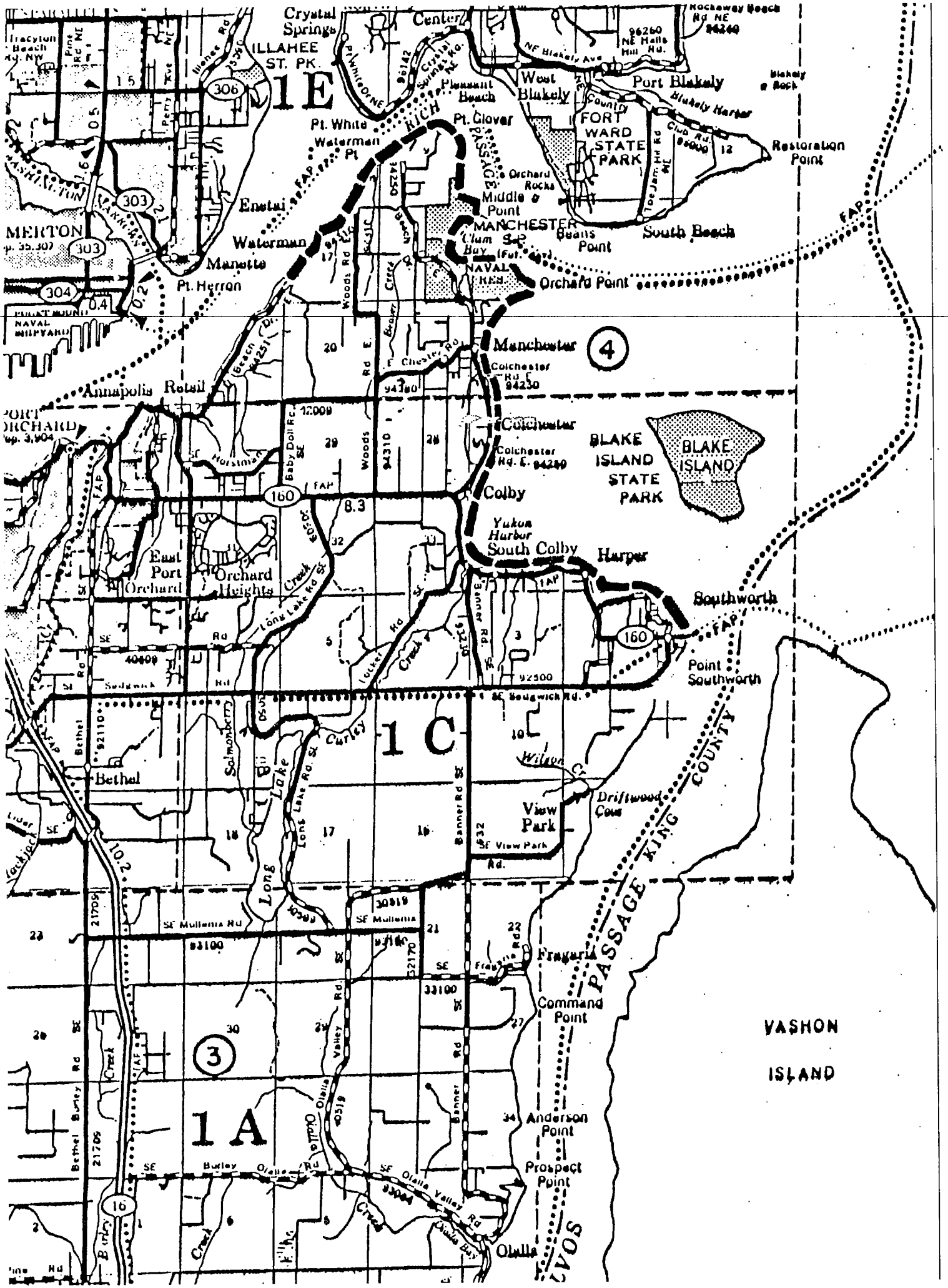

Crystal Springs
Center
ILLAHEE ST. PK.
1E
Pt. White
Waterman Pt
Pleasant Beach
West Blakely
Port Blakely
Blakely Harbor
FORT WARD STATE PARK
Restoration Point
Pt. Glover
Orchard Rocks
Middle Point
MANCHESTER
Beans Point
South Beach
Enetai
Waterman
Manette
Pt. Herron
MERTON
Orchard Point
Manchester
Colchester
Annapolis
Retsil
PORT ORCHARD
BLAKE ISLAND STATE PARK
BLAKE ISLAND
Colby
Yukon Harbor
South Colby
Harper
East Port Orchard
Orchard Heights
Southworth
Point Southworth
1C
Bethel
View Park
Driftwood Cove
PASSAGE KING COUNTY
Fragaria
Command Point
VASHON ISLAND
1A
Anderson Point
Prospect Point
Olalla

RPS: 7-30-93

ORDINANCE 50-B-1993

AN ORDINANCE AMENDING AN ORDINANCE PROHIBITING THE DISCHARGE OF FIREARMS IN PROSCRIBED AREAS OF KITSAP COUNTY

WHEREAS, the Kitsap County Board of Commissioners has, through Ordinance 50-A (1985), previously prohibited the discharge of firearms in proscribed areas of Kitsap County; and

WHEREAS, RCW 9.41.300 provides that a county may, by ordinance, restrict the discharge of firearms in any portion of its jurisdiction where there is a reasonable likelihood that humans, domestic animals, or property will be jeopardized; and

WHEREAS, RCW 9.41.300 further provides that any such ordinance shall not abridge the right of the individual guaranteed by Article I, section 24 of the state Constitution to bear arms in defense of self or others; and

WHEREAS, Kitsap County's continued growth in both population and developmental density has resulted in a reasonable likelihood that humans, domestic animals, or property will be jeopardized by the discharge of firearms in certain additional unincorporated areas of the county; and

WHEREAS, such growth accordingly requires that the discharge of firearms be further restricted in those areas of Kitsap County in order that humans, domestic animals, and property not be jeopardized; and

WHEREAS, it remains appropriate to discharge firearms in certain designated places and under certain conditions;

NOW, THEREFORE, be it ordained by the Kitsap County Board of Commissioners:

Section 1. Amendment to Section 1. Definitions. Ordinance 50-A, Section 1, is hereby amended to add the following definition:

d. Range: A place set aside and designated for the discharge of

firearms for individuals wishing to practice, improve upon or maintain their shooting skills.

Section 2. Amendment to Section 2. Discharge of firearms prohibited. Ordinance 50-A, Section 2, is hereby amended as follows:

(1) The discharge of firearms is prohibited within 500 yards of any shoreline in the unincorporated areas of Kitsap County.

(2) The discharge of firearms in the unincorporated areas of Kitsap County is further prohibited in the following instances:

(a) In any area designated as a "no shooting" area pursuant to Section 6 of this amendatory ordinance;

(b) On any parcel of land less than five (5) acres in size;

(c) Towards and from within five hundred (500) yards of any building occupied by people or domestic animals or used for the storage of flammable or combustible materials;

(d) From 1/2 hour before sunset to 1/2 hour after sunrise.

Nothing in this section shall be construed or interpreted as abridging the right of the individual guaranteed by Article I, section 24 of the state Constitution to bear arms in defense of self or others.

Section 3. Amendment to Section 3. Ordinance 50-A, Section 3, is hereby amended to read as follows:

Exceptions. The provisions of Section 2 shall not apply to the discharge of firearms:

(1) By law enforcement officers, including Washington State Department of Fish and Wildlife officers, or security personnel in the course of their official duties.

(2) On a range, provided that any such range shall comply with the criteria for ranges adopted by the Kitsap County Board of Commissioners pursuant to Section 5 of this amendatory ordinance.

(3) In the course of farm slaughter activities.

(4) Pursuant to a permit issued by the Washington State Department of Fish and Wildlife under RCW 77.12.265

Section 5. New Section. Review Committee. Ordinance 50-A is hereby amended by the addition of a new Section to read as follows:

Review Committee. A review committee is hereby created for the purpose of recommending to the Kitsap County Board of Commissioners the appropriate criteria for ranges and for petitions to establish additional "no shooting" areas within Kitsap County. Such committee shall consist of seven persons as follows:

(1) The Kitsap County Sheriff, who shall chair such committee, or his designee.

(2) The Director of the Kitsap County Department of Community Development, or his designee.

(3) The presidents of the Kitsap Rifle and Revolver Club and the Poulsbo Sportsman Club, or their designees.

(4) Three citizens-at-large to be appointed by the Kitsap County Board of Commissioners.

Upon the receipt of the Review Committee's recommendations, the Board of Commissioners shall set such matters for consideration at the next regularly scheduled public hearing or as soon thereafter as they may appropriately be heard.

Section 6. New Section. Designation of Additional No-shooting Areas through Petition Method. Ordinance 50-A is hereby amended by the addition of a new Section to read as follows:

Designation of Additional No-shooting Areas through Petition Method. "No shooting" areas in addition to those described in Section 2 may be requested by petition by persons residing in or owning all or part of such proposed additional areas. School officials may also request by petition that the area around a school located in the unincorporated area of Kitsap County be designated as a "no shooting" area. Such petitions shall be presented to the Kitsap County Board of Commissioners and shall

substantially comply in form and content with the criteria for petitions adopted by the Kitsap County Board of Commissioners pursuant to Section 5 of this amendatory ordinance. Upon the receipt of such a petition, the Board of Commissioners shall set the matter for consideration at the next regularly scheduled public hearing or as soon thereafter as it may appropriately be heard.

Section 7. Severability. If any portion of this amendatory ordinance or its application to any person or circumstances is held invalid, neither the remainder of the ordinance nor the application of the entirety of the ordinance to other persons or circumstances shall be affected.

Section 8. Effective Date. This amendatory ordinance shall be of full force and effect immediately upon its passage.

DATED this 2nd day of August, 1993.

BOARD OF COUNTY COMMISSIONERS
KITSAP COUNTY, WASHINGTON

Chairman

Commissioner

NOT PRESENT

Commissioner

BOARD OF COMMISSIONERS STATE OF WASHINGTON KITSAP COUNTY

Attest:

Karen Halbert, deputy for
Holly Anderson
Clerk of the Board

Don Burger

From: Gail and Kevin Gross [kevinandgail@[redacted]
Sent: Monday, July 19, 2010 10:55 AM
To: Neil R. Wachter
Subject: PDRs of Kitsap Rifle and Revolver Club Documents

Neil, I left with your receptionist a clean (un-marked, no index notations) copy of the PDRs that we had collected for your use as exhibits.

Sincerely,
Kevin T. Gross
[redacted]
Bremerton, WA 98312
[redacted]

Don Burger

From: Deanna Erstad [DErstad@co.kitsap.wa.us]
Sent: Monday, July 19, 2010 10:31 AM
To: Steve Bauer
Subject: FW: Meeting request

From: Jerome Carbone [mailto:jecarbone@[redacted]]
Sent: Monday, July 19, 2010 10:11 AM
To: Deanna Erstad
Subject: Re: Meeting request

Deanna,
I have just spoken with members of the group concerned about these issues. They informed me that a meeting with Commissioner Bauer is no longer necessary so I am withdrawing my request. Thanks for your help.
Jerry Carbone

On Mon, Jul 19, 2010 at 8:21 AM, Jerome Carbone <jecarbone@[redacted]> wrote:
Deanna,
While the gun club is in Commissioner Brown's district, I live in Commissioner Bauer's district and this issue affects me, and others in Commissioner Bauer's district, directly and adversely. Accordingly, I would like to schedule a meeting with him to discuss my concerns Any action taken to correct this problem will be taken by the Board of Commissioners. It is therefore important that Commissioner Bauer understand the adverse effect of the gun club's actions on residents of his district. Jackie Aufderheide has recommended that each of the commissioners be brought up to speed on the facts. Josh Brown has already met with representatives of a group of citizens concerned about this issue and Commissioner Garrido is in the process of scheduling a meeting.
Please try again to schedule a meeting with Commissioner Bauer.
Thanks,
Jerry Carbone
Silverdale

On Mon, Jul 19, 2010 at 7:51 AM, Deanna Erstad <DErstad@co.kitsap.wa.us> wrote:

Mr. Carbone. Commissioner Bauer had asked that Commissioner Brown talk with you on this subject this gun club is in his district. I will have his Assistant, Dana give you a call and get a meeting scheduled. If you need to contact her, her number is 360 337-4667. Please feel free to call me if you have any questions. Deanna

---

From: Jerome Carbone [mailto:jecarbone@[redacted]
Sent: Friday, July 16, 2010 6:27 PM
To: Deanna Erstad
Cc: Steve Bauer
Subject: Fwd: Meeting request

Ms. Erstad,

I just wanted to follow up the voice mail I left today with an email. I would very much like to schedule a meeting with Commissioner Bauer. Please either call me at the number I left on your voice mail or reply to this email with a time I could call you. Thanks for your help

Jerry Carbone

---------- Forwarded message ----------
From: **Jerome Carbone** <jecarbone@[redacted]>
Date: Thu, Jul 8, 2010 at 9:47 AM
Subject: Fwd: Meeting request
To: DErstad@cokitsap.wa.us

Ms. Erstad,
I just sent this email to Commissioner Bauer. I thought it might help if I also sent it to you. Thanks for any help you can offer in scheduling a meeting.
Jerry Carbone

---------- Forwarded message ----------
From: **Jerome Carbone** <jecarbone@[redacted]>
Date: Thu, Jul 8, 2010 at 9:43 AM
Subject: Meeting request
To: Steve Bauer <sbauer@co.kitsap.wa.us>

Commissioner Bauer,
As you may recall, we had some email correspondence a couple of months ago regarding the sounds of gunfire in my neighborhood. I have since discovered that the Kitsap Rifle and Revolver Club is the source of this unwelcome noise. The reason that the sound of gunfire has reached our neighborhood is that KRRC has increased their number of firing lanes from two to sixteen, apparently without the required permits, and my neighborhood as well as the new Newberry Hill Heritage Park and Klahowya Secondary School are directly down range from some of these lanes. I would like to arrange a half-hour meeting with you to present and discuss relevant information about KRRC. The meeting would include two or three other concerned Kitsap County residents who have first hand knowledge of the issues surrounding KRRC. Several of us ran into Jackie Aufderheide at the county offices this week and she suggested that we meet with each of the commissioners. The other members of the group have met with Josh Brown and will be pursuing a meeting with Charlotte Garrido. I have placed a call to your office, but was only able to leave a voice mail. Perhaps you could facilitate scheduling a meeting from your end.
Thanks for your help.

Jerry Carbone
[redacted]
Silverdale

Don Burger

From: Tim Kelly [tpk2883@[redacted]
Sent: Monday, July 19, 2010 4:41 PM
To: Kevin M. Anderson
Subject: Re: hey

Yeah, I still have my pickup and you're welcome to borrow it anytime. It has an Interlock in it but I can show you how to use it. I'm heading up to Guemes this weekend, but you can come get it whenever you want.

Let Skip know that I'd be happy to take him up whenever he wants. How exciting . . . . my first real piloting "job". Hopefully, the club is not set up with AAA.

On Mon, Jul 19, 2010 at 2:38 PM, Kevin M. Anderson <KMAnders@co.kitsap.wa.us> wrote:

Sorry it took so long to get backto you. Lib is down here again for the summer, she got an internship at the shipyard again. Pays good money for college kid. And yes, I will go to one of those meetings with you. Give me another date this week.

But, do you still have your truck. My truck needs to be towed, for repairs, but before I tow it I need to unload the yard waste out of the back. I was hoping I could borrow yours to make a dump run, maybe this weekend. Also, my neighbor Skip was hoping you could provide him with some non-legal assistance for the Kitsap Gun Club. He has a continuing beef with them (as do a lot of neighbors, me not included) and would love to go up in your plane and take some pictures. They suspect some unauthorized landscaping has been done they want the county to know about. He would pay you for your gas. I don't know if the gun club would be shooting at you, but WW II suggests that hitting a plane is a hard thing to do. Let me know.

From: tim kelly [mailto:tpk2883@[redacted]]
Sent: Wednesday, July 14, 2010 11:19 AM
To: Kevin M. Anderson
Subject: hey

Andy,

I heard you were looking for me. I'm back at the office now. If you are looking for a lunch date, I will be dining at Givens from noon to 1:00 p.m. today and tomorrow (AA meeting). I'm sure that group would love to see a high-ranking DPA there:)

Catch up with you later. Golfing much? And, let me know if you ever want an lift up to Bellingham to see Libby and maybe shoot a round.

tk

Don Burger

From: Neil R. Wachter [NWachter@co.kitsap.wa.us]
Sent: Monday, July 19, 2010 3:55 PM
To: Tracey L. Hamilton-Oril
Subject: RE: KRRC Ordinances - confidential

[redacted]

From: Tracey L. Hamilton-Oril
Sent: Monday, July 19, 2010 3:49 PM
To: Neil R. Wachter
Subject: RE: KRRC Ordinances

[redacted]

From: Neil R. Wachter
Sent: Monday, July 19, 2010 3:44 PM
To: Tracey L. Hamilton-Oril
Subject: RE: KRRC Ordinances

[redacted]

thx

From: Tracey L. Hamilton-Oril
Sent: Monday, July 19, 2010 3:32 PM
To: Neil R. Wachter
Subject: RE: KRRC Ordinances

[redacted]

From: Neil R. Wachter
Sent: Monday, July 19, 2010 3:27 PM
To: Tracey L. Hamilton-Oril
Subject: RE: KRRC Ordinances

Thanks Tracey -

[redacted]

[redacted]

[redacted]

Thanks!

From: Tracey L. Hamilton-Oril
Sent: Monday, July 19, 2010 10:16 AM
To: Neil R. Wachter; Kevin M. Howell
Subject: KRRC Ordinances

T

Don Burger

From: Tracey L. Hamilton-Oril [THamilto@co.kitsap.wa.us]
Sent: Monday, July 19, 2010 3:49 PM
To: Neil R. Wachter
Subject: RE: KRRC Ordinances

[redacted]

From: Neil R. Wachter
Sent: Monday, July 19, 2010 3:44 PM
To: Tracey L. Hamilton-Oril
Subject: RE: KRRC Ordinances

[redacted]

thx

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To: Neil R. Wachter
Subject: RE: KRRC Ordinances

[redacted]

From: Neil R. Wachter
Sent: Monday, July 19, 2010 3:27 PM
To: Tracey L. Hamilton-Oril
Subject: RE: KRRC Ordinances

Thanks Tracey -

[redacted]

[redacted]

[redacted]

[redacted]

Thanks!

From: Tracey L. Hamilton-Oril
Sent: Monday, July 19, 2010 10:16 AM
To: Neil R. Wachter; Kevin M. Howell
Subject: KRRC Ordinances

[redacted]

T

Don Burger

From: Neil R. Wachter [NWachter@co.kitsap.wa.us]
Sent: Monday, July 19, 2010 3:44 PM
To: Tracey L. Hamilton-Oril
Subject: RE: KRRC Ordinances

[redacted]

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[redacted]

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Thanks Tracey -

[redacted]

Thanks!

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Sent: Monday, July 19, 2010 10:16 AM
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Subject: KRRC Ordinances

[redacted]

T

Don Burger

From: Tracey L. Hamilton-Oril [THamilto@co.kitsap.wa.us]
Sent: Monday, July 19, 2010 3:32 PM
To: Neil R. Wachter
Subject: RE: KRRC Ordinances

[redacted]

From: Neil R. Wachter
Sent: Monday, July 19, 2010 3:27 PM
To: Tracey L. Hamilton-Oril
Subject: RE: KRRC Ordinances

Thanks Tracey -

[redacted]

[redacted]

[redacted]

[redacted]

Thanks!

From: Tracey L. Hamilton-Oril
Sent: Monday, July 19, 2010 10:16 AM
To: Neil R. Wachter; Kevin M. Howell
Subject: KRRC Ordinances

[redacted]

T

Don Burger

From: Neil R. Wachter [NWachter@co.kitsap.wa.us]
Sent: Monday, July 19, 2010 3:27 PM
To: Tracey L. Hamilton-Oril
Subject: RE: KRRC Ordinances

Thanks Tracey -

[redacted]

Thanks!

From: Tracey L. Hamilton-Oril
Sent: Monday, July 19, 2010 10:16 AM
To: Neil R. Wachter; Kevin M. Howell
Subject: KRRC Ordinances

[redacted]

T

Don Burger

From: Kevin M. Anderson [KMAnders@co.kitsap.wa.us]
Sent: Monday, July 19, 2010 2:39 PM
To: Tim Kelly
Subject: RE: hey

Sorry it took so long to get backto you. Lib is down here again for the summer, she got an internship at the shipyard again. Pays good money for college kid. And yes, I will go to one of those meetings with you. Give me another date this week.

But, do you still have your truck. My truck needs to be towed, for repairs, but before I tow it I need to unload the yard waste out of the back. I was hoping I could borrow yours to make a dump run, maybe this weekend. Also, my neighbor Skip was hoping you could provide him with some non-legal assistance for the Kitsap Gun Club. He has a continuing beef with them (as do a lot of neighbors, me not included) and would love to go up in your plane and take some pictures. They suspect some unauthorized landscaping has been done they want the county to know about. He would pay you for your gas. I don't know if the gun club would be shooting at you, but WW II suggests that hitting a plane is a hard thing to do. Let me know.

From: tim kelly [mailto:tpk2883@[redacted]]
Sent: Wednesday, July 14, 2010 11:19 AM
To: Kevin M. Anderson
Subject: hey

Andy,

I heard you were looking for me. I'm back at the office now. If you are looking for a lunch date, I will be dining at Givens from noon to 1:00 p.m. today and tomorrow (AA meeting). I'm sure that group would love to see a high-ranking DPA there:)

Catch up with you later. Golfing much? And, let me know if you ever want an lift up to Bellingham to see Libby and maybe shoot a round.

tk

Don Burger

From: Steve Mount [SMount@co.kitsap.wa.us]
Sent: Monday, July 19, 2010 2:08 PM
To: Gail and Kevin Gross
Subject: RE: Kitsap Rifle and Revolver Club Northwest Challenge Sat 17 July

It was hidden, so I reposted the stop work order on Sunday around noon. SM

From: Gail and Kevin Gross [mailto:kevinandgail@[redacted]
Sent: Saturday, July 17, 2010 1:53 PM
To: Neil R. Wachter; Steve Mount
Cc: Skip Junis; Terry Allison
Subject: Kitsap Rifle and Revolver Club Northwest Challenge Sat 17 July

Neil and Steve, my wife and I made a drive by the Kitsap Rifle and Revolver Club today (Saturday 17 July) about noon and found no evidence of the Stop Work Order posting. This is the second of three days of the Northwest Challenge. Also found no parking on the road shoulder to report. Was the Stop Work Order sign posted on the white "sack" covered stake located between the large, forked tree?

Photo attached.

Sincerely,
Kevin Gross
[redacted]
Bremerton WA 98312
[redacted]

Don Burger

From: Terry Allison [tncallison@[redacted]]
Sent: Monday, July 19, 2010 5:52 PM
To: kevinandgail@[redacted] skip junis
Cc: Neil R. Wachter; ryan@[redacted]
Subject: noise as a nuisance
Attachments: Untitled Document.wps

Jerry, Kevin, Skip

As we discussed this morning, these are the parts of County Code that apply to noise and gun ranges. As Jerry said, krrc really should not be exempt from the noise ordinance if code is applied literally. They have refused (in writing!) from day one to apply for a range or conditional use permit or to identify the hours of operation, types, calibers, etc. of weapons used at the range. I pdr'd the County on 27 Jan. 2010 to confirm that fact. Since they are not "permitted", then by definition they can not be an authorized, legal range.

I did not pursue the noise issue at that time because of the assumption that the range was grandfathered into the comp plan as a range and the "usual and customary" clauses in most laws would apply. I was (and am still) more concerned about the fact that the club is shooting at my home. I did write letters at that time to various officials in the County about the order of magnitude increase in noise levels that were severely impacting our quality of life and use and enjoyment of our home.

The club is zoned RW (rural wooded) which is a class A noise source, the majority of homes in the area are zoned RR (rural residential, which is a class A receiving property - limit 55 dBA. About three years ago when I still had access to professional quality, legally admissible sound measuring equipment, we (if my memory is not totally failing) measured peak levels in excess of 90 dBA with frequent levels of 75 to 80 dBA over a period of a week on my north side deck from shots originating from the rifle line, and routine levels of 60 to 70 dBA from pistol line use.

I suspect, from my brief exposure at Skip's home, that most of Whisper Ridge is experiencing no more than about 20 to peak 30 dBA.

If the County does not engage an acoustics tech or engineer as part of their action, then I intend to employ one to support my case should it be necessary..

I know that this does not answer Jerry's question, but I think only a court ruling can answer it definitively.

Terry

10.28.040 Maximum permissible environmental noise levels.

(a) The noise limitations established are as set forth in the following table after any applicable adjustments provided for herein are applied:

EDNA OF NOISE SOURCE	EDNA OF RECEIVING PROPERTY		
	Class A	Class B	Class C
Class A	55 dBA		

10.28.050 Exemptions from Sections 10.28.040 and 10.28.145 between 7:00 a.m. and 10:00 p.m.

The following shall be exempt from the provisions of Sections 10.28.040 and 10.28.145 between the hours of 7:00 a.m. and 10:00 p.m.:

(2) Sounds created by the discharge of firearms on authorized shooting ranges;
(3) Sounds created by blasting;

10.24.103 Ranges.

(a) The discharge of firearms shall be allowed on ranges which meet the criteria of this section. The property owner shall apply for and obtain a permit for a range. The application shall be submitted to the Kitsap County department of community development (DCD). An application for a range shall indicate whether the firearms to be used at the range are of the rim fire, elevated shot or other type or variety and whether the proposed range is to be a private or public range. Upon receipt of the application, DCD or its designated agent shall inspect the proposed range to ensure the suitability of the intended use, taking into consideration the most currently available guidelines for ranges promulgated by the National Rifle Association. Notice of the permit application shall be provided as required by the Land Use and Development Procedures Ordinance (Title 21 of this code). In addition, DCD shall post the property on which the proposed range is to be located with a notice of intended use. No permit shall be issued for a range unless the proposed range is first inspected and approved by a certified range technical advisor or equivalent.

Don Burger

From: Tracey L. Hamilton-Oril [THamilto@co.kitsap.wa.us]
Sent: Tuesday, July 20, 2010 8:36 AM
To: Neil R. Wachter
Subject: RE: KRRC Ordinances - confidential

[redacted]

From: Neil R. Wachter
Sent: Monday, July 19, 2010 3:55 PM
To: Tracey L. Hamilton-Oril
Subject: RE: KRRC Ordinances - confidential

[redacted]

From: Tracey L. Hamilton-Oril
Sent: Monday, July 19, 2010 3:49 PM
To: Neil R. Wachter
Subject: RE: KRRC Ordinances

[redacted]

From: Neil R. Wachter
Sent: Monday, July 19, 2010 3:44 PM
To: Tracey L. Hamilton-Oril
Subject: RE: KRRC Ordinances

[redacted]

thx

From: Tracey L. Hamilton-Oril
Sent: Monday, July 19, 2010 3:32 PM
To: Neil R. Wachter
Subject: RE: KRRC Ordinances

[redacted]

From: Neil R. Wachter
Sent: Monday, July 19, 2010 3:27 PM
To: Tracey L. Hamilton-Oril
Subject: RE: KRRC Ordinances

[redacted]

[redacted]

[redacted]

[redacted]

[redacted]

Thanks!

From: Tracey L. Hamilton-Oril
Sent: Monday, July 19, 2010 10:16 AM
To: Neil R. Wachter; Kevin M. Howell
Subject: KRRC Ordinances

[redacted]

T

Don Burger

From: Neil R. Wachter [NWachter@co.kitsap.wa.us]
Sent: Tuesday, July 20, 2010 9:28 AM
To: Steve Mount
Subject: KRRC - confidential attorney client communication

Steve - [redacted]

[redacted]

Thanks,

Neil

Don Burger

From: Neil R. Wachter [NWachter@co.kitsap.wa.us]
Sent: Tuesday, July 20, 2010 9:34 AM
To: Terry Allison; kevinandgail@[redacted]; skip junis
Cc: Tracey L. Hamilton-Oril; ryan@vancillaw.com
Subject: RE: noise as a nuisance
Attachments: 050-E-1997.pdf

Mr. Allison:

Thank you for your thoughts here. I'm happy to discuss the sound issue, pros and cons of measuring, etc. Want to schedule a call sometime Wed.?

Mostly unrelated question: Are you able to ID the "no-shooting zone" in Sec. 23 delineated in KCC 10.24.090? It was apparently created in 1997, via the attached ordinance.

From: Terry Allison [mailto:tncallison@[redacted]]
Sent: Monday, July 19, 2010 5:52 PM
To: skip junis; kevinandgail@[redacted]
Cc: Neil R. Wachter; ryan@vancillaw.com
Subject: noise as a nuisance

Jerry, Kevin, Skip

As we discussed this morning, these are the parts of County Code that apply to noise and gun ranges. As Jerry said, krrc really should not be exempt from the noise ordinance if code is applied literally. They have refused (in writing!) from day one to apply for a range or conditional use permit or to identify the hours of operation, types, calibers, etc. of weapons used at the range. I pdr'd the County on 27 Jan. 2010 to confirm that fact. Since they are not "permitted", then by definition they can not be an authorized, legal range.

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The club is zoned RW (rural wooded) which is a class A noise source, the majority of homes in the area are zoned RR (rural residential, which is a class A receiving property - limit 55 dBA. About three years ago when I still had access to professional quality, legally admissible sound measuring equipment, we (if my memory is not totally failing) measured peak levels in excess of 90 dBA with frequent levels of 75 to 80 dBA over a period of a week on my north side deck from shots originating from the rifle line, and routine levels of 60 to 70 dBA from pistol line use.

I suspect, from my brief exposure at Skip's home, that most of Whisper Ridge is experiencing no more than about 20 to peak 30 dBA.

If the County does not engage an acoustics tech or engineer as part of their action, then I intend to employ one to support my case should it be necessary..

I know that this does not answer Jerry's question, but I think only a court ruling can answer it definitively.

Terry

UVII

ORDINANCE NO. **50-E-1997**

AMENDMENT ESTABLISHING A "NO SHOOTING AREA"

WHEREAS, Ordinance No. 50-A (1985) as amended by Ordinance No. 50-B (1993), Ordinance No. 50-C-1994, and Ordinance No. 50-D-1997, is codified as Chapter 10.24 of the Kitsap County Code, and relates in part to No-Shooting Areas; and

WHEREAS, Ordinance No. 50-C-1994 amended Ordinance No. 50-A (1985), allowing for a hearing on a petition to create a "No Shooting Area" upon certification by the County Auditor of the petition; and

WHEREAS, the Kitsap County Auditor has certified the petition in the present matter as meeting the required number of verified signatures; and

WHEREAS, the Board of County Commissioners held a hearing on October 20, 1997, pursuant to this Ordinance and heard testimony on this amendment; and

WHEREAS, due to an oversight the proper documents were not submitted to the Board for signature following the Board's decision on November 3, 1997; and

WHEREAS, it is otherwise in the interest of public health, safety, and welfare so to do;

NOW THEREFORE, be it ordained by the Kitsap County Board of Commissioners:

Section 1. Amendment. Ordinance 50-A (1995), Section 2, as amended by Ordinance 50-C-1994, codified at Kitsap County Code Section 10.24.090(b)(1), is hereby amended by adding a new paragraph, to read as follows:

Discharge of firearms prohibited.

(1) The discharge of firearms is prohibited within 500 yards of any saltwater shoreline in the unincorporated areas of Kitsap County.

(2) The discharge of firearms in the unincorporated areas of Kitsap County is further prohibited in the following instances:

(a) In any area designated as a "no shooting" area pursuant to Section 4 of this amendatory ordinance, specifically:

(1) Section 23, Township 25, Range 1 West, Willamette Meridian, Kitsap County, Washington, except for the following area:

The southwest quarter of the southwest quarter except that portion lying northeast of the Seabeck Highway, of Section 23, Township 25, Range 1 West, Willamette Meridian;

(b) On any parcel of land less than five (5) acres in size;

(c) Towards any building occupied by people or domestic animals or used for the storage of flammable or combustible materials where the point of discharge is within five hundred (500) yards of such building;

(d) From 1/2 hour after sunset to 1/2 hour before sunrise;

(e) Within 500 yards of the following lakes located, in whole or in part, in the unincorporated areas of Kitsap County: Long Lake, Kitsap Lake, Wildcat Lake, Panther Lake, Mission Lake, Tiger Lake, William Symington Lake, Tahuya Lake, Island Lake, Horseshoe Lake, Carney Lake, Wye Lake, Buck Lake, Fairview Lake and Bear Lake.

Nothing in this section shall be construed or interpreted as abridging the right of the individual guaranteed by Article 1, Section 24 of the state Constitution to bear arms in defense of self or others.

Section 2. Effective Date. This Ordinance took effect on November 3, 1997.

DATED this 4th day of May, 1998.

BOARD OF COUNTY COMMISSIONERS
KITSAP COUNTY, WASHINGTON

CHRIS ENDRESEN, Chairman

CHARLOTTE GARRIDO, Commissioner

PHIL BEST, Commissioner

ATTEST:

HOLLY ANDERSON
Clerk of the Board

Don Burger

From: Neil R. Wachter [NWachter@co.kitsap.wa.us]
Sent: Thursday, July 22, 2010 11:55 AM
To: David Greetham
Cc: Steve Heacock; Tracey L. Hamilton-Oril
Subject: RE: Recent Expansion of Kitsap Rifle and Revolver Club - confidential attorney client communication

[redacted]

Thanks,

Neil

From: David Greetham
Sent: Monday, July 19, 2010 9:27 AM
To: Neil R. Wachter; Steve Mount; Steve Heacock
Subject: FW: Recent Expansion of Kitsap Rifle and Revolver Club

All -

[redacted]

Dave

From: Patrick McGraner [mailto:patrick.mcgraner@ecy.wa.gov]
Sent: Monday, July 19, 2010 6:56 AM
To: David Greetham
Cc: Paul (ECY NWRO SEA) Anderson
Subject: RE: Recent Expansion of Kitsap Rifle and Revolver Club

Hi David,

Thank you for the photo images. I just got back into the office this morning to take a look at them. It appears that there may *possibly* be a small amount of new wetland fill in the area that you have circled but it is impossible to tell without being on the ground. The older clearing appears to have been once dominated by Scot's broom based on the yellow in the older aerial including the roads that have been re-cleared. Scot's broom does not like it wet so these areas are not likely to be wetlands. To reiterate, it is not possible to tell from the aerials whether there has been direct wetland impacts or not. I will try to get some additional information before the day is over about the RCW right of entry provision. From my limited knowledge, it is not something that Ecology's wetland staff has used but I will check and let you and Neil Wachter know what I find out. While I am obviously not a lawyer, this provision appears to be specifically related to forest practices rules.

Sincerely,

Patrick McGraner

From: David Greetham [mailto:Dgreetha@co.kitsap.wa.us]
Sent: Thursday, July 15, 2010 4:09 PM
To: McGraner, Patrick
Subject: FW: Recent Expansion of Kitsap Rifle and Revolver Club

Hi Patrick -

As a followup to my voicemail today, here are the aerial photos that I referenced. Have you seen these, and if so, do you see evidence of direct wetland impacts (I don't think there's much question that there have been buffer impacts)?

I will follow up with the RCW for right of entry on forest lands that I referenced in my message.

Sincerely,

David Greetham
Environmental Planner
Kitsap County Department of Community Development
360-337-5777

From: Neil R. Wachter
Sent: Thursday, July 15, 2010 2:45 PM
To: David Greetham
Subject: FW: Recent Expansion of Kitsap Rifle and Revolver Club

---

From: sjunis@[redacted] [mailto:sjunis@[redacted]
Sent: Wednesday, July 07, 2010 10:45 AM
To: Charlotte Garrido; Josh Brown; Steve Bauer
Cc: Christian C. Casad; Neil R. Wachter; Russell D. Hauge; Steve Mount; grellk@health.co.kitsap.wa.us
Subject: Fw: Recent Expansion of Kitsap Rifle and Revolver Club

Something must be done to stop the expansion being conducted by KRRC without permits.With no County or State agency approval KRRC has expanded their facility by 800%, at the expense of the Wetlands. Please review the latest Google Site photograph to see that the club has not stopped construction, even though they have been told to stop all development. **This latest photo is most disturbing as it clearly shows the club intruding on the wetlands**, and after a winter of above average rain shows that the wetlands are disappearing. There is gentleman (Strickland)who is monitoring the wetlands and has told our group he estimates a depletion of 40 to 60% of these Federal Class 1 Wetlands.

Attached please find three Google Earth photographs of Kitsap Rifle and Revolver Club (KRRC). A brief description of these photos is as follows:

1.) Google Earth photo from May 2010 with notations regarding various construction activities that have taken place since a comparison with a Google Earth photo of April/May 2009.
2.) Google Earth photo from April/May 2009.
3.) Google Earth photo from May 2010 (without notations).

One of the photos is the most recent satellite imagery of the Kitsap Rifle and Revolver Club (KRRC) dated May 15, 2010. This May 15, 2010 imagery shows that KRRC has again cleared the '300 meter rifle line' (large cleared area to the right) for which the Kitsap County Department of Community Development (Steve Mount, Code Enforcement) issued a stop work order in September 2005 because there was no grading permit issued to perform this work.

Compare this to satellite imagery dated April/May 2009 showing vegetation growing on the abandoned '300 meter rifle line', following issuance of the September 2005 stop work order. The Department of Natural Resources, then-owner of the property, had required reforestation with 1,000 seedlings. (There is some question as to whether the reforestation was ever completed).

Additionally shown in the May 15, 2010 satellite imagery are significant material storage sites including a collection of drums and clearance of roads serving the '300 meter rifle line' and additional sites that are away from the firing lines. A number of these sites have either been constructed or added to since the April/May 2009 satellite photo.

Sincerely,
Kevin and Gail Gross
[redacted]
Bremerton, WA 98312
[redacted]

2010 #1 Energy Stock Pick
AEGY Announces Dividend - 3 for 1 stock split! Massive gains expected!
EnergyStockReports.com

Don Burger

From: Roy P. Barton [RPBarton@co.kitsap.wa.us]
Sent: Thursday, July 22, 2010 11:50 AM
To: Neil R. Wachter
Subject: RE: KRRC - confidential attorney work product

[redacted]

From: Neil R. Wachter
Sent: Thursday, July 22, 2010 11:46 AM
To: Roy P. Barton
Subject: RE: KRRC - confidential attorney work product

[redacted]

From: Roy P. Barton
Sent: Thursday, July 22, 2010 11:40 AM
To: Neil R. Wachter
Subject: RE: KRRC - confidential attorney work product

[redacted]

Roy

From: Neil R. Wachter
Sent: Thursday, July 22, 2010 11:23 AM
To: Roy P. Barton
Cc: Tracey L. Hamilton-Oril
Subject: RE: KRRC - confidential attorney work product

[redacted]

Thanks,

Neil

From: Roy P. Barton
Sent: Tuesday, July 20, 2010 9:59 AM
To: Neil R. Wachter
Subject: RE: KRRC - confidential attorney work product

From: Neil R. Wachter
Sent: Tuesday, July 20, 2010 9:41 AM
To: Roy P. Barton
Subject: KRRC - confidential attorney work product

Roy -

Thanks,

Neil

Don Burger

From: Neil R. Wachter [NWachter@co.kitsap.wa.us]
Sent: Thursday, July 22, 2010 11:46 AM
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[redacted]

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[redacted]

[redacted]

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From: Neil R. Wachter
Sent: Tuesday, July 20, 2010 9:41 AM
To: Roy P. Barton
Subject: KRRC - confidential attorney work product

Roy -

[redacted]

Thanks,

Neil

Don Burger

From: Neil R. Wachter [NWachter@co.kitsap.wa.us]
Sent: Thursday, July 22, 2010 11:05 AM
To: ryan@vancillaw.com
Subject: KRRC

Ryan - fyi, ER 502 change is coming in Sept., and it acknowledges party agreements. Send sample when you can.

http://www.courts.wa.gov/court_rules/adopted/er502.doc

Don Burger

From: Jerome Carbone [jecarbone@[redacted]
Sent: Thursday, July 22, 2010 10:27 AM
To: Steve Mount
Subject: Re: Kitsap Rifle and Revolver Club

Steve,
My address is [redacted] Silverdale. Thanks for your work on this issue.
Jerry Carbone

On Thu, Jul 22, 2010 at 9:48 AM, Steve Mount <SMount@co.kitsap.wa.us> wrote:

Jerome,

I am working on a graph on noise complaints for this issue, could you please provide me with your address so that I can plug this in to my map? This would be very helpful, if you have any question, please contact me at (360) 337-4605.
Steve Mount

From: Jerome Carbone [mailto:jecarbone@[redacted]]
Sent: Tuesday, May 25, 2010 2:29 PM
To: Steve Mount
Subject: Kitsap Rifle and Revolver Club

My neighborhood has been subjected to the daily sound of gunfire over the past 6 or 8 months. A recent article in the CK Reporter provided the explanation--Kitsap Rifle and Revolver Club has apparently increased the number of firing lines from 2 to 16. Some of these are directed toward Klahowya Secondary School, the Newberry Hill Heritage Park and my neighborhood. These new firing lines were apparently constructed without proper permits. The noise from these illegally constructed firing lines has had a major negative impact on my quality of life. The gun club has also apparently destroyed wetlands in the process of construction. I want these illegally constructed firing lines dismantled and the environmental damage repaired. The gun range must be required to return to its legal configuration of two firing lines. The gun club cannot be allowed to openly evade the permitting rules and subject the rest of us to the adverse effects of the noise and the possible danger from stray bullets directed toward a park and school. Also, it cannot be allowed to damage the environment in flagrant violation of the law.

Jerome E. Carbone

Don Burger

From: Steve Mount [SMount@co.kitsap.wa.us]
Sent: Thursday, July 22, 2010 9:58 AM
To: sjunis@[redacted]
Subject: RE: Shooting after10PM

Skip,

I am working on a graph on noise complaints for this issue, could you please provide me with your address so that I can plug this in to my map? This would be very helpful, if you have any question, please contact me at (360) 337-4605.

I can only rely on people who have actually called in to myself or the open line (360) 337-5777 for this map, so if anyone else wants to be known, please have them call me withing the next couple days. The personal information will be confidential, we just need to know street addresses, we will probably not use numbers. Thank you.

Steve Mount

From: sjunis@[redacted] [mailto:sjunis@[redacted]]
Sent: Thursday, June 03, 2010 7:46 AM
To: Christian Casad; Neil Wachter; Russell Hauge; Steve Mount
Cc: cgarrido@co.kitsaap.wa.us; Josh Brown; Steve Bauer; Larry Keeton
Subject: Shooting after10PM

Neil,

I wanted to follow-up my Memorial Day e-mail with an update. KRRC shot past 10PM last night (Wednesday, June 2nd), using a 30 caliber semi/automatic weapon. You could tell by the amount of rounds shot in a matter of seconds.

What makes this even more outrageous was it was one individual. I called Terry Allison who lives next door to the club and he verified it was one individual doing all the shooting until after 10:00 PM.

I've spent time on the web reviewing Gun Ranges throughout Washington, and I can't find any who have operational hours of 7am to 10pm, as KRRC so proudly proclaims. In a recent newspaper article they say they operate with "Reasonable Hours". I'd hate to see what they thought regular hours would be.

All the Gun Clubs on Olympic Peninsula operate with reasonable hours, in fact most clubs only operate several days a week with limited hours. These ranges are professionally designed and produce minimal noise. KRRC has not been professionally design, most of expansion without permits, and they feel they can operate as they see fit. In fact, all the expanded firing lanes are so poorly designed that they actually amplify the noise and they are directed at residential developments and schools, not to mention the future Heritage Park.

We are all getting very frustrated that such a small group of people can destroy the tranquility of so many day after day, an in last nights case one individual. Please help us.

Skip and Doris Junis

Penny Stock Jumping 2000%
Sign up to the #1 voted penny stock newsletter for free today!
AwesomePennyStocks.com

Don Burger

From: Steve Mount [SMount@co.kitsap.wa.us]
Sent: Thursday, July 22, 2010 9:51 AM
To: Robert and Peggy Kermath
Subject: RE: Kitsap Rifle & Revolver Club

Peggy,

I am working on a graph on noise complaints for this issue, could you please provide me with your address so that I can plug this in to my map? This would be very helpful, if you have any question, please contact me at (360) 337-4605.

Steve Mount

From: Robert and Peggy Kermath [mailto:rpkermath@[redacted]]
Sent: Friday, May 28, 2010 7:01 AM
To: jdunwiddie@co.kitsap.co.wa.us; Charlotte Garrido; Josh Brown; Steve Bauer; Steve Mount; l.keeton@co.kitsap.wa.us
Subject: Fw: Kitsap Rifle & Revolver Club

Our community greatly appreciates all your efforts to rectify the impact KRRC has on all our lives. The following letter was sent to the Central Kitsap Reporter on May 26, 2010.

Thank you!!!
Peggy Kermath

----- Forwarded Message ----
From: Robert and Peggy Kermath <rpkermath@[redacted]>
To: editor@centralkitsapreporter.com
Sent: Wed, May 26, 2010 2:04:44 PM
Subject: Kitsap Rifle & Revolver Club

----- Forwarded Message ----
From: Robert and Peggy Kermath <rpkermath@[redacted]>
To: rpkermath@yahoo.com
Sent: Wed, May 26, 2010 2:00:07 PM
Subject:

We the citizens in Kitsap County believe in community. Community means having common rights and making choices to enhance our lives. The Kitsap Rifle & Revolver Club is a part of our community. We have existed over a long period of time with little disagreement. In the last several years choices have been made at KRRC that are having a **huge** impact on hundreds of families living near KRRC (including parts of Seabeck, Bremerton, & Silverdale).

The Kitsap **Rifle & Revolver** Club has chosen to become an **Automatic and Semi-Automatic Weapons Fire** Club that disrupts our lives, **hundreds of family's lives**! These choices are intolerable!!! KRRC operates from 7 a.m. to 10 p.m. (**fifteen hours a day seven days a week).** It can and does have a huge impact on our lives! We never know when the barrages of gunfire will invade

our homes and neighborhoods disrupting our being on our own property and in our own homes. We have made a choice to change this intolerable situation.

Our rights as citizens are being abused. As a broad spectrum of citizens (both military and non-military) knowing and respecting that gun rights are vital to our freedoms, we need KRRC to make choices that help the entire community.

County laws and codes have been ignored and these need to be enforced. The expansion at KRRC without all proper authorization and permits is unacceptable. Let us reconnect on community and work to establish an outcome that meets everyone's rights to live, work and play in this beautiful place we call home.

Respectfully,
Peggy Kermath
Bremerton

Don Burger

From: Steve Mount [SMount@co.kitsap.wa.us]
Sent: Thursday, July 22, 2010 9:49 AM
To: Jerome Carbone
Subject: RE: Kitsap Rifle and Revolver Club

Jerome,

I am working on a graph on noise complaints for this issue, could you please provide me with your address so that I can plug this in to my map? This would be very helpful, if you have any question, please contact me at (360) 337-4605.
Steve Mount

From: Jerome Carbone [mailto:jecarbone@[redacted]
Sent: Tuesday, May 25, 2010 2:29 PM
To: Steve Mount
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Jerome E. Carbone

Don Burger

From: Neil R. Wachter [NWachter@co.kitsap.wa.us]
Sent: Wednesday, July 21, 2010 5:47 PM
To: Gail and Kevin Gross
Subject: RE: Some KRRC Humor

Thank you for the email Kevin. My comments are not suitable for publication at this time. :)

Yours,

Neil

From: Gail and Kevin Gross [mailto:kevinandgail@[redacted]]
Sent: Wednesday, July 21, 2010 5:34 PM
To: Neil R. Wachter
Subject: Some KRRC Humor

Neil, we thought you would enjoy some humor in the KRRC case. The bold, black and color coded text below is extracted from the KRRC web site relating to this past weekend's Northwest Challenge event.

Sincerely,
Kevin Gross
----- Original Message -----
From: Gail and Kevin Gross
To: Skip Junis ; Terry Allison
Sent: Wednesday, July 21, 2010 3:03 PM

Here's from the KRRC website regarding this weekend:

A huge pat on the back and congratulations to our USPSA Chairman Richard Lively, Match Director for the Northwest Challenge! The match was a GREAT success and visually stunning! Nearly 100 of the finest competitors battled it out over 12 stages. Richard and a few dedicated volunteers made this one of the best matches of all time.

Visually stunning----WTF!!!

Nearly 100----there was 60 people on their website divided into squads. That is not close to 100--their math is interesting.

One of the best matches of all time----no comment needed-other than 'of all time'??.

These guys would make great used car salesmen. (Sorry if any used car salemen were insulted.)

Don Burger

From: Gail and Kevin Gross [kevinandgail@[redacted]
Sent: Wednesday, July 21, 2010 5:34 PM
To: Neil R. Wachter
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One of the best matches of all time----no comment needed-other than 'of all time'??.

These guys would make great used car salesmen. (Sorry if any used car salemen were insulted.)

Don Burger

From: Neil R. Wachter [NWachter@co.kitsap.wa.us]
Sent: Wednesday, July 21, 2010 4:49 PM
To: Steve Mount
Cc: Jeff Rowe-Hornbaker; Larry Keeton; Tracey L. Hamilton-Oril
Subject: RE: KRRC Power Point Attorney Client Confidential Work Product

[redacted]

Neil

From: Steve Mount
Sent: Wednesday, July 21, 2010 3:51 PM
To: Cindy Read; Neil R. Wachter
Cc: Scott Diener; Jeff N. Smith; Steve Heacock; David Greetham
Subject: KRRC Power Point Attorney Client Confidential Work Product

Cindy,

[redacted]

[redacted]

[redacted]

[redacted]

[redacted] SM

Don Burger

From: Steve Mount [SMount@co.kitsap.wa.us]
Sent: Wednesday, July 21, 2010 3:51 PM
To: Cindy Read; Neil R. Wachter
Cc: David Greetham; Jeff N. Smith; Scott Diener; Steve Heacock
Subject: KRRC Power Point Attorney Client Confidential Work Product

Cindy,

[redacted]

[redacted]

[redacted]

[redacted]

[redacted]

Don Burger

From: Kitsap1 [help@kitsap1.com]
Sent: Wednesday, July 21, 2010 11:52 AM
To: Mackenzie Wohleb
Subject: FW: KRRC gun noise

This should be a case for Code Compliance>Report a potential violation

---

From: Wendell and Eva Crim [mailto:crim@[redacted]
Sent: Sunday, July 18, 2010 8:41 PM
To: Kitsap1
Subject: KRRC gun noise

What action is the County taking to address the noise from the Kitsap Rifle and Revolver Club? The noise continues, and seems to be getting louder and more persistent, sounded like a war zone today... a day I was hoping to enjoy working in my garden, but that doesn't seem possible anymore. We have lived here for over 12 years, and the noise just keeps getting worse, especially the past few years.

We live in the Whisper Ridge subdivision to the north of the gun club. Gun noise started as early as 8 am and continued throughout the day.
Thank you for letting us know what's going on, and is the club permitted to have so much increased activity???

Don Burger

From: Neil R. Wachter [NWachter@co.kitsap.wa.us]
Sent: Wednesday, July 21, 2010 11:49 AM
To: Tracey L. Hamilton-Oril
Subject: KRRC note to file - confidential attorney work product

Don Burger

From: Brynan Slezak [BSlezak@co.kitsap.wa.us]
Sent: Wednesday, July 21, 2010 10:04 AM
To: Wade Larson
Subject: RE: Larson communication

Hi Wade

I received this!

Thank you,
Brynan

From: Wade Larson [mailto:wadelarson2@[redacted]]
Sent: Wednesday, July 21, 2010 10:00 AM
To: Brynan Slezak
Subject: Larson communication

Brynan
Thank you for your help. This is the communication I was trying t oget through.

Wade Larson
[redacted]

I wish to lodge a complaint about noise coming from KRRC I have lived at this location for 30+ years, and the noise has only been audible and a problem for me the last few years. At first it was just louder, then longer, then more repetitious, then startling booms that break a complete silence. Activities outside are disrupted by the noise, and the peace I enjoyed here for years is gone. I try to spend as little time as possible here so I am not constantly reminded of how a small group can be allowed to act with so little regard to the rights of others. These people who are doing this live elsewhere, they are my neighbors in property only, not in community. I know the folks of my community. The KRRC encroached on me, in the last few years. I was tolerant, and tried to be the good neighbor. I spoke in their defense and their right to remain. I went to them to try to work with them. I talked to any member who would listen. Their comments were, I just want a place to shoot, it is my right, I do not see a problem, I hardly use the place, I do not want to get involved; you need to talk to the Executive Board, etc. The members have not taken on the responsibility of ownership or earned the "good neighbor" status they claim. Their "suck it up" comment sums up their whole feeling in three words and was the last straw for me. The CKCC, my liaison contact to the County to whom I plead my concerns has not seen fit to document my statements in their posted minutes, which are presently 2 months behind. Commissioner Brown has chosen not to formally comment on the issue at all. Even after many requests to do so.

At this time I wish to expand my complaint to include this statement. For whatever reason, County government has failed to handle this issue over a one year period, to the point that I feel it needs to look at itself and find out why it can not serve the interests of its citizens in a timely manner. The complexity of an issue does not render it indefinable. A statement must be made immediately by all commissioners as to the validity of the noise complaint. The details can be worked out, but residents need to get answers.

From: Brynan Slezak <BSlezak@co.kitsap.wa.us>
To: "wadelarson2@yahoo.com" <wadelarson2@yahoo.com>
Sent: Wed, July 21, 2010 9:47:44 AM
Subject: Test

Don Burger

From: Wade Larson [wadelarson2@[redacted]
Sent: Wednesday, July 21, 2010 10:00 AM
To: Brynan Slezak
Subject: Larson communication

Brynan
Thank you for your help. This is the communication I was trying t oget through.

Wade Larson
[redacted]

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From: Brynan Slezak <BSlezak@co.kitsap.wa.us>
To: "wadelarson2@[redacted]" <wadelarson2@[redacted]>
Sent: Wed, July 21, 2010 9:47:44 AM
Subject: Test

Don Burger

From: Neil R. Wachter [NWachter@co.kitsap.wa.us]
Sent: Tuesday, July 20, 2010 3:00 PM
To: Tracey L. Hamilton-Oril
Subject: FW: KRRC Survey

From: Kevin M. Howell
Sent: Tuesday, July 20, 2010 2:30 PM
To: Dori Leckner; Jim Dunwiddie
Cc: Neil R. Wachter; Tracey L. Hamilton-Oril
Subject: KRRC Survey

Jim and Dori,

[redacted]

Kevin

Don Burger

From: Kevin M. Howell [KMHowell@co.kitsap.wa.us]
Sent: Tuesday, July 20, 2010 2:30 PM
To: Dori Leckner; Jim Dunwiddie
Cc: Neil R. Wachter; Tracey L. Hamilton-Oril
Subject: KRRC Survey

Jim and Dori,

[redacted]

Kevin

Don Burger

From: Neil R. Wachter [NWachter@co.kitsap.wa.us]
Sent: Tuesday, July 20, 2010 12:48 PM
To: Jeff N. Smith
Cc: Steve Mount
Subject: FW: KRRC - confidential attorney client communication

Jeff and Steve - [redacted]

From: Steve Mount
Sent: Tuesday, July 20, 2010 11:19 AM
To: Neil R. Wachter
Subject: RE: KRRC - confidential attorney client communication

[redacted]

From: Neil R. Wachter
Sent: Tuesday, July 20, 2010 9:28 AM
To: Steve Mount
Subject: KRRC - confidential attorney client communication

Steve - [redacted]

Thanks,

Neil

Don Burger

From: Neil R. Wachter [NWachter@co.kitsap.wa.us]
Sent: Tuesday, July 20, 2010 12:49 PM
To: Steve Mount
Subject: RE: KRRC - confidential attorney client communication

[redacted]

From: Steve Mount
Sent: Tuesday, July 20, 2010 11:19 AM
To: Neil R. Wachter
Subject: RE: KRRC - confidential attorney client communication

[redacted]

From: Neil R. Wachter
Sent: Tuesday, July 20, 2010 9:28 AM
To: Steve Mount
Subject: KRRC - confidential attorney client communication

[redacted]

Thanks,

Neil

Don Burger

From: sjunis@[redacted]
Sent: Tuesday, July 20, 2010 12:33 PM
To: Neil R. Wachter
Cc: Tracey L. Hamilton-Oril; ryan@vancillaw.com; tncallison@q.com; kevinandgail@wavecable.com
Subject: RE: noise as a nuisance

Terry,

~~You have not been over here when KRRC is firing on multiple lanes or using rifles and automatic weapons.~~ The noise is significantly louder than the day you mentioned. It penetrates right through my house and wakes my wife and I up in early mornings, plus I can hear it up in my study all day and into the night. It is far louder than the decibels you described.

Skip

---------- Original Message ----------
From: "Neil R. Wachter" <NWachter@co.kitsap.wa.us>
To: 'Terry Allison' <tncallison@[redacted]>, skip junis <sjunis@[redacted]>, "kevinandgail@[redacted]" <kevinandgail@[redacted]>
Cc: "ryan@vancillaw.com" <ryan@vancillaw.com>, "Tracey L. Hamilton-Oril" <THamilto@cokitsap.wa.us>
Subject: RE: noise as a nuisance
Date: Tue, 20 Jul 2010 09:34:23 -0700

Mr. Allison:

Thank you for your thoughts here. I'm happy to discuss the sound issue, pros and cons of measuring, etc. Want to schedule a call sometime Wed.?

Mostly unrelated question: Are you able to ID the "no-shooting zone" in Sec. 23 delineated in KCC 10.24.090? It was apparently created in 1997, via the attached ordinance.

From: Terry Allison [mailto:tncallison@[redacted]
Sent: Monday, July 19, 2010 5:52 PM
To: skip junis; kevinandgail@wavecable.com
Cc: Neil R. Wachter; ryan@vancillaw.com
Subject: noise as a nuisance

Jerry, Kevin, Skip

As we discussed this morning, these are the parts of County Code that apply to noise and gun ranges. As Jerry said, krrc really should not be exempt from the noise ordinance if code is applied literally. They have refused (in writing!) from day one to apply for a range or conditional use permit or to identify the hours of operation, types, calibers, etc. of weapons used at the range. I pdr'd the County on 27 Jan. 2010 to confirm that fact. Since they are not "permitted", then by definition they can not be an authorized, legal range.

I did not pursue the noise issue at that time because of the assumption that the range was grandfathered into the comp plan as a range and the "usual and customary" clauses in most laws would apply. I was (and am still) more concerned about the fact that the club is shooting at my home. I did write letters at that time to various officials in the County about the order of magnitude increase in noise levels that were severely impacting our quality of life and use and enjoyment of our home.

The club is zoned RW (rural wooded) which is a class A noise source, the majority of homes in the area are zoned RR (rural residential, which is a class A receiving property - limit 55 dBA. About three years ago when I still had access to professional quality, legally admissible sound measuring equipment, we (if my memory is not totally failing) measured peak levels in excess of 90 dBA with frequent levels of 75 to 80 dBA over a period of a week on my north side deck from shots originating from the rifle line, and routine levels of 60 to 70 dBA from pistol line use.

I suspect, from my brief exposure at Skip's home, that most of Whisper Ridge is experiencing no more than about 20 to peak 30 dBA.

If the County does not engage an acoustics tech or engineer as part of their action, then I intend to employ one to support my case should it be necessary..

I know that this does not answer Jerry's question, but I think only a court ruling can answer it definitively.

Terry

FIRE SALE: iPads for $23.74?
SPECIAL REPORT: iPads are being auctioned for an incredible 85% off!
ctips.net

Don Burger

From: Steve Mount [SMount@co.kitsap.wa.us]
Sent: Tuesday, July 20, 2010 11:19 AM
To: Neil R. Wachter
Subject: RE: KRRC - confidential attorney client communication

[redacted]

[redacted]

From: Neil R. Wachter
Sent: Tuesday, July 20, 2010 9:28 AM
To: Steve Mount
Subject: KRRC - confidential attorney client communication

[redacted]

[redacted]

Thanks,

Neil

Don Burger

From: Neil R. Wachter [NWachter@co.kitsap.wa.us]
Sent: Tuesday, July 20, 2010 11:08 AM
To: Tina Nelson
Subject: RE: Right of Way question - confidential attorney work product

[redacted]

From: Tina Nelson
Sent: Tuesday, July 20, 2010 10:06 AM
To: Neil R. Wachter
Cc: Tracey L. Hamilton-Oril; Cathy Wilson
Subject: RE: Right of Way question - confidential attorney work product

Neil
[redacted]

Tina Nelson
360.337.4891
knelson@co.kitsap.wa.us

From: Neil R. Wachter
Sent: Tuesday, July 20, 2010 9:43 AM
To: Tina Nelson
Cc: Tracey L. Hamilton-Oril
Subject: Right of Way question - confidential attorney work product

Dear Tina:

[redacted]

Thanks,

Neil

07 45558 **Submitted Date:** 03/08/2007 **Tax Parcel No:** 362501-2-002-10(
Type: PW- Right of Way Permit **Status:** ARCHIVED
Site Address: 4900 SEABECK HWY NW **Expiration Date:** 01/31/2008 **Approv**
Job Number: 105045477

Don Burger

From: Tina Nelson [KNelson@co.kitsap.wa.us]
Sent: Tuesday, July 20, 2010 10:06 AM
To: Neil R. Wachter
Cc: Cathy Wilson; Tracey L. Hamilton-Oril
Subject: RE: Right of Way question - confidential attorney work product

Neil,
[redacted]

Tina Nelson
360.337.4891
knelson@co.kitsap.wa.us

From: Neil R. Wachter
Sent: Tuesday, July 20, 2010 9:43 AM
To: Tina Nelson
Cc: Tracey L. Hamilton-Oril
Subject: Right of Way question - confidential attorney work product

Dear Tina:

[redacted]

Thanks,

Neil

07 45558 **Submitted Date:** 03/08/2007 **Tax Parcel No:** 362501-2-002-10(
Type: PW- Right of Way Permit **Status:** ARCHIVED
Site Address: 4900 SEABECK HWY NW **Expiration Date:** 01/31/2008 **Approv**
Job Number: 105045477

Don Burger

From: Cathy Wilson [CWilson@co.kitsap.wa.us]
Sent: Tuesday, July 20, 2010 10:03 AM
To: Tina Nelson
Subject: RE: Right of Way question - confidential attorney work product

Doesn't she have to go through public disclosure?
Cat

From: Tina Nelson
Sent: Tuesday, July 20, 2010 10:02 AM
To: Cathy Wilson
Subject: FW: Right of Way question - confidential attorney work product

Cathy,
See below .. is this something you can find for Neil?

Tina Nelson
360.337.4891
knelson@co.kitsap.wa.us

From: Neil R. Wachter
Sent: Tuesday, July 20, 2010 9:43 AM
To: Tina Nelson
Cc: Tracey L. Hamilton-Oril
Subject: Right of Way question - confidential attorney work product

Dear Tina:

[redacted]

Thanks,

Neil

07 45558 **Submitted Date:** 03/08/2007 **Tax Parcel No:** 362501-2-002-10

Type: PW- Right of Way Permit **Status:** ARCHIVED

Site Address: 4900 SEABECK HWY NW **Expiration Date:** 01/31/2008 **Approv**

Job Number: 105045477

Don Burger

From: Tina Nelson [KNelson@co.kitsap.wa.us]
Sent: Tuesday, July 20, 2010 10:02 AM
To: Cathy Wilson
Subject: FW: Right of Way question - confidential attorney work product

Cathy,
See below .. is this something you can find for Neil?

Tina Nelson
360.337.4891
knelson@co.kitsap.wa.us

From: Neil R. Wachter
Sent: Tuesday, July 20, 2010 9:43 AM
To: Tina Nelson
Cc: Tracey L. Hamilton-Oril
Subject: Right of Way question - confidential attorney work product

Dear Tina:

[redacted]

Thanks,

Neil

07 45558 **Submitted Date:** 03/08/2007 **Tax Parcel No:** 362501-2-002-10(
Type: PW- Right of Way Permit **Status:** ARCHIVED
Site Address: 4900 SEABECK HWY NW **Expiration Date:** 01/31/2008 **Approv**
Job Number: 105045477

Don Burger

From: Roy P. Barton [RPBarton@co.kitsap.wa.us]
Sent: Tuesday, July 20, 2010 9:59 AM
To: Neil R. Wachter
Subject: RE: KRRC - confidential attorney work product

[redacted]

From: Neil R. Wachter
Sent: Tuesday, July 20, 2010 9:41 AM
To: Roy P. Barton
Subject: KRRC - confidential attorney work product

Roy -

[redacted]

Thanks,

Neil

Don Burger

From: Neil R. Wachter [NWachter@co.kitsap.wa.us]
Sent: Tuesday, July 20, 2010 9:43 AM
To: Tina Nelson
Cc: Tracey L. Hamilton-Oril
Subject: Right of Way question - confidential attorney work product

Dear Tina:

[redacted]

Thanks,

Neil

07 45558 **Submitted Date:** 03/08/2007 **Tax Parcel No:** 362501-2-002-10

Type: PW- Right of Way Permit **Status:** ARCHIVED

Site Address: 4900 SEABECK HWY NW **Expiration Date:** 01/31/2008 **Approv**

Job Number: 105045477

Don Burger

From: Neil R. Wachter [NWachter@co.kitsap.wa.us]
Sent: Tuesday, July 20, 2010 9:41 AM
To: Roy P. Barton
Subject: KRRC - confidential attorney work product

Roy -

[redacted]

Thanks,

Neil

Don Burger

From: Steve Mount [SMount@co.kitsap.wa.us]
Sent: Thursday, July 22, 2010 1:09 PM
To: Cindy Read
Subject: Emailing: KRRC Noise List
Attachments: KRRC Noise List.doc

Here are a few addresses. I will send more as I get them. The power point is in the G drive folder now. SM

~~The message is ready to be sent with the following file or link attachments:~~

KRRC Noise List

Note: To protect against computer viruses, e-mail programs may prevent sending or receiving certain types of file attachments. Check your e-mail security settings to determine how attachments are handled.

7063 Zoey PL NW
5633 Rydan court
5619 NW Iskra Blvd
7318 NW Ioka Drive

Don Burger

From: John James [Jjames@co.kitsap.wa.us]
Sent: Monday, July 26, 2010 7:45 AM
To: Kevin M. Howell
Cc: Burt Thatcher
Subject: RE: KRRC Survey

Kevin,

[redacted]

John

From: Kevin M. Howell
Sent: Friday, July 23, 2010 10:29 AM
To: John James
Subject: FW: KRRC Survey

Hi John.

[redacted]?

Kevin

From: Dori Leckner
Sent: Thursday, July 22, 2010 3:59 PM
To: Kevin M. Howell; Jim Dunwiddie
Cc: Neil R. Wachter; Tracey L. Hamilton-Oril
Subject: RE: KRRC Survey

Kevin,
[redacted]

Dori

340-6655

From: Kevin M. Howell
Sent: Tuesday, July 20, 2010 2:30 PM
To: Dori Leckner; Jim Dunwiddie
Cc: Neil R. Wachter; Tracey L. Hamilton-Oril
Subject: KRRC Survey

Jim and Dori,

[redacted]

Kevin

Don Burger

From: John James [Jjames@co.kitsap.wa.us]
Sent: Monday, July 26, 2010 6:11 AM
To: Burt Thatcher
Subject: FW: KRRC Survey

From: Kevin M. Howell
Sent: Friday, July 23, 2010 10:29 AM
To: John James
Subject: FW: KRRC Survey

Hi John.

[redacted]

Kevin

From: Dori Leckner
Sent: Thursday, July 22, 2010 3:59 PM
To: Kevin M. Howell; Jim Dunwiddie
Cc: Neil R. Wachter; Tracey L. Hamilton-Oril
Subject: RE: KRRC Survey

Kevin,
[redacted]

Dori

340-6655

From: Kevin M. Howell
Sent: Tuesday, July 20, 2010 2:30 PM
To: Dori Leckner; Jim Dunwiddie
Cc: Neil R. Wachter; Tracey L. Hamilton-Oril
Subject: KRRC Survey

Jim and Dori,

[redacted]

Kevin

Don Burger

From: sjunis@[redacted]
Sent: Saturday, July 24, 2010 10:49 AM
To: Steve Mount
Subject: RE: Shooting after10PM

Steve,

My address [redacted]

Skip and Doris Junis

---------- Original Message ----------
From: Steve Mount <SMount@co.kitsap.wa.us>
To: "sjunis@[redacted]" <sjunis@[redacted]>
Subject: RE: Shooting after10PM
Date: Thu, 22 Jul 2010 09:58:07 -0700

Skip,

I am working on a graph on noise complaints for this issue, could you please provide me with your address so that I can plug this in to my map? This would be very helpful, if you have any question, please contact me at (360) 337-4605.

I can only rely on people who have actually called in to myself or the open line (360) 337-5777 for this map, so if anyone else wants to be known, please have them call me withing the next couple days. The personal information will be confidential, we just need to know street addresses, we will probably not use numbers. Thank you.

Steve Mount

From: sjunis@juno.com [mailto:sjunis@juno.com]
Sent: Thursday, June 03, 2010 7:46 AM
To: Christian Casad; Neil Wachter; Russell Hauge; Steve Mount
Cc: cgarrido@co.kitsaap.wa.us; Josh Brown; Steve Bauer; Larry Keeton
Subject: Shooting after10PM

Neil,

I wanted to follow-up my Memorial Day e-mail with an update. KRRC shot past 10PM last night (Wednesday, June 2nd), using a 30 caliber semi/automatic weapon. You could tell by the amount of rounds shot in a matter of seconds.

What makes this even more outrageous was it was one individual. I called Terry Allison who lives next door to the club and he verified it was one individual doing all the shooting until after 10:00 PM.

I've spent time on the web reviewing Gun Ranges throughout Washington, and I can't find any who have operational hours of 7am to 10pm, as KRRC so proudly proclaims. In a recent newspaper article they say they operate with "Reasonable Hours". I'd hate to see what they thought regular hours would be.

All the Gun Clubs on Olympic Peninsula operate with reasonable hours, in fact most clubs only operate several days a week with limited hours. These ranges are professionally designed and produce minimal noise. KRRC has not been professionally design, most of expansion without permits, and they feel they can operate as they see fit. In fact, all the expanded firing lanes are so poorly designed that they actually amplify the noise and they are directed at residential developments and schools, not to mention the future Heritage Park.

We are all getting very frustrated that such a small group of people can destroy the tranquility of so many day after day, an in last nights case one individual. Please help us.

Skip and Doris Junis

Penny Stock Jumping 2000%
Sign up to the #1 voted penny stock newsletter for free today!
AwesomePennyStocks.com

Don Burger

From: Kevin M. Howell [KMHowell@co.kitsap.wa.us]
Sent: Friday, July 23, 2010 10:29 AM
To: John James
Subject: FW: KRRC Survey

Hi John.

When would you like to go see what Mr. Ottmar has done so far?

Kevin

From: Dori Leckner
Sent: Thursday, July 22, 2010 3:59 PM
To: Kevin M. Howell; Jim Dunwiddie
Cc: Neil R. Wachter; Tracey L. Hamilton-Oril
Subject: RE: KRRC Survey

Kevin,

[redacted]

Dori

340-6655

From: Kevin M. Howell
Sent: Tuesday, July 20, 2010 2:30 PM
To: Dori Leckner; Jim Dunwiddie
Cc: Neil R. Wachter; Tracey L. Hamilton-Oril
Subject: KRRC Survey

Jim and Dori,

[redacted]

Kevin

Don Burger

From: Kitsap1 [help@kitsap1.com]
Sent: Friday, July 23, 2010 9:49 AM
To: Wendell and Eva Crim
Subject: RE: Gun noise from KRRC

Good Morning,

Your information has been sent to the manager in the Code Compliance department. If you have further questions about the status, please call and ask for Code Compliance Monday-Thursday from 8-5PM. Thank you.

From: Wendell and Eva Crim [mailto:crim@[redacted]
Sent: Thursday, July 22, 2010 9:31 PM
To: Kitsap1
Subject: Gun noise from KRRC

We would appreciate it, if the County would provide us with an update regarding the activities at the Kitsap Rifle club. Its 9:30 pm and the sound of gun noise is constant. We live in the Whisper Ridge subdivision, and have been hearing increasing gun noise for the past several years, typically as early as 7 am on weekends, and late into the evenings.

It's unfortunate that our surroundings can't be enjoyed due to this constant nuisance.

We are also very concerned about the safety of our families and friends who like to walk in Heritage Park. The proximity of KRRC and its increased activity is a public safety threat due to the likelihood of stray bullets. Hopefully the County can address this public safety issue, BEFORE someone is seriously injured.

thank you,
eva and wendell crim

Don Burger

From: Wendell and Eva Crim [crim@[redacted]]
Sent: Thursday, July 22, 2010 9:31 PM
To: Kitsap1
Subject: Gun noise from KRRC

We would appreciate it, if the County would provide us with an update regarding the activities at the Kitsap Rifle club. Its 9:30 pm and the sound of gun noise is constant. We live in the Whisper Ridge subdivision, and have been hearing increasing gun noise for the past several years, typically as early as 7 am on weekends, and late into the evenings.

It's unfortunate that our surroundings can't be enjoyed due to this constant nuisance.

We are also very concerned about the safety of our families and friends who like to walk in Heritage Park. The proximity of KRRC and its increased activity is a public safety threat due to the likelihood of stray bullets. Hopefully the County can address this public safety issue, BEFORE someone is seriously injured.

thank you,
eva and wendell crim

Don Burger

From: Robert and Peggy Kermath [rpkermath@[redacted]
Sent: Thursday, July 22, 2010 8:00 PM
To: Steve Mount
Subject: Re: Kitsap Rifle & Revolver Club

Hi Steve,

Our address is [redacted]., Bremerton, WA 98312. Thank you for all your hard work!

Blessings,
Peggy Kermath

From: Steve Mount <SMount@co.kitsap.wa.us>
To: Robert and Peggy Kermath <rpkermath@[redacted]>
Sent: Thu, July 22, 2010 9:51:22 AM
Subject: RE: Kitsap Rifle & Revolver Club

Peggy,

I am working on a graph on noise complaints for this issue, could you please provide me with your address so that I can plug this in to my map? This would be very helpful, if you have any question, please contact me at (360) 337-4605. Steve Mount

---

From: Robert and Peggy Kermath [mailto:rpkermath@[redacted]
Sent: Friday, May 28, 2010 7:01 AM
To: jdunwiddie@co.kitsap.co.wa.us; Charlotte Garrido; Josh Brown; Steve Bauer; Steve Mount; l.keeton@cokitsap.wa.us
Subject: Fw: Kitsap Rifle & Revolver Club

Our community greatly appreciates all your efforts to rectify the impact KRRC has on all our lives. The following letter was sent to the Central Kitsap Reporter on May 26, 2010.

Thank you!!!
Peggy Kermath

----- Forwarded Message ----
From: Robert and Peggy Kermath <rpkermath@[redacted]>
To: editor@centralkitsapreporter.com
Sent: Wed, May 26, 2010 2:04:44 PM
Subject: Kitsap Rifle & Revolver Club

----- Forwarded Message ----
From: Robert and Peggy Kermath <rpkermath@[redacted]>
To: rpkermath@[redacted]
Sent: Wed, May 26, 2010 2:00:07 PM
Subject:

We the citizens in Kitsap County believe in community. Community means having common rights and making choices to enhance our lives. The Kitsap Rifle & Revolver Club is a part of our community. We have existed over a long period of time with little disagreement. In the last several years choices have been made at KRRC that are having a **huge** impact on hundreds of families living near KRRC (including parts of Seabeck, Bremerton, & Silverdale).

The Kitsap **Rifle & Revolver** Club has chosen to become an **Automatic and Semi-Automatic Weapons Fire** Club that disrupts our lives, **hundreds of family's lives**! These choices are intolerable!!! KRRC operates from 7 a.m. to 10 p.m. (**fifteen hours a day seven days a week).** It can and does have a huge impact on our lives! We never know when the barrages of gunfire will invade our homes and neighborhoods disrupting our being on our own property and in our own homes. We have made a choice to change this intolerable situation.

Our rights as citizens are being abused. As a broad spectrum of citizens (both military and non-military) knowing and respecting that gun rights are vital to our freedoms, we need KRRC to make choices that help the entire community.

County laws and codes have been ignored and these need to be enforced. The expansion at KRRC without all proper authorization and permits is unacceptable. Let us reconnect on community and work to establish an outcome that meets everyone's rights to live, work and play in this beautiful place we call home.

Respectfully,
Peggy Kermath
Bremerton

Don Burger

From: David Greetham [Dgreetha@co.kitsap.wa.us]
Sent: Thursday, July 22, 2010 5:08 PM
To: Neil R. Wachter
Subject: RE: Recent Expansion of Kitsap Rifle and Revolver Club - confidential attorney client communication

Neil -

[redacted]

Dave

From: Neil R. Wachter
Sent: Thursday, July 22, 2010 3:17 PM
To: David Greetham
Subject: RE: Recent Expansion of Kitsap Rifle and Revolver Club - confidential attorney client communication

[redacted]

Thanks,

Neil

From: David Greetham
Sent: Thursday, July 22, 2010 1:49 PM
To: Neil R. Wachter
Cc: Steve Heacock; Tracey L. Hamilton-Oril
Subject: RE: Recent Expansion of Kitsap Rifle and Revolver Club - confidential attorney client communication

Hi Neil -

[redacted]

Dave

From: Neil R. Wachter
Sent: Thursday, July 22, 2010 11:55 AM
To: David Greetham
Cc: Steve Heacock; Tracey L. Hamilton-Oril
Subject: RE: Recent Expansion of Kitsap Rifle and Revolver Club - confidential attorney client communication

[redacted]

Thanks,

Neil

From: David Greetham
Sent: Monday, July 19, 2010 9:27 AM
To: Neil R. Wachter; Steve Mount; Steve Heacock
Subject: FW: Recent Expansion of Kitsap Rifle and Revolver Club

All -

[redacted]

Dave

From: Patrick McGraner [mailto:patrick.mcgraner@ecy.wa.gov]
Sent: Monday, July 19, 2010 6:56 AM
To: David Greetham
Cc: Paul (ECY NWRO SEA) Anderson
Subject: RE: Recent Expansion of Kitsap Rifle and Revolver Club

Hi David,

Thank you for the photo images. I just got back into the office this morning to take a look at them. It appears that there may *possibly* be a small amount of new wetland fill in the area that you have circled but it is impossible to tell without being on the ground. The older clearing appears to have been once dominated by Scot's broom based on the yellow in the older aerial including the roads that have been re-cleared. Scot's broom does not like it wet so these areas are not likely to be wetlands. To reiterate, it is not possible to tell from the aerials whether there has been direct wetland impacts or not. I will try to get some additional information before the day is over about the RCW right of entry provision. From my limited knowledge, it is not something that Ecology's wetland staff has used but I will check and let you and Neil Wachter know what I find out. While I am obviously not a lawyer, this provision appears to be specifically related to forest practices rules.

Sincerely,

Patrick McGraner

From: David Greetham [mailto:Dgreetha@co.kitsap.wa.us]
Sent: Thursday, July 15, 2010 4:09 PM
To: McGraner, Patrick
Subject: FW: Recent Expansion of Kitsap Rifle and Revolver Club

Hi Patrick -

As a followup to my voicemail today, here are the aerial photos that I referenced. Have you seen these, and if so, do you see evidence of direct wetland impacts (I don't think there's much question that there have been buffer impacts)?

I will follow up with the RCW for right of entry on forest lands that I referenced in my message.

Sincerely,

David Greetham

Environmental Planner
Kitsap County Department of Community Development
360-337-5777

From: Neil R. Wachter
Sent: Thursday, July 15, 2010 2:45 PM
To: David Greetham
Subject: FW: Recent Expansion of Kitsap Rifle and Revolver Club

---

From: sjunis@[redacted] [mailto:sjunis@[redacted]
Sent: Wednesday, July 07, 2010 10:45 AM
To: Charlotte Garrido; Josh Brown; Steve Bauer
Cc: Christian C. Casad; Neil R. Wachter; Russell D. Hauge; Steve Mount; grellk@health.co.kitsap.wa.us
Subject: Fw: Recent Expansion of Kitsap Rifle and Revolver Club

Something must be done to stop the expansion being conducted by KRRC without permits.With no County or State agency approval KRRC has expanded their facility by 800%, at the expense of the Wetlands. Please review the latest Google Site photograph to see that the club has not stopped construction, even though they have been told to stop all development. **This latest photo is most disturbing as it clearly shows the club intruding on the wetlands**, and after a winter of above average rain shows that the wetlands are disappearing. There is gentleman (Strickland)who is monitoring the wetlands and has told our group he estimates a depletion of 40 to 60% of these Federal Class 1 Wetlands.

Attached please find three Google Earth photographs of Kitsap Rifle and Revolver Club (KRRC). A brief description of these photos is as follows:

1.) Google Earth photo from May 2010 with notations regarding various construction activities that have taken place since a comparison with a Google Earth photo of April/May 2009.
2.) Google Earth photo from April/May 2009.
3.) Google Earth photo from May 2010 (without notations).

One of the photos is the most recent satellite imagery of the Kitsap Rifle and Revolver Club (KRRC) dated May 15, 2010. This May 15, 2010 imagery shows that KRRC has again cleared the '300 meter rifle line' (large cleared area to the right) for which the Kitsap County Department of Community Development (Steve Mount, Code Enforcement) issued a stop work order in September 2005 because there was no grading permit issued to perform this work.

Compare this to satellite imagery dated April/May 2009 showing vegetation growing on the abandoned '300 meter rifle line', following issuance of the September 2005 stop work order. The Department of Natural Resources, then-owner of the property, had required reforestation with 1,000 seedlings. (There is some question as to whether the reforestation was ever completed).

Additionally shown in the May 15, 2010 satellite imagery are significant material storage sites including a collection of drums and clearance of roads serving the '300 meter rifle line' and additional sites that are away from the firing lines. A number of these sites have either been constructed or added to since the April/May 2009 satellite photo.

Sincerely,
Kevin and Gail Gross
[redacted]
Bremerton, WA 98312
[redacted]

2010 #1 Energy Stock Pick
AEGY Announces Dividend - 3 for 1 stock split! Massive gains expected!
EnergyStockReports.com

Don Burger

From: Dori Leckner [DLeckner@co.kitsap.wa.us]
Sent: Thursday, July 22, 2010 3:59 PM
To: Jim Dunwiddie; Kevin M. Howell
Cc: Neil R. Wachter; Tracey L. Hamilton-Oril
Subject: RE: KRRC Survey

Kevin,

[redacted]

Dori

340-6655

From: Kevin M. Howell
Sent: Tuesday, July 20, 2010 2:30 PM
To: Dori Leckner; Jim Dunwiddie
Cc: Neil R. Wachter; Tracey L. Hamilton-Oril
Subject: KRRC Survey

Jim and Dori,

[redacted]

Kevin

Don Burger

From: Steve Heacock [SHeacock@co.kitsap.wa.us]
Sent: Thursday, July 22, 2010 3:34 PM
To: David Greetham; Steve Mount
Cc: Neil R. Wachter
Subject: RE: Recent Expansion of Kitsap Rifle and Revolver Club - confidential attorney client communication

Brad was the DNR guy we met on site for the bike issue. I'm sure they didn't need to invoke an admin warrant for inspections since it was DNR property, at the time. They were quite pleased to be rid of their landlord status for the KRRC.

From: Steve Mount
Sent: Thursday, July 22, 2010 3:18 PM
To: David Greetham
Cc: Steve Heacock; Neil R. Wachter
Subject: RE: Recent Expansion of Kitsap Rifle and Revolver Club - confidential attorney client communication

The two names are Patrick Hennessy and Brad Pruit. Bran at least paid lip service toward cooperation, but Patrick out right said they were not going to get involved in KC v. KRRC issues. SM

From: David Greetham
Sent: Thursday, July 22, 2010 2:48 PM
To: Steve Mount
Cc: Steve Heacock; Neil R. Wachter
Subject: FW: Recent Expansion of Kitsap Rifle and Revolver Club - confidential attorney client communication

Steve M. -

Please see Neil's request below and Steve H.'s reply. Do you know the DNR manager being referred to below?

Dave

From: Steve Heacock
Sent: Thursday, July 22, 2010 2:36 PM
To: David Greetham; Neil R. Wachter
Cc: Tracey L. Hamilton-Oril
Subject: RE: Recent Expansion of Kitsap Rifle and Revolver Club - confidential attorney client communication

[redacted]

From: David Greetham
Sent: Thursday, July 22, 2010 1:49 PM
To: Neil R. Wachter
Cc: Steve Heacock; Tracey L. Hamilton-Oril
Subject: RE: Recent Expansion of Kitsap Rifle and Revolver Club - confidential attorney client communication

Hi Neil -

[redacted]

Dave

From: Neil R. Wachter
Sent: Thursday, July 22, 2010 11:55 AM
To: David Greetham
Cc: Steve Heacock; Tracey L. Hamilton-Oril
Subject: RE: Recent Expansion of Kitsap Rifle and Revolver Club - confidential attorney client communication

[redacted]

Thanks,

Neil

From: David Greetham
Sent: Monday, July 19, 2010 9:27 AM
To: Neil R. Wachter; Steve Mount; Steve Heacock
Subject: FW: Recent Expansion of Kitsap Rifle and Revolver Club

All -

[redacted]

Dave

From: Patrick McGraner [mailto:patrick.mcgraner@ecy.wa.gov]
Sent: Monday, July 19, 2010 6:56 AM
To: David Greetham
Cc: Paul (ECY NWRO SEA) Anderson
Subject: RE: Recent Expansion of Kitsap Rifle and Revolver Club

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To: McGraner, Patrick
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Environmental Planner
Kitsap County Department of Community Development
360-337-5777

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Sent: Thursday, July 15, 2010 2:45 PM
To: David Greetham
Subject: FW: Recent Expansion of Kitsap Rifle and Revolver Club

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Sent: Wednesday, July 07, 2010 10:45 AM
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Sent: Thursday, July 22, 2010 3:18 PM
To: David Greetham
Cc: Neil R. Wachter; Steve Heacock
Subject: RE: Recent Expansion of Kitsap Rifle and Revolver Club - confidential attorney client communication

The two names are Patrick Hennessy and Brad Pruit. Bran at least paid lip service toward cooperation, but Patrick out right said they were not going to get involved in KC v. KRRC issues. SM

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From: Patrick McGraner [mailto:patrick.mcgraner@ecy.wa.gov]
Sent: Monday, July 19, 2010 6:56 AM
To: David Greetham
Cc: Paul (ECY NWRO SEA) Anderson
Subject: RE: Recent Expansion of Kitsap Rifle and Revolver Club

Hi David,

Thank you for the photo images. I just got back into the office this morning to take a look at them. It appears that there may *possibly* be a small amount of new wetland fill in the area that you have circled but it is impossible to tell without being on the ground. The older clearing appears to have been once dominated by Scot's broom based on the yellow in the older aerial including the roads that have been re-cleared. Scot's broom does not like it wet so these areas are not likely to be wetlands. To reiterate, it is not possible to tell from the aerials whether there has been direct wetland impacts or not. I will try to get some additional information before the day is over about the RCW right of entry provision. From my limited knowledge, it is not something that Ecology's wetland staff has used but I will check and let you and Neil Wachter know what I find out. While I am obviously not a lawyer, this provision appears to be specifically related to forest practices rules.

Sincerely,

Patrick McGraner

From: David Greetham [mailto:Dgreetha@co.kitsap.wa.us]
Sent: Thursday, July 15, 2010 4:09 PM
To: McGraner, Patrick
Subject: FW: Recent Expansion of Kitsap Rifle and Revolver Club

Hi Patrick -

As a followup to my voicemail today, here are the aerial photos that I referenced. Have you seen these, and if so, do you see evidence of direct wetland impacts (I don't think there's much question that there have been buffer impacts)?

I will follow up with the RCW for right of entry on forest lands that I referenced in my message.

Sincerely,

David Greetham
Environmental Planner
Kitsap County Department of Community Development
360-337-5777

From: Neil R. Wachter
Sent: Thursday, July 15, 2010 2:45 PM
To: David Greetham
Subject: FW: Recent Expansion of Kitsap Rifle and Revolver Club

---

From: sjunis@[redacted] [mailto:sjunis@[redacted]]
Sent: Wednesday, July 07, 2010 10:45 AM

To: Charlotte Garrido; Josh Brown; Steve Bauer
Cc: Christian C. Casad; Neil R. Wachter; Russell D. Hauge; Steve Mount; grellk@health.co.kitsap.wa.us
Subject: Fw: Recent Expansion of Kitsap Rifle and Revolver Club

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Compare this to satellite imagery dated April/May 2009 showing vegetation growing on the abandoned '300 meter rifle line', following issuance of the September 2005 stop work order. The Department of Natural Resources, then-owner of the property, had required reforestation with 1,000 seedlings. (There is some question as to whether the reforestation was ever completed).

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Sincerely,
Kevin and Gail Gross
[redacted]
Bremerton, WA 98312
[redacted]

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AEGY Announces Dividend - 3 for 1 stock split! Massive gains expected!
EnergyStockReports.com

Don Burger

From: David Greetham [Dgreetha@co.kitsap.wa.us]
Sent: Thursday, July 22, 2010 1:49 PM
To: Neil R. Wachter
Cc: Steve Heacock; Tracey L. Hamilton-Oril
Subject: RE: Recent Expansion of Kitsap Rifle and Revolver Club - confidential attorney client communication

Hi Neil -

[redacted]

Dave

From: Neil R. Wachter
Sent: Thursday, July 22, 2010 11:55 AM
To: David Greetham
Cc: Steve Heacock; Tracey L. Hamilton-Oril
Subject: RE: Recent Expansion of Kitsap Rifle and Revolver Club - confidential attorney client communication

[redacted]

Thanks,

Neil

From: David Greetham
Sent: Monday, July 19, 2010 9:27 AM
To: Neil R. Wachter; Steve Mount; Steve Heacock
Subject: FW: Recent Expansion of Kitsap Rifle and Revolver Club

All -

[redacted]

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disturbing as it clearly shows the club intruding on the wetlands, and after a winter of above average rain shows that the wetlands are disappearing. There is gentleman (Strickland)who is monitoring the wetlands and has told our group he estimates a depletion of 40 to 60% of these Federal Class 1 Wetlands.

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[redacted]
Bremerton, WA 98312
[redacted]

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EnergyStockReports.com

Don Burger

From: Steve Mount [SMount@co.kitsap.wa.us]
Sent: Monday, July 26, 2010 8:04 AM
To: Cindy Read
Subject: Emailing: KRRC Noise List
Attachments: KRRC Noise List.doc

Here is an updated list of complaintants. SM The message is ready to be sent with the following file or link attachments:

KRRC Noise List

Note: To protect against computer viruses, e-mail programs may prevent sending or receiving certain types of file attachments. Check your e-mail security settings to determine how attachments are handled.

7063 Zoey PL NW
5633 Rydan court
5619 NW Iskra Blvd
7318 NW Ioka Drive
7156 Cobi Place NW, Bremerton 98312
5626 NW Rydan CT
5624 NW Iskra Blvd
5632 NW Rydan Ct

Don Burger

From: Steve Mount [SMount@co.kitsap.wa.us]
Sent: Monday, July 26, 2010 9:02 AM
To: Cindy Read
Subject: FW: Kitsap Rifle and Revolver Club

Here is the complaint, I think we should include it. SM

From: Jerome Carbone [mailto:jecarbone@[redacted]
Sent: Thursday, July 22, 2010 10:27 AM
To: Steve Mount
Subject: Re: Kitsap Rifle and Revolver Club

Steve,
My address is [redacted], Silverdale. Thanks for your work on this issue.
Jerry Carbone

On Thu, Jul 22, 2010 at 9:48 AM, Steve Mount <SMount@co.kitsap.wa.us> wrote:

Jerome,

I am working on a graph on noise complaints for this issue, could you please provide me with your address so that I can plug this in to my map? This would be very helpful, if you have any question, please contact me at (360) 337-4605.
Steve Mount

From: Jerome Carbone [mailto:jecarbone@[redacted]]
Sent: Tuesday, May 25, 2010 2:29 PM
To: Steve Mount
Subject: Kitsap Rifle and Revolver Club

My neighborhood has been subjected to the daily sound of gunfire over the past 6 or 8 months. A recent article in the CK Reporter provided the explanation--Kitsap Rifle and Revolver Club has apparently increased the number of firing lines from 2 to 16. Some of these are directed toward Klahowya Secondary School, the Newberry Hill Heritage Park and my neighborhood. These new firing lines were apparently constructed without proper permits. The noise from these illegally constructed firing lines has had a major negative impact on my quality of life. The gun club has also apparently destroyed wetlands in the process of construction. I want these illegally constructed firing lines dismantled and the environmental damage repaired. The gun range must be required to return to its legal configuration of two firing lines. The gun club cannot be allowed to openly evade the permitting rules and subject the rest of us to the adverse effects of the noise and the possible danger from stray bullets directed toward a park and school. Also, it cannot be allowed to damage the environment in flagrant violation of the law.

Jerome E. Carbone

Don Burger

From: Don Burger [DBurger@co.kitsap.wa.us]
Sent: Monday, July 26, 2010 8:15 AM
To: Doug Bear
Cc: R'Lene Orr
Subject: FW: kitsap 1 log

Doug - I know that Audrey is out until July 29, is there someone else who can assist me with this? Thanks - Don

---

From: Wade Larson [mailto:wadelarson2@yahoo.com]
Sent: Monday, July 26, 2010 8:04 AM
To: Don Burger
Subject: kitsap 1 log

Don,
Please provide me with an up-to-date log of the Kitsap 1 communications regarding concerns about the KRRC problem. There have been problems with that system, and I wish to verify it's accuracy and completeness for the commissioners's meeting tonight.

Thank you,
Wade Larson
[redacted]

Don Burger

From: Don Burger [DBurger@co.kitsap.wa.us]
Sent: Monday, July 26, 2010 8:13 AM
To: Audrey Shannon
Subject: FW: kitsap 1 log

Audrey - Could you help me with this? Thanks - Don

From: Wade Larson [mailto:wadelarson2@[redacted]
Sent: Monday, July 26, 2010 8:04 AM
To: Don Burger
Subject: kitsap 1 log

Don,
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Thank you,
Wade Larson
[redacted]

Don Burger

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Sent: Monday, July 26, 2010 8:04 AM
To: Don Burger
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Thank you,
Wade Larson
[redacted]

Don Burger

From: Terry Allison [tncallison@[redacted]]
Sent: Monday, July 26, 2010 10:52 AM
To: Neil R. Wachter
Subject: 1000 meter range
Attachments: Bulletin turning point JanFeb '03.wps

Mr. Wachter

The attached is a cut and paste from the club newsletter "The Bulletin" from Jan/Feb '03 that initially identified the 1000 meter range and other plans for expansion that we had discussed. Below is an article from the same issue that expresses the former club president's thoughts on the executive committee's decision on facility expansion. (I have not let learned how to put more than one attachment in an e-mail!)

Hope this helps clarify some of the history.

Respectfully
Terry Allison
[redacted]

Also, the Executive Committee did not approve the recommendations from the Kitsap Sports Park (development) Committee to hire an attorney to lead us through the approval and permitting process in order to expand the facilities. See elsewhere in this newsletter for more information on this turn of events. I am disappointed that the club decided not to take a professional approach to the process needed for any development in Kitsap County but the club officers have spoken and I will abide by their decisions.
Finally, with sadness and a heavy heart, I am announcing my resignation as club President. There are too many issues in my life at this time. I must "fall back 10 and punt," as they say. It has been a privilege and an honor to serve as KRRC President and I will always have fond memories of my term. My resignation is effective Thursday, December 12, 2002 at midnight. Per KRRC bylaws, the Vice President, Dennis Moreland, will assume the duties of

President.
Dave Tipton

Last year, the Club voted to form an ad hoc committee to investigate the feasibility of expanding the range to include additional shooting facilities, as well as other outdoor sports, such as paint ball and sporting clays. Although the idea of a "World Class" facility has been discussed for several years, the impetus for this effort was renewal of the Club's lease with the Washington Department of Natural Resources (DNR), which significantly increases our future lease costs. The Club's goal for this alternative is to increase paid public use of the range to provide "outside" funds to supplement Club membership dues, which would need to rise significantly over the next five years to pay for the lease.

The Committee prepared a business plan for expanding the range in phases over a period of several years. The proposed plan would begin with a reorientation of the current rifle range and adding more pistol bays. The ultimate plan is to expand the rifle line to 1000 yards, add dedicated handgun sports areas, an indoor pistol range and pro shop and other "amenities."

As proposed in the business plan, KRRC will expand the capabilities of the existing range and add capabilities in order to generate additional revenues to offset a substantial increase in lease costs so that the entire burden of financing the lease will not be borne by Club members. The first phase of development will be based on the following criteria:

- Leverage KRRC core competencies, especially in handgun and rifle shooting sports and instruction.
- Maximize the current "active use" area, with expansion first into the current "passive use" area, then into currently un-leased areas.
- Focus on those activities most likely to produce revenues.

The first phase of development, with a target completion by December 2004, will include the following:

- Re-orient rifle range to North-South axis and extend the range to 300 yards
- Construct second rifle range line
- Expand pistol range to 5 lines
- Establish a Limited Liability Company (LLC) or Corporation to develop and manage the Range
- Construct IPSC/Law enforcement pistol range bays

Install manufactured building as a Community/Training Center

- Establish a concession
- Establish a training center
- Hire full-time Range Safety Officer/"Park Ranger" and trainer
- Negotiate law enforcement training contracts

The Sports Park committee has completed its work and has disbanded. If the expansion is approved by the Club, the next step is to form an implementation committee to begin fund-raising for construction and to begin the process of applying for use and construction permits. The business plan anticipates limited "seed money" from Club coffers, which would be used primarily to develop materials to apply for grants and donations to fund initial construction of additional range capability. Cash flow from public use would be used to finance additional sports areas, which might eventually include -- in addition to paint ball and sporting clays -- radio control vehicles, black powder/rendezvous and

archery.
The Executive Board has approved Executive Officer Marcus Carter to represent the Club in lease negotiations with DNR. A more flexible lease is the first step in developing a "World Class" sports park. Contact Marcus at info@gunsafety.org.

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Don Burger

From: Steve Mount [SMount@co.kitsap.wa.us]
Sent: Monday, July 26, 2010 12:37 PM
To: David Greetham; Neil R. Wachter; Steve Heacock
Subject: RE: Recent Expansion of Kitsap Rifle and Revolver Club - confidential attorney client communication

[redacted]

From: Neil R. Wachter
Sent: Monday, July 26, 2010 11:23 AM
To: Steve Heacock; Steve Mount; David Greetham
Subject: RE: Recent Expansion of Kitsap Rifle and Revolver Club - confidential attorney client communication

[redacted]

From: Steve Heacock
Sent: Thursday, July 22, 2010 3:34 PM
To: Steve Mount; David Greetham
Cc: Neil R. Wachter
Subject: RE: Recent Expansion of Kitsap Rifle and Revolver Club - confidential attorney client communication

Brad was the DNR guy we met on site for the bike issue. I'm sure they didn't need to invoke an admin warrant for inspections since it was DNR property, at the time. They were quite pleased to be rid of their landlord status for the KRRC.

From: Steve Mount
Sent: Thursday, July 22, 2010 3:18 PM
To: David Greetham
Cc: Steve Heacock; Neil R. Wachter
Subject: RE: Recent Expansion of Kitsap Rifle and Revolver Club - confidential attorney client communication

The two names are Patrick Hennessy and Brad Pruit. Bran at least paid lip service toward cooperation, but Patrick out right said they were not going to get involved in KC v. KRRC issues. SM

From: David Greetham
Sent: Thursday, July 22, 2010 2:48 PM
To: Steve Mount
Cc: Steve Heacock; Neil R. Wachter
Subject: FW: Recent Expansion of Kitsap Rifle and Revolver Club - confidential attorney client communication

Steve M. -

Please see Neil's request below and Steve H.'s reply. Do you know the DNR manager being referred to below?

Dave

From: Steve Heacock
Sent: Thursday, July 22, 2010 2:36 PM
To: David Greetham; Neil R. Wachter
Cc: Tracey L. Hamilton-Oril
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Don Burger

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Sent: Monday, July 26, 2010 12:31 PM
To: Doug Bear; Carolyn Gourley
Cc: R'Lene Orr; Steve Mount
Subject: FW: kitsap 1 log

All - FYI, this is an e-mail just received from Mr. Larson. I know he has spoken to some of you already today, but I wanted to pass this along anyway.
If anyone does have a records of his comments of July 21, 2010 10:00 am please fwd them to me and I will get them to him.
- Don

From: Wade Larson [mailto:wadelarson2@[redacted]
Sent: Monday, July 26, 2010 10:52 AM
To: Don Burger
Subject: Re: kitsap 1 log

Don,
Below is the earlier request.
Doug Bear, is the person in question, and I spoke with him a few minutes ago. I am not sure if he is able to send you anything new (I neglected to ask him that), but this is what I am after.
I need to know my comments of July 21, 2010 10:00 am are on the log in question, the status, and the same on any other KRRC comments in the past 2 weeks.
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Thank you for your time and understanding,
Wade Larson
[redacted]

From: Wade Larson <wadelarson2@[redacted]>
To: Don Burger <dburger@co.kitsap.wa.us>
Sent: Mon, July 26, 2010 8:04:04 AM
Subject: kitsap 1 log

Don,
Please provide me with an up-to-date log of the Kitsap 1 communications regarding concerns about the KRRC problem. There have been problems with that system, and I wish to verify it's accuracy and completeness for the commissioners's meeting tonight.

Thank you,
Wade Larson
[redacted]

Don Burger

From: Terry Allison [tncallison@[redacted]]
Sent: Monday, July 26, 2010 11:47 AM
To: Neil R. Wachter
Subject: Re: 1000 meter range

We had talked about them - our last discussion you had ask if we could copy you the source of the information on the 1000 m and other expansion. I'm just a little slow getting it out.

Terry

----- Original Message -----
From: Neil R. Wachter
To: 'Terry Allison'
Sent: Monday, July 26, 2010 10:56 AM
Subject: RE: 1000 meter range

Mr. Allison - are both items something you have shared previously?

From: Terry Allison [mailto:tncallison@[redacted]]
Sent: Monday, July 26, 2010 10:52 AM
To: Neil R. Wachter
Subject: 1000 meter range

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Dave Tipton

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From: Neil R. Wachter [NWachter@co.kitsap.wa.us]
Sent: Monday, July 26, 2010 11:23 AM
To: David Greetham; Steve Heacock; Steve Mount
Subject: RE: Recent Expansion of Kitsap Rifle and Revolver Club - confidential attorney client communication

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Subject: FW: Recent Expansion of Kitsap Rifle and Revolver Club - confidential attorney client communication

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Please see Neil's request below and Steve H.'s reply. Do you know the DNR manager being referred to below?

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From: Steve Heacock
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To: David Greetham; Neil R. Wachter
Cc: Tracey L. Hamilton-Oril
Subject: RE: Recent Expansion of Kitsap Rifle and Revolver Club - confidential attorney client communication

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To: McGraner, Patrick
Subject: FW: Recent Expansion of Kitsap Rifle and Revolver Club

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Environmental Planner
Kitsap County Department of Community Development
360-337-5777

From: Neil R. Wachter
Sent: Thursday, July 15, 2010 2:45 PM
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Sent: Wednesday, July 07, 2010 10:45 AM
To: Charlotte Garrido; Josh Brown; Steve Bauer
Cc: Christian C. Casad; Neil R. Wachter; Russell D. Hauge; Steve Mount; grellk@health.co.kitsap.wa.us
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Subject: RE: kitsap 1 log
Attachments: Larson.pdf

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General

Assignment Info

Owner	Brynan Slezak	**Status**	Active
Follow Up By	07/21/2010	**Status Reason**	In Progress
Case Group		**Last Status Change**	07/21/2010 11:19 AM

Created On 07/21/2010

Overview

Title	County Administration-Concerns and Scheduleing with Commissioners-All Commissioners		
Customer	Wade Larson		
Subject	All Commissioners	**Case Origin**	Phone
Request Type	Service Requests	**Send Notifications on Status Change?**	Yes
Disclosure Exempt:	No	**Priority**	3

Location

Location		**Nearest cross street**	
District		**TaxID/Parcel#**	
Longitude		**Latitude**	

Case Description

Description See attached Email.

Event Description

Notes and Article

Notes

Title: File Attachment

Note created on 07/21/2010 11:20 AM by Brynan Slezak

Edited 07/21/2010 11:20 AM by Brynan Slezak

Larson communication.pdf (33,744 Byte(s))

Title: Note created on 07/21/2010 11:20 AM by Brynan Slezak

Note created on 07/21/2010 11:20 AM by Brynan Slezak

Edited 07/21/2010 11:20 AM by Brynan Slezak

Knowledge Base Article

Article

Contract

Contract Line

Don Burger

From: Neil R. Wachter [NWachter@co.kitsap.wa.us]
Sent: Monday, July 26, 2010 1:47 PM
To: bradford.pruitt@dnr.wa.gov
Subject: KRRC

Dear Mr. Pruitt:

I represent Kitsap County and am working on a matter concerning the Kitsap Rifle and Revolver Club. Could you ID a good time to talk on the telephone?

Thanks,

Neil R. Wachter
Sr. Deputy Prosecuting Att'y.
360-337-4979 direct
360-337-7083 fax

Don Burger

From: Steve Heacock [SHeacock@co.kitsap.wa.us]
Sent: Monday, July 26, 2010 1:28 PM
To: Neil R. Wachter
Cc: Steve Mount
Subject: RE: Recent Expansion of Kitsap Rifle and Revolver Club - confidential attorney client communication

[redacted]

[redacted]

Best,
Steve Heacock, Environmental Programs Planner 3
Kitsap County Department of Community Development
337-5777

From: Neil R. Wachter
Sent: Monday, July 26, 2010 11:23 AM
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To: Don Burger
Subject: RE: kitsap 1 log
Attachments: KRRC Query.jpg; Larson communication.pdf

Don,
Here is the information. I've also attached a query result that shows other cases in K1 related to the query. Again, it is a qualified report made with available resources. I can't say definitively that this is everything. Once Audrey returns I can have her verify the completeness of the report. I can also provide detail from each report given more time.
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Doug Bear, is the person in question, and I spoke with him a few minutes ago. I am not sure if he is able to send you anything new (I neglected to ask him that), but this is what I am after.

I need to know my comments of July 21, 2010 10:00 am are on the log in question, the status, and the same on any other KRRC comments in the past 2 weeks.
He did say steve Mount may have more info, with more detail. I have a call into him, but if you could search there also, it would be much appreciated.

Thank you for your time and understanding,
Wade Larson
[redacted]

From: Wade Larson <wadelarson2@[redacted]>
To: Don Burger <dburger@co.kitsap.wa.us>
Sent: Mon, July 26, 2010 8:04:04 AM
Subject: kitsap 1 log

Don,
Please provide me with an up-to-date log of the Kitsap 1 communications regarding concerns about the KRRC problem. There have been problems with that system, and I wish to verify it's accuracy and completeness for the commissioners's meeting tonight.

Thank you,
Wade Larson
[redacted]

New | New Quick Case | More Actions

Title	Case Number	Created On	Created By	Customer
County Administration-Concerns and Scheduleing with Co...	KC-04915-KNAFXZ	03/17/2009	Audrey Shannon	Terry Allison
Code Compliance-Report a Potential Violation	KC-11423-0QVH23	05/05/2010	Antonia Kruckeb...	Skip & Doris Junis
Code Compliance-General Inquiries	KC-10817-HGT59B	03/19/2010	Antonia Kruckeb...	Shirley Desmon
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Code Compliance-Report a Potential Violation	KC-11376-V7U6E7	05/03/2010	Antonia Kruckeb...	Peggy Kermath
County Administration-Concerns and Scheduleing with Co...	KC-10084-2QL0I2	01/12/2010	Erin Denny	Paula Ballesteros
Code Compliance-Report a Potential Violation	KC-10644-3G3587	03/08/2010	Erin Denny	Mike Spieker
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Code Compliance-General Inquiries	KC-11637-DZEZK2	05/26/2010	Antonia Kruckeb...	Jerome Carbone
Code Compliance-Report a Potential Violation	KC-10813-IG90RJ	03/19/2010	Audrey Shannon	Gary & Dawn Fisher
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Don Burger

From: Wade Larson [wadelarson2@yahoo.com]
Sent: Monday, July 26, 2010 2:42 PM
To: Kitsap1
Subject: please forward

Please forward to Steve Mount @ code compliance.

Thank you,
Wade Larson
[redacted]

Steve, this is my complaint

Brynan
Thank you for your help. This is the communication I was trying t oget through.

Wade Larson
[redacted]

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Code Compliance-General Inquiries	KC-10817-HGT59B	03/19/2010	Phone	Antonia Kruckeberg	Shirley Desmon	Hi. My home was recently "leafleted" by a group requesting our neighborhood write and complain about perceived noise from the Kitsap Rifle and Revolver Club. I am writing to express my support FOR this club. I am not a member of the gun club; but I have very little patience for anyone who moves next door to a pre-existing gun club, community play field, private air strip, pea-patch, etc. and then complains about the disruption. The gun range in question has been there for years - well prior to any development on this ridge. Anyone who purchased a home in this area either knew or should have known about the range. I have lived in my home for nearly 20 years and have not noticed any increase in the noise from the gun range during that time. Any noise I do hear is WELL below the decibel level of my neighbor's	No			03/23/2(

						lawn equipment. Sincerely, Shirley Desmon [redacted] Bremerton, WA 98312			
Code Compliance-General Inquiries	KC-11637-DZEZK2	05/26/2010	Phone	Antonia Kruckeberg	Jerome Carbone	My neighborhood has been subjected to the daily sound of gunfire over the past 6 or 8 months. A recent article in the CK Reporter provided the explanation--Kitsap Rifle and Revolver Club has apparently increased the number of firing lines from 2 to 16. Some of these are directed toward Klahowya Secondary School, the Newberry Hill Heritage Park and my neighborhood. These new firing lines were apparently constructed without proper permits. The noise from these illegally constructed firing lines has had a major negative impact on my quality of life. The gun club has also apparently destroyed wetlands in the process of construction. I want these illegally constructed	No	3 - Central	05/28/20

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Code Compliance-Report a Potential Violation	KC-10810-4UWTSU	03/19/2010	Phone	Audrey Shannon	Carl Jorgensen	Hello, YES, THERE IS EXCESSIVE GUN CLUB NOISE POLLUTION!!!! We live in the Whisper Ridge Development and I find the Gun Club Noise is excessive. We can hear the pop, pop, pop, pop, pop, pop, blam, blam, blam, blam, blam, blam, blam, boom, boom, boom, boooom, boom, booom, boooom whenever it occurs. We	No	3 - Central	03/23/2(

						hear it in the morning, afternoon, evening, and sometimes even at 9:30 (+) at night. It happens on any given day of the week. The sound of gunfire carries up and over the hill into our neighborhood. We notice it during winter with our windows all closed. It will be awful when the weather warms up. There will be more shooters and alot more noise.When we open our windows the sound of gunfire is plainly heard and is too loud! It is noise pollution, disturbing, grates on your nerves, just doesn't belong here. Something should be done about the noise. Thank you for addressing this issue. We appreciate it. The Jorgensens			
Code Compliance-Report a Potential Violation	KC-10811-T3NB59	03/19/2010	Phone	Audrey Shannon	Wendell & Eva Crim	We live in the Whisper Ridge subdivision in Bremerton, located off Iskra. Gun noise has become excessive these past few years, and we would appreciate it if the County would	No	3 - Central	03/23/2(

						investigate this. The noise apparently comes from the Kitsap Rifle club, and we hear gun noise from large caliber weapons, which starts as early as 7am on weekends and weekdays, and continues well into the evening every night. Thank you.			
Code Compliance-Report a Potential Violation	KC-10813-IG90RJ	03/19/2010	Phone	Audrey Shannon	Gary & Dawn Fisher	We are writing to complain about the increased noise from the Kitsap Rifle & Revolver Club in Bremerton. We live a mile and a half from the club and are able to easily hear the shooting. We are hearing the firing of automatic and semi-automatic weapons. The noise wakes us up at night and in the early morning, and makes it unpleasant to have outdoor family barbecues. We understand the KRRC increased its shooting lanes from 2 to 16 without any sort of permit, which accounts for the added noise over the last couple years. We also understand that during its more than 80 years of	No	3 - Central	03/23/2(

operation, the KRRC has failed to perform any type of cleanup of its grounds. What kind of contamination is this putting into Chico Creek and the surrounding wetlands? The adjacent Camp Wesley Harris was closed due to pollution and KRRC does not seem to care what kind of impact it is having. As you all know, this impact can be devastating for years to come. Do you realize that, on average, shooting ranges could have up to 1 million pounds of lead in the soil after a few decades of operation? Don't you think it's time KRRC starts being responsible and clean up their area of all the lead it has been putting onto and into its grounds since its inception in 1926? Why were there no public hearings to consider any concerns of the surrounding residents (some as far as 4 miles away from the club are hearing the shooting) when Kitsap County granted 72

						acres to KRRC? Thank you for your consideration. Gary and Dawn Fisher ***2nd email*** Is there any follow-up to ensure grant recipients comply with all requirements, and that they obtain permits?		
Code Compliance-Report a Potential Violation	KC-11303-4KX0NV	04/27/2010	Phone	Erin Denny	Skip & Doris Junis	KRRC has not obtained permits and has misappropriated the funds it has received. The following was received via email: April 27th at 12:00 and the gun fire is very loud. What's odd is there are few people out there shooting. It has become quite apparent that the new firing lanes KRRC put in that face North are improperly designed, so they direct louder gun fire towards our housing development. These firing need to go away. These were part of the expansion without permits, so when the County takes action our group certainly want these firing lanes returned to their natural state. This is imperative to eliminate excessive	No	04/29/20

						noise.			
Code Compliance-Report a Potential Violation	KC-11376-V7U6E7	05/03/2010	Phone	Antonia Kruckeberg	Peggy Kermath	To the county offices and the commissioners office, We want to register our complaint about the excessive gun noise from the Kitsap Rifle and Revolver Club throughout the day today! At various intervals they were firing 30 caliber automatic and semi-automatic weapons! Bullets from these types of weapons can travel more than 3 miles! A ricochet can be just as deadly! As concerned residents we would appreciate your help in correcting this problem! Respectfully, Robert and Peggy Kermath	No	3 - Central	05/05/2(
Code Compliance-Report a Potential Violation	KC-11379-LVQ7H4	05/03/2010	Phone	Antonia Kruckeberg	Colen & Joanne Corey	Well today was extra loud. I was trying to get things done in my own garden when the noise of what sounded like to me cannon fire, yes I said cannon fire. I even made a comment to my husband, he said sounds like cannons to me! We are trying to be good	No		05/05/2(

						neighbors and I wish they would too. I feel that listening to the explosions go off all the time every day, every holiday, every sunday ,every day early in the morning and sometimes late into the night. I think gun fire should cease after 6:00 when people are trying to enjoy there home life and peace and quite after a stressful work day is not to much to ask, since they have purchased the gun range the weapontry has become more powerful and more obnoxious. I also feel that a cease fire should occur on holidays, ie christmas, christmas eve, easter and minimal on sundays atleast. I wish they would be better neighbors to the community. Joanne Corey Hi Mr. Mount, I live at [redacted] and am writing to let you know I'm hearing loud gunfire luder than the normal pop pop pop on Sundays and wonder if you could look into it. I am out planting in my		
Code Compliance-Report a Potential Violation	KC-11380-XO656D	05/03/2010	Phone	Antonia Kruckeberg	Vicki & Greg Hoisington		No	05/05/20

					yard and wonder if the gunfire may be fom 30 caliber automatic gunfire. I like to be outside rnjoying spring but this is sad to hear and so much louder than the normal gunfire I usually hear on weekends. Sincerely, Vicki Hoisington			
Code Compliance-Report a Potential Violation	KC-11381-HDVXKC	05/03/2010	Phone	Antonia Kruckeberg	Justin Gillam	To whom it may concern: I am writing this email to complain about the gun noise today at my house. I am constantly hearing gun fire from 30 caliber auto and semi automatic weapons. I live at [redacted]. This gun noise is becoming a nuisance to me and my family. It needs to stop. Thank you. Justin Gillam	No	05/05/2(
Code Compliance-Report a Potential Violation	KC-11423-0QVH23	05/05/2010	Phone	Antonia Kruckeberg	Skip & Doris Junis	My wife and I would like to once again file our complaint regarding the significant noise pollution emanating from the Kitsap Rifle and Revolver Club. This Sunday was almost constant noise which seemed to be 30 caliber auto and semiautomatic weapons. They certainly weren't single	No	05/07/2(

					shot hunting rifles. This noise is not compatible with the surrounding residential neighborhoods and we would like to ask the County to please act to reduce this noise pollution. Noise has been well established as an environmental health risk. I know that this club was not grandfathered in the Comprehensive Use Plan at the level their now operating. They were grandfathered in at their "historic" configuration and usage, which was one pistol and one rifle firing lane. This ridiculous situation has to come to a stop. We're respectfully requesting the County to enforce the codes and laws. Thanks for your time and consideration into this matter. The following was received via email: Awakened this AM at 0800 to assault by bazookas fire at the Kitsap Rifle and Revolver Club. Are these within County noise codes? Appreciate your			
Code Compliance-Report a Potential Violation	KC-10644-3G3587	03/08/2010	Phone	Erin Denny	Mike Spieker	No	3 - Central	03/10/2(

						investigation. Thanks Mike Spieker [redacted] County Authorities: It's almost 9:00 P.M. and the Gun Club is still shooting and the noise is penetrating inside my house in Whisper Ridge 1.65 miles away. Surely there has to be a County Code that can stop this at a reasonable hour. I can't believe such a small group of inconsiderate people can be holding up our community. Is there not anyone willing to stand up for the residents who are under siege. Please help. Skip and Doris Junis			
Code Compliance-Report a Potential Violation	KC-10688-NXGAS8	03/10/2010	Phone	Erin Denny	Skip & Doris Junis	Hi, I live in Whisper Ridge off of Eldorado Blvd. I find the noise from the Kitsap Rifle and Revolver Club shooting range seems to get louder and more frequent. Is there a way to get the noise reduced? It is really bad in the summer months and the gun fire wakes our kids up on the weekends. Paula Ballesteros	No	3 - Central	03/12/2(
County Administration-Concerns and Scheduleing with Commissioners-All Commissioners	KC-10084-2QL0I2	01/12/2010	Phone	Erin Denny	Paula Ballesteros		No	3 - Central	01/12/2(

Don Burger

From: Kitsap1 [help@kitsap1.com]
Sent: Monday, July 26, 2010 2:47 PM
To: Steve Mount
Subject: FW: please forward

From: Wade Larson [mailto:wadelarson2@[redacted]]
Sent: Monday, July 26, 2010 2:42 PM
To: Kitsap1
Subject: please forward

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Wade Larson
[redacted]

Steve, this is my complaint

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KRRC increased its shooting lanes from 2 to 16 without any sort of permit, which accounts for the added noise over the last couple years. We also understand that during its more than 80 years of operation, the KRRC has failed to perform any type of cleanup of its grounds. What kind of contamination is this putting into Chico Creek and the surrounding wetlands? The adjacent Camp Wesley Harris was closed due to pollution and KRRC does not seem to care what kind of impact it is having. As you all know, this impact can be devastating for years to come. Do you realize that, on average, shooting ranges could have up to 1 million pounds of lead in the soil after a few decades of operation? Don't you think it's time KRRC starts being responsible and clean up their area of all the lead it has been putting onto and into its grounds since its inception in

						1926? Why were there no public hearings to consider any concerns of the surrounding residents (some as far as 4 miles away from the club are hearing the shooting) when Kitsap County granted 72 acres to KRRC? Thank you for your consideration. Gary and Dawn Fisher ***2nd email*** Is there any follow-up to ensure grant recipients comply with all requirements, and that they obtain permits? KRRC has not obtained permits and has misappropriated the funds it has received. The following was received via email: April 27th at 12:00 and the gun fire is very loud. What's odd is there are few people out there shooting. It has become quite apparent that the new		
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Code Compliance-Report a Potential Violation	KC-11376-V7U6E7	05/03/2010	Phone	Antonia Kruckeberg	Peggy Kermath	To the county offices and the commissioners office, We want to register our complaint about the excessive gun noise from the Kitsap Rifle and Revolver Club throughout the day today! At various intervals they were firing 30 caliber automatic and semi-automatic weapons! Bullets from these types of weapons can travel more than 3 miles! A ricochet can be just as deadly! As concerned residents we would appreciate your help in correcting this problem! Respectfully, Robert and Peggy Kermath	No	3 - Central	05/05/2(
Code Compliance-Report a Potential Violation	KC-11379-LVQ7H4	05/03/2010	Phone	Antonia Kruckeberg	Colen & Joanne Corey	Well today was extra loud. I was trying to get things done in my own garden when the noise of what sounded like to me cannon fire, yes	No		05/05/2(

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Code Compliance-Report a Potential Violation	KC-11380-XO656D	05/03/2010	Phone	Antonia Kruckeberg	Vicki & Greg Hoisington	Hi Mr. Mount, I live at [redacted] and am writing to let you know	No	05/05/2(

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Code Compliance-Report a Potential Violation	KC-11381-HDVXKC	05/03/2010	Phone	Antonia Kruckeberg	Justin Gillam	To whom it may concern: I am writing this email to complain about the gun noise today at my house. I am constantly hearing gun fire from 30 caliber auto and semi automatic weapons. I live at [redacted]. This gun noise is becoming a nuisance to me and my family. It needs to stop. Thank you. Justin Gillam	No		05/05/2(
Code Compliance-Report a Potential Violation	KC-11423-0QVH23	05/05/2010	Phone	Antonia Kruckeberg	Skip & Doris Juni	My wife and I would like to once again file our complaint regarding the significant noise pollution emanating from the Kitsap Rifle and Revolver Club. This Sunday was	No		05/07/2(

						almost constant noise which seemed to be 30 caliber auto and semiautomatic weapons. They certainly weren't single shot hunting rifles. This noise is not compatible with the surrounding residential neighborhoods and we would like to ask the County to please act to reduce this noise pollution. Noise has been well established as an environmental health risk. I know that this club was not grandfathered in the Comprehensive Use Plan at the level their now operating. They were grandfathered in at their "historic" configuration and usage, which was one pistol and one rifle firing lane. This ridiculous situation has to come to a stop. We're respectfully requesting the County to enforce the codes and laws. Thanks for your time and consideration into this matter.			
Code Compliance-Report a Potential	KC-10644-3G3587	03/08/2010	Phone	Erin Denny	Mike Spieker	The following was received via email: Awakened this	No	3 - Central	03/10/20

Violation						AM at 0800 to assault by bazookas fire at the Kitsap Rifle and Revolver Club. Are these within County noise codes? Appreciate your investigation. Thanks Mike Spieker [redacted]			
Code Compliance-Report a Potential Violation	KC-10688-NXGAS8	03/10/2010	Phone	Erin Denny	Skip & Doris Junis	County Authorities: It's almost 9:00 P.M. and the Gun Club is still shooting and the noise is penetrating inside my house in Whisper Ridge 1.65 miles away. Surely there has to be a County Code that can stop this at a reasonable hour. I can't believe such a small group of inconsiderate people can be holding up our community. Is there not anyone willing to stand up for the residents who are under siege. Please help. Skip and Doris Junis	No	3 - Central	03/12/2(
County Administration-Concerns and Scheduleing with Commissioners-All Commissioners	KC-10084-2QL0I2	01/12/2010	Phone	Erin Denny	Paula Ballesteros	Hi, I live in Whisper Ridge off of Eldorado Blvd. I find the noise from the Kitsap Rifle and Revolver Club shooting range seems to get louder and more frequent. Is there a way to get the noise	No	3 - Central	01/12/2(

reduced? It is really bad in the summer months and the gun fire wakes our kids up on the weekends.
Paula Ballesteros

Don Burger

From: Wade Larson [wadelarson2@[redacted]
Sent: Tuesday, July 27, 2010 8:11 AM
To: Kitsap1
Subject: contact information, back-up data, etc.

Please forward to: **Nancy Buonanno Grennan**

Nancy,
Here is my contact information, and a copy of last night's statements. Also I gave you a copy of some of my undeliverable notices, upon which I wrote my information on last night. I have added one more in this communication. I think that fulfills commissioner Brown's request for supporting data. A talk with Doug Bear will be informative, which is part of what I was trying to say to him at the end of my presentation. I am sorry if I appeared rude last night, but I had been trying to get some answers out of Larry for quite some time, and at that moment he was providing me with some of them. At the bottom is a summary of how I got into this mess, and what I need to "get out". If you need anything further please let me know.

Comments to BOCC 7-26-10

Wade Larson

[redacted]

Wadelarson2@[redacted]

I wish to make the Board aware of some problems that exist in the ways a citizen communicates with the County. Using the Kitsap 1 web address to comment to the county, a number of E-mails have been returned undeliverable. A log of about the last 6 month's worth of calls on one issue did not have an e-mail as their case origin. The system was rejecting the transmission. This was corrected last week. The people I contacted that phoned in a comment had not received a follow-up call. The status report of every call was "Resolved", "Problem solved". In my estimation that is not the case. The reason given for that posting was there were no better options available. Any software program for this use must have a "Pending" option or something as appropriate to tell the reader the issue is on-going. The concept of Kitsap 1 is great and forward-thinking, and I support it, but these things must be changed immediately.

The citizen's liaison to local government, the CKCC, presently has the May agenda and the April meeting minutes on their website. They do not make note of any citizen comments that were made at their meetings, and their contact E-mail is not posted. Being up-to-date will go a long ways in furthering their mission statement. Improvements need to be made so people can feel their efforts to involve themselves in their government are affective.

The commissioners post their web address on the County website, but do not reply to E-mails. In my opinion a refusal to comment is far better than no response at all.

The Commissioner's policy of not commenting on actions taken in other districts is not proper, once the action in question is voted on by the Board. All 3 are "owners" of that decision, and any need to act on that decision is borne by all.

Hi. This is the qmail-send program at yahoo.com.
I'm afraid I wasn't able to deliver your message to the following addresses.
This is a permanent error; I've given up. Sorry it didn't work out.

<dbear@kitsap.wa.us>:
Sorry, I couldn't find any host named kitsap.wa.us. (#5.1.2)

--- Below this line is a copy of the message.

Return-Path: <wadelarson2@[redacted]>
Received: (qmail 71506 invoked by uid 60001); 21 Jul 2010 16:44:32 -0000
DKIM-Signature: v=1; a=rsa-sha256; c=relaxed/relaxed; d=yahoo.com; s=s1024; t=1279730672;
bh=Xk6MVgLQB4rguyr+c3b+40BLnE0rBxd0lubxK2mt4U0=; h=Message-ID:X-YMail-OSG:Received:X-Mailer:Date:From:Subject:To:MIME-Version:Content-Type;
b=DPGoOpQX532ZNCfZ/p14c48TjkI7phjQMiCsXr7rieSi4Hzcn8G2PkMU5THbo0xfnwLw08y7zFuPur0uR
Wm+fwQtZhH9bI3pX67qtbA7BwcWv2Sy+i0+SQC5ecoTYJcVWMOVQY/OGgXMqn8bGq0RsvdFNi9TByr
vFc8zRub41t4=
DomainKey-Signature:a=rsa-sha1; q=dns; c=nofws;
s=s1024; d=yahoo.com;
h=Message-ID:X-YMail-OSG:Received:X-Mailer:Date:From:Subject:To:MIME-Version:Content-Type;

b=QXkzND7mrde7Pr+s9JAXSnpJKVNDCqrZS+JvOaPgOqUEIWe2T80s3+Rs1O4bJUDHgzILGUqBGE/OA
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eARrThOyvvI=;
Message-ID: <255287.69367.qm@web65308.mail.ac2.[redacted]>
X-YMail-OSG: ElavewsVM1ml1E4CrSTKAooqsS2Umtt3I703Rpjd0Uoeu69
VhaR1ZlI9aZ2HdTx0iWm5qdAB2quaKMQ17S1F0_drPUM1BG9n7FHr0h1bUJs
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ku6o-
Received: from [24.113.43.63] by web65308.mail.ac2.yahoo.com via HTTP; Wed, 21 Jul 2010 09:44:32 PDT
X-Mailer: YahooMailRC/420.4 YahooMailWebService/0.8.104.276605
Date: Wed, 21 Jul 2010 09:44:32 -0700 (PDT)
From: Wade Larson <wadelarson2@[redacted]>
Subject: Kitsap 1 problem
To: dbear@kitsap.wa.us
MIME-Version: 1.0
Content-Type: multipart/alternative; boundary="0-74567282-1279730672=:69367"

--0-74567282-1279730672=:69367
Content-Type: text/plain; charset=iso-8859-1
Content-Transfer-Encoding: quoted-printable

Doug,=0A=A0 You asked me to notify you if I had problems with your program.=

=0A=A0 Presently I and others are having trouble sending correspondence to =
the =0ACounty. It will not go through, returned as unsendable.=0A=A0Please =
see what you can do to remedy the problem.=0A=0Athank you,=0A=A0 Wade Larso=
n=0A=A0 692-6741=0A=0A=0A
--0-74567282-1279730672=:69367
Content-Type: text/html; charset=iso-8859-1
Content-Transfer-Encoding: quoted-printable

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ad><body><div style=3D"font-family:times new roman, new york, times, serif;=
font-size:12pt;color:#111111;"><DIV>Doug,</DIV>=0A<DIV> You asked me =
to notify you if I had problems with your program.</DIV>=0A<DIV> Pres=
ently I and others are having trouble sending correspondence to the County.=
It will not go through, returned as unsendable.</DIV>=0A<DIV> Please =
see what you can do to remedy the problem.</DIV>=0A<DIV> </DIV>=0A<DIV=
>thank you,</DIV>=0A<DIV> Wade Larson</DIV>=0A<DIV> 692-6741</D=
IV>
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--0-74567282-1279730672=:69367--

Title	Case Number	Created On	Case Origin	Created By	Customer	Description	Disclosure Exempt:	District	E-mail	Event Description	Follow By
Code Compliance-General Inquiries	KC-10812-87OTMH	03/19/2010	Phone	Audrey Shannon	Gail & Kevin Gross	(Note: following is a copy from an email sent to all three comissioners in addition to Kitsap 1) This is copied directly from the website of Kitsap Rifle & Revolver Club, updated on Mar. 17: "Starting today at approximately 3pm, there will be intermittent closures of the rifle line over the next week due to drilling our new well. Call the range for details." When checking the Kitsap County website to verify a permit being issued--IT	No				03/23/2(

SHOWS NO PERMIT BEING ISSUED!! This is on property tax account 362501-4-002-1006 at 4900 Seabeck Highway NW; Bremerton, WA 98312 for Kitsap Rifle & Revolver Club. This group still owes property taxes in the amount of $2,830.47 that were due 10/31/2009. Isn't this the same group that bull-dozed a new rifle shooting line without a permit in 2005 and were finally stopped by the County? I believe that they were also supposed to restore the area destroyed to it's former state. (Check out Google Earth to see the scar that still remains.) We follow the rules and expect Kitsap Rifle & Relvolver Club to do the same. If they are not going to follow the rules and regulations, it is expected that the County should force them to do so in a timely manner. This is not something that is going to go away. Thank you, Kevin & Gail Gross

					(Information checked and verified on Mar. 18 at approx. 6:30am on the websites of Kitsap County and Kitsap Rifle & Revolver Club..)			
Code Compliance-General Inquiries	KC-10817-HGT59B	03/19/2010	Phone	Antonia Kruckeberg	Shirley Desmon	Hi. My home was recently "leafleted" by a group requesting our neighborhood write and complain about perceived noise from the Kitsap Rifle and Revolver Club. I am writing to express my support FOR this club. I am not a member of the gun club; but I have very little patience for anyone who moves next door to a pre-existing gun club, community play field, private air strip, pea-patch, etc. and then complains about the disruption. The gun range in question has been there for years - well prior to any development on this ridge. Anyone who purchased a home in this area either knew or should have known about the range. I have lived in my home for nearly	No		03/23/2(

					20 years and have not noticed any increase in the noise from the gun range during that time. Any noise I do hear is WELL below the decibel level of my neighbor's lawn equipment. Sincerely, Shirley Desmon [redacted]. Bremerton, WA 98312				
Code Compliance-General Inquiries	KC-11637-DZEZK2	05/26/2010	Phone	Antonia Jerome Kruckeberg Carbone	My neighborhood has been subjected to the daily sound of gunfire over the past 6 or 8 months. A recent article in the CK Reporter provided the explanation--Kitsap Rifle and Revolver Club has apparently increased the number of firing lines from 2 to 16. Some of these are directed toward Klahowya Secondary School, the Newberry Hill Heritage Park and my neighborhood. These new firing lines were apparently constructed without proper permits. The noise from these illegally constructed firing lines has had a major negative impact	No	3 - Central		05/28/2(

						on my quality of life. The gun club has also apparently destroyed wetlands in the process of construction. I want these illegally constructed firing lines dismantled and the environmental damage repaired. The gun range must be required to return to its legal configuration of two firing lines. The gun club cannot be allowed to openly evade the permitting rules and subject the rest of us to the adverse effects of the noise and the possible danger from stray bullets directed toward a park and school. Also, it cannot be allowed to damage the environment in flagrant violation of the law. Jerome E. Carbone			
Code Compliance-Report a Potential Violation	KC-10810-4UWTSU	03/19/2010	Phone	Audrey Shannon	Carl Jorgensen	Hello, YES, THERE IS EXCESSIVE GUN CLUB NOISE POLLUTION!!!! We live in the Whisper Ridge Development and I find the Gun Club Noise is excessive. We can hear the pop, pop,	No	3 - Central	03/23/2(

pop, pop, pop, pop, blam, blam, blam, blam, blam, blam, blam, boom, boom, boom, boooom, boom, booom, booooom whenever it occurs. We hear it in the morning, afternoon, evening, and sometimes even at 9:30 (+) at night. It happens on any given day of the week. The sound of gunfire carries up and over the hill into our neighborhood. We notice it during winter with our windows all closed. It will be awful when the weather warms up. There will be more shooters and alot more noise.When we open our windows the sound of gunfire is plainly heard and is too loud! It is noise pollution, disturbing, grates on your nerves, just doesn't belong here. Something should be done about the noise. Thank you for addressing this issue. We appreciate it. The Jorgensens

					We live in the Whisper Ridge subdivision in Bremerton, located off Iskra. Gun noise has become excessive these past few years, and we would appreciate it if the County would investigate this.			
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Violation					AM at 0800 to assault by bazookas fire at the Kitsap Rifle and Revolver Club. Are these within County noise codes? Appreciate your investigation. Thanks Mike Spieker [redacted]				
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reduced? It is
really bad in the
summer months
and the gun fire
wakes our kids
up on the
weekends.
Paula
Ballesteros

Just so you know, I am not on a crusade to change county government, hassle commissioners, or get in front of a camera. I really do not like having to come down there to "get involved". Trouble is, when I know about things like these, I can not get them off my mind. I got myself drug into this over a year ago when Newberry Hill Heritage Park was being created. I am no environmentalist, but I was here when the real Tree-huggers walked the Earth, and I know, if they were here now, they would not be happy if they saw what is happening to there lands and their movement. I attempted to make the administration aware of the need to protect this area from habitat degradation due to rouge trailbuilding, and uncompatable uses of the south end of NHHP. I was also concerned about KRRC(environmental concerns), and making sure all planning actions of the Park (Larry Keeton) were followed to see it off to a good start. I posed my questions to all the commissioners, CKCC, Parks and others to get a "we'll look into that" reply. Nothing happened. I am a member of the stewardship committee for that park, and am frustrated about that committee's inability to do much to further my goal of protecting this sensitive area. A good, defined plan of how to protect this area now is far better than years of rangling over how to return an area back to what it originally was planned to be. Presently park planners need to define what areas can have what uses in the RCO conservation easement. This whole process was to be done already, and we as stewards and general public were told that it would be done during the master planning process. Now, Martha Droge says it can not be done until a labor agreement/rehire is arranged for an IT person to perform a trail overlay that, in my mind, a highschooler can do in a weekend. This is the last in a string of excuses for the delay, leading me to believe there is another purpose in mind. If we do not get it done and done right, I for one will see to it that RCO does not grant more funds for any project until this is accomplished, and any needed remedial action is taken. In my opinion only,we have lost a lot of interested people in our stewardship group already because there is "nothing we can do" in the lower area except stand guard over the area to tell people they can not use or build trails in areas we have no idea of compatable use designations for. The whole project is a half-baked effort that the promoters have washed their hands of and moved on to other things.(incorporation, YMCA, attempts to distance themselves from the KRRC debaucle, grant applications for park funds, etc.)

I could go on to how the noise led me to look into KRRC and to administrations kicking the issue down the road, or ignoring it until we are to where we are today. (no action being taken, no statements being made, media portraying KRRC as a picked on group of people asserting their 2nd ammendment rights) I could talk about how some E-mails go to spam, and/or lost (only in your system, nowhere else that I communicate), to spending over a day tracking down why people's comments are lost in cyberspace or returned undeliverable through Kitsap 1.(This begs an important question. If this happened to all e-mails, why did no one notice there were no e-mail comments coming in? Leads you to believe it was a one issue-related "glitch". Could you investigate that please?)

As a footnote, my comments of last night were directed to all the Board, and were not intended to put anyone on the spot. But, for the record, if the Chairman makes a comment that solicites an answer, he better be prepared to hear the response. Last night the intent was to be helpful and informative. My hope is, in the near future, to be able to request a complete log of Kitsap 1comments on any issue, in their unedited E-package, for forwarding on to other agencies.

In closing, please fix Kitsap 1. Finish NHHP before it becomes a Banner Forest. Make CKCC a functioning body or disband it. Inform the commissioners that it is not in my nature to give up, and I really have a problem about being ignored.

Thank you,
Wade Larson

Don Burger

From: Kitsap1 [help@kitsap1.com]
Sent: Tuesday, July 27, 2010 8:26 AM
To: Nancy Buonanno-Grennan
Subject: FW: contact information, back-up data, etc.

From: Wade Larson [mailto:wadelarson2@[redacted]]
Sent: Tuesday, July 27, 2010 8:11 AM
To: Kitsap1
Subject: contact information, back-up data, etc.

Please forward to: **Nancy Buonanno Grennan**

Nancy,
Here is my contact information, and a copy of last night's statements. Also I gave you a copy of some of my undeliverable notices, upon which I wrote my information on last night. I have added one more in this communication. I think that fulfills commissioner Brown's request for supporting data. A talk with Doug Bear will be informative, which is part of what I was trying to say to him at the end of my presentation. I am sorry if I appeared rude last night, but I had been trying to get some answers out of Larry for quite some time, and at that moment he was providing me with some of them. At the bottom is a summary of how I got into this mess, and what I need to "get out". If you need anything further please let me know.

Comments to BOCC 7-26-10

Wade Larson

[redacted]

[redacted]

I wish to make the Board aware of some problems that exist in the ways a citizen communicates with the County. Using the Kitsap 1 web address to comment to the county, a number of E-mails have been returned undeliverable. A log of about the last 6 month's worth of calls on one issue did not have an e-mail as their case origin. The system was rejecting the transmission. This was corrected last week. The people I contacted that phoned in a comment had not received a follow-up call. The status report of every call was "Resolved", "Problem solved". In my estimation that is not the case. The reason given for that posting was there were no better options available. Any software program for this use must have a "Pending" option or something as appropriate to tell the reader the issue is on-going. The concept of Kitsap 1 is great and forward-thinking, and I support it, but these things must be changed immediately.

The citizen's liaison to local government, the CKCC, presently has the May agenda and the April meeting minutes on their website. They do not make note of any citizen comments that were made at their meetings, and their contact E-mail is not posted. Being up-to-date will go a long ways in furthering their mission statement. Improvements need to be made so people can feel their efforts to involve themselves in their government are affective.

The commissioners post their web address on the County website, but do not reply to E-mails. In my opinion a refusal to comment is far better than no response at all.

The Commissioner's policy of not commenting on actions taken in other districts is not proper, once the action in question is voted on by the Board. All 3 are "owners" of that decision, and any need to act on that decision is borne by all.

Hi. This is the qmail-send program at yahoo.com.
I'm afraid I wasn't able to deliver your message to the following addresses.
This is a permanent error; I've given up. Sorry it didn't work out.

<dbear@kitsap.wa.us>:
Sorry, I couldn't find any host named kitsap.wa.us. (#5.1.2)

--- Below this line is a copy of the message.

Return-Path: <wadelarson2@yahoo.com>
Received: (qmail 71506 invoked by uid 60001); 21 Jul 2010 16:44:32 -0000
DKIM-Signature: v=1; a=rsa-sha256; c=relaxed/relaxed; d=yahoo.com; s=s1024; t=1279730672;
bh=Xk6MVgLQB4rguyr+c3b+40BLnE0rBxd0lubxK2mt4U0=; h=Message-ID:X-YMail-OSG:Received:X-Mailer:Date:From:Subject:To:MIME-Version:Content-Type;
b=DPGoOpQX532ZNCfZ/p14c48TjkI7phjQMiCsXr7rieSi4Hzcn8G2PkMU5THbo0xfnwLw08y7zFuPur0uRWm+fwQtZhH9bI3pX67qtbA7BwcWv2Sy+i0+SQC5ecoTYJcVWMOVQY/OGgXMqn8bGq0RsvdFNi9TByrvFc8zRub41t4=
DomainKey-Signature:a=rsa-sha1; q=dns; c=nofws;
s=s1024; d=yahoo.com;
h=Message-ID:X-YMail-OSG:Received:X-Mailer:Date:From:Subject:To:MIME-Version:Content-Type;

b=QXkzND7mrde7Pr+s9JAXSnpJKVNDCqrZS+JvOaPgOqUEIWe2T80s3+Rs1O4bJUDHgzILGUqBGE/OASLSMretkcNxL0p212MkhqWgrx9uOtgPjwDkT11t4DbZQLxefwYTa1ffgl5ZCgJR/FCB+oUKHY0Djet6mA/ZeARrThOyvvI=;
Message-ID: <255287.69367.qm@web65308.mail.ac2.yahoo.com>
X-YMail-OSG: ElavewsVM1ml1E4CrSTKAooqsS2Umtt3I703Rpjd0Uoeu69
VhaR1ZlI9aZ2HdTx0iWm5qdAB2quaKMQ17S1F0_drPUM1BG9n7FHr0h1bUJs
Aj1LA1NsevubxdacLodUYHaQeKH4LcrzXhEeFhBx9r7JQB18l1wGbMA5fbJ3
7_uMQtS1A6_ibrPtft6cTdv4M.t.A.U8.jfUgTQVdoHOQmV5F0agt7OfZq5K
ku6o-
Received: from [24.113.43.63] by web65308.mail.ac2.[redacted] via HTTP; Wed, 21 Jul 2010 09:44:32 PDT
X-Mailer: YahooMailRC/420.4 YahooMailWebService/0.8.104.276605
Date: Wed, 21 Jul 2010 09:44:32 -0700 (PDT)
From: Wade Larson <wadelarson2@[redacted]>
Subject: Kitsap 1 problem
To: dbear@kitsap.wa.us

MIME-Version: 1.0
Content-Type: multipart/alternative; boundary="0-74567282-1279730672=:69367"

--0-74567282-1279730672=:69367
Content-Type: text/plain; charset=iso-8859-1
Content-Transfer-Encoding: quoted-printable

Doug,=0A=A0 You asked me to notify you if I had problems with your program.=
=0A=A0 Presently I and others are having trouble sending correspondence to =
the =0ACounty. It will not go through, returned as unsendable.=0A=A0Please =
see what you can do to remedy the problem.=0A=0Athank you,=0A=A0 Wade Larso=
n=0A=A0 692-6741=0A=0A=0A
--0-74567282-1279730672=:69367
Content-Type: text/html; charset=iso-8859-1
Content-Transfer-Encoding: quoted-printable

<html><head><style type=3D"text/css"><!-- DIV {margin:0px;} --></style></he=
ad><body><div style=3D"font-family:times new roman, new york, times, serif;=
font-size:12pt;color:#111111;"><DIV>Doug,</DIV>=0A<DIV> You asked me =
to notify you if I had problems with your program.</DIV>=0A<DIV> Pres=
ently I and others are having trouble sending correspondence to the County.=
It will not go through, returned as unsendable.</DIV>=0A<DIV> Please =
see what you can do to remedy the problem.</DIV>=0A<DIV> </DIV>=0A<DIV=
>thank you,</DIV>=0A<DIV> Wade Larson</DIV>=0A<DIV> 692-6741</D=
IV>
=0A=0A </body></html>
--0-74567282-1279730672=:69367--

Title	Case Number	Created On	Case Origin	Created By	Customer	Description	Disclosure Exempt:	District	E-mail	Event Description	Follow By
Code Compliance-General Inquiries	KC-10812-87OTMH	03/19/2010	Phone	Audrey Shannon	Gail & Kevin Gross	(Note: following is a copy from an email sent to all three comissioners in addition to Kitsap 1) This is copied directly from the website of Kitsap Rifle & Revolver Club, updated on Mar. 17: "Starting today at approximately 3pm, there will be intermittent closures of the rifle line over the next week	No				03/23/2(

due to drilling our new well. Call the range for details." When checking the Kitsap County website to verify a permit being issued--IT SHOWS NO PERMIT BEING ISSUED!! This is on property tax account 362501-4-002-1006 at 4900 Seabeck Highway NW; Bremerton, WA 98312 for Kitsap Rifle & Revolver Club. This group still owes property taxes in the amount of $2,830.47 that were due 10/31/2009. Isn't this the same group that bull-dozed a new rifle shooting line without a permit in 2005 and were finally stopped by the County? I believe that they were also supposed to restore the area destroyed to it's former state. (Check out Google Earth to see the scar that still remains.) We follow the rules and expect Kitsap Rifle & Relvolver Club to do the same. If they are not going to follow the rules and regulations, it is expected that

						the County should force them to do so in a timely manner. This is not something that is going to go away. Thank you, Kevin & Gail Gross (Information checked and verified on Mar. 18 at approx. 6:30am on the websites of Kitsap County and Kitsap Rifle & Revolver Club..)		
Code Compliance-General Inquiries	KC-10817-HGT59B	03/19/2010	Phone	Antonia Kruckeberg	Shirley Desmon	Hi. My home was recently "leafleted" by a group requesting our neighborhood write and complain about perceived noise from the Kitsap Rifle and Revolver Club. I am writing to express my support FOR this club. I am not a member of the gun club; but I have very little patience for anyone who moves next door to a pre-existing gun club, community play field, private air strip, pea-patch, etc. and then complains about the disruption. The gun range in question has been there for years - well prior to any development on this ridge. Anyone who purchased a	No	03/23/2(

						home in this area either knew or should have known about the range. I have lived in my home for nearly 20 years and have not noticed any increase in the noise from the gun range during that time. Any noise I do hear is WELL below the decibel level of my neighbor's lawn equipment. Sincerely, Shirley Desmon [redacted] Bremerton, WA 98312			
Code Compliance-General Inquiries	KC-11637-DZEZK2	05/26/2010	Phone	Antonia Jerome Kruckeberg Carbone		My neighborhood has been subjected to the daily sound of gunfire over the past 6 or 8 months. A recent article in the CK Reporter provided the explanation--Kitsap Rifle and Revolver Club has apparently increased the number of firing lines from 2 to 16. Some of these are directed toward Klahowya Secondary School, the Newberry Hill Heritage Park and my neighborhood. These new firing lines were apparently constructed	No	3 - Central	05/28/2(

without proper permits. The noise from these illegally constructed firing lines has had a major negative impact on my quality of life. The gun club has also apparently destroyed wetlands in the process of construction. I want these illegally constructed firing lines dismantled and the environmental damage repaired. The gun range must be required to return to its legal configuration of two firing lines. The gun club cannot be allowed to openly evade the permitting rules and subject the rest of us to the adverse effects of the noise and the possible danger from stray bullets directed toward a park and school. Also, it cannot be allowed to damage the environment in flagrant violation of the law. Jerome E. Carbone

						Hello, YES, THERE IS EXCESSIVE GUN CLUB NOISE POLLUTION!!!! We live in the Whisper Ridge Development and I find the Gun Club Noise is excessive. We can hear the pop, pop, pop, pop, pop, pop, blam, blam, blam, blam, blam, blam, blam, blam, boom, boom, boom, boooom, boom, booom, booooom whenever it occurs. We hear it in the morning, afternoon, evening, and sometimes even at 9:30 (+) at night. It happens on any given day of the week. The sound of gunfire carries up and over the hill into our neighborhood. We notice it during winter with our windows all closed. It will be awful when the weather warms up. There will be more shooters and alot more noise.When we open our windows the sound of gunfire is plainly heard and is too loud! It is noise pollution, disturbing, grates on your				
Code Compliance-Report a Potential Violation	KC-10810-4UWTSU	03/19/2010	Phone	Audrey Shannon	Carl Jorgensen		No	3 - Central		03/23/2(

					nerves, just doesn't belong here. Something should be done about the noise. Thank you for addressing this issue. We appreciate it. The Jorgensens We live in the Whisper Ridge subdivision in Bremerton, located off Iskra. Gun noise has become excessive these past few years, and we would appreciate it if the County would investigate this.			
Code Compliance-Report a Potential Violation	KC-10811-T3NB59	03/19/2010Phone	Audrey Shannon	Wendell & Eva Crim	The noise apparently comes from the Kitsap Rifle club, and we hear gun noise from large caliber weapons, which starts as early as 7am on weekends and weekdays, and continues well into the evening every night. Thank you.	No	3 - Central	03/23/2(
Code Compliance-Report a Potential Violation	KC-10813-IG90RJ	03/19/2010Phone	Audrey Shannon	Gary & Dawn Fisher	We are writing to complain about the increased noise from the Kitsap Rifle & Revolver Club in Bremerton. We live a mile and a half from the club and are able to easily hear the shooting. We are hearing the firing of automatic and semi-automatic	No	3 - Central	03/23/2(

weapons. The noise wakes us up at night and in the early morning, and makes it unpleasant to have outdoor family barbecues. We understand the KRRC increased its shooting lanes from 2 to 16 without any sort of permit, which accounts for the added noise over the last couple years. We also understand that during its more than 80 years of operation, the KRRC has failed to perform any type of cleanup of its grounds. What kind of contamination is this putting into Chico Creek and the surrounding wetlands? The adjacent Camp Wesley Harris was closed due to pollution and KRRC does not seem to care what kind of impact it is having. As you all know, this impact can be devastating for years to come. Do you realize that, on average, shooting ranges could have up to 1 million pounds of lead in the soil after a few decades of operation?

						Don't you think it's time KRRC starts being responsible and clean up their area of all the lead it has been putting onto and into its grounds since its inception in 1926? Why were there no public hearings to consider any concerns of the surrounding residents (some as far as 4 miles away from the club are hearing the shooting) when Kitsap County granted 72 acres to KRRC? Thank you for your consideration. Gary and Dawn Fisher ***2nd email*** Is there any follow-up to ensure grant recipients comply with all requirements, and that they obtain permits? KRRC has not obtained permits and has misappropriated the funds it has received. The following was received via email: April 27th at 12:00 and the gun fire is very loud. What's odd is there are few people out there shooting. It has become quite apparent that the new firing lanes KRRC put in that face North		
Code Compliance-Report a Potential Violation	KC-11303-4KX0NV	04/27/2010	Phone	Erin Denny	Skip & Doris Juni		No	04/29/2(

						are improperly designed, so they direct louder gun fire towards our housing development. These firing need to go away. These were part of the expansion without permits, so when the County takes action our group certainly want these firing lanes returned to their natural state. This is imperative to eliminate excessive noise.			
Code Compliance-Report a Potential Violation	KC-11376-V7U6E7	05/03/2010	Phone	Antonia Kruckeberg	Peggy Kermath	To the county offices and the commissioners office, We want to register our complaint about the excessive gun noise from the Kitsap Rifle and Revolver Club throughout the day today! At various intervals they were firing 30 caliber automatic and semi-automatic weapons! Bullets from these types of weapons can travel more than 3 miles! A ricochet can be just as deadly! As concerned residents we would appreciate your help in correcting this problem! Respectfully, Robert and	No	3 - Central	05/05/2(

						Peggy Kermath			
Code Compliance-Report a Potential Violation	KC-11379-LVQ7H4	05/03/2010	Phone	Antonia Kruckeberg	Colen & Joanne Corey	Well today was extra loud. I was trying to get things done in my own garden when the noise of what sounded like to me cannon fire, yes I said cannon fire. I even made a comment to my husband, he said sounds like cannons to me! We are trying to be good neighbors and I wish they would too. I feel that listening to the explosions go off all the time every day, every holiday, every sunday ,every day early in the morning and sometimes late into the night. I think gun fire should cease after 6:00 when people are trying to enjoy there home life and peace and quite after a stressful work day is not to much to ask, since they have purchased the gun range the weapontry has become more powerful and more obnoxious. I also feel that a cease fire should occur on holidays, ie christmas,	No		05/05/2(

						christmas eve, easter and minimal on sundays atleast. I wish they would be better neighbors to the community. Joanne Corey Hi Mr. Mount, I live at [redacted] and am writing			
Code Compliance-Report a Potential Violation	KC-11380-XO656D	05/03/2010	Phone	Antonia Kruckeberg	Vicki & Greg Hoisington	to let you know I'm hearing loud gunfire luder than the normal pop pop pop on Sundays and wonder if you could look into it. I am out planting in my yard and wonder if the gunfire may be fom 30 caliber automatic gunfire. I like to be outside rnjoying spring but this is sad to hear and so much louder than the normal gunfire I usually hear on weekends. Sincerely, Vicki Hoisington	No		05/05/2(
Code Compliance-Report a Potential Violation	KC-11381-HDVXKC	05/03/2010	Phone	Antonia Kruckeberg	Justin Gillam	To whom it may concern: I am writing this email to complain about the gun noise today at my house. I am constantly hearing gun fire from 30 caliber auto and semi automatic weapons. I live at [redacted] This gun noise is becoming a nuisance to me and my family.	No		05/05/2(

						It needs to stop. Thank you. Justin Gillam My wife and I would like to once again file our complaint regarding the significant noise pollution emanating from the Kitsap Rifle and Revolver Club. This Sunday was almost constant noise which seemed to be 30 caliber auto and semiautomatic weapons. They certainly weren't single shot hunting rifles. This noise is not compatible with the surrounding residential neighborhoods and we would like to ask the County to please act to reduce this noise pollution. Noise has been well established as an environmental health risk. I know that this club was not grandfathered in the Comprehensive Use Plan at the level their now operating. They were grandfathered in at their "historic" configuration and usage, which was one pistol and one rifle firing lane. This ridiculous situation has to		
Code Compliance-Report a Potential Violation	KC-11423-0QVH23	05/05/2010	Phone	Antonia Kruckeberg	Skip & Doris Juni		No	05/07/2(

						come to a stop. We're respectfully requesting the County to enforce the codes and laws. Thanks for your time and consideration into this matter. The following was received via email:			
Code Compliance-Report a Potential Violation	KC-10644-3G3587	03/08/2010	Phone	Erin Denny	Mike Spieker	Awakened this AM at 0800 to assault by bazookas fire at the Kitsap Rifle and Revolver Club. Are these within County noise codes? Appreciate your investigation. Thanks Mike Spieker 5795 Londonderry Loop NW 360 698-9777	No	3 - Central	03/10/2(
Code Compliance-Report a Potential Violation	KC-10688-NXGAS8	03/10/2010	Phone	Erin Denny	Skip & Doris Junis	County Authorities: It's almost 9:00 P.M. and the Gun Club is still shooting and the noise is penetrating inside my house in Whisper Ridge 1.65 miles away. Surely there has to be a County Code that can stop this at a reasonable hour. I can't believe such a small group of inconsiderate people can be holding up our community. Is there not anyone willing to stand up for the residents who are under siege. Please	No	3 - Central	03/12/2(

						help. Skip and Doris Junis			
County Administration-Concerns and Scheduleing with Commissioners-All Commissioners	KC-10084-2QL0l2	01/12/2010	Phone	Erin Denny	Paula Ballesteros	Hi, I live in Whisper Ridge off of Eldorado Blvd. I find the noise from the Kitsap Rifle and Revolver Club shooting range seems to get louder and more frequent. Is there a way to get the noise reduced? It is really bad in the summer months and the gun fire wakes our kids up on the weekends. Paula Ballesteros	No	3 - Central	01/12/2(

Just so you know, I am not on a crusade to change county government, hassle commissioners, or get in front of a camera. I really do not like having to come down there to "get involved". Trouble is, when I know about things like these, I can not get them off my mind. I got myself drug into this over a year ago when Newberry Hill Heritage Park was being created. I am no environmentalist, but I was here when the real Tree-huggers walked the Earth, and I know, if they were here now, they would not be happy if they saw what is happening to there lands and their movement. I attempted to make the administration aware of the need to protect this area from habitat degradation due to rouge trailbuilding, and uncompatable uses of the south end of NHHP. I was also concerned about KRRC(environmental concerns), and making sure all planning actions of the Park (Larry Keeton) were followed to see it off to a good start. I posed my questions to all the commissioners, CKCC, Parks and others to get a "we'll look into that" reply. Nothing happened. I am a member of the stewardship committee for that park, and am frustrated about that committee's inability to do much to further my goal of protecting this sensitive area. A good, defined plan of how to protect this area now is far better than years of rangling over how to return an area back to what it originally was planned to be. Presently park planners need to define what areas can have what uses in the RCO conservation easement. This whole process was to be done already, and we as stewards and general public were told that it would be done during the master planning process. Now, Martha Droge says it can not be done until a labor agreement/rehire is arranged for an IT person to perform a trail overlay that, in my mind, a highschooler can do in a weekend. This is the last in a string of excuses for the delay, leading me to believe there is another purpose in mind. If we do not get it done and done right, I for one will see to it that RCO does not grant more funds for any project until this is accomplished, and any needed remedial action is taken. In my opinion only,we have lost a lot of interested people in our stewardship group already because there is "nothing we can do" in the lower area except stand guard over the area to tell people they can not use or build trails in areas we have no idea of compatable use designations for. The whole project is a half-baked effort that the promoters have washed their hands of and moved on to other things.(incorporation, YMCA, attempts to distance themselves from the KRRC debaucle, grant applications for park funds, etc.)

I could go on to how the noise led me to look into KRRC and to administrations kicking the issue down the road, or ignoring it until we are to where we are today. (no action being taken, no statements being made, media portraying KRRC as a picked on group of people asserting their 2nd ammendment rights) I could talk about how some E-mails go to spam, and/or lost (only in your system, nowhere else that I communicate), to spending over a day tracking down why people's comments are lost in cyberspace or returned undeliverable through Kitsap 1.(This begs an important question. If this happened to all e-mails, why did no one notice there were no e-mail comments coming in? Leads you to believe it was a one issue-related "glitch". Could you investigate that please?)

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In closing, please fix Kitsap 1. Finish NHHP before it becomes a Banner Forest. Make CKCC a functioning body or disband it. Inform the commissioners that it is not in my nature to give up, and I really have a problem about being ignored.

Thank you,
Wade Larson

Don Burger

From: KCI04_CRM_SQL [mseals@co.kitsap.external]
Sent: Tuesday, July 27, 2010 10:30 AM
To: Kim Dunn
Subject: A CASE Has Entered A CRM Queue

<html><body>
****
Case Entered Queue = DCD_Fire Marshal
At Time: Jul 27 2010 10:29AM

Case Number: KC-12467-CVLI67
Case Title: Code
Compliance-Report a Potential Violation
Case Created: Jul 27 2010 10:29AM
 Followup By:
Jul 29 2010 3:29AM

Customer: Jerome Carbone Customer Phone:360-692-
5170
Location: No Data
NearestCrossStreet: No Data
Description: After a number of
weeks of quiet, the gunfire has returned this morning. It is loud and continuous. As far as
I can tell it is coming from Kitsap Rifle and Revolver Club.

Jerome Carbone
[redacted]
Silverdale, WA
[redacted]

<a href="http://146.218.199.5/cs/cases/edit.aspx?id={7458EB75-A499-DF11-B085-
005056825037}">click_here
Erin Denny</body></html>

Don Burger

From: Tracey L. Hamilton-Oril [THamilto@co.kitsap.wa.us]
Sent: Tuesday, July 27, 2010 12:44 PM
To: Don Burger; Kevin M. Howell
Subject: RE: New request

Don,

[redacted]

Tracey

From: Don Burger
Sent: Tuesday, July 27, 2010 12:36 PM
To: Kevin M. Howell
Cc: Tracey L. Hamilton-Oril
Subject: FW: New request

Kevin - [redacted] Don

From: Wade Larson [mailto:wadelarson2@[redacted]]
Sent: Tuesday, July 27, 2010 8:50 AM
To: Don Burger
Subject: New request

Don,
I wish to get a copy of a request for reconveyance application. It is for the middle piece of land at Newberry Hill Heritage Park. The land was under the management of Department of Natural Resources, and reportedly the document was created in 2009. It probably was done by resolution by the BOCC. This is the Assessors account # 252501-3-011-1000. I was told it exixsted, but am not sure. do not take a lot of time on it, since it is a low priority at this time.

Thank you,
Wade Larson

Don Burger

From: Don Burger [DBurger@co.kitsap.wa.us]
Sent: Tuesday, July 27, 2010 1:08 PM
To: Kevin M. Howell; Tracey L. Hamilton-Oril
Subject: RE: New request

Tracey - [redacted] - Don

From: Tracey L. Hamilton-Oril
Sent: Tuesday, July 27, 2010 12:44 PM
To: Don Burger; Kevin M. Howell
Subject: RE: New request

Don,

[redacted]

Tracey

From: Don Burger
Sent: Tuesday, July 27, 2010 12:36 PM
To: Kevin M. Howell
Cc: Tracey L. Hamilton-Oril
Subject: FW: New request

Kevin - [redacted] - Don

From: Wade Larson [mailto:wadelarson2@[redacted]]
Sent: Tuesday, July 27, 2010 8:50 AM
To: Don Burger
Subject: New request

Don,
I wish to get a copy of a request for reconveyance application. It is for the middle piece of land at Newberry Hill Heritage Park. The land was under the management of Department of Natural Resources, and reportedly the document was created in 2009. It probably was done by resolution by the BOCC. This is the Assessors account # 252501-3-011-1000. I was told it exixsted, but am not sure. do not take a lot of time on it, since it is a low priority at this time.

Thank you,
Wade Larson

Don Burger

From: Neil R. Wachter [NWachter@co.kitsap.wa.us]
Sent: Tuesday, July 27, 2010 2:01 PM
To: Roy P. Barton
Cc: Tracey L. Hamilton-Oril
Subject: KRRC - confidential attorney work product

Roy - [redacted]

[redacted]

[redacted]

http://www.gunsafety.org/index.htm

Neil

Neil R. Wachter
Sr. Deputy Prosecuting Attorney
Kitsap County Prosecutor's Office, Civil Division
614 Division Street, MS-35A
360-337-4979 direct
360-337-7083 facsimile
nwachter@co.kitsap.wa.us

Notice: This email may contain confidential or privileged information. If you are not the intended recipient of this email, please delete it immediately.

Don Burger

From: Neil R. Wachter [NWachter@co.kitsap.wa.us]
Sent: Tuesday, July 27, 2010 4:22 PM
To: Terry Allison
Cc: Tracey L. Hamilton-Oril
Subject: KRRC inquiry

Dear Mr. Allison:

Your colleague Keith alerted me to a UTube video on the KRRC website from the USPSA competition held at the club earlier this month. I would like to ask you some questions because the video(s) may become relevant in the case.

1. Do you possess or are you aware of any map or diagram of the club as it exists today, with identification of the different shooting locations (e.g. "bay no. ___")?

2. Can you ID different shooting areas or bays shown in the videos, so as to say where they are located on the premises?

3. Can you ID how many different shooting areas or bays were used in the competition, from the videos?

4. Is there any footage from the "300 meter shooting range" area nearest your property?

5. Is there an "Allen Range" on the premises - that name is in the title of one of the videos?

6. Does any of the video depict the 360 Bay currently mentioned in the club's home page?

Thank you,

Neil R. Wachter
Sr. Deputy Prosecuting Attorney
Kitsap County Prosecutor's Office, Civil Division
614 Division Street, MS-35A
360-337-4979 direct
360-337-7083 facsimile
nwachter@co.kitsap.wa.us

Notice: This email may contain confidential or privileged information. If you are not the intended recipient of this email, please delete it immediately.

Don Burger

From: sjunis@[redacted]
Sent: Tuesday, July 27, 2010 7:53 PM
To: Kitsap1
Cc: Steve Mount
Subject: Gun Noise complaint

Today is July 27th and we have heard constant gun fire from KRRC all day, and it is still going on at 7:45PM. We heard machine guns, and what sounded like "bump" firing. I called someone who lives close to the club and he confirmed it sounded like "bump" firing. This is very dangerous and the shooter can easily loose control. It makes a weapons fire like an automatic machine gun.

My source also thought he heard a machine gun pistol, but wasn't totally sure.

From the sound the club was using mostly North oriented shooting bays which go towards houses, park and school.

Skip and Doris Junis

Penny Stock Jumping 2000%
Sign up to the #1 voted penny stock newsletter for free today!
AwesomePennyStocks.com

Don Burger

From: Terry Allison [tncallison@[redacted]
Sent: Tuesday, July 27, 2010 8:57 PM
To: Neil R. Wachter
Cc: ryan@vancillaw.com
Subject: Emailing: range bay layout 001
Attachments: range bay layout 001.jpg

?
Dear Mr. Allison:
Your colleague Keith alerted me to a UTube video on the KRRC website from the USPSA competition held at the club earlier this month. I would like to ask you some questions because the video(s) may become relevant in the case.

1. Do you possess or are you aware of any map or diagram of the club as it exists today, with identification of the different shooting locations (e.g. "bay no. ___")?
I do not have any current map or diagram other that the photos in Google Earth - most recent photo May 15, 2010. However, the 2010 Northwest Challenge Match Book does have diagrams of the range, the bay numbering system, exact layouts for each of the bays, and detailed information on the course to be fired in each bay including the number of rounds to be fired. I have attached the range map. The link to the book is:
http://www.northwestsection.org/nwc10/files/Northwest%20Challenge%202010%20Match%20Booklet.pdf
The map is page 5 of the book. I captured the book as many of the items on KRRC's site are no longer available.

2. Can you ID different shooting areas or bays shown in the videos, so as to say where they are located on the premises?
I can personally identify only a very few of the bays - the layouts have changed a lot and many new bays have been added since I last used the range. Most of the videos identify which stage/bay is being used. These can be cross-referenced to the range map in nearly all cases.

3. Can you ID how many different shooting areas or bays were used in the competition, from the videos?
As above - I have not watched all the videos, but the match book discusses this in detail. There were 12 stages shot in this match, each in a different bay or area. I think I have seen videos of at least 5 of the stages. A lot of folks were filming, so it is just a matter of chasing the videos down. I can confidently say that all eleven of the numbered bays plus the pistol line were used in the match. Note that bays 5 and 8 (and the restrooms in the center of the range) do not show as completed bays on the May 2010 Google photos.

4. Is there any footage from the "300 meter shooting range" area nearest your property?
I have not yet seen any - I do not think the 300 meter line was used at all except maybe for camping, and not real sure about that. We did note people noises there, but no shooting.

5. Is there an "Allen Range" on the premises - that name is in the title of one of the videos?
Not to my knowledge - I suspect "Allen Range" is just someone's shorthand video identification.

6. Does any of the video depict the 360 Bay currently mentioned in the club's home page?
Yes. I am still trying to capture some of the more interesting videos, will try to get 360 included - don't remember exactly which one it is, but do know my grandson and I both id'd the 360 bay. This is bay 11, stage 11.

If there is any additional information or expansion of these thoughts that I can help with, please do not hesitate to let me know. There is a lot to be learned from some of the videos - for example, there is a brief (about 1 second) flash of one of the competitors firing within a few degrees of a group of several folks standing next to one of the bays - scary stuff to say the least.

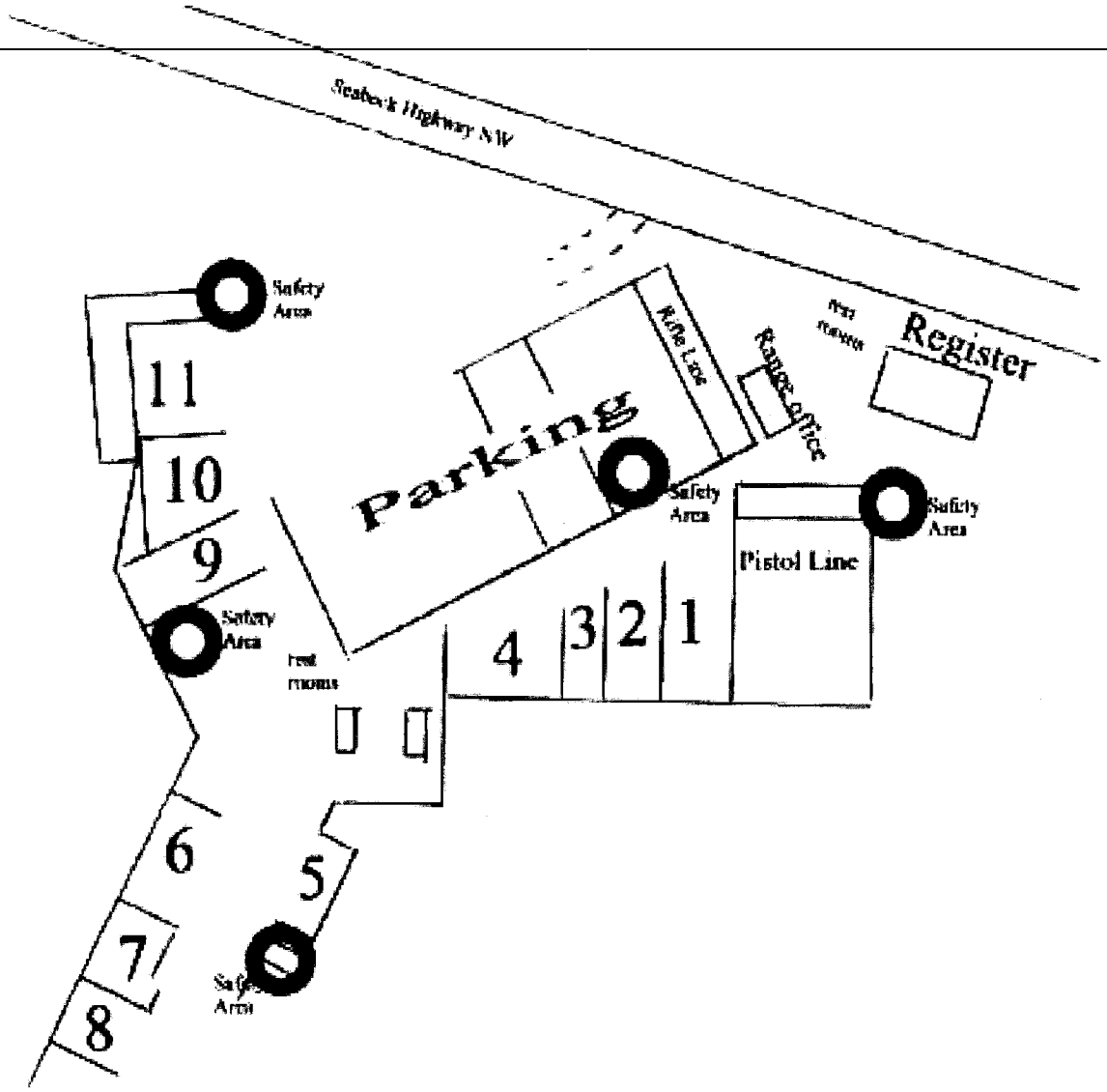
Sincerely
Terry
[redacted]

Thank you,
Neil R. Wachter

Sr. Deputy Prosecuting Attorney
Kitsap County Prosecutor's Office, Civil Division
614 Division Street, MS-35A
360-337-4979 direct
360-337-7083 facsimile
nwachter@co.kitsap.wa.us
Notice: This email may contain confidential or privileged information. If you are not the intended recipient of this email, please delete it immediately.

2010 Northwest Challenge Championship Match

Range Map



Don Burger

From: Steve Mount [SMount@co.kitsap.wa.us]
Sent: Wednesday, July 28, 2010 7:59 AM
To: Neil R. Wachter
Subject: FW: Gun Noise complaint Attorney Client Confidential

Neil,

[redacted]

From: sjunis@juno.com [mailto:sjunis@[redacted]
Sent: Tuesday, July 27, 2010 7:53 PM
To: Kitsap1
Cc: Steve Mount
Subject: Gun Noise complaint

Today is July 27th and we have heard constant gun fire from KRRC all day, and it is still going on at 7:45PM. We heard machine guns, and what sounded like "bump" firing. I called someone who lives close to the club and he confirmed it sounded like "bump" firing. This is very dangerous and the shooter can easily loose control. It makes a weapons fire like an automatic machine gun.

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From the sound the club was using mostly North oriented shooting bays which go towards houses, park and school.

Skip and Doris Junis

Penny Stock Jumping 2000%
Sign up to the #1 voted penny stock newsletter for free today!
AwesomePennyStocks.com

Don Burger

From: Steve Mount [SMount@co.kitsap.wa.us]
Sent: Wednesday, July 28, 2010 7:57 AM
To: Robert and Peggy Kermath
Subject: RE: KRRC noise

Thank you for the information. We will be addressing this issue soon. SM

From: Robert and Peggy Kermath [mailto:rpkermath@[redacted]]
Sent: Tuesday, July 27, 2010 11:15 PM
To: Steve Mount
Subject: KRRC noise

Hello Steve,

We would like to complain about the shooting today 7/27/10 at KRRC. Throughout the day and up to 8:30pm there was continual gun noise. Most was from auto and semi-automatic weapons, but at one point someone was shooting a maching gun! We know it was a machine gun, because one of the people in our group was able to visually see someone shooting it!

Thanks for all of your continued help with tracking these complaints about KRRC.

Sincerely,

Bob and Peggy Kermath

Don Burger

From: Robert and Peggy Kermath [rpkermath@[redacted]]
Sent: Tuesday, July 27, 2010 11:15 PM
To: Steve Mount
Subject: KRRC noise

Hello Steve,

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Thanks for all of your continued help with tracking these complaints about KRRC.

Sincerely,

Bob and Peggy Kermath

Don Burger

From: Tracey L. Hamilton-Oril [THamilto@co.kitsap.wa.us]
Sent: Wednesday, July 28, 2010 8:19 AM
To: Don Burger; Kevin M. Howell
Subject: RE: New request
Attachments: Assignment from State to Kitsap 200906180291.pdf; Bargain & Sale Deed with Covenants 200906180292.pdf; Quit Claim DNR to County 200906180290.pdf

Good Morning Don,
Please see the attached documents and let me know if that helps you out. Did you want to be the person to answer the original request?
Tracey

From: Don Burger
Sent: Tuesday, July 27, 2010 1:08 PM
To: Tracey L. Hamilton-Oril; Kevin M. Howell
Subject: RE: New request

Tracey - Those records would be helpful; and yes, Mr. Larson is a neighbor of the gun range. - Don

---

From: Tracey L. Hamilton-Oril
Sent: Tuesday, July 27, 2010 12:44 PM
To: Don Burger; Kevin M. Howell
Subject: RE: New request

Don,

[redacted]

Tracey

From: Don Burger
Sent: Tuesday, July 27, 2010 12:36 PM
To: Kevin M. Howell
Cc: Tracey L. Hamilton-Oril
Subject: FW: New request

Kevin - [redacted] Don

From: Wade Larson [mailto:wadelarson2@[redacted]]
Sent: Tuesday, July 27, 2010 8:50 AM
To: Don Burger
Subject: New request

Don,
I wish to get a copy of a request for reconveyance application. It is for the middle piece of land at Newberry Hill Heritage Park. The land was under the management of Department of Natural Resources, and reportedly the document was created in 2009. It probably was done by resolution by the BOCC. This is the Assessors

account # 252501-3-011-1000. I was told it exixsted, but am not sure. do not take a lot of time on it, since it is a low priority at this time.

Thank you,
Wade Larson

After Recording Return To:
Department of Natural Resources
Asset Management and Protection Division
Asset Planning and Transactions Section
PO Box 47014
Olympia, WA 98504-7014

LAND TITLE 200906180291
Assignment & Assumption Agmt Rec Fee: $ 59.00
06/18/2009 03:15 PM
Walter Washington, Kitsap Co Auditor

E-230259

EXCISE TAX EXEMPT JUN 18 2009

STATE OF WASHINGTON
DEPARTMENT OF NATURAL RESOURCES

ASSIGNMENT AND ASSUMPTION OF LEASE

This Agreement is between the State of Washington, acting through the Department of Natural Resources ("Assignor") and Kitsap County, a Political Subdivision of the State of Washington ("Assignee").

Assignor will transfer certain real property to the Assignee, the legal description which is contained in that certain lease (attached Exhibit A) between State of Washington as landlord and KITSAP RIFLE AND REVOLVER CLUB as lessee dated November 17, 2003 under Lease No. 60-B068979. Assignor wishes to assign its rights under the lease as landlord to Assignee and Assignee is willing to assume all of Assignor's obligations under the lease.

NOW THEREFORE, the parties agree as follows: Ref# n/a

1. Assignment. Assignor hereby assigns to Assignee all of Assignor's rights, obligations and interests in and to the lease.

2. Assumption. Assignee hereby assumes any and all of Assignor's obligations arising under the lease after the date of this assignment and agrees to indemnify Assignor against and hold Assignor harmless from any and all liabilities, costs, losses, damages, claims or expenses, including, without limitation, reasonable attorney's fees, arising out of the obligations assumed herein.

Unofficial Copy

ASSIGNOR
State of Washington
Department of Natural Resources

Randy Acker, SPS Region Manager

6/8/09
Date

ASSIGNEE
Kitsap County
a Political Subdivision of the
State of Washington

Charlotte Garrido, Chair
Kitsap County
Board of County Commissioners

Date

CONSENT AND RELEASE

The lessee, Kitsap Rifle and Revolver Club, hereby consents to the transfer of the property to Assignee subject to the lease and releases Assignor from any and all liability arising under the lease after the date of this agreement.

LESSEE
Kitsap Rifle and Revolver Club

Brad Smith, President

Date

Pre-approved as to Form
February 12, 2001 by
James Schwartz
Assistant Attorney General

Unofficial Copy

ASSIGNOR
State of Washington
Department of Natural Resources

Randy Acker, SPS Region Manager

6/8/09
Date

ASSIGNEE
Kitsap County
a Political Subdivision of the
State of Washington

Charlotte Garrido, Chair
Kitsap County
Board of County Commissioners

Date

CONSENT AND RELEASE

The lessee, Ktisap Rifle and Revolver Club hereby consents to the transfer of the property to Assignee subject to the lease and releases Assignor from any and all liability arising under the lease after the date of this agreement.

LESSEE
Kitsap Rifle and Revolver Club

Brad Smith, President

6-13-09
Date

Pre-approved as to Form
February 12, 2001 by
James Schwartz
Assistant Attorney General

Unofficial Copy

ASSIGNOR
State of Washington
Department of Natural Resources

Randy Acker, SPS Region Manager

6/8/09
Date

ASSIGNEE
Kitsap County
a Political Subdivision of the
State of Washington

Charlotte Garrido, Chair
Kitsap County
Board of County Commissioners

Date

Pre-approved as to Form
February 12, 2001 by
James Schwartz
Assistant Attorney General

Unofficial Copy

FILED FOR RECORD AT REQUEST OF:
Kevin M. Howell
Kitsap County Prosecuting Attorney's Office
614 Division Street, MS-35A
Port Orchard WA 98366

LAND TITLE 200906180292
Deed Rec Fee: $ 89.00
06/18/2009 03:15 PM
Walter Washington, Kitsap Co Auditor
Page: 1 of 6

BARGAIN AND SALE DEED
WITH RESTRICTIVE COVENANTS

E-230260

GRANTOR: Kitsap County

GRANTEE: Kitsap Rifle and Revolver Club, a Washington Non-Profit Corporation

LEGAL DESCRIPTION: SE/SW&SW/SE 36-25N-1W

KITSAP COUNTY TREASURER EXCISE 06/18/2009
2009EX03102
Total : $10.00
Clerk's Initial

ASSESSOR'S TAX PARCEL NO: 362501-4-002-1006

For and in consideration of $10.00 and other good and valuable consideration, Kitsap County, as Grantor, bargains, sells and conveys all of it's right, title and interest in and to the real property described on Exhibit A hereto to the Kitsap Rifle and Revolver Club, a Washington Non-Profit Corporation, as Grantee.

This conveyance is made subject to the following covenants and conditions, the benefits of which shall inure to the benefit of the public and the burdens of which shall bind the Grantee and the heirs, successors and assigns of the Grantee in perpetuity.

1. Grantee for and on behalf of itself, its heirs, successors and assigns, and each subsequent owner of the property described in Exhibit A hereto, hereby releases and agrees to hold harmless, indemnify and defend Kitsap County, its elected officials, employees and agents from and against any liabilities, penalties, fines, charges, costs, losses, damages, expenses, causes of actions, claims, demands, orders, judgments, or administrative actions, including, without limitation, reasonable attorneys' fees, arising from or in anyway connected with (1) injury to or

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the death of any person or the physical damage to any property, resulting from any act, activity, omission, condition or other matter related to or occurring on or about the property, regardless of cause, unless due solely to the gross negligence of any of the indemnified parties; (2) the violation or alleged violation of, or other failure or alleged failure to comply with, any state, federal, or local law, regulation or requirement, including, without limitation, Comprehensive Environmental Response, Compensation and Liability Act (CERCLA), 42 USC Sec. 9601, et seq. and Model Toxics Control Act (MTCA), RCW 70.105 D, by any indemnified person or entity in anyway effecting, involving, or relating to the property; (3) the presence or release in, on, from, or about the property, at any time, past or present, of any substance now or hereafter defined, listed, or otherwise classified pursuant to any federal, state or local law regulation, or requirement as hazardous, toxic, polluting, or otherwise contaminating to the air, water, or soil, or anyway harmful or threatening to human health or the environment.

2. Grantee shall maintain commercial general liability insurance coverage for bodily injury, personal injury and property damage, subject to a limit of not less than $1 million dollars per occurrence. The general aggregate limit shall apply separately to this covenant and be no less than $2 million. The grantee will provide commercial general liability coverage that does not exclude any activity to be performed in fulfillment of Grantee's activities as a shooting range. Specialized forms specific to the industry of the Grantee will be deemed equivalent, provided coverage is no more restrictive that would be provided under a standard commercial general liability policy, including contractual liability coverage.

3. Grantee shall confine its active shooting range facilities on the property consistent with its historical use of approximately eight (8) acres of active shooting ranges with the balance of the property serving as safety and noise buffer zones; provided that Grantee may upgrade or improve the property and/or facilities within the historical approximately eight (8) acres in a manner consistent with "modernizing" the facilities consistent with management practices for a modern shooting range. "Modernizing" the facilities may include, but not be limited to: (a) construction of a permanent building or buildings for range office, shop, warehouse, storage, caretaker facilities, indoor shooting facilities, and/or classrooms; (b) enlargement of parking facilities; (c) sanitary bathroom facilities; (d) re-orientation of the direction of individual shooting bays or ranges; (e) increasing distances for the rifle shooting range; (f) water system improvements including wells, pump house, water distribution and water storage; (g) noise abatement and public safety additions. Also, Grantee may also apply to Kitsap County for expansion beyond the historical eight (8) acres, for "supporting" facilities for the shooting ranges or additional recreational or shooting facilities, provided that said expansion is consistent with public safety, and conforms with the terms and conditions contained in paragraphs 4, 5, 6, 7 and 8 of this Bargain and Sale Deed and the rules and regulations of Kitsap County for development of private land. It is the intent of the parties that the activities of Grantee shall conform to the rules and regulations of the Firearms Range Account, administered by the State Recreation and Conservation Office. This account

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is established by the legislature upon the following finding: "Firearms are collected, used for hunting; recreational shooting, and self-defense, and firearm owners as well as bow users need safe, accessible areas in which to shoot their equipment. Approved shooting ranges provide that opportunity, while at the same time, promote public safety. Interest in all shooting sports has increased while safe locations to shoot have been lost to the pressures of urban growth." (Wash. Laws 1990 ch. 195 Section 1.)

4. Grantee's activities shall also conform to the Firearms and Archery Range (FARR) Program as found in Chapter 79A.25 RCW. The primary goals of this program are to assist with acquisition, development, and renovation of firearm and archery range facilities to provide for increased general public access to ranges. This includes access by a) law enforcement personnel; b) members of the general public with concealed pistol or hunting licenses; and c) those enrolled in firearm or hunter safety education classes. Access by the public to Grantee's property shall be offered at reasonable prices and on a nondiscriminatory basis.

5. Grantee agrees to operate the shooting range at all times in a safe and prudent manner and conform its activities to accepted industry standards and practices.

6. Mineral Reservations, held by the State of Washington, that run with the land.

7. Existing Habitat Conservation Plan (HCP), as detailed below:

The site has been publicly identified for conservation provisions applying to, but not limited to: murrelet habitat; spotted owl nest sites; wolves; grizzly bears; nests, communal roosts, or feeding concentrations of bald eagles; peregrine falcon nests; Columbian white-tailed deer; Aleutian Canada geese; and Oregon silverspot butterflies. The existing Habitat Conservation Plan is to remain in effect, regardless of parcel segregation or aggregation or potential sale or land transfer.

8. Riparian Management Zones, as detailed below:

Bodies of water, including but not limited to those streams, rivers and lakes and other lakes and wetlands have been identified and/or may be located on the Premises. All activities within the Riparian Management Zone, as defined in the existing and publicly-filed Habitat Conservation Plan (HCP) and including that portion of the inner riparian ecosystem between the aquatic zone and the direct influence zone (uplands) and including the outer wind buffer, must comply with and remain in compliance with the current HCP Procedures. Activities in a Riparian Management Zone, including but not limited to cutting or removing any tree and/or timber (including hardwood, merchantable and unmerchantable timber, downed timber, windthrow and snags), and road, trench and/or trail use, and/or maintenance, may be restricted or not permitted during specific times. All activities must provide for no overall net loss of naturally occurring wetland function. These protective measures are to run with the

Unofficial Copy

land, regardless of parcel segregation or aggregation or potential sale or land transfer.

DATED this 13th day of May, 2009.

BOARD OF COUNTY COMMISSIONERS
KITSAP COUNTY, WASHINGTON

CHARLOTTE GARRIDO, Chair

STEVE BAUER, Commissioner

JOSH BROWN, Commissioner

ATTEST:

Opal Robertson, Clerk of the Board

ACCEPTANCE OF BARGAIN AND SALE DEED WITH RESTRICTIVE COVENANTS

By signature affixed below, the Kitsap Rifle and Revolver Club by and through _____, its President/Executive Officer hereby and with full authority of the Board of Directors of said corporation, hereby accept the terms and conditions of the Deed with Restrictive Covenants above dated this 13th day of May, 2009.

BRADFORD SMITH, President - KRRC

MARCUS A. CARTER, Executive Officer - KRRC

Unofficial Copy

STATE OF WASHINGTON)
) ss:
COUNTY OF KITSAP)

I certify that I know or have satisfactory evidence that Brad Smith is the person who appeared before me, and said person acknowledged that said person signed this instrument, on oath stated that said person was authorized to execute the instrument and acknowledged it as the President of the Kitsap Rifle and Revolver Club, to be the free and voluntary act of the KRRC for the uses and purposes mentioned in the instrument.

Dated this 13 day of May, 2009.

SALLY K COPPINGER NOTARY PUBLIC 09-26-09 STATE OF WASHINGTON

Sally K. Coppinger
PRINT NAME: Sally K. Coppinger
Notary Public in and for the State of Washington,
residing at: Port Orchard 98366
My Commission Expires: 9/26/09

STATE OF WASHINGTON)
) ss:
COUNTY OF KITSAP)

I certify that I know or have satisfactory evidence that Marcus Carter is the person who appeared before me, and said person acknowledged that said person signed this instrument, on oath stated that said person was authorized to execute the instrument and acknowledged it as the Executive Director of the Kitsap Rifle and Revolver Club, to be the free and voluntary act of the KRRC for the uses and purposes mentioned in the instrument.

Dated this 13 day of May, 2009.

Sally K. Coppinger
PRINT NAME: Sally K. Coppinger
Notary Public in and for the State of Washington,
residing at: Port Orchard 98366
My Commission Expires: 9/26/09

SALLY K COPPINGER NOTARY PUBLIC 09-26-09 STATE OF WASHINGTON

Unofficial Copy

EXHIBIT A

Legal Description of Premises & Reservations

Part of the Southwest quarter of the Southeast quarter and part of the Southeast quarter of the Southwest quarter of Section 36, Township 25 North, Range 1 West, W.M., lying northerly of the North lines of an easement for right of way for road granted to Kitsap County on December 7, 1929, under Application No. 1320, said road being as shown on the regulation plat thereof on file in the office of the Commissioner of Public Lands at Olympia, Washington, the above described lands having an area of 72.41 acres, more or less.

RESERVATIONS/SUBJECT TO:

Easement #50-CR1320: Road granted to Kitsap County on 12/07/1927 for an indefinite term.

Easement #50-047116: Road granted to E.F. Howerton on 05/09/1985 for an indefinite term.

Unofficial Copy

AFTER RECORDING RETURN TO:
Department of Natural Resources
Asset Management & Protection Division
Asset Planning and Transactions Section
PO Box 47014
Olympia, WA 98504-7014

E-230251

LAND TITLE 200906180290
Quit Claim Deed Rec Fee: $ 50.00
06/18/2009 03:15 PM
Walter Washington, Kitsap Co Auditor
Page: 1 of 9

KITSAP COUNTY TREASURER EXCISE 06/18/2009
2009EX03101
Total : $10.00 Clerk's Initial

QUITCLAIM DEED
Kitsap County

Grantor: State of Washington, acting by and through the Department of Natural Resources.

Grantee: Kitsap County, a Political Subdivision of the State of Washington.

Abbreviated Legal Desc: PTN of 25-25N-1W; NW, SW, N2NE, SWNE and the W2SE 36-25N-1W

Tax Parcel #: 362501-1-002-1002; 362501-4-002-1006

THE GRANTOR, STATE OF WASHINGTON, acting by and through the Department of Natural Resources, for and in consideration of the conveyance by Kitsap County Parks and Recreation Department, of real property of equal value as authorized and approved by Resolution No.1315 adopted by the Board of Natural Resources, State of Washington, on June 2, 2009, hereby conveys and quitclaims to KITSAP COUNTY PARKS AND RECREATION DEPARTMENT, GRANTEE, all interest in the real property situated in Kitsap County, Washington, and described in Exhibit A, attached hereto, which by this reference is made a part hereof, subject to those matters and encumbrances described in the attached Exhibit B Easement Reservation (Easement Reservation).

Grantor hereby reserves for itself, its successors and assigns, all rights and interests in minerals, in perpetuity, as set forth in and

Unofficial Copy

according to the terms and conditions of the Mineral Reservation required by RCW 79.11.210, attached hereto as Exhibit C, over and across those portions of said real property described on the attached Exhibit A, but does not reserve other valuable materials such as rock, sand and gravel.

The lands described in Exhibit A are subject to that certain statutory reserved right as set forth in RCW 79.36.370.

This Deed is executed and delivered pursuant to RCW 79.17.060 at the request of the Commissioner of Public Lands with the approval of the Board of Natural Resources, State of Washington.

WITNESS the Seal of the State of Washington, affixed this 17th day of June, 2009.

Christine Gregoire
GOVERNOR

ATTEST: [signature]
SECRETARY OF STATE

Approved as to form this 2nd day of June, 2009.

[signature]
Assistant Attorney General

State Deed No. 26796
State Record of Deeds, Volume 14, Page 8.
Transaction File No. 86-081861

AUDITOR'S NOTE
LEGIBILITY FOR RECORDING AND COPYING UNSATISFACTORY IN A PORTION OF THIS INSTRUMENT WHEN RECEIVED

Exhibits

Unofficial Copy

EXHIBIT A

State property to be conveyed to Kitsap County

Parcel S-1

The S1/2 of the E1/2 of the E1/2 of the SW1/4 of the SE1/4 of Section 25, Township 25 North, Range 1 West, Willamette Meridian, Kitsap County, according to U.S. Government subdivision procedures.

Parcel S-2

Section 36, Township 25 North, Range 1 West, Willamette Meridian, Kitsap County, EXCEPT that portion lying within Camp Wesley Harris, said portion shown and described as the E1/2 of the SE1/4 and the SE1/4 of the NE1/4 of said Section 36 by that survey of Camp Wesley Harris Reservation Boundaries approved September 1, 1950, on file with the Office of the Commissioner of Public Lands, Olympia, Washington.

Dennis J. Gelvin, PLS 21674
Land Description & R/W Specialist
State Land Survey Unit
PO Box 47030
Olympia, WA 98504-7030

Dated 4-6-09

FILENAME:L2269 S25 T25 R1W

Unofficial Copy

EXHIBIT B

RESERVATION OF EASEMENT ACROSS S-1 and S-2

Terms and Conditions of Reserved Easement by State

Grantor, as defined in that deed to which this reservation is attached, hereby reserves to itself, its successors and assigns, a permanent, nonexclusive Easement over parcels of land in Kitsap County, identified in Exhibit A to the deed as S-1 and S-2 and legally described as follows (hereafter Newberry Hill Parcel):

Parcel S-1
The S1/2 of the E1/2 of the E1/2 of the SW1/4 of the SE1/4 of Section 25, Township 25 North, Range 1 West, Willamette Meridian, Kitsap County, according to U.S. Government subdivision procedures.

Parcel S-2
Section 36, Township 25 North, Range 1 West, Willamette Meridian, Kitsap County, EXCEPT that portion lying within Camp Wesley Harris, said portion shown and described as the E1/2 of the SE1/4 and the SE1/4 of the NE1/4 of said Section 36 by that survey of Camp Wesley Harris Reservation Boundaries approved September 1, 1950, on file with the Office of the Commissioner of Public Lands, Olympia, Washington.

Said Easement to be sixty (60) feet in width running thirty (30) feet on each side of a centerline of an existing road(s) located approximately as shown on Exhibit B Easement Area (hereafter Easement Area).

Purpose. The Easement is reserved to provide access for any and all purposes, to and from lands owned by the Grantor. Authorized use shall include the right to travel, maintain, repair, construct or reconstruct the Easement Area.

Appurtenant. Subject to the terms and conditions herein, this Easement reservation is made to provide access to and from all real property owned by Grantor and all other real property of Grantor, now owned or acquired as of the execution date of this Quitclaim Deed or hereafter acquired by the Grantor (hereafter Benefited Parcel(s)).

Grantee Rights. Grantee, as defined in that deed to which this reservation is attached, shall have the right at all times for any purpose, to cross and recross the Easement Area at any place on grade or otherwise. Grantee may grant to third parties any or all of the rights reserved therein; provided, that use by such party shall be subject to the terms and conditions of this Easement and shall not unreasonably interfere with the rights reserved to Grantor herein. Grantee shall own all timber now on or hereafter growing within the Easement Area and the right to remove said timber.

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Relocation. Grantee shall have the right to relocate the Easement Area at the Grantee sole cost so long as the new location does not unreasonably interfere with the rights of Grantor herein.

Maintenance. The cost of road maintenance and resurfacing shall be allocated on the basis of respective uses of said roads. When any party uses a road, that party shall perform or cause to be performed, or contribute or cause to be contributed, that share of maintenance and resurfacing occasioned by such use as hereinafter provided. During periods when a road is being used solely by one party, such party shall maintain that portion of said road so used to the standards existing at the time use is commenced. During periods when more than one party is using the same road, or any portion thereof, the parties hereto shall meet and establish necessary maintenance provisions. Such provisions shall include, but shall not be limited to:

a. The appointment of a maintainer, which may be one of the parties hereto or any third party, who will perform or cause to be performed at a reasonable and agreed upon rate the maintenance and resurfacing of the road or the portion thereof being used; and

b. A method of payment by which each party using said road or a portion thereof, shall pay its pro rata share of the cost incurred by said maintainer in maintaining or resurfacing said road or portion thereof.

For purposes of this easement reservation, maintenance is defined as the work normally necessary to preserve and keep the roadway, road structure and road facilities as nearly as possible in their present condition or as hereafter improved.

Repairs. Each party using any portion of a road shall repair, or cause to be repaired, at its sole cost and expense, that damage to said road occasioned by it which is in excess of that which it would cause through normal and prudent usage. Should damage be caused by an unauthorized user, the cost of repair shall be treated as ordinary maintenance and handled as set forth above.

Improvements. Unless the parties agree in writing to share the cost of improvements in advance of such improvements being made, such improvements shall be solely for the account of the improver.

Permittees. The Grantor may permit its respective agents, contractors, licensees, lessees, purchasers of timber or other valuable materials, and their agents, hereinafter individually referred to as "Permittee" and collectively referred to as "Permittees," to exercise the rights reserved hereby.

Insurance. The State of Washington, including all its agencies and departments, is self insured for all exposures to tort liability, general liability, property damage liability and vehicle liability, as provided in statute, but only as respects the negligence of the State. So long as the State of Washington continues to be the easement holder of this reservation, it shall not be required to carry insurance. Should the State's rights be assigned or transferred to another entity in whole or in part, such entity shall carry insurance as required below.

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Before using any of said rights granted herein, the State's Successors and Assigns (Assignees) and Permittees shall obtain and keep in force the following liability insurance policies, insuring against liability arising out its operations, including use of vehicles, with the corresponding minimum amounts of coverage:

a. Commercial General Liability (CGL) insurance with a limit of not less than $1,000,000 per each occurrence. If such CGL insurance contains aggregate limits, the general aggregate limit shall be at least twice the "each occurrence" limit, and the products-completed operations aggregate limit shall be at least twice the "each occurrence" limit.

b. Employer's Liability ("Stop Gap") insurance, and if necessary, commercial umbrella liability insurance with limits not less than $1,000,000 each accident for bodily injury by accident or $1,000,000 each employee for bodily injury by disease.

c. Business Auto Policy (BAP) and if necessary, commercial umbrella liability insurance with a limit of not less than $1,000,000 per accident, with such insurance covering liability arising out of "Any Auto". Business auto coverage shall be written on ISO form CA 00 01, or substitute liability form providing equivalent coverage. If necessary the policy shall be endorsed to provide contractual liability coverage and cover a "covered pollution cost or expense" as provided in the 1990 or later versions of CA 00 01. Grantee waives all rights against State for the recovery of damages to the extent they are covered by business auto liability or commercial umbrella liability insurance.

All Assignees and Permittees shall comply with all State of Washington workers' compensation statutes and regulations. Worker's compensation coverage shall be provided for all employees of assignees and employees of any subcontractors or sub-subcontractors.

Assignees and Permittees shall deliver to Grantee, upon request, a certificate of insurance executed by a duly authorized representative of each insurer showing compliance with the insurance requirements specified above. In the event of cancellation or non-renewal of any coverages, written notice as prescribed in statute (Chapter 48.18 RCW or Chapter 48.15 RCW) will be provided to Grantee.

Successors. The terms of this reservation run with the land and shall bind the successors and assigns of both Grantor and Grantee. Grantee shall be deemed to have accepted the terms of this reservation and be bound by the same by accepting delivery of the deed.

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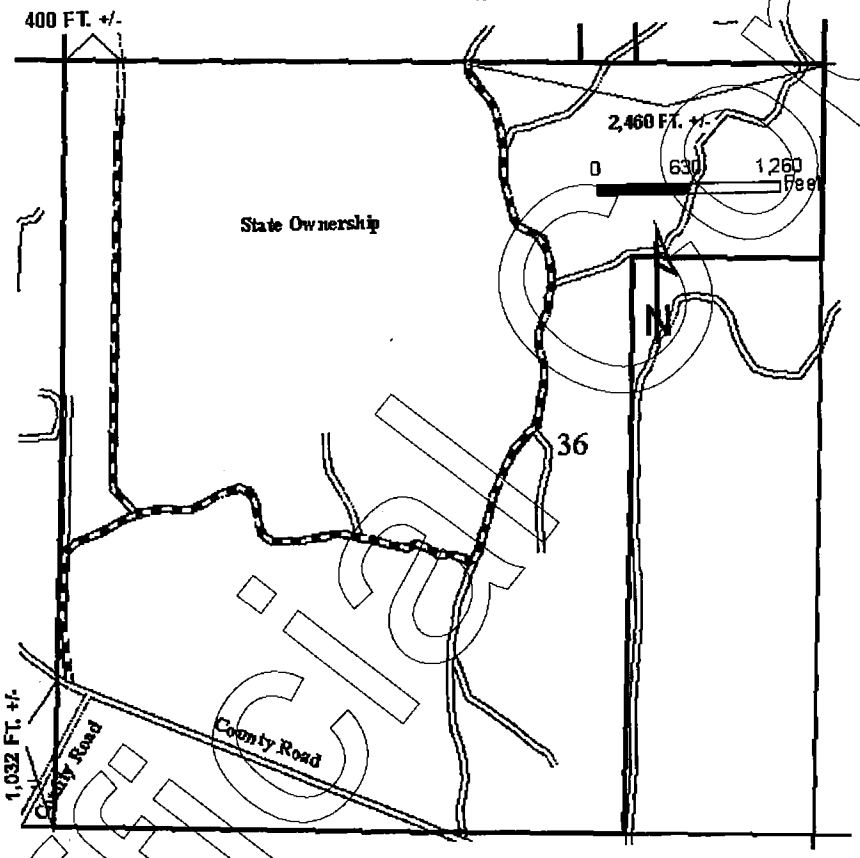
EXHIBIT B
EASEMENT AREA
DEPARTMENT OF NATURAL RESOURCES
SECTION 36, TOWNSHIP 25 NORTH, RANGE 01 WEST, W.M. IN KITSAP COUNTY, WA
DNR EASEMENT NO.:



EXISTING STATE EASEMENT RESERVATION ROAD.
ROAD LENGTH = 10,727 FT. +/-, EASEMENT AREA = 14.84 +/- AC.
NEW CONSTRUCTION STATE EASEMENT RESERVATION ROAD
ROAD LENGTH = 365 FT. +/-, EASEMENT AREA = .5 +/- AC.

-WIDTH OF EASEMENTS: 30' EACH SIDE OF CENTERLINE
-STATIONING SHOWN AT SUBDIVISION AND SECTION LINE IS APPROXIMATE
-THE RIGHT-OF-WAY SHOWN IS INTENDED TO BE OVER AND ACROSS ALL PROPERTY AS SHOWN ON THIS MAP.
-LOCATION OF ROADS AND PROPERTY LINES BASED UPON DEPARTMENT OF NATURAL RESOURCES' CURRENT GIS INFORMATION

MAP PREPARED BY: BRAD PRUITT DATE: JUNE 1, 2009

Unofficial Copy

EXHIBIT C

Mineral Reservation

The Grantor hereby expressly saves, excepts, and reserves out of the grant hereby made, unto itself and its successors and assigns forever, all geothermal steam and heat and all metals, oils, gases, coal, ores, minerals, and fossils of any nature whatsoever and of every name, kind, or description in, under or upon that portion of the land legally described on the attached Exhibit B-2 (the "Mineral Land"), or any part thereof, and the right to explore the same for such geothermal steam and heat, metals, oils, gases, coal, ores, minerals, and fossils; and it also hereby expressly saves and reserves out of the grant hereby made, unto itself and its successors and assigns forever, the right to enter by itself or its agents, attorneys, and servants upon the Mineral Land, or any part or parts thereof, at any and all times, for the purpose of opening, developing, and working mines thereon, and taking out and removing therefrom all such geothermal steam and heat, metals, oils, gases, coal, ores, minerals, and fossils, and to that end it further expressly reserves out of the grant hereby made, unto itself, its successors and assigns, forever, the right by its or their agents, servants, and attorneys at any and all times to erect, construct, maintain, and use all such buildings, machinery, roads, and railroads, sink such shafts, remove such soil, and to remain on the Mineral Land or any part thereof for the business of mining and to occupy as much of the Mineral Land as may be necessary or convenient for the successful prosecution of such mining business, hereby expressly reserving to itself and its successors and assigns, as aforesaid, generally, all rights and powers in, to, and over said Mineral Land, whether herein expressed or not, reasonably necessary or convenient to render beneficial and efficient the complete enjoyment of the property and the rights hereby expressly reserved.

No rights shall be exercised under the foregoing reservation, by the Grantor or its successors or assigns (including a lessee under any oil and gas lease), until provision has been made by the Grantor or its successors or assigns to pay to the owner of the Mineral Land, or portion of the Mineral Land upon which the rights reserved herein to the Grantor or its successors or assigns are sought to be exercised, full payment for all damages sustained or to be sustained by said owner by reason of entering upon said Mineral Land and exercising such rights; PROVIDED, That if the owner of said Mineral Land from any cause whatever refuses or neglects to settle said damages, then the Grantor or its successors or assigns, or any applicant for a lease or contract from the state for the purpose of prospecting for or mining valuable minerals, or option contract, or lease, for mining coal, or lease for extracting petroleum or natural gas, shall have the right to institute such legal proceedings in the superior court of the county wherein the Mineral Land is situate, as may be necessary to determine the damages which said owner of said land may suffer; provided, however, the Mineral Land owner may, at its option, require that such determination be made by arbitration in accordance with the rules of the American Arbitration Association; provided, Grantor shall not be obligated to so arbitrate if Grantor's lessee under any applicable oil and gas lease is not legally required to so arbitrate.

As used in the foregoing paragraph, the term "damages" shall include, without limitation, actual and consequential damages, including loss of or damage to the surface, improvements, growing

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As used in the foregoing paragraph, the term "damages" shall include, without limitation, actual and consequential damages, including loss of or damage to the surface, improvements, growing crops and timber, loss of future timber production, injury or damage to the Mineral Land owner's business operations thereon, all compensating or roll-back taxes arising or to arise from the loss of the forest land or timberland tax classification due to the exercise of any such reserved rights, and the cost of road maintenance, resurfacing and repair arising or to arise from the exercise of such reserved rights. To the extent the Mineral Land owner or its successors or assigns receives compensation for such damages from a successor or assign of Grantor (such as a lessee under an oil and gas lease) with respect to a particular activity or operation by such party, then Grantor shall not be required to make payment for such particular activity or operation (i.e., Mineral Land owner shall not be entitled to receive duplicative payment for damages for the same activity or operation).

Unofficial Copy

Don Burger

From: Roy P. Barton [RPBarton@co.kitsap.wa.us]
Sent: Wednesday, July 28, 2010 11:03 AM
To: Neil R. Wachter
Subject: RE: KRRC - confidential attorney work product

[redacted]

From: Neil R. Wachter
Sent: Wednesday, July 28, 2010 10:42 AM
To: Roy P. Barton
Subject: KRRC - confidential attorney work product

[redacted]

Neil R. Wachter
Sr. Deputy Prosecuting Attorney
Kitsap County Prosecutor's Office, Civil Division
614 Division Street, MS-35A
360-337-4979 direct
360-337-7083 facsimile
nwachter@co.kitsap.wa.us

Notice: This email may contain confidential or privileged information. If you are not the intended recipient of this email, please delete it immediately.

Don Burger

From: Neil R. Wachter [NWachter@co.kitsap.wa.us]
Sent: Wednesday, July 28, 2010 10:42 AM
To: Roy P. Barton
Subject: KRRC - confidential attorney work product

[redacted]

Neil R. Wachter
Sr. Deputy Prosecuting Attorney
Kitsap County Prosecutor's Office, Civil Division
614 Division Street, MS-35A
360-337-4979 direct
360-337-7083 facsimile
nwachter@co.kitsap.wa.us

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Don Burger

From: Dana Daniels [DDaniels@co.kitsap.wa.us]
Sent: Wednesday, July 28, 2010 9:23 AM
To: Don Burger
Subject: RE: New request

thanks

From: Don Burger
Sent: Wednesday, July 28, 2010 9:19 AM
To: Dana Daniels
Subject: FW: New request

Dana - I'm fwding this as an FYI only. Cheers - Don

From: Don Burger
Sent: Wednesday, July 28, 2010 9:07 AM
To: Tracey L. Hamilton-Oril; Kevin M. Howell
Cc: R'Lene Orr
Subject: RE: New request

Tracey - I already tried to answer his request by sending him a signed copy of the Newberry Hill Exchange Agreement. The only problem is, that document, nor any other document I've seen, mentions the parcel (Assessors account # 252501-3-011-1000) that he mentions in his request. I'll go ahead and forward him what you sent me...he's going to probably request it anyway. Cheers - Don

---

From: Tracey L. Hamilton-Oril
Sent: Wednesday, July 28, 2010 8:19 AM
To: Don Burger; Kevin M. Howell
Subject: RE: New request

Good Morning Don,
Please see the attached documents and let me know if that helps you out. Did you want to be the person to answer the original request?
Tracey

From: Don Burger
Sent: Tuesday, July 27, 2010 1:08 PM
To: Tracey L. Hamilton-Oril; Kevin M. Howell
Subject: RE: New request

Tracey - Those records would be helpful; and yes, Mr. Larson is a neighbor of the gun range. - Don

---

From: Tracey L. Hamilton-Oril
Sent: Tuesday, July 27, 2010 12:44 PM
To: Don Burger; Kevin M. Howell
Subject: RE: New request

Don,

Yes, this is a KRRC matter. Don, I can provide you with the bargain & sale deed, quit claim deed and assignment of assumption of lease. I believe these are the 3 main documents he must be looking for.

Kevin? According to Neil this gentleman is a neighbor of the rifle range.

Tracey

From: Don Burger
Sent: Tuesday, July 27, 2010 12:36 PM
To: Kevin M. Howell
Cc: Tracey L. Hamilton-Oril
Subject: FW: New request

Kevin - [redacted] - Don

From: Wade Larson [mailto:wadelarson2@[redacted]]
Sent: Tuesday, July 27, 2010 8:50 AM
To: Don Burger
Subject: New request

Don,
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Sent: Tuesday, July 27, 2010 12:36 PM
To: Kevin M. Howell
Cc: Tracey L. Hamilton-Oril
Subject: FW: New request

Kevin - FYI, Opal suggested I fwd this to you since you were involved in this project. Cheers - Don

From: Wade Larson [mailto:wadelarson2@[redacted]
Sent: Tuesday, July 27, 2010 8:50 AM
To: Don Burger
Subject: New request

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Don Burger

From: Debbie A. Meyer [DAMeyer@co.kitsap.wa.us]
Sent: Wednesday, July 28, 2010 8:49 AM
To: Kevin M. Howell
Cc: Carol I. Maves; Tracey L. Hamilton-Oril
Subject: RE: New request

[redacted]

From: Kevin M. Howell
Sent: Wednesday, July 28, 2010 8:46 AM
To: Tracey L. Hamilton-Oril; Don Burger
Cc: Debbie A. Meyer
Subject: RE: New request

[redacted]

From: Tracey L. Hamilton-Oril
Sent: Wednesday, July 28, 2010 8:19 AM
To: Don Burger; Kevin M. Howell
Subject: RE: New request

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To: Don Burger; Tracey L. Hamilton-Oril
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Subject: RE: New request

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Wade Larson

Don Burger

From: Neil R. Wachter [NWachter@co.kitsap.wa.us]
Sent: Wednesday, July 28, 2010 11:45 AM
To: bradford.pruitt@dnr.wa.gov; bob.winslow@dnr.wa.gov
Cc: Tracey L. Hamilton-Oril
Subject: KRRC
Attachments: POSSIBLE SPAM! SCORE = 8.0 Recent Expansion of Kitsap Rifle and Revolver Club

Brad and Bob:

Thank you for the call this morning concerning the Kitsap Rifle and Revolver Club. I'm sending you an email with the aerial photos I mentioned depicting the land clearing and apparent filling-in of wetland buffers. Our county system tagged this email as spam, but it's legit. Let me know whether you get it.

Also, I'm requesting a copy of the materials gathered pursuant to the public records request recently submitted to DNR by neighbor Terry Allison. Kitsap County would like to also obtain copies of all email, letters and other correspondence pertaining to the club's activities on the (former) DNR property or relating to the club's compliance with the lease or compliance with county code. Also, the lease was renewed in 2003, so I'd like to get all documents relating to the lease renewal including all previous lease agreements DNR possesses.

Finally I want to point you to RCW 76.09.150, which authorizes DNR to apply for and obtain an admin. search warrant to inspect premises where there is a potential or actual threat to natural resources. As I noted, the development on the club premises - both before and after the land swap - appears to impact wetlands in the Chico Creek headlands.
http://apps.leg.wa.gov/RCW/default.aspx?cite=76.09.150

Thank you again.

Sincerely,

Neil R. Wachter
Sr. Deputy Prosecuting Attorney
Kitsap County Prosecutor's Office, Civil Division
614 Division Street, MS-35A
360-337-4979 direct
360-337-7083 facsimile
nwachter@co.kitsap.wa.us

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Don Burger

From:	Gail and Kevin Gross [kevinandgail@[redacted]
Sent:	Tuesday, July 06, 2010 8:27 PM
To:	Charlotte Garrido; Josh Brown; Steve Bauer
Cc:	Neil R. Wachter; rhauge@kitsap.wa.us; Terry Allison; skip junis
Subject:	POSSIBLE SPAM! SCORE = 8.0 Recent Expansion of Kitsap Rifle and Revolver Club
Attachments:	KRRC Google Earth 30 April 2009.jpg; KRRC GOOGLE Earth Imagery_15 May 2010.pptx; KRRC Google Earth 15 May 2010.jpg

Attached please find three Google Earth photographs of Kitsap Rifle and Revolver Club (KRRC). A brief description of these photos is as follows:

1.) Google Earth photo from May 2010 with notations regarding various construction activities that have taken place since a comparison with a Google Earth photo of April/May 2009.
2.) Google Earth photo from April/May 2009.
3.) Google Earth photo from May 2010 (without notations).

One of the photos is the most recent satellite imagery of the Kitsap Rifle and Revolver Club (KRRC) dated May 15, 2010. This May 15, 2010 imagery shows that KRRC has again cleared the '300 meter rifle line' (large cleared area to the right) for which the Kitsap County Department of Community Development (Steve Mount, Code Enforcement) issued a stop work order in September 2005 because there was no grading permit issued to perform this work.

Compare this to satellite imagery dated April/May 2009 showing vegetation growing on the abandoned '300 meter rifle line', following issuance of the September 2005 stop work order. The Department of Natural Resources, then-owner of the property, had required reforestation with 1,000 seedlings. (There is some question as to whether the reforestation was ever completed).

Additionally shown in the May 15, 2010 satellite imagery are significant material storage sites including a collection of drums and clearance of roads serving the '300 meter rifle line' and additional sites that are away from the firing lines. A number of these sites have either been constructed or added to since the April/May 2009 satellite photo.

Sincerely,
Kevin and Gail Gross
[redacted]
Bremerton, WA 98312
[redacted]

Don Burger

From: Tim Kelly [timkelly@[redacted]]
Sent: Wednesday, July 28, 2010 11:57 AM
To: Kevin M. Anderson
Subject: RE: Plane flight

His case, what are you talking about? I thought this was just a beef your neighbor had with the gun club. Is your office involved in a civil action against them?

tk

From: Kevin M. Anderson [mailto:KMAnders@co.kitsap.wa.us]
Sent: Wednesday, July 28, 2010 11:30 AM
To: 'Tim Kelly'
Subject: Plane flight

Apparently Neil Wachter is going to contact you directly about setting up that flight. Its his case. Let me know if you don't hear from him.

Don Burger

From: Neil R. Wachter [NWachter@co.kitsap.wa.us]
Sent: Wednesday, July 28, 2010 1:42 PM
To: B4OC9JEM@SMTP.LMK.USACE.ARMY.MIL
Subject: help?

Hi Jim,

[redacted]

[redacted]

Yours,

Neil

Neil R. Wachter
Sr. Deputy Prosecuting Attorney
Kitsap County Prosecutor's Office, Civil Division
614 Division Street, MS-35A
360-337-4979 direct
360-337-7083 facsimile
nwachter@co.kitsap.wa.us

Notice: This email may contain confidential or privileged information. If you are not the intended recipient of this email, please delete it immediately.

Don Burger

From: Neil R. Wachter [NWachter@co.kitsap.wa.us]
Sent: Wednesday, July 28, 2010 1:31 PM
To: Jordan, Jess NWS
Cc: Tracey L. Hamilton-Oril
Subject: RE: Filling of Wetlands at Chico Creek Headwaters

Jess - thanks for the quick response. The sooner we can connect the better, so tomorrow's great. Neil

-----Original Message-----
From: Jordan, Jess NWS [mailto:Dale.J.Jordan@usace.army.mil]
Sent: Wednesday, July 28, 2010 1:29 PM
To: Neil R. Wachter
Cc: Tracey L. Hamilton-Oril
Subject: RE: Filling of Wetlands at Chico Creek Headwaters

Won't be able to get back to you until tomorrow Neil. Is that ok?

Jess

-----Original Message-----
From: Neil R. Wachter [mailto:NWachter@co.kitsap.wa.us]
Sent: Wednesday, July 28, 2010 1:27 PM
To: Jordan, Jess NWS
Cc: Tracey L. Hamilton-Oril
Subject: RE: Filling of Wetlands at Chico Creek Headwaters

Jess - can you please send me all of your recent correpondence with the Kitsap Rifle and Revolver Club, whether emails, letters or otherwise. And, can you update me on the Corps' plans for visiting the club to inspect wetland degradation? Thank you,

Neil

Neil R. Wachter
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nwachter@co.kitsap.wa.us

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-----Original Message-----
From: Jess NWS Jordan [mailto:Dale.J.Jordan@usace.army.mil]
Sent: Monday, July 12, 2010 3:26 PM
To: Gail and Kevin Gross
Cc: Neil R. Wachter; Terry Allison
Subject: RE: Fillng of Wetlands at Chico Creek Headwaters

Thank you Mr. Gross for your email and phone messages. I just returned to the office today from vacation and have been trying to get through the numerous emails and voice messages left for me while I was gone.

I have been in contact with KRRC and am continuing to work towards a site visit of the property to assess any filling of wetlands or other waters of the US. The information you have provided is very helpful. If possible I would like to talk with you tomorrow if you are available. I am in the office from 6:30am to 3pm...please let me know if tomorrow would work for you and what time.

Thank you,

Jess

-----Original Message-----
From: Gail and Kevin Gross [mailto:kevinandgail@[redacted]]
Sent: Monday, July 12, 2010 2:46 PM
To: Jordan, Jess NWS
Cc: Terry Allison; Neil Wachter
Subject: Fillng of Wetlands at Chico Creek Headwaters

Mr. Jordan, the subject of this email has become of great concern to various Kitsap County officials. This email is a follow-up to my voice mail message from the morning of Thursday 8 July 2010. I have also left a voice mail message with Ms. Muffy Walker, Chief of Operations Regulatory Branch, with whom I worked when I worked for the Naval Facilities Engineering Command Northwest Capital Improvement Branch. I am contacting you on the recommendation of Mr. Neil Wachter, Kitsap County Senior Prosecuting Attorney (Civil Division).

The purpose of this message is to aprise you of potential incidences of filling of Class 1 wetlands in the upper Chico Creek watershed, Water Resource Inventory Area (WRIA) 15, by the Kitsap Rifle and Revolver Club (KRRC), located at 4900 Seabeck Highway.

Attached please find three Google Earth photographs of Kitsap Rifle and Revolver Club (KRRC). A brief description of these photos is as follows:

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Please feel free to contact me if I may provide additional information or discussion of the satellite imagery.

Sincerely,

Kevin T. Gross

CAPT(ret), Civil Engineer Corps, U.S. Navy

[redacted]

Bremerton, WA 98312

([redacted]

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From: Jordan, Jess NWS [dale.j.jordan@usace.army.mil]
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Sincerely,

Kevin T. Gross

CAPT(ret), Civil Engineer Corps, U.S. Navy

[redacted]

Bremerton, WA 98312

[redacted]

Don Burger

From: WINSLOW, ROBERT (DNR) [ROBERT.WINSLOW@dnr.wa.gov]
Sent: Wednesday, July 28, 2010 1:43 PM
To: Neil R. Wachter
Cc: PRUITT, BRAD (DNR); WINSLOW, ROBERT (DNR); McDONALD, BRUCE (DNR); SPAHR, LISA (DNR)
Subject: FW: KRRC
Attachments: POSSIBLE SPAM! SCORE = 8.0 Recent Expansion of Kitsap Rifle and Revolver Club

I found out that Kitsap County was not one of the six counties who took over the lead role for certain types of forest practices. I also heard that Dept. of Ecology rules and regulations concerning wetlands and impacts to wetlands are much broader and stricter than rules that have been promulgated under State of Washington forest practice law.

Forest Practice's regulation and oversight in the Kitsap County area is regulated by DNR's South Puget Sound Region office and knowledgeable DNR forest practice staff members in the region office include Lisa Spahr (360) 802-7007 and Bruce McDonald (360) 802-7009. You should contact one of these staff members in regards to issues pertaining to forest practices laws and their potential applicability or not to this situation.

From: Neil R. Wachter [mailto:NWachter@co.kitsap.wa.us]
Sent: Wednesday, July 28, 2010 11:45 AM
To: PRUITT, BRAD (DNR); WINSLOW, ROBERT (DNR)
Cc: Tracey L. Hamilton-Oril
Subject: KRRC

Brad and Bob:

Thank you for the call this morning concerning the Kitsap Rifle and Revolver Club. I'm sending you an email with the aerial photos I mentioned depicting the land clearing and apparent filling-in of wetland buffers. Our county system tagged this email as spam, but it's legit. Let me know whether you get it.

Also, I'm requesting a copy of the materials gathered pursuant to the public records request recently submitted to DNR by neighbor Terry Allison. Kitsap County would like to also obtain copies of all email, letters and other correspondence pertaining to the club's activities on the (former) DNR property or relating to the club's compliance with the lease or compliance with county code. Also, the lease was renewed in 2003, so I'd like to get all documents relating to the lease renewal including all previous lease agreements DNR possesses.

Finally I want to point you to RCW 76.09.150, which authorizes DNR to apply for and obtain an admin. search warrant to inspect premises where there is a potential or actual threat to natural resources. As I noted, the development on the club premises - both before and after the land swap - appears to impact wetlands in the Chico Creek headlands.
http://apps.leg.wa.gov/RCW/default.aspx?cite=76.09.150

Thank you again.

Sincerely,

Neil R. Wachter
Sr. Deputy Prosecuting Attorney
Kitsap County Prosecutor's Office, Civil Division
614 Division Street, MS-35A
360-337-4979 direct

360-337-7083 facsimile
nwachter@co.kitsap.wa.us

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Don Burger

From: Gail and Kevin Gross [kevinandgail@[redacted]
Sent: Tuesday, July 06, 2010 8:27 PM
To: Charlotte Garrido; Steve Bauer; Josh Brown
Cc: Neil R. Wachter; rhauge@kitsap.wa.us; Terry Allison; skip junis
Subject: POSSIBLE SPAM! SCORE = 8.0 Recent Expansion of Kitsap Rifle and Revolver Club
Attachments: KRRC Google Earth 15 May 2010.jpg; KRRC GOOGLE Earth Imagery_15 May 2010.pptx; KRRC Google Earth 30 April 2009.jpg

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Sincerely,
Kevin and Gail Gross
[redacted]
Bremerton, WA 98312
([redacted]

Don Burger

From: Neil R. Wachter [NWachter@co.kitsap.wa.us]
Sent: Wednesday, July 28, 2010 1:46 PM
To: James.E.Merritt@usace.army.mil
Subject: help?
Attachments: Kitsap_Rifle_Revolver_Club_ENF.pdf

Hi Jim,

[redacted]

[redacted]

Yours,

Neil

Neil R. Wachter
Sr. Deputy Prosecuting Attorney
Kitsap County Prosecutor's Office, Civil Division
614 Division Street, MS-35A
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CERTIFIED MAIL

DEPARTMENT OF THE ARMY
SEATTLE DISTRICT, CORPS OF ENGINEERS
P.O. BOX 3755
SEATTLE, WASHINGTON 98124-3755

REPLY TO
ATTENTION OF

MAR 30 2010

Regulatory Branch

Kitsap Rifle and Revolver Club
4900 Seabeck Highway Northwest
Bremerton, Washington 98312

Reference: NWS-2010-449
Kitsap Rifle & Revolver Club

Dear Executive Committee for the Kitsap Rifle and Revolver Club:

We recently received a complaint that you placed fill in wetlands and re-routed a stream on the Kitsap Rifle and Revolver Club property located at 4900 Seabeck Highway Northwest near Bremerton, Washington. Under Section 404 of the Clean Water Act, a Department of the Army (DA) permit issued by the U.S. Army Corps of Engineers (Corps) is normally required for the discharge of dredged or fill material (e.g., fill, excavation, or mechanized land clearing) into waters of the U.S., including wetlands and navigable waters of the U.S. Placing fill in wetlands or other waters of the U.S. without a valid DA permit or permit exemption would be a violation of Federal law. For more information, please see the enclosure entitled *Clean Water Act and Rivers and Harbors Act Extracts and Definitions* which describes laws that may apply to the work.

On March 2, 2010, I viewed a portion of the Kitsap Rifle and Revolver Club property from an adjacent property. I observed that you recently cleared and graded along the Kitsap Rifle and Revolver Club property line and may have done this work through a stream that runs from the Kitsap Rifle and Revolver Club property onto an adjacent landowner's property. I also understand you plan to install a road around the perimeter of the Kitsap Rifle and Revolver Club property. The Kitsap Rifle and Revolver Club website indicates a work party is scheduled for April 17-18, 2010, with one of the proposed actions being to "blaze a perimeter road/brushing out property line". Based on available information and after viewing the site from the adjacent property it appears there are wetland and stream areas on the Kitsap Rifle and Revolver Club property.

Please note, the proposed road or other work on this property may result in a discharge of dredged or fill material (e.g., fill, excavation, or mechanized land clearing) into wetlands or other waters of the U.S. Under the Corps' Regulatory Program most proposed work in waters of the U.S. requires that you submit a permit application and receive a valid DA permit prior to performing the work. For additional information on the Corps' Regulatory Program please visit

our website at http://www.nws.usace.army.mil/ and select Regulatory / Permits from the main menu. For assistance in determining other permit requirements, we recommend you contact the Washington State Office of Regulatory Assistance via their website at http://www.ora.wa.gov/.

It appears you may have recently performed work in a water of the U.S. without a valid DA permit. I request an opportunity to inspect this work and to discuss your proposed projects with you or a club representative(s) at a time convenient for you during week of April 12th. Upon receiving this letter please contact me to schedule a site visit.

Your cooperation will be beneficial in resolving this matter. If you have any questions and to schedule a site visit, please contact me at (206) 439-4536 or via email at Dale.J.Jordan@usace.army.mil.

Sincerely,

Jess Jordan, Project Manager
Regulatory Branch

Enclosure

Don Burger

From: Dereck Smith [DEsmith@co.kitsap.wa.us]
Sent: Saturday, July 31, 2010 5:37 PM
To: Anthony Glover; Bill Izer; Frank Haney; Michael Bezotte; Michael Allen Hetzel; Michael Turso; Paul Haney

Greetings

Again, this Sunday practice at the BPD range starting about 1400. Bring you gear and whatever guns and ammo you have. I will have 223/556.

Last practice Tuesday at 1715-ish at the Kitsap Rifle Revolver Club. Marcus will take us through some stages with the timer and tune us up to the practical shooting mindset. We also will have a chance to view all the stages except the mystery house. Yesterday 3 of us showed up and it was definitely time well spent in prep for this match. If you can make time it will behove you to attend. Any questions please don't hesitate to inquire. Bye for now!

Smitty

Don Burger

From: Dereck Smith [DEsmith@co.kitsap.wa.us]
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Smitty

Don Burger

From: Dereck Smith [DEsmith@co.kitsap.wa.us]
Sent: Saturday, July 31, 2010 3:07 PM
To: Paul Haney
Subject: Courage Classic

Greetings,

Last night I got your Dad's side of the story and that you both are at odds. You know that I don't take sides about these types of matters but only hope there is reconcilation especially amongst family.

If you don't even wish to be on the same range with your father I completely understand. I planned to have Glover, your dad, me and you as team 1 for our best chance of winning. Again I understand that deep wounds may be in need of healing but I don't know how you actually feel about it because we havent had a chance to talk.

Paul, would you consider being on the other team for this match. We could really use you and each team can be at other ends of the range. The other squad will be Hetzel, Izer and Bezotte and they could use your experience especially in rifle. Please consider this option and let me know. You are in my prayers, bye for now.

Dereck

From: Dereck Smith
Sent: Friday, July 30, 2010 8:17 AM
To: Paul Haney
Subject: RE:

Are you shooting the match this year?

From: Paul Haney
Sent: Thursday, July 29, 2010 11:12 PM
To: Dereck Smith
Subject: RE:

Sorry Smith, but will not be there.

From: Dereck Smith
Sent: Thursday, July 29, 2010 8:37 AM
To: Frank Haney; Michael Bezotte; Bill Izer; Anthony Glover; Paul Haney; Michael Allen Hetzel; Michael Turso
Subject:

Greetings

Lets finally practice. I have arranged for use of the shooting bays at the Kitsap Rifle and Revolver Club on Friday afternoon at **1700**. Marcus or somebody from the club will be there to help coach us on the basics of practical shooting and how to play the game. Our objective is some trigger time on handgun. training cost us nothing but time.

Next practice is Sunday at the Bremerton PD range. I will be there about 1400 to set up some steel. Priority is zeroing rifles and shotgun (if needed) for close quarter and longer range. Word is we will be shooting slugs at 50 and 75 yard targets. Bring you handgun. I will provide 223/556 ammo. Bring 20 rounds of slug and whatever birdshot you can.

I apologize for the last minute notice. Please reply asap when you receive this and let me know if you are available. I will set something up next week at the Kitsap Rifle and Revolver so we can peek at the courses of fire to give us the edge (its not cheating) What are your questions???

Smitty

Don Burger

From: Wendell and Eva Crim [crim@[redacted]
Sent: Saturday, July 31, 2010 2:37 PM
To: Rebecca J. Jolliff
Subject: KRRC

Mr. Hauge addressed a group of concerned citizens a few nights ago, and he suggested we forward our comments regarding the Kitsap Rifle and Revolver club to his office via email. Not sure if this is the correct address, but it is the only one available from the website. Please forward to Mr. Hauge, or Mr. Wachter.

We live at 7156 Cobi Pl NW, Bremerton (Whisper Ridge subdivison). Today, Sat. Jul 31, it sounds like a small war is being waged. There is a great deal of gun noise, which has been going on since around 8am (its now 2:30), and except for a short walk with my dog, spending any time outside is not an option due to this nuisance.

We have lived here for over 13 years, and it has been during the past 4-5 years that the noise has dramatically increased in both intensity and duration (at times as early as 6:30 am on weekends, and well into the night, beyond 10pm, on weeknights).

If something can be done about the noise, and of course the issue of safety due to the proximity of the gun club to the Heritage Park, high school and surroundings homes.. we would greatly appreciate it.
thank you,
eva crim

Don Burger

From: Steve Mount [SMount@co.kitsap.wa.us]
Sent: Saturday, July 31, 2010 10:51 AM
To: Neil R. Wachter
Subject: FW: Folder KRRC

[redacted]SM

From: Cindy Read
Sent: Thursday, July 29, 2010 10:22 AM
To: Steve Mount
Subject: Folder

G:\DCD\DATA\DCD00-General_Info\07 - GIS Maps\KRC Powerpoint Maps

Cindy Read
GIS Analyst III
Kitsap County
Department of Community Development
(360) 337-5777 ext 3078
cread@co.kitsap.wa.us

Don Burger

From: Steve Mount [SMount@co.kitsap.wa.us]
Sent: Saturday, July 31, 2010 10:51 AM
To: Cindy Read
Cc: Neil R. Wachter; Steve Heacock
Subject: KRRC maps

Cindy,

I gave the maps and photo's to Neil a couple things we need:

Steve Heacock needs to confirm the buffers, minimum (the most conservative) and possible maximum based on a list of factors.

A measuring tool on our map so that we can calculate distances and square footage (acres).

Neil will contact you directly for assistance with refining the map. I will be back August 18th and check in after that time to see how things are progressing. Thank you so much for all your help on this project. SM

Don Burger

From: Neil R. Wachter [NWachter@co.kitsap.wa.us]
Sent: Friday, July 30, 2010 3:50 PM
To: MURPHY, PEGGY (DNR)
Subject: RE: Kitsap Rifle

Ms. Murphy:

Thank you very much for your trouble.

Neil

From: MURPHY, PEGGY (DNR) [mailto:PEGGY.MURPHY@dnr.wa.gov]
Sent: Friday, July 30, 2010 3:18 PM
To: Neil R. Wachter
Subject: Kitsap Rifle

Mr. Wachter:

I received a copy of your records request related to the former DNR lease site for the Kitsap Rifle & Revolver Club.

We are in the process of researching this former lease and the history of the site.

I anticipate that we can send you some of the potentially responsive records next week.

I do not expect DNR to have records regarding the club's compliance with county codes. I assume that the county or the sheriff's office would be the place for those.

Sincerely,

Peggy Murphy

Public Disclosure Manager

Don Burger

From: MURPHY, PEGGY (DNR) [PEGGY.MURPHY@dnr.wa.gov]
Sent: Friday, July 30, 2010 3:18 PM
To: Neil R. Wachter
Subject: Kitsap Rifle

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I do not expect DNR to have records regarding the club's compliance with county codes. I assume that the county or the sheriff's office would be the place for those.

Sincerely,

Peggy Murphy

Public Disclosure Manager

Don Burger

From: Neil R. Wachter [NWachter@co.kitsap.wa.us]
Sent: Friday, July 30, 2010 2:58 PM
To: Merritt, James E MVD
Subject: RE: help?

Jim, thanks for the talk yesterday. Here's the link.

http://www.gunsafety.org/index.htm

Yours,

Neil

-----Original Message-----
From: Merritt, James E MVD [mailto:James.E.Merritt@usace.army.mil]
Sent: Wednesday, July 28, 2010 2:08 PM
To: Neil R. Wachter
Subject: RE: help?

[redacted]

James E. Merritt, Jr.
Assistant Division Counsel
CECC-MV
phone: (601) 634-5769
facsimile: (601)634-5345
James.E.Merritt@usace.army.mil
Attorney-Client Privilege
Attorney Work Product
Do Not Release Under FOIA
Do Not Copy
Do Not Forward Outside USACE

-----Original Message-----
From: Neil R. Wachter [mailto:NWachter@co.kitsap.wa.us]
Sent: Wednesday, July 28, 2010 4:01 PM
To: Merritt, James E MVD
Subject: RE: help?

[redacted]

Neil

-----Original Message-----
From: Merritt, James E MVD [mailto:James.E.Merritt@usace.army.mil]
Sent: Wednesday, July 28, 2010 1:55 PM
To: Neil R. Wachter
Subject: RE: help?

Neil:

[redacted]

Jim

James E. Merritt, Jr.
Assistant Division Counsel
CECC-MV
phone: (601) 634-5769
facsimile: (601)634-5345
James.E.Merritt@usace.army.mil
Attorney-Client Privilege
Attorney Work Product
Do Not Release Under FOIA
Do Not Copy
Do Not Forward Outside USACE

-----Original Message-----
From: Neil R. Wachter [mailto:NWachter@co.kitsap.wa.us]
Sent: Wednesday, July 28, 2010 3:46 PM
To: Merritt, James E MVD
Subject: help?

Hi Jim,

Yours,

Neil

Neil R. Wachter

Sr. Deputy Prosecuting Attorney

Kitsap County Prosecutor's Office, Civil Division

614 Division Street, MS-35A

360-337-4979 direct

360-337-7083 facsimile

nwachter@co.kitsap.wa.us

Notice: This email may contain confidential or privileged information. If you are not the intended recipient of this email, please delete it immediately.

Don Burger

From: Roy P. Barton [RPBarton@co.kitsap.wa.us]
Sent: Friday, July 30, 2010 8:38 AM
To: Pros-TechDiv
Cc: Neil R. Wachter; Tracey L. Hamilton-Oril
Subject: FW: KRRC - confidential attorney work product

Michelle,

[redacted]

Roy Barton, Investigator
Kitsap County Prosecutor's Office
614 Division Street MS-35
Port Orchard, WA 98366
Phone 360-337-4885
email: rpbarton@co.kitsap.wa.us

From: Neil R. Wachter
Sent: Tuesday, July 27, 2010 2:01 PM
To: Roy P. Barton
Cc: Tracey L. Hamilton-Oril
Subject: KRRC - confidential attorney work product

Roy - [redacted]

Neil

Neil R. Wachter
Sr. Deputy Prosecuting Attorney
Kitsap County Prosecutor's Office, Civil Division
614 Division Street, MS-35A

360-337-4979 direct
360-337-7083 facsimile
nwachter@co.kitsap.wa.us

Notice: This email may contain confidential or privileged information. If you are not the intended recipient of this email, please delete it immediately.

Don Burger

From: Dereck Smith [DEsmith@co.kitsap.wa.us]
Sent: Friday, July 30, 2010 8:17 AM
To: Paul Haney
Subject: RE:

Are you shooting the match this year?

From: Paul Haney
Sent: Thursday, July 29, 2010 11:12 PM
To: Dereck Smith
Subject: RE:

Sorry Smith, but will not be there.

From: Dereck Smith
Sent: Thursday, July 29, 2010 8:37 AM
To: Frank Haney; Michael Bezotte; Bill Izer; Anthony Glover; Paul Haney; Michael Allen Hetzel; Michael Turso
Subject:

Greetings

Lets finally practice. I have arranged for use of the shooting bays at the Kitsap Rifle and Revolver Club on Friday afternoon at **1700**. Marcus or somebody from the club will be there to help coach us on the basics of practical shooting and how to play the game. Our objective is some trigger time on handgun. training cost us nothing but time.

Next practice is Sunday at the Bremerton PD range. I will be there about 1400 to set up some steel. Priority is zeroing rifles and shotgun (if needed) for close quarter and longer range. Word is we will be shooting slugs at 50 and 75 yard targets. Bring you handgun. I will provide 223/556 ammo. Bring 20 rounds of slug and whatever birdshot you can.

I apologize for the last minute notice. Please reply asap when you receive this and let me know if you are available. I will set something up next week at the Kitsap Rifle and Revolver so we can peek at the courses of fire to give us the edge (its not cheating) What are your questions???

Smitty

Don Burger

From: Paul Haney [PHaney@co.kitsap.wa.us]
Sent: Thursday, July 29, 2010 11:12 PM
To: Dereck Smith
Subject: RE:

Sorry Smith, but will not be there.

From: Dereck Smith
Sent: Thursday, July 29, 2010 8:37 AM
To: Frank Haney; Michael Bezotte; Bill Izer; Anthony Glover; Paul Haney; Michael Allen Hetzel; Michael Turso
Subject:

Greetings

Lets finally practice. I have arranged for use of the shooting bays at the Kitsap Rifle and Revolver Club on Friday afternoon at **1700**. Marcus or somebody from the club will be there to help coach us on the basics of practical shooting and how to play the game. Our objective is some trigger time on handgun. training cost us nothing but time.

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I apologize for the last minute notice. Please reply asap when you receive this and let me know if you are available. I will set something up next week at the Kitsap Rifle and Revolver so we can peek at the courses of fire to give us the edge (its not cheating) What are your questions???

Smitty

Don Burger

From: Don Burger [DBurger@co.kitsap.wa.us]
Sent: Thursday, July 29, 2010 4:15 PM
To: Dana Daniels
Subject: FW: public records request

FYI - Don

From: Don Burger
Sent: Thursday, July 29, 2010 8:39 AM
To: Carolyn Gourley; Tim Perez; Doug Bear; Jim Dunwiddie; John W. Miller
Cc: Neil R. Wachter; Kevin Atkins; Tracey L. Hamilton-Oril; Mark Abernathy; R'Lene Orr
Subject: FW: public records request

All - Attached is yet another records request from Mr. Allison regarding the Kitsap Rifle and Revolver Club. Please let me know if you have any records respondent to this request, and if so, how long you anticipate it may take to produce. I will be happy to send a 5-day notification once I hear back from you.

John - Is it possible to do an e-mail search given the parameters of this request?

Thanks - Don

From: Terry Allison [mailto:tncallison@[redacted]
Sent: Thursday, July 29, 2010 7:50 AM
To: Don Burger
Cc: Neil R. Wachter
Subject: publie records request

Mr. Burger

An e-mail response to the below records request is requested if possible.

Respectfully
Terry Allison

R
Kitsap County
614 Division Street
Port Orchard, Washington 98366
REQUEST FOR DISCLOSURE OF
PUBLIC RECORDS
Instructions: 1. Complete Section A of following form.
2. Return completed form to the appropriate Kitsap County Department.
Section A - Requestor/Records Request Information
Requestor Name **Terry Allison**
Phone Number [redacted]
Today's Date **29 July 2010**
Mailing Address City State Zip Code [redacted], **Bremerton, WA. 98312**
This is a request to: ☐ Inspect and/or ☐**XX** Copy the records described below:
(Please describe in the space below the records you are requesting and any additional information that will assist in quickly locating them.)
Title of Record(s): **unknown**
Description:

Any record of contact with or correspondence to or from any Kitsap County official or representative to or from any firearms range design, development, operations, or risk management professional relating to the transfer of 70 +/- acres of land to Kitsap Rifle and Revolver Club (KRRC), 4900 Seabeck Hwy. NW, Bremerton Wa. 98312.

Request is limited to records of any discussion or evaluation of the suitability, compatibility, or concurrent operation of KRRC in any configuration with Newberry Hill Heritage Park, surrounding schools or neighborhoods or residents, or Kitsap County Comprehensive Use Plan, or other concerns such as County code compliance or environmental concerns.

Date(s) of Record(s): **01 October 2008 to 01 July 2010.**

If record(s) concern individual(s) other than requestor, please state names(s):

Special Handling:

☐Please mail copies. (Payment is required before copying or mailing)

☐ Please hold for pick-up.

Signature of Requestor **(signed) Terry Allison**

Request was Made

☐ In person ☐ By Phone ☐ By Mail (Attach Request)

I certify that the photocopies of the records received as listed above will not be used for commercial purposes. I agree to pay a reasonable standard charge of $.15 per copy plus cost of mailing.

Signature Date E-Mail Address **Terry Allison, 29 July 2010, tncallison@[redacted]**

Section C - Department Use Only

Department

Signature

Date

Pursuant to RCW 42.56, with limited exception, Kitsap County and all of its departments and offices are required to disclose all identifiable "public records" that are related to the conduct of the County when such records are requested by any person.

Rev. 10/08

Don Burger

From: Cheryl Schroeder [CSchroed@co.kitsap.wa.us]
Sent: Thursday, July 29, 2010 1:30 PM
To: John James
Subject: FW: public records request

Can you advise me on this one.

From: Doug Bear
Sent: Thursday, July 29, 2010 12:22 PM
To: Cheryl Schroeder; Audrey Shannon
Subject: FW: public records request

Greetings!
Please review to see if we have anything responsive to this request. Please advise me of any other staff members that should receive this email. Thanks!
Doug

From: Don Burger
Sent: Thursday, July 29, 2010 8:39 AM
To: Carolyn Gourley; Tim Perez; Doug Bear; Jim Dunwiddie; John W. Miller
Cc: Neil R. Wachter; Kevin Atkins; Tracey L. Hamilton-Oril; Mark Abernathy; R'Lene Orr
Subject: FW: public records request

All - Attached is yet another records request from Mr. Allison regarding the Kitsap Rifle and Revolver Club. Please let me know if you have any records respondent to this request, and if so, how long you anticipate it may take to produce. I will be happy to send a 5-day notification once I hear back from you.

John - Is it possible to do an e-mail search given the parameters of this request?

Thanks - Don

From: Terry Allison [mailto:tncallison@[redacted]
Sent: Thursday, July 29, 2010 7:50 AM
To: Don Burger
Cc: Neil R. Wachter
Subject: publie records request

Mr. Burger

An e-mail response to the below records request is requested if possible.

Respectfully
Terry Allison

R
Kitsap County
614 Division Street
Port Orchard, Washington 98366
REQUEST FOR DISCLOSURE OF
PUBLIC RECORDS
Instructions: 1. Complete Section A of following form.
2. Return completed form to the appropriate Kitsap County Department.
Section A - Requestor/Records Request Information

Requestor Name **Terry Allison**
Phone Number **1-**[redacted]
Today's Date **29 July 2010**
Mailing Address City State Zip Code [redacted], **Bremerton, WA. 98312**
This is a request to: ☐ Inspect and/or ☐**XX** Copy the records described below:
(Please describe in the space below the records you are requesting and any additional information that will assist in quickly locating them.)
Title of Record(s): **unknown**
Description:

Any record of contact with or correspondence to or from any Kitsap County official or representative to or from any firearms range design, development, operations, or risk management professional relating to the transfer of 70 +/- acres of land to Kitsap Rifle and Revolver Club (KRRC), 4900 Seabeck Hwy. NW, Bremerton Wa. 98312.

Request is limited to records of any discussion or evaluation of the suitability, compatibility, or concurrent operation of KRRC in any configuration with Newberry Hill Heritage Park, surrounding schools or neighborhoods or residents, or Kitsap County Comprehensive Use Plan, or other concerns such as County code compliance or environmental concerns.

Date(s) of Record(s): **01 October 2008 to 01 July 2010.**
If record(s) concern individual(s) other than requestor, please state names(s):
Special Handling:
☐Please mail copies. (Payment is required before copying or mailing)
☐ Please hold for pick-up.
Signature of Requestor **(signed) Terry Allison**
Request was Made
☐ In person ☐ By Phone ☐ By Mail (Attach Request)
I certify that the photocopies of the records received as listed above will not be used for commercial purposes. I agree to pay a reasonable standard charge of $.15 per copy plus cost of mailing.

Signature Date E-Mail Address **Terry Allison, 29 July 2010, tncallison@**[redacted]
Section C - Department Use Only
Department
Signature
Date
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Rev. 10/08

Don Burger

From: Dori Leckner [DLeckner@co.kitsap.wa.us]
Sent: Thursday, July 29, 2010 12:51 PM
To: Don Burger
Subject: RE: public records request

Don,
I have nothing.

Dori

From: Jim Dunwiddie
Sent: Thursday, July 29, 2010 8:46 AM
To: Dori Leckner; Martha Droge; Elizabeth Ratliff; Terri Lyman
Cc: Don Burger
Subject: FW: public records request

Y'all.....

Please review public records request and provide directly Don Burger.

Thanks

From: Don Burger
Sent: Thursday, July 29, 2010 8:39 AM
To: Carolyn Gourley; Tim Perez; Doug Bear; Jim Dunwiddie; John W. Miller
Cc: Neil R. Wachter; Kevin Atkins; Tracey L. Hamilton-Oril; Mark Abernathy; R'Lene Orr
Subject: FW: public records request

All - Attached is yet another records request from Mr. Allison regarding the Kitsap Rifle and Revolver Club. Please let me know if you have any records respondent to this request, and if so, how long you anticipate it may take to produce. I will be happy to send a 5-day notification once I hear back from you.

John - Is it possible to do an e-mail search given the parameters of this request?

Thanks - Don

From: Terry Allison [mailto:tncallison@[redacted]]
Sent: Thursday, July 29, 2010 7:50 AM
To: Don Burger
Cc: Neil R. Wachter
Subject: publie records request

Mr. Burger

An e-mail response to the below records request is requested if possible.

Respectfully
Terry Allison

R
Kitsap County

614 Division Street
Port Orchard, Washington 98366
REQUEST FOR DISCLOSURE OF
PUBLIC RECORDS
Instructions: 1. Complete Section A of following form.
2. Return completed form to the appropriate Kitsap County Department.
Section A - Requestor/Records Request Information

Requestor Name **Terry Allison**

Phone Number [redacted]

Today's Date **29 July 2010**

Mailing Address City State Zip Code [redacted] **Bremerton, WA. 98312**

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(Please describe in the space below the records you are requesting and any additional information that will assist in quickly locating them.)

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Special Handling:

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Signature of Requestor **(signed) Terry Allison**

Request was Made

☐ In person ☐ By Phone ☐ By Mail (Attach Request)

I certify that the photocopies of the records received as listed above will not be used for commercial purposes. I agree to pay a reasonable standard charge of $.15 per copy plus cost of mailing.

Signature Date E-Mail Address **Terry Allison, 29 July 2010, tncallison@**[redacted]

Section C - Department Use Only

Department

Signature

Date

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Rev. 10/08

Don Burger

From: Doug Bear [dbear@co.kitsap.wa.us]
Sent: Thursday, July 29, 2010 12:22 PM
To: Audrey Shannon; Cheryl Schroeder
Subject: FW: public records request

Greetings!
Please review to see if we have anything responsive to this request. Please advise me of any other staff members that should receive this email. Thanks!
Doug

From: Don Burger
Sent: Thursday, July 29, 2010 8:39 AM
To: Carolyn Gourley; Tim Perez; Doug Bear; Jim Dunwiddie; John W. Miller
Cc: Neil R. Wachter; Kevin Atkins; Tracey L. Hamilton-Oril; Mark Abernathy; R'Lene Orr
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John - Is it possible to do an e-mail search given the parameters of this request?

Thanks - Don

From: Terry Allison [mailto:tncallison@[redacted]
Sent: Thursday, July 29, 2010 7:50 AM
To: Don Burger
Cc: Neil R. Wachter
Subject: publie records request

Mr. Burger

An e-mail response to the below records request is requested if possible.

Respectfully
Terry Allison

R
Kitsap County
614 Division Street
Port Orchard, Washington 98366
REQUEST FOR DISCLOSURE OF
PUBLIC RECORDS
Instructions: 1. Complete Section A of following form.
2. Return completed form to the appropriate Kitsap County Department.
Section A - Requestor/Records Request Information
Requestor Name **Terry Allison**
Phone Number [redacted]
Today's Date **29 July 2010**
Mailing Address City State Zip Code [redacted] **Bremerton, WA. 98312**
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If record(s) concern individual(s) other than requestor, please state names(s):
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☐ Please hold for pick-up.
Signature of Requestor **(signed) Terry Allison**
Request was Made
☐ In person ☐ By Phone ☐ By Mail (Attach Request)
I certify that the photocopies of the records received as listed above will not be used for commercial purposes. I agree to pay a reasonable standard charge of $.15 per copy plus cost of mailing.

Signature Date E-Mail Address **Terry Allison, 29 July 2010, tncallison@[redacted]**
Section C - Department Use Only
Department
Signature
Date
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Rev. 10/08

Don Burger

From: Michael Bezotte [MBezotte@co.kitsap.wa.us]
Sent: Thursday, July 29, 2010 12:20 PM
To: Dereck Smith
Subject: RE:

I'll be there. I bought the last 20 rounds of reduced recoil shotgun slugs at Sportsman's. Any information on where we might be able to get some more?

From: Dereck Smith
Sent: Thursday, July 29, 2010 8:37 AM
To: Frank Haney; Michael Bezotte; Bill Izer; Anthony Glover; Paul Haney; Michael Allen Hetzel; Michael Turso
Subject:

Greetings

Lets finally practice. I have arranged for use of the shooting bays at the Kitsap Rifle and Revolver Club on Friday afternoon at **1700**. Marcus or somebody from the club will be there to help coach us on the basics of practical shooting and how to play the game. Our objective is some trigger time on handgun. training cost us nothing but time.

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Smitty

Don Burger

From: KCI04_CRM_SQL [mseals@co.kitsap.external]
Sent: Thursday, July 29, 2010 12:00 PM
To: Kim Dunn
Subject: A CASE Has Entered A CRM Queue

<html><body>
*****
Case Entered Queue = DCD_Fire Marshal
At Time: Jul 29 2010 11:46AM

Case Number: KC-12512-ICI231
Case Title: Code
Compliance-Report a Potential Violation
Case Created: Jul 29 2010 11:46AM
 Followup By:
Aug 2 2010 4:46AM

Customer: Peggy & Bob Kermath Customer Phone:360-692-
7464
Location: No Data
NearestCrossStreet: No Data
Description: ***The following was
received via email.***

We would like to complain about the shooting today 7/27/10 at KRRC. Throughout the day and up to 8:30pm there was continual gun noise. Most was from auto and semi-automatic weapons, but at one point someone was shooting a maching gun! We know it was a machine gun, because one of the people in our group was able to visually see the person shooting it!

Sincerely,

Bob and Peggy Kermath

click_here
Erin Denny</body></html>

Don Burger

From: Robert and Peggy Kermath [rpkermath@[redacted]
Sent: Thursday, July 29, 2010 10:48 AM
To: Kitsap1
Subject: Fw: KRRC noise

--- On **Wed, 7/28/10, Robert and Peggy Kermath** <***rpkermath@***[redacted]> wrote:

From: Robert and Peggy Kermath <rpkermath@yahoo.com>
Subject: KRRC noise
To: Date: Wednesday, July 28, 2010, 6:14 AM

We would like to complain about the shooting today 7/27/10 at KRRC. Throughout the day and up to 8:30pm there was continual gun noise. Most was from auto and semi-automatic weapons, but at one point someone was shooting a maching gun! We know it was a machine gun, because one of the people in our group was able to visually see the person shooting it!

Sincerely,

Bob and Peggy Kermath

Don Burger

From: Merritt, James E MVD [James.E.Merritt@usace.army.mil]
Sent: Thursday, July 29, 2010 9:03 AM
To: Neil R. Wachter
Subject: RE: help?

Ready when you are.

Jim

James E. Merritt, Jr.
Assistant Division Counsel
CECC-MV
phone: (601) 634-5769
facsimile: (601)634-5345
James.E.Merritt@usace.army.mil
Attorney-Client Privilege
Attorney Work Product
Do Not Release Under FOIA
Do Not Copy
Do Not Forward Outside USACE

-----Original Message-----
From: Neil R. Wachter [mailto:NWachter@co.kitsap.wa.us]
Sent: Wednesday, July 28, 2010 4:01 PM
To: Merritt, James E MVD
Subject: RE: help?

Jim, thanks for the instant response. Can we plan on 11 a.m. CDT?

Neil

-----Original Message-----
From: Merritt, James E MVD [mailto:James.E.Merritt@usace.army.mil]
Sent: Wednesday, July 28, 2010 1:55 PM
To: Neil R. Wachter
Subject: RE: help?

Neil:

It's almost time for me to leave, so why not tomorrow? I'm here all day starting at 7:30 CDT (though if you catch me before the first cup of coffee things may be a bit rocky). I have to take a conference call at 12:30 CDT and its length is uncertain, so morning would probably be best.

I'll be looking forward to talking.

Jim

James E. Merritt, Jr.
Assistant Division Counsel
CECC-MV
phone: (601) 634-5769
facsimile: (601)634-5345
James.E.Merritt@usace.army.mil

Attorney-Client Privilege
Attorney Work Product
Do Not Release Under FOIA
Do Not Copy
Do Not Forward Outside USACE

-----Original Message-----
From: Neil R. Wachter [mailto:NWachter@co.kitsap.wa.us]
Sent: Wednesday, July 28, 2010 3:46 PM
To: Merritt, James E MVD
Subject: help?

Hi Jim,

I hope this finds you doing very well. I have an unusual case where a local gun club has apparently done land-clearing, filled in wetland buffers, and made other physical changes to its property without the benefit of permitting. Several agencies are involved or interested, including the Army Corps. The County and nearly all agencies have been denied access, and the county obtaining an admin. search warrant is not a real option under the WA Constitution.

I'm attaching a letter from the local Corps office. The author says that his superiors want him to stop shy of obtaining a federal admin. warrant or taking action stronger than letter-writing at least for now. If you are comfortable with it, I'd appreciate a chance to speak with you about the Corps enforcement and investigation procedures, and whether there's any real hope of the Corps taking action to get onto the property and observe the situation. It could start a very positive domino effect. If you can, when's a good time to talk?

Yours,

Neil

Neil R. Wachter

Sr. Deputy Prosecuting Attorney

Kitsap County Prosecutor's Office, Civil Division

614 Division Street, MS-35A

360-337-4979 direct

360-337-7083 facsimile

nwachter@co.kitsap.wa.us

Notice: This email may contain confidential or privileged information. If you are not the intended recipient of this email, please delete it immediately.

Don Burger

From: Michael Turso [MTurso@co.kitsap.wa.us]
Sent: Thursday, July 29, 2010 8:45 AM
To: Dereck Smith
Subject: RE:

Not sure if I can make the training on Friday. I may be able to attend Sunday though

---

From: Dereck Smith
Sent: Thursday, July 29, 2010 8:37 AM
To: Frank Haney; Michael Bezotte; Bill Izer; Anthony Glover; Paul Haney; Michael Allen Hetzel; Michael Turso
Subject:

Greetings

Lets finally practice. I have arranged for use of the shooting bays at the Kitsap Rifle and Revolver Club on Friday afternoon at **1700**. Marcus or somebody from the club will be there to help coach us on the basics of practical shooting and how to play the game. Our objective is some trigger time on handgun. training cost us nothing but time.

Next practice is Sunday at the Bremerton PD range. I will be there about 1400 to set up some steel. Priority is zeroing rifles and shotgun (if needed) for close quarter and longer range. Word is we will be shooting slugs at 50 and 75 yard targets. Bring you handgun. I will provide 223/556 ammo. Bring 20 rounds of slug and whatever birdshot you can.

I apologize for the last minute notice. Please reply asap when you receive this and let me know if you are available. I will set something up next week at the Kitsap Rifle and Revolver so we can peek at the courses of fire to give us the edge (its not cheating) What are your questions???

Smitty

Don Burger

From: Jim Dunwiddie [JDunwiddie@co.kitsap.wa.us]
Sent: Thursday, July 29, 2010 8:46 AM
To: Elizabeth Ratliff; Terri Lyman; Dori Leckner; Martha Droge
Cc: Don Burger
Subject: FW: public records request

Y'all.....

Please review public records request and provide directly Don Burger.

Thanks

From: Don Burger
Sent: Thursday, July 29, 2010 8:39 AM
To: Carolyn Gourley; Tim Perez; Doug Bear; Jim Dunwiddie; John W. Miller
Cc: Neil R. Wachter; Kevin Atkins; Tracey L. Hamilton-Oril; Mark Abernathy; R'Lene Orr
Subject: FW: public records request

All - Attached is yet another records request from Mr. Allison regarding the Kitsap Rifle and Revolver Club. Please let me know if you have any records respondent to this request, and if so, how long you anticipate it may take to produce. I will be happy to send a 5-day notification once I hear back from you.

John - Is it possible to do an e-mail search given the parameters of this request?

Thanks - Don

From: Terry Allison [mailto:tncallison@[redacted]]
Sent: Thursday, July 29, 2010 7:50 AM
To: Don Burger
Cc: Neil R. Wachter
Subject: publie records request

Mr. Burger

An e-mail response to the below records request is requested if possible.

Respectfully
Terry Allison

R
Kitsap County
614 Division Street
Port Orchard, Washington 98366
REQUEST FOR DISCLOSURE OF
PUBLIC RECORDS
Instructions: 1. Complete Section A of following form.
2. Return completed form to the appropriate Kitsap County Department.
Section A - Requestor/Records Request Information
Requestor Name **Terry Allison**
Phone Number [redacted]
Today's Date **29 July 2010**
Mailing Address City State Zip Code [redacted], **Bremerton, WA. 98312**

This is a request to: □ Inspect and/or □**XX** Copy the records described below:
(Please describe in the space below the records you are requesting and any additional information that will assist in quickly locating them.)

Title of Record(s): **unknown**

Description:

Any record of contact with or correspondence to or from any Kitsap County official or representative to or from any firearms range design, development, operations, or risk management professional relating to the transfer of 70 +/- acres of land to Kitsap Rifle and Revolver Club (KRRC), 4900 Seabeck Hwy. NW, Bremerton Wa. 98312.

Request is limited to records of any discussion or evaluation of the suitability, compatibility, or concurrent operation of KRRC in any configuration with Newberry Hill Heritage Park, surrounding schools or neighborhoods or residents, or Kitsap County Comprehensive Use Plan, or other concerns such as County code compliance or environmental concerns.

Date(s) of Record(s): **01 October 2008 to 01 July 2010.**

If record(s) concern individual(s) other than requestor, please state names(s):

Special Handling:

□Please mail copies. (Payment is required before copying or mailing)

□ Please hold for pick-up.

Signature of Requestor **(signed) Terry Allison**

Request was Made

□ In person □ By Phone □ By Mail (Attach Request)

I certify that the photocopies of the records received as listed above will not be used for commercial purposes. I agree to pay a reasonable standard charge of $.15 per copy plus cost of mailing.

Signature Date E-Mail Address **Terry Allison, 29 July 2010, tncallison@[redacted]**

Section C - Department Use Only

Department

Signature

Date

Pursuant to RCW 42.56, with limited exception, Kitsap County and all of its departments and offices are required to disclose all identifiable "public records" that are related to the conduct of the County when such records are requested by any person.

Rev. 10/08

Don Burger

From: Don Burger [DBurger@co.kitsap.wa.us]
Sent: Thursday, July 29, 2010 8:39 AM
To: John W. Miller; Doug Bear; Carolyn Gourley; Jim Dunwiddie; Tim Perez
Cc: R'Lene Orr; Mark Abernathy; Kevin Atkins; Neil R. Wachter; Tracey L. Hamilton-Oril
Subject: FW: public records request

All - Attached is yet another records request from Mr. Allison regarding the Kitsap Rifle and Revolver Club. Please let me know if you have any records respondent to this request, and if so, how long you anticipate it may take to produce. I will be happy to send a 5-day notification once I hear back from you.

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Mailing Address City State Zip Code [redacted], **Bremerton, WA. 98312**
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Signature Date E-Mail Address **Terry Allison, 29 July 2010, tncallison@[redacted]**

Section C - Department Use Only

Department

Signature

Date

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Rev. 10/08

Don Burger

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Smitty

Don Burger

From: Terry Allison [tncallison@[redacted]
Sent: Thursday, July 29, 2010 7:50 AM
To: Don Burger
Cc: Neil R. Wachter
Subject: publie records request

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Mr. Burger

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Respectfully
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614 Division Street
Port Orchard, Washington 98366
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Department
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Date
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Rev. 10/08

Don Burger

From: Neil R. Wachter [NWachter@co.kitsap.wa.us]
Sent: Wednesday, July 28, 2010 6:23 PM
To: Russell D. Hauge
Cc: Tracey L. Hamilton-Oril
Subject: KRRC - confidential attorney work product communication

Russ:

[redacted]

Neil

Neil R. Wachter
Sr. Deputy Prosecuting Attorney

Kitsap County Prosecutor's Office, Civil Division
614 Division Street, MS-35A
360-337-4979 direct
360-337-7083 facsimile
nwachter@co.kitsap.wa.us

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Don Burger

From: Tim Kelly [timkelly@anthonyotto.com]
Sent: Wednesday, July 28, 2010 5:14 PM
To: Kevin M. Anderson
Subject: RE: Plane flight

oh great, so i'm going to end up being a witness! don't you guys have some fancy, super duper KCSO helicopter or night-vision equipped small plane for these type deals? am someone going to deputize me before we take off? how exciting.

i'll wait to hear from Neil.

---

tk

From: Kevin M. Anderson [mailto:KMAnders@co.kitsap.wa.us]
Sent: Wednesday, July 28, 2010 4:49 PM
To: 'Tim Kelly'
Subject: RE: Plane flight

I believe there is a strong possibility that there might be a civil action. Nothing is filed as far as I know, but Neil could fill in the blanks.

From: Tim Kelly [mailto:timkelly@anthonyotto.com]
Sent: Wednesday, July 28, 2010 11:57 AM
To: Kevin M. Anderson
Subject: RE: Plane flight

His case, what are you talking about? I thought this was just a beef your neighbor had with the gun club. Is your office involved in a civil action against them?

tk

From: Kevin M. Anderson [mailto:KMAnders@co.kitsap.wa.us]
Sent: Wednesday, July 28, 2010 11:30 AM
To: 'Tim Kelly'
Subject: Plane flight

Apparently Neil Wachter is going to contact you directly about setting up that flight. Its his case. Let me know if you don't hear from him.

Don Burger

From: Kevin M. Anderson [KMAnders@co.kitsap.wa.us]
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Don Burger

From: Merritt, James E MVD [James.E.Merritt@usace.army.mil]
Sent: Wednesday, July 28, 2010 2:08 PM
To: Neil R. Wachter
Subject: RE: help?

[redacted]

James E. Merritt, Jr.
Assistant Division Counsel
CECC-MV
phone: (601) 634-5769
facsimile: (601)634-5345
James.E.Merritt@usace.army.mil
Attorney-Client Privilege
Attorney Work Product
Do Not Release Under FOIA
Do Not Copy
Do Not Forward Outside USACE

-----Original Message-----
From: Neil R. Wachter [mailto:NWachter@co.kitsap.wa.us]
Sent: Wednesday, July 28, 2010 4:01 PM
To: Merritt, James E MVD
Subject: RE: help?

[redacted]

Neil

-----Original Message-----
From: Merritt, James E MVD [mailto:James.E.Merritt@usace.army.mil]
Sent: Wednesday, July 28, 2010 1:55 PM
To: Neil R. Wachter
Subject: RE: help?

Neil:

[redacted]

[redacted]

Jim

James E. Merritt, Jr.
Assistant Division Counsel
CECC-MV
phone: (601) 634-5769
facsimile: (601)634-5345
James.E.Merritt@usace.army.mil
Attorney-Client Privilege
Attorney Work Product

Do Not Release Under FOIA
Do Not Copy
Do Not Forward Outside USACE

-----Original Message-----
From: Neil R. Wachter [mailto:NWachter@co.kitsap.wa.us]
Sent: Wednesday, July 28, 2010 3:46 PM
To: Merritt, James E MVD
Subject: help?

Hi Jim,

[redacted]

[redacted]

Yours,

Neil

Neil R. Wachter

Sr. Deputy Prosecuting Attorney

Kitsap County Prosecutor's Office, Civil Division

614 Division Street, MS-35A

360-337-4979 direct

360-337-7083 facsimile

nwachter@co.kitsap.wa.us

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Don Burger

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Sent: Wednesday, July 28, 2010 2:01 PM
To: Merritt, James E MVD
Subject: RE: help?

[redacted]

Neil

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From: Merritt, James E MVD [mailto:James.E.Merritt@usace.army.mil]
Sent: Wednesday, July 28, 2010 1:55 PM
To: Neil R. Wachter
Subject: RE: help?

Neil:

[redacted]

[redacted]

Jim

James E. Merritt, Jr.
Assistant Division Counsel
CECC-MV
phone: (601) 634-5769
facsimile: (601)634-5345
James.E.Merritt@usace.army.mil
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[redacted]

[redacted]

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Neil

Neil R. Wachter

Sr. Deputy Prosecuting Attorney

Kitsap County Prosecutor's Office, Civil Division

614 Division Street, MS-35A

360-337-4979 direct

360-337-7083 facsimile

nwachter@co.kitsap.wa.us

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Don Burger

From: Neil R. Wachter [NWachter@co.kitsap.wa.us]
Sent: Wednesday, July 28, 2010 1:57 PM
To: WINSLOW, ROBERT (DNR)
Cc: Tracey L. Hamilton-Oril; PRUITT, BRAD (DNR); McDONALD, BRUCE (DNR); SPAHR, LISA (DNR)
Subject: RE: KRRC

Bob - Thank you.

Bruce or Lisa - would one of you be willing and able to speak with me about forest practices regulation in my county? Bob forwarded to you an email that was sent to me by a neighbor of the Kitsap Rifle and Revolver Club including aerial photos from 2009 and 2010 showing changes on the club's premises. From appearances, the club has been doing unpermitted work in wetland buffers if not in wetlands themselves. By the way, the County has been in touch with Patrick McGraner of the Dep't of Ecology, who says that his agency cannot act unless they have definitive proof of work done upon the wetlands themselves. He was not familiar with RCW 76.09.150, which authorizes both DNR and Ecology to obtain admin. search warrants to investigate sites with potential loss of natural resources after access has been denied to the DNR.

Thanks,

Neil R. Wachter
Sr. Deputy Prosecuting Attorney
Kitsap County Prosecutor's Office, Civil Division
614 Division Street, MS-35A
360-337-4979 direct
360-337-7083 facsimile
nwachter@co.kitsap.wa.us

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From: WINSLOW, ROBERT (DNR) [mailto:ROBERT.WINSLOW@dnr.wa.gov]
Sent: Wednesday, July 28, 2010 1:43 PM
To: Neil R. Wachter
Cc: PRUITT, BRAD (DNR); WINSLOW, ROBERT (DNR); SPAHR, LISA (DNR); McDONALD, BRUCE (DNR)
Subject: FW: KRRC

I found out that Kitsap County was not one of the six counties who took over the lead role for certain types of forest practices. I also heard that Dept. of Ecology rules and regulations concerning wetlands and impacts to wetlands are much broader and stricter than rules that have been promulgated under State of Washington forest practice law.

Forest Practice's regulation and oversight in the Kitsap County area is regulated by DNR's South Puget Sound Region office and knowledgeable DNR forest practice staff members in the region office include Lisa Spahr (360) 802-7007 and Bruce McDonald (360) 802-7009. You should contact one of these staff members in regards to issues pertaining to forest practices laws and their potential applicability or not to this situation.

From: Neil R. Wachter [mailto:NWachter@co.kitsap.wa.us]
Sent: Wednesday, July 28, 2010 11:45 AM
To: PRUITT, BRAD (DNR); WINSLOW, ROBERT (DNR)

Cc: Tracey L. Hamilton-Oril
Subject: KRRC

Brad and Bob:

Thank you for the call this morning concerning the Kitsap Rifle and Revolver Club. I'm sending you an email with the aerial photos I mentioned depicting the land clearing and apparent filling-in of wetland buffers. Our county system tagged this email as spam, but it's legit. Let me know whether you get it.

Also, I'm requesting a copy of the materials gathered pursuant to the public records request recently submitted to DNR by neighbor Terry Allison. Kitsap County would like to also obtain copies of all email, letters and other correspondence pertaining to the club's activities on the (former) DNR property or relating to the club's compliance with the lease or compliance with county code. Also, the lease was renewed in 2003, so I'd like to get all documents relating to the lease renewal including all previous lease agreements DNR possesses.

Finally I want to point you to RCW 76.09.150, which authorizes DNR to apply for and obtain an admin. search warrant to inspect premises where there is a potential or actual threat to natural resources. As I noted, the development on the club premises - both before and after the land swap - appears to impact wetlands in the Chico Creek headlands.
http://apps.leg.wa.gov/RCW/default.aspx?cite=76.09.150

Thank you again.

Sincerely,

Neil R. Wachter
Sr. Deputy Prosecuting Attorney
Kitsap County Prosecutor's Office, Civil Division
614 Division Street, MS-35A
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Neil:

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[redacted]

Jim

James E. Merritt, Jr.
Assistant Division Counsel
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phone: (601) 634-5769
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