

KRRC

Public Records Requests

Email

May 2010

(1 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 MAY 2010 (1 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
5/3/2010	Neil R. Wachter	Kevin M. Howell	RE: Lead at Shooting Ranges EPA Guidance Doc	Attorney Work Product
5/3/2010	Rebecca J Jolliff	Russell D. Hauge	Phone call	Attorney Work Product
5/3/2010	Neil R. Wachter	Christian C. Casad, Kevin M. Howell, Russell D. Hauge	RE: Lead at Shooting Ranges EPA Guidance Doc	Attorney Work Product
5/3/2010	Christian C. Casad	Neil R. Wachter	Re: KRRC Update - Confidential Attorney Work Product Communication	Attorney Work Product
5/4/2010	Neil R. Wachter	Russell D. Hauge, Rebecca J Jolliff	Re: Phone call - Confidential attorney work product	Attorney Work Product
5/4/2010	Neil R. Wachter	Christian C. Casad, Kevin M. Howell, Russell D. Hauge	KRRC - Confidential Attorney Work Product Communication	Attorney Work Product
5/4/2010	Russell D. Hauge	Neil R. Wachter, Rebecca J Jolliff	Re: Phone call - Confidential attorney work product	Attorney Work Product
5/5/2010	Neil R. Wachter	Tracy L. Osbourne	KRRC Notes to file - Confidential attorney work product	Attorney Work Product
5/5/2010	Neil R. Wachter	Christian C. Casad, Kevin M. Howell, Russell D. Hauge	KRRC - Confidential Attorney Work Product	Attorney Work Product
5/5/2010	Russell D. Hauge	Christian C. Casad, Kevin M. Howell, Neil R. Wachter	Re: KRRC - Confidential Attorney Work Product Communication	Attorney Work Product
5/5/2010	Kevin M. Howell	Christian C. Casad, Neil R. Wachter, Russell D. Hauge	Re: KRRC - Confidential Attorney Work Product	Attorney Work Product
5/5/2010	Christian C. Casad	Neil R. Wachter, Kevin M. Howell, Russell D. Hauge	Re: KRRC - Confidential Attorney Work Product	Attorney Work Product
5/5/2010	Russell D. Hauge	Christian C. Casad, Kevin M. Howell, Neil R. Wachter	Re: KRRC - Confidential Attorney Work Product Communication	Attorney Work Product
5/6/2010	Russell D. Hauge	Josh Brown	Confidential Attorney Work Product re: KRRC	Attorney Client Privilege
5/10/2010	Josh Brown	Russell D. Hauge	Re: Confidential Attorney Work Product re: KRRC	Attorney Client Privilege
5/11/2010	Tracey L. Hamilton-Oril	Steve Mount	KRRC	Attorney Client Privilege
5/18/2010	Neil R. Wachter	Janet Brower	Re: KRRC Letter	Attorney Client Privilege
5/19/2010	Steve Mount	Neil R. Wachter, Keith Grellerner, Janet Brower	Re: KRRC Letter	Attorney Client Privilege
5/19/2010	Neil R. Wachter	Kevin M. Howell	krcc letter	Attorney Work Product
5/19/2010	Kevin M. Howell	Don Burger	Fwd: krcc letter	Attorney Client Privilege
5/19/2010	Christian C. Casad	Neil R. Wachter, Russell D. Hauge	Fwd: Re: KRRC - Confidential Attorney Client Communication	Attorney Work Product
5/19/2010	Neil R. Wachter	Christian C. Casad, Russell D. Hauge	Fwd: Re: KRRC - Confidential Attorney Client Communication	Attorney Work Product
5/19/2010	Kevin M. Howell	Neil R. Wachter	Re: KRRC - Confidential Attorney Client Communication	Attorney Work Product
5/19/2010	Neil R. Wachter	Christian C. Casad, Russell D. Hauge, Kevin M. Howell	Re: KRRC - Confidential Attorney Client Communication	Attorney Work Product
5/19/2010	Kevin M. Howell	Neil R. Wachter, Christian C. Casad, Russell D. Hauge	Re: KRRC - Confidential Attorney Client Communication	Attorney Work Product
5/19/2010	Russell D. Hauge	Christian C. Casad, Kevin M. Howell, Neil R. Wachter	Re: KRRC - Confidential Attorney Client Communication	Attorney Work Product
5/19/2010	Neil R. Wachter	Christian C. Casad, Russell D. Hauge, Kevin M. Howell	Re: KRRC - Confidential Attorney Client Communication	Attorney Work Product
5/19/2010	Don Burger	Kevin M. Howell	Re:Fwd: krcc letter	Attorney Client Privilege
				Attorney Work Product
				Attorney Work Product
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				Attorney Client Privilege
				Attorney Work Product

Don Burger

From: DFW [Jason.Langbehn@dfw.wa.gov]
Sent: Monday, May 03, 2010 2:10 PM
To: Steve Mount
Subject: Tucker

Steve,

Had a conflict come up for tomorrow, will not be able to make the meeting. I will meet with Mr. Tucker at a later date. Also, would like to talk with you about the Kitsap Rifle and Revolver Club.

Thanks,

Jason

Don Burger

From: Larry Keeton [LKeeton@co.kitsap.wa.us]
Sent: Monday, May 03, 2010 11:03 AM
To: Jim Dunwiddie
Subject: Re: Gun Club Strategy

I am out of the office beginning Wednesday 2 pm until May 10th. I am in meetings on Wednesday and Thursday, although I will have access to email. On April 30, I will be on vacation. Should you need assistance, please contact Holly Parker-Hardin at 337-4402.
>>> jdunwiddie 05/03/10 11:03 >>>

Larry,

Can you send me a copy of the email you said you had about the strategy that you all have devised for the Gun Club adjacent to Newberry Hill Heritage Park? I am getting quite a few calls and emails from the public and would like to respond accordingly.

Thanks!

Jim

Don Burger

From: Jim Dunwiddie [JDunwiddie@co.kitsap.wa.us]
Sent: Monday, May 03, 2010 11:03 AM
To: Larry Keeton
Subject: Gun Club Strategy

Larry,

Can you send me a copy of the email you said you had about the strategy that you all have devised for the Gun Club adjacent to Newberry Hill Heritage Park? I am getting quite a few calls and emails from the public and would like to respond accordingly.

Thanks!

Jim

Don Burger

From: Christian C. Casad [CCasad@co.kitsap.wa.us]
Sent: Monday, May 03, 2010 9:21 AM
To: sjunis@[REDACTED]
Subject: Re: Fwd: KRRC

Skip,

I screwed up my e-mail to you the first time and I thought that the screw-up would be forwarded to you. That is why I made the comment. At this time, I plan to be at the meeting on Wednesday. I will look forward to seeing you then.

Chris Casad

>>> "sjunis@[REDACTED]" <sjunis@[REDACTED]> 5/1/2010 3:11 PM >>>

Chris,

You e-mail said "try this again". did that mean it did not go thru the 1st time or maybe I screwed up and you're telling me something for the second time.

I did here from Terry Allison and we have a meeting set up for Wednesday @ 2:00. Are you going to be in this meeting? If not is there a chance we could met and say hello either before or after?

Thanks

Skip Junis

----- Original Message -----

From: "Christian Casad" <ccasad@co.kitsap.wa.us>
To: <sjunis@[REDACTED]>
Subject: Fwd: KRRC
Date: Fri, 30 Apr 2010 09:39:34 -0700

I will try this again.

Chris

>>> Christian Casad 4/30/2010 9:27 AM >>>

Skip,

We are continuing to communicate and work on this issue. Russ Hauge has been in communication with Terry Allison. Russ will make the arrangements regarding a potential meeting date.

Chris Casad

Penny Stock Jumping 2000%

Sign up to the #1 voted penny stock newsletter for free today!
AwesomePennyStocks.com

Don Burger

From: Neil R. Wachter [NWachter@co.kitsap.wa.us]
Sent: Monday, May 03, 2010 3:18 PM
To: Kevin M. Howell
Subject: Fwd: RE: Lead at Shooting Ranges EPA Guidance Doc - confidential attorney client communication
Attachments: RE: Lead at Shooting Ranges EPA Guidance Doc

Kevin - [REDACTED]

Tracey - [REDACTED]

Thanks,

Neil

Neil R. Wachter
Sr. Deputy Prosecuting Attorney
Kitsap County Prosecutor's Office
614 Division Street, MS-35A
Port Orchard, WA 98366
360.337.4979 360.337.7083 (fax)
nwachter@co.kitsap.wa.us

Don Burger

From: Neil R. Wachter [NWachter@co.kitsap.wa.us]
Sent: Monday, May 03, 2010 3:18 PM
To: Kevin M. Howell
Subject: Fwd: RE: Lead at Shooting Ranges EPA Guidance Doc - confidential attorney client communication
Attachments: RE: Lead at Shooting Ranges EPA Guidance Doc

Kevin - [REDACTED]

Tracey - [REDACTED]?

Thanks,

Neil

Neil R. Wachter
Sr. Deputy Prosecuting Attorney
Kitsap County Prosecutor's Office
614 Division Street, MS-35A
Port Orchard, WA 98366
360.337.4979 360.337.7083 (fax)
nwachter@co.kitsap.wa.us

RECEIVED



DEC 10 2009

SCOTT W. LINDQUIST, MD, MPH, DIRECTOR
345 6TH STREET, SUITE 300
BREMERTON, WA 98337-1866
(360) 337-5235

Print Form **KITSAP COUNTY HEALTH DISTRICT**

**Building Site Application (BSA) Residential
For Onsite Sewage System and Water Supply
Part 1: General Information**

Official Use Only	Submission Date:	Memo #:
	Fee:	SSI:
	12/10/09	204296
	\$804	SK

A. BUILDING SITE INFORMATION

Building Site Address - Street, City, Zip Code:	Total Proposed Bedrooms:	Total Proposed Sewage Flow (Gallons):
4900 SSA RECKE HWY	COMM.	600 gpd
Assessor Tax Account No.:	Lot No.:	Short Plat No.:
362501-4-002-1006	-	-
		Property Size (SqFt): ±
		313,632

B. OWNER/APPLICANT INFORMATION

Name:	<input checked="" type="checkbox"/> Current Property Owner - OR - <input type="checkbox"/> Applicant	Phone #:	E-Mail:
KITAP RIFLE & REVOLVER CLUB		(360) 373-1007	
Owner/Applicant Mailing Address - Street, City, State, Zip Code:			
PO BOX 134 BREMERTON, WA 98310			

C. APPLICATION TYPE SUMMARY (Check all fields that apply)

Use/System Type	Application Type:	Type of Structures:
<input type="checkbox"/> Single Family <input type="checkbox"/> Standard <input type="checkbox"/> Alternative	<input checked="" type="checkbox"/> New <input type="checkbox"/> Re-Design <input type="checkbox"/> Modification/Expansion	<input type="checkbox"/> Primary Residence <input type="checkbox"/> Accessory Dwelling Unit <input type="checkbox"/> Guest House
<input type="checkbox"/> Multi Family <input type="checkbox"/> Standard <input type="checkbox"/> Alternative	<input type="checkbox"/> Repair <input type="checkbox"/> Repair/Replacement <input checked="" type="checkbox"/> Other (Describe Below)	<input checked="" type="checkbox"/> Other: <u>COMMERCIAL RESTROOM</u> <input type="checkbox"/> Non-Habitable Structures with Plumbing (describe below):
<input type="checkbox"/> Waiver(s) Proposed	<input checked="" type="checkbox"/> Other (Describe Below) <u>*COMMERCIAL</u>	

D. WATER SUPPLY DETAIL (Attach Water Availability Letter if available)

<input checked="" type="checkbox"/> Proposed	<input type="checkbox"/> Public	System Name:	System ID:
<input type="checkbox"/> Existing	<input checked="" type="checkbox"/> Private	Assessor Tax Account Numbers for Properties Served by Well	
	<input checked="" type="checkbox"/> Individual <input type="checkbox"/> 2 Party	Water Connection 1 (Parcel with Well):	Water Connection 2 (Parcel connected to Well):

E. OWNER, APPLICANT OR AGENT AND DESIGNER ACKNOWLEDGEMENT

I certify that (1) the information contained in this application is true and accurate to the best of my knowledge; (2) the application represents my intended use of this property; and (3) any related building permits that I apply for will be consistent with the plans and specifications contained in this application.

I acknowledge and understand that I, along with my contractors, are responsible for adhering to the conditions of approval of this application, and are responsible for conforming to Kitsap County Board of Health regulations for onsite sewage systems (Ordinance 2008-01) and water supply (Ordinance 1999-8).

I acknowledge and understand that the design, location, and construction of my onsite sewage system and/or well is/are critical and of a sensitive nature, and I agree to protect these areas required by the regulations.

I understand that once this application is submitted and/or approved, any changes to, or variations from, the information or conditions related to this plan may require a revised application submittal and/or could result in the revocation, denial, or suspension of this application or a related building permit and that this application will fully expire within 3 (three) years and 30 (thirty) days from the original date of application submittal.

I understand that I have the right to appeal the Health Officer's decision concerning this application pursuant to the regulations, and that approval of this application does not guarantee that a building permit will be issued.

Signature: [Signature] Date: 12-1-09

Owner Applicant Agent

Designer/Engineer Stamp

BRADFORD E. SMITH
LICENSED DESIGNER

11-28-10

Designer/Engineer Contact Phone Number: (253) 851-2178

Designer/Engineer E-Mail Address:

D. RETURN CORRESPONDENCE (For Incomplete Applications Returned to Designer/Engineer)

Returned to Designer Date:	Application Re-submittal Date:
----------------------------	--------------------------------



**Onsite Sewage System Specification Sheet
For Residential Systems**

Tax ID: 362501-4-002-1006

Owner/Applicant: KITSAP PIPE? REMOVE

A. SOIL EVALUATION PROFILES

Soil Evaluation Date:	Soil Log Numbers Must Correlate With Site Plan - Indicate Total Excavated Depth, Soil Types, Water Table Level & Depth of Restrictive Layer			
Soil Log #1	Soil Log #2	Soil Log #3	Soil Log #4	
- Downslope Side Measurements -	- Downslope Side Measurements -	- Downslope Side Measurements -	- Downslope Side Measurements -	
TH#1 0" - 29" FINE BR. SAND 29" - 68" FINE GR. SAND	TH#2 0" - 32" FINE BR. SAND 32" - 70" FINE GR. SAND	TH#3 0" - 30" FINE BR. SAND 30" - 68" FINE GR. SAND		

B. DAILY FLOW - TANKAGE - TREATMENT

Design Flow	Tankage			Advanced Treatment	
Total Proposed Sewage Flow/Day: <u>600</u> Gallons	Type	Size (gal)	QTY	<input type="checkbox"/> Aerobic Treatment Unit	
Minimum Treatment Level	<input checked="" type="checkbox"/> Septic Tank	<u>1500</u>	<u>1</u>	<input type="checkbox"/> Sand Filter (includes bottomless)	
Proposed Treatment Level: <u>E</u>	<input type="checkbox"/> Trash Tank			<input type="checkbox"/> Other: _____	
	<input type="checkbox"/> Pump Tank			Model/Size (Optional): _____	
				Manufacturer (Optional): _____	

C. DISPERSAL COMPONENT CONSTRUCTION

Dispersal Component Sizing	Trench Construction Profile	
Hydraulic Loading Rate of Dispersal Area: <u>80</u>		
Minimum Dispersal Area (Sq. Ft.) in Primary: <u>750</u>		
Minimum Linear Feet or Dimensions: <u>250</u>		
Distribution		
<input checked="" type="checkbox"/> Gravity Distribution <input type="checkbox"/> Pressure Distribution <input type="checkbox"/> Drip Irrigation <input type="checkbox"/> Other: _____		
	A. Percent Slope in Primary: <u>0</u> Percent	
	B. Maximum Trench Depth: <u>24</u> inches	
	C. Vertical Separation: <u>44</u> inches	
	D. Trench Width: <u>36</u> inches	
	E. Additional Cover Required: <u>0</u> inches	

E. SITE WATER MITIGATION

<input type="checkbox"/> Curtain Drain Designated	<input type="checkbox"/> Storm Water Control Designated
---	---

RECEIVED

Peninsula Septic Designs

DEC 10 2009

KITSAP COUNTY
HEALTH DISTRICT

P.O. Box 1444
Gig Harbor, Washington 98335
(253)851-2178
FAX (253) 851-2178

November 30th, 2009

Kitsap County Health District
345 6TH Street
Bremerton, Washington 98337

re: Commercial Letter Justification
@ 4900 Seabeck Hwy.
Kitsap Rifle and Revolver Club

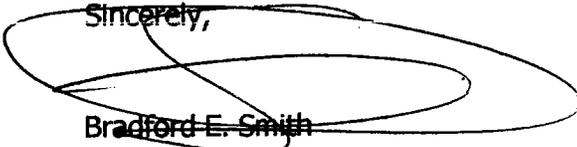
Dear Ms. Kerrie Crawford,

This letter is written to accompany the attached Basic Site Application. It's purpose is to justify the on-site septic daily waste water flows for the proposed septic system drain field. To quantify the daily flows the range facility has been utilizing three (3) "sanicans" for the past twenty (20) years. The "sanicans" are pumped twice monthly and according to range staff, have never been registered as full by the pumper, NW Cascade Co. This indicates minimal water usage by the range and it's membership. Therefore we have decided, with the approval of the range staff, to utilize the area designated to it's maximum extent, with 250LF of primary and 250LF of reserve gravity drain field. This provides 600gpd capacity for each primary and reserve areas. Also, there is not, nor will there be, commercial kitchen or laundry at this facility. Additionally, at all events/matches held at the facility, "sanicans" will be provided for the additional wastewater flows.

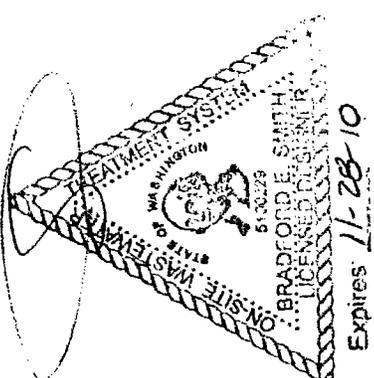
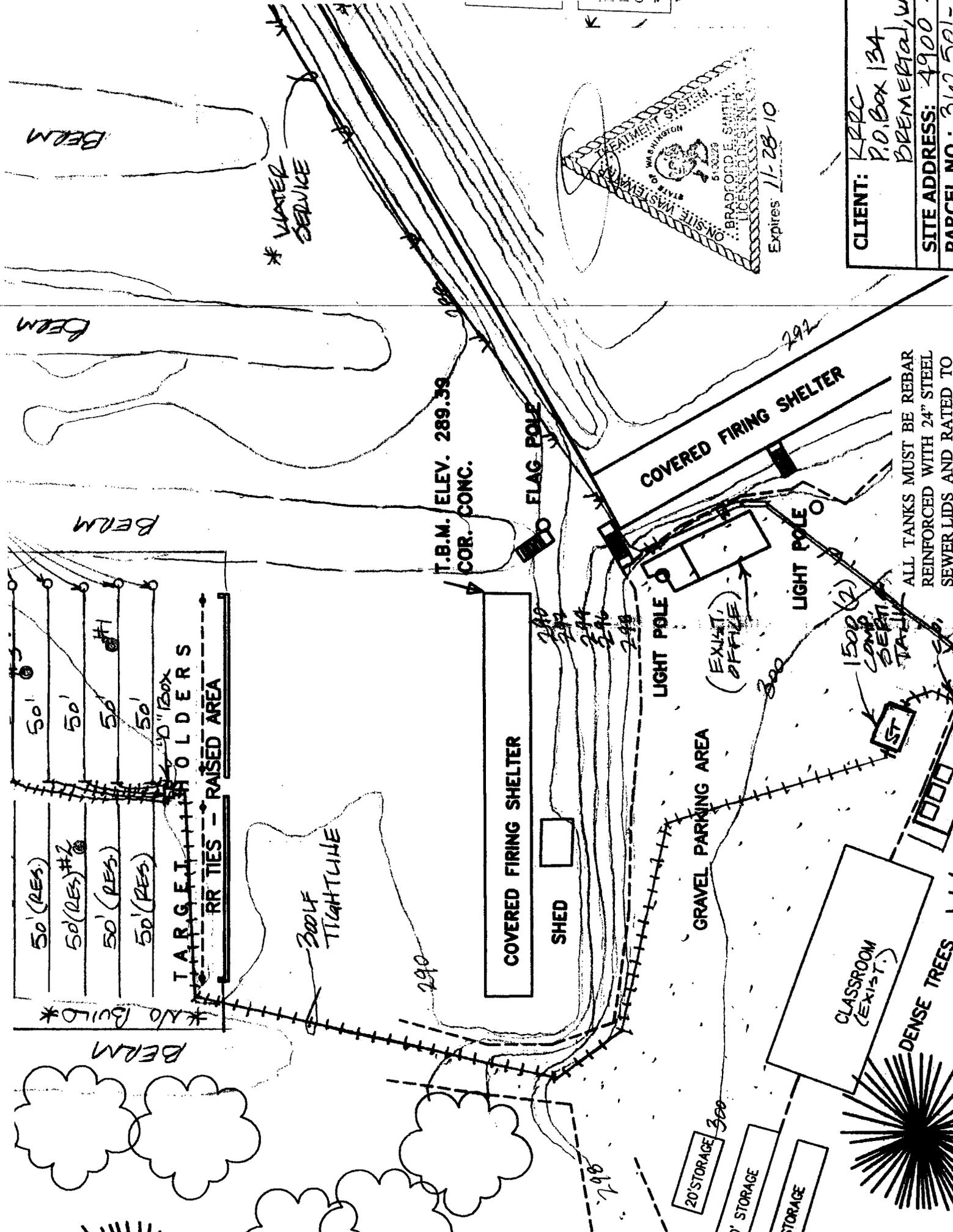
In conclusion, being that there are only two to three staff on duty during the day and three (3) "sanicans" being pumped twice monthly, our proposal of 600gpd will greatly exceed the ranges current needs and more than likely their future needs as well.

Please call us if you have any questions regarding this matter at our office, or on our mobile ph# 549-3721.

Sincerely,



Bradford E. Smith
certified designer



CLIENT: KRRC
 P.O. Box 134
 BREMERIA, WA
SITE ADDRESS: 4900
PARCEI NO.: 310501

ALL TANKS MUST BE REBAR
 REINFORCED WITH 24" STEEL
 SEWER LIDS AND RATED TO

Don Burger

From: Steve Mount [SMount@co.kitsap.wa.us]
Sent: Monday, May 03, 2010 3:28 PM
To: Jason D (DFW) Langbehn
Subject: Re: Tucker

OK, cell #621-7052. SM

Stephen Mount
Kitsap County
Department of Community Development
(360) 337-4605
smount@co.kitsap.wa.us

>>> "Langbehn, Jason D (DFW)" <Jason.Langbehn@dfw.wa.gov> 5/3/2010
>>> 2:09 PM >>>
Steve,

Had a conflict come up for tomorrow, will not be able to make the meeting. I will meet with Mr. Tucker at a later date. Also, would like to talk with you about the Kitsap Rifle and Revolver Club.

Thanks,

Jason

Don Burger

From: Rebecca J. Jolliff [RJolliff@co.kitsap.wa.us]
Sent: Monday, May 03, 2010 4:24 PM
To: Russell D. Hauge
Cc: Carol I. Maves
Subject: Phone call

Hi Russ,

[REDACTED]

[REDACTED]

Thank you!

Don Burger

From: Jim Dunwiddie [JDunwiddie@co.kitsap.wa.us]
Sent: Monday, May 03, 2010 4:40 PM
To: sjunis@[REDACTED]
Subject: Newberry Hill Heritage Park

Mr. Junis,

I have not heard from DCD about County response to Gun Club activity. I do have a meeting tomorrow afternoon, so hope to have info then.

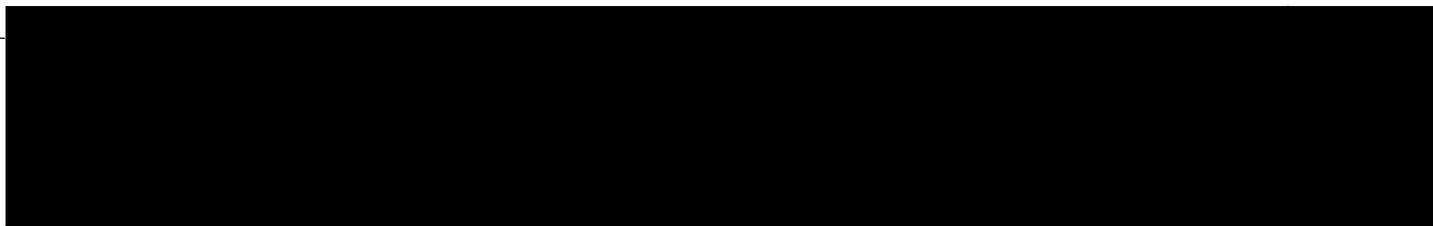
I had promised to get back to you by this afternoon. I hope to have something to report tomorrow.

Jim Dunwiddie

Don Burger

From: Neil R. Wachter [NWachter@co.kitsap.wa.us]
Sent: Monday, May 03, 2010 4:43 PM
To: Christian C. Casad; Kevin M. Howell; Russell D. Hauge
Cc: Tracey L. Hamilton-Oril
Subject: KRRC Update - Confidential Attorney Work Product Communication
Attachments: RE: Lead at Shooting Ranges EPA Guidance Doc

Russ and Co. -



grossly high for the industry.

Neil

Neil R. Wachter
Sr. Deputy Prosecuting Attorney
Kitsap County Prosecutor's Office
614 Division Street, MS-35A
Port Orchard, WA 98366
360.337.4979 360.337.7083 (fax)
nwachter@co.kitsap.wa.us

Don Burger

From: Kiess, John [kiessj@health.co.kitsap.wa.us]
Sent: Monday, May 03, 2010 1:34 PM
To: Neil R. Wachter; Grant Holdcroft
Cc: Janet Brower
Subject: RE: Lead at Shooting Ranges EPA Guidance Doc
Attachments: DOC001.PDF; DOC000.PDF

Neil, I have attached copies of the Building Site Application. Grant is correct, the application is still in pending status as we are awaiting the new well information to grant final approval.

John Kiess
Drinking Water / Onsite Septic Program Manager Kitsap County Health District

-----Original Message-----

From: Holdcroft, Grant
Sent: Friday, April 30, 2010 3:29 PM
To: Neil Wachter
Cc: Kiess, John; Brower, Janet
Subject: RE: Lead at Shooting Ranges EPA Guidance Doc

The guy you need to talk to is John Kiess, On Site Sewage and Drinking Water Manager. His number is 337-5290 and email address above. I will speak to him regarding your request on Monday as I see he is out of the office right now.

Grant A. Holdcroft, R.S.
Sr. Environmental Health Specialist
Solid & Hazardous Waste Program
Kitsap County Health District
holdcg@health.co.kitsap.wa.us
(360) 337-5605

-----Original Message-----

From: Neil Wachter [mailto:nwachter@co.kitsap.wa.us]
Sent: Friday, April 30, 2010 9:14 AM
To: Holdcroft, Grant
Subject: Re: Lead at Shooting Ranges EPA Guidance Doc

Thank you Grant. Could I request a copy of the application, or could you point me to the person who is processing this for the HD?

Neil R. Wachter
Sr. Deputy Prosecuting Attorney
Kitsap County Prosecutor's Office
614 Division Street, MS-35A
Port Orchard, WA 98366
360.337.4979 360.337.7083 (fax)
nwachter@co.kitsap.wa.us

>>> "Holdcroft, Grant" <holdcg@health.co.kitsap.wa.us> Thursday, April 29, 2010 2:14 PM >>>
Neil:

See attached for the PDF of the EPA Guidance Document.

Also, I checked on the status of the Building Site Application(BSA or septic system design). It is in our pending file waiting on the paperwork on their new well. This means that it is not approved as yet.

There is no requirement for a building permit # for DCD at the BSA stage. A building permit # is required for the septic installation permit. And they are not there yet. They need the BSA approved first.

Grant A. Holdcroft, R.S.

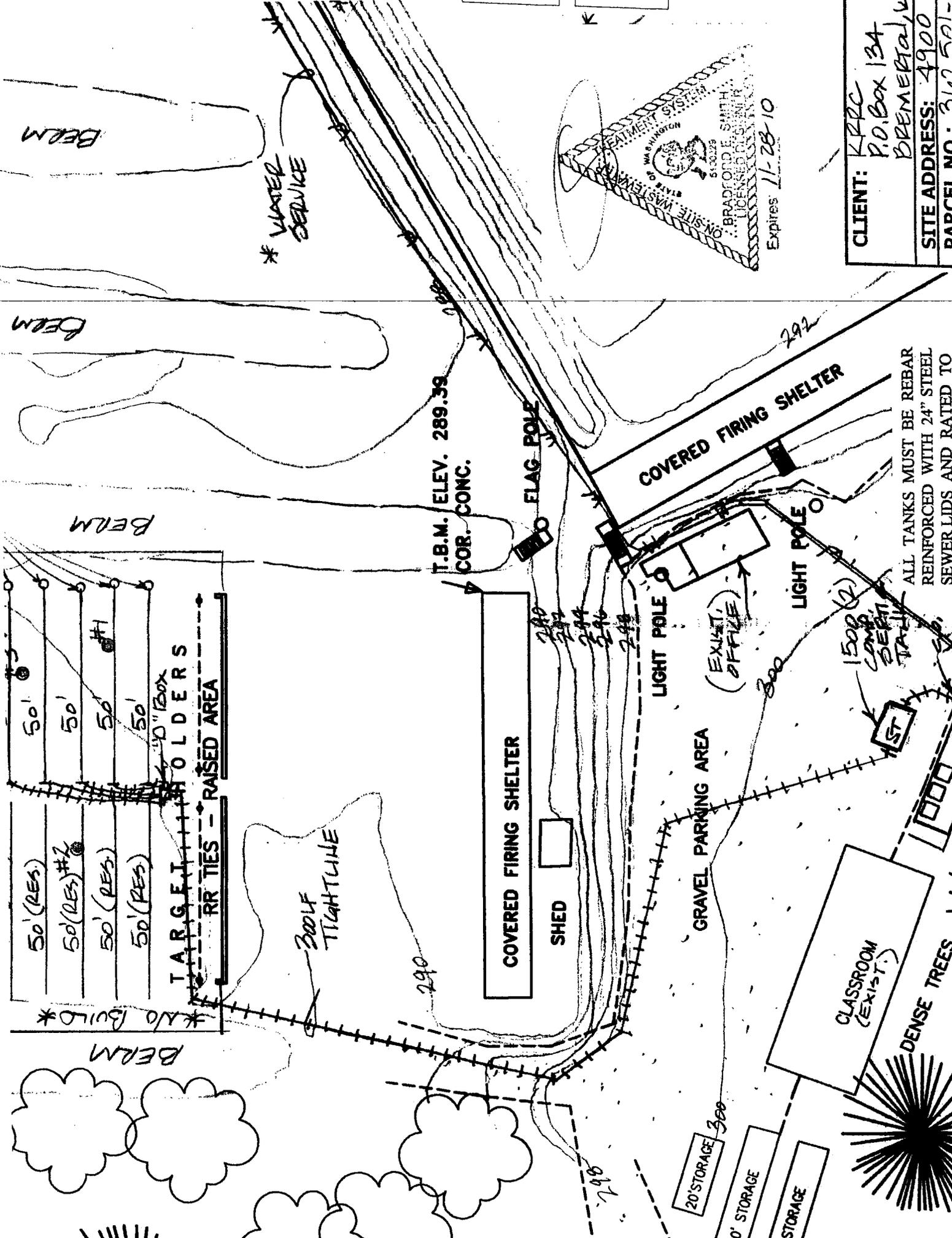
Sr. Environmental Health Specialist

Solid & Hazardous Waste Program

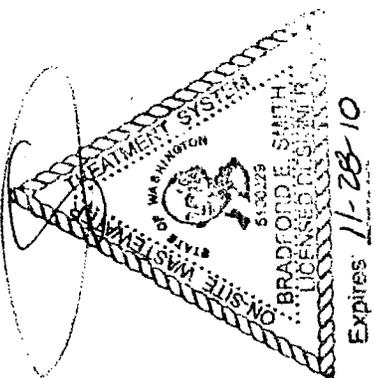
Kitsap County Health District

holdcg@health.co.kitsap.wa.us <<mailto:holdcg@health.co.kitsap.wa.us>>

(360) 337-5605



CLIENT: KRRC
 P.O. Box 134
 BREMERIA, WA
 SITE ADDRESS: 4900
 PARCEI NO. 2105011



ALL TANKS MUST BE REBAR
 REINFORCED WITH 24" STEEL
 SEWER LIDS AND RATED TO

Don Burger

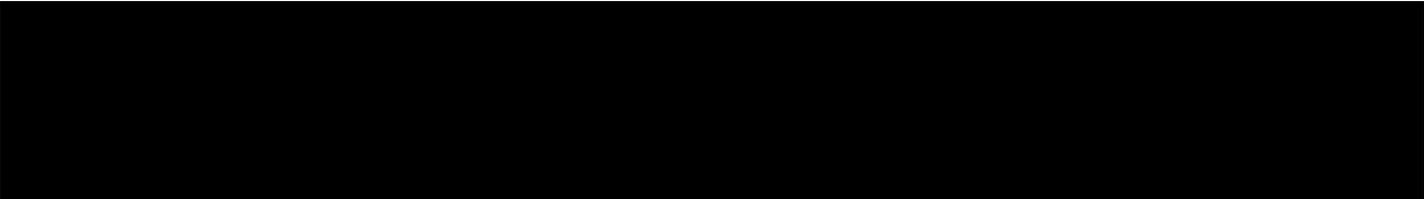
From: Christian C. Casad [CCasad@co.kitsap.wa.us]
Sent: Monday, May 03, 2010 4:46 PM
To: Neil R. Wachter
Subject: Re: KRRRC Update - Confidential Attorney Work Product Communication

Neil,



Chris

>>> Neil Wachter 5/3/2010 4:43 PM >>>
Russ and Co. -



Neil

Neil R. Wachter
Sr. Deputy Prosecuting Attorney
Kitsap County Prosecutor's Office
614 Division Street, MS-35A
Port Orchard, WA 98366
360.337.4979 360.337.7083 (fax)
nwachter@co.kitsap.wa.us



RECEIVED

DEC 10 2009

SCOTT W. LINDQUIST, MD, MPH, DIRECTOR
 345 6TH STREET, SUITE 300
 BREMERTON, WA 98337-1866
 (360) 337-5235

Print Form **KITSAP COUNTY HEALTH DISTRICT**

Building Site Application (BSA) Residential For Onsite Sewage System and Water Supply
Part 1: General Information

Official Use Only	Submital Date:	Memo #:
	12/10/09	204296
	Fee:	SSI:
	\$804	SK

A. BUILDING SITE INFORMATION

Building Site Address - Street, City, Zip Code:	Total Proposed Bedrooms:	Total Proposed Sewage Flow (Gallons):
4900 SEA BUCKLE HWY	COMM.	600 gpd
Assessor Tax Account No.:	Lot No.:	Short Plat No.:
362501-4-002-1006	-	-
		Property Size (SqFt): ±
		313,632

B. OWNER/APPLICANT INFORMATION

Name:	<input checked="" type="checkbox"/> Current Property Owner - OR - <input type="checkbox"/> Applicant	Phone #:	E-Mail:
KITSAP RIFLE & REVOLVER CLUB		(360) 373-1007	
Owner/Applicant Mailing Address - Street, City, State, Zip Code:			
PO BOX 134 BREMERTON, WA 98310			

C. APPLICATION TYPE SUMMARY (Check all fields that apply)

Use/System Type	Application Type:	Type of Structures:
<input type="checkbox"/> Single Family	<input checked="" type="checkbox"/> New	<input type="checkbox"/> Primary Residence
<input type="checkbox"/> Standard	<input type="checkbox"/> Re-Design	<input type="checkbox"/> Accessory Dwelling Unit
<input type="checkbox"/> Alternative	<input type="checkbox"/> Modification/Expansion	<input type="checkbox"/> Guest House
<input type="checkbox"/> Multi Family	<input type="checkbox"/> Repair	<input checked="" type="checkbox"/> Other: COMMERCIAL RESTROOM
<input type="checkbox"/> Standard	<input type="checkbox"/> Repair/Replacement	<input type="checkbox"/> Non-Habitable Structures with Plumbing (describe below):
<input type="checkbox"/> Alternative	<input checked="" type="checkbox"/> Other (Describe Below)	
<input type="checkbox"/> Waiver(s) Proposed	*COMMERCIAL	

D. WATER SUPPLY DETAIL (Attach Water Availability Letter if available)

<input checked="" type="checkbox"/> Proposed	<input type="checkbox"/> Public	System Name:	System ID:
<input type="checkbox"/> Existing	<input checked="" type="checkbox"/> Private	Assessor Tax Account Numbers for Properties Served by Well	
	<input checked="" type="checkbox"/> Individual <input type="checkbox"/> 2 Party	Water Connection 1 (Parcel with Well):	Water Connection 2 (Parcel connected to Well):

E. OWNER, APPLICANT OR AGENT AND DESIGNER ACKNOWLEDGEMENT

I certify that (1) the information contained in this application is true and accurate to the best of my knowledge; (2) the application represents my intended use of this property; and (3) any related building permits that I apply for will be consistent with the plans and specifications contained in this application.

I acknowledge and understand that I, along with my contractors, are responsible for adhering to the conditions of approval of this application, and are responsible for conforming to Kitsap County Board of Health regulations for onsite sewage systems (Ordinance 2008-01) and water supply (Ordinance 1999-6).

I acknowledge and understand that the design, location, and construction of my onsite sewage system and/or well is/are critical and of a sensitive nature, and I agree to protect these areas required by the regulations.

I understand that once this application is submitted and/or approved, any changes to, or variations from, the information or conditions related to this plan may require a revised application submittal and/or could result in the revocation, denial, or suspension of this application or a related building permit and that this application will fully expire within 3 (three) years and 30 (thirty) days from the original date of application submittal.

I understand that I have the right to appeal the Health Officer's decision concerning this application pursuant to the regulations, and that approval of this application does not guarantee that a building permit will be issued.

Signature: Owner Applicant Agent

Date: 12-1-09

Designer/Engineer Stamp

BRADFORD E. SMITH
 LICENSED DESIGNER
 5130229

11-28-10

Designer/Engineer Contact Phone Number: (253) 851-278

Designer/Engineer E-Mail Address:

D. RETURN CORRESPONDENCE (For Incomplete Applications Returned to Designer/Engineer)

Returned to Designer Date:	Application Re-submittal Date:
----------------------------	--------------------------------



DEC 11 2009
 KITSAP COUNTY
 HEALTH DISTRICT

SCOTT W. LINDQUIST, MD, MPH, DIRECTOR
 345 6TH STREET, SUITE 300
 BREMERTON, WA 98337-1866
 (360) 337-5235

**Onsite Sewage System Specification Sheet
 For Residential Systems**

Tax ID: 362501-4-002-1006

Owner/Applicant: KITSAP PIPE & RENEWAL

A. SOIL EVALUATION PROFILES

Soil Evaluation Date:	Soil Log Numbers Must Correlate With Site Plan - Indicate Total Excavated Depth, Soil Types, Water Table Level & Depth of Restrictive Layer			
Soil Log #1	Soil Log #2	Soil Log #3	Soil Log #4	
- Downslope Side Measurements -	- Downslope Side Measurements -	- Downslope Side Measurements -	- Downslope Side Measurements -	
TH#1 0" - 29" FINE BR. SAND 29" - 68" FINE GR. SAND	TH#2 0" - 32" FINE BR. SAND 32" - 70" FINE GR. SAND	TH#3 0" - 30" FINE BR. SAND 30" - 68" FINE GR. SAND		

B. DAILY FLOW - TANKAGE - TREATMENT

Design Flow	Tankage			Advanced Treatment	
Total Proposed Sewage Flow/Day: <u>600</u> Gallons	Type	Size (gal)	QTY	<input type="checkbox"/> Aerobic Treatment Unit	
Minimum Treatment Level	<input checked="" type="checkbox"/> Septic Tank	<u>1500</u>	<u>1</u>	<input type="checkbox"/> Sand Filter (includes bottomless)	
Proposed Treatment Level: <u>E</u>	<input type="checkbox"/> Trash Tank			<input type="checkbox"/> Other: _____	
	<input type="checkbox"/> Pump Tank			Model/Size (Optional): _____	
				Manufacturer (Optional): _____	

C. DISPERSAL COMPONENT CONSTRUCTION

Dispersal Component Sizing		Trench Construction Profile
Hydraulic Loading Rate of Dispersal Area: <u>80</u> Minimum Dispersal Area (Sq. Ft.) in Primary: <u>750</u> Minimum Linear Feet or Dimensions: <u>250</u> Distribution: <input checked="" type="checkbox"/> Gravity Distribution <input type="checkbox"/> Pressure Distribution <input type="checkbox"/> Drip Irrigation <input type="checkbox"/> Other: _____		A. Percent Slope in Primary: <u>0</u> Percent B. Maximum Trench Depth - Downslope Side Measurements: <u>24</u> inches C. Vertical Separation: <u>44</u> inches D. Trench Width: <u>36</u> inches E. Additional Cover Required: <u>0</u> inches

E. SITE WATER MITIGATION

Curtain Drain Designated
 Storm Water Control Designated

RECEIVED

Peninsula Septic Designs

DEC 10 2009

KITSAP COUNTY
HEALTH DISTRICT

P.O. Box 1444
Gig Harbor, Washington 98335
(253)851-2178
FAX (253) 851-2178

November 30th, 2009

Kitsap County Health District
345 6TH Street
Bremerton, Washington 98337

re: Commercial Letter Justification
@ 4900 Seabeck Hwy.
Kitsap Rifle and Revolver Club

Dear Ms. Kerrie Crawford,

This letter is written to accompany the attached Basic Site Application. It's purpose is to justify the on-site septic daily waste water flows for the proposed septic system drain field. To quantify the daily flows the range facility has been utilizing three (3) "sanicans" for the past twenty (20) years. The "sanicans" are pumped twice monthly and according to range staff, have never been registered as full by the pumper, NW Cascade Co. This indicates minimal water usage by the range and it's membership. Therefore we have decided, with the approval of the range staff, to utilize the area designated to it's maximum extent, with 250LF of primary and 250LF of reserve gravity drain field. This provides 600gpd capacity for each primary and reserve areas. Also, there is not, nor will there be, commercial kitchen or laundry at this facility. Additionally, at all events/matches held at the facility, "sanicans" will be provided for the additional wastewater flows.

In conclusion, being that there are only two to three staff on duty during the day and three (3) "sanicans" being pumped twice monthly, our proposal of 600gpd will greatly exceed the ranges current needs and more than likely their future needs as well.

Please call us if you have any questions regarding this matter at our office, or on our mobile ph# 549-3721.

Sincerely,

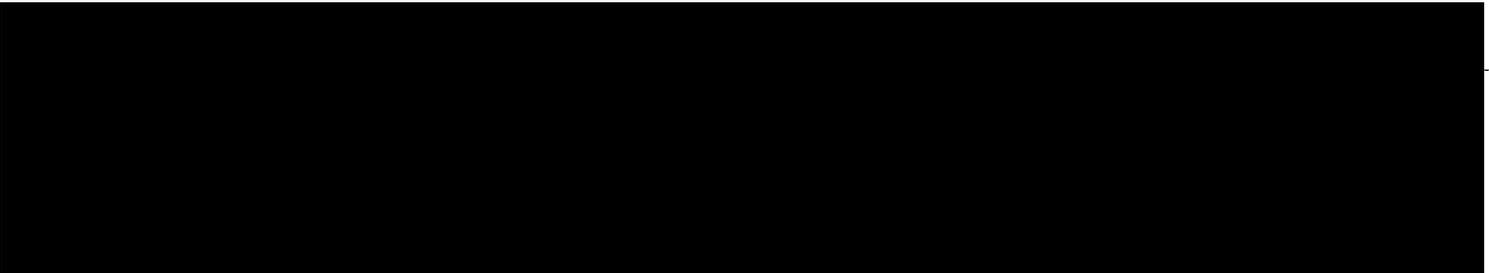


Bradford E. Smith
certified designer

Don Burger

From: Neil R. Wachter [NWachter@co.kitsap.wa.us]
Sent: Tuesday, May 04, 2010 7:55 PM
To: Russell D. Hauge; Rebecca J. Jolliff
Cc: Carol I. Maves; Tracy L. Osbourne
Subject: Re: Phone call - Confidential attorney work product

Russ and Co.:



Neil

Neil R. Wachter
Sr. Deputy Prosecuting Attorney
Kitsap County Prosecutor's Office
614 Division Street, MS-35A
Port Orchard, WA 98366
360.337.4979 360.337.7083 (fax)
nwachter@co.kitsap.wa.us

>>> Rebecca Jolliff Monday, May 03, 2010 4:24 PM >>>
Hi Russ,



Thank you!

Don Burger

From: Jim Dunwiddie [JDunwiddie@co.kitsap.wa.us]
Sent: Tuesday, May 04, 2010 3:23 PM
To: sjunis@[REDACTED]
Subject: Re: Newberry Hill Heritage Park

Skip,

Let's wait until after your meeting with Prosecutor. It appears his office is taking lead on this matter, including a combined response for all the agencies that may a regulatory responsibility.

The DCD Director is out but I was able to speak to the Assistant Director of DCD. He did say that the Prosecutor was taking the lead, but DCD will be forwarding me some info from County discussions.

I am not trying to avoid meeting with you, but it appears you have the ear of the agency that may be the best in addressing your concerns. I will be interested in hearing about your meeting.

Jim

>>> "sjunis@[REDACTED]" <sjunis@[REDACTED]> 5/4/2010 3:12 PM >>>

Jim,

Thanks for your response. We're meeting with Prosecutor's Office tomorrow so it sounds like there are enough meetings...we just need some action.

Terry Allison and myself would like very much to have a meeting with to present some of the material we have presented to other agencies and the Prosecutor's. Any chance we could meeting either Thursday/Friday of this week, or early next week. It would be great if Martha could attend, but I realize she is finishing her grant purposals. maybe she could sneak a liittle time.Let us know.

Thanks

Skip Junis

----- Original Message -----

From: "Jim Dunwiddie" <jdunwiddie@co.kitsap.wa.us >
To: <sjunis@[REDACTED]>
Subject: Newberry Hill Heritage Park
Date: Mon, 03 May 2010 16:40:02 -0700

Mr. Junis,

I have not heard from DCD about County response to Gun Club activity. I do have a meeting tomorrow afternoon, so hope to have info then.

I had promised to get back to you by this afternoon. I hope to have something to report tomorrow.

Jim Dunwiddie

Artery Clearing Secret
Nobel Prize Winning discovery cuts artery plaque by incredible 50%.
<http://thirdpartyoffers.juno.com/TGL3141/4be09c4c266e831159cst03duc>

Don Burger

From: sjunis@[REDACTED]
Sent: Tuesday, May 04, 2010 3:13 PM
To: Jim Dunwiddie
Subject: Re: Newberry Hill Heritage Park

Jim,

Thanks for your response. We're meeting with Prosecutor's Office tomorrow so it sounds like there are enough meetings...we just need some action.

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Jim Dunwiddie

Artery Clearing Secret

Nobel Prize Winning discovery cuts artery plaque by incredible 50%.
Healthsecrets.com

Don Burger

From: Steve Mount [SMount@co.kitsap.wa.us]
Sent: Tuesday, May 04, 2010 12:35 PM
To: Gina L (DFW) Piazza; Jason D (DFW) Langbehn
Subject: Re: Tucker

Jason,

Tom and his wife came in for our consultation meeting with staff. They will be proceeding with the permit application for road construction and will hire Wetland Consultant and Engineer for our permit. Told them they will need to fill out JARPA for State and to work with Corp as well. He will be contacting me next week and keep in touch with me on progress. I left message with neighbor and will do site visit to check on site stability here in the coming week.

Let me know if the State has any further action on this matter we need to be aware of.
Thanks. SM

Stephen Mount
Kitsap County
Department of Community Development
(360) 337-4605
smount@co.kitsap.wa.us

>>> "Langbehn, Jason D (DFW)" <Jason.Langbehn@dfw.wa.gov> 5/3/2010
>>> 2:09 PM >>>
Steve,

Had a conflict come up for tomorrow, will not be able to make the meeting. I will meet with Mr. Tucker at a later date. Also, would like to talk with you about the Kitsap Rifle and Revolver Club.

Thanks,

Jason

Don Burger

From: Steve Mount [SMount@co.kitsap.wa.us]
Sent: Tuesday, May 04, 2010 12:33 PM
To: Jason D (DFW) Langbehn
Subject: Re: Tucker

Jason,

Tom and his wife came in for our consultation meeting with staff. They will be proceeding with the permit application for road construction and will hire Wetland Consultant and Engineer for our permit. Told them they will need to fill out JARPA for State and to work with Corp as well. He will be contacting me next week and keep in touch with me on progress. I left message with neighbor and will do site visit to check on site stability here in the coming week.

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Stephen Mount
Kitsap County
Department of Community Development
(360) 337-4605
smount@co.kitsap.wa.us

>>> "Langbehn, Jason D (DFW)" < Jason.Langbehn@dfw.wa.gov > 5/3/2010
>>> 2:09 PM >>>
Steve,

Had a conflict come up for tomorrow, will not be able to make the meeting. I will meet with Mr. Tucker at a later date. Also, would like to talk with you about the Kitsap Rifle and Revolver Club.

Thanks,

Jason

Don Burger

From: Linda Jones [LJJones@co.kitsap.wa.us]
Sent: Tuesday, May 04, 2010 10:05 AM
To: Steve Mount; Mary Seals
Cc: Antonia Kruckeberg; Kim Dunn
Subject: Re: You have a new case! CRM:0003000000171

Forwarded to Steve Mount for follow-up.

Linda Jones
Manager, Permit Center
& Code Compliance
Kitsap County Department
of Community Development
614 Division Street, MS-36
Port Orchard, WA 98366
(360) 337-4808

Visit our website at www.kitsapgov.com/dcd

Our department is open:
Monday - Thursday 10:00 - 5:00

>>> "Mary Seals" <mseals@co.kitsap.external> 5/4/2010 8:23 AM >>>
This case was forwarded to you from CRM and requires your action.
Please advise on the course of action by replying to this email. PLEASE DO NOT CHANGE THE
SUBJECT LINE OF THE EMAIL OR DELIVERY WILL BE DELAYED.
If you have questions or need assistance, call Kitsap One at 360-337-5777.

Case #KC-11376-V7U6E7 Created on: 05/03/2010 7:50 AM

Created by: Antonia Kruckeberg

Customer: Peggy Kermath

Preferred contact method: Primary Phone

Phone: [REDACTED] Secondary Phone:

Email:

Location of concern: Nearest Cross Street:

Parcel Number:

Description of concern: 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

Follow up needed by: 05/05/2010 12:50 AM

Don Burger

From: Mary Seals [mseals@co.kitsap.external]
Sent: Tuesday, May 04, 2010 8:23 AM
To: Linda Jones
Subject: You have a new case! CRM:0003000000171

This case was forwarded to you from CRM and requires your action. Please advise on the course of action by replying to this email. **PLEASE DO NOT CHANGE THE SUBJECT LINE OF THE EMAIL OR DELIVERY WILL BE DELAYED.** If you have questions or need assistance, call Kitsap One at 360-337-5777.

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Customer: Peggy Kermath

Preferred contact method: Primary Phone

Phone: [REDACTED] Secondary Phone:

Email:

Location of concern: Nearest Cross Street:

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Follow up needed by: 05/05/2010 12:50 AM

Don Burger

From: Neil R. Wachter [NWachter@co.kitsap.wa.us]
Sent: Tuesday, May 04, 2010 10:04 PM
To: Christian C. Casad; Kevin M. Howell; Russell D. Hauge
Cc: Tracy L. Osbourne
Subject: KRRC - Confidential Attorney Work Product Communication
Attachments: Ltr to Taylor May 5 2010.doc

Russ, Chris and Kevin:

Neil

Neil R. Wachter
Sr. Deputy Prosecuting Attorney
Kitsap County Prosecutor's Office
614 Division Street, MS-35A
Port Orchard, WA 98366
360.337.4979 360.337.7083 (fax)
nwachter@co.kitsap.wa.us



Kitsap County Prosecuting Attorney's Office

Russell D. Hauge
Prosecuting Attorney

Please reply to: Civil Division

May 4, 2010

Carol I. Maves
Office Administrator

Regina Taylor
Attorney at Law PC
9353 Central Valley Road NW Suite 2
Bremerton, WA 98311

Christian C. Casad
Case Management
Division Chief

Timothy A. Drury
Felony and Juvenile
Division Chief

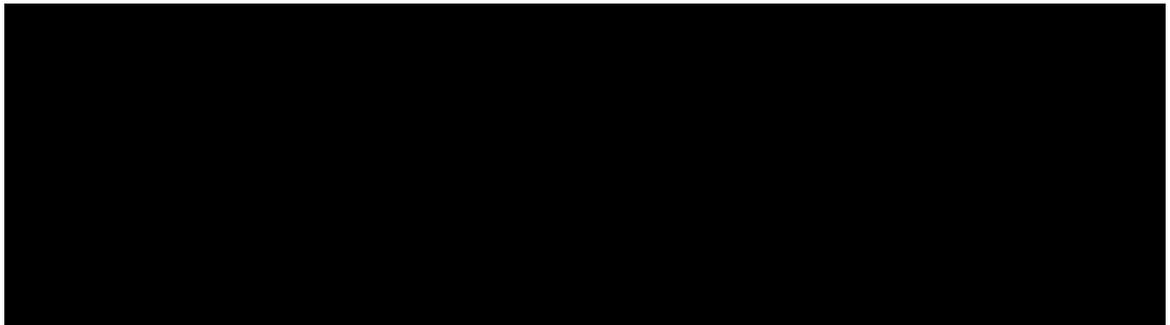
RE: Kitsap Rifle and Revolver Club

Dear Ms. Taylor:

Claire A. Bradley
District/Municipal
Division Chief

**Jacquelyn M.
Aufderheide**
Civil/Child Support
Division Chief

www.kitsapgov.com/pros



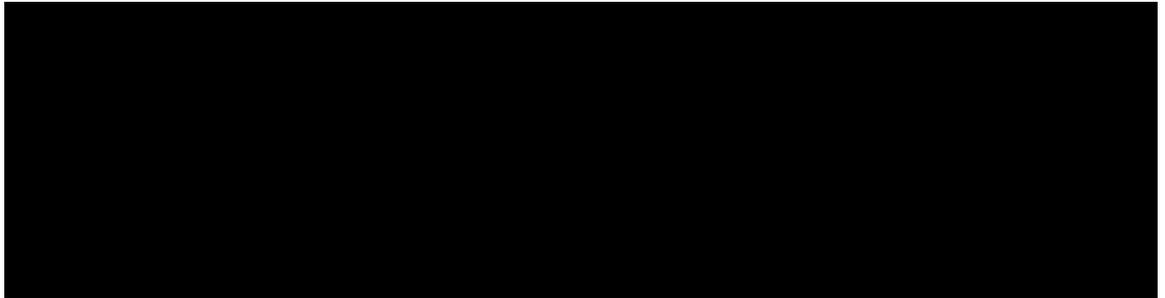
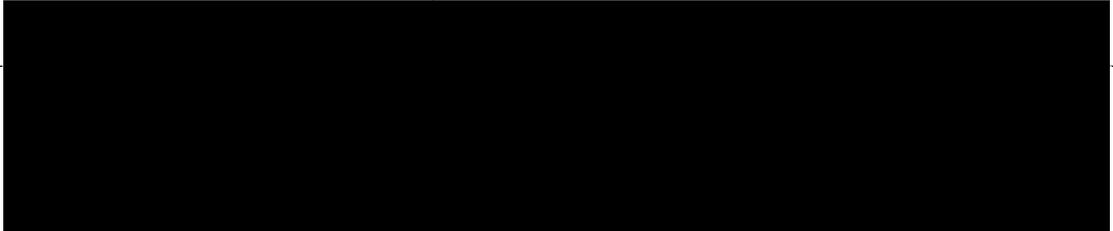
Adult Criminal & Administrative Divisions • 614 Division Street, MS-35 • Port Orchard, Washington 98366-4681 • (360) 337-7174 • FAX (360) 337-4949
Juvenile Criminal Division • 614 Division Street, MS-35 • Port Orchard, Washington 98366-4681 • (360) 337-5500 • FAX (360) 337-5509
Special Assault Unit • 614 Division Street, MS-35 • Port Orchard, Washington 98366-4681 • (360) 337-7148 • FAX (360) 337-7229

Bainbridge Island Municipal Court Division • 614 Division Street, MS-35 • Port Orchard, Washington 98366-4681 • (360) 337-7174 • FAX (360) 337-4949
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Poulsbo Municipal Court Division • 614 Division Street, MS-35 • Port Orchard, Washington 98366-4681 • (360) 337-7174 • FAX (360) 337-4949

Civil Division • 614 Division Street, MS-35A • Port Orchard, Washington 98366-4681 • (360) 337-4992 • FAX (360) 337-7083
Child Support Division • 614 Division Street, MS-35B • Port Orchard, Washington 98366-4681 • (360) 337-7020 • FAX (360) 337-5733



Regina Taylor
May 4, 2010
Page 2



Thank you for your attention.

Sincerely yours,

RUSSELL D. HAUGE
Prosecuting Attorney

NEIL R. WACHTER
Deputy Prosecuting Attorney

Enclosure: Bargain and Sale Deed with Restrictive Covenants

Don Burger

From: Russell D. Hauge [RHauge@co.kitsap.wa.us]
Sent: Tuesday, May 04, 2010 10:30 PM
To: Neil R. Wachter; Rebecca J. Jolliff
Cc: Carol I. Maves; Kevin M. Howell; Tracy L. Osbourne
Subject: Re: Phone call - Confidential attorney work product

-----Original Message-----

From: Neil Wachter
Cc: Maves, Carol <CMaves@co.kitsap.wa.us>
To: Hauge, Russell <RHauge@co.kitsap.wa.us>
To: Jolliff, Rebecca <RJolliff@co.kitsap.wa.us>
Cc: Osbourne, Tracy <TOsourn@co.kitsap.wa.us>

Sent: 5/4/2010 7:55:00 PM
Subject: Re: Phone call - Confidential attorney work product

Russ and Co.:

Neil

Neil R. Wachter
Sr. Deputy Prosecuting Attorney
Kitsap County Prosecutor's Office
614 Division Street, MS-35A
Port Orchard, WA 98366
360.337.4979 360.337.7083 (fax)
nwachter@co.kitsap.wa.us

>>> Rebecca Jolliff Monday, May 03, 2010 4:24 PM >>>
Hi Russ,

Thank you!

Don Burger

From: Neil R. Wachter [NWachter@co.kitsap.wa.us]
Sent: Wednesday, May 05, 2010 10:48 AM
To: Tracy L. Osbourne
Cc: Christian C. Casad; Kevin M. Howell; Russell D. Hauge
Subject: KRRC Notes to file - Confidential Attorney Work Product

Neil R. Wachter
Sr. Deputy Prosecuting Attorney
Kitsap County Prosecutor's Office
614 Division Street, MS-35A
Port Orchard, WA 98366
360.337.4979 360.337.7083 (fax)
nwachter@co.kitsap.wa.us

>>> "Alison Osullivan" <aosullivan@suquamish.nsn.us> Wednesday, May
>>> 05, 2010 10:06 AM >>>

On February 12, 1974, U.S. District Court Judge Boldt ruled that treaty rights entitled Indian Tribes to half of the harvestable fish running in their traditional waters, a right which was later affirmed to include shellfish and other natural resources. The ruling established Washington State's federally recognized Indian Tribes as co-managers (with Washington Department of Fish and Wildlife) of fisheries resources within their usual and accustomed fishing areas.

The Suquamish Tribe, as a resource co-manager, is active in participating in the environmental review process for development proposals within its U and A. The Tribe not only has the right to fish but also the right to preserve and maintain treaty reserved resources. Thus, our standard for review is based on the protection and maintenance of resources as well as the Tribes right to fish and harvest. Governmental departments and agencies undertaking activities affecting Native American tribal rights or trust resources should do so in a knowledgeable, sensitive manner respectful of tribal sovereignty.

Alison O'Sullivan

Biologist, Suquamish Tribe

P.O. Box 498

Suquamish, WA 98392

phone: 360-394-8447

fax: 360-598-4666

PATRICK MCGRANER MESSAGE: "DOE is very much interested in a joint site visit; it only makes sense to have all of us out there at the same time. Hopefully they haven't done any direct

wetland fill, which would be my area of concern. The county regulates the buffers to the wetlands and the stream, which ecology does not, so unless there has been direct wetland fill DOE has no authority to do anything. I don't have any direct knowledge to state categorically that they have committed any violation of state law. A site visit would be good to determine whether that's factual and if they haven't done it, the visit would give them an opportunity to discuss what's involved in terms of permits. We have no counsel at this time . . . because we have no evidence at this time of filling in wetlands. Patrick McGraner 425-649-4447."

STEVE MOUNT MESSAGE: Steve has confirmed that the sizing of the septic drainfield can only be to accommodate future growth. Apparently, the club's septic designer (one of their executive officers) was a little fuzzy in describing future use to the Health District. Further, the Club's recently drilled well is to supply water not for drinking but for making the restrooms operational. That well was built with grant money, apparently.

Don Burger

From: Neil R. Wachter [NWachter@co.kitsap.wa.us]
Sent: Wednesday, May 05, 2010 11:17 AM
To: Christian C. Casad; Kevin M. Howell; Russell D. Hauge
Cc: Tracy L. Osbourne
Subject: KRRC - Confidential attorney work product
Attachments: Ltr to Taylor May 5 2010.doc

Russ, Chris and Kevin:



Neil

Neil R. Wachter
Sr. Deputy Prosecuting Attorney
Kitsap County Prosecutor's Office
614 Division Street, MS-35A
Port Orchard, WA 98366
360.337.4979 360.337.7083 (fax)
nwachter@co.kitsap.wa.us



Kitsap County Prosecuting Attorney's Office

Russell D. Hauge
Prosecuting Attorney

Please reply to: Civil Division

May 4, 2010

Carol I. Maves
Office Administrator

Regina Taylor
Attorney at Law PC
9353 Central Valley Road NW Suite 2
Bremerton, WA 98311

Christian C. Casad
Case Management
Division Chief

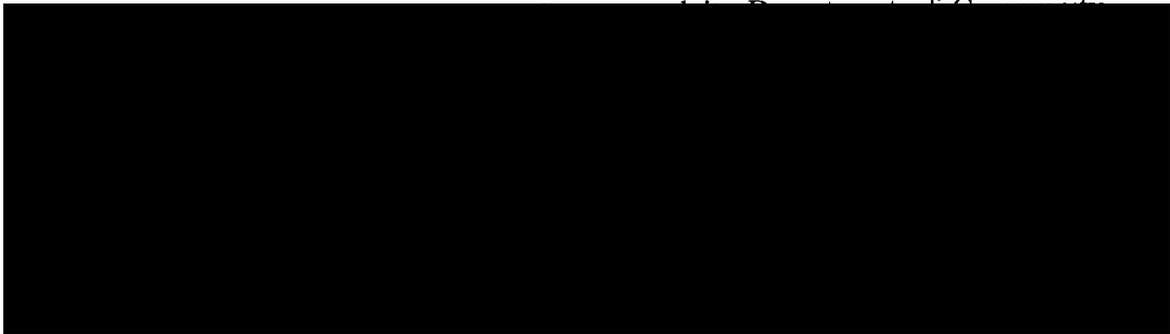
Timothy A. Drury
Felony and Juvenile
Division Chief

RE: Kitsap Rifle and Revolver Club

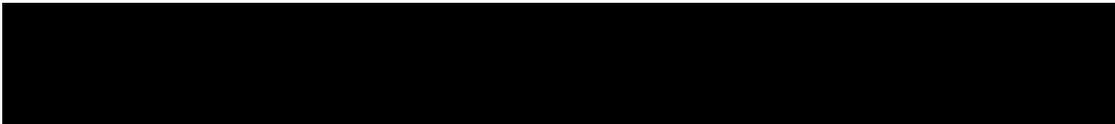
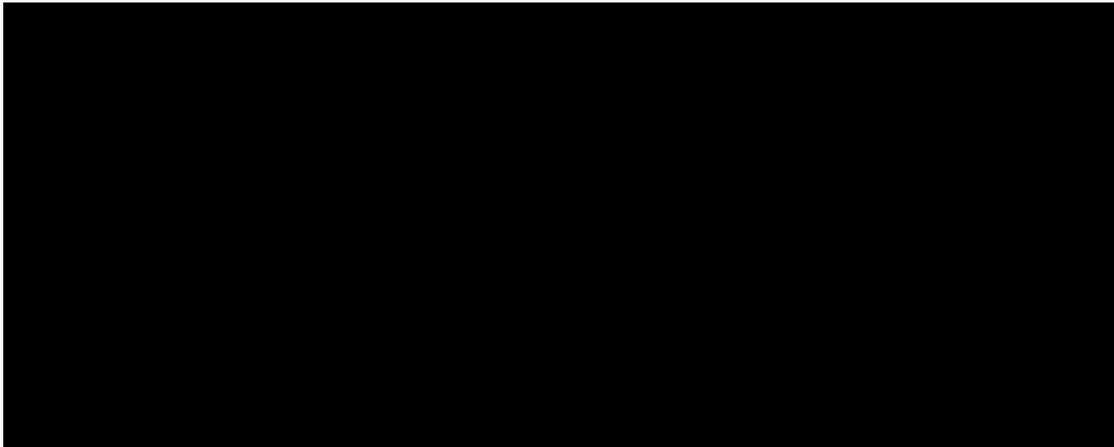
Claire A. Bradley
District/Municipal
Division Chief

Dear Ms. Taylor:

Jacquelyn M. Aufderheide
Civil/Child Support
Division Chief



www.kitsapgov.com/pros



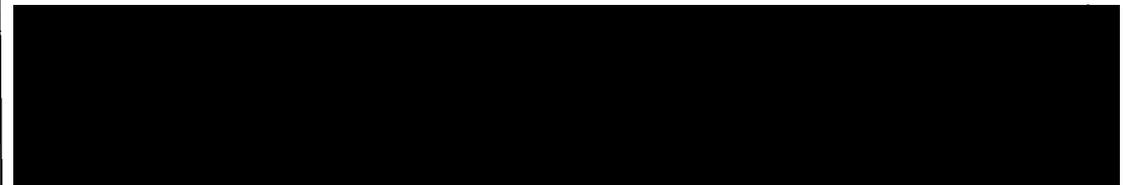
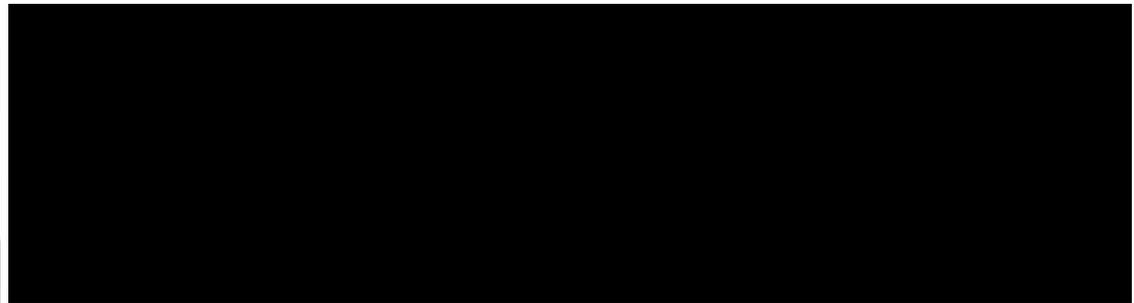
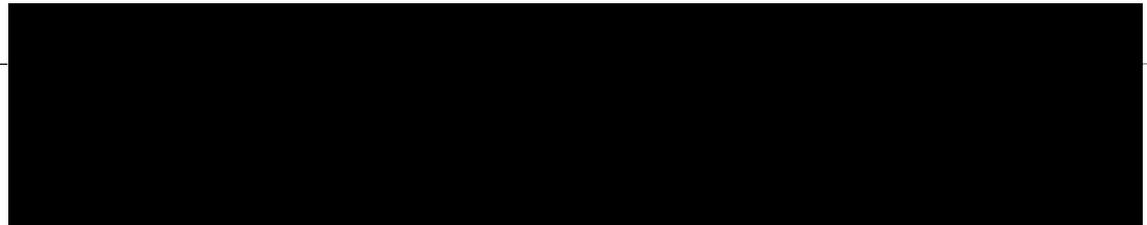
Adult Criminal & Administrative Divisions • 614 Division Street, MS-35 • Port Orchard, Washington 98366-4681 • (360) 337-7174 • FAX (360) 337-4949
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Child Support Division • 614 Division Street, MS-35B • Port Orchard, Washington 98366-4681 • (360) 337-7020 • FAX (360) 337-5733



Regina Taylor
May 4, 2010
Page 2



Thank you for your attention.

Sincerely yours,

RUSSELL D. HAUGE
Prosecuting Attorney

NEIL R. WACHTER
Deputy Prosecuting Attorney

Enclosure: Bargain and Sale Deed with Restrictive Covenants

Don Burger

From: Russell D. Hauge [RHauge@co.kitsap.wa.us]
Sent: Wednesday, May 05, 2010 11:29 AM
To: Christian C. Casad; Kevin M. Howell; Neil R. Wachter
Cc: Tracy L. Osbourne
Subject: Re: KRRC - Confidential Attorney Work Product Communication
Attachments: DRAFT Ltr to Taylor May 5 2010.doc

[REDACTED]

Russell

>>> Neil Wachter 5/4/2010 10:03 PM >>>
Russ, Chris and Kevin:

[REDACTED]

Neil

Neil R. Wachter
Sr. Deputy Prosecuting Attorney
Kitsap County Prosecutor's Office
614 Division Street, MS-35A
Port Orchard, WA 98366
360.337.4979 360.337.7083 (fax)
nwachter@co.kitsap.wa.us



Kitsap County Prosecuting Attorney's Office

Russell D. Hauge
Prosecuting Attorney

Please reply to: Civil Division

May 4, 2010

Carol I. Maves
Office Administrator

Regina Taylor
Attorney at Law PC
9353 Central Valley Road NW Suite 2
Bremerton, WA 98311

Christian C. Casad
Case Management
Division Chief

Timothy A. Drury
Felony and Juvenile
Division Chief

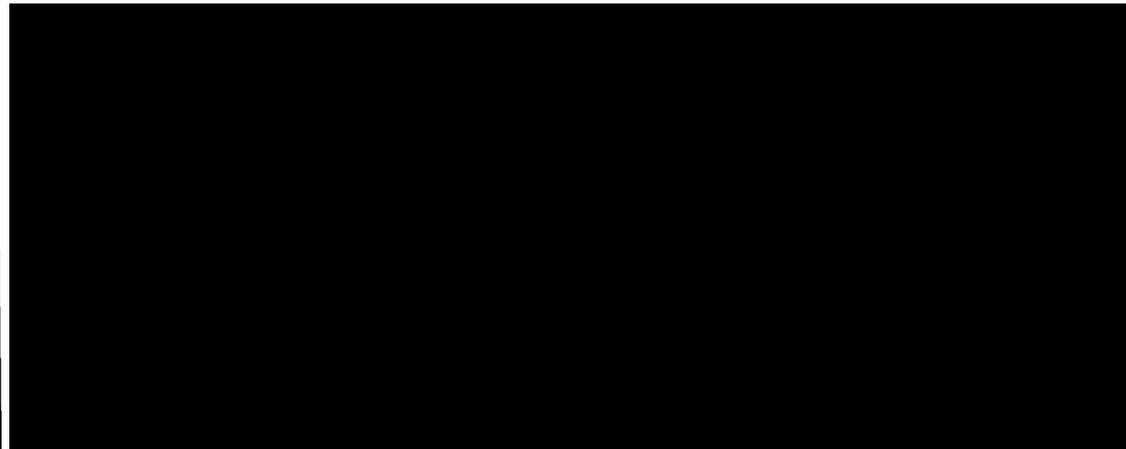
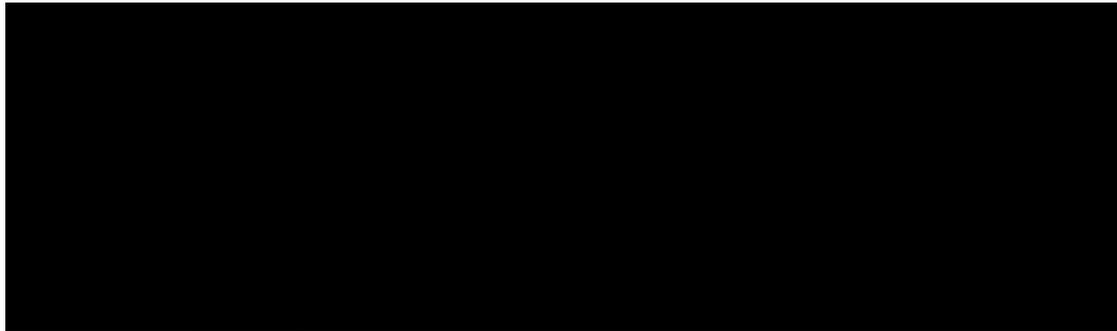
RE: Kitsap Rifle and Revolver Club

Claire A. Bradley
District/Municipal
Division Chief

Dear Ms. Taylor:

**Jacquelyn M.
Aufderheide**
Civil/Child Support
Division Chief

www.kitsapgov.com/pros



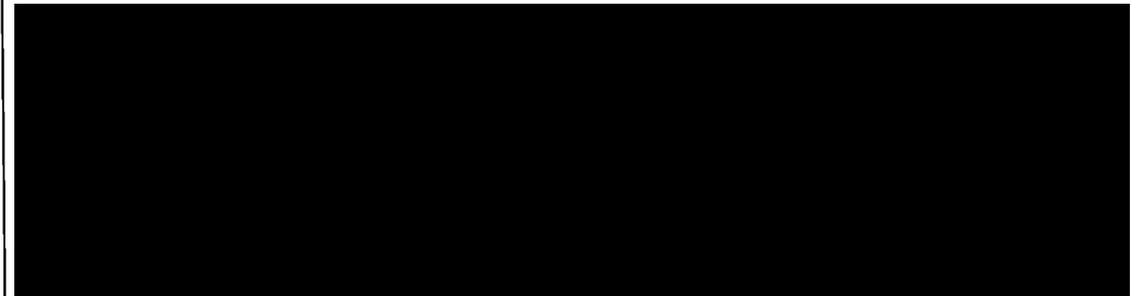
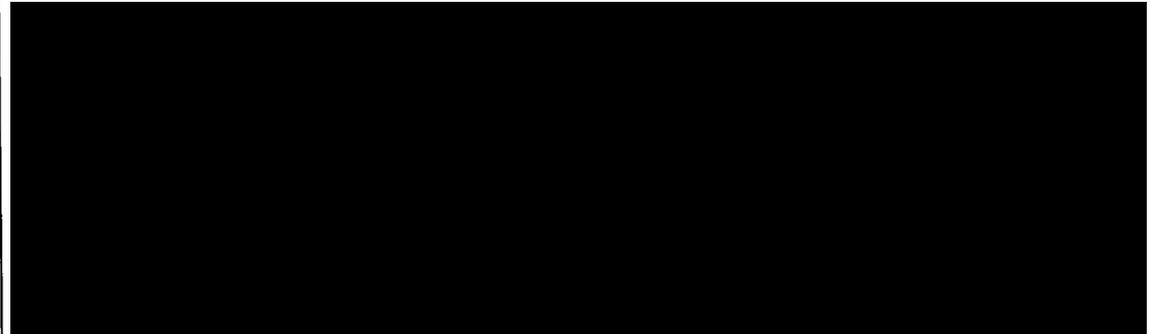
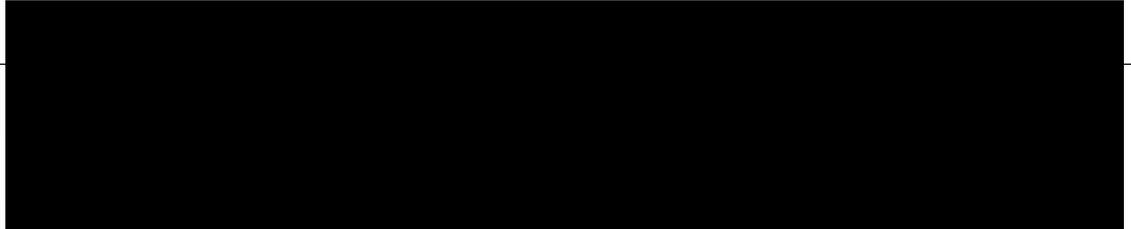
Adult Criminal & Administrative Divisions • 614 Division Street, MS-35 • Port Orchard, Washington 98366-4681 • (360) 337-7174 • FAX (360) 337-4949
Juvenile Criminal Division • 614 Division Street, MS-35 • Port Orchard, Washington 98366-4681 • (360) 337-5500 • FAX (360) 337-5509
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Bainbridge Island Municipal Court Division • 614 Division Street, MS-35 • Port Orchard, Washington 98366-4681 • (360) 337-7174 • FAX (360) 337-4949
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Civil Division • 614 Division Street, MS-35A • Port Orchard, Washington 98366-4681 • (360) 337-4992 • FAX (360) 337-7083
Child Support Division • 614 Division Street, MS-35B • Port Orchard, Washington 98366-4681 • (360) 337-7020 • FAX (360) 337-5733



Regina Taylor
May 5, 2010
Page 2



Thank you for your attention.

Sincerely yours,

RUSSELL D. HAUGE
Prosecuting Attorney

NEIL R. WACHTER

Regina Taylor
May 5, 2010
Page 3

Deputy Prosecuting Attorney

Enclosure: Bargain and Sale Deed with Restrictive Covenants

Don Burger

From: Kevin M. Howell [KMHowell@co.kitsap.wa.us]
Sent: Wednesday, May 05, 2010 1:25 PM
To: Christian C. Casad; Neil R. Wachter; Russell D. Hauge
Cc: Tracy L. Osbourne
Subject: Re: KRRC - Confidential attorney work product

Neil,



KH

>>> Neil Wachter 5/5/2010 11:17 AM >>>
Russ, Chris and Kevin:



Neil

Neil R. Wachter
Sr. Deputy Prosecuting Attorney
Kitsap County Prosecutor's Office
614 Division Street, MS-35A
Port Orchard, WA 98366
360.337.4979 360.337.7083 (fax)
nwachter@co.kitsap.wa.us

Don Burger

From: Christian C. Casad [CCasad@co.kitsap.wa.us]
Sent: Wednesday, May 05, 2010 12:16 PM
To: Kevin M. Howell; Neil R. Wachter; Russell D. Hauge
Cc: Tracy L. Osbourne
Subject: Re: KRRC - Confidential attorney work product

[REDACTED]

Chris

>>> Russell Hauge 5/5/2010 11:32 AM >>>

[REDACTED]

>>> Neil Wachter 5/5/2010 11:17 AM >>>
Russ, Chris and Kevin:

[REDACTED]

Neil

Neil R. Wachter
Sr. Deputy Prosecuting Attorney
Kitsap County Prosecutor's Office
614 Division Street, MS-35A
Port Orchard, WA 98366
360.337.4979 360.337.7083 (fax)
nwachter@co.kitsap.wa.us

Don Burger

From: Russell D. Hauge [RHauge@co.kitsap.wa.us]
Sent: Wednesday, May 05, 2010 11:33 AM
To: Christian C. Casad; Kevin M. Howell; Neil R. Wachter
Cc: Tracy L. Osbourne
Subject: Re: KRRC - Confidential attorney work product

[REDACTED]

Russell

>>> Neil Wachter 5/5/2010 11:17 AM >>>
Russ, Chris and Kevin:

[REDACTED]

Neil

Neil R. Wachter
Sr. Deputy Prosecuting Attorney
Kitsap County Prosecutor's Office
614 Division Street, MS-35A
Port Orchard, WA 98366
360.337.4979 360.337.7083 (fax)
nwachter@co.kitsap.wa.us

Don Burger

From: Tracy Osbourne [/O=KITSAP/OU=FIRST ADMINISTRATIVE GROUP/CN=RECIPIENTS/CN=782B48B8-9612A098-FE62116C-4E164E17@]
Sent: Wednesday, May 05, 2010 2:33 PM
To: Christian Casad; Josh Brown; Kevin Howell; Larry Keeton; Russell Hauge
Cc: Neil Wachter
Subject: KRRC
Attachments: 050510 Ltr to R. Taylor re KRRC.pdf

Good afternoon.

Neil Wachter asked me to send you a copy of the attached letter.

Tracy L. Osbourne
Legal Assistant
Kitsap County Prosecutor's Office - Civil Division
(360) 337-5776
tosbourn@co.kitsap.wa.us



Russell D. Hauge
Prosecuting Attorney

Carol I. Maves
Office Administrator

Christian C. Casad
Case Management
Division Chief

Timothy A. Drury
Felony and Juvenile
Division Chief

Claire A. Bradley
District/Municipal
Division Chief

**Jacquelyn M.
Aufderheide**
Civil/Child Support
Division Chief

www.kitsapgov.com/pros

Kitsap County Prosecuting Attorney's Office

Please reply to: Civil Division

May 4, 2010

Regina Taylor
Attorney at Law PC
9353 Central Valley Road NW Suite 2
Bremerton, WA 98311

RE: Kitsap Rifle and Revolver Club

Dear Ms. Taylor:

I am writing you on behalf of Kitsap County and its Department of Community Development (DCD), concerning your client the Kitsap Rifle and Revolver Club ("the Club"). As you know, Kitsap County and the Club entered into an agreement last June in which the Club came into possession of real property on the periphery of its existing parcel. That agreement is memorialized in the Bargain and Sale Deed and Restrictive Covenants agreed upon by the County and the Club's executive leadership. The Covenants recognize that the Club has a historic place in our community, and that it may evolve consistent with that historic use and in compliance with the Kitsap County Code. The Covenants specifically require the Club to follow "the rules and regulation of Kitsap County for development of private land".

The County has become aware of construction activities, land-clearing and the filling of wetland areas believed to have occurred on the Club's premises, all done without applying for permits as required by law. The County has also become aware of increased hours of operation, use of automatic firearms, and dramatically increased sound levels coming from the Club's premises, all occurring without going through a conditional use permit review process, which includes public hearings, to determine whether the Club may modify its activities.

The County, through DCD, has partnered with the Suquamish Tribe and several agencies to request joint access to inspect the Club's premises. The agencies include the state Department of Ecology, the state Department of Fish and Wildlife, the Kitsap County Health District and the U.S. Army Corp of Engineers. In recent weeks, each of these partner agencies has requested access to inspect the premises.

Adult Criminal & Administrative Divisions • 614 Division Street, MS-35 • Port Orchard, Washington 98366-4681 • (360) 337-7174 • FAX (360) 337-4949
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Child Support Division • 614 Division Street, MS-35B • Port Orchard, Washington 98366-4681 • (360) 337-7020 • FAX (360) 337-5733



Several of the requests have explicitly sought the Club's cooperation for a joint site visit by DCD, the Suquamish Tribe and these federal and state agencies. The KRRC has deferred each request indefinitely, resulting in no inspections taking place to address the agencies' concerns.

The state Department of Labor and Industries has also informed the County of its interest in participating in a joint site visit. I should note that the Suquamish Tribe and the state Department of Fish and Wildlife are each interested in participating in the joint visit because they are co-managers of fishery resources in Kitsap County under federal case law. Their concurrent jurisdiction includes the Chico Creek basin where the Club's premises are located.

The County, the Tribe and the agencies I've identified here are requesting that the Club grant the request for a joint site visit by officials of each agency. A joint visit will limit the number of hours that the Club would suspend operation, and only makes sense given the number of agencies with an interest in the Club's operations. Please inform the County not later than May 25, 2010 whether you will grant this request for a joint visit. I would expect the site visit to require a morning or an afternoon, and I cannot rule out follow-up visits.

The County is also requesting that the Club submit all necessary permit applications for its various building and land-moving operations, and that the Club begin the application process for a conditional use permit addressing each of the community concerns including those I've outlined in this letter. Please complete these steps not later than June 15, 2010, so that Kitsap County and its citizens can begin the overdue review of the recent activities on the Club premises.

This letter is intended as a courtesy to the Club and its membership, to urge the Club's leadership to participate in the processes provided in the Kitsap County Code, and to open the Club to a joint inspection designed to minimize the inconvenience to its members and their guests. I hope the Club's leadership will share this letter with the Club's members and users, so that every user of the facility can appreciate why Kitsap County, as a community, is so very concerned about development and changes to the historic use of the Club that have not followed the land use requirements that apply to the rest of the county's citizens.

The Kitsap County Code and the Revised Code of Washington provide avenues for civil relief for conditions that are deemed a nuisance or otherwise detract from the quality of life in our community. The aforementioned covenants may be enforced to ensure that the Club acts within the county code and consistent with its historic

Regina Taylor
May 4, 2010
Page 3

mission. This letter is written in the hope that we may avoid more aggressive enforcement efforts. However, as the lead enforcement agency for many of the issues raised by the Club's unpermitted activities, the County will take whatever steps are necessary to ensure compliance with the law

Thank you for your attention.

Sincerely yours,

RUSSELL D. HAUGE
Prosecuting Attorney



NEIL R. WACHTER
Deputy Prosecuting Attorney

Enclosure: Bargain and Sale Deed with Restrictive Covenants

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 *CS*

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

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

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

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

DATED this 13th day of May, 2009.



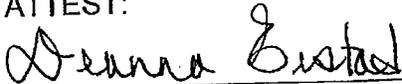
BOARD OF COUNTY COMMISSIONERS
KITSAP COUNTY, WASHINGTON


CHARLOTTE GARRIDO, Chair


STEVE BAUER, Commissioner


JOSH BROWN, Commissioner

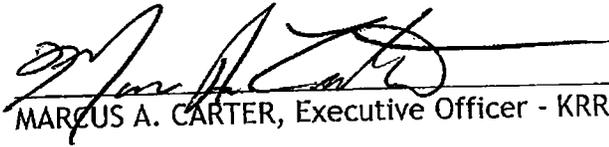
ATTEST:


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.

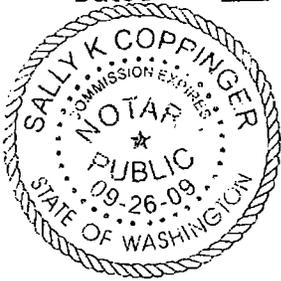

BRADFORD SMITH, President - KRRC


MARCUS A. CARTER, Executive Officer - KRRC

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
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

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

Don Burger

From: Mary Seals [mseals@co.kitsap.external]
Sent: Wednesday, May 05, 2010 3:44 PM
To: Steve Mount
Subject: You have a new case! CRM:0003000000177

This case was forwarded to you from CRM and requires your action. Please advise on the course of action by replying to this email. **PLEASE DO NOT CHANGE THE SUBJECT LINE OF THE EMAIL OR DELIVERY WILL BE DELAYED.** If you have questions or need assistance, call Kitsap One at 360-337-5777.

Case #KC-11423-0QVH23 Created on: 05/05/2010 9:42 AM

Created by: Antonia Kruckeberg

Customer: Skip & Doris Junis

Preferred contact method: E-Mail

Phone: Secondary Phone:

Email: sjunis@[REDACTED]

Location of concern: Nearest Cross Street:

Parcel Number:

Description of concern: 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 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.

Follow up needed by: 05/07/2010 2:42 AM

Don Burger

From: Russell D. Hauge [RHauge@co.kitsap.wa.us]
Sent: Thursday, May 06, 2010 10:20 AM
To: Josh Brown
Subject: CONFIDENTIAL ATTORNEY WORK PRODUCT re: KRRC

Thanks,
Russell

Don Burger

From: Josh W. Brown [JWbrown@co.kitsap.wa.us]
Sent: Tuesday, May 11, 2010 11:08 AM
To: tncallison@[REDACTED]
Subject: Re: POSSIBLE SPAM! SCORE = 5.5 KRRC

Terry,
The County is not interested in any swaps. Sorry for the deal as your email was marked spam.
Best, Josh -----Original Message-----
From: "Terry Allison" <tncallison@[REDACTED]>
To: Brown, Josh <JWbrown@co.kitsap.wa.us>

Sent: 4/14/2010 4:58:22 PM
Subject: POSSIBLE SPAM! SCORE = 5.5 KRRC

Commissioner Brown

A belated thanks for hearing our concerns about the activities at Kitsap Rifle and Revolver Club. The problems we laid out have existed for far too long. It was encouraging to hear from you that the County will address this situation within the next few weeks.

Whatever the County's decision is, any answer is preferable to the uncertainty and seeming reluctance of County officials to challenge KRRC leadership's self-declared sovereignty and demonstrated, open contempt for the rules that we all live by. With a County position established we can all get on with life as we see it.

On a related subject, I very strongly oppose KRRC's proposal for a boundary adjustment with adjoining Newberry Hills Heritage Parks land. The rational Mr. Carter used to justify the adjustment sounded good on the surface, but falls apart when looked at objectively.

The broadened wildlife corridor claim has no validity at all, as the proposed transfer area is mostly a class I federally protected wetland. No development or use of this area will be allowed in our lifetimes, so the corridor will exist no matter whose name is on the deed. KRRC's current efforts to build a perimeter road and fence through this area is just one more in a large list of potential code, land use, and ordinance violations that need to be investigated by the cognizant organizations.

The added security gained by accession of the northeast 14.3 acres by the club would only be valid if an additional approximate 300 acres were acquired by the club as additional buffer area and public access to another 600 to 800 acres was prohibited. The proposed 14.3 acres would, however, give the range the area they need to expand their rifle lines as outlined in their long term business plan. After, of course, they obtained the required permits and approvals for which they have such a consistent record of doing.

Again, thank you for your time and consideration.

Sincerely
Terry Allison
[REDACTED]

Don Burger

From: Steve Mount [SMount@co.kitsap.wa.us]
Sent: Tuesday, May 11, 2010 10:23 AM
To: Mary Seals
Subject: Re: You have a new case! CRM:0003000000186

The complaint has been documented and filed with the ongoing case. There has been regular communication with the complainants. SM

Stephen Mount
Kitsap County
Department of Community Development
(360) 337-4605
smount@co.kitsap.wa.us

>>> "Mary Seals" < mseals@co.kitsap.external > 5/11/2010 10:17 AM >>>
Steve,

Any update on this case. I haven't received a reply from you yet.

Mary

This case was forwarded to you from CRM and requires your action. Please advise on the course of action by replying to this email. PLEASE DO NOT CHANGE THE SUBJECT LINE OF THE EMAIL OR DELIVERY WILL BE DELAYED. If you have questions or need assistance, call Kitsap One at 360-337-5777.

Case #KC-11423-0QVH23 Created on: 05/05/2010 9:42 AM

Created by: Antonia Kruckeberg

Customer: Skip & Doris Junis

Preferred contact method: E-Mail

Phone: Secondary Phone:

Email: sjunis@[REDACTED]

Location of concern: Nearest Cross Street:

Parcel Number:

Description of concern: 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 they are 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.

Follow up needed by: 05/07/2010 2:42 AM

Don Burger

From: Mary Seals [mseals@co.kitsap.external]
Sent: Tuesday, May 11, 2010 10:18 AM
To: Steve Mount
Subject: You have a new case! CRM:0003000000186

Steve,

Any update on this case. I haven't received a reply from you yet.

Mary

This case was forwarded to you from CRM and requires your action. Please advise on the course of action by replying to this email. **PLEASE DO NOT CHANGE THE SUBJECT LINE OF THE EMAIL OR DELIVERY WILL BE DELAYED.** If you have questions or need assistance, call Kitsap One at 360-337-5777.

Case #KC-11423-0QVH23 Created on: 05/05/2010 9:42 AM

Created by: Antonia Kruckeberg

Customer: Skip & Doris Junis

Preferred contact method: E-Mail

Phone: Secondary Phone:

Email: sjunis@[REDACTED]

Location of concern: Nearest Cross Street:

Parcel Number:

Description of concern: 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 they are 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.

Follow up needed by: 05/07/2010 2:42 AM

Don Burger

From: Josh W. Brown [JWbrown@co.kitsap.wa.us]
Sent: Monday, May 10, 2010 12:13 AM
To: Russell D. Hauge
Subject: Re: CONFIDENTIAL ATTORNEY WORK PRODUCT re: KRRC

Russ,

[REDACTED] -----Original Message-----

From: Russell Hauge
To: Brown, Josh <JWbrown@co.kitsap.wa.us>

Sent: 5/6/2010 10:20:29 AM
Subject: CONFIDENTIAL ATTORNEY WORK PRODUCT re: KRRC

[REDACTED]

Thanks,
Russell

Don Burger

From: zhiltz@[REDACTED]
Sent: Sunday, May 09, 2010 8:27 AM
To: Steve Bauer; TREESDALY@SILVERLINK.NET; marcus@gunschool.com;
sfoxleslie@[REDACTED]; TONYANDLIZINWA@[REDACTED] mbf@[REDACTED];
bhealy@[REDACTED] bruinvike2@[REDACTED]; klah59@[REDACTED] jecarbone@[REDACTED];
Phili23@[REDACTED]; suzanne@[REDACTED]; mickeydhall@[REDACTED];
irene@silverdalecyclery.com; rhriss@wavecable.com
Subject: Re: Noise Issues

Hello Kim,

Thanks for sending out your letter. Personally, I don't mind being disagreeable (or way beyond) when the situation warrants, but your letter certainly speaks for me in a manner which the instigator of this neighborhood rift might find more agreeable. I only disagree, in fact, in the euphemistic use of words like "disingenuous." I would have spoken more plainly.

Unless this was some astounding coincidence, I have to wonder, as well, about all the evidence coming out since Dr. Carbone's original letter regarding an orchestrated effort by many forces county-wide to close KRRC through just such sort of pressure on various politicians over similar deceptively exaggerated concerns. That Dr. Carbone spoke deceptively to the commissioner as representing his "neighbors," such as myself and you, and others you have mentioned to me who are strongly opposed to his claims and his actions, will not warrant an agreeable response from me. Your ability to craft one, however, is admirable, and I thank you.

I don't know of other neighbors here, but I HAVE been in a war zone, and, although it was not the most gruesome fighting, I did carry weapons, and was under fire on three separate occasions in the service of the people and the Constitution of this country, all so that the good doctor and others like him might enjoy the God-given freedoms on which this country was founded. I took an oath, under which I am still bound, to defend the Constitution against all enemies, foreign and domestic. The 2nd Amendment, in the words of the Founding Fathers, was clearly the cornerstone of all our other Constitutional rights. I will not be agreeable when it is threatened with infringement.

Will Hiltz
Molon labe.

On Sat, 08 May 2010 23:21:03 -0400
phili23@[REDACTED] wrote:

>
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>
>

> Greetings Everyone,

>

> Kim Highfield here, weighing in on "Noise Issues" after
> a period of time has passed since Jerry's original email.
> I offer no guarantees that I will achieve the desired
> objectivity I intend, but hope the delayed response will
> aid me in that effort. In the interests of full
> disclosure, my background is in federal law enforcement

>and I carried a weapon every day of my career for twenty
>years. I am a member of the Kitsap Rifle and Revolver
>Club and the National Rifle Association. I mention this
>information so that you may each reach your own
>conclusions regarding my personal bias.

>

> I love our neighborhood and our neighbors and am
>heartbroken that this issue may taint what has been years
>of harmonious relations with all of you. I fully agree
>with Jerry regarding the concept of disagreeing without
>being disagreeable. However, I find it hard not to be
>disagreeable when hyperbole is used in place of factual
>information. What am I referring to? Jerry, in your

>email from 26APR10, you describe the "noise issues" as:

>"the almost constant sound of gunshots in our
>neighborhood". In your email to commissioner Bauer, you
>told him: "For the past 6 or 8 months we have been
>subjected to incessant sounds of gunfire." According to
>the Random House College Dictionary, constant means:
> "continuing without pause or letup; unceasing"
> Incessant is defined as: "continuing without
>interruption." To test this, Kelly and I went on three
>walks this week. We did not tell anyone when we were
>going and we varied the time we walked each day. Each
>walk lasted approximately one hour and covered our usual
>three mile route from our home to Anderson Hill Road and
>back. We did not hear a single gunshot. Perhaps you
>obtain your definitions from a different dictionary, but
>if the noise was almost constant or incessant, we should
>have heard something during that time. Additionally, the
>distance we covered seems to refute your position "that
>the differences in awareness of the gunshots is
>determined by geographic and other conditions at our
>homes as well as by the amount of time and the times of
>day we are outside in our yards."

>

> Jerry, you went on to say: "It is as though we have been
>transported to Kandahr or Baghdad." So, in the interests
>of neighborly conversation, I was wondering when you
>visited those cities and how much time you spent there.
> Were you there before the Gulf war? Perhaps you are
>referring to the period from 1991 to 2001 or perhaps your
>reference is to the period after our most recent
>incursions? What experience do you rely on to make those
>comparisons? Perhaps you can understand my unwillingness
>to support your efforts based on my belief that so much
>of what you are describing as your complaint is either
>inaccurate or untrue.

>

> I find it disingenuous that you state: "I don't know
>where the gunshots are originating." and that: "it seems
>unlikely that the sound of gunfire is originating there
>[KRRC]", yet all of your issues and suggestions are
>directed toward the KRRC. While you state that you know
>that KRRC is here to stay and you feel strongly that
>there should be a place for people to safely handle
>firearms, you must be aware that your suggestion that the

>county code be changed to make it illegal to discharge
>firearms within at least 2 miles of a building or public
>place (such as a hiking trail) would result in the
>closure of both KRRC and the Poulsbo Sportsman's Club.
> In fact, there would be no place in Kitsap county for a
>gun range.
>
> As for your suggestion that the county consider
>providing funding to help KRCC reduce the amount of noise
>emanating from its ranges, I also state my objections.
> While the appraised value of our home has been reduced
>significantly in the economic slowdown, our property
>taxes continue to increase, having doubled during the 17+

>years we have lived here. I think the county already
>spends more than enough and they need not spend
>additional money on a private organization. Especially
>since the KRRC has not even been established as the
>source of the noise, which is considerably less than the
>"almost constant" or "incessant" that you describe.
>
> Commissioner Bauer, with all due respect, I have to say
>that if you "agree on all counts" with Jerry, you
>discernment may need to be honed. Do you really agree
>that the gunfire is almost constant and incessant? Do
>you really agree that it is as though we have been
>transported to Kandahar or Baghdad? Do you really
>believe that the solution is that the county code be
>changed to make it illegal to discharge firearms within
>at least 2 miles of a building or public place (such as a
>hiking trail)? Can you understand that hours of
>operation would not be an effective solution since people
>shoot and people work outside at the same time?
>
> I will end with a little hyperbole of my own:
>
> Dear Commissioner Bauer,
>
> My family has lived at my current address for over 40
>years. We have enjoyed the peaceful visual beauty of
>Hood Canal and the Olympics as well as the sounds of the
>forest. For the past 3 or 4 years we have been subjected
>to incessant sounds of road noise. It is as though we
>have been transported to Los Angeles or Chicago. I
>haven't discussed it with my neighbors, but I assume
>since they enjoy the same things about the neighborhood
>that I do they are also unhappy about this development.
> On two occasions, my wife and I have had to wait at our
>stop sign for excessive periods of time due to the heavy
>traffic we have encountered. I'm certain if we
>complained to the sheriff's office about this they would
>tell us that it wasn't illegal for these cars to be on
>the road and that they didn't have the resources to
>insure everyone was doing the speed limit in order to
>increase our chances of being able to pull onto the main
>road. In other words, "Don't bother us!"
>
> I don't know where the traffic noise is originating. It

>might be coming from individuals driving from their homes
>at the same time or perhaps the traffic is coming from
>Silverdale, Poulsbo and Bremerton. We are located about
>4.0 miles from Silverdale, so it seems unlikely that the
>loud traffic noise is originating there, especially since
>we never heard traffic noise and Silverdale has been
>there many years.

>

> My concerns are twofold.

> 1. The population density of our county is such that it
>should be illegal to drive vehicles anywhere near
>residential areas. Vehicles can travel at speeds close
>to or above 100 miles per hour and are very dangerous at
>those speeds. I doubt there are very many places in
>Kitsap County where there are no homes or businesses
>within a two-mile radius of these speeding cars.

> 2. The noise pollution caused by vehicles is quite
>unpleasant. If the traffic noise is coming from
>Silverdale it would suggest that people who live within a
>4.0 mile radius of Silverdale would also be subjected to
>the same degree of noise as we are. That includes a lot
>of people, and it isn't right that we should all have to
>live with this degree of noise pollution.

>

> Let me assure you that I am not an anti-vehicle nutcase.
> I am a vehicle owner and a currently licensed driver. I
>have no objection to a properly operated transportation
>system. I know that our roads and the vehicles that
>travel on them are here to stay and I feel strongly that
>there should be a place for people to safely drive
>vehicles. My concern is that the driving of vehicles is
>regulated to maximize safety for the public and minimize
>noise pollution.

>

> Accordingly, I would like to suggest that the
>commissioners consider changing the county code to make
>it illegal to operate a motor vehicle within at least 2
>miles of a building or public place (such as a
>restaurant) to minimize the risk to the public as well as
>the attendant noise pollution.

>

> I would also like to see the county code changed to
>regulate noise pollution generated by vehicles on our
>roads. I am aware that the current county code exempts
>county roads from any limits on the number of vehicles
>that can travel on a road at the same time. I would
>suggest that the regulations be changed to require that
>vehicle owners take steps to minimize the number of
>vehicles visible while driving to minimize noise
>pollution for their neighbors. For ideas about what
>steps can be taken to minimize noise pollution, I have
>included a link to a Federal Highway Administration
>report. I know that Silverdale will say that they could
>not possibly afford to make alterations to their roads
>that would decrease noise pollution. Perhaps the county
>could help with the financial burden. This would be a
>win-win for Silverdale and its neighbors.

>
> Thank you for your attention to this matter.
>
> (While intended to make a point, this is my effort to
>bring a little humor into the discussion - trying to
>disagree without being disagreeable.)

>
> Sincerely,
>
> Kim S. Highfield
> [REDACTED]
> Silverdale, WA 98383

> www.fha.wa.dot.gov/environment/keepdown.htm

>
> P.S. There were 490 highway deaths in Washington State
>in 2009. How many gun deaths were there? How many were
>the result of KRRC?

>
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>
>

Don Burger

From: Jerome Carbone [jecarbone@██████████]
Sent: Sunday, May 09, 2010 6:38 AM
To: Phil23@██████████
Cc: Steve Bauer; TREESDALY@██████████; marcus@gunschool.com;
sfoxleslie@██████████; TONYANDLIZINWA@██████████; mbf@██████████;
bhealy@██████████; bruinvike2@██████████; klah59@██████████; suzanne@██████████;
mickeydhall@██████████; irene@██████████; rhiss@██████████;
zhiltz@██████████
Subject: Re: Noise Issues

Kim,

The fact that you have not heard gunshots in the neighborhood recently doesn't surprise me. For the past week the sounds of gunfire have totally disappeared and we are very happy about it.

If you are suggesting that we did not hear the sound of gunfire in our neighborhood prior to this recent period of peace, you are simply wrong. Mary and I heard it on a daily basis, including Christmas and Easter mornings, over the past 6 or 8 months. We heard it throughout the day, from early in the morning until late in the afternoon.

I was told by Tony that you suggested to him that the gunfire originated at the KRRC. Perhaps I misunderstood. When I talked to Walt, he told me that the gunfire was coming from KRRC. I truly don't know if it did, but the frequency of the gunfire suggests that it came from a place that was used heavily, like a gun range, rather than a lone shooter in the woods. The distance would seem to make it unlikely that the gunshots we heard originated from small arms fire at KRRC, but the pattern raises the possibility. Given your expertise in firearms, you may have other valid ideas about the origin of the gunfire.

I never meant to suggest that gun ranges should be eliminated by outlawing the discharge of firearms near populated areas. What I think should happen is that shooting should be restricted to gun ranges, where it can be done safely, and prohibited in other populated areas where people and animals would be at risk. I also think that the noise emanating from gun ranges should be mitigated for the benefit of all.

To me, this is an issue totally and completely about noise and safety. I don't want to listen to the sounds of gunfire when I am in my yard. If the sounds of gunfire that we heard in our yard and on our walks in the neighborhood came from the gun range, I would like something to be done to decrease the noise. It is as simple as that--no hidden agenda.

I am sorry that you disagree with me about this issue. I simply want my home and neighborhood to be peaceful, quiet and safe. I would hope that you would agree that it is my right to have peace and quiet in my home, as well as to bring the issue up when that peace and quiet is disturbed.

I see you cc'd Marcus with your email. Marcus might remember that when he asked me why I was attending his handgun class at KRRC, I replied that I never wanted to be a victim. I still don't. That's why I raised this issue with my county commissioner. I don't want to be victimized by having my peace disturbed.

Given the recent peace and quiet, we are hopeful that the problem has been solved and there is nothing to be done. Nothing would make me happier than to have the peace and quiet of the past week continue forever. I hope we can all agree that that would be nice.

One of the great things about our country is that we all get to say what we think. Kim, you and Will and I have stated our opinions in these emails and the commissioner has received them. I see that I have unwittingly stumbled into a very emotionally charged issue which is only obliquely related to the ones I actually raised (which are noise and safety). It seems unlikely that we will achieve anything through further discussion, especially via email. Accordingly, I am signing off on all of these issues and will leave them in the capable hands of our elected officials.

See you around the neighborhood.

Jerry

On Sat, May 8, 2010 at 8:21 PM, <phili23@██████████> wrote:

Greetings Everyone,

Kim Highfield here, weighing in on "Noise Issues" after a period of time has passed since Jerry's original email. I offer no guarantees that I will achieve the desired objectivity I intend, but hope the delayed response will aid me in that effort. In the interests of full disclosure, my background is in federal law enforcement and I carried a weapon every day of my career for twenty years. I am a member of the Kitsap Rifle and Revolver Club and the National Rifle Association. I mention this information so that you may each reach your own conclusions regarding my personal bias.

I love our neighborhood and our neighbors and am heartbroken that this issue may taint what has been years of harmonious relations with all of you. I fully agree with Jerry regarding the concept of disagreeing without being disagreeable. However, I find it hard not to be disagreeable when hyperbole is used in place of factual information. What am I referring to? Jerry, in your email from 26APR10, you describe the "noise issues" as: "the almost constant sound of gunshots in our neighborhood". In your email to commissioner Bauer, you told him: "For the past 6 or 8 months we have been subjected to incessant sounds of gunfire." According to the Random House College Dictionary, constant means: "continuing without pause or letup; unceasing" Incessant is defined as: "continuing without interruption." To test this, Kelly and I went on three walks this week. We did not tell anyone when we were going and we varied the time we walked each day. Each walk lasted approximately one hour and covered our usual three mile route from our home to Anderson Hill Road and back. We did not hear a single gunshot. Perhaps you obtain your definitions from a different dictionary, but if the noise was almost constant or incessant, we should have heard something during that time. Additionally, the distance we covered seems to refute your position "that the differences in awareness of the gunshots is determined by geographic and other conditions at our homes as well as by the amount of time and the times of day we are outside in our yards."

Jerry, you went on to say: "It is as though we have been transported to Kandahar or Baghdad." So, in the interests of neighborly conversation, I was wondering when you visited those cities and how much time you spent there. Were you there before the Gulf war? Perhaps you are referring to the period from 1991 to 2001 or perhaps your reference is to the period after our most recent incursions? What experience do you rely on to make those comparisons? Perhaps you can understand my unwillingness to support your efforts based on my belief that so much of what you are describing as your complaint is either inaccurate or untrue.

I find it disingenuous that you state: "I don't know where the gunshots are originating." and that: "it seems unlikely that the sound of gunfire is originating there [KRRC]", yet all of your issues and suggestions are directed toward the KRRC. While you state that you know that KRRC is here to stay and you feel strongly that there should be a place for people to safely handle firearms, you must be aware that your suggestion that the county code be changed to make it illegal to discharge firearms within at least 2 miles of a building or public place (such as a hiking trail) would result in the closure of both KRRC and the Poulsbo Sportsman's Club. In fact, there would be no place in Kitsap county for a gun range.

As for your suggestion that the county consider providing funding to help KRCC reduce the amount of noise emanating from its ranges, I also state my objections. While the appraised value of our home has been reduced significantly in the economic slowdown, our property taxes continue to increase, having doubled during the 17+ years we have lived here. I think the county already spends more than enough and they need not spend additional money on a private organization. Especially since the KRRC has not even been established as the source of the noise, which is considerably less than the "almost constant" or "incessant" that you describe.

Commissioner Bauer, with all due respect, I have to say that if you "agree on all counts" with Jerry, your discernment may need to be honed. Do you really agree that the gunfire is almost constant and incessant? Do you really agree that it is as

though we have been transported to Kandahar or Baghdad? Do you really believe that the solution is that the county code be changed to make it illegal to discharge firearms within at least 2 miles of a building or public place (such as a hiking trail)? Can you understand that hours of operation would not be an effective solution since people shoot and people work outside at the same time?

I will end with a little hyperbole of my own:

Dear Commissioner Bauer,

My family has lived at my current address for over 40 years. We have enjoyed the peaceful visual beauty of Hood Canal and the Olympics as well as the sounds of the forest. For the past 3 or 4 years we have been subjected to incessant sounds of road noise. It is as though we have been transported to Los Angeles or Chicago. I haven't discussed it with my neighbors, but I assume since they enjoy the same things about the neighborhood that I do they are also unhappy about this development. On two occasions, my wife and I have had to wait at our stop sign for excessive periods of time due to the heavy traffic we have encountered. I'm certain if we complained to the sheriff's office about this they would tell us that it wasn't illegal for these cars to be on the road and that they didn't have the resources to insure everyone was doing the speed limit in order to increase our chances of being able to pull onto the main road. In other words, "Don't bother us!"

I don't know where the traffic noise is originating. It might be coming from individuals driving from their homes at the same time or perhaps the traffic is coming from Silverdale, Poulsbo and Bremerton. We are located about 4.0 miles from Silverdale, so it seems unlikely that the loud traffic noise is originating there, especially since we never heard traffic noise and Silverdale has been there many years.

My concerns are twofold.

1. The population density of our county is such that it should be illegal to drive vehicles anywhere near residential areas. Vehicles can travel at speeds close to or above 100 miles per hour and are very dangerous at those speeds. I doubt there are very many places in Kitsap County where there are no homes or businesses within a two-mile radius of these speeding cars.
2. The noise pollution caused by vehicles is quite unpleasant. If the traffic noise is coming from Silverdale it would suggest that people who live within a 4.0 mile radius of Silverdale would also be subjected to the same degree of noise as we are. That includes a lot of people, and it isn't right that we should all have to live with this degree of noise pollution.

Let me assure you that I am not an anti-vehicle nutcase. I am a vehicle owner and a currently licensed driver. I have no objection to a properly operated transportation system. I know that our roads and the vehicles that travel on them are here to stay and I feel strongly that there should be a place for people to safely drive vehicles. My concern is that the driving of vehicles is regulated to maximize safety for the public and minimize noise pollution.

Accordingly, I would like to suggest that the commissioners consider changing the county code to make it illegal to operate a motor vehicle within at least 2 miles of a building or public place (such as a restaurant) to minimize the risk to the public as well as the attendant noise pollution.

I would also like to see the county code changed to regulate noise pollution generated by vehicles on our roads. I am aware that the current county code exempts county roads from any limits on the number of vehicles that can travel on a road at the same time. I would suggest that the regulations be changed to require that vehicle owners take steps to minimize the number of vehicles visible while driving to minimize noise pollution for their neighbors. For ideas about what steps can be taken to minimize noise pollution, I have included a link to a Federal Highway Administration report. I know that Silverdale will say that they could not possibly afford to make alterations to their roads that would decrease noise pollution. Perhaps the county could help with the financial burden. This would be a win-win for Silverdale and its neighbors.

Thank you for your attention to this matter.

(While intended to make a point, this is my effort to bring a little humor into the discussion - trying to disagree without being disagreeable.)

Sincerely,

Kim S. Highfield

Silverdale, WA 98383

www.fha.wa.dot.gov/environment/keepdown.htm

P.S. There were 490 highway deaths in Washington State in 2009. How many gun deaths were there? How many were the result of KRRC?

Don Burger

From: Phil23@██████████
Sent: Saturday, May 08, 2010 8:21 PM
To: Steve Bauer; TREESDALY@██████████; marcus@gunschool.com;
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suzanne@██████████; mickeydhall@██████████; irene@██████████;
rhriss@██████████; zhiltz@██████████
Subject: Noise Issues

Greetings Everyone,

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I don't know where the traffic noise is originating. It might be coming from individuals driving from their homes at the same time or perhaps the traffic is coming from Silverdale, Poulsbo and Bremerton. We are located about 4.0 miles from Silverdale, so it seems unlikely that the loud traffic noise is originating there, especially since we never heard traffic noise and Silverdale has been there many years.

My concerns are twofold.

1. The population density of our county is such that it should be illegal to drive vehicles anywhere near residential areas. Vehicles can travel at speeds close to or above 100 miles per hour and are very dangerous at those speeds. I doubt there are very many places in Kitsap County where there are no homes or businesses within a two-mile radius of these speeding cars.
2. The noise pollution caused by vehicles is quite unpleasant. If the traffic noise is coming from Silverdale it would suggest that people who live within a 4.0 mile radius of Silverdale would also be subjected to the same degree of noise as we are. That includes a lot of people, and it isn't right that we should all have to live with this degree of noise pollution.

Let me assure you that I am not an anti-vehicle nutcase. I am a vehicle owner and a currently licensed driver. I have no objection to a properly operated transportation system. I know that our roads and the vehicles that travel on them are here to stay and I feel strongly that there should be a place for people to safely drive vehicles. My concern is that the driving of vehicles is regulated to maximize safety for the public and minimize noise pollution.

Accordingly, I would like to suggest that the commissioners consider changing the county code to make it illegal to operate a motor vehicle within at least 2 miles of a building or public place (such as a restaurant) to minimize the risk to the public as well as the attendant noise pollution.

I would also like to see the county code changed to regulate noise pollution generated by vehicles on our roads. I am aware that the current county code exempts county roads from any limits on the number of vehicles that can travel on a road at the same time. I would suggest that the regulations be changed to require that vehicle owners take steps to minimize the number of vehicles visible while driving to minimize noise pollution for their neighbors. For ideas about what steps can be taken to minimize noise pollution, I have included a link to a Federal Highway Administration report. I know that Silverdale will say that they could not possibly afford to make alterations to their roads that would decrease noise pollution. Perhaps the county could help with the financial burden. This would be a win-win for Silverdale and its neighbors.

Thank you for your attention to this matter.

(While intended to make a point, this is my effort to bring a little humor into the discussion - trying to disagree without being disagreeable.)

Sincerely,

Kim S. Highfield

██████████
Silverdale, WA 98383

www.fha.wa.dot.gov/environment/keepdown.htm

P.S. There were 490 highway deaths in Washington State in 2009. How many gun deaths were there? How many were the result of KRRC?

Don Burger

From: Tracey L. Hamilton-Oril [THamilto@co.kitsap.wa.us]
Sent: Tuesday, May 11, 2010 11:26 AM
To: Steve Mount
Subject: KRRC
Attachments: 050510 Ltr to R. Taylor re KRRC.pdf

Steve,

[REDACTED]

[REDACTED]

Thanks,

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



Kitsap County Prosecuting Attorney's Office

Russell D. Hauge
Prosecuting Attorney

Please reply to: Civil Division

Carol I. Maves
Office Administrator

May 4, 2010

Christian C. Casad
Case Management
Division Chief

Regina Taylor
Attorney at Law PC
9353 Central Valley Road NW Suite 2
Bremerton, WA 98311

Timothy A. Drury
Felony and Juvenile
Division Chief

RE: Kitsap Rifle and Revolver Club

Claire A. Bradley
District/Municipal
Division Chief

Dear Ms. Taylor:

Jacquelyn M. Aufderheide
Civil/Child Support
Division Chief

I am writing you on behalf of Kitsap County and its Department of Community Development (DCD), concerning your client the Kitsap Rifle and Revolver Club ("the Club"). As you know, Kitsap County and the Club entered into an agreement last June in which the Club came into possession of real property on the periphery of its existing parcel. That agreement is memorialized in the Bargain and Sale Deed and Restrictive Covenants agreed upon by the County and the Club's executive leadership. The Covenants recognize that the Club has a historic place in our community, and that it may evolve consistent with that historic use and in compliance with the Kitsap County Code. The Covenants specifically require the Club to follow "the rules and regulation of Kitsap County for development of private land".

www.kitsapgov.com/pros

The County has become aware of construction activities, land-clearing and the filling of wetland areas believed to have occurred on the Club's premises, all done without applying for permits as required by law. The County has also become aware of increased hours of operation, use of automatic firearms, and dramatically increased sound levels coming from the Club's premises, all occurring without going through a conditional use permit review process, which includes public hearings, to determine whether the Club may modify its activities.

The County, through DCD, has partnered with the Suquamish Tribe and several agencies to request joint access to inspect the Club's premises. The agencies include the state Department of Ecology, the state Department of Fish and Wildlife, the Kitsap County Health District and the U.S. Army Corp of Engineers. In recent weeks, each of these partner agencies has requested access to inspect the premises.

Adult Criminal & Administrative Divisions • 614 Division Street, MS-35 • Port Orchard, Washington 98366-4681 • (360) 337-7174 • FAX (360) 337-4949
Juvenile Criminal Division • 614 Division Street, MS-35 • Port Orchard, Washington 98366-4681 • (360) 337-5500 • FAX (360) 337-5509
Special Assault Unit • 614 Division Street, MS-35 • Port Orchard, Washington 98366-4681 • (360) 337-7148 • FAX (360) 337-7229

Bainbridge Island Municipal Court Division • 614 Division Street, MS-35 • Port Orchard, Washington 98366-4681 • (360) 337-7174 • FAX (360) 337-4949
Port Orchard Municipal Court Division • 614 Division Street, MS-35 • Port Orchard, Washington 98366-4681 • (360) 337-7174 • FAX (360) 337-4949
Poulsbo Municipal Court Division • 614 Division Street, MS-35 • Port Orchard, Washington 98366-4681 • (360) 337-7174 • FAX (360) 337-4949

Civil Division • 614 Division Street, MS-35A • Port Orchard, Washington 98366-4681 • (360) 337-4992 • FAX (360) 337-7083
Child Support Division • 614 Division Street, MS-35B • Port Orchard, Washington 98366-4681 • (360) 337-7020 • FAX (360) 337-5733



Several of the requests have explicitly sought the Club's cooperation for a joint site visit by DCD, the Suquamish Tribe and these federal and state agencies. The KRRC has deferred each request indefinitely, resulting in no inspections taking place to address the agencies' concerns.

The state Department of Labor and Industries has also informed the County of its interest in participating in a joint site visit. I should note that the Suquamish Tribe and the state Department of Fish and Wildlife are each interested in participating in the joint visit because they are co-managers of fishery resources in Kitsap County under federal case law. Their concurrent jurisdiction includes the Chico Creek basin where the Club's premises are located.

The County, the Tribe and the agencies I've identified here are requesting that the Club grant the request for a joint site visit by officials of each agency. A joint visit will limit the number of hours that the Club would suspend operation, and only makes sense given the number of agencies with an interest in the Club's operations. Please inform the County not later than May 25, 2010 whether you will grant this request for a joint visit. I would expect the site visit to require a morning or an afternoon, and I cannot rule out follow-up visits.

The County is also requesting that the Club submit all necessary permit applications for its various building and land-moving operations, and that the Club begin the application process for a conditional use permit addressing each of the community concerns including those I've outlined in this letter. Please complete these steps not later than June 15, 2010, so that Kitsap County and its citizens can begin the overdue review of the recent activities on the Club premises.

This letter is intended as a courtesy to the Club and its membership, to urge the Club's leadership to participate in the processes provided in the Kitsap County Code, and to open the Club to a joint inspection designed to minimize the inconvenience to its members and their guests. I hope the Club's leadership will share this letter with the Club's members and users, so that every user of the facility can appreciate why Kitsap County, as a community, is so very concerned about development and changes to the historic use of the Club that have not followed the land use requirements that apply to the rest of the county's citizens.

The Kitsap County Code and the Revised Code of Washington provide avenues for civil relief for conditions that are deemed a nuisance or otherwise detract from the quality of life in our community. The aforementioned covenants may be enforced to ensure that the Club acts within the county code and consistent with its historic

Regina Taylor
May 4, 2010
Page 3

mission. This letter is written in the hope that we may avoid more aggressive enforcement efforts. However, as the lead enforcement agency for many of the issues raised by the Club's unpermitted activities, the County will take whatever steps are necessary to ensure compliance with the law

Thank you for your attention.

Sincerely yours,

RUSSELL D. HAUGE
Prosecuting Attorney



NEIL R. WACHTER
Deputy Prosecuting Attorney

Enclosure: Bargain and Sale Deed with Restrictive Covenants

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 Page: 1 of 6
Walter Washington, Kitsap Co Auditor

**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 *CS*

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

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

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

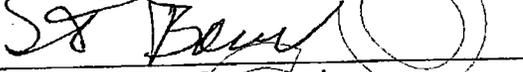
land, regardless of parcel segregation or aggregation or potential sale or land transfer.

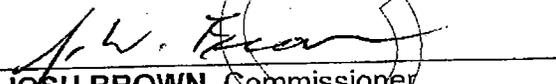
DATED this 13th day of May, 2009.



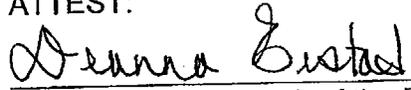
BOARD OF COUNTY COMMISSIONERS
KITSAP COUNTY, WASHINGTON


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

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
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

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

Don Burger

From: Grellner, Keith [grelk@health.co.kitsap.wa.us]
Sent: Thursday, May 13, 2010 10:39 AM
To: Scott Lindquist; Janet Brower; sjunis@
Cc: Josh W. Brown; Kevin M. Howell; jnpears@; leavell@; lybeckconstruction@; kathy@; jeffandteresa@; Dexdav2@; kenziejjory@; maggiesoup05@; jeblair802@; dowellmail@; andy.m.bloom@; drtrappey@; email4marcia@; mmarshapt@; colenjoannecorey@; tncallison@; gd43@; hois6@; jkyoung@; kevinandgail@; mikeanne@; rpkermath@; tlarsonsilverdale@; wadelarson2@; justingillam@; maryloumc.art@; michael.onealx@; rltrott@; ctpurdin@; mexanthos@; nick0975@; chode23@; christinaMKoon@; kershawpt@; nina@; joew@; mrlivick@; bastienfamily@; cjhall@; dave-n-marla@; heatwavecraig@; jdmcmahan@; jvelazquezjr@; marfuller@; mjbhuff13x2@; pr@; pwilliams@; tkuresman@; zithelp@; advertisewithpaula@; cassycantu@; clydesandy4@; lisaklions@; magnusonkc@; masakoopm@

Subject: RE:

Hi Mr. Junis.

I have nearly completed my review of the information that you have sent to me. Part of the review still remaining to be completed is an evaluation of what rules, laws, or codes with respect to these concerns fall under local health jurisdiction responsibility. And for any of these concerns that do fall under our legal responsibility, do we have evidence of a violation that we can enforce.

I should be able get this review completed over the next several days, and then provide you with a detailed response.

Thanks,
Keith Grellner

From: sjunis@juno.com [mailto:sjunis@juno.com]
Sent: Wednesday, May 12, 2010 9:30 PM
To: Lindquist, Scott; Grellner, Keith; Brower, Janet
Cc: jwbrown@co.kitsap.wa.us; KMHowell@co.kitsap.wa.us; TNCALLISON@q.com; rpkermath@yahoo.com; tncallison@; nina@; mmarshapt@; gd43@; ctpurdin@; mjbhuff13x2@; wadelarson2@; hois6@; TNCALLISON@; heatwavecraig@; justingillam@; lybeckconstruction@; pr@; maggiesoup05@; drtrappey@; christinaMKoon@; chode23@; leavell@; masakoopm@; michael.onealx@; kathy@; jdmcmahan@; zithelp@; jnpears@; cassycantu@; mrlivick@; maryloumc.art@; dowellmail@; mjbhuff13x2@; jeblair802@; dave-n-marla@; jkyoung@; advertisewithpaula@; mikeanne@; clydesandy4@; lisaklions@; nick0975@; rltrott@; jvelazquezjr@; nina@; marfuller@; ctpurdin@; mmarshapt@; tlarsonsilverdale@; tkuresman@; bastienfamily@; pwilliams@; mexanthos@; kevinandgail@; kenziejjory@; colenjoannecorey@; cjhall@; jeffandteresa@; magnusonkc@; andy.m.bloom@; kershawpt@; joew@; dexdav2@; email4marcia@

Subject:

Mr. Grellner,

Here are some key points to consider when thinking of Noise Pollution in the form of Gun Noise coming from Kitsap Rifle and Revolver Club. It is a Health Hazard and should be considered when evaluating Gun Noise in the Community.

Please keep scrolling down, there are some large gaps at the beginning until you get to the main body text.
Thanks

Noise Pollution: *A Modern Plague*

Lisa Goines, RN and Louis Hagler, MD

Used with permission from the *Southern Medical Journal* and the authors

Southern Medical Journal, Volume 100: **March 2007, pages 287-294.**

Former U.S. Surgeon General William H. Stewart said in 1978, Calling noise a nuisance

is like calling smog an inconvenience. Noise must be considered a hazard to

the health of people. Keep scrolling down...main text to come!

Consider the following points:

Domestic tranquility is one of the six guarantees in the United States

Constitution, a guarantee that is echoed in some form or other in every state Constitution. In

1972, the Noise Control Act was passed by Congress, declaring, it is the **policy of the United States**

to promote an environment for all Americans free from noise that jeopardizes health and welfare.

*******3) Greater annoyance has been observed when noise is of low frequency, is accompanied by vibrations that contain low-frequency components, or when it contains impulses such as the noise of gun shots.**

Consider the students at near by High School – 1.2 miles downrange

6. Impaired Task Performance: The effects of noise pollution on cognitive task performance have been well-studied. Noise pollution impairs task performance at school and at work, increases errors, and decreases motivation. Reading attention, problem solving, and memory are most strongly affected by noise. Two types of memory deficits have been identified under experimental conditions: recall of subject content and recall of incidental details. Both are adversely influenced by noise. Deficits in performance can lead to errors and accidents, both of which have health and economic consequences.

7. Negative Social Behavior and Annoyance Reactions: Annoyance is defined as a feeling of displeasure associated with any agent or condition believed by an individual to adversely affect him or her. Other less direct effects of annoyance are disruption of ones peace of mind, the enjoyment of ones property, and the enjoyment of solitude.

Annoyance is greater when noise progressively increases rather than remaining constant.

Average outdoor residential day-night sound levels below 55 dB were defined as acceptable by the EPA; acceptable average indoor levels were less than 45 dB. To put these levels into perspective, sound levels produced by the average refrigerator or the sounds in the typical quiet neighborhood measure about 45 dB. Sound levels above this produce annoyance in significant numbers of people.

~~The results of annoyance are privately felt dissatisfaction, publicly expressed complaints to authorities~~
(although underreporting is probably significant), and the adverse health effects already noted.

Given that annoyance can connote more than slight irritation, it describes a significant degradation in the quality of life, which corresponds to degradation in health and well-being. In this regard, it is important to note that annoyance does not abate over time despite continuing exposure to noise.

Effects of Multiple Sources of Noise Pollution

The evidence related to low-frequency noise is sufficiently strong to warrant immediate concern. It is a special concern because of its pervasive nature, because it arises from multiple sources, and because of its efficient propagation, which is essentially unimpeded by conventional methods of either building or ear protection. Adverse health effects from low-frequency noise are thought to be more severe than from other forms of community noise. This form of noise is underestimated with the usual types of sound measuring.

All of the above are key elements why something must be done to minimize the effect of **noise** emanating from the Kitsap Rifle and Revolver Club.

Thank you for your time and consideration.

Skip and Doris Junis

\$653/Month for \$150,000 Mortgage!

Free Quotes. No SSN or Credit Check.

DeltaPrimeRefinance.com

Don Burger

From: sjunis@[REDACTED]
Sent: Thursday, May 13, 2010 10:28 AM
To: Jim Dunwiddie
Subject: Re: Set Meeting

Jim,

We can do something Monday or Tuesday next week, anytime - that's our preference. We can do Wednesday or Thursday, but one of our key people would have to cancel a trip to make a a later in the week meeting.

Will Martha be available because she told me she wanted to here our information at will be after the 15th.
Thanks for the time.

Skip Junis

----- Original Message -----

From: "Jim Dunwiddie" <jdunwiddie@co.kitsap.wa.us>
To: "sjunis@juno.com" <sjunis@[REDACTED]>
Subject: Re: Set Meeting
Date: Thu, 13 May 2010 08:49:56 -0700

Mr. Junis,

Let me know what time periods are good for you.....

Jim Dunwiddie

>>> "sjunis@[REDACTED]" <sjunis@[REDACTED]> 5/11/2010 12:32 PM >>>

Jim,

We'd like to set up a meeting with you and Martha and anyone else you feel is appropriate. Our meeting last week with the Prosecutor's Office went very well and I wanted to contacted you sooner, but I went down sick until today.

Can you please let me know when we can get some time on your calender. Thanks for your time and consideration.

Skip Junis [REDACTED]

----- Original Message -----

From: "Jim Dunwiddie" <jdunwiddie@co.kitsap.wa.us>
To: <sjunis@[REDACTED]>
Subject: Newberry Hill Heritage Park
Date: Mon, 03 May 2010 16:40:02 -0700

Mr. Junis,

I have not heard from DCD about County response to Gun Club activity. I do have a meeting tomorrow afternoon, so hope to have info then.

I had promised to get back to you by this afternoon. I hope to have something to report tomorrow.

Jim Dunwiddie

2550% Penny Stock Gains?

Our last pick exploded 2550% - Join our newsletter for free picks!

<http://thirdpartyoffers.juno.com/TGL3141/4be9b0faa764a417af3st04duc>

Don Burger

From: Jim Dunwiddie [JDunwiddie@co.kitsap.wa.us]
Sent: Thursday, May 13, 2010 8:50 AM
To: sjunis@[REDACTED]
Subject: Re: Set Meeting

Mr. Junis,

Let me know what time periods are good for you.....

Jim Dunwiddie

>>> "sjunis@[REDACTED]" <sjunis@[REDACTED]> 5/11/2010 12:32 PM >>>

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Skip Junis 360-698-4602

----- Original Message -----

From: "Jim Dunwiddie" <jdunwiddie@co.kitsap.wa.us >
To: <sjunis@juno.com >
Subject: Newberry Hill Heritage Park
Date: Mon, 03 May 2010 16:40:02 -0700

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Jim Dunwiddie

2550% Penny Stock Gains?

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<http://thirdpartyoffers.juno.com/TGL3141/4be9b0faa764a417af3st04duc>

Don Burger

From: sjunis@juno.com
Sent: Wednesday, May 12, 2010 9:30 PM
To: lindqs@health.co.kitsap.wa.us; grellk@health.co.kitsap.wa.us; browej@health.co.kitsap.wa.us
Cc: Josh W. Brown; Kevin M. Howell; jnpears@; leavell@;
lybeckconstruction@; kathy@;
jeffandteresa@; Dexdav2@; kenziejjory@; maggiesoup05@;
@; jeblair802@; dowellmail@; andy.m.bloom@;
drtrappey@; email4marcia@; mmarshapt@;
colenjoannecorey@; tncallison@; gd43@; hois6@;
jkyoung@; kevinandgail@; mikeanne@;
rpkermath@; tlarsonsilverdale@; wadelarson2@;
justingillam@; maryloumc.art@; n; michael.oneatx@;
rltrott@; ctpurdin@; mexanthos@; nick0975@;
chode23@; christinaMKoon@; kershawpt@;
nina@; joew@; mrlivick@; bastienfamily@;
cjhall@; dave-n-marla@; heatwavecraig@;
jdmcmahan@; jvelazquezjr@; marfuller@;
mjbhuff13x2@; pr@; pwilliams@;
tkuresman@; zithelp@; advertisewithpaula@;
cassycantu@; clydesandy4@; lisaklions@;
magnusonkc@; masakoopm@;

Mr. Grellner,

Here are some key points to consider when thinking of Noise Pollution in the form of Gun Noise coming from Kitsap Rifle and Revolver Club. It is a Health Hazard and should be considered when evaluating Gun Noise in the Community.

Please keep scrolling down, there are some large gaps at the beginning until you get to the main body text.
Thanks

Noise Pollution: A Modern Plague

Lisa Goines, RN and Louis Hagler, MD

Used with permission from the *Southern Medical Journal* and the authors

Southern Medical Journal, Volume 100: **March 2007, pages 287-294.**

Former U.S. Surgeon General William H. Stewart said in 1978, Calling noise a nuisance

is like calling smog an inconvenience. Noise must be considered a hazard to

the health of people. Keep scrolling down...main text to come!

Consider the following points:

Domestic tranquility is one of the six guarantees in the United States

Constitution, a guarantee that is echoed in some form or other in every state Constitution. In

1972, the Noise Control Act was passed by Congress, declaring, it is the **policy of the United States**

to promote an environment for all Americans free from noise that jeopardizes health and

welfare.

*******3) Greater annoyance has been observed when noise is of low frequency, is accompanied by vibrations that contain low-frequency components, or when it contains impulses such as the noise of gun shots.**

Consider the students at near by High School – 1.2 miles downrange

6. Impaired Task Performance: The effects of noise pollution on cognitive task performance have been well-studied. Noise pollution impairs task performance at school and at work, increases errors, and decreases motivation. Reading attention, problem solving, and memory are most strongly affected by noise. Two types of memory deficits have been identified under experimental conditions:

recall of subject content and recall of incidental details. Both are adversely influenced by noise.

Deficits in performance can lead to errors and accidents, both of which have health and economic consequences.

7. Negative Social Behavior and Annoyance Reactions: Annoyance is defined as a feeling of displeasure associated with any agent or condition believed by an individual to adversely affect him or her. Other less direct effects of annoyance are disruption of ones peace of mind, the enjoyment of ones property, and the enjoyment of solitude.

Annoyance is greater when noise progressively increases rather than remaining constant.

Average outdoor residential day-night sound levels below 55 dB were defined as acceptable by the EPA; acceptable average indoor levels were less than 45 dB. To put these levels into perspective, sound levels produced by the average refrigerator or the sounds in the typical quiet neighborhood measure about 45 dB. Sound levels above this produce annoyance in significant numbers of people.

The results of annoyance are privately felt dissatisfaction, publicly expressed complaints to authorities (**although underreporting is probably significant**), and the adverse health effects already noted.

Given that annoyance can connote more than slight irritation, it describes a significant degradation in the quality of life, which corresponds to degradation in health and well-being. In this regard, it is important to note that annoyance does not abate over time despite continuing exposure to noise.

Effects of Multiple Sources of Noise Pollution

The evidence related to low-frequency noise is sufficiently strong to warrant immediate concern. It is a special concern because of its pervasive nature, because it arises from multiple sources, and

because of its efficient propagation, which is essentially unimpeded by conventional methods of either building or ear protection. Adverse health effects from low-frequency noise are thought to be more severe than from other forms of community noise. This form of noise is underestimated with the usual types of sound measuring.

All of the above are key elements why something must be done to minimize the effect of **noise** emanating from the Kitsap Rifle and Revolver Club.

Thank you for your time and consideration.

Skip and Doris Junis

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Don Burger

From: sjunis@[REDACTED]
Sent: Tuesday, May 11, 2010 12:32 PM
To: Jim Dunwiddie
Subject: Set Meeting

Jim,

We'd like to set up a meeting with you and Martha and anyone else you feel is appropriate. Our meeting last week with the Prosecutor's Office went very well and I wanted to contact you sooner, but I went down sick until today.

Can you please let me know when we can get some time on your calendar. Thanks for your time and consideration.

Skip Junis [REDACTED]

----- Original Message -----

From: "Jim Dunwiddie" <jdunwiddie@co.kitsap.wa.us>
To: <sjunis@[REDACTED]>
Subject: Newberry Hill Heritage Park
Date: Mon, 03 May 2010 16:40:02 -0700

Mr. Junis,

I have not heard from DCD about County response to Gun Club activity. I do have a meeting tomorrow afternoon, so hope to have info then.

I had promised to get back to you by this afternoon. I hope to have something to report tomorrow.

Jim Dunwiddie

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PennyStocksExpert.com

Don Burger

From: Steve Mount [SMount@co.kitsap.wa.us]
Sent: Tuesday, May 11, 2010 11:28 AM
To: Tracey Hamilton-Oril
Subject: Re: KRRC

Thanks Tracey! SM

>>> Tracey Hamilton-Oril 5/11/2010 11:26 AM >>>
Steve,

Thanks,

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

Don Burger

From: Brower, Janet [browej@health.co.kitsap.wa.us]
Sent: Tuesday, May 18, 2010 2:37 PM
To: Neil R. Wachter
Cc: Keith Grellner
Subject: KRRC Letter

Could we get a copy of the letter that was sent to KRRC from the county----Jan

Don Burger

From: Grellner, Keith [grellk@health.co.kitsap.wa.us]
Sent: Tuesday, May 18, 2010 2:37 PM
To: Neil Wachter; Steve Mount
Cc: Grant Holdcroft; Janet Brower

Neil and Steve:

Are you two the lead on KRRC right now?

If not, can you point me to who is?

I think we need to meet and discuss ASAP so that our efforts are coordinated.

Thanks.

Keith Grellner, R.S.
Director of Environmental Health
Kitsap County Health District
345 6th Street, Suite 300
Bremerton, WA 98337
Phone: 360.337.5284
Fax: 360.475.9284
Visit our website at www.kitsapcountyhealth.com

*Striving to make Kitsap County the Healthiest
Place on the Planet to live, work, and play!*

Don Burger

From: Grellner, Keith [grellk@health.co.kitsap.wa.us]
Sent: Tuesday, May 18, 2010 2:37 PM
To: Neil R. Wachter; Steve Mount
Cc: Grant Holdcroft; Janet Brower

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Director of Environmental Health
Kitsap County Health District
345 6th Street, Suite 300
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Place on the Planet to live, work, and play!*

Don Burger

From: Josh W. Brown [JWbrown@co.kitsap.wa.us]
Sent: Monday, May 17, 2010 12:16 PM
To: Ted Fry
Subject: Re: Kitsap Rifle and Revolver Club

Ted,

Thanks for your email. Warm regards, Josh

Josh Brown

Kitsap County Commissioner, District #3
614 Division Street, MS - #4
Port Orchard, WA 98366-4676
P: (360) 337-7146
F: (360) 337-4632
jwbrown@co.kitsap.wa.us
www.kitsapgov.com

>>> "Ted Fry" <tfry@[REDACTED]> 5/13/2010 10:08 PM >>>
Commissioner Brown,

Recently there was an article in the CK Reporter, Patriot etc that was factually challenged and full of misinformation. That article for all the "bad" in it however, reminded me of all your positive support of the club.
I appreciate that support.

Sincerely,

Edward Fry

[REDACTED]
Silverdale 98383
[REDACTED]

Don Burger

From: Jerome Carbone [jcarb@redacted]
Sent: Friday, May 14, 2010 11:24 AM
To: Steve Bauer
Subject: Kitsap Rifle and Revolver Club

Commissioner Bauer,

I just read the article and comments regarding the KRRC in the May 7 CK Reporter (<http://www.pnwlocalnews.com/kitsap/ckr/news/93164514.html>). Apparently KRRC has dramatically increased its number of firing lines and has oriented them toward the Klahowya school complex and Newberry Hill Road. Therein lies the explanation for why we have been hearing so much gunfire from the direction of KRRC that we never heard before. It sounds as though the gun club expanded their firing lines and oriented them toward population centers without proper permits or governmental review. This has to be investigated and the gun club returned to its original configuration, both for issues of safety and noise pollution. KRRC simply cannot be given a free pass to abuse the rights of the rest of us simply because they are accustomed to getting away with it. It's about time the rights of all of the citizens are taken into account rather than the rights of a vocal and bullying minority.

Jerome Carbone

Don Burger

From: Ted Fry [tfry@██████████]
Sent: Thursday, May 13, 2010 10:08 PM
To: Josh W. Brown
Subject: Kitsap Rifle and Revolver Club

Commissioner Brown,

Recently there was an article in the CK Reporter, Patriot etc that was factually challenged and full of misinformation. That article for all the "bad" in it however, reminded me of all your positive support of the club. I appreciate that support.

Sincerely,

Edward Fry
██████████

Silverdale 98383
██████████

Don Burger

From: Ted Fry [tfry@[REDACTED]]
Sent: Thursday, May 13, 2010 10:08 PM
To: Charlotte Garrido
Subject: Kitsap Rifle and Revolver Club

Commissioner Garrido,

Recently there was an article in the CK Reporter, Patriot etc that was factually challenged and full of misinformation. That article for all the "bad" in it however, reminded me of all your positive support of the club. I appreciate that support.

Sincerely,

Edward Fry

[REDACTED]

Silverdale 98383

[REDACTED]

Don Burger

From: Ted Fry [tfry@██████████]
Sent: Thursday, May 13, 2010 10:07 PM
To: Steve Bauer
Subject: Kitsap Rifle and Revolver Club

Commissioner Bauer,

Recently there was an article in the CK Reporter, Patriot etc that was factually challenged and full of misinformation. That article for all the "bad" in it however, reminded me of all your positive support of the club. I appreciate that support.

Sincerely,

Edward Fry

██████████
Silverdale 98383
██████████

Don Burger

From: sjunis@[REDACTED]
Sent: Thursday, May 13, 2010 4:23 PM
To: Jim Dunwiddie
Cc: tncallison@[REDACTED]; kevinandgail@[REDACTED]
Subject: Re: Set Meeting

Jim,

Tuesday @ 10:00 would be perfect. Thanks for the time and consideration.

Skip Junis

----- Original Message -----

From: "Jim Dunwiddie" <jdunwiddie@co.kitsap.wa.us>
To: "sjunis@[REDACTED]" <sjunis@[REDACTED]>
Subject: Re: Set Meeting
Date: Thu, 13 May 2010 10:41:25 -0700

Skip,

Martha and I are available the morning of Tuesday May 18. I will need to leave at 11:15.
Would you like to meet at 10am in our offices?

Jim

>>> "sjunis@[REDACTED]" <sjunis@[REDACTED]> 5/13/2010 10:27:36 AM >>>

Jim,

We can do something Monday or Tuesday next week, anytime - that's our preference. We can do Wednesday or Thursday, but one of our key people would have to cancel a trip to make a a later in the week meeting. Will Martha be available because she told me she wanted to here our information at will be after the 15th. Thanks for the time.
Skip Junis

----- Original Message -----

From: "Jim Dunwiddie" <jdunwiddie@co.kitsap.wa.us>
To: "sjunis@[REDACTED]" <sjunis@[REDACTED]>
Subject: Re: Set Meeting
Date: Thu, 13 May 2010 08:49:56 -0700

Mr. Junis,

Let me know what time periods are good for you.....

Jim Dunwiddie

>>> "sjunis@[REDACTED]" <sjunis@[REDACTED]> 5/11/2010 12:32 PM >>>

Jim,

We'd like to set up a meeting with you and Martha and anyone else you feel is appropriate. Our meeting last

week with the Prosecutor's Office went very well and I wanted to contact you sooner, but I went down sick until today.

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Skip Junis [REDACTED]

----- Original Message -----

From: "Jim Dunwiddie" <jdunwiddie@co.kitsap.wa.us>

To: <sjunis@[REDACTED]>

Subject: Newberry Hill Heritage Park

Date: Mon, 03 May 2010 16:40:02 -0700

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Don Burger

From: Jim Dunwiddie [JDunwiddie@co.kitsap.wa.us]
Sent: Thursday, May 13, 2010 10:41 AM
To: sjunis@[REDACTED]
Subject: Re: Set Meeting

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Skip Junis [REDACTED]

----- Original Message -----

From: "Jim Dunwiddie" <jdunwiddie@co.kitsap.wa.us >
To: < sjunis@juno.com >
Subject: Newberry Hill Heritage Park
Date: Mon, 03 May 2010 16:40:02 -0700

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Don Burger

From: Neil Wachter [/O=KITSAP/OU=FIRST ADMINISTRATIVE
GROUP/CN=RECIPIENTS/CN=C84BC9A1-5D56734D-A154C96-7989DA2A@]
Sent: Tuesday, May 18, 2010 3:08 PM
To: Janet Brower
Cc: Steve Mount; Keith Grellner
Subject: Re: KRRC Letter
Attachments: 050510 Ltr to R. Taylor re KRRC.pdf

Keith and Janet: [REDACTED]

>>> "Brower, Janet" < browej@health.co.kitsap.wa.us > Tuesday, May 18,
>>> 2010 2:37 PM >>>
Could we get a copy of the letter that was sent to KRRC from the county----Jan



Russell D. Hauge
Prosecuting Attorney

Carol I. Maves
Office Administrator

Christian C. Casad
Case Management
Division Chief

Timothy A. Drury
Felony and Juvenile
Division Chief

Claire A. Bradley
District/Municipal
Division Chief

**Jacquelyn M.
Aufderheide**
Civil/Child Support
Division Chief

www.kitsapgov.com/pros

Kitsap County Prosecuting Attorney's Office

Please reply to: Civil Division

May 4, 2010

Regina Taylor
Attorney at Law PC
9353 Central Valley Road NW Suite 2
Bremerton, WA 98311

RE: Kitsap Rifle and Revolver Club

Dear Ms. Taylor:

I am writing you on behalf of Kitsap County and its Department of Community Development (DCD), concerning your client the Kitsap Rifle and Revolver Club ("the Club"). As you know, Kitsap County and the Club entered into an agreement last June in which the Club came into possession of real property on the periphery of its existing parcel. That agreement is memorialized in the Bargain and Sale Deed and Restrictive Covenants agreed upon by the County and the Club's executive leadership. The Covenants recognize that the Club has a historic place in our community, and that it may evolve consistent with that historic use and in compliance with the Kitsap County Code. The Covenants specifically require the Club to follow "the rules and regulation of Kitsap County for development of private land".

The County has become aware of construction activities, land-clearing and the filling of wetland areas believed to have occurred on the Club's premises, all done without applying for permits as required by law. The County has also become aware of increased hours of operation, use of automatic firearms, and dramatically increased sound levels coming from the Club's premises, all occurring without going through a conditional use permit review process, which includes public hearings, to determine whether the Club may modify its activities.

The County, through DCD, has partnered with the Suquamish Tribe and several agencies to request joint access to inspect the Club's premises. The agencies include the state Department of Ecology, the state Department of Fish and Wildlife, the Kitsap County Health District and the U.S. Army Corp of Engineers. In recent weeks, each of these partner agencies has requested access to inspect the premises.

Adult Criminal & Administrative Divisions • 614 Division Street, MS-35 • Port Orchard, Washington 98366-4681 • (360) 337-7174 • FAX (360) 337-4949
Juvenile Criminal Division • 614 Division Street, MS-35 • Port Orchard, Washington 98366-4681 • (360) 337-5500 • FAX (360) 337-5509
Special Assault Unit • 614 Division Street, MS-35 • Port Orchard, Washington 98366-4681 • (360) 337-7148 • FAX (360) 337-7229

Bainbridge Island Municipal Court Division • 614 Division Street, MS-35 • Port Orchard, Washington 98366-4681 • (360) 337-7174 • FAX (360) 337-4949
Port Orchard Municipal Court Division • 614 Division Street, MS-35 • Port Orchard, Washington 98366-4681 • (360) 337-7174 • FAX (360) 337-4949
Poulsbo Municipal Court Division • 614 Division Street, MS-35 • Port Orchard, Washington 98366-4681 • (360) 337-7174 • FAX (360) 337-4949

Civil Division • 614 Division Street, MS-35A • Port Orchard, Washington 98366-4681 • (360) 337-4992 • FAX (360) 337-7083
Child Support Division • 614 Division Street, MS-35B • Port Orchard, Washington 98366-4681 • (360) 337-7020 • FAX (360) 337-5733



Several of the requests have explicitly sought the Club's cooperation for a joint site visit by DCD, the Suquamish Tribe and these federal and state agencies. The KRRC has deferred each request indefinitely, resulting in no inspections taking place to address the agencies' concerns.

The state Department of Labor and Industries has also informed the County of its interest in participating in a joint site visit. I should note that the Suquamish Tribe and the state Department of Fish and Wildlife are each interested in participating in the joint visit because they are co-managers of fishery resources in Kitsap County under federal case law. Their concurrent jurisdiction includes the Chico Creek basin where the Club's premises are located.

The County, the Tribe and the agencies I've identified here are requesting that the Club grant the request for a joint site visit by officials of each agency. A joint visit will limit the number of hours that the Club would suspend operation, and only makes sense given the number of agencies with an interest in the Club's operations. Please inform the County not later than May 25, 2010 whether you will grant this request for a joint visit. I would expect the site visit to require a morning or an afternoon, and I cannot rule out follow-up visits.

The County is also requesting that the Club submit all necessary permit applications for its various building and land-moving operations, and that the Club begin the application process for a conditional use permit addressing each of the community concerns including those I've outlined in this letter. Please complete these steps not later than June 15, 2010, so that Kitsap County and its citizens can begin the overdue review of the recent activities on the Club premises.

This letter is intended as a courtesy to the Club and its membership, to urge the Club's leadership to participate in the processes provided in the Kitsap County Code, and to open the Club to a joint inspection designed to minimize the inconvenience to its members and their guests. I hope the Club's leadership will share this letter with the Club's members and users, so that every user of the facility can appreciate why Kitsap County, as a community, is so very concerned about development and changes to the historic use of the Club that have not followed the land use requirements that apply to the rest of the county's citizens.

The Kitsap County Code and the Revised Code of Washington provide avenues for civil relief for conditions that are deemed a nuisance or otherwise detract from the quality of life in our community. The aforementioned covenants may be enforced to ensure that the Club acts within the county code and consistent with its historic

Regina Taylor
May 4, 2010
Page 3

mission. This letter is written in the hope that we may avoid more aggressive enforcement efforts. However, as the lead enforcement agency for many of the issues raised by the Club's unpermitted activities, the County will take whatever steps are necessary to ensure compliance with the law

Thank you for your attention.

Sincerely yours,

RUSSELL D. HAUGE
Prosecuting Attorney



NEIL R. WACHTER
Deputy Prosecuting Attorney

Enclosure: Bargain and Sale Deed with Restrictive Covenants

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

ASSESSOR'S TAX PARCEL NO: 362501-4-002-1006
Total : \$10.00 Clerk's Initial *CS*

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

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

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

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

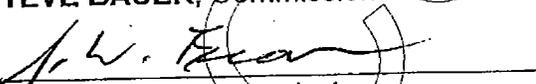
DATED this 13th day of May, 2009.



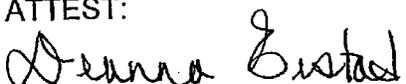
BOARD OF COUNTY COMMISSIONERS
KITSAP COUNTY, WASHINGTON


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

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
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
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residing at: Port Orchard 98366
My Commission Expires: 9/26/09

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: Steve Mount [SMount@co.kitsap.wa.us]
Sent: Wednesday, May 19, 2010 3:15 PM
To: Carolyn Gourley
Subject: Re: Allison PDR

A letter came via the Prosecutors office, they should PDA them directly. SM

>>> Carolyn Gourley 5/19/2010 11:59 AM >>>
Greetings Gentleman:

Do we have any new information, written, emailed, mailed or otherwise regarding the Kitsap Rifle and Gun Club?

It's Mr. Allison's understanding that a (DCD/PA offices) letter went out sometime early April/May?

Thank you,

Carolyn Gourley
DCD - Environmental Programs OA II
DCD Public Disclosure Liaison
Boundary Review Board Chief Clerk
614 Division Street M/S 36
Port Orchard WA 98366
360-337-5694
cgourley@co.kitsap.wa.us

Don Burger

From: Carolyn Gourley [CGourley@co.kitsap.wa.us]
Sent: Wednesday, May 19, 2010 12:00 PM
To: Jeff Rowe-Hornbaker; Steve Mount
Subject: Allison PDR

Greetings Gentleman:

Do we have any new information, written, emailed, mailed or otherwise regarding the Kitsap Rifle and Gun Club?

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Thank you,

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614 Division Street M/S 36
Port Orchard WA 98366
360-337-5694
cgourley@co.kitsap.wa.us

Don Burger

From: Steve Mount [SMount@co.kitsap.wa.us]
Sent: Wednesday, May 19, 2010 10:39 AM
To: Neil R. Wachter; Keith Grellner; Janet Brower
Subject: Re: KRRC Letter

All,

SM

>>> Neil Wachter 5/19/2010 9:55 AM >>>

>>> "Grellner, Keith" < grellk@health.co.kitsap.wa.us > Tuesday, May 18,
>>> 2010 4:25 PM >>>
I only have Friday at 1:30 left open for this week.

-----Original Message-----

From: Neil Wachter < nwachter@co.kitsap.wa.us >
To: Brower, Janet
CC: Steve Mount < SMount@co.kitsap.wa.us >; Grellner, Keith
Sent: Tue May 18 15:35:26 2010
Subject: RE: KRRC Letter

How's 10 a.m. Thurs.?

Neil R. Wachter
Sr. Deputy Prosecuting Attorney
Kitsap County Prosecutor's Office
614 Division Street, MS-35A
Port Orchard, WA 98366
360.337.4979 360.337.7083 (fax)
nwachter@co.kitsap.wa.us

>>> "Brower, Janet" < browej@health.co.kitsap.wa.us > Tuesday, May 18,
>>> 2010 3:21 PM >>>
Thursday (before 4) is possible or Friday AM---Jan

-----Original Message-----

From: Neil Wachter [<mailto:nwachter@co.kitsap.wa.us>]
Sent: Tuesday, May 18, 2010 3:08 PM
To: Brower, Janet
Cc: Steve Mount; Grellner, Keith
Subject: Re: KRRC Letter

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Subject: Re: KRRC Letter

All,

[REDACTED] SM

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From: Neil Wachter [NWachter@co.kitsap.wa.us]
Sent: Wednesday, May 19, 2010 9:56 AM
To: Keith Grellner; Janet Brower
Cc: Steve Mount
Subject: Re: KRRC Letter

Hi Keith. I am here today and tomorrow, out of the office Friday and next week. To shorten the time required, is there a time when we can do a conference call in the next day or two? If not, I'll find a way to make myself available Friday at 1:30 by phone.

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Don Burger

From: Steve Mount [SMount@co.kitsap.wa.us]
Sent: Wednesday, May 19, 2010 8:03 AM
To: Neil Wachter
Subject: Fwd: RE: KRRC Letter

I am available Thursday, but it sounds like Keith is not. SM

>>> Neil Wachter 5/18/2010 3:40 PM >>>
Hi - can you make a meeting at 10 a.m. Thurs?

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10 am is OK---Jan

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Cc: Steve Mount; Grellner, Keith
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Don Burger

From: Terry Allison [tncallison@[REDACTED]]
Sent: Wednesday, May 19, 2010 8:02 AM
To: Jim Dunwiddie
Cc: wadelarson2@[REDACTED]; Gail and Kevin Gross; skip junis
Subject: POSSIBLE SPAM! SCORE = 5.5 NHHP/KRRC concerns

Jim

Thank you for the opportunity to discuss our concerns about the potential hazards to public and environmental health and safety in the Newberry Hill Heritage Park with you and Martha yesterday. ~~We fully understand (and agree) that it is not a Parks Department problem to solve.~~ We do still feel that the more people who are informed about the hazards, the better the chance that a solution satisfactory to all involved will be found.

We all left the meeting very satisfied that our concerns were heard, understood, and will be considered fairly and without bias. That is exactly the result we had wanted from the meeting. Again, our thanks and deep appreciation to you and to Martha for the fantastic job she has been doing.

If there is anything we can do, or any information that we may have that may be of help to you, please let us know.

Respectfully
Terry Allison
[REDACTED]

Don Burger

From: Grellner, Keith [grellk@health.co.kitsap.wa.us]
Sent: Tuesday, May 18, 2010 4:25 PM
To: Neil R. Wachter; Janet Brower
Cc: Steve Mount
Subject: Re: KRRC Letter

I only have Friday at 1:30 left open for this week.

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To: Brower, Janet
CC: Steve Mount <SMount@co.kitsap.wa.us>; Grellner, Keith
Sent: Tue May 18 15:35:26 2010
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Sent: Tuesday, May 18, 2010 3:33 PM
To: Neil Wachter
Cc: Steve Mount; Keith Grellner
Subject: RE: KRRC Letter

Oops, can't do Friday AM, but Thursday should be OK---Jan

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Sent: Tuesday, May 18, 2010 3:08 PM

To: Brower, Janet

Cc: Steve Mount; Grellner, Keith

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To: Kevin M. Howell
Subject: krrc letter
Attachments: 050510 Ltr to R. Taylor re KRRC.pdf



Kitsap County Prosecuting Attorney's Office

Russell D. Hauge
Prosecuting Attorney

Please reply to: Civil Division

Carol I. Maves
Office Administrator

May 4, 2010

Christian C. Casad
Case Management
Division Chief

Timothy A. Drury
Felony and Juvenile
Division Chief

Claire A. Bradley
District/Municipal
Division Chief

**Jacquelyn M.
Aufderheide**
Civil/Child Support
Division Chief

www.kitsapgov.com/pros

Regina Taylor
Attorney at Law PC
9353 Central Valley Road NW Suite 2
Bremerton, WA 98311

RE: Kitsap Rifle and Revolver Club

Dear Ms. Taylor:

I am writing you on behalf of Kitsap County and its Department of Community Development (DCD), concerning your client the Kitsap Rifle and Revolver Club ("the Club"). As you know, Kitsap County and the Club entered into an agreement last June in which the Club came into possession of real property on the periphery of its existing parcel. That agreement is memorialized in the Bargain and Sale Deed and Restrictive Covenants agreed upon by the County and the Club's executive leadership. The Covenants recognize that the Club has a historic place in our community, and that it may evolve consistent with that historic use and in compliance with the Kitsap County Code. The Covenants specifically require the Club to follow "the rules and regulation of Kitsap County for development of private land".

The County has become aware of construction activities, land-clearing and the filling of wetland areas believed to have occurred on the Club's premises, all done without applying for permits as required by law. The County has also become aware of increased hours of operation, use of automatic firearms, and dramatically increased sound levels coming from the Club's premises, all occurring without going through a conditional use permit review process, which includes public hearings, to determine whether the Club may modify its activities.

The County, through DCD, has partnered with the Suquamish Tribe and several agencies to request joint access to inspect the Club's premises. The agencies include the state Department of Ecology, the state Department of Fish and Wildlife, the Kitsap County Health District and the U.S. Army Corp of Engineers. In recent weeks, each of these partner agencies has requested access to inspect the premises.

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Child Support Division • 614 Division Street, MS-35B • Port Orchard, Washington 98366-4681 • (360) 337-7020 • FAX (360) 337-5733



Several of the requests have explicitly sought the Club's cooperation for a joint site visit by DCD, the Suquamish Tribe and these federal and state agencies. The KRRC has deferred each request indefinitely, resulting in no inspections taking place to address the agencies' concerns.

The state Department of Labor and Industries has also informed the County of its interest in participating in a joint site visit. I should note that the Suquamish Tribe and the state Department of Fish and Wildlife are each interested in participating in the joint visit because they are co-managers of fishery resources in Kitsap County under federal case law. Their concurrent jurisdiction includes the Chico Creek basin where the Club's premises are located.

The County, the Tribe and the agencies I've identified here are requesting that the Club grant the request for a joint site visit by officials of each agency. A joint visit will limit the number of hours that the Club would suspend operation, and only makes sense given the number of agencies with an interest in the Club's operations. Please inform the County not later than May 25, 2010 whether you will grant this request for a joint visit. I would expect the site visit to require a morning or an afternoon, and I cannot rule out follow-up visits.

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This letter is intended as a courtesy to the Club and its membership, to urge the Club's leadership to participate in the processes provided in the Kitsap County Code, and to open the Club to a joint inspection designed to minimize the inconvenience to its members and their guests. I hope the Club's leadership will share this letter with the Club's members and users, so that every user of the facility can appreciate why Kitsap County, as a community, is so very concerned about development and changes to the historic use of the Club that have not followed the land use requirements that apply to the rest of the county's citizens.

The Kitsap County Code and the Revised Code of Washington provide avenues for civil relief for conditions that are deemed a nuisance or otherwise detract from the quality of life in our community. The aforementioned covenants may be enforced to ensure that the Club acts within the county code and consistent with its historic

Regina Taylor
May 4, 2010
Page 3

mission. This letter is written in the hope that we may avoid more aggressive enforcement efforts. However, as the lead enforcement agency for many of the issues raised by the Club's unpermitted activities, the County will take whatever steps are necessary to ensure compliance with the law

Thank you for your attention.

Sincerely yours,

RUSSELL D. HAUGE
Prosecuting Attorney



NEIL R. WACHTER
Deputy Prosecuting Attorney

Enclosure: Bargain and Sale Deed with Restrictive Covenants

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 Page: 1 of 6
Walter Washington, Kitsap Co Auditor

**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

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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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

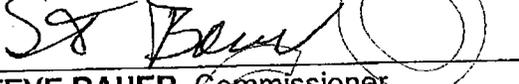
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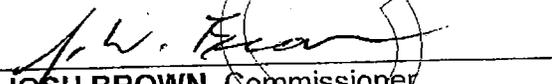
DATED this 13th day of May, 2009.



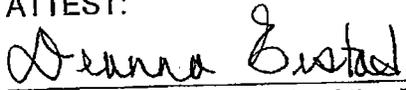
BOARD OF COUNTY COMMISSIONERS
KITSAP COUNTY, WASHINGTON


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

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
PRINT NAME:
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.



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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.

Unofficial

Don Burger

From: Kevin M. Howell [KMHowell@co.kitsap.wa.us]
Sent: Wednesday, May 19, 2010 3:38 PM
To: Don Burger
Subject: Fwd: krrc letter
Attachments: 050510 Ltr to R. Taylor re KRRRC.pdf


>>> Neil Wachter 5/19/2010 3:33 PM >>>



Kitsap County Prosecuting Attorney's Office

Russell D. Hauge
Prosecuting Attorney

Please reply to: Civil Division

Carol I. Maves
Office Administrator

May 4, 2010

Christian C. Casad
Case Management
Division Chief

Timothy A. Drury
Felony and Juvenile
Division Chief

Claire A. Bradley
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May 4, 2010
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Sincerely yours,

RUSSELL D. HAUGE
Prosecuting Attorney



NEIL R. WACHTER
Deputy Prosecuting Attorney

Enclosure: Bargain and Sale Deed with Restrictive Covenants

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 Page: 1 of 6
Walter Washington, Kitsap Co Auditor

**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

ASSESSOR'S TAX PARCEL NO: 362501-4-002-1006 Total : \$10.00 Clerk's Initial *WJ*

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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.

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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

CHARLOTTE GARRIDO, Chair

Steve Bauer

STEVE BAUER, Commissioner

Josh Brown

JOSH BROWN, Commissioner

ATTEST:

Opal Robertson

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

BRADFORD SMITH, President - KRRC

Marcus A. Carter

MARCUS A. CARTER, Executive Officer - KRRC

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

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

Don Burger

From: Christian C. Casad [CCasad@co.kitsap.wa.us]
Sent: Wednesday, May 19, 2010 4:26 PM
To: Neil R. Wachter; Russell D. Hauge
Cc: Tracey L. Hamilton-Oril
Subject: Fwd: Re: KRRC - Confidential Attorney Client Communication

[REDACTED]

>>> Neil Wachter 5/19/2010 4:22 PM >>>

fyi

>>> Kevin Howell Wednesday, May 19, 2010 4:19 PM >>>

[REDACTED]

[REDACTED]

>>> Neil Wachter 5/19/2010 4:14 PM >>>

[REDACTED]

[REDACTED]

Neil

>>> Kevin Howell Wednesday, May 19, 2010 4:09 PM >>>

[REDACTED]

>>> Russell Hauge 5/19/2010 4:01 PM >>>

[REDACTED]

Russell

>>> Neil Wachter 5/19/2010 4:00 PM >>>

Russ et al -

[REDACTED]

[REDACTED]

[REDACTED]

Neil

Neil R. Wachter
Sr. Deputy Prosecuting Attorney
Kitsap County Prosecutor's Office
614 Division Street, MS-35A

Port Orchard, WA 98366
360.337.4979 360.337.7083 (fax)
nwachter@co.kitsap.wa.us

Don Burger

From: Neil R. Wachter [NWachter@co.kitsap.wa.us]
Sent: Wednesday, May 19, 2010 4:22 PM
To: Christian C. Casad; Russell D. Hauge
Cc: Tracey L. Hamilton-Oril
Subject: Fwd: Re: KRRC - Confidential Attorney Client Communication

[REDACTED]

>>> Kevin Howell Wednesday, May 19, 2010 4:19 PM >>>

[REDACTED]

[REDACTED]

>>> Neil Wachter 5/19/2010 4:14 PM >>>

[REDACTED]

[REDACTED]

Neil

>>> Kevin Howell Wednesday, May 19, 2010 4:09 PM >>>

[REDACTED]

>>> Russell Hauge 5/19/2010 4:01 PM >>>

[REDACTED]

Russell

>>> Neil Wachter 5/19/2010 4:00 PM >>>
Russ et al -

[REDACTED]

[REDACTED]

Neil

Neil R. Wachter
Sr. Deputy Prosecuting Attorney

Kitsap County Prosecutor's Office
614 Division Street, MS-35A
Port Orchard, WA 98366
360.337.4979 360.337.7083 (fax)
nwachter@co.kitsap.wa.us

Don Burger

From: Kevin M. Howell [KMHowell@co.kitsap.wa.us]
Sent: Wednesday, May 19, 2010 4:19 PM
To: Neil R. Wachter
Subject: Re: KRRC - Confidential Attorney Client Communication

[Redacted]

>>> Neil Wachter 5/19/2010 4:14 PM >>>

[Redacted]

Neil

>>> Kevin Howell Wednesday, May 19, 2010 4:09 PM >>>

[Redacted]

>>> Russell Hauge 5/19/2010 4:01 PM >>>

[Redacted]

Russell

>>> Neil Wachter 5/19/2010 4:00 PM >>>

Russ et al -

[Redacted]

Neil

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Port Orchard, WA 98366
360.337.4979 360.337.7083 (fax)
nwachter@co.kitsap.wa.us

Don Burger

From: Neil R. Wachter [NWachter@co.kitsap.wa.us]
Sent: Wednesday, May 19, 2010 4:15 PM
To: Christian C. Casad; Kevin M. Howell; Russell D. Hauge
Cc: Tracey L. Hamilton-Oril
Subject: Re: KRRC - Confidential Attorney Client Communication

[Redacted]

[Redacted]

Neil

>>> Kevin Howell Wednesday, May 19, 2010 4:09 PM >>>

[Redacted]

>>> Russell Hauge 5/19/2010 4:01 PM >>>

[Redacted]

Russell

>>> Neil Wachter 5/19/2010 4:00 PM >>>
Russ et al -

[Redacted]

[Redacted]

[Redacted]

Neil

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Port Orchard, WA 98366
360.337.4979 360.337.7083 (fax)
nwachter@co.kitsap.wa.us

Don Burger

From: Kevin M. Howell [KMHowell@co.kitsap.wa.us]
Sent: Wednesday, May 19, 2010 4:09 PM
To: Christian C. Casad; Neil R. Wachter; Russell D. Hauge
Cc: Tracey L. Hamilton-Oril
Subject: Re: KRRC - Confidential Attorney Client Communication

>>> Russell Hauge 5/19/2010 4:01 PM >>>

Russell

>>> Neil Wachter 5/19/2010 4:00 PM >>>
Russ et al -

Neil

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Port Orchard, WA 98366
360.337.4979 360.337.7083 (fax)
nwachter@co.kitsap.wa.us

Don Burger

From: DFW [Jason.Langbehn@dfw.wa.gov]
Sent: Wednesday, May 19, 2010 4:06 PM
To: Steve Mount
Subject: RE: New violation 15156 NW HITE CENTER RD

Steve, I am suppose to be off tomorrow and Friday. I can meet with you next week. What is the name of the suspect? J. Czebotar will also be off tomorrow.
Let me know what your schedule is? If you end up going tomorrow, please let me know.

Jason

-----Original Message-----

From: Steve Mount [mailto:smount@co.kitsap.wa.us]
Sent: Wednesday, May 19, 2010 4:01 PM
To: Langbehn, Jason D (DFW)
Subject: New violation 15156 NW HITE CENTER RD

Normally I would not bother you, but this guy is going to be slippery.
Can we meet this guy? Clearing, grading wetlands and stream crossing/culvert installation.
He is also storing tractor trailers with fireworks on-site. I am going to try to meet him tomorrow if you are available. SM

Stephen Mount
Kitsap County
Department of Community Development
(360) 337-4605
smount@co.kitsap.wa.us

>>> "Langbehn, Jason D (DFW)" <Jason.Langbehn@dfw.wa.gov> 5/3/2010 2:09 PM >>>
Steve,

Had a conflict come up for tomorrow, will not be able to make the meeting. I will meet with Mr. Tucker at a later date. Also, would like to talk with you about the Kitsap Rifle and Revolver Club.

Thanks,

Jason

Don Burger

From: Russell D. Hauge [RHauge@co.kitsap.wa.us]
Sent: Wednesday, May 19, 2010 4:02 PM
To: Christian C. Casad; Kevin M. Howell; Neil R. Wachter
Cc: Tracey L. Hamilton-Oril
Subject: Re: KRRC - Confidential Attorney Client Communication

[Redacted]

Russell

>>> Neil Wachter 5/19/2010 4:00 PM >>>
Russ et al -

[Redacted]

[Redacted]

[Redacted]

Neil

Neil R. Wachter
Sr. Deputy Prosecuting Attorney
Kitsap County Prosecutor's Office
614 Division Street, MS-35A
Port Orchard, WA 98366
360.337.4979 360.337.7083 (fax)
nwachter@co.kitsap.wa.us

Don Burger

From: Steve Mount [SMount@co.kitsap.wa.us]
Sent: Wednesday, May 19, 2010 4:01 PM
To: Jason D (DFW) Langbehn
Subject: New violation 15156 NW HITE CENTER RD

Normally I would not bother you, but this guy is going to be slippery. Can we meet this guy? Clearing, grading wetlands and stream crossing/culvert installation. He is also storing tractor trailers with fireworks on-site. I am going to try to meet him tomorrow if you are available. SM

Stephen Mount
Kitsap County
Department of Community Development
(360) 337-4605
smount@co.kitsap.wa.us

>>> "Langbehn, Jason D (DFW)" < Jason.Langbehn@dfw.wa.gov > 5/3/2010
>>> 2:09 PM >>>
Steve,

Had a conflict come up for tomorrow, will not be able to make the meeting. I will meet with Mr. Tucker at a later date. Also, would like to talk with you about the Kitsap Rifle and Revolver Club.

Thanks,

Jason

Don Burger

From: Neil R. Wachter [NWachter@co.kitsap.wa.us]
Sent: Wednesday, May 19, 2010 4:00 PM
To: Christian C. Casad; Kevin M. Howell; Russell D. Hauge
Cc: Tracey L. Hamilton-Oril
Subject: KRRC - Confidential Attorney Client Communication

Russ et al -

[REDACTED]

[REDACTED]

[REDACTED]

Neil

Neil R. Wachter
Sr. Deputy Prosecuting Attorney
Kitsap County Prosecutor's Office
614 Division Street, MS-35A
Port Orchard, WA 98366
360.337.4979 360.337.7083 (fax)
nwachter@co.kitsap.wa.us

Don Burger

From: Don Burger [DBurger@co.kitsap.wa.us]
Sent: Wednesday, May 19, 2010 3:39 PM
To: Kevin M. Howell
Subject: Re: Fwd: krrc letter

[REDACTED] Don

Don Burger
Kitsap County
Records Coordinator
(360) 307-4261
(360)337-7052 (FAX)
www.kitsapgov.com

NEW OFFICE HOURS:
M -TH 8:00 AM - 5:00 PM
Effective May 4th, 2009

>>> Kevin Howell 5/19/2010 3:38 PM >>>
[REDACTED]

>>> Neil Wachter 5/19/2010 3:33 PM >>>

Don Burger

From: Steve Mount [SMount@co.kitsap.wa.us]
Sent: Wednesday, May 19, 2010 4:40 PM
To: Jason D (DFW) Langbehn
Subject: RE: New violation 15156 NW HITE CENTER RD
Attachments: DSC_0014.JPG; DSC_0025.JPG; DSC_0026.JPG

His name is Jonathan Miller. We are also reporting him to the State Fire Marshall for the explosives. If you have a time and day, I can put him off til next week. This guy needs collective attention. Thanks for any help you can give me. SM

Stephen Mount
Kitsap County
Department of Community Development
(360) 337-4605
smount@co.kitsap.wa.us

>>> "Langbehn, Jason D (DFW)" < Jason.Langbehn@dfw.wa.gov > 5/19/2010
>>> 4:05 PM >>>

Steve, I am suppose to be off tomorrow and Friday. I can meet with you next week. What is the name of the suspect? J. Czebotar will also be off tomorrow.
Let me know what your schedule is? If you end up going tomorrow, please let me know.

Jason

-----Original Message-----

From: Steve Mount [<mailto:smount@co.kitsap.wa.us>]
Sent: Wednesday, May 19, 2010 4:01 PM
To: Langbehn, Jason D (DFW)
Subject: New violation 15156 NW HITE CENTER RD

Normally I would not bother you, but this guy is going to be slippery.
Can we meet this guy? Clearing, grading wetlands and stream crossing/culvert installation.
He is also storing tractor trailers with fireworks on-site. I am going to try to meet him tomorrow if you are available. SM

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Department of Community Development
(360) 337-4605
smount@co.kitsap.wa.us

>>> "Langbehn, Jason D (DFW)" < Jason.Langbehn@dfw.wa.gov > 5/3/2010
>>> 2:09

PM >>>
Steve,

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Thanks,

Jason

