

Tract No. 62-64

EASEMENT

KNOW ALL MEN BY THESE PRESENTS, That the UNITED STATES OF AMERICA, Department of Energy, Bonneville Power Administration, does hereby grant unto DAVID M. DELGADO, and his assigns, a perpetual easement for ingress and egress on, across, and upon the existing road as now constructed over the following parcel of land acquired by the United States in Civil Case No. 34 in the District Court of the United States for the Western District of Washington, Southern Division:

A parcel of land being all that portion of the NW $\frac{1}{4}$ of the NW $\frac{1}{4}$ of Section 26, Township 3 North, Range 8 East, Willamette Meridian, Skamania County, Washington, which lies within a strip of land 300 feet in width, of which 212.50 feet lie on the northerly side of and 77.50 feet lie on the southerly side of the Bonneville-Coulee transmission line survey;

Said survey line being located as follows: Beginning at a point which is the intersection of said survey line with the west line of the NW $\frac{1}{4}$ of said Section 26, said point being S. 1° 00' 18" E. a distance of 485.00 feet from the section corner common to Sections 22, 23, 26 and 27; thence running S. 89° 43' 38" E. a distance of 661.10 feet to an angle point; thence N. 87° 23' 52" E. a distance of 1302.86 feet to an angle point; thence N. 80° 26' 22" E. a distance of 2414.44 feet to a point which is the intersection of said survey line with the north line of the NE $\frac{1}{4}$ of said Section 26, said point being N. 89° 47' 34" W. along said north line a distance of 262.81 feet from the section corner common to Sections 23, 24, 25 and 26, Township 3 North, Range 8 East, Willamette Meridian.

Said parcel of land contains 18.3 acres, more or less.

Reserving unto the United States and its assigns the right to maintain existing electric transmission lines and to erect and maintain future transmission lines over, under, and across the easement area.

Reserving also unto the United States and its assigns, the right of access to and along the fee-owned transmission line right-of-way.

The easement shall not interfere with any use by the United States.

If, based upon the sole and unrestricted determination of the United States, the use allowed herein interferes with the present or future use and enjoyment of the above-described land by the UNITED STATES for any purpose including the right to dispose of the property, all rights granted by this easement shall automatically terminate and the title revert in the United States upon written notice by the United States to David M. Delgado, or his assigns.

It is understood and agreed that the Grantee, and his assigns, shall be liable for any damage to the property of the United States, including transmission lines and structures, arising out of or resulting from negligent acts of said Grantee, or his assigns.

The Grantee shall maintain the existing road in as good or better condition than when use thereof commenced. Any damage to the road resulting from Grantee's use thereof shall be repaired promptly.

Subject to reservations, restrictions, and easements of record, or in use.

Should the rights granted by this easement to David M. Delgado, or his assigns, no longer be used or needed for road purposes, and upon written notice by the United States to David M. Delgado, or his assigns, all rights granted by this easement shall automatically terminate and the title thereto revert in the United States.

TO HAVE AND TO HOLD the above-described easement unto DAVID M. DELGADO, and his assigns, forever.

The true and actual consideration for this easement is FIFTY DOLLARS (\$50.00).

This conveyance is made pursuant to the Acts of August 20, 1937, (50 Stat. 732, 16 U.S.C. § 832a), as amended, and October 23, 1962, (76 Stat. 1129, 40 U.S.C. § 319), and regulations and delegations of authority issued pursuant thereto, it having been determined that the granting of the easement will not be adverse to the interests of the United States.

Dated at Portland, Oregon, this 17th day of November, 1978.

UNITED STATES OF AMERICA
Department of Energy
Bonneville Power Administration

By [Signature]
Chief, Branch of Land

COUNTY OF CLATSOP

I HEREBY CERTIFY THAT THE WITHIN

INSTRUMENT WAS FILED BY

[Signature]

[Signature]

ON 11/17/78 AT PORTLAND, OREGON

IN WITNESS WHEREOF, I HAVE HEREUNTO

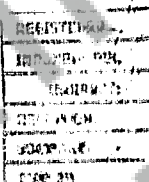
SIGNED AND AFFIXED MY SEAL AND HAND

THIS 17th DAY OF NOVEMBER, 1978.

[Signature]

[Signature]

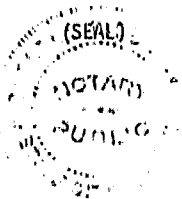
7657
TRANSACTION EXCISE ...



STATE OF OREGON }
County of Multnomah } ss:

On this day personally appeared before me [Signature], to me known to be the Chief, Branch of Land, Bonneville Power Administration, described in and who executed the within and foregoing instrument and acknowledged that he signed the same as his free and voluntary act and deed for the uses and purposes therein mentioned.

Given under my hand and official seal this 17th day of November, 1978.



[Signature]
Notary Public for Oregon
My Commission Expires: September 29, 1981