

109039

0002660

5430 Land Exchange
Gifford Pinchot #95
OR 43370(W)

WARRANTY DEED

BOOK 118 PAGE 447

CHAMPION INTERNATIONAL CORPORATION, a Corporation of the State of New York, Grantor, for and in consideration of National Forest System land under the provisions of the General Exchange Act of March 20, 1922 (16 U.S.C. 485, 486); the Federal Land Policy and Management Act of October 21, 1976, as amended (43 U.S.C. 1715-1716); and the Mount St. Helens National Volcanic Monument Act of August 26, 1982 (96 Stat. 301), which is of equal value to the land herein conveyed, the receipt of which is hereby acknowledged, does hereby convey and warrant to the UNITED STATES OF AMERICA, Grantee, and its assigns, all the following described real property in the Counties of Lewis and Skamania, State of Washington, together with all mineral rights, except as noted below:

Willamette Meridian, Skamania County, Washington

T. 10 N., R. 5 E.

- * sec. 2, portion of MS 697A, the Minnie Lee Patented Mine; and portion of MS 697B, the Minnie Lee Patented Mill Site;
- * sec. 3, portion of MS 697A, the Minnie Lee Patented Mine; and portion of MS 697B, the Minnie Lee Patented Mill Site;
- * sec. 13, portion of MS 689A, the Polar Star Patented Mine.

T. 10 N., R. 6 E.

- * sec. 7, portion of MS 689A, the Polar Star Patented Mine;
- * sec. 18, portion of MS 689A, the Polar Star Patented Mine.
- * The combined portions of Mineral Survey Nos. 689A, 697A, and 697B, constitute all of said Mineral Surveys.

Willamette Meridian, Lewis County, Washington

T. 11 N., R. 7 E.

sec. 5, SE1/4;

005522 3p 1/4 3/4

NO REAL ESTATE EXCISE TAX REQUIRED

Containing 497.118 acres, more or less.

EXCEPTING AND RESERVING to the Grantor, its successors and assigns, all minerals, including oil, gas, geothermal steam and associated minerals, together with the right to enter thereon for the purpose of drilling for or mining the said oil, gas, geothermal, and other minerals in sec. 13 of T. 10 N., R. 5 E., W.M., and sec. 7 and 18 of T. 10 N., R. 6 E., W.M. (all of M.S. 689A), subject to the Rules and Regulations of the Secretary of Agriculture (36 CFR 251.15) attached hereto and made a part hereof.

SUBJECT TO:

Easements for road purposes, including the terms and conditions thereof, granted to the United States by the following recorded instruments:

1 of 3

Prepared
by
Reviewed
Date 4/12/90

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Glenda J. Kimmel, Skamania County Assessor
By: 4-1-90 Parcel # 0 0 5 00 00 1000 00
10 06 00 00 0 500 00

OR43370(W)

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Recorded

Deed Records

County

Affects

04/18/52

502972, VOL 356, PG 302

Lewis

sec 5.

10/23/70

72799, BK 62, PG 310

Skamania

T.11N., R.7E.,

sec 13 & 18

T.10N., R.5E.

The acquiring agency is the Forest Service, U.S. Department of Agriculture.

Dated this 24th day of January, 1990.

FILED FOR RECORD
CLERK OF COUNTY OF WASH

BY Paul Prigge

APR 12 11 41 AM '90

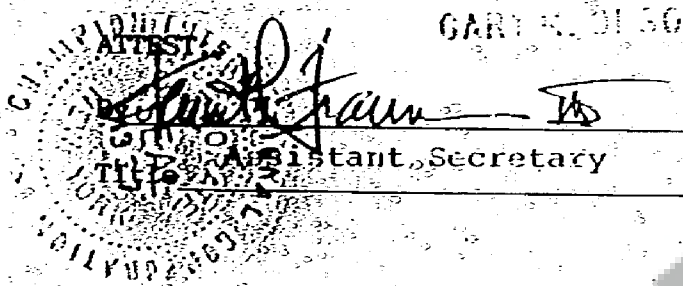
P. Lowry

GARY E. ZANDELL

Champion International Corporation

By Don R. Taylor

Title Vice President, Timberlands



attn: Paul Prigge
RECORDED AT REQUEST OF:
Sylvia Ruchel, No. 10 Forest
Box 8944
Seacouver, WA 98668
90 MAR 26 AM 11:13 8944

ACKNOWLEDGEMENT

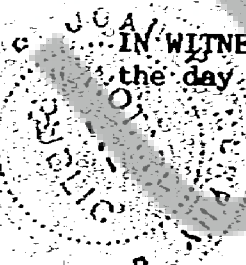
GARY E. ZANDELL, AUDITOR
LEWIS COUNTY, WA.

By J. Zandell

STATE OF CONNECTICUT)
County of FAIRFIELD) ss.

On this 24th day of January, 1990, before me the undersigned, a Notary Public in and for the State, personally appeared Don R. Taylor and M. Kenneth Frank, III, known to me to be the Vice-President and Assistant Secretary, respectively, of Champion International Corporation, the Corporation that executed the within and foregoing instrument, and acknowledged to me that such Corporation executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year first above written.



Notary Public for the State of CT
Residing at New Britain, CT
My Commission Expires 3/31/92
JOSEPH P. MURPHY
NOTARY PUBLIC

13461
REAL ESTATE EXCISE TAX

APR 12 1990

PAID Ext. 1
V. Deputy
CLERK OF COUNTY OF WASH.

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UNITED STATES DEPARTMENT OF AGRICULTURE
FOREST SERVICE

BOOK 118 PAGE 449

CONDITIONS, RULES AND REGULATIONS TO GOVERN EXERCISE OF MINERAL RIGHTS
RESERVED IN CONVEYANCES TO THE UNITED STATES

Code of Federal Regulations - Title 36 - Chapter II - Section 251.15

(a) Except as otherwise provided in paragraphs (b) and (c) of this section, in conveyances of lands to the United States under authorized programs of the Forest Service, where owners reserve the right to enter upon the conveyed lands and to prospect for, mine and remove minerals, oil, gas, or other inorganic substances, said reservations shall be subject to the following conditions, rules and regulations which shall be expressed in and made a part of the deed of conveyance to the United States and such reservations shall be exercised thereunder and in obedience thereto:

(1) Whoever undertakes to exercise the reserved rights shall give prior written notice to the Forest Service and shall submit satisfactory evidence of authority to exercise such rights. Only so much of the surface of the lands shall be occupied, used, or disturbed as is necessary in bona fide prospecting for, drilling, mining (including the milling or concentration of ores), and removal of the reserved minerals, oil, gas, or other inorganic substances.

(2)(i) None of the lands in which minerals are reserved shall be so used, occupied, or disturbed as to preclude their full use for authorized programs of the Forest Service until the record owner of the reserved rights, or the successors, assigns, or lessees thereof, shall have applied for and received a permit authorizing such use, occupancy, or disturbance of those specifically described parts of the lands as may reasonably be necessary to exercise of the reserved rights.

(ii) Said permit shall be issued upon agreement as to conditions necessary to protect the interest of the United States including such conditions deemed necessary to provide for the safety of the public and other users of the land, and upon initial payment of the annual fee, which shall be at the rate of \$2 per acre or fraction of acre included in the permit.

(iii) The permit shall also provide that the record owner of the reserved right or the successors, assigns, or lessees thereof, will repair or replace any improvements damaged or destroyed by the mining operations and restore the land to a condition safe and reasonably serviceable for authorized programs of the Forest Service, and shall provide for a bond in sufficient amount as determined necessary by the Forest Service to guarantee such repair, replacement or restoration.

(iv) Failure to comply with the terms and conditions of the aforesaid permit shall be cause for termination of all rights to use, occupy, or disturb the surface of the lands covered thereby, but in event of such termination a new permit shall be issued upon application when the causes for termination of the preceding permit have been satisfactorily remedied and the United States reimbursed for any resultant damage to it.

(3) All structures, other improvements, and materials shall be removed from the lands within one year after date of termination of the aforesaid permit. Should the holder of the permit fail to do so within the specified time, the Forest Service may remove, destroy or otherwise dispose of said structures, other improvements, and materials at the permittee's expense, or in lieu thereof, may upon written notice to the permittee, assume title thereto in the name of the United States.

(4) Timber and/or young growth cut or destroyed in connection with exercise of the reserved right shall be paid for at rates determined by the Forest

Service to be fair and equitable for comparable timber and/or young growth in the locality. All slash resulting from cutting or destruction of timber or young growth shall be disposed of as required by the Forest Service.

(5) In the prospecting for, mining, and removal of reserved minerals, oil, gas, or other inorganic substances all reasonable provisions shall be made for the disposal of tailings, dumpage, and other deleterious materials or substances in such manner as to prevent obstruction, pollution, or deterioration of water resources.

(6) Nothing herein contained shall be construed to exempt operators or the mining operations from any requirements of applicable State laws nor from compliance with or conformity to any requirements of any law which later may be enacted and which otherwise would be applicable.

(7) While any activities and/or operations incident to the exercise of the reserved rights are in progress, the operators, contractors, subcontractors, and any employees thereof shall use due diligence in the prevention and suppression of fires, and shall comply with all rules and regulations applicable to the land.

(b) The conditions, rules and regulations set forth in subparagraphs (1) through (7) of paragraph (a) of this section shall not apply to reservations contained in conveyances of lands to the United States under the Act of March 3, 1925, as amended (43 Stat. 1133, 64 Stat. 52, 16 U.S.C. 555).

(c) In cases where a State, or an agency, or a political subdivision thereof, reserves minerals, oil, gas, or other inorganic substances, in the conveyance of land to the United States under authorized programs of the Forest Service and there are provisions in the laws of such State or in conditions, rules and regulations promulgated by such State, agency or political subdivision thereof, which the Chief, Forest Service, determines are adequate to protect the interest of the United States in the event of the exercise of such reservation, the Chief, Forest Service, is hereby authorized, in his discretion, to subject the exercise of the reservation to such statutory provisions or such conditions, rules and regulations in lieu of the conditions, rules and regulations set forth in subparagraphs (1) through (7) of paragraph (a) of this section. In that event, such statutory provisions or such conditions, rules and regulations shall be expressed in and made a part of the deed of conveyance to the United States and the reservation shall be exercised thereunder and in obedience thereto.

All regulations heretofore issued by the Secretary of Agriculture to govern the exercise of mineral rights reserved in conveyances of lands to the United States under authorized programs of the Forest Service shall continue to be effective in the cases to which they are applicable, but are hereby superseded as to mineral rights hereafter reserved in conveyances under such programs.

(30 Stat. 35, as amended, 16 U.S.C. 551, Interpret or applies 36 Stat. 361, as amended, 16 U.S.C. 513-519, 42 Stat. 165, as amended, 16 U.S.C. 155, 156, and 50 Stat. 325, as amended, 7 U.S.C. 1011)

Signed at Washington, D.C., on April 30, 1963.

(S) ORVILLE L. FREEMAN,
Secretary.