

109733

BOOK 119 PAGE 943

USDA Forest Service

5460
Road No. 3000095,
and 3000096

RIGHT-OF-WAY EASEMENT DEED

THIS EASEMENT, dated this 20th day of July, 1990, from Longview Fibre Company, a corporation of the State of Washington, hereinafter called "Grantor," to the United States of America, hereinafter called "Grantee."

WITNESSETH:

Grantor, for and in consideration of a reciprocal easement received by Grantor, does hereby grant to Grantee and its assigns, subject to existing easements and valid rights, a perpetual easement for a road along and across a strip of land, hereinafter defined as the "premises," over and across the following described lands in the County of Skamania, State of Washington:

Road No. 3000096
T. 4 N., R. 7 E., W.M.
sec. 10, SW1/4SE1/4.

Road No. 3000095
T. 4 N., R. 7 E., W.M.
sec. 10, S1/2NE1/4SE1/4.

FILED FOR RECORD
SKAMANIA CO. WASH.
BY U.S. Forest Service
JUL 24 2 42 PM '90
GARY M. BOLSON

Said premises are shown on the plat attached hereto marked Exhibit A.

The word "premises", when used herein, means said strip of land, whether or not there is an existing road located thereon. Except where it is defined more specifically, the word "road" shall mean roads now existing or hereafter constructed on the premises or any segment of such roads.

Said premises shall be 33 feet on each side of the centerline with such additional width as required for accommodation and protection of cuts and fills. If the road is located substantially as described herein, the centerline of said road, as constructed, is hereby deemed accepted by Grantor and Grantee as the true centerline of the premises granted. If any subsequent survey of the road shows that any portion of the road, although located substantially as described, crosses lands of the Grantor not described herein, the easement shall be amended to include the additional lands traversed; if any lands described herein are not traversed by the road as constructed, the easement traversing the same shall be terminated in the manner hereinafter provided.

Page 1 of 3 Pages

NA
REAL ESTATE EXCISE TAX

Registered 0
Indexed, 0
Indirect 0
Filed 7-27-90
Mailed

JUL 24 1990
PAID NA
J.W. Deputy
SKAMANIA COUNTY TREASURER

CONFIRMED CORRECT AS TO CONSIDERATION, DESCRIPTION, AND CONDITIONS.
[Signature] 7/21/90

Glenda J. Kimmel, Skamania County Assessor
By: J.W. Parcel # 4-7-190
4-7-15-100

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

This grant is made subject to the following terms, provisions, and conditions applicable to Grantee, its permittees, contractors, and assigns:

A. Except as hereinafter limited, Grantee shall have the right to use the road on the premises without cost for all purposes deemed necessary or desirable by Grantee in connection with the protection, administration, management, and utilization of Grantee's lands or resources, now or hereafter owned or controlled, subject to such traffic-control regulations and rules as Grantee may reasonably impose upon or require of other users of the road. Grantee shall have the right to construct, reconstruct, and maintain roads within the premises.

Grantee alone may extend rights and privileges for use of the premise to other Government Departments and Agencies, States, and local subdivisions thereof, and to other users including members of the public.

B. Grantee shall have the right to cut timber upon the premises to the extent necessary for constructing, reconstructing, and maintaining the road. Timber so cut shall, unless otherwise agreed to, be cut into logs of lengths specified by the timber owner and decked along the roads for disposal by the owner of such timber.

This easement is granted subject to the following reservations by Grantor, for itself, its permittees, contractors, assigns, and successors in interest:

1. The right to cross and recross the premises and road at any place by any reasonable means and for any purpose in such manner as will not interfere unreasonably with use of the road.
2. The right to all timber now or hereafter growing on the premises, subject to Grantee's right to cut such timber as hereinbefore provided.

It is agreed that the Grantor shall have the right to use the road hereinafter to be constructed for all purposes deemed necessary or desirable by Grantor in connection with the protection, administration, management, and utilization of Grantor's lands or resources now or hereafter owned or controlled, subject, however, to traffic control regulations as Grantee may reasonably impose under 36 CFR 261.12, the bearing of road maintenance costs proportionate to use as provided in 36 CFR 212.7(d), and the sharing of the cost of construction or reconstruction proportionate to use, as provided in 36 CFR 212.11.

If, at any time, the Regional Forester determines that the road, or any segment thereof, is no longer needed, the easement traversed thereby shall terminate. In the event of such determination, the Regional Forester shall furnish to the Grantor, its successors, or assigns, a statement in recordable form evidencing termination.

IN WITNESS WHEREOF, Grantor has caused this instrument to be executed by its duly authorized officers and its corporate seal to be hereunto affixed on the day and year first above written.



LONGVIEW FIBRE COMPANY

by David L. Bowler

Title Van Pies Timber

Attest:

R. H. Mc Dermott
(Secretary)

ACKNOWLEDGMENT

State of Washington)
County of Cowlitz) ss.

On this 20th day of July, 1990, before me the undersigned a notary public in and for said County and State, personally appeared D. L. Bowler and R. H. Mc Dermott, known to me to be the V.P. - Timber and Secretary of LONGVIEW FIBRE COMPANY, the corporation that executed the within instrument, know to me to be the persons who executed the within instrument on behalf of the corporation therein named, and acknowledged to me that such corporation executed the within instrument pursuant to its bylaws or a resolution of its Board of Directors.

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

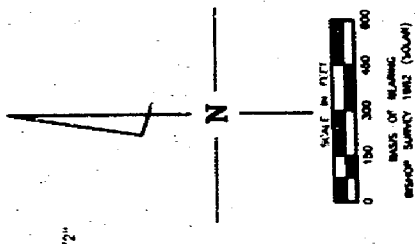
Richard M. Durand
Notary Public for the State
of Washington, Residing
at Rush
My Commission Expires 11/1/92



EXHIBIT A

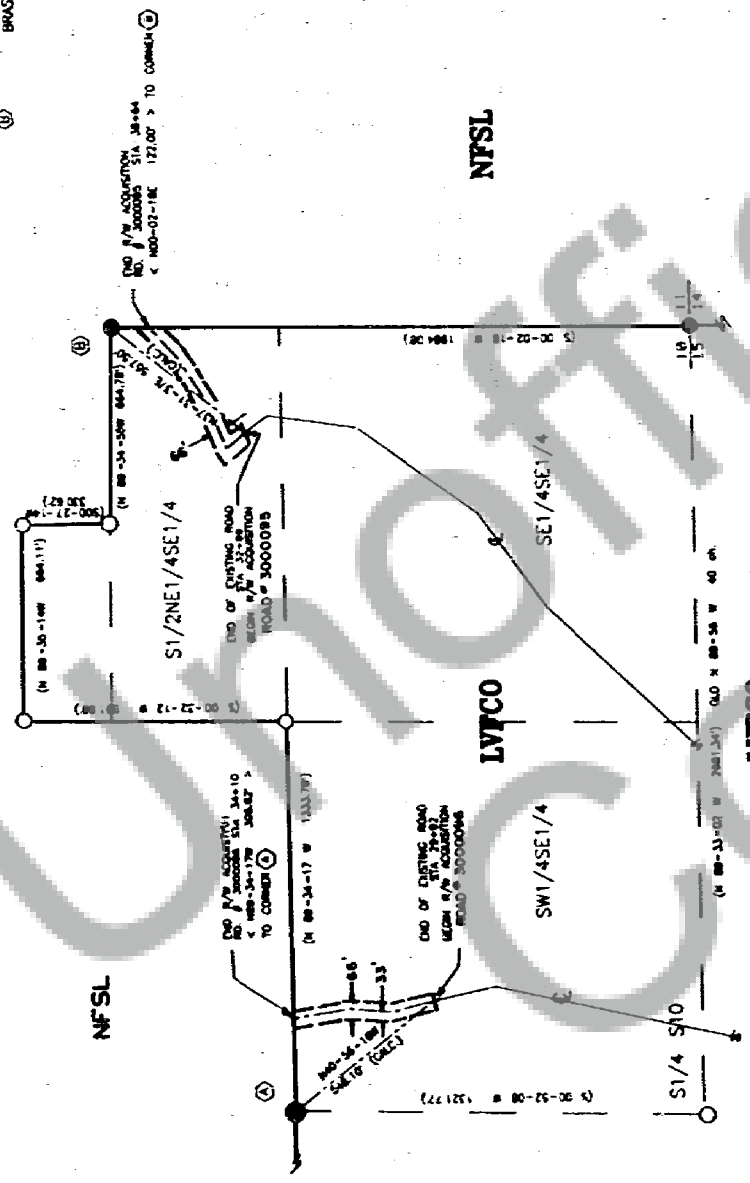
CORNER INFORMATION

- ④ CS 1/16, Sec. 10, 2 1/2" BRASS, CAP LS 16337 1982
- ⑤ NS 1/64, Sec. 10, 1/2" BRASS, CAP LS 16337 1982



LEGEND

- CORNER NOT RECOVERED THIS SURVEY
- CORNER EVIDENCE FOUND AS NOTED
- SURVEY TIES TO CORNERS 'A' & 'B'
- - - - APPROX. RD. LOCATION, R/W TO BE ACQUIRED
- < --- MEASURED VALUE
- () RECORD BEARING AND DISTANCE (PG. 85) (BISHOP 1982 SURVEY, BK. 2, PG. 85)
- TRANSVERSE LINE
- LVFCO LONGVIEW FIBRE COMPANY LANDS
- NFSL NATIONAL FOREST SYSTEM LANDS
- R/W LIMITS
- PROPERTY LINE (BISHOP 1982 SURVEY)
- SECTION LINE (BISHOP 1982 SURVEY)



TRAVERSE TABLE NO. # 3000086 (WEST ROAD)

STATION	BEARING	DISTANCE (FT.)
29+92.00	N 13 48 01 W	85.24
30+77.24	N 01 23 12 E	149.83
32+27.07	N 11 13 41 W	182.93
34+10.00	S 77 41 51 E	37+41.51
		38+84.26

TRAVERSE TABLE NO. # 3000095 (EAST ROAD)

STATION	BEARING	DISTANCE (FT.)
32+90.00	N 36 48 43 W	95.75
33+94.75	N 65 56 37 E	174.26
35+69.01	N 57 03 05 E	172.50
37+41.51	N 49 50 48 E	122.75

TOTAL RIGHT OF WAY AREA	
STATION 29+92.00 TO 34+10.00 NO. 3000086	0.83 ACRES
STATION 32+27.07 TO 38+84.26 NO. 3000095	0.88 ACRES

NOTES
 ROAD R/W IS 66 FT. WIDE AND 33 FT. ON EACH SIDE OF CENTERLINE.
 THE ROUTE FOR NO. 3000086 (WEST RD.) EXTENDS FROM THE END OF EXISTING RD. 3000086 AT STA. 29+92 AND TERMINATES AT THE TRUE PROPERTY LINE, STA. 34+10.
 THE ROUTE FOR NO. 3000095 (EAST RD.) EXTENDS FROM THE END OF EXISTING RD. 3000095 AT STA. 32+27 AND TERMINATES AT THE TRUE PROPERTY LINE, STA. 38+84.26.
 NOTES FOR THIS SURVEY ARE FILED AT THE USDA FOREST SERVICE ZONE 11 ENGINEERING OFFICE AT WILKARD, WASHINGTON.

SURVEYED BY: KIM GLEASON DATE: 10/87
 REVIEWED BY: *David S. ...* DATE: 4/90
 APPROVED BY: *James A. ...* DATE: 4-90
 FOREST ENGINEER

5460 RIGHT OF WAY ACQUISITION
 USDA FOREST SERVICE
 PACIFIC NORTHWEST REGION
 GIFFORD PINCHOT NATIONAL FOREST
 SKAMANIA COUNTY, WASHINGTON

Sec. 10 T 4 N 7 E W 4
 PROJECT NAME: MOLLS II R/W
 PROJECT NO.: ROADS 3000086 & 3000095
 METHOD OF SURVEY: THEODORE / EDM
 DATE OF PLAT: DECEMBER 1989

PROPERTY OWNER
 LONGVIEW FIBRE COMPANY

EXHIBIT A