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G-79016

VOL. 1104 PAGE 0055
SEP 5 11 12 AM '91

REQUEST OF TICOR TITLE INS. CO.

910905019

GIP #218, WEN #183, OKA #66
OR 46909(W)

BOOK 125 PAGE 335

SARAHNE A. JONES
COMMITTEE FOR
BY *S. Jones* SPECIAL WARRANTY DEED 3105752

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MERIDIAN MINERALS COMPANY, a Montana Corporation, Grantor, for and in consideration of MINERAL INTERESTS in National Forest System land under the provisions of the General Exchange Act of March 20, 1922 (42 Stat. 465, as amended; 16 U.S.C. 485, 486); the Federal Land Policy and Management Act of October 21, 1976 (90 Stat. 2743; 43 U.S.C. 1715, 1716, 1717), and the Mount St. Helen's National Volcanic Monument Act of August 26, 1982, P.L. 97-243 (96 Stat. 301), which is of equal value to the MINERAL INTERESTS in the land herein conveyed, the receipt of which is hereby acknowledged, does hereby convey and transfer to the UNITED STATES OF AMERICA, Grantee, and its assigns, ALL MINERAL INTEREST of Grantor in the real property ("Property") described below and located in the Counties of Cowlitz, Lewis and Skamania, State of Washington.

The conveyance herein is made and accepted with the following representations and warranties and no others, either express or implied:

1. Grantor has delivered to Grantee and paid the cost of three policies of Title Insurance issued by Ticor Title Insurance Company, No. G-79016, dated April 8, 1991, for Cowlitz County, Washington; by First American Title Insurance Company, No. F 21696-16049, dated September 28, 1990, for Skamania County, Washington; and by First American Title Insurance Company, No. Z-51584, dated May 1, 1991, for Lewis County, Washington, covering the "Property" conveyed herein concurrent with the delivery of this Deed.
2. Notwithstanding anything to the contrary herein Grantee and its assigns shall look solely and exclusively to the above named Title Insurance Companies in respect of any and all claims, losses, damages, costs and expenses, including attorneys' fees, incurred or suffered by the Grantee in connection with any defect in or failure of title pertaining to the "Property" and Grantor shall have no liability or responsibility whatsoever to Grantee and its assigns for any defect in or failure of title pertaining to any of the "Property."

By way of example only, and not by way of limitation, the MINERAL INTEREST in the "Property" conveyed by this Special Warranty Deed is inclusive of the following:

All ores and minerals of any nature whatsoever, including, but not limited to, coal, iron gas occurring in coal formations to the extent the same is vented as a non-commercial substance in conjunction with the coal development and extraction operations, industrial minerals, precious metals, metallic minerals, aggregates, sand and gravel, clay, uranium, rock including but not limited to rock of a unique character, and geothermal heat and waters, and all of the constituent products of all or any of the foregoing and all other substances associated or commingled therewith including oil, gas and other hydrocarbons whether surface or subsurface in, upon, under or which may be produced from the "Property" described BELOW:

REAL ESTATE EXCISE TAX

Page 1 of 5

14573

OCT 04 1991

Exempt
Asst Deputy

Received \$ **EXEMPT** excise tax levied pursuant to Chap. 11, Laws Ex. 1951

PTO 74-12 DONNA R. ROLFE

SEP 5 1991 COWLITZ COUNTY TREAS.
Date *Eastman* Deputy

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Glenda J. Kimball, Skamania County Assessor
By *GC* Parcel # 11/4/91

Meridian Minerals Co. OR 46909(W)
GIP #218, WEN #183, OKA #66

Cowlitz County, Washington, Willamette Meridian

T. 7 N., R. 4 E.

- sec. 1, SE1/4SW1/4;
sec. 11, NE1/4, E1/2SE1/4;
sec. 13, W1/2, SE1/4, W1/2NE1/4, NE1/4NE1/4.

T. 8 N., R. 4 E.

- sec. 1, All Fractional;
sec. 11, All;
sec. 13, W1/2NE1/4, W1/2;
sec. 15, All;
sec. 21, All;
sec. 25, N1/2, N1/2SW1/4, SE1/4SW1/4, SE1/4;
sec. 27, SW1/4NE1/4, E1/2NE1/4, NW1/4, S1/2;
sec. 33, All Fractional;
sec. 35, All Fractional.

T. 9 N., R. 4 E.

- sec. 3, S1/2NE1/4;
sec. 5, S1/2NE1/4, S1/2;
sec. 7, All Fractional;
sec. 9, S1/2.

Total Mineral Acres in Cowlitz County

7,687.26

Lewis County, Washington, Willamette MeridianT. 11 N., R. 5 E.

- sec. 23, S1/2NW1/4, S1/2;
sec. 25, SE1/4NW1/4, SW1/4, SW1/4SE1/4.

T. 11 N., R. 6 E.

- sec. 19, All Fractional;
sec. 31, All Fractional.

Total Mineral Acres in Lewis County

1,884.52

Skamania County, Washington, Willamette MeridianT. 7 N., R. 6 E.

- sec. 1, lots 1, 2, & 3, S1/2NE1/4, N1/2SE1/4.

T. 8 N., R. 5 E.

- sec. 31, All Fractional.

T. 8 N., R. 6 E.

- sec. 9, All;
sec. 15, W1/2;
sec. 17, All;

Registered
Indexed, Dir
Indirect
Filmed
Mailed

Registered
Indexed, Dir
Indirect
Filmed 10/11/91
Mailed

OCT 4 10 04 AM '91

GARY E. ZANDELL

RECORDED AT REQUEST OF:

TITLE GUARANTY CO.
WILL CALL
91 SEP 13 PM 4:11

GARY E. ZANDELL, AUDITOR
LEWIS COUNTY, WA.

BY Marti

sec. 19, All Fractional;
 sec. 21, All;
 sec. 27, W1/2;
 sec. 29, NE1/4, N1/2SE1/4, SE1/4SE1/4 and those
 portions of NW1/4, E1/2SW1/4, and SW1/4SE1/4
 lying northeasterly of the more westerly
 boundary of the Mount St. Helens National
 Volcanic Monument (MSHNM) boundary as
 surveyed.

T. 9 N., R. 6 E.
 sec. 9, All;
 sec. 17, All;
 sec. 21, All;
 sec. 33, All.

T. 10 N., R. 5 E.
 sec. 35, E1/2.

Total Mineral Acres in Skamania County 7,385.39

TOTAL MINERAL ACRES 16,957.17, more or less.

SUBJECT TO: (OUTSTANDING RIGHTS)

COWLITZ COUNTY

1. Survey of sec. 11, T. 7 N., R. 4 E., W.M., recorded March 19, 1982, as Auditor's File No. 820319035 in records of Cowlitz County, Washington.
2. An easement for roads granted to the State of Washington, Department of Natural Resources, by the U.S.A. recorded April 18, 1968, as Auditor's File No. 670722 in records of Cowlitz County, Washington.
3. Reservation of an easement to Weyerhaeuser Timber Company in an instrument to the U.S.A. recorded August 21, 1959, as Auditor's File No. 508561 in records of Cowlitz County, Washington.
4. Reservation of an easement to Weyerhaeuser Company in an instrument to the U.S.A. recorded December 1, 1961, as Auditor's File No. 541134 in records of Cowlitz County, Washington.
5. Reservation of an easement to Weyerhaeuser Timber Company in an instrument to the U.S.A. recorded July 16, 1958, as Auditor's File No. 490395 in records of Cowlitz County, Washington.
6. Reservation of an easement to Weyerhaeuser Timber Company in an instrument to the U.S.A. recorded September 24, 1957, as Auditor's File No. 477693 in records of Cowlitz County, Washington.

7. Reservation of an easement to Weyerhaeuser Company in an instrument to the U.S.A. recorded August 3, 1960, as Auditor's File No. 522000 in records of Cowlitz County, Washington.
8. Survey of north line of sec. 33, T. 7 N., R. 4 E., W.M., recorded October 3, 1975, as Auditor's File No. 782000 in records of Cowlitz County, WA.
9. Reservation of an easement to Weyerhaeuser Timber Company in an instrument to the U.S.A. recorded October 21, 1957, as Auditor's File No. 478759 in records of Cowlitz County, Washington.
10. Reservation of an easement to Weyerhaeuser Timber Company in an instrument to the U.S.A. recorded July 16, 1958, as Auditor's File No. 490396 in records of Cowlitz County, Washington.
11. Quitclaim Deed to the State of Washington from the County of Cowlitz for Secondary State Highways No. 1-P, 1-R, and 1-S recorded October 19, 1939, as Auditor's File No. 187115 in records of Cowlitz County, Washington.
12. An easement for roads granted to State of Washington by Weyerhaeuser Company, recorded March 4, 1968, as Auditor's File No. 667702 in records of Cowlitz County, Washington.
13. Any question that may arise due to the shifting or change in the course of the Toutle River, due to said river having changed its course.
14. Any question that may arise due to the shifting or change in the course of the Kalama River.
15. Any portion of said land which lies or which may in the future lie beneath navigable waters is subject to rights of navigation, together with incidental rights of fishing, boating, swimming, water-skiing and other related recreational purposes generally regarded as corollary to the right of navigation and the use of public waters. (Affects Kalama River in Cowlitz County, Washington.)
16. Any portion of said land which lies or which may in the future lie beneath navigable waters is subject to rights of navigation, together with incidental rights of fishing, boating, swimming, water-skiing and other related recreational purposes generally regarded as corollary to the right of navigation and the use of public waters. (Affects Toutle River in Cowlitz County, Washington.)
17. Reservations for roads contained in Statutory Warranty Deed granted to U.S.A. by Weyerhaeuser Company, recorded December 21, 1982, as Auditor's File No. 821221010 in records of Cowlitz County, Washington.

LEWIS COUNTY

1. An easement to use roads reserved to Weyerhaeuser Company in instrument granted to United States of America, recorded 11/07/68 as Auditor's File No. 728966 in records of Lewis County, Washington.

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2. An easement for road rights of way in favor of Weyerhaeuser Company recorded June 6, 1969, as Auditor's File No. 734964 in records of Lewis County, Washington.

SKAMANIA COUNTY

1. The rights of the public in roads and highways.
2. An easement for road purposes from International Paper Company and Northern Pacific Railway Company to St. Regis Paper Company dated October 18, 1960 and recorded on November 7, 1960, in Book 48 of Deeds, Page 62, records of Skamania County, Washington.

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

Dated this 22nd day of August, 1991.

ATTEST:

By Thomas H. Owen, Jr.
Title Assistant Secretary

MERIDIAN MINERALS COMPANY

By R. P. Lung
Title SR. V.P.

ACKNOWLEDGMENT

STATE OF TEXAS)
)ss
County of HARRIS)

On this 22nd day of August, 1991, before me the undersigned, a Notary Public in and for said State, personally appeared RANDOLPH P. MUNDT and THOMAS H. OWEN, JR., known to me to be the SR. VICE PRESIDENT and ASSISTANT SECRETARY, respectively, of Meridian Minerals Company, 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.

(SEAL)

Kathleen P. Mohr
Notary Public for the State of *TEXAS
Residing in HARRIS County
My Commission Expires 11/9/93

