

SKAMANIA COUNTY, WASHINGTON

STATE OF WASHINGTON)
) ss.
 County of Skamania.)

THIS IS TO CERTIFY, THAT on this 25th day of April, A.D. 1938, before me Mabel J. Fosse, County Clerk and Clerk of the Superior Court of Skamania County, personally appeared Martha L. Keith to me known to be the Treasurer of Skamania County, Washington, and the person described in and who executed the foregoing instrument, and she acknowledged to me that she signed, sealed and executed the same, as Treasurer of said County, as her free and voluntary act and deed and for the uses and purposes therein mentioned.

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

(Superior court seal affixed)

Mabel J. Fosse
 County Clerk and Clerk of the
 Superior Court of Skamania
 County, Washington.

Filed for record April 25, 1938 at 11-00 a.m. by Ed Hollis.

Mabel J. Fosse
 Skamania County, Clerk-Auditor

#25557

U. P. R. R. Co. to State of Washington

LAND AND TAX DEPT. DEED NO. 9684

THE Grantor, UNION PACIFIC RAILROAD COMPANY, a Utah corporation, for and in consideration of the sum of Two Hundred Twenty-five and No/100# (\$225.00) to it paid, CONVEYS AND QUITCLAIMS to the State of Washington the following described real property situate in Skamania County, State of Washington, to-wit:

A piece or parcel of land situate in the James M. Findley Donation Land Claim No. 39 in Section Thirty-six (36), Township Three (3) North, Range Eight (8) East of the Willamette Meridian, in Skamania County, Washington, described as follows, to-wit:

Beginning at a point that is sixty (60) feet distant northeasterly, measured at right angles, from a point in the center line of State Road No. 8, designated as Highway Survey Station 456+00 thereof, as said center line is described in that certain deed from the Union Pacific Railroad Company to the State of Washington, dated July 7, 1936.

thence northeasterly along a straight line at right angles to said center line of State Road No. 8 a distance of two hundred ninety (290) feet to a point

thence northwesterly parallel with and three hundred fifty (350) feet distant northeasterly, measured at right angles from said center line of State Road No. 8 to a point in a line that is parallel with and ten (10) chains east of west line of said Donation Land Claim;

thence south along said line that is parallel with and ten (10) chains east of the west line of said Donation Land Claim, to a line that is parallel with and sixty (60) feet distant northeasterly, measured at right angles, to said center line of State Road No. 8;

thence southeasterly along said line parallel with and sixty (60) feet distant northeasterly, measured at right angles, from said center line of State Road No. 8 as described in said deed dated July 7, 1936, to the point of beginning.

Excepting and reserving to said UNION PACIFIC RAILROAD COMPANY, its successors and assigns;

First: The fee simple title to any and all coal, oil and other minerals within or underlying said lands, intending thereby any and all inorganic substances (including oil and natural gas) now known to exist or hereafter discovered upon or beneath the surface, having sufficient value, separated from their situs as a part of the earth, to be mined, piped, pumped, quarried, dug, or otherwise removed, for their own sake, or their own specific uses.

SECOND: The perpetual and exclusive right (a) to enter upon said land to prospect for and to remove therefrom any and all such substances, the earth or other matter containing same necessary or convenient in the removal thereof; and (b) to use so much of the surface of said lands as may be necessary or convenient for such prospect work and the removal therefrom of such substances, for the deposit of tailings, and for the construction of buildings, storage tanks, and the placing and operation of machinery and trackage, pipe lines and other means of transportation, necessary or convenient in connection therewith.

Third: The perpetual right to remove the subjacent support from said surface (except such as is necessary for the support of permanent structures erected thereon prior to the time such right is exercised) without thereby incurring any liability whatsoever for damage so caused.