

## SKAMANIA COUNTY, WASHINGTON

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This is to certify that on this day personally appeared before me Martin R. Irwin and Charlotte Irwin, husband and wife to me known to be the individuals described in and who executed the within and foregoing instrument, and acknowledged that they signed the same as their free and voluntary act and deed, for the uses and purposes therein mentioned.

Given under my hand and official seal this 14th day of June, A. D. 1943.

(Notarial seal affixed)

R. M. Wright  
Notary Public in and for the State of Washington, residing at Stevenson therein. My Commission expires on the 18th day of March, 1947.

Filed for record September 14, 1943 at 3-30 p.m. by Bert Bay

Mabel J. Dwyer  
Skamania County Auditor.

#32818

State of Washington to Gunnar H. Berg

State of Washington

In consideration of Ten hundred three and no/100 (\$1003.00) Dollars, the receipt of which is hereby acknowledged, the State of Washington does hereby grant, bargain, sell and convey unto Gunnar H. Berg, his heirs and assigns, the following described indemnity lands, situated in Skamania County, Washington, to wit:

Lot 3 of section 28, township 7 north, range 5 east, W. M., containing 50.15 acres, more or less, according to the government survey thereof.

The above described lands are sold subject to all the provisions of Chapter 109 of the Session Laws of 1911, to which reference is hereby made, and which shall be as binding upon the grantees and any successor in interest of said grantee as though set out at length herein.

"The grantor hereby expressly saves, excepts and reserves out of the grant hereby made, unto itself, its successors, and assigns forever, all oils, gases, coal, ores, minerals and fossils of every name, kind or description, and which may be in or upon said lands above described, or any part thereof, and the right to explore the same for such oil, gases, coal, ores, minerals and fossils; and it also hereby expressly saves and reserves out of the grant hereby made, unto itself, its successors and assigns forever, the right to enter by itself, its agents, attorneys and servants upon said lands or any part or parts thereof, at any and all times, for the purpose of opening, developing and working mines thereon, and taking out and removing therefrom all such oils, gases, coal, ores, minerals and fossils, and to that end it further expressly reserves out of the grant hereby made, unto itself, its successors and assigns forever, the right by its or their agents, servants and attorneys at any and all times to erect, construct, maintain and use all such buildings, machinery, roads and railroads, sink such shafts, remove such soil, and to remain on said lands or any part thereof for the business of mining and to occupy as much of said land as may be necessary or convenient for the successful prosecuting of such mining business hereby expressly reserving to itself, its successors and assigns, as aforesaid, generally, all rights and powers, in, to, and over said lands, whether herein expressed or not, reasonably necessary or convenient to render beneficial and efficient the complete enjoyment of the property and rights hereby expressly reserved": Provided, That no rights shall be exercised under this reservation by the State, its successors or assigns, until provision has been made by the State, its successors or assigns to pay to the owner of <sup>the</sup> land upon which the rights herein reserved to the States, its successors or assigns are sought to be exercised, full payment for all damages sustained by said owner, by reason of entering upon said land.

To Have and To Hold the said premises, with their appurtenances, unto the said Gunnar