

PIONEER, INC., TACOMA—176359

#37341

Kenneth H. Lutz et ux to State of Washington

THIS INDENTURE, made this 21st day of October, A.D., 1947, between Kenneth H. Lutz and Catherine G. Lutz, husband and wife hereinafter called the Grantors, parties of the first part, STATE OF WASHINGTON, hereinafter called the Grantee, party of the second part, hereinafter called the Mortgagee, party of the third part, WITNESSETH:

That the grantors, for and in consideration of the sum of Ten (\$10.00) and No/100 Dollars and other valuable considerations, receipt of which is hereby acknowledged, hereby convey and grant to the Grantee, its successors and assigns, the right, privilege and authority to construct, erect, alter, improve, repair, operate and maintain an electric transmission and distribution line, consisting of a Power line of poles, with necessary braces, guys and anchors, and to place upon or suspend from such poles transmission, distribution and signal wires, insulators, cross-arms, transformers and other necessary or convenient appurtenances, across, over and upon the following described lands and premises situated in the County of Skamania, State of Washington, to-wit:

Said Power line to enter the Southwest Quarter of the Southeast Quarter of Section 17, Township 3 North, Range 10 East, W.M. at a point approximately 600 feet east of the common corner of the Southwest Quarter of Section 17 and the Northwest Quarter of the Northeast Quarter of Section 20 of the aforesaid Township and Range, thence continuing Northwesterly to the South boundary line of one acre tract (deeded of even date) situated in East Half of Southwest Quarter of aforesaid Township and Range.

The Access road described as follows:—emerging from above mentioned one acre tract approximately 35 feet East of the Southwest corner of said tract thence South 1° 05' East 60 feet, thence South 39° 20' East 106.4 feet, thence South 79° 44' East 104.5 feet, thence North 83° 24' East 150.8, thence South 27° 55' West 183.6 feet, thence South 48° 51' West 91.7 feet, thence South 84° 21' East 132.5 feet, thence South 68° 40' East 162.0 feet, thence North 86° 38' East 164.1 feet, thence North 76° 09' East 294.8 feet, thence South 19° 54' West 272.1 feet, thence South 27° 55' West 297.2 feet, thence North 57° 09' East 166.8 feet, thence North 49° 37' East 208.0 feet, thence North 53° 24' East 250.2 feet, thence North 40° 50' East 345.2 feet, thence North 25° 28' East 192.8 feet, thence South 10° 44' West 276.9 feet, thence South 7° 02' West 523 feet, thence South 25° 44' West to South boundary of Section 17, above stated.

Together with the right at all times to the Grantee, its successors and assigns, of ingress to and egress from said lands across adjacent lands of the Grantors for the purpose of constructing, reconstructing, repairing, renewing, altering, changing, patrolling and operating said line, and the right at any time to remove said poles, wires and appurtenances from said lands.

Also the right to the Grantee, its successors and assigns, at all times to cut all brush and timber, and trim all trees standing or growing upon said lands which in the opinion of the Grantee, constitute a menace or danger to said line.

The Grantors, their heirs, successors or assigns, covenant and agree that they will not do any blasting or discharge any explosives within a distance of three hundred (300) feet of said line without giving reasonable notice in writing to the Grantee, its successors or assigns, of intention so to do.

The rights, title, privileges and authority hereby granted shall continue and be in force until such time as the Grantee, its successors or assigns, shall permanently remove said poles, wires and appurtenances from said lands, or shall otherwise permanently abandon said line, at which time all such rights, title, privileges and authority hereby granted shall terminate.

Any mortgage on the said premises held by the Mortgagee above named is hereby released to the extent, but only to the extent, necessary to subordinate the said mortgage to the easement herein granted to said Grantee.

IN WITNESS WHEREOF, this instrument has been executed the day and year first above written.

Kenneth H. Lutz

Catherine G. Lutz