

STATE OF WASHINGTON
STATE FOREST BOARD

Tracts Mc-R-AR-38, P.12,
-AR-38A
-AR-38B

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In re: Application No. F-3150 by UNITED STATES OF AMERICA, Department of the Interior, Acting by and through the Bonneville Power Administrator, for Right of Way for Access Road over Certain State Forest Board Land in Skamania County.

O R D E R
and
CERTIFICATE OF GRANT OF
RIGHT OF WAY

December 28, 1955

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It appearing to the State Forest Board pursuant to Section 7797-85 Remington's Revised Statutes of Washington that Application No. F-3150 has been filed by the United States of America, Department of Interior acting by and through the Bonneville Power Administrator (16 U. S. Code 832 et seq.), for a right of way for the construction and maintenance of a private road of access to its electric transmission lines through, over and across State Forest Board lands hereinafter described; and

It further appearing that the applicant is constructing or proposing to construct, or has heretofore constructed, through, over and across the land a private access road to its electric transmission lines for their maintenance and repair and that there is no merchantable timber on the land within the right of way; and the Board being fully advised in accordance with Section 7797-23, 7797-23A and 7797-85, Remington's Revised Statutes of Washington, it is therefore

ORDERED and DETERMINED: (1) that the appraised value of the State Forest Board land within the right of way be and the same is hereby fixed at \$50.00 (FIFTY AND NO/100 DOLLARS); (2) that said sum, together with the statutory fee, has been paid; (3) that the United States of America has obtained the right, power, privilege and authority to construct and maintain an access road to its electric transmission line through, over and across the land hereinafter described, together with the right to cut and remove all standing timber on the land within said right of way by complying with Section 7797-85 Remington's Revised Statutes of Washington; (4) that the land within the right of way applied for is described as follows:

That portion of the S $\frac{1}{2}$ NW $\frac{1}{4}$, SW $\frac{1}{4}$ NE $\frac{1}{4}$, and N $\frac{1}{2}$ SW $\frac{1}{4}$, Section 29, Township 3 North, Range 7 East, W. M., included within the limits of two strips of land 14 feet in width and having 7 feet of such width on each side of the following described centerlines:

Beginning at a point in the NE $\frac{1}{4}$ SW $\frac{1}{4}$, said Section 29 which is N 44° 07' 40" E, 2310.2 feet from a point on the west line of said Section 29 which is N 1° 17' 10" E, 136.6 feet from the southwest corner thereof, and running thence N 68° 45' W, 90.0 feet; thence N 9° 10' W, 75.0 feet; thence N 14° 10' W, 164.0 feet; thence N 30° 30' W, 159.0 feet; thence N 24° 50' W, 254.0 feet; thence N 46° 30' W, 480.0 feet; thence N 46° 50' W, 430.0 feet; and thence N 66° 55' W 104.0 feet to a point designated as Station 17 + 56, and continuing thence S 71° W 378.0 feet and thence N 61° W, 85.0 feet to a point on the west line of said Section 29, said point being S 1° 17' 10" W, 2302.0 feet, more or less, from the northwest corner thereof, containing an area of 0.7 acre; ALSO

Beginning at a point in the said SW $\frac{1}{4}$ NE $\frac{1}{4}$, which is S 72° 28' 10" W, 1863.0 feet from a point on the east line of said Section 29 which is N 2° 43' 10" E, 912.6 feet from the east quarter section corner thereof, and running thence N 79° 55' W, 830.0 feet; thence N 85° 20' W, 305.0 feet; thence S 86° 00' W, 440.0 feet, thence N 69° 00' W, 660.0 feet; thence S 71° 00' W, 455.0 feet and thence S 86° 00' W, 450.0 feet to the point designated as Station 17 + 56 in the above description, and continuing thence N 31° 05' W, 210.0 feet; thence N 54° 55' W, 190.0 feet and thence N 47° 15' W, 238 feet to a point on the west line of said Section 29, said point being S 1° 17' 10" W, 1773.0 feet, more or less, from the northwest corner thereof, containing an area of 1.2 acres.

The above described rights of way contain a total area of 1.9 acres, as shown on the plat thereof on file in the office of the Commissioner of Public Lands at Olympia, Washington.

SUBJECT, however, to the following conditions:

That the grantee of the easement rights herein agree that its contractors and their assigns, shall be responsible for the existence of any fire hazards on said right of way created wholly or in part by inflammable debris created by their logging or other forest operations, land clearing or right of way clearing, and which by reason thereof is likely to cause or to further the spread of fire; and that until a certificate of clearance has been obtained from the supervisor of forestry or the State of Washington its contractors and/or their assigns shall be responsible for any expenses of fire fighting made necessary by reason of such hazard or the spread of fire therefrom in accordance with RCW 76.04.370. The grantee agrees to hold its contractors and/or their assigns responsible for any fire fighting costs from any fire started by their employees, machines or debris-burning fires that may occur on or adjacent to the right of way. All fire fighting costs made necessary by the aforementioned reasons shall be paid promptly by the grantee's contractors and/or their assigns upon demand and the grantee agrees to include in any contract involving the lands included in this easement the above provisions relating to costs and expenses in connection with fire fighting. ✓

(5) that the State Forest Board reserves to the State of Washington, its employees, agent and assigns, the right of ingress and egress, across, upon and along said right of way and road in connection with the use of adjoining land in a manner that will not interfere with its use by the United States of America, its employees and agents; and should the United States of America ever abandon the use of said right of way for the purposes for which it was granted, said right

of way shall revert to the State of Washington or its grantees.

DATED this 28th day of December, A. D. 1955.

STATE FOREST BOARD

By: *Arthur H. Langbe*

Chairman

By: *Oliver A. ...*

Secretary

