

STATE OF WASHINGTON
STATE FOREST BOARD

.....
In re: Application No. F-3013 by UNITED STATES OF AMERICA, Department of the Interior, Acting by and through the Bonneville Power Administrator, for Right of Way for Electric Transmission Lines over certain State Forest Board land in Skamania County.
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ORDER
and
CERTIFICATE OF GRANT OF
RIGHT OF WAY

August 22, 1955

It appearing to the State Forest Board pursuant to Sections 5812-1 et seq. and 7797-96 et seq., Remington's Revised Statutes of Washington, that Application No. F-3013 has been filed by the United States of America, Department of the Interior, acting by and through the Bonneville Power Administrator (16 U. S. Code 832 et seq.), for a right of way for the construction, operation and maintenance of one or more electric transmission lines through, over and across State Forest Board land hereinafter described; and

It further appearing that the applicant is constructing or proposing to construct, or has heretofore constructed electric transmission lines for the purpose of transmitting electricity for light, heat and power, through, over and across the land; that the land within the right of way applied for is limited to an amount necessary for the purpose required, together with sufficient land on either side thereof for ingress and egress to maintain and repair the electric transmission lines; and

It further appearing that there is merchantable timber on the area covered by said application valued at \$1,700.00; and no improvements on the land within the right of way, and the Board being fully advised in accordance with Sections 7797-96, 7797-97 and 7797-98, Remington's Revised Statutes of Washington, it is therefore

ORDERED and DETERMINED: (1) that the appraised value of the State Forest Board land and no improvements within the right of way be and the same is hereby fixed at \$3,010.00; (2) that the total value of land and timber, 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, operate and maintain electric transmission lines through, over and across the land hereinafter described by complying with the provisions of Sections 7797-96, 7797-97 and 7797-98, Remington's Revised Statutes of Washington; (4) that the land within the right of way is described as follows:

Those portions of Lots 1, 2 and the NW $\frac{1}{4}$ of NE $\frac{1}{4}$ and NW $\frac{1}{4}$, Section 28, and the S $\frac{1}{2}$ of NE $\frac{1}{4}$, NW $\frac{1}{4}$ of SE $\frac{1}{4}$ and W $\frac{1}{2}$ of SW $\frac{1}{4}$, Section 29, all in Township 3 North, Range 7 East, W.M., included within the limits of a strip of land 300 feet in width and having 212.5 feet of such width on the northerly side and 87.5 feet on the southerly side of the following described line:

Beginning at a point on the east line of said Section 28, which is S 1° 24' 30" W 1432.8 feet from the northeast corner thereof, and running thence N 70° 53' 40" W 2339.5 feet and S 72° 28' 10" W 3172 feet to a point on the west line of said Section 28, which is N 2° 43' 10" E 912.6 feet from the west quarter section corner thereof, thence continuing S 72° 28' 10" W 3209.6 feet and S 44° 07' 40" W 3286.6 feet to a point on the west line of said Section 29, which is N 1° 17' 10" E 136.6 feet from the southwest corner of said Section 29, and having an area of 70.60 acres; ALSO

Those portions of the SE $\frac{1}{4}$ of NW $\frac{1}{4}$ and NE $\frac{1}{4}$ of SW $\frac{1}{4}$ of said Section 29, included within the limits of a strip of land 375 feet in width and having 287.5 feet of such width on the northerly side and 87.5 feet on the southerly side of the following described line:

Beginning at 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 S 72° 28' 10" W 3209.6 feet and S 44° 07' 40" W 3286.6 feet to 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 having an area of 15.10 acres.

The above described rights of way have a total area of 85.70 acres according to the plats 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.

The grantee also agrees to fall all snags 15 feet in height and over along a 300 foot strip coinciding with and/or running parallel to said right of way. The grantee also agrees to fall all snags 15 feet in height and over within the limits of the right of way. It is understood that the grantee may clear only a portion of the right of way in any one season. In that event, this paragraph shall relate only to the portion so cleared. In addition, the grantee agrees to

APPROVED
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Real Officer F.M.

fall all snags over 15 feet in height within 100 feet of the exterior edges of the cleared right of way.

(5) that the State Forest Board reserves unto the State of Washington, its successors or assigns, the right to cross this right of way at any and all times in connection with the use of the adjoining land, and should the United States of America ever abandon the use of the right of way for the purposes for which it was granted, the right of way shall revert to the State of Washington or its grantee.

DATED this 22nd day of August, A. D. 1955.

STATE FOREST BOARD

By: Arthur Shanger

Chairman

By: John A. Lane

Secretary