

STATE OF WASHINGTON

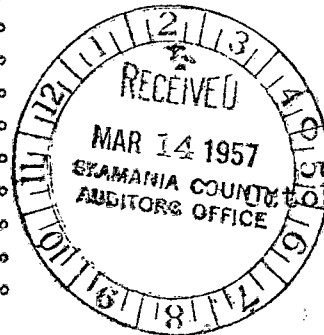
STATE FOREST BOARD

BOOK 43-234

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In re: Application No. F-4078 by Pacific Northwest Pipeline Corporation for Right of Way for Natural Gas Pipeline over State Forest Board Lands in Skamania County.

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ORDER

October 11, 1956

It appearing to the Board at this time that Application No. F-4078 has been filed in this office by Pacific Northwest Pipeline Corporation for an easement for a right of way for a gas pipeline over the E $\frac{1}{2}$ NW $\frac{1}{4}$, SW $\frac{1}{4}$ NW $\frac{1}{4}$ and NW $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 13, Township 3 North, Range 8 East, W. M., in Skamania County, as hereinafter more particularly described; and

It further appearing that the applicant has satisfactorily met the requirements of the statutes in the matter of the filing of a map showing the location of the pipeline; that the area included in the said right of way, as applied for, is limited to an amount necessary for the construction of said pipeline, together with sufficient land on either side thereof for ingress and egress to maintain and repair the same; and

It further appearing that the land included within the proposed right of way is of the value of \$200.00; that the damages to the timber by reason of the granting of this right of way do not exceed the sum of \$495.60; that no good reason exists why this right of way should not be granted; and the Board being fully advised, it is therefore

ORDERED and DETERMINED that damages by reason of the granting of said easement be and the same are hereby appraised at \$695.60; that said amount, together with the necessary fee, has been deposited in this office by the applicant, and an easement for right of way for a natural gas pipeline be and the same is hereby granted to the Pacific Northwest Pipeline Corporation over and across and to include the following described land:

Those portions of the E $\frac{1}{4}$ of NW $\frac{1}{4}$, SW $\frac{1}{4}$ of NW $\frac{1}{4}$ and NW $\frac{1}{4}$ of SW $\frac{1}{4}$ of Section 13, Township 3 North, Range 8 East, W. M., included within the limits of a strip of land 75 feet in width and having 55 feet of such width on the northwesterly side and 20 feet of such width on the southeasterly side of the following described line:

Beginning at a point on the west line of said Section 13, which is S 3° 09' W 3119 feet from the northwest corner thereof and running thence N 52° 09' E 53 feet, N 67° 30' E 917 feet, N 55° 06' E 40 feet, N 40° 00' E 533 feet, N 52° 03' E 1225 feet, N 34° 25' E 194 feet, and thence N 25° 49' E 430 feet to a point on the north-south centerline of said Section 13, which is S 3° 09' E 1137 feet from the north quarter section corner thereof and having an area of 5.85 acres according to the plat thereof on file in the office of the Commissioner of Public Lands at Olympia, Washington.

SUBJECT, However, to an easement for a right of way for access road granted to Bonneville Power Administration October 4, 1954, under Application No. F-3135.

SUBJECT, however, to the following conditions:

That the grantee of the easement rights herein agrees to be responsible and to hold its contractors and their assigns 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 of the State of Washington, the grantee, its contractors and/or their assigns shall be responsible for any expense of fire fighting made necessary by reason of such hazard or the spread of fire therefrom in accordance with RCW 76.04.370; that the grantee agrees to be responsible and to hold its contractors and 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; and that all fire fighting costs made necessary by the aforementioned reasons shall be paid promptly by the grantee and/or its 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; and

That all machinery and equipment, light or heavy, shall be kept within the limits of the right of way; that all felling of timber, yarding and removal of same shall be kept strictly within the right of way, and logs shall be removed on right of way to some access road; that penalty for violation of the above restrictions shall be imposed; that any and all merchantable timber, live or dead, standing or down, which is cut, damaged or removed from State land other than said right of way shall be paid for at treble the stumpage prices shown on the cruise; that all reproduction trees 2 to 8 inches in diameter and 18 inches above the ground that are damaged or destroyed on State land other than said right of way shall be paid for at treble the price of \$1.00 per tree; and that any dirt, gravel or rock dumped on State land from said right of way shall be paid for at the rate of \$2.00 per yard.

and

PROVIDED that the right of way is not to be fenced and that the State, its successors or assigns, shall at all times have ingress

and egress across said right of way in connection with the use of the service of this tract.

DATED this 11th day of October, A. D. 1956.

STATE FOREST BOARD

By: _____

Chairman

By: _____

Secretary

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