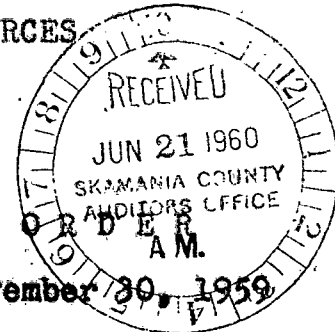


DEPARTMENT OF NATURAL RESOURCES

In re: Application No. 2382
 by UNITED STATES OF AMERICA,
 Gifford Pinchot National Forest
 for Right of Way for Road in
 Skamania County



November 30, 1959

It appearing to the Commissioner of Public Lands at this time that Application No. 2382 was filed in this office by the United States of America, Gifford Pinchot National Forest, for a right of way for a road over the N $\frac{1}{2}$ NE $\frac{1}{4}$, SW $\frac{1}{4}$ NE $\frac{1}{4}$, S $\frac{1}{2}$ NW $\frac{1}{4}$ and NW $\frac{1}{4}$ SW $\frac{1}{4}$, Section 24, Township 7 North, Range 5 East, W.M., in Skamania County; that said application was filed in accordance with the provisions of Chapter 145, Session Laws of 1945, providing for the granting of rights of way to the United States Government over State lands; and

It further appearing that a right of way 66 feet in width is desired; that there are no improvements but there is merchantable timber on the right of way; that damages to the timber by reason of the granting of this right of way do not exceed the sum of \$347.50; that no good reason exists why this right of way should not be granted; and the Commissioner being fully advised, it is therefore

ORDERED and DETERMINED that the plat showing the survey of said right of way as filed with said Application No. 2382 be and the same is hereby approved as the official plat of said road; that damages to the timber by reason of the granting of said easement be and the same are hereby appraised at \$347.50; that the said amount has been paid, and that an easement be and the same is hereby granted to the United States of America for a road over the following described land;

Those portions of the N $\frac{1}{2}$ NE $\frac{1}{4}$, SW $\frac{1}{4}$ NE $\frac{1}{4}$, S $\frac{1}{2}$ NW $\frac{1}{4}$ and NW $\frac{1}{4}$ SW $\frac{1}{4}$, Section 24, Township 7 North, Range 5 East, W.M., included within the limits of a strip of land 66 feet in width and having 33 feet of such width on each side of the following described center line:

Beginning at a point on the west line of said Section 24 which is S 0° 01' E 1053.0 feet from the west quarter section corner thereof and running thence N 62° E 291.0 feet, thence on a 5° curve to the left 110.0 feet, thence N 56° 30' E 368.0 feet, thence on a 16° curve to the left 221.9 feet, thence

N 21° E 16.1 feet; thence on a 32° curve to the right 104.7 feet; thence on a 42° curve to the left 101.2 feet; thence N 12° E 99.1 feet; thence on a 14° curve to the right 107.2 feet; thence N 27° E 38.8 feet; thence on a 40° curve to the left 185.0 feet; thence N 47° W 11.0 feet; thence on a 56° curve to the right 231.7 feet; thence N 82° 45' E 4.3 feet; thence on a 36° curve to the left 97.9 feet; thence N 47° 30' E 141.1 feet; thence on a 32° curve to the left 108.6 feet; thence on a 56° curve to the right 135.7 feet; thence on a 15° curve to the left 100.0 feet; thence N 73° 45' E 96.7 feet; thence on a 50° curve to the right 312.0 feet; thence S 49° 45' W 74.0 feet; thence on a 32° curve to the left 107.0 feet; thence S 15° 30' W 60.0 feet; thence on a 56° curve to the left 255.4 feet; thence N 52° 30' E 112.6 feet; thence on a 12° curve to the right 100 feet; thence N 64° 30' E 199.0 feet; thence on a 10° curve to the left 105.0 feet; thence N 54° E 129.0 feet; thence on a 28° curve to the left 130.4 feet; thence N 17° 30' E 268.6 feet; thence on a 16° curve to the right 348.6 feet; thence N 73° 15' E 99.4 feet; thence on a 24° curve to the left 110.4 feet; thence N 46° 45' E 343.6 feet; thence on a 28° curve to the right 271.4 feet; thence S 57° 15' E 3.6 feet; thence on a 24° curve to the left 436.5 feet; thence N 18° E 120.5 feet; thence on a 28° curve to the right 168.8 feet; thence N 65° 15' E 338.2 feet; thence on a 14° curve to the right 110.7 feet; thence N 80° 45' E 1023.3 feet and thence on a 18° curve to the left 18.1 feet to a point on the east line of said Section 24 which is South 518.0 feet from the northeast corner thereof the tangent to said curve at said point bears N 77° 30' E and having an area of 11.84 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 provisions:

1. TERMINATION:

The rights, privileges and authorities herein granted shall continue for as long as used for the purposes granted, but if the grantee shall cease for a period of two years to use the rights, privileges and authorities for the purposes granted or shall abandon the use of the easement herein granted; then the State may terminate this easement and all rights hereunder shall revert to the State of Washington.

2. DAMAGE:

The grantee shall require, as a condition of each agreement with any of its contractors involved in clearing of said right of way or the use of said road, that said contractors take all reasonable precautions to protect adjacent state land, timber and reproduction. Damage to trees and/or reproduction, not included in the original grant, shall be appraised by the state. Said contractor or contractors shall be billed for these damages at the appraised rate, except double or triple damages may be charged in the event damage results from negligible acts of said contractors.

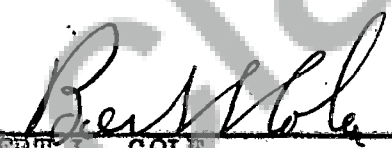
3. RESERVATIONS:

The State of Washington reserves to itself the right to use, without cost, all portions of this road system controlled by the grantee for the removal of state timber and to maintain, patrol, reconstruct and repair said roadway for any and all purposes deemed necessary or desirable

in connection with the control, management, harvest and administration of state owned lands or the resources thereof, in such manner as will not unreasonably interfere with the use of said road by the grantee or its authorized users or cause substantial injury thereto; Provided, that during periods when the State of Washington or its assigns uses said road, it will perform its share of road maintenance on the portion so used or shall contribute to the cost of said maintenance, so that its proportionate share of the cost of maintaining the road to the extent necessary to restore the road to the condition existing at the start of the use will be paid or performed.

The rights, privileges and authorities herein granted are for full use and enjoyment of the grantee for any and all purposes deemed necessary or desirable in connection with the control, management and administration of the national forests or the resources thereof and, insofar as compatible therewith, the grantee may extend such rights and privileges to others, provided such use by others shall be controlled so it will not, in the opinion of the Regional Forester, interfere unduly with use of the road by the State of Washington.

Dated this 30th day of November, A. D., 1959.


BERT L. COLE
Commissioner of Public Lands

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App. 2382
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