

STATE OF WASHINGTON  
DEPARTMENT OF NATURAL RESOURCES

\*\*\*\*\*  
In re: Application No. 2368 by  
UNITED STATES OF AMERICA, Gifford  
Pinchot National Forest for Right  
of Way for Road in Skamania County  
\*\*\*\*\*

ORDER  
AND  
CERTIFICATE OF GRANT  
OF  
RIGHT OF WAY

July 28, 1960

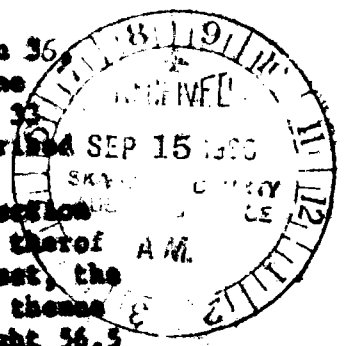
It appearing to the Commissioner of Public Lands at this time that Application No. 2368 was filed in this office by the United States of America, Gifford Pinchot National Forest, for a right of way for a road over the NW 1/4 NW 1/4 and NW 1/4 NE 1/4, Section 36, Township 7 North, Range 6 East, W.M., in Skamania County; that said application was filed in accordance with the provisions of Chapter 145, Session Laws of 1943, 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 \$11,289.30; 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. 2368 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 \$11,289.30; 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 NW 1/4 NW 1/4 and NW 1/4 NE 1/4, Section 36, Township 7 North, Range 6 East, W.M., included with 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 centerline:

Beginning at a point on the north line of said Section 36 which is East 361.3 feet from the northwest corner thereof and running thence on a 14° curve to the left 490.8 feet, the tangent to said curve at said point bears S 36° 03' E thence N 73° 14' E 269 feet, thence on a 14° curve to the right 36.5 feet, thence N 83° 09' E 271 feet, thence on a 20° curve to the right 136.0 feet, thence S 69° 38' E 161.7 feet, thence on a 20° curve to the left 172.3 feet, thence N 75° 51' E 258.3 feet, thence on a 22° curve to the right 294.2 feet, thence S 39° 23' E 31.9 feet, thence on a 20° curve to the left 382.1 feet and thence N 64° 06' E 314.8 feet to a point on the north line of said Section 36 which is East 1,277.9



SHILLON S. L. COOK

-2-

feet from the northeast corner thereof and having an area of 4.70 acres as shown on the plat thereof on file in the office of the Commissioner of Public Lands at Olympia, Washington.

Subject, however, to any rights as may be granted the Pacific Power and Light Company under pending Application No. 24815 for a right of overflow filed December 3, 1936.

Subject, however, to the following provisions:

1. TERMINATION:

1-1 The rights, privileges and authorities herein granted shall continue for as long as need for the purposes granted but if the United States 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 agreement and all rights hereunder shall revert to the State of Washington.

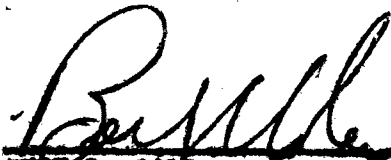
2. DANGER TREES:

2-1 Occasional trees that are necessary to be cut in clearing for cuts and fills, but are located outside of the marked limits of said right of way, may be removed upon obtaining the written consent of the Commissioner of Public Lands, and payment in advance of falling of the appraised value thereof. Said trees must be removed via the right of way herein ordered.

3. RESERVATIONS:

3-1 The State of Washington reserves to itself the right to use without further charge, 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 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.

Dated this 28th day of July, A. D., 1960.

  
MARK L. COLE  
Commissioner of Public Lands

No. 2368

|             |             |
|-------------|-------------|
| RECEIVED    | FILED       |
| JUL 29 1960 | JUL 29 1960 |
| OLYMPIA     | OLYMPIA     |

Copy Rec'd by State

attached continuing

COPIES OF THIS AGREEMENT

TO BE MAINTAINED IN THE OFFICE

OF THE COMMISSIONER OF PUBLIC LANDS

AND IN THE OFFICE OF THE

GRANTEE

AND IN THE OFFICE OF THE

RECORDS AND CLERK

OF THE COUNTY OF

CLATSOP

WASHINGTON

THIS AGREEMENT IS

WITNESSED BY THE

COMMISSIONER OF PUBLIC LANDS

AND BY THE GRANTEE

ON THIS 28th DAY OF JULY

1960

AT OLYMPIA, WASHINGTON

IN WITNESS WHEREOF

THE COMMISSIONER OF PUBLIC LANDS

AND THE GRANTEE

HEREBY SIGN THEIR NAMES

TO THIS AGREEMENT