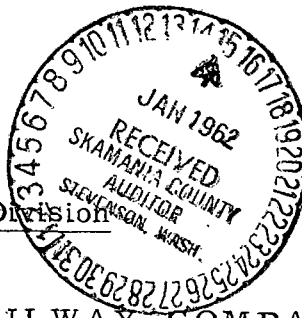


5382

T&M Contract
No. 5235Easement Deed
No. 26074-W

Washington Division



NORTHERN PACIFIC RAILWAY COMPANY

The grantor NORTHERN PACIFIC RAILWAY COMPANY, a Wisconsin corporation, in consideration of the sum of one dollar (\$1), and other valuable consideration, in hand paid, receipt thereof is hereby acknowledged, does hereby grant unto the STATE OF WASHINGTON, DEPARTMENT OF NATURAL RESOURCES, grantee, its successors and assigns, a perpetual non-exclusive easement for a road right of way over and across the following described tract of land in Skamania County, State of Washington, to-wit:

A strip of land 60 feet wide being 30 feet in width on each side of the survey line for said road as the same is now surveyed and located over and across the southwest quarter of southwest quarter (SW $\frac{1}{4}$ of SW $\frac{1}{4}$) of Section nine (9), in Township seven (7) North, Range six (6) East of the Willamette Meridian. The survey line for said road is more particularly described as follows:

Beginning at a point on the west line of said Section 9, which point is N. 0° 42' E. 1168.00 feet, more or less, measured along said west line from the southwest corner of said Section 9; thence N. 55° 15' E. 37.00 feet; thence S. 64° 15' E. 75.00 feet; thence N. 84° 00' E. 95.00 feet; thence N. 89° 30' E. 113.00 feet; thence S. 71° 45' E. 65.00 feet; thence S. 37° 00' E. 52.00 feet; thence S. 35° 00' W. 53.00 feet; thence S. 57° 30' W. 36.00 feet; thence S. 25° 30' E. 40.00 feet; thence S. 87° 30' E. 91.00 feet; thence S. 65° 30' E. 58.00 feet; thence S. 7° 00' E. 67.00 feet; thence S. 67° 15' E. 68.00 feet; thence S. 42° 30' E. 69.00 feet; thence S. 5° 30' E. 40.00 feet; thence S. 21° 15' W. 38.00 feet; thence S. 17° 45' E. 41.00 feet; thence N. 86° 15' E. 83.00 feet; thence N. 82° 30' E. 88.00 feet; thence S. 69° 15' E. 58.00 feet; thence S. 8° 15' W. 90.00 feet; thence S. 2° 45' W. 84.00 feet; thence S. 45° 30' E. 40.00 feet; thence N. 58° 30' E. 52.00 feet; thence N. 79° 45' E. 62.00 feet; thence S. 79° 45' E. 63.00 feet; thence S. 40° 45' E. 50.00 feet; thence S. 16° 00' W. 52.00 feet; thence S. 36° 30' W. 73.00 feet; thence S. 23° 45' E. 57.00 feet; thence S. 85° 45' E. 79.00 feet; thence S. 66° 45' E. 43.00 feet; thence S. 8° 15' W. 39.00 feet; thence S. 35° 00' W. 91.00 feet; thence S. 50° 15' W. 83.00 feet; thence S. 59° 00' W. 105.00 feet; thence S. 81° 15' W. 50.00 feet; thence S. 18° 15' W. 49.00 feet; thence S. 40° 45' E. 78.00 feet, more or less, to a point on the south line of said Section 9, said point being S. 89° 15' E. 927.00 feet along said south line from the southwest corner of said Section 9.

The rights herein granted are subject to the following terms and conditions:

1. The right of way herein granted is for the sole purpose of constructing and/or maintaining a road to provide access to and from lands presently

owned or hereafter acquired by the grantee, or controlled by the grantee, for land management and administration activities. Land management and administration activities shall be defined as police protection, fire suppression and suppression, inspection, cruising, thinning, stand improvement, inventorying, surveying, acquisition and disposal of land, timber and other valuable resources, eradication of forest insects, pest and disease, log removal operations, and other activities of a similar nature.

2. The grantor reserves to itself, its successors and assigns, the right to use the roadway in any manner which does not unreasonably interfere with the use of said road by the grantee, its assigns, successors, agents, contractors, employees, or licensees. Said road users will, however, contribute their pro rata share to the maintenance costs caused by their usage so that such maintenance will leave the road in as good a condition as existed at the time of commencement of said use.

IN WITNESS WHEREOF, the grantor has caused these presents to be sealed with its corporate seal and signed by its Vice President this eight day of December, A.D. 1961.

In Presence Of:

NORTHERN PACIFIC RAILWAY COMPANY,

John L. Garity
Richard J. McKenzie

By

W. J. Starke
VICE PRESIDENT

Attest:

Richard A. Reulke
Assistant Secretary

Approved as to Form Only

10th day of January, 1962

JOHN J. O'CONNELL

Attorney General

By Charles B. Roed
Assistant Attorney General

STATE OF MINNESOTA)
 : ss
COUNTY OF RAMSEY)

On this 8th day of December, A.D. 1961, before me personally appeared E. B. STANTON, to me known to be the Vice President of the Northern Pacific Railway Company, the corporation which executed the within and foregoing instrument, and acknowledged the said instrument to be the free and voluntary act and deed of said corporation for the uses and purposes therein mentioned, and on oath stated that he was authorized to execute said instrument, and that the seal affixed is the corporate seal of said corporation.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year last above written.

J. W. THAYER,
Notary Public, Ramsey County, Minn.
My Commission Expires Nov. 17, 1964