## WARRANTY DEED

The Grantor, William J. Wineberg, individually and as Executor of the Estate of Janet R. Wineberg, deceased, pursuant to an order confirming sale of real property at private sale entered in the said estate, Probate Cause No. 17518 in the Clark County Superior Court on December 14, 1965, for and in consideration of the sum of Ten (\$10.00) Dollars and other valuable consideration, receipt of which is hereby acknowledged, conveys and warrants to International Paper Company, a corporation, the following described real estate situated in Skamania County, Washington, to-wit:

An undivided one-half interest in and to the following mining claims:

Kangaroo No. 1, Kangaroo No. 2,

Kangaroo No. 3, and

Kangaroo No. 5

Lode Mining Claims designated by the Surveyor General as Survey No. 801 embracing a portion of Sections 5, 6 and 8, Township 9 North, Range 6 East, W.M., in the St. Helens Mining District, containing 82.644 acres, more or less.

Subject to a permanent easement and right of way 66 feet in width over and across Kangaroo No. 1 Lode Mining Claim granted to the United States of America by deed dated November 16, 1962, and recorded January 11, 1963, at page 58 of Book 51 of Deeds, under Auditor's File No. 60980, Records of Skamania County, Washington.

An undivided one-half interest in and to the following mining claims:

Mountain Fairy No. 1 and
Mountain Fairy No. 2
Lode Mining Claims designated by the Surveyor General
as Survey No. 762 embracing a portion of Section 5,
Township 9 North, Range 6 East, W.M., and Section 32,
Township 10 North, Range 6 East, W.M., in the St. Helens
Mining District, containing 41.322 acres, more or less.

An undivided one-half interest in and to the following mining claims:

Germania No. 1, Germania Junior No. 1, Germania Secundus No. 1, Ardentine No. 1, Zenith No. 1, Germania Secundus No. 2,

Germania Junior No. 2, Germania No. 2, Ardentine No. 2, Zenith No. 2, Adamantine No. 2. Lode Mining Claims designated by the Surveyor General as Survey No. 708 embracing a portion of Section 7, 8, 17 and 18, Township 10 North, Range 6 East, W.M., in the St. Helens Mining District, containing 217.273 acres, more or less.

Subject to a permanent easement and right of way 66 feet in width over and across Germania Secundus No. 2 and Adamantine No. 2 Lode Mining Claims granted to the United States of America by deed dated December 5, 1961, and recorded January 5, 1962, at page 334 of Book 49 of Deeds, under Auditor's File No. 59356, Records of Skamania County, Washington.

Together with all improvements and all timber standing, lying and being thereon and all rights-of-way and privileges appurtenant thereto.

This conveyance is subject to a reservation by the Grantor of all minerals in all of the mining claims described above, together with the right of ingress, egress and entry upon such lands for the purposes of prospecting for, mining, milling and removing of such minerals, subject to Regulations of the Secretary of Agriculture, attached hereto as Exhibit A and made a part hereof, and subject to the provision that no minerals will be removed by strip mining methods.

This deed is executed, acknowledged and delivered by the Grantor to correct the erroneous description of the property conveyed contained in that certain warranty deed dated December 17, 1965 from the Grantor to the Grantee therein and herein named which was recorded December 23, 1965 in Book 55 of Deeds at page 196, under Auditor's File No. 66135, Records of Skamania County, Washington

Dated this 27 day of \_

5340

TRANSACTION EXCISE TAX

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Skamania County Treasurer

William J. Wineberg, individually and Executor of the Estate of Janet R. Wineberg, deceased.

STATE OF WASHINGTON )

State of Washington ) ss.

County of Clark )

On this day before me personally appeared William J. Wineberg, individually and as Executor of the Estate of Janet R. Wineberg, deceased, to me known to be the same person named in and who executed the foregoing instrument, and acknowledged to me that he signed the same as his free and voluntary act and deed, for the uses and purposes therein mentioned.

WITNESS my hand and notarial seal this 22 day of

May, 1966.

Notary Public in and for the State of Washington, residing at Vancouver

2345678910 SALES

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## Exhibit A

## UNITED STATES DEPARTMENT OF AGRICULTURE FOREST SERVICE

## CONDITIONS, RULES AND REGULATIONS TO GOVERN EXERCISE OF MINERAL RIGHTS RESERVED IN CONVEYANCES TO THE UNITED STATES

Code of Federal Regulations - Title 36 - Chapter II - Section 251.15

- (a) Except as otherwise provided in paragraphs (b) and (c) of this section, in conveyances of lands to the United States under authorized programs of the Forest Service, where owners reserve the right to enter upon the conveyed lands and to prospect for, mine and remove minerals, oi', gas, or other inorganic substances, said reservations shall be subject to the following conditions, rules and regulations which shall be expressed in and made a part of the deed of conveyance to the United States and such reservations shall be exercised thereunder and in obedisence thereto.
- (1) Whoever undertakes to exercise the reserved rights shall give prior written notice to the Forest Service and shall submit satisfactory evidence of sutherity to exercise such rights. Only so much of the surface of the lands shall be occupied, used, or disturbed as is , eccessary in cons fide prospecting for, drilling, mining (including the milling or concentration of coss), and removal of the reserved minorals. Oil, gas, or other in the said substances.
- (2)(1) None of the lands in which minerals are reserved shall be so used, occupied, or disturbed as to preclude their full use for authorized programs of the Forest Service until the record owner of the reserved rights, or the successors, assigns, or losseed thereof, shall have applied for and received a permit authorizing such use, occupancy, or disturbance of those specifically described parts of the lands as may reasonably be necessary to exercise of the reserved rights.
- (ii) Said permit shall be issued upon agreement as to conditions neces to protect the interest of the United States including such conditions deemed necessary to provide for the safety of the public and other users of the land, and upon initial payment of the annual fee, which shall be at the rate of \$2 per sore of fraction of acre included in the permit.
- (iii) The permit shall also provide that the record owner of the reserved right or the successors, ranged or lessees thereof, will repair or replace any improvements damaged or destroyed by the mining operations and restrict the land to a condition safe and reasonably serviceable for authorized programs of the Forest Service, and shall provide for a bond in sufficient amount as determined necessary by the Forest Service to guarantee such repair, replacement or restoration.
- (iv) Failure to comply with the terms and conditions of the aforesaid permit shall be cause for termination of all rights to use, occupy, or disturb the surface of the lands covered thorsby, but in event of such termination a new permit shall be issued upon application when the causes for termination of the preceding permit have been satisfactorily remedied and the United States reimbursed for any resultant damage to it.
- (3) All structures, other improvements, and materials shall be removed from the lands within one year after date of termination of the aforementioned permit. Should the holder of the permit fail to do so within the specified time, the Forest Service may remove, reservey or otherwise dispose of said structures, other improvements, and materials at the permittee's expones, or in lieu thereof, may upon written notice to the permittee, assume title thereto is the name of the United States.
- (4) Timbor and/or young growth out or destroyed in connection with exercises of the reserved right: shall be paid for at rates determined by the Forest

- Service to be fair and equitable for comparable imber and/or young growth in the locality. All slash resulting from cutting or destruction of timber or young growth shall be disposed of as required by the Forest Service.
- (5) In the prospecting for, mining, and removal of reserved minerals, pil; gas, or other inorganic substances all research provisions shall be made for the disposal of tailings, dumpage, and other detections materials or substances in such manner as to prevent obstruction, pollution, or deterioration of water resources.
- (6) Nothing herein contained shall be construed to exempt operators or use mining operations from any requirements of applicable State laws nor from compliance with or conformity to any requirements of any law which later may be enacted and which otherwise would be applicable.
- (7) While any activities and/or operations incident to the evercise of the reserved rights are in progress, the operators, contractors, sub-entractors, and any employees thereof shall use due diligence in the prevention and suppression of fires, and shall comply with all rules and regulations applicable to the land.
- (b) The conditions, rules and regulations set for thin subparagraphs (1) through (7, of paragraph (a) of this section shall not apply to reservations contained in conveyances of lands to the United States under the Act of March 3, 1925, as amented (43 State 1133, 64 State 52; 16 U.S.C. 555)
- (c) In cases where a State, or an agency, or a political subdivicion thereof, reserves minurals, oil, gas, or, other inorganic substances, in the conveyance of land to the United States under authorized programs of the Forest Service and there are provisions in the laws of such State or in conditions, rules and regulations promulgated by such State, agency or political subdivision thereof, which the Chief, Forest Service, determines are adequare to protect the interest of the United States in the event of the exercise of such reservation, the Chief, Forest Service, is hereby authorized, in his discretion, to subject the exercise of the reservation to such statutory provisions or such conditions, rules and regulations in lieu of the conditions, rules and regulations forth in subparagraphs (1) through (7) of paragraph (a) of this section. In that event, such statutory provisions or such conditions, rules and regulations shall be expressed in and made a part of the deed of conveyance to the United States and the reservation shall be exercised thereuniter and in obedience thereto.

All regulations beretofore issued by the Secretary of Agriculture to govern the exercise of mineral rights reserved in conveyances of lands to the United States under authorized programs of the Forest Service shall continue to be effective in the cases to which they are applicable, but are hereby superseded as to mineral rights bereafter reserved in conveyances under such programs.

(30 Stat. 35, as amended, 16 U.S.C. 551. Interprets or applies 36 Stat. 961, as amended, 16 U.S.C. 513-519, 42 Stat. 465, as amended, 16 U.S.C. 455, 456, and 50 Stat. 525, as amended, 7 U.S.C. 1011)

Signed at Washington, D.C., on April 30, 1963.

(8) ORVILLE L. FREEMAN, Secretary.