

The Foreman, EVERETT FOREMAN INC., a corporation organized and existing under the laws of the State of Delaware, authorized to do business in the State of Washington, for and in consideration of an exchange of land under the provisions of the Act of March 20, 1922, as amended (12 Stat. 481, 43 Stat. 1090, 74 Stat. 205), which is of at least equal value to the land herein conveyed, the receipt of which is hereby acknowledged, conveys and warrants to the United States of America, Grantee, and its assigns, all of the following-described real property situate in the Counties of Cowlitz, Lewis and Skamania, State of Washington, Willamette Meridian:

LEGAL DESCRIPTION	SEC.	TWP.	RGE.	ACRES
SE1/4	19	8N	4E	40.00
All	23	8N	4E	640.00
SW1/4	25	8N	4E	40.00
NW1/4	27	8N	4E	40.00
All Fr1.	13	9N	5E	561.49
Lots 1 and 2, except that portion thereof reserved by the grantor, containing 5.65 acres, as shown on a plat recorded 7/17/70, in Book A at page 149, records of Skamania County, Washington, NW1/4, S1/4	15	9N	5E	557.40
W1/2, SE1/4, SW1/4, SW1/4	23	9N	5E	320.00
All	27	9N	5E	640.00
All	29	9N	5E	640.00
All fr1.	31	9N	5E	685.46
N1/2	33	9N	5E	320.00
All fr1.	35	9N	5E	636.54
SE1/4, NE1/4	21	11N	5E	80.00
SW1/4, S1/4	23	11N	5E	400.00
SE1/4, SW1/4, SW1/4	25	11N	5E	240.00
All fr1.	5	10N	6E	769.00

<u>Legal Description</u>	<u>Sec.</u>	<u>Twp.</u>	<u>Rge.</u>	<u>Acres</u>
NE $\frac{1}{4}$, E $\frac{1}{2}$ SW $\frac{1}{4}$	9	10N	6E	240.00
All frl.	19	11N	"	623.36
W $\frac{1}{2}$	29	"	"	320.00
All frl.	31	"	"	621.16
Lots 1,2,3,4, W $\frac{1}{2}$ SW $\frac{1}{4}$	1	12N	7E	208.56
All frl.	3	"	"	647.04
All frl.	5	"	"	646.89
Lots 1 through 8, 11 and 12	9	"	"	1,721.12

Containing 9,987.09 acres, more or less, in Cowlitz, Lewis and Skamania Counties, Washington.

Excepting and reserving unto Burlington Northern Inc., its successors and assigns forever, all minerals, including oil, natural gas, geothermal waters and steam on the following described parcels;

<u>Legal Description</u>	<u>Sec.</u>	<u>Twp.</u>	<u>Rge.</u>	<u>Acres</u>
SE $\frac{1}{4}$ NW $\frac{1}{4}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$	21	11N	5E	80.00
S $\frac{1}{2}$ NW $\frac{1}{4}$, S $\frac{1}{2}$	23	"	"	400.00
SE $\frac{1}{4}$ NW $\frac{1}{4}$, SW $\frac{1}{4}$, SW $\frac{1}{4}$ SE $\frac{1}{4}$	25	"	"	240.00
All frl.	5	10N	6E	769.08
NW $\frac{1}{4}$, E $\frac{1}{2}$ SW $\frac{1}{4}$	9	"	"	240.00
All frl.	19	11N	6E	623.36
W $\frac{1}{2}$	29	"	"	320.00
All frl.	31	"	"	621.16

together with the right to enter upon and to prospect for, mine and remove said minerals, oil, natural gas, geothermal waters and steam; provided that in the event of damage to the surface of the land or to

timber or other crops, or to improvements, or interference with Forest Service activities upon the land by reason of such occupancy or mining operations, reasonable damages will be paid therefor. The exercise of such reserved rights shall be subject to the rules and regulations promulgated by the Secretary of Agriculture a copy of which, marked Exhibit A, is attached hereto and made a part hereof. It is understood and agreed that the United States shall have the right to mine and remove, free of charge, rock, sand, gravel and pumice from the reserved mineral estate, on the above described lands only, for use in authorized programs of the National Forests.

Further excepting and reserving unto Burlington Northern Inc. its successors and assigns forever, all minerals, including oil, natural gas, geothermal waters and steam, but not including rock, sand, gravel or pumice on the following described parcels:

<u>Land Description</u>	<u>Sec.</u>	<u>Twp.</u>	<u>Rge.</u>	<u>Acres</u>
Lots 1, 2, 3, 4, W $\frac{1}{2}$ SW $\frac{1}{4}$	1	12N	7E	208.56
All SW $\frac{1}{4}$	3	"	"	447.04
S $\frac{1}{2}$	5	"	"	320.00

together with the right to enter upon and to prospect for, mine and remove said minerals, oil, natural gas, geothermal waters and steam.

These rights shall be subject to the rules and regulations promulgated by the Secretary of Agriculture a copy of which, marked Exhibit A, is attached hereto and made a part hereof.

SUBJECT TO:

1. Easements and rights of way for a public highway of variable width granted to the County of Skamania, State of Washington, over and across the real estate under search in Sections 15, 27, and 35, Township 9 North, Range 5 E.W.M., by deed dated October 1, 1939, and recorded October 27, 1939, at page 404 of Book 46 of Deeds, under Auditor's File No. 56159, Records of Skamania County, Washington.

2. An easement and right of way for a road 66 feet in width over and across Government Lot 7 of Section 13, Township 9 North, Range 5 E.W.M., granted to the United States of America by deed dated March 15, 1963, and recorded April 25, 1963, at page 236 of Book 51 of Deeds, under Auditor's File No. 61445, Records of Skamania County, Washington.

3. An easement and right of way for a road 66 feet in width over and across the SW $\frac{1}{4}$ of the SW $\frac{1}{4}$ of Section 9, Township 10 North, Range 6 E.W.M., granted to the United States of America by deed dated December 9, 1965, and recorded January 6, 1966, at page 224 of Book 55 of Deeds, under Auditor's File No. 66190, Records of Skamania County, Washington.

4. An easement and right of way for a road 66 feet in width over and across the SW $\frac{1}{4}$ of Section 13, Township 9 North, Range 5 E.W.M., granted to the United States of America by deed dated November 19, 1945, and recorded January 12, 1966, at page 238 of Book 55 of Deeds, under Auditor's File No. 66222, Records of Skamania County, Washington.

5. Easements and rights of way for public roads including easements and rights of way for State Road 304 designated as Spirit Lake Road.

6. Easement granted by Northern Pacific Railway Company, a corporation, to the United States of America, dated March 23, 1965, recorded April 16, 1965 in Volume 438 of Deeds, page 87, under Auditor's File No. 676237.

7. Easement granted by Northern Pacific Railway Company, a corporation, to the United States of America, dated July 20, 1944, recorded August 9, in Volume 384 of Deeds, page 217, under Auditor's File No. 563695, Records of Lewis County, Washington.

8. Certificate of Water Right granted to C. E. Single by State of Washington Supervisor of Water Resources of Washington, dated September 22, 1959, recorded September 28, 1959 under Auditor's File No. 605179, for the use of water from an unnamed stream, a tributary of the Cowlitz River for domestic supply.

10. Easement granted by Northern Pacific Railway Company, Corporation, to the United States of America, dated September 31, 1938, recorded November 7, 1938, in Volume 11 of Lewis County Records, page 473, under Auditor's file No. 734966.

10. Easement granted by the United States of America, acting by and through the Forest Service, Department of Agriculture, to Superfund, a Corporation, a corporation, dated January 22, 1949, recorded June 1, 1949, in Volume 18 of Lewis County Records, page 283, under Auditor's file No. 734966.

11. Easement created by instrument recorded under Auditor's file No. 49,161, ten right of way 25 feet in width over the above described land in Cedar County.

(The acquiring agency in the Forest Service, Department of Agriculture.)

DATE: this 1st day of April, 1971.

NORTHERN PACIFIC INC.

By

VICE PRESIDENT

Title

(RECEIVED)



SECRETARY

ACKNOWLEDGMENT

STATE OF MINNESOTA

COUNTY OF HANSEY

SS:

On 14th day of April, 1971,
before me personally appeared O. R. Binger, to me known to be the
Vice President of the corporation that executed the within and
foregoing instrument, and acknowledged 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 first above written.



[Signature]
R. W. TAYLOR
County Public, Ramsey County, Minn.
My Commission Expires April 12, 1971

685

EXCISE TAX

MAY 20 1971

Amount Paid to _____
Shamania County Treasurer,
By *[Signature]* Agency

(Checked as to consideration, acreage, description and conditions.
Dated this 2nd day of April, 1971.

[Signature] Kenneth R. Johnson



