

## EASEMENT

Dated this 24 day of June, 1974 by and between the STATE OF WASHINGTON, Department of Fisheries, hereinafter referred to as Grantor, and GENERAL TELEPHONE COMPANY of the NORTHWEST, INC., hereinafter referred to as Grantee.

WHEREAS, Grantor is the owner of certain lands in Sections 14 and 15, Township 2 North, Range 5 East, W.M. on which is located a salmon hatchery and appurtenances.

AND WHEREAS, Grantee is desirous of obtaining a right of way over a portion of said lands of Grantor.

NOW THEREFORE, for and in consideration of the sum of ONE DOLLAR (\$1.00) and other valuable consideration, payment of which is hereby acknowledged, Grantor grants to Grantee, its successor and assigns, the right to construct, improve, repair, operate and maintain underground telephone communication lines, with necessary appurtenances under, over and across the following described portions of Sections 14 and 15, Township 2 North, Range 5 East, W.M. lying Westerly of the Washougal River Road, to wit:

The Southwest quarter of the Southwest quarter of Section 14,

AND ALSO

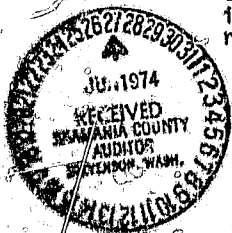
The Southeast quarter of the Southeast quarter of Section 15 lying Northerly of the Washougal River,

AND ALSO

The Northeast quarter of the Southeast quarter of Section 15 lying Southerly of the Bonneville power line right of way.

Subject to the following terms and conditions:

1. The rights granted herein are subject to any easement and road rights of way heretofore granted on, over and across said premises, and in no way abrogates such existing easement and road rights of way.
2. Grantee's use of Grantor's lands described above shall be limited to a strip of land 10 feet in width, lying five (5) feet on each side of line as now staked in the field, the approximate location thereof is shown on Exhibit "A" attached hereto and by this reference incorporated herein.
3. Grantee shall save Grantor harmless from any claims of liability arising from any act or omission, whether willful or negligent of Grantee, its employees, agents or contractors.
4. Grantee acknowledges that it is aware of the fact that Grantor's hatchery water supply and drain lines and roads are located on a portion of the lands subject to the easement herein granted and the Grantor reserves to itself, its assignees and its successors in interest, the right to go upon said lands to construct, repair, reconstruct, maintain and enlarge said pipelines and roads.



5. Grantor reserves the right to cross and repossess in any direction for any purpose whatsoever the right of way as granted herein in a manner not inconsistent with the uses and purposes as provided for herein.
6. In the event of damage to Grantor's water supply or drain pipelines by Grantee, its agents, contractors, or employees, Grantor may effect an immediate repair of such damage to the pipelines and Grantor shall have the sole right for determining the method and time of making any such repairs. Grantee shall be responsible for the full cost of any such repairs.
7. Grantee acknowledges that Grantor is vitally concerned with any activities contemplated by Grantee which may have an adverse effect on the operation of the Washougal Salmon Hatchery. Accordingly, as a condition to the granting of this easement, the Grantee agrees to make any excavation as authorized herein by non-mechanical means between the points which lie 25 feet South and 35 feet North of the East-West centerline of the existing pump house.
8. Grantee shall upon installation of the buried cable or its replacement restore the surface area to its pre-existing condition.

STATE OF WASHINGTON  
DEPARTMENT OF FISHERIES

Thor C. Tollefson  
Thor C. Tollefson, Director

The foregoing easement is accepted in accordance with and subject to the terms and conditions as hereinabove set forth. \*

Dated this 4th day of June, 19 74.

Attest:

GENERAL TELEPHONE COMPANY OF THE  
NORTHWEST, INC.

[Signature]  
Secretary

By [Signature]  
Vice-President

Approved as to form:

[Signature]  
Paul D. Solomon  
Assistant Attorney General

STATE OF WASHINGTON }  
COUNTY OF THURSTON }

SS

I, the undersigned, a Notary Public in and for the State of Washington, do hereby certify that on the 24<sup>th</sup> day of June, 1974, personally appeared before me THOR C. TOLLEFSON, Director, Department of Fisheries, STATE OF WASHINGTON, known to me to be the individual 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 official seal this 24<sup>th</sup> day of June, 1974.

[Signature]  
Notary Public in and for the STATE OF  
WASHINGTON, residing at Seattle

STATE OF Washington  
COUNTY OF SNOHOMISH

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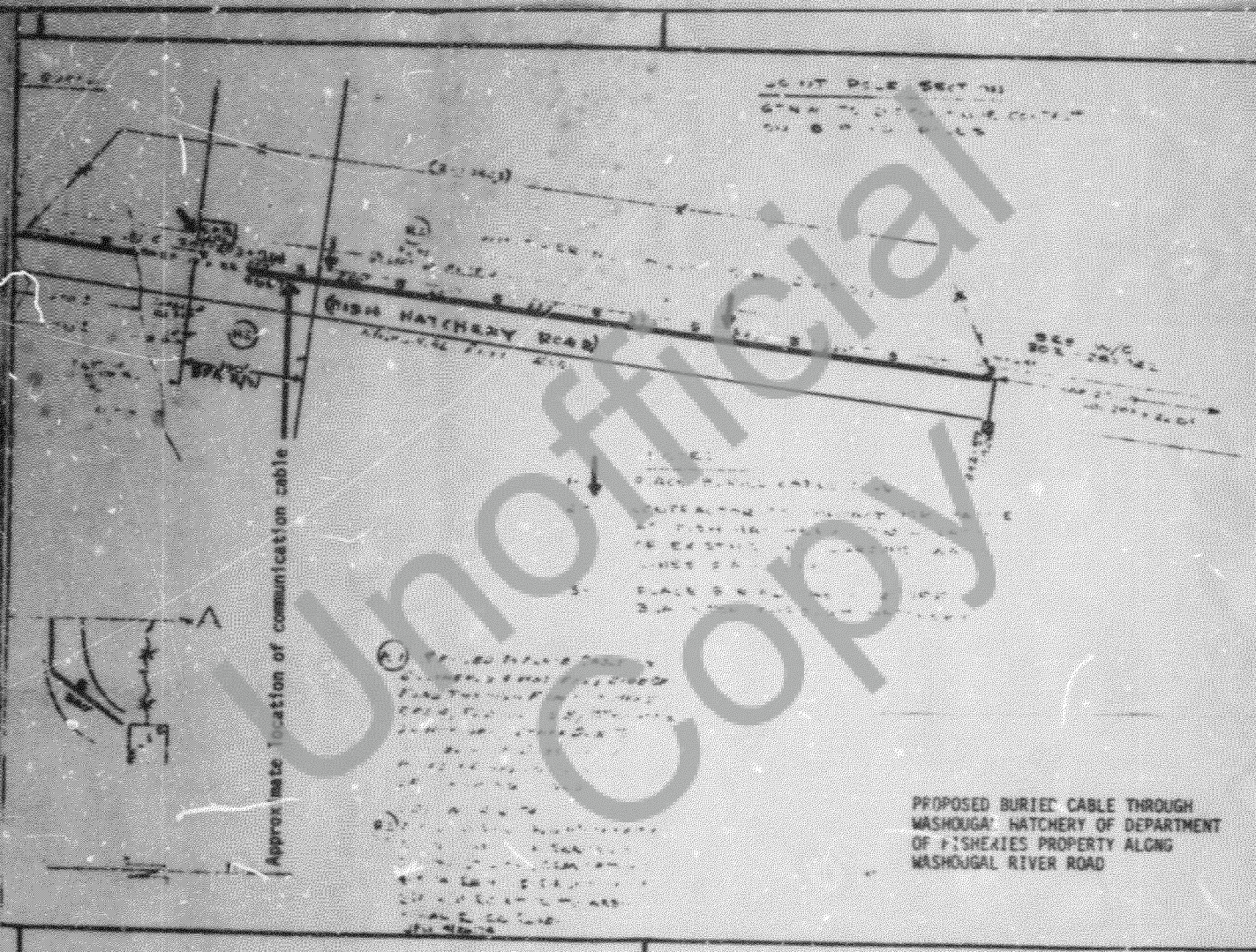
On this 4 day of June, in the year 1974, before me Charlotte M. Rawie a Notary Public in and for said County and State, personally appeared Roger P. Vallo and Robert E. Joslin, to me personally known, who, being severally duly sworn, did say they are the Vice President, and Secretary, respectively, of GENERAL TELEPHONE COMPANY OF THE NORTHWEST, INC., 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 they were authorized to execute said instrument by authority of its Board of Directors, 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 in this certificate last above written.

Charlotte M. Rawie  
Notary Public in and for the State of Washington  
residing at Everett

My commission expires Mar 26, 1976

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UNIT SCALE 1:1000  
STATION TO DISTANCE CENTER  
OF WASHOUGAL RIVER

Approximate location of communication cable

PROPOSED BURIED CABLE THROUGH  
WASHOUGAL HATCHERY OF DEPARTMENT  
OF FISHERIES PROPERTY ALONG  
WASHOUGAL RIVER ROAD

A hand-drawn map of a military installation. The map features a river labeled 'WACHUCA RIVER' flowing from the top left towards the center. Along the riverbank, there are several rectangular buildings labeled 'POND', 'HATCHERY', and 'BAILLY'. A road labeled 'CL. 12222 (FISH HATCHERY ROAD)' runs parallel to the river. Other buildings include 'BROOKMAN', 'PARTIC', 'LOSS', and 'CATTLE GUARD'. A dashed line indicates the 'Approximate location of communication cable'. The map is drawn on a grid with various markings and dimensions.

Approximate location of communication cable