

Tract Nos. BC-59hh,
BC-60dd,
BC-61hh

EASEMENT

KNOW ALL MEN BY THESE PRESENTS, That the UNITED STATES OF AMERICA, Department of Energy, Bonneville Power Administration, does hereby grant unto GORGE CABLEVISION, and its assigns, an easement for the installation, operation and maintenance of a buried television cable over, under, upon, and across the Bonneville Power Administration's fee-owned Tract Nos. BC-59hh, 60dd and 61hh, in Section 28, Township 3 North, Range 8 East, Willamette Meridian, Skamania County, Washington, acquired by the United States of America in that certain Declaration of taking dated December 20, 1938 and filed February 3, 1939, in the United States District Court, Western District of Washington, Southern Division, said easement being more particularly described as follows:

Within a strip of land 10 feet in width, being the southerly 10 feet of the Bonneville Power Administration's fee-owned Bonneville-Coulee No. 2 transmission line right-of-way, Tract Nos. BC-59hh and 60dd, and the southerly 10 feet of the westerly 75 feet of Tract No. BC-61hh, said tracts being more particularly described as follows:

Tract No. BC-59hh: A parcel of land being all that portion of the $\frac{1}{2}$ NW $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 28, Township 3 North, Range 8 East, W.M., Skamania County, Washington, which lies within a strip of land 300 feet in width, of which 212.50 feet lie on the northerly side of and 87.50 feet lie on the southerly side of the Bonneville-Coulee transmission line survey. Said parcels contains 4.64 acres, more or less.

Tract No. BC-60dd: A parcel of land being all that portion of the $\frac{1}{2}$ NW $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 28, Township 3 North, Range 8 East, W.M., Skamania County, Washington, which lies within a strip of land 300 feet in width, of which 212.50 feet lie on the northerly side of and 87.50 feet lie on the southerly side of the Bonneville-Coulee transmission line survey. Said parcel contains 4.63 acres, more or less.

Tract No. BC-61hh: A parcel of land being all that portion of Government Lots 6 and 7 of Section 28, Township 3 North, Range 8 East, W.M., Skamania County, Washington, which lies within a strip of land 300 feet in width, of which 212.50 feet lie on the northerly side of and 87.50 feet lie on the southerly side of the Bonneville-Coulee transmission line survey. Said parcel contains 10.28 acres, more or less.

Said Bonneville-Coulee transmission line survey line being located as follows: Beginning at a point which is the intersection of said survey line with the west line of the NW $\frac{1}{4}$ of said Section 28, said point being N. 0°01'24"W. along said west line a distance of 1437.80 feet from the $\frac{1}{4}$ section corner common to Sections 28 and 29, Township 3 North, Range 8 East, W.M., thence running N. 88°39'07"E. a distance of 1285.96 feet to an angle point; thence N. 89°15'07"E. a distance of 2828.08 feet to an angle point; thence N. 61°29'47"E. a distance of 1426.46 feet to a point which is the intersection of said survey line with the east line of the NE $\frac{1}{4}$ of said Section 28, said point being S. 01°25'56"E. along said east line a distance of 571.03 feet from the section corner common to Sections 21, 22, 27, and 28, Township 3 North, Range 8 East, W.M.



Reserving unto the United States and its assigns the right to maintain existing electric transmission lines and to erect and maintain future transmission lines over, under and across the easement area.

Reserving also unto the United States and its assigns, the right of access to and along the fee-owned transmission line right-of-way.

Subject, however, to an agricultural easement granted to Anne Frances Orton Monaghan on March 5, 1940, Tract No. BC-59hh.

Also subject to reservations, restrictions and easements of record or in use.

In the event the easement granted herein interferes, at the determination thereof by the UNITED STATES, with the use and enjoyment of the above-described land by the UNITED STATES, the buried television cable shall be relocated, removed, adjusted or protected, all at the expense of the Grantee.

Subject to the following terms and conditions:

1. The television cable shall be buried with a minimum cover of 30 inches.
2. Grantee shall install permanent type markers at the points where said television cable enters and leaves the property of the United States, and any angle points therein.

Should the rights acquired herein no longer be used or needed for a buried television cable for a consecutive two-year period, or abandonment thereof, and upon written notice by the United States to Gorge Cablevision, or its assigns, all rights granted by this easement shall automatically terminate and the title thereto revert in the United States.

TO HAVE AND TO HOLD the above-described easement unto GORGE CABLEVISION and its assigns, forever.

This conveyance is made for and in consideration of the sum of ONE HUNDRED FIFTY Dollars (\$150.00), in hand paid by Gorge Cablevision, receipt of which is hereby acknowledged.

This conveyance is made pursuant to the Acts of August 20, 1937 (50 Stat. 732, 16 U.S.C. § 832a), as amended, and October 23, 1962 (76 Stat. 1129, 40 U.S.C. § 319) and regulations and delegations of authority issued pursuant thereto, and BPAM 821.7 and 833.7, it having been determined that the granting of the easement will not be adverse to the interests of the United States.

Dated at Portland, Oregon this 2 day of NOVEMBER, 1977.

UNITED STATES OF AMERICA
Department of Energy
Bonneville Power Administration

No. 5270
TRANSMISSION PROJECT T-1

Amount 150.00

Shannon County, Oregon
By Subpoena de s

By Thomas J. Konecki
Chief, Branch of Land

STATE OF OREGON }
 County of Multnomah } ss:

On this day personally appeared before me, Thomas Kornelis, to me known to be the xxxxxxx Chief, Branch of Land, Bonneville Power Administration, described in and who executed the within and foregoing instrument and acknowledged that he signed the same as his free and voluntary act and deed for the uses and purposes therein mentioned.

GIVEN under my hand and official seal this 2nd day of November, 1977.

(SEAL)

Bernathy L Sullivan
 Notary Public for Oregon
 My Commission Expires: 9-21-81

80256

STATE OF WASHINGTON }
 COUNTY OF SKAMANIA }

I HEREBY CERTIFY THAT THE WITHIN
 INSTRUMENT OF WRITING, FILED BY W. B. Rogers
 OF Skamania County
 AT 11:00 A.M. 10-14-77
 WAS RECORDED IN BOOK 73
 OF Skamania AT PAGE 280
 RECORDS OF SKAMANIA COUNTY, WASH
W. B. Rogers
 COUNTY AUDITOR
 BY W. B. Rogers DEPUTY

REGISTERED	<u>2</u>
INDEXED: DIR.	<u>2</u>
INDIRECT	<u>2</u>
RECORDED	
COMPARED	
MAILED	