9K-12302

DEED AND BELLER'S ASSIGNMENT OF REAL ESTATE CONTRACT

Effective date:

March 11,1981

Parties:

GARY A. BURNETT and KATHLEEN D. BURNETT, hasband and wife, hereinafter referred to as "Burnett", or as "Grantor"

DICKINSON ENTERPRISES, INC. PRORIT SHARING TRUST, hereinafter referred to as "Grantee", or by its designated name

## Recitals:

A. Burnett entered into a real estate contract with Kenneth Taylor and Lura Taylor, husband and wife, and John B. Taylor and Angela T. Yaylor, husband and wife, for the sale and purchase of real property located in Skamania County, Washington, and more particularly described as follows:

The South 353.3 feet of the North 653.3 feet of the West 870 feet of Government Lot 2 of Section 3, Township 1, North, Bango 5 East of the Willamette Meridian;

ALSO KNOWN as Lot 4 of The Burnert Short Plat No. 2, as recorded in Book 2 of Short Plats, page 127, Auditor's File No. 89558, Records of Skamania County, Washington

TOGETHER WITH an easement for ingress, egress, and utilities over and across the 60 foot private readway designated as Columbia Ridge Road; and as delineated on the Short Plat herein described.

Said real estate contract was dated August 27, 1980, recorded September 4, 1980, recording No. 91199; Book 78 of Deeds, page 623, records of Skamania County, Washington.

- Burnett has entered into an agreement to assign this real estate contract, and to convey the property described therein, to DICKINSON ENTER-PRISES, INC. PROPET SHARING TRUST.
- C. DICKINSON ENTERPRISES, INC. PROFIT SHARING TRUST is a trust created by DICKINSON ENTERPRISES, INC., pursuant to a Trust document, the last amendment of which was executed on December 28, 1977. Charles W. Dickinson and Marilyn G. Dickinson are the Trustees thereof.

NGW, THEREFORE, for and in comideration of the matters set forth

IT IS AGREED:

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- 1. Conveyance and Assignment. Gary A. Burnett and Kathleen D. Burnett, Inspace and wife, hereby assign, transfer, and convey all of their right, title, and interest in the coal property described in the foregoing Recital A, to DICKINSON ESTERPRIMES, INC. PROFIT SHARING TRUST, and further assign to said Grantee all of their right, title, and interest in that Contract of Sale between Burnett and Taylors as described in Recital A hereof.
- 2. Warranty: Burnett warrants that the real estate contract discribed in Recital A is in good standing; that all payments have been made therefor; that the unpaid belence owing on said real estate contract is Twenty Sever. Thousand Three Hundred Sixty and 04/100ths (\$27,360.04) Dollars as of March 11, 1981, together and interest as provided in the real estate contract computed from March 2, 7:181; that Burnett is vested with full title to said real estate contract and vested in fee to the real estate described therein; that the conveyance provided herein of Burnett's interest in said real property is with full warranty of title and quiet enjoyment.
- 3. Consideration. Burnett acknowledges receipt of the sum of Twenty Thousand Five Hundred (\$20,500) Dollars from Grantee, in consideration of the assignment and deed provided herein.
- enforce any rights granted to any party under this agreement, the prevailing party in such action shall be entitled to recover attorneys fees and costs from the losing party therein.

DATED this	day of March, 1981.	1
(	Banga Burnell Gary K. Burnett	
	Hathlien D. Burnett	nitt
	Kathleen D. Burnett	
STATE OF WASHINGTON	) - 1	
County of Clark	) St.	*

On this day personally appeared before me GARY A. BURNETT and KATHLEEN D. BURNETT, husband and wife, to me known to be the individuals named in and who executed the above and foregoing Deed and Seller's Assignment of Real Estate Contract, and acknowledged that they signed the same as their free and voluntary act and deed for the uses and purposes therein mentioned.

Skemanio County Treasurer
By 1412