

STATE OF WASHINGTON
DEPARTMENT OF NATURAL RESOURCES
BERT L. COLE, Commissioner of Public Lands

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*
In re: Application No. 2646 by UNITED *
STATES OF AMERICA, acting by and through *
the FOREST SERVICE of the United States *
Department of Agriculture, for Right of *
Way for a Road in Skamania County *
*

O R D E R
AND
CERTIFICATE OF GRANT
O F
RIGHT OF WAY

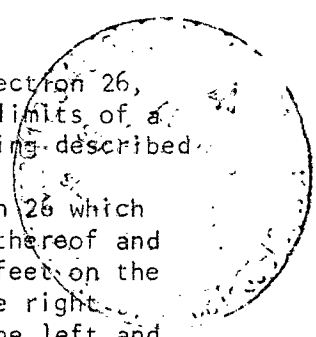
It appearing to the Commissioner of Public Lands that Application No. 2646 has been filed in this office by the UNITED STATES OF AMERICA, Gifford Pinchot National Forest, hereinafter referred to as the Forest Service, for an easement for a right of way for a road over and across portions of Government Lot 1 and the NW $\frac{1}{4}$ NE $\frac{1}{4}$, Section 26, Township 7 North, Range 5 East, W.M.; and

It further appearing that this easement is necessary for the use of the Forest Service as a road; that there is merchantable timber on the area included within the right of way; that such timber has an appraised value of \$656.00; that said amount has been paid; and that the plat showing the survey of said right of way as filed with said application is hereby approved as the official plat of said road, it is therefore

ORDERED and DETERMINED, in accordance with the authority set forth in Section 5, Chapter 73, Session Laws of 1961, that an easement for right of way for a road is hereby granted to the Forest Service over and across the following described land:

Those portions of Government Lot 1 and the NW $\frac{1}{4}$ NE $\frac{1}{4}$, Section 26, Township 7 North, Range 5 East, W.M., included within the limits of a strip of land of variable width on each side of the following described line:

Beginning at a point on the north line of said Section 26 which is S 89° 03' 00" E 1395.47 feet from the northwest corner thereof and running thence with a width of 70 feet on the left and 50 feet on the right, S 29° 41' E 162.69 feet, thence on a 4° curve to the right 65.32 feet, continuing thence with a width of 80 feet on the left and 40 feet on the right, S 27° 01' 30" E 96.12 feet, thence on a 22° curve to the left, 75.42 feet, thence S 43° 37' E 98.71 feet, continuing thence with a width of 90 feet on the left and 40 feet on the right, S 43° 37' E 76.17 feet, thence on an 18° curve to the left 156.72 feet, continuing thence with a width of 80 feet on the left and 40 feet on the right, S 71° 49' 35" E 100.72 feet, thence on a 22° curve to the right 55.20 feet, thence S 59° 41' E 98.17 feet, thence on a 22° curve to the left, 21.62 feet, thence S 64° 26' 25" E 141.40 feet, continuing thence with a width of 105 feet on the left and 40 feet on the right, S 64° 26' 25" E 6.72 feet, thence on a 22° curve to the left 89.15 feet, thence S 84° 03' 10" E 24.13 feet, continuing thence with a width of 80 feet on the left and 40 feet on the right, S 84° 03' 10" E 25.02 feet, thence on a 22° curve to the right 99.97 feet, thence S 62° 03' 35" E 38.21 feet, continuing thence with a width of 120 feet on the left and 40 feet on the right, on a 22° curve to the left 96.80 feet, continuing thence with a width of 120 feet on the left and 80 feet on the right, on said 22° curve to the left, 121.56 feet, thence N 69° 54' E 138.44 feet, continuing thence with a width of 60 feet on the left and 80 feet on the right, N 69° 54' E 240.00 feet, continuing thence with a width of 60 feet on the left and 40 feet on the right, N 69° 54' E 135.09



feet, thence on a 12° curve to the left, 64.91 feet, continuing thence with a width of 33 feet on the left and 40 feet on the right, on said 12° curve to the left 366.90 feet, thence N 18° 05' E 33.10 feet, continuing thence with a width of 33 feet on the left and 50 feet on the right, N 18° 05' E 100.00 feet, continuing thence with a width of 60 feet on the left and 50 feet on the right N 18° 05' E 50.00 feet, continuing thence with a width of 60 feet on the left and 40 feet on the right 161.15 feet, and continuing thence with a width of 80 feet on the left and 60 feet on the right, on a 16° curve to the right 6.30 feet to a point on the north line of said Section 26 which is N 89° 41' 25" E 988.11 feet from the north quarter section corner thereof, the tangent to said curve at said point bears N 19° 05' 29" E.

Except, however, any of the above described lands included within an easement for right of way granted to Pacific Power and Light Company, August 17, 1960, under Application No. 24876.

The above described rights of way contain a total area of 0.43 acre as shown on the plat thereof on file in the office of the Commissioner of Public Lands at Olympia, Washington.

Subject, however, to all rights and valid claims previously conveyed by the State of Washington in any of the above described lands.

Subject, however, to the following provisions:

1. Termination. The rights, privileges and authorities herein granted shall continue for as long as used for the purposes granted, but if the United States shall cease for a period of two years to use the rights, privileges and authorities for the purposes granted or shall abandon the use of the right of way herein granted, then the State may terminate the easement and all rights hereunder shall revert to the State of Washington.
2. The State of Washington reserves to itself the right to use, maintain, patrol, reconstruct and repair said roadway for any and all purposes deemed necessary or desirable in connection with the control, management, harvest and administration of state-owned lands or the resources thereof, in such manner as will not unreasonably interfere with the use of said road by the Grantee or its authorized users or cause substantial injury thereto; Provided, that during periods when the State of Washington or its assigns uses said road, it will perform its share of road maintenance on the portion so used or shall contribute to the cost of said maintenance so that its proportionate share of the cost of maintaining the road to the extent necessary to restore the road to the condition existing at the start of the use will be paid or performed.
3. The rights, privileges and authorities herein granted for full use and enjoyment of the Grantee for any and all purposes deemed necessary or desirable in connection with the control, management and administration of the national forests or the resources thereof, and insofar as compatible therewith, the Grantee may extend such rights and privileges to others, provided such use by others shall be controlled so it will not, in the opinion of the regional forester, interfere unduly with the use of the road by the State of Washington.

Dated this _____ day of _____, A. D., 1963.

STATE OF WASHINGTON
DEPARTMENT OF NATURAL RESOURCES

Bert L. Cole

BERT L. COLE
Commissioner of Public Lands

IN THE SUPERIOR COURT OF THE STATE OF WASHINGTON
FOR SKAMANIA COUNTY

OZRO J. BARNARD,)	
)	
Plaintiff,)	No. 4253-C
)	
vs.)	
)	
NATALE S. AMATO and MARTHA)	NOTICE OF LIS PENDENS
RAPP,)	
)	
Defendants)	

NOTICE IS HEREBY GIVEN that an action has been commenced in the Superior Court of the State of Washington in and for Skamania County, by the above-named plaintiff and against the above named defendants and which action is now pending in said Court and that the purpose and object of said action is to secure a Decree of the above-entitled Court vacating and setting aside and cancelling the deed from plaintiff to defendants dated September 25, 1962 and vacating and setting aside and cancelling the earnest money receipt dated September 25, 1962 quieting title in the plaintiff to the following described real property located in Skamania County, State of Washington, to-wit:

Parcel No. 1
 The North Half of the Northeast Quarter (N $\frac{1}{2}$ NE $\frac{1}{4}$) and the East Half of the Northwest Quarter (E $\frac{1}{2}$ NW $\frac{1}{4}$) of Section 6, Township 1 North, Range 5 E.W.M.;
 EXCEPT that portion of the NE $\frac{1}{4}$ of the NE $\frac{1}{4}$ of the said Section 6 lying easterly and northerly of Secondary State Highway No. 8-B; AND EXCEPT a tract of land conveyed to Ida B. Parker by deed dated May 19, 1925, and recorded May 20, 1925, at page 273 of Book U of Deeds, Records of Skamania County, Washington and EXCEPT a tract of land conveyed to Frank C. Eberle by deed dated March 18, 1926, and recorded May 25, 1935 at page 206 of Book Y of Deeds, Records of Skamania County, Washington.

Parcel No. 2
 A tract of land located in the Northeast Quarter of the Northeast Quarter (NE $\frac{1}{4}$ NE $\frac{1}{4}$) of Section 6, township 1 North, Range 5 EWM, more particularly described as follows:

Beginning at a point in the center of Secondary State Highway No. 8-B 137.5 feet north 46°05' west from the intersection of the center line of said highway with the easterly line of a tract of land conveyed to Ida B. Parker by deed dated May 19, 1925, and recorded at page 273 of Book U of Deeds, Records of Skamania County, Washington; thence south 62° west 333 feet; thence south 02°34' west 90 feet to the southerly line of the said tract conveyed to Ida B. Parker; thence South 87°26' east to intersection with center line of said Secondary State Highway No. 8-B; thence following the center line of said highway in a northwesterly direction to the point of beginning.

Parcel No. 3
All that portion of the Southeast Quarter (SE¼) of Section 31, Township 2 North, Range 5 E.W.M., lying southerly of the center of the Washougal River.

DATED this 10th day of August, 1963.

GARVER & GARVER
BY: [Signature]
Attorneys for Plaintiff

