

NOTCLAIM DEED

90135

BOOK 77 PAGE 741

KNOW ALL MEN BY THESE PAPERS, That the UNITED STATES OF AMERICA,  
 Department of the Interior, acting by and through the Bonneville Power  
 Administrator, pursuant to the Acts of Congress approved August 20, 1937  
 (50 Stat. 711, 16 U.S.C. 832a, et seq.), as amended, and June 30, 1946  
 (60 Stat. 377, 471, et seq.), as amended, and regulations and regulations of  
 authority issued pursuant thereto, for and in consideration of ONE THOUSAND  
 DOLLARS (\$1,000.00) to it in hand paid by BRUCE STARKER AND ELIZABETH BOND  
 STARKER, husband and wife, their heirs and assigns, conveys and qui-claims  
 to the said Bruce Starker and Elizabeth Bond Starker (hereinafter called  
 grantees) all its right, title, and interest in and to the real property  
 situated in the County of Skamania, State of Washington, described in  
 Exhibit A hereto attached and by reference made a part hereof.

Subject, however, to a road or path heretofore granted to the State  
 of Washington, Department of Game, for access to and from Kidney Lake, and  
 the use of one acre of land for launching and car parking facilities  
 on the above-described property at the southerly end of Kidney Lake.

Reserving to the United States of America a perpetual covenant and right  
 to erect, maintain, repair, replace, operate and patrol one or more lines  
 of electric power transmission structures, and appurtenant signal lines,  
 including the right to erect such poles, transmission structures, and  
 appurtenances as are necessary therefor in, over, upon and across the premises  
 conveyed; this instrument reserving also the right of entry over, across  
 and along said right of way and the present and future right to clear said  
 right of way and keep the same free of brush, timber, structures and fire  
 hazards, provided that fire hazards shall not be interpreted to include any  
 growing crops other than trees, and title to all brush, timber or structures,  
 shall vest in the United States of America upon its severance from the land;  
 and provided, further, that Christmas trees or orchard trees may be grown  
 on the right of way but only in accordance with the regulations of the  
 Bonneville Power Administration in effect at the time, reserving also the  
 sole and exclusive right to control the blasting, quarrying or removal of



rock or gravel on or from the premises described in "Exhibit A", and it is further provided that existing roads and trails on said right of way and around each of the towers will not be relocated without written permission of the Bonneville Power Administrator and other roads or trails constructed by grantee, their heirs or assigns, shall not interfere with the use of said premises by the UNITED STATES OF AMERICA for the purposes herein reserved, and the right to spray brush and all other growth on said premises without any liability for damage to any growth thereon and the exclusive right to control the method and manner of flooding said premises, provided, however, grantee, their heirs and assigns, shall have the right to raise the level of the lake presently located on the premises northwesterly of engineer's station 77+00 to a height not in excess of two feet below the lowest steel leg of the tower located near said station.

Provided, however, that grantee shall never dedicate the access road of grantor on the above-described premises as a public highway.

And the United States of America does hereby grant unto said Bruce Starker and Elizabeth Bond Starker, their heirs and assigns, a non-exclusive perpetual right to the use of its existing power line access road from the north line of the S. E. Nishap D. L. C. No. 50 in Section 16 southwesterly to the county road in consideration of which grantee agrees to grant a perpetual easement to the United States of America for the right to operate, maintain and improve the road now used by it around the northwesterly side of Kidney Lake;

Provided, however, grantee, their heirs or assigns, shall not use the road hereby granted in any manner that will interfere with its use by the United States of America.

It is understood and agreed that grantee may place a gate of not less than ten (10) feet in width across the road within the transmission line right of way, which gate may be kept locked only in time of extreme fire danger as declared by the Department of Natural Resources, State of Washington, provided, however, that the Bonneville Power Administration may also put its lock on said gate. No locked gate shall be maintained upon any other portion of the property described in this instrument.

TO HAVE AND TO HOLD said premises unto said Bruce Stark and Elizabeth Bond Stark, their heirs and assigns forever.

It is understood and agreed that the United States of America and grantees, their heirs and assigns, shall immediately repair any damage done to said roads by its or their use thereon.

IN WITNESS WHEREOF, this instrument has been duly executed for the  
United States of America, this 3 day of January, 1962.

UNITED STATES OF AMERICA  
Department of the Interior

By Charles F. Luce  
Comptroller of the Auditor

STATE OF OHIO  
County of Mahoning

This 3 day of January, 1962, personally appeared before me, Charles F. Luce, to be known to be of the age of majority, sober, of sound mind and understanding and who executed the within and affirms the same to be his free and voluntary act and deed, a true copy of the original instrument contained in the file of my office.

Charles F. Luce  
Comptroller of the Auditor

Commission expire : August 1, 1970

No. 7291  
**TRANSACTION EXCISE TAX**

DEC 31 1979  
Amount Paid 1000.00

Shawnee County Treasurer  
By John C. Luce

90135

"EXHIBIT A"

Tract No. 5C-4, Parcel 1

That portion of Government Lots 8, the SE1/4, and NW1/4 of Section 16, Township 2 North, Range 7 East, . . . . Skamania County, Washington, which lies within a strip of land 300 feet in width, the boundaries of said strip lying 87.5 feet distant easterly from and 112.5 feet distant westerly from and parallel to the survey line of the Bonneville-Coulee transmission line, said survey line being particularly described as follows:

Beginning at a point which is the intersection of said survey line with the north line of the B. B. Bishop D.L.C. No. 39 in Township 2 North, Range 7 East, W. M., said point being South 39°14'16" East along said north line a distance of 1756.79 feet from the closing corner common to Sections 16 and 17, Township 2 North, Range 7 East, W. M., or the north line of said D.L.C. No. 39; thence running North 32°22'16" East a distance of 1433.6 feet to an angle point; thence North 34°40'18" East a distance of 111.18 feet to a point on the east line of the SW1/4 of said Section 16, said point being 342.35 feet south and 1327.87 feet west of the northeast corner of said Section 16, and containing 27.53 acres, more or less.

Tract No. 5C-4, Parcel 2

That portion of the SW1/4 and Government Lots 1 and 2 of Section 9, Township 2 North, Range 7 East, W. M., Skamania County, Washington, which lies within a strip of land 300 feet in width, the boundaries of said strip lying 87.5 feet distant easterly from and 112.5 feet distant westerly from and parallel to the survey line of the Bonneville-Coulee transmission line, said survey line being particularly described as follows:

Beginning at the point of intersection of said survey line with the south line of the SW1/4 of Section 9, said point being South 39°14'16" West a distance of 1711.92 feet from the southeast corner of said Section 9; thence running North 32°22'16" East a distance of 214.5 feet to a point on the east line of the SW1/4 of said Section 9, said point being South 00°36'17" East, a distance of 1171.22 feet from the quarter section corner common to Sections 9 and 10, Township 2 North, Range 7 East, W. M. The above parcel contains 16.03 acres, more or less.

SEARCHED [initials]

INDEXED THAT THE WRITER

S. T. H.

James T. Hale  
Villager, etc.  
P. O. Box 116c, St. Paul

22

Hale

SEARCHED	C.R.
INDEXED	1/1
FILED	1/1
SERIALIZED	1/1
STAMPED	1/1
RECORDED	1/1
CLERK'S	1/1
COMPILED	1/1
MAILED	1/1