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STATUTORY WARRANTY DEED

WEYERHAEUSER COMPANY, a Washington corporation, Pierce County, Washington, Grantor, for and in consideration of an exchange of land under the provisions of the Act To Designate The Mount St. Helens National Volcanic Monument of August 26, 1982, P.L. 97-243, (96 Stat. 301), which is of equal value to the land herein conveyed, conveys to the UNITED STATES OF AMERICA, Grantee, and its assigns, all of the following described real property situate in the Counties of Cowlitz, Lewis and Skamania, State of Washington:

Willamette Meridian:

<u>Parcel</u>	<u>Section</u>
	<u>Twp. 9N., Rge. 3E</u>
1	1 S $\frac{1}{2}$
	<u>Twp. 7N., Rge. 4E</u>
2	25 NW $\frac{1}{4}$ NW $\frac{1}{4}$
	<u>Twp. 8N., Rge. 4E</u>
3	2 All Fractional
	<u>Twp. 9N., Rge. 4E</u>
4	1 All Fractional
5	3 S $\frac{1}{2}$ NE $\frac{1}{4}$ , S $\frac{1}{2}$
6	4 Lots 2 & 3, S $\frac{1}{2}$ N $\frac{1}{2}$ , S $\frac{1}{2}$
7	5 S $\frac{1}{2}$ NE $\frac{1}{4}$ , S $\frac{1}{2}$
8	6 Lot 7, SE $\frac{1}{4}$ SW $\frac{1}{4}$ , S $\frac{1}{2}$ SE $\frac{1}{4}$
9	7 All Fractional
10	8 All
11	9 All
12	11 All
13	13 All
14	15 E $\frac{1}{2}$ E $\frac{1}{2}$

No.

TRANSAC ON EXCISE TAX

DEC 1 1982

Amount Paid                     

Skamania County Treasurer

By                     

01/0314/9/s1  
11/22/82

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<u>Parcel</u>	<u>Section</u>
15	16 N $\frac{1}{2}$ NW $\frac{1}{4}$
16	17 N $\frac{1}{2}$ NE $\frac{1}{4}$
17	22 That part of lying east of the line described in Exhibit A, attached.
18	23 All
19	24 All
20	25 All
21	26 N $\frac{1}{2}$ , SE $\frac{1}{4}$ , that part of the SW $\frac{1}{4}$ lying east of line described in Exhibit A, attached.
22	27 That part of the NE $\frac{1}{4}$ lying east of the line described in Exhibit A, attached.
23	35 That part of N $\frac{1}{2}$ lying east of the line described in Exhibit A, attached.
<u>Twp. 10N., Rge. 4E</u>	
24	25 SE $\frac{1}{4}$
<u>Twp. 9N., Rge. 5E</u>	
25	5 All Fractional
26	6 All Fractional
27	7 Lots 1 & 2, NE $\frac{1}{4}$ , E $\frac{1}{2}$ NW $\frac{1}{2}$
28	8 N $\frac{1}{2}$
29	17 All
30	19 All Fractional
<u>Twp. 10N., Rge. 5E</u>	
31	5 That part of the E $\frac{1}{2}$ NE $\frac{1}{4}$ NW $\frac{1}{4}$ and E $\frac{1}{2}$ lying east of line described in Exhibit A, attached.
32	17 That part of the E $\frac{1}{2}$ lying east of the line described in Exhibit A, attached.

## EXHIBIT A

## MINERS CREEK/ELK LAKE AREA

Beginning at a point on the north line of Section 5, T. 10N., R. 5E., W.M. from which the north one-quarter corner of said Section 5 bears east 450± feet, said point being in the thread of that certain creek known as Miners Creek, thence southerly upstream following the thread of said Miners Creek to a point on the south line of said Section 5 from which the southeast corner of said Section 5 bears east 800± feet; thence continuing southerly through Section 8, T. 10N., R. 5E., to a fork in the south one-half of the southeast quarter; thence continuing southerly up the west fork to a point on the south line of said Section 8 from which the south one-quarter corner of said Section 8 bears west 1100± feet, then continuing southwesterly in Section 17, T. 10N., R. 5E., to a point from which the north one-quarter corner of said Section 17 bears N 40° W 450± feet; thence leaving said thread of creek and following the crest of that certain ridge in the northwest  $\frac{1}{4}$  northeast  $\frac{1}{4}$  said Section 17 southeasterly to a point on the south section line of said Section 17 from which the southeast corner of said Section 17 bears east 500± feet; thence continuing southerly along the ridge top in Section 20, T. 10N., R. 5E., to a point on the east line of said Section 20 from which the east one-quarter corner of said Section 20 bears south 900± feet; thence continuing southerly along the ridge top in Section 21, T. 10N., R. 5E., to a point on the north line of the southwest  $\frac{1}{4}$  southwest  $\frac{1}{4}$  of said Section 21; thence continuing west along said north line 1308± feet to a point on the west line of said Section 21; thence continuing south 950± feet along said west line of said Section 21 to a point on that certain ridge known as Minnie Peaks from which the southwest corner of said Section 21 bears south 380± feet; thence continuing westerly along the ridge top in Section 20, T. 10N., R. 5E., to a point on the southerly right of way of that certain logging road known as the 3500 Road; thence continuing westerly along said southerly right of way to a point on the west line said Section 20 from which the Southwest corner of said Section 20 bears south 750± feet; thence leaving said right of way and continuing westerly along a ridge top in the southeast  $\frac{1}{4}$  southeast  $\frac{1}{4}$  of Section 19, T. 10N., R. 5E., to a point on the southerly right of way of that certain logging spur known as the 3565 "A" road; thence continuing southwesterly along said southerly right of way to a point on the easterly right of way of the 3500 road, thence continuing southerly along said easterly right of way to a point on the south line of said Section 19 from which the southeast corner of said Section 19 bears east 2,050± feet; thence west along the south line of said Section 19 200± feet to a certain ridge top; thence southwesterly along that certain ridge top in Section 30, T. 10N., R. 5E., to a mountain top in the S½NE¼NW¼ of said Section; thence continuing southerly to a point from which the east one quarter corner of Section 25, T. 10N., R. 4E., bears west 1,800± feet; thence continuing west 1,800± feet to the east corner of said Section 25, T. 10N., R. 4E., ending agreement segment description.

Also shown on boundary maps attached hereto as Boundary Exhibits 1-3.

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<u>Parcel</u>	<u>Section</u>	
33	19	That part of $S\frac{1}{2}SE\frac{1}{4}$ lying south of line described in Exhibit A, attached.
34	20	That part of $E\frac{1}{2}NE\frac{1}{4}$ lying East of line described in Exhibit A, attached, and $S\frac{1}{2}S\frac{1}{2}$ lying south of line described in Exhibit A, attached.
35	21	$E\frac{1}{2}$ , $E\frac{1}{2}NW\frac{1}{4}$ , $NW\frac{1}{4}NW\frac{1}{4}$ , $NE\frac{1}{4}SW\frac{1}{4}$ , and that part of the $SW\frac{1}{4}NW\frac{1}{4}$ , $NW\frac{1}{4}SW\frac{1}{4}$ lying east of line described in Exhibit A, attached.
36	29	All
37	30	$S\frac{1}{2}$ , that part of the $N\frac{1}{2}$ lying south and east of the line described in Exhibit A, attached.
38	31	All Fractional
39	32	All
40	33	$N\frac{1}{2}$
<u>Twp. 11N., Rge. 5E</u>		
41	32	Government Lots 1 & 2



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## CASTLE LAKE AREA

Beginning at the southwest corner of the SE $\frac{1}{4}$ SE $\frac{1}{4}$  of Section 15, T. 9N., R. 4E.; then continuing southerly along a certain ridge top in Section 22, T. 9N., R. 4E., to a point on the easterly right of way of that certain logging road known as the 3630 road; thence continuing along said easterly right of way 800 $\pm$  feet to a ridge in the south  $\frac{1}{2}$  of the northeast  $\frac{1}{4}$ , northeast  $\frac{1}{4}$  said Section 22; thence continuing southwesterly along said ridge top to a point on that certain mountain top in the northwest  $\frac{1}{4}$ , northeast  $\frac{1}{4}$ , southwest  $\frac{1}{4}$  Section 22; thence continuing southerly 970 $\pm$  feet to the north line of the SE $\frac{1}{4}$ SW $\frac{1}{4}$  of said Section 22 at a point 840 $\pm$  feet west of the northeast corner of SE $\frac{1}{4}$ SW $\frac{1}{4}$  said Section 22; thence continuing east along said north line of the SE $\frac{1}{4}$ SW $\frac{1}{4}$  to the northwest corner of the southwest  $\frac{1}{4}$ , southeast  $\frac{1}{4}$ ; thence continuing along the north line of the SW $\frac{1}{4}$ SE $\frac{1}{4}$  said Section 22 to the NE corner of said subdivision; thence continuing south along the east line of said subdivision to the southeast corner of said subdivision; thence continuing west 650 $\pm$  feet along the south line of said subdivision to a point on the easterly right of way of that certain logging road known as the 3000 road from which the south  $\frac{1}{4}$  corner said Section 22 bears west 670 $\pm$  feet; thence continuing southeasterly along said easterly right of way in Section 27, T. 9N., R. 4E., 2,100 $\pm$  feet to a point where road bears south; thence southeasterly along the ridge line to the west line of Section 26, T. 9N., R. 4E., at approximately the west quarter corner of said section; thence continuing southeasterly along said ridge line to the south line of Section 26 from which the south quarter corner bears east 380 $\pm$  feet; thence southerly along the ridge line in Section 35, T. 9N., R. 4E., to a point on a certain mountain top; thence continuing southeasterly along said ridge top to a point on the east line of said Section 35 from which the east one-quarter corner of said Section 35 bears south 650 $\pm$  feet being end of segment description.

Also shown on boundary maps attached hereto as Boundary Exhibits 1-3.

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RESERVATIONS BY WEYERHAEUSER COMPANY

I.

Reserving to Weyerhaeuser Company, its successors and assigns, a perpetual easement to use the roads described herein and shown on the maps attached hereto as Road Exhibits 1-11, for all purposes related to the protection, administration, management and utilization of Weyerhaeuser's lands, now or hereafter owned or controlled, subject to:

The bearing of road maintenance costs proportionate to use as provided in 36 CFR 212.7(c).

The following listed easements reserved by Weyerhaeuser Company shall be 33 feet on each side of the centerline with such additional width as required for accommodation and protection of cuts and fills of the roads located approximately as shown in the attached Road Exhibits 1-11:

T. 9N., R. 3E., W.M.

Section 1, Weyerhaeuser Road 3300, 1.6± miles.

- A. That portion which touches or straddles the north line of the SW $\frac{1}{4}$  from approximately 700 feet to 800 feet east of the west  $\frac{1}{4}$  corner of Section 1.
- B. Beginning at a point on the north line of the SW $\frac{1}{4}$  1,270± feet east of the west  $\frac{1}{4}$  corner of Section 1; thence in a southeasterly direction to a switchback where the road reverses and bears northerly and passes through the proximity of the center of the Section and exits to the NE $\frac{1}{4}$  of Section 1.
- C. Reentering the NW $\frac{1}{4}$ SE $\frac{1}{4}$ , Section 1 at a point 2,320± feet west of the east  $\frac{1}{4}$  corner of Section 1; thence in a southeasterly direction to a "Y" in the E $\frac{1}{2}$  of the NE $\frac{1}{4}$ SE $\frac{1}{4}$ , Section 1, and follows the northerly bearing arm of the "Y" and exits the SE $\frac{1}{4}$  at a point 1,170± feet west of the east  $\frac{1}{4}$  corner of Section 1.

Section 1, Weyerhaeuser Road 3320, (mileage included with Section 6, T. 9N., R. 4E., W.M.)

- A. Beginning at the point identified as a "Y" in the E $\frac{1}{2}$ NE $\frac{1}{4}$ SE $\frac{1}{4}$ , Section 1, T. 9N., R. 3E., W.M., reservation; thence in an easterly direction exiting the SE $\frac{1}{4}$  at a point 600± feet south of the east  $\frac{1}{4}$  corner of Section 1.

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- B. Also a portion of road which begins at the exit point (600± feet south of the east ¼ corner) and bears westerly forming a cutoff to the 3300 road, described above, located in the E½SE¼SE¼, Section 1, T. 9N., R. 3E., W.M.

T. 8N., R. 4E., W.M.

Section 2, Weyerhaeuser Road 4170, 0.2± miles.

Beginning at a point on the west line of Government Lot 4, Section 2, T. 8N., R. 4E., 700± feet north of SW corner of said Lot 4; thence in a northeasterly direction across said Lot 4 into Government Lot 3, and exiting the north line of said Lot 3 at a point 1,800± feet east of the NW corner of said Section 2.

T. 9N., R. 4E., W.M.

Section 3, Weyerhaeuser Road 3531, 0.5± miles.

Beginning at a point on the north line of the SE¼NE¼, Section 3, T. 9N., R. 4E., W.M., 820± feet west of the east line of said Section 3 and continuing in a southwesterly direction across the S½NE¼ said Section 3 exiting at a point on the west line of said S½NE¼ at a point 2,260± feet south of the N¼ corner of said Section 3.

Section 4, Weyerhaeuser Road 3549E, 0.23± miles.

Beginning at a point on the north line of the SW¼NW¼, Section 4, T. 9N., R. 4E., W.M., 250± feet east of the west line of said Section 4; thence in a southeasterly direction across the N½SW¼NW¼ said Section 4, along a path which curves to the left and changes to a northeasterly direction, exiting at a point on the north line of SW¼NW¼ said Section 4 1,120± feet east of the west line of said Section 4.

Section 5, Weyerhaeuser Road 3330, 0.15± miles.

Beginning at a point on the west line of Section 5, T. 9N., R. 4E., W.M., 170± feet south of the west ¼ corner said Section 5; thence in a northeasterly direction across the NW¼SW¼ said Section 5 exiting at a point on the north line of NW¼SW¼ said Section 5, 650± feet east of the west ¼ corner said Section 5.

Section 6, Weyerhaeuser Road 3320, 0.47± miles.

Beginning at a point on the north line of the SW¼SW¼, Section 6, T. 9N., R. 4E., W.M., 370± feet east of the west line of said Section 6; thence in a southeasterly direction to a point where the 3320 road and 3325 road fork (and the 3325 road fork curves and bears in a northerly direction).



Section 6, Weyerhaeuser Road 3325, (miles included in 3320 road).

Beginning at a point in the SW $\frac{1}{4}$ SW $\frac{1}{4}$ , Section 6, T. 9N., R. 4E., W.M., where the 3320 road and 3325 road fork; thence in an easterly becoming northerly direction across the NE $\frac{1}{4}$ SW $\frac{1}{4}$ SW $\frac{1}{4}$  said Section 6 exiting at a point on the north line SW $\frac{1}{4}$ SW $\frac{1}{4}$  said Section 6, 950 $\pm$  feet east of the west line of said Section 6.

Section 8, Weyerhaeuser Road 3611, 0.53 $\pm$  miles.

Beginning on the southline of Section 8, T. 9N., R. 4E., W.M., 100 $\pm$  feet east of the SW corner said Section 8; thence in an easterly direction across the S $\frac{1}{2}$ SW $\frac{1}{4}$  said Section 8 to the junction with the 3610 road, then southerly exiting at a point on the south line of said Section 8, 130 $\pm$  feet west of the south  $\frac{1}{2}$  corner of said Section 8.

Section 9, Weyerhaeuser Road 3600, 0.5 $\pm$  miles.

Beginning at a point on the south line of Section 9, T. 9N., R. 4E., W.M., 890 $\pm$  feet east of the south  $\frac{1}{2}$  corner said Section 9; thence in a northeasterly direction across the SW $\frac{1}{4}$ SE $\frac{1}{4}$  said Section 9, becoming easterly where the road passes into the SE $\frac{1}{4}$ SE $\frac{1}{4}$  said Section 9, curving and bearing southeasterly, exiting at a point on the south line of said Section 9, 700 $\pm$  feet west of the SE corner of said Section 9.

Section 17, Weyerhaeuser Road 3612, 0.53 $\pm$  miles.

Beginning at a point in the NW $\frac{1}{4}$ NW $\frac{1}{4}$ NE $\frac{1}{4}$ , Section 17, T. 9N., R. 4E., W.M., 325 $\pm$  feet east and 525 $\pm$  feet south from the north  $\frac{1}{2}$  corner said Section 17; thence in a southerly direction to the south line of NW $\frac{1}{4}$ NW $\frac{1}{4}$ NE $\frac{1}{4}$  said Section 17.

Section 17, Weyerhaeuser Road 3610, 0.3 $\pm$  miles.

Beginning at a point on the west line of the NW $\frac{1}{4}$ NW $\frac{1}{4}$ NE $\frac{1}{4}$ , Section 17, T. 9N., R. 4E., W.M., 200 $\pm$  feet south of the north  $\frac{1}{2}$  corner said Section 17; thence in a southeasterly direction curving into a southwesterly direction exiting at the SW corner NW $\frac{1}{4}$ NW $\frac{1}{4}$ NE $\frac{1}{4}$  said Section 17.

Sections 26 and 27, Weyerhaeuser Road 3000, 1.5 $\pm$  miles.

Beginning at a point on the north line of Section 27, T. 9N., R. 4E., W.M., 670 $\pm$  feet east of the north  $\frac{1}{2}$  corner of said Section 27; thence in a southeasterly direction exiting at the  $\frac{1}{4}$  corner common to said Section 27 and Section 26, T. 9N., R. 4E., W.M.; continuing southeasterly across the SW $\frac{1}{4}$  said Section 26, exiting at a point 50 $\pm$  feet west of the south  $\frac{1}{2}$  corner of said Section 26.



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Portions of this road (3000 road) form part of the boundary of the land herein conveyed. Other portions of the road lie adjacent to the described boundary and could easily be thought to be the boundary of the land herein conveyed. This reservation is intended to reserve access rights in both those situations where the road lies within the conveyed land or forms the boundary of the conveyed land.

T. 10N., R. 4E., W.M.

Section 25, Weyerhaeuser Road 3500, 0.61± miles.

Beginning at a point on the north line of the NW $\frac{1}{4}$ SE $\frac{1}{4}$ , Section 25, T. 10N., R. 4E., W.M., 2,080± feet west of the east  $\frac{1}{4}$  corner said Section 25; thence in a southwesterly direction across the W $\frac{1}{2}$ SE $\frac{1}{4}$  said Section 25, exiting at a point on the west line of the W $\frac{1}{2}$ SE $\frac{1}{4}$  said Section 25, 250± feet north of the S $\frac{1}{4}$  corner said Section 25.

Section 25, Weyerhaeuser Road 3560, 0.04± miles.

Beginning at a point in the NW $\frac{1}{4}$ NW $\frac{1}{4}$ SE $\frac{1}{4}$ , Section 25, T. 10N., R. 4E., W.M., where the 3560 road and 3500 road fork; thence north to the north line of NW $\frac{1}{4}$ NW $\frac{1}{4}$ SE $\frac{1}{4}$  said Section 25, exiting at a point 2,160± feet west of the east  $\frac{1}{4}$  corner said Section 25.

Section 25, Weyerhaeuser Road 3559, 0.26± miles.

Beginning at a point in the NW $\frac{1}{4}$ SE $\frac{1}{4}$ , Section 25, T. 10N., R. 4E., W.M. where the 3559 road and 3500 road meet; thence in a southwesterly direction into the SW $\frac{1}{4}$ SE $\frac{1}{4}$  said Section 25, exiting at a point on the west line of SW $\frac{1}{4}$ SE $\frac{1}{4}$  said Section 25, 1,100± feet north of the S $\frac{1}{4}$  corner said Section 25.

Section 25, Weyerhaeuser Road 3561, 0.11± miles.

Beginning at a point on the north line of the NW $\frac{1}{4}$ SE $\frac{1}{4}$ , Section 25, T. 10N., R. 4E., W.M., 2,200± feet west of the east  $\frac{1}{4}$  corner said Section 25 where the 3561 and 3560 roads meet; thence southwesterly exiting at a point on the west line of the NW $\frac{1}{4}$ SE $\frac{1}{4}$  said Section 25, 2,420± feet north of the S $\frac{1}{4}$  corner said Section 25.

T. 10N., R. 5E., W.M.

Sections 19, 20, 30, Weyerhaeuser Road 3500, 2.27± miles.

Beginning at the point on the boundary between the SW $\frac{1}{4}$ NW $\frac{1}{4}$  and SE $\frac{1}{4}$ NW $\frac{1}{4}$ , Section 30, T. 10N., R. 5E., W.M., where the 3500 road enters the herein conveyed property; thence continuing in a northeasterly direction across the SE $\frac{1}{4}$ NW $\frac{1}{4}$  said Section 30, passing into the NE $\frac{1}{4}$ NW $\frac{1}{4}$  said Section 30, crossing into the NW $\frac{1}{4}$ NE $\frac{1}{4}$  said Section 30 at a point 750± feet south of the N $\frac{1}{4}$

corner said Section 30, continuing northeasterly across the NW $\frac{1}{4}$ NE $\frac{1}{4}$  said Section 30, exiting said Section 30 and entering the SW $\frac{1}{4}$ SE $\frac{1}{4}$ , Section 19, T. 10N., R. 5E., W.M., at a point 570 $\pm$  feet east of the  $\frac{1}{4}$  corner common to said Sections 19 and 30, continuing northeasterly across the SW $\frac{1}{4}$ SE $\frac{1}{4}$  said Section 19, into the NW $\frac{1}{4}$ SE $\frac{1}{4}$ SE $\frac{1}{4}$  said Section 19 where the road begins to bear easterly; thence across the N $\frac{1}{2}$ SE $\frac{1}{4}$ SE $\frac{1}{4}$  said Section 19, exiting the SE $\frac{1}{4}$ SE $\frac{1}{4}$  said Section 19 and entering the SW $\frac{1}{4}$ SW $\frac{1}{4}$  of Section 20, T. 10N., R. 5E., W.M., at a point on the line between said Sections 19 and 20, 900 $\pm$  feet north of the Section corner common to Sections 19 and 20 on their south lines; continuing easterly across the S $\frac{1}{2}$ SW $\frac{1}{4}$  said Section 20, exiting said S $\frac{1}{2}$ SW $\frac{1}{4}$ , Section 20 and entering the S $\frac{1}{2}$ SE $\frac{1}{4}$ , Section 20 at a point 800 $\pm$  feet north of the south  $\frac{1}{4}$  corner said Section 20 to a point in the S $\frac{1}{2}$ SE $\frac{1}{4}$  said Section, 270 $\pm$  feet east of the west line of said S $\frac{1}{2}$ SE $\frac{1}{4}$ , Section 20. That portion of the above described road in said Section 20 also forms part of the boundary of the lands herein conveyed.

Section 21, Weyerhaeuser Road 3500, (mileage included in Sections 19, 20 and 30):

Beginning at a point in the SE $\frac{1}{4}$ SW $\frac{1}{4}$ NW $\frac{1}{4}$ , Section 21, T. 10N., R. 5E., W.M., 900 $\pm$  feet east and 150 $\pm$  feet north of the west  $\frac{1}{4}$  corner said Section 21 (where the 3500 road enters that portion of Section 21, herein conveyed); thence across the S $\frac{1}{2}$ S $\frac{1}{2}$ NW $\frac{1}{4}$  said Section 21, crossing into the NE $\frac{1}{4}$ SW $\frac{1}{4}$  said Section 21 at a point 1,950 $\pm$  feet east of the W $\frac{1}{4}$  corner said Section 21 and continuing southerly across the NE $\frac{1}{4}$ SW $\frac{1}{4}$  said Section 21 to a point where the 3500 and 3595 roads fork.

Section 21, Weyerhaeuser Road 3595, 0.5 $\pm$  miles.

Beginning at a point in the NE $\frac{1}{4}$ SW $\frac{1}{4}$ , Section 21, T. 10N., R. 5E., W.M., where the 3500 road and 3595 road fork; thence southeasterly across the NE $\frac{1}{4}$ SW $\frac{1}{4}$  said Section 21, continuing around the switchback where the road bears westerly to the west line of the NE $\frac{1}{4}$ SW $\frac{1}{4}$  said Section 21.

If any portions of the above described road reservations are, in fact, entirely on lands not conveyed by the Grantor herein, no rights are intended to be conveyed or assumed to have been conveyed by the existence of this reservation, but rather the description used is such because it provides the best way of describing the road and providing road reservations where detailed surveys are not available or advisable.

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## II.

The Grantor hereby expressly saves, excepts and reserves out of the grant hereby made, unto itself, its successors and assigns, forever, all geothermal steam and heat and all ores and minerals of any nature whatsoever in or upon said land including, but not limited to, coal, lignite, oil and gas, peat, including coal seam gas, together with the right to enter upon said lands for the purpose of exploring the same for such geothermal resources, ores and minerals, and drilling, opening, developing and working mines and wells thereon and taking out and removing therefrom, including by surface mining methods, all such geothermal resources, ores, and minerals, and to occupy and make use of so much of the surface of said land as may be reasonably necessary for said purposes; provided, that the Grantee and Grantee's heirs, representatives, successors and assigns, shall be paid just and reasonable compensation for any injury or damage to the surface of said land, to the crops or to the improvements thereon caused by the exercise of any rights herein reserved, provided, further, that the exercise of such rights by the Grantor shall not be postponed or delayed so long as Grantor is making reasonable efforts to agree upon or have determined such just and reasonable compensation, and subject to the Secretary's Regulations, 36 C.F.R. 251.15, a copy of which is attached and made a part hereof.

## III.

Grantor (Weyerhaeuser Company) reserves the right to periodically enter the conveyed lands for up to 200 feet inside the Monument boundary adjacent to lands now owned or controlled by it, for any purpose reasonably incidental to commercial forest management operations on such adjacent lands, so long as such encroachments do not significantly adversely affect the resources or scientific value of the National Volcanic Monument. These purposes include such things as establishing tailholds and guylines for cable logging, removal of and payment for trees that endanger life and property by threatening to fall across the property line, clearing fire trails and abating fire hazards, provided, that the Forest Service will be notified in advance of any proposed activity within the Monument.



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## SUBJECT TO:

1. Permit to U.S.A., Department of Commerce dated April 1, 1981, supplemented on August 5, 1981 and March 16, 1982, to install hydraulic network equipment.

Affects Parcel 18.

2. Lease to U.S.A., Corps of Engineers dated March 11, 1981, for road access to Coldwater Lake area; supplemented May 27, 1981, for construction work in Coldwater Lake area; supplemented August 11, 1981, for construction work in South Castle Lake area; supplemented September 15, 1981, for timber salvage on Castle Lake.

Affects Parcels 4, 5, 12, 14, 17, 18, 19, 20, 21, 22, 23, 36, 37 and 38.

3. Easement to Cowlitz County dated June 11, 1930, for a highway.

Affects Parcels 1, 5, 6, 9, 10, 12 and 13.

4. Easement to Skamania County dated June 10, 1954, for a highway. Terminates upon abandonment.

Affects Parcel 29.

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5. Road easement exchange with State of Washington, Department of Natural Resources (Fawn Lake Agreement):

Official Records of Cowlitz County, Washington:

	<u>Dated</u>	<u>Volume</u>	<u>Page</u>	<u>Auditor's File No.</u>
Base Agreement	August 15, 1966	731	388	640674
Supplement #1	November 12, 1973	799	1,059	
Supplement #2	August 17, 1974	808	414	766205
Supplement #3	July 19, 1977	847	814	815985
Supplement #4	September 8, 1978	870	661	840722

Affects Parcels 4 and 12.

6. Road easement exchange with State of Washington, Department of Natural Resources (South Toutle-Deer Creek Agreement):

Official Records of Cowlitz County, Washington:

	<u>Dated</u>	<u>Volume</u>	<u>Page</u>	<u>Auditor's File No.</u>
Base Agreement	January 31, 1967	737	047	656039
Supplement	August 3, 1978	868	046	838254
Supplement	March 4, 1982	935	639	820319029
Supplement	March 23, 1982	936	094	820405026

Affects Parcels 3, 17, 21 and 22.

7. Road easement exchange with State of Washington, Department of Natural Resources (Green River Agreement):

Official Records of Cowlitz County, Washington:

	<u>Dated</u>	<u>Volume</u>	<u>Page</u>	<u>Auditor's File No.</u>
Base Agreement	October 18, 1967	743	293	
Supplement	July 13, 1969	756	1,436A	
Supplement	August 28, 1973	797	1,203	751703
Supplement	November 22, 1977	854	742	824076
Supplement	November 1, 1978	873	1,075	843603
Supplement	June 29, 1981	925	547	810706019

Affects Parcels 1, 9, 11, 12, 13, 14, 15, 16, 17, 19, 20, 21 and 23.

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8. Easement to U.S.D.A., Forest Service dated October 1, 1970, for a road. Recorded Volume 62, Page 399, Official Records of Skamania County, Washington.

Affects Parcel 30.

9. Easement to U.S.D.A., Forest Service dated August 2, 1973, for a trail. Recorded Volume 65, Page 598, Official Records of Skamania County, Washington.

Affects Parcel 30.

10. Easement to Longview Fiber Company dated July 27, 1973, for a road. Recorded Volume 796, Page 468, Official Records of Cowlitz County, Washington.

Affects Parcel 12.

11. Easement to State of Washington, Department of Transportation dated June 11, 1979, for State Highway SR-504. Recorded under Auditor's File No. 856327, Official Records of Cowlitz County, Washington.

Affects Parcels 5, 6 and 10.

12. Minerals reserved by deed dated November 16, 1917, recorded Volume 72, Page 555, Auditor's File No. 12297, Official Records of Cowlitz County, Washington.

Affects Parcels 5, 9 and 11.

13. Minerals reserved by deed dated May 2, 1941, recorded Volume 547, Page 815, Auditor's File No. 414763, Official Records of Cowlitz County, Washington.

Affects Parcel 7.

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14. Minerals reserved by Patent dated August 13, 1963, recorded Volume 702, Page 61, Auditor's File No. 573116, Official Records of Cowlitz County, Washington.

Affects Parcel 3.

(The acquiring agency is the Forest Service, U.S. Department of Agriculture.)

and covenants that Grantor is the owner of the above-described property free of all encumbrances and will warrant and defend the same against all persons who may lawfully claim the same, except as shown above.

WEYERHAEUSER COMPANY

Dated: November 17, 1982

By: George H. Weyerhaeuser

President

Attest: Robert N. Mogensen

Assistant Secretary

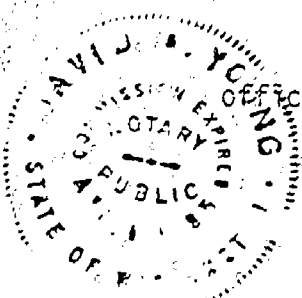
STATE OF WASHINGTON )

COUNTY OF KING )

ss.

On this 17th day of November, 1982, before me personally appeared George H. Weyerhaeuser and Robert N. Mogensen, to me known to be the President and Assistant Secretary, respectively, of WEYERHAEUSER COMPANY, 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 and that the seal affixed is the corporate seal of said corporation.

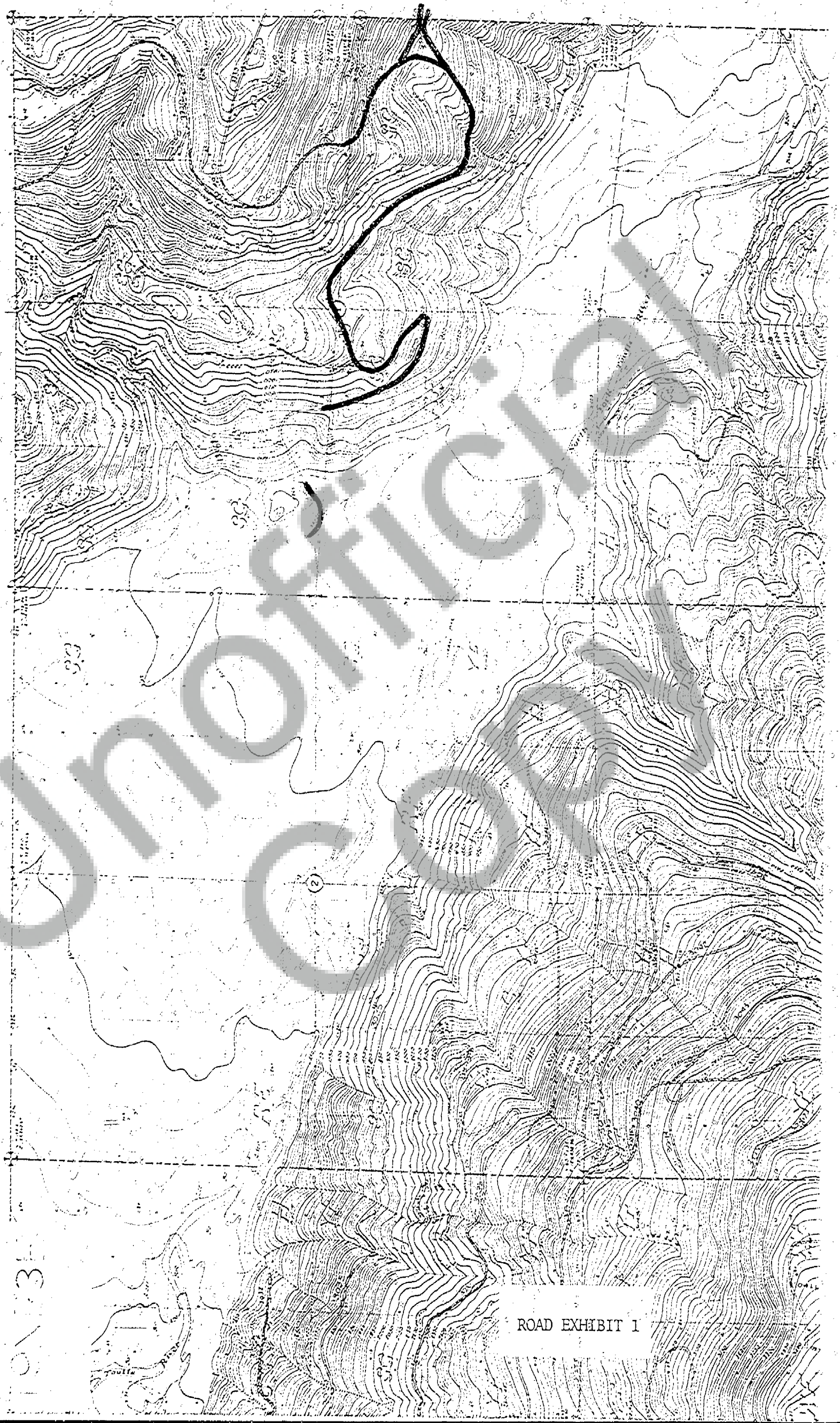
IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year first above written.



David J. Young  
Notary Public in and for the State of  
Washington, residing at Tacoma.



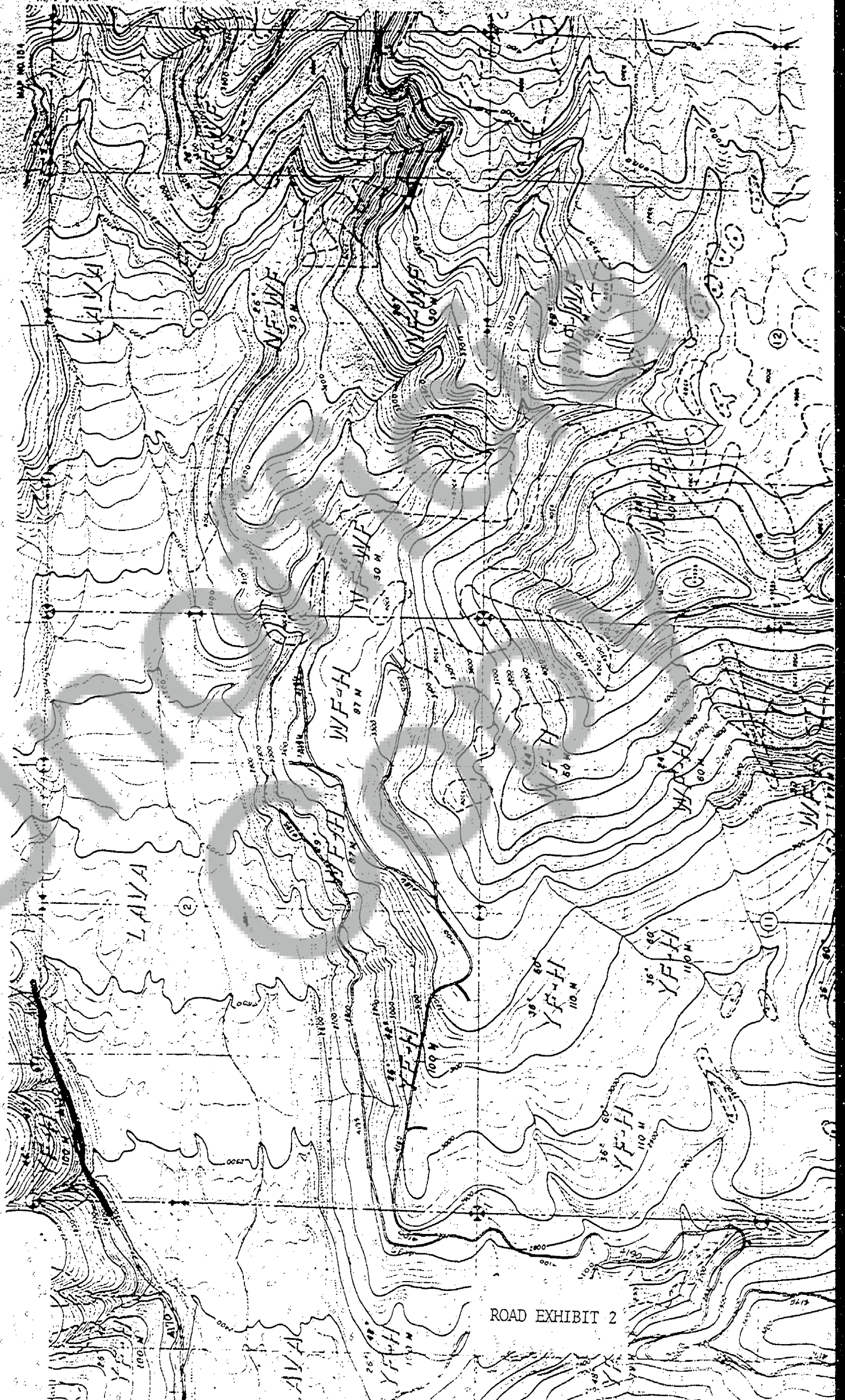
30-3E Road MAP NO. III





8N-4E

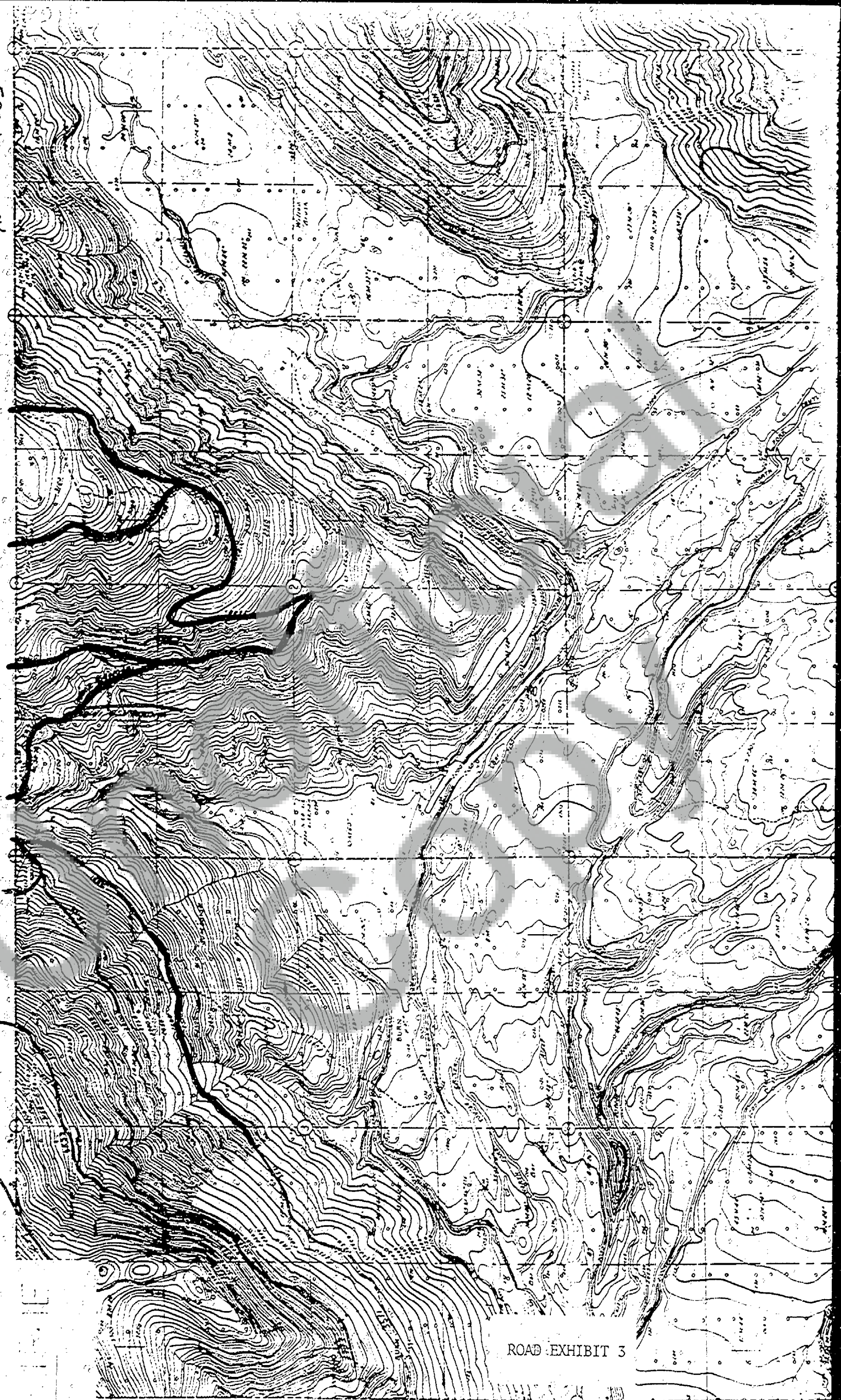
Roads



ROAD EXHIBIT 2



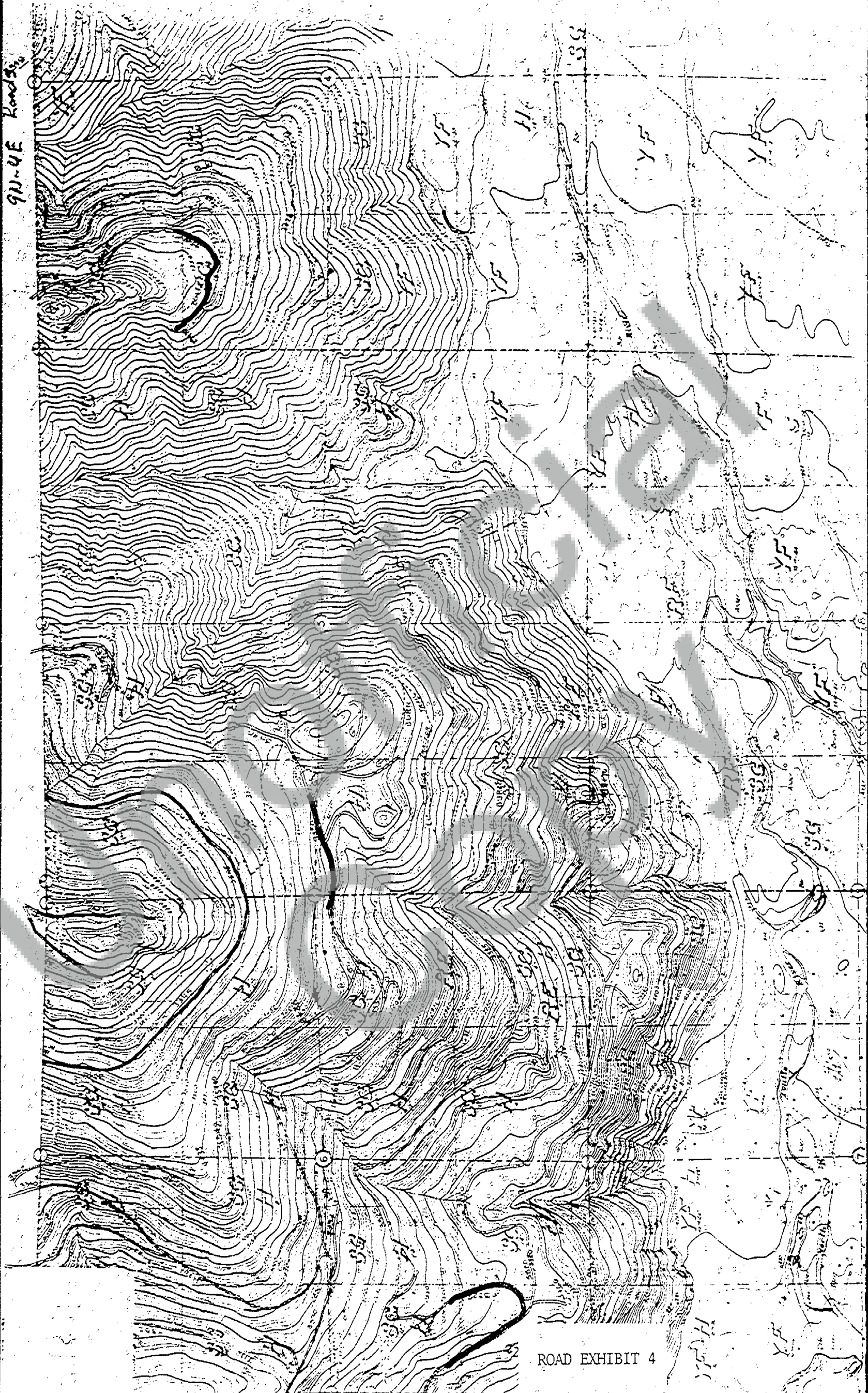
90-4E Roads



ROAD EXHIBIT 3

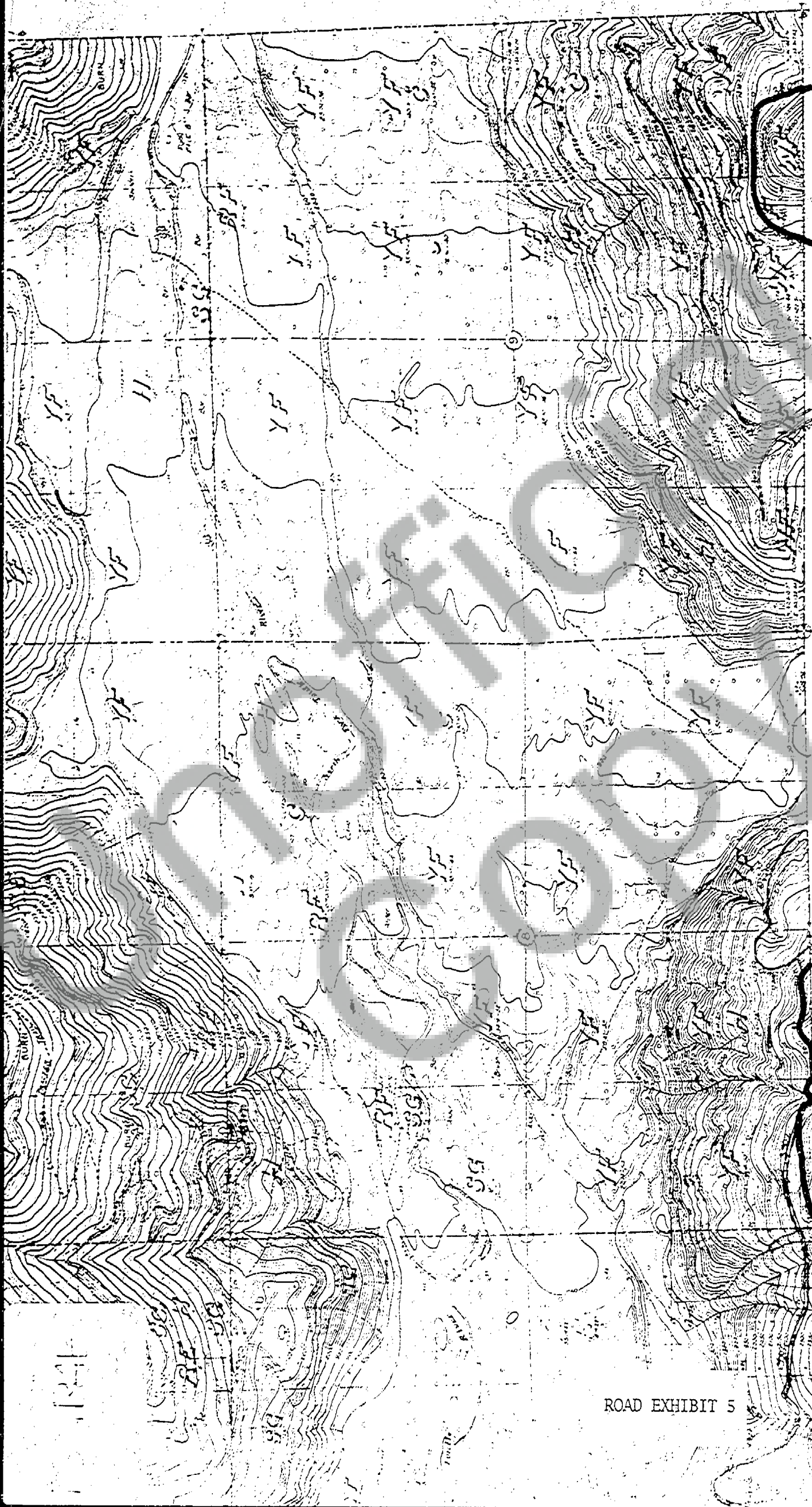


90-4E Road 50



ROAD EXHIBIT 4





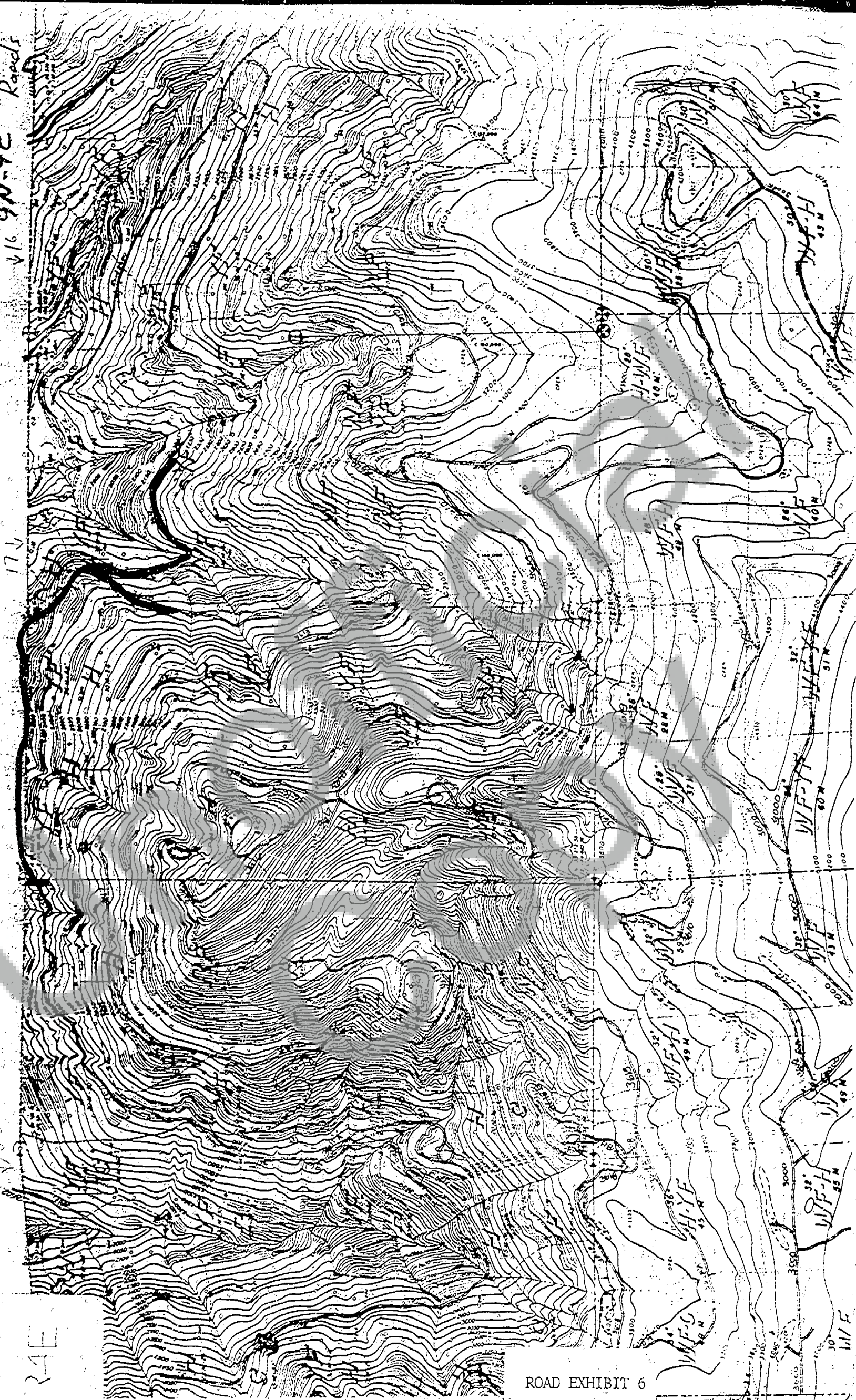
MAP NO 131  
Scale 1:50,000  
1960

Roads

T9N R4E MAP NO131

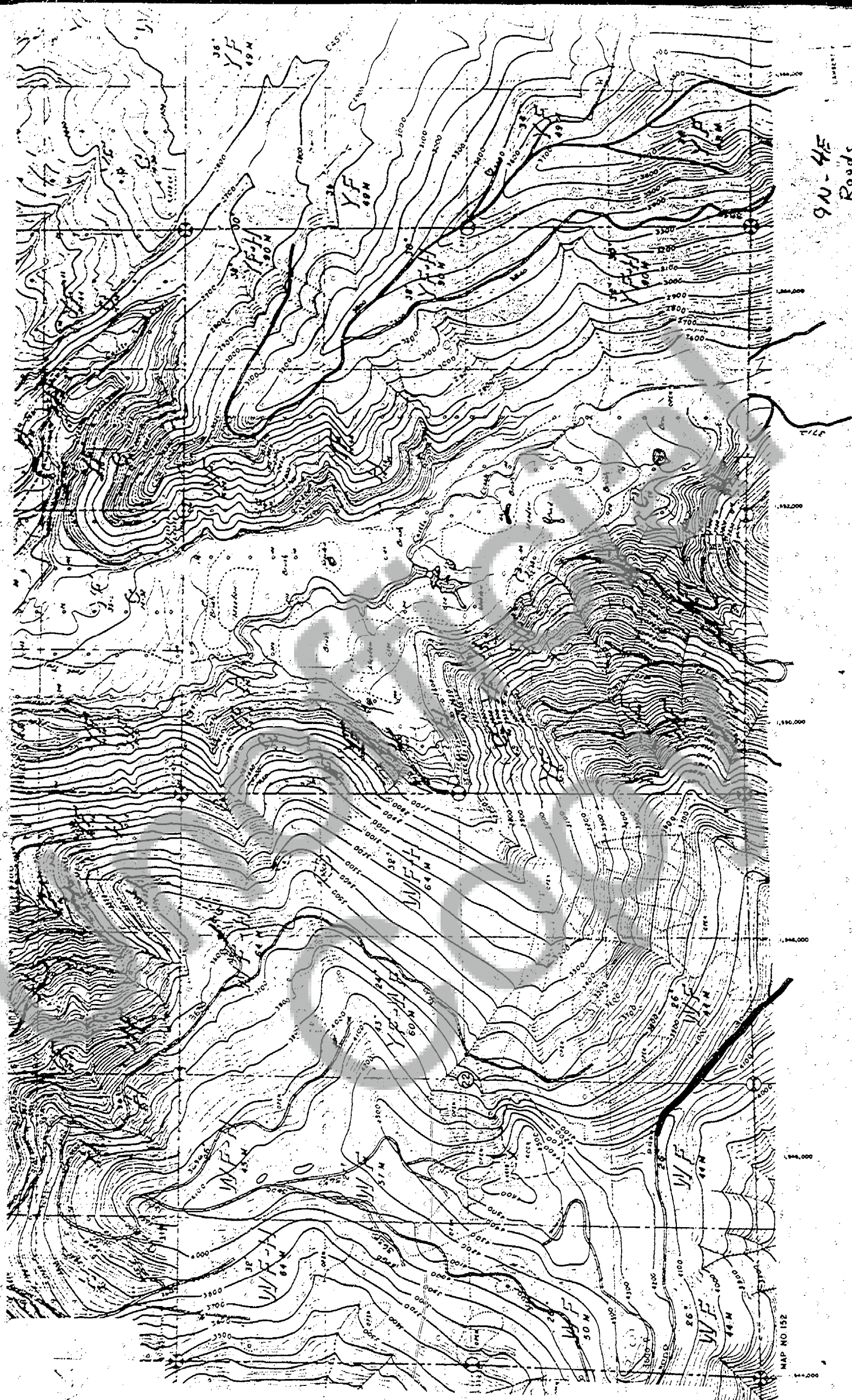


176 9N-4E Roads



ROAD EXHIBIT 6





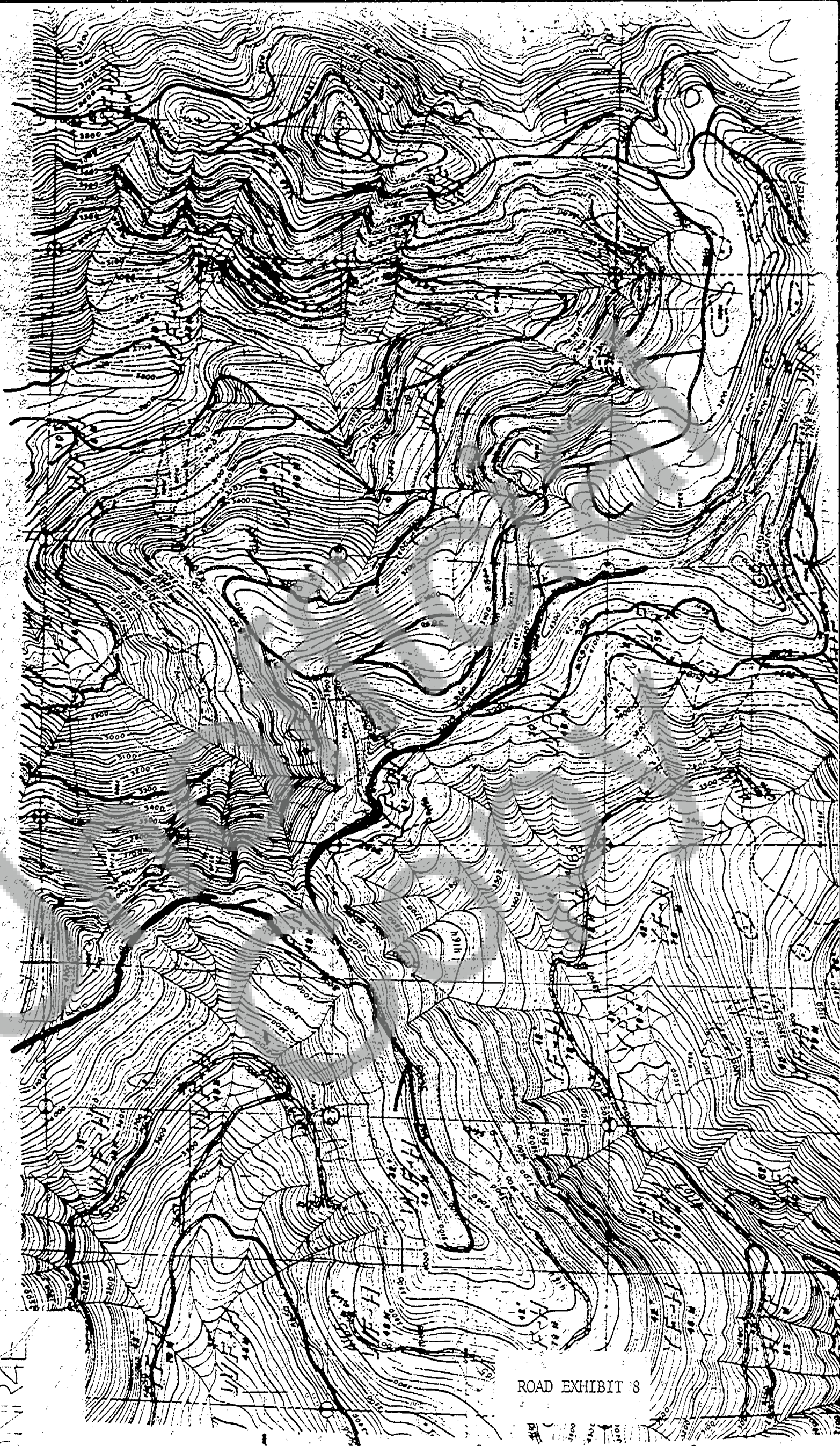
9N-4E  
Roads

ROAD EXHIBIT 7

81 796



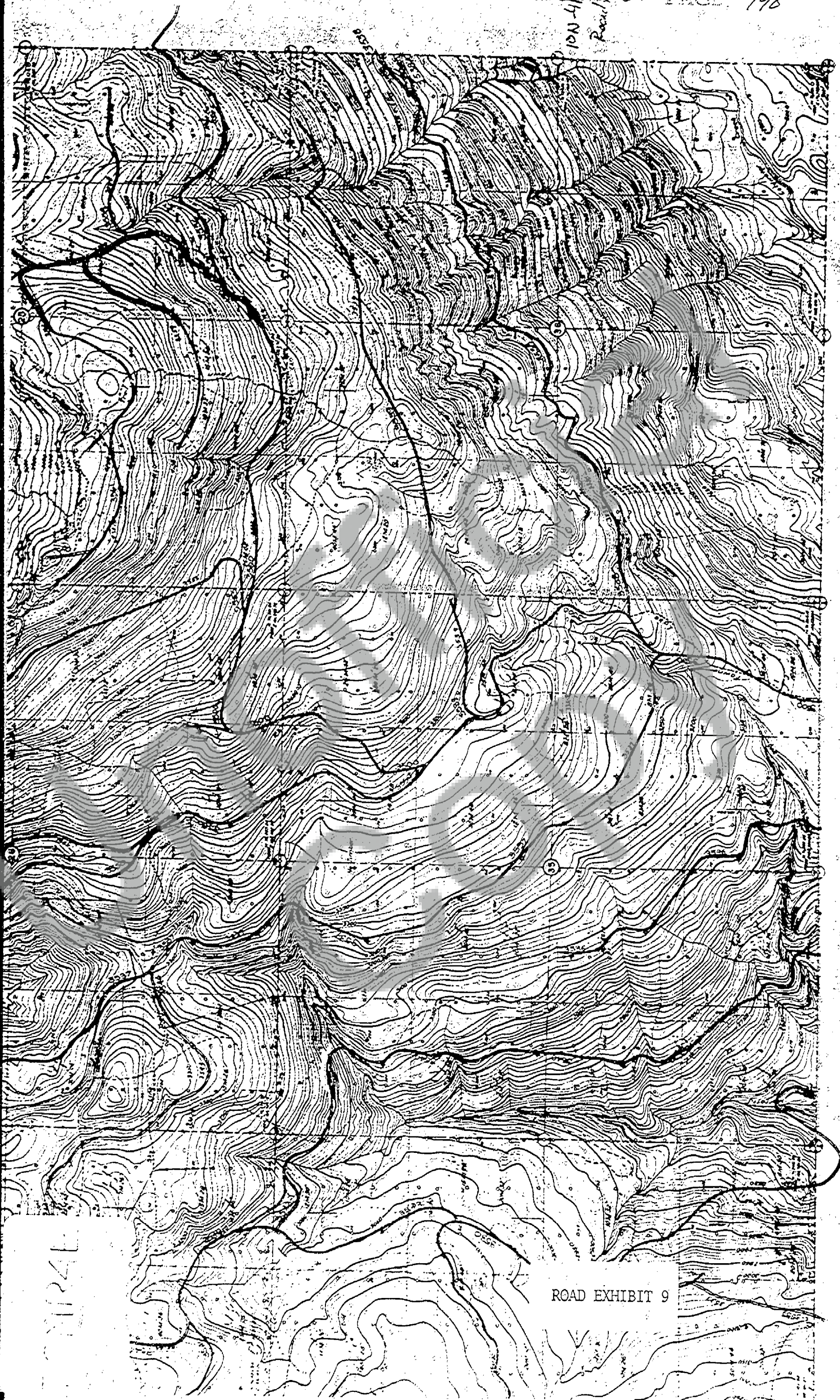
9N-4E Roads



ROAD EXHIBIT 8



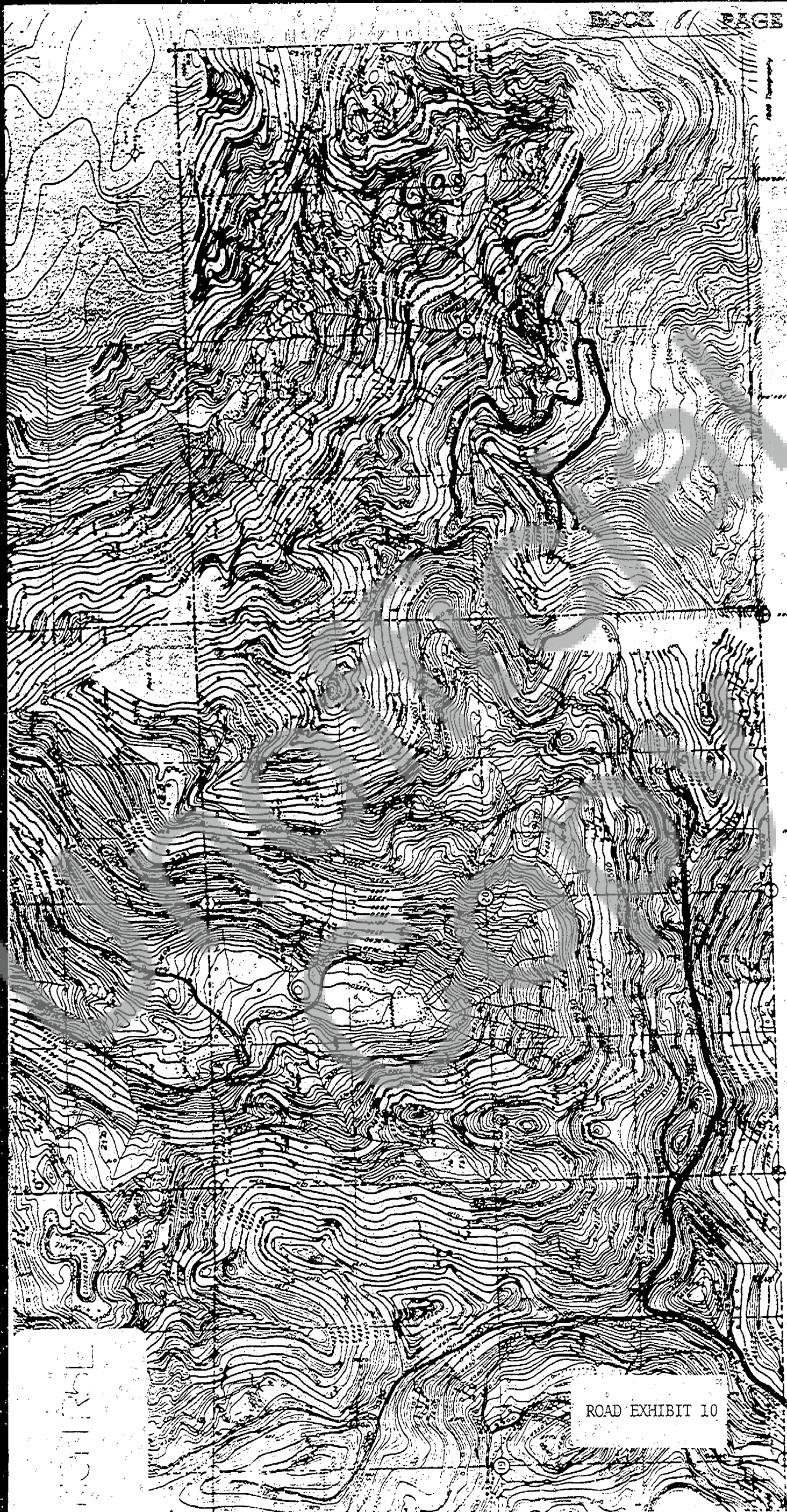
10N-4E  
R. 10N-4E



10N-4E

ROAD EXHIBIT 9





T10N R5E MAP NO 169

*Roads*

ROAD EXHIBIT 10



PN-SE

Roads

6000

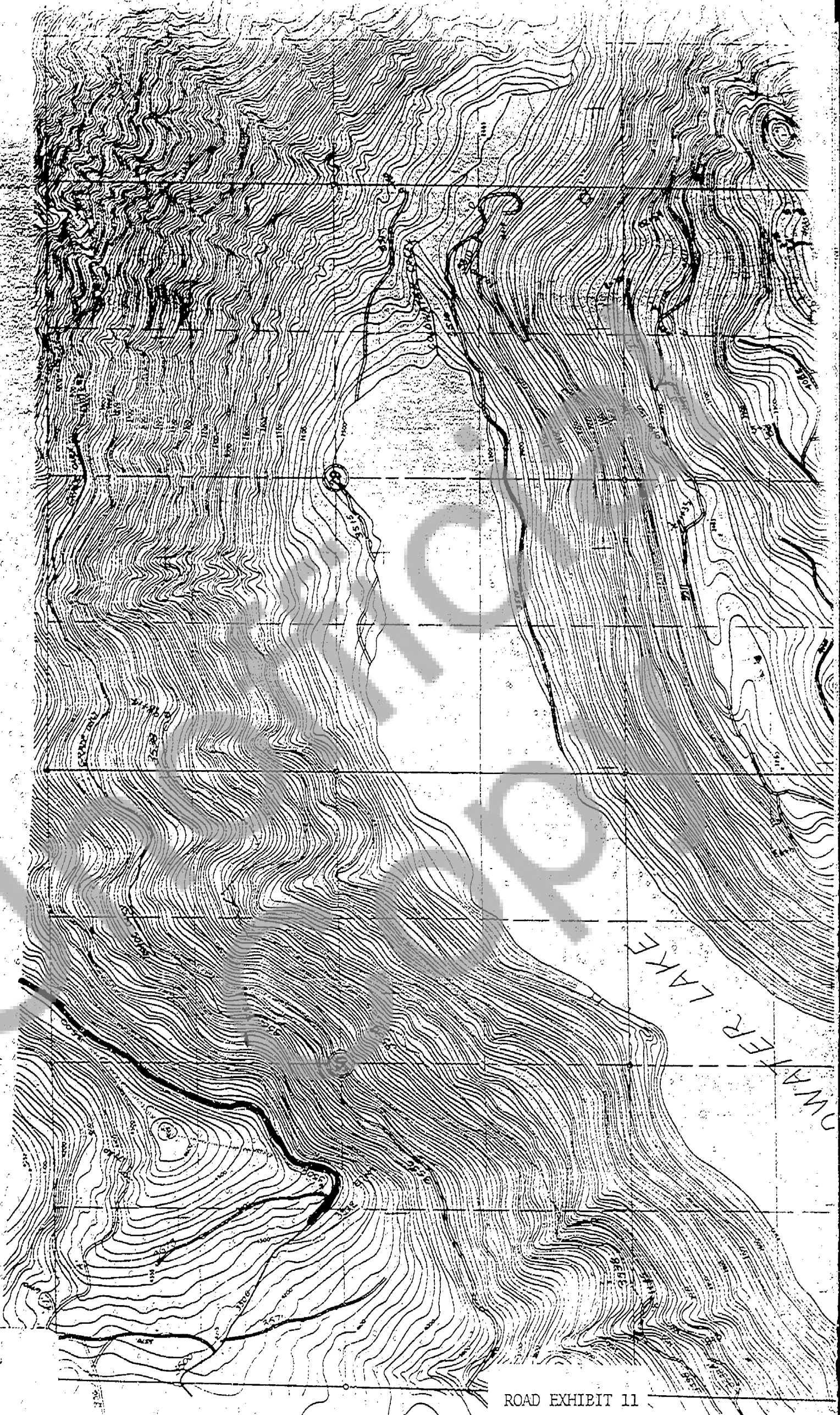
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1111

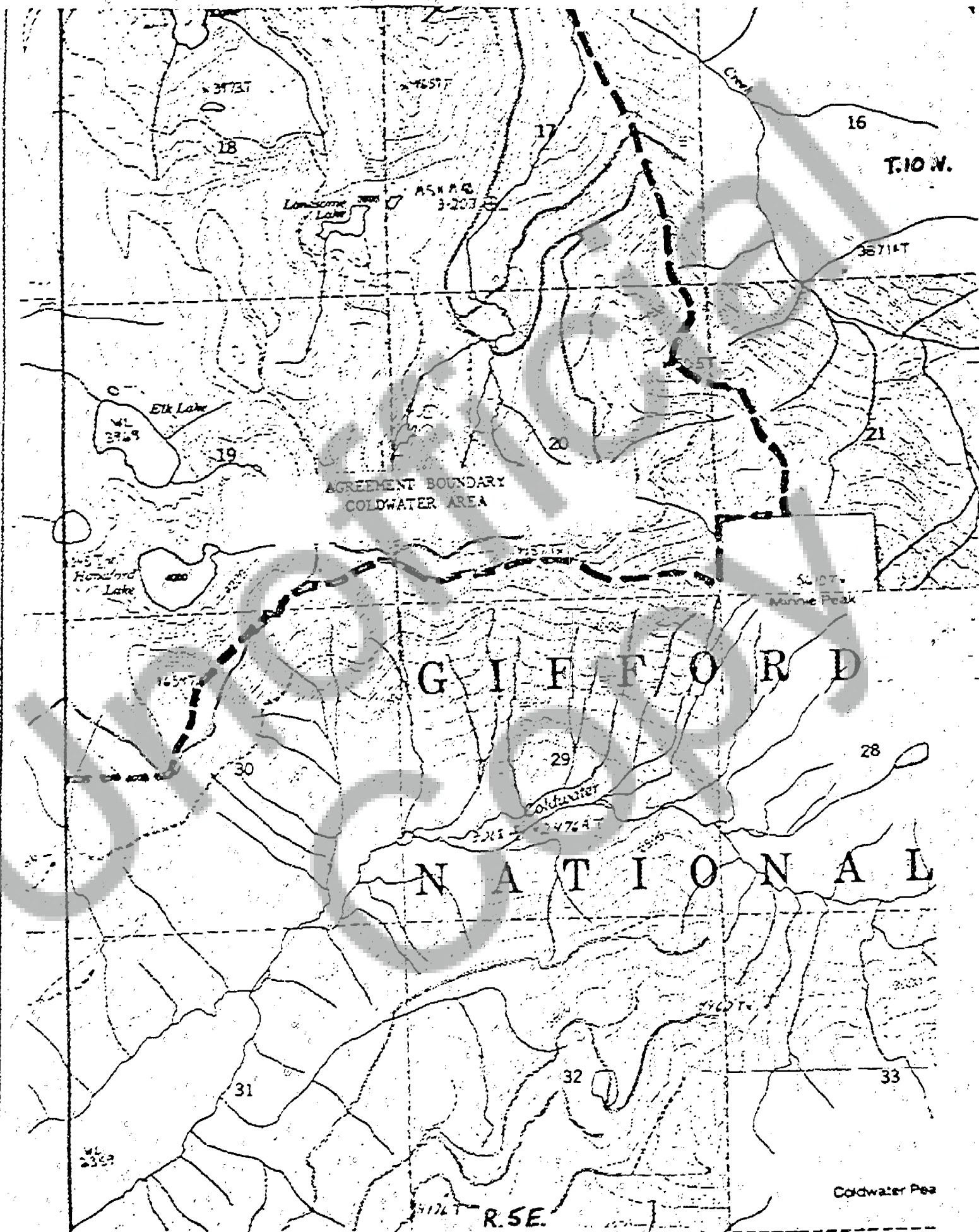


ROAD EXHIBIT 11

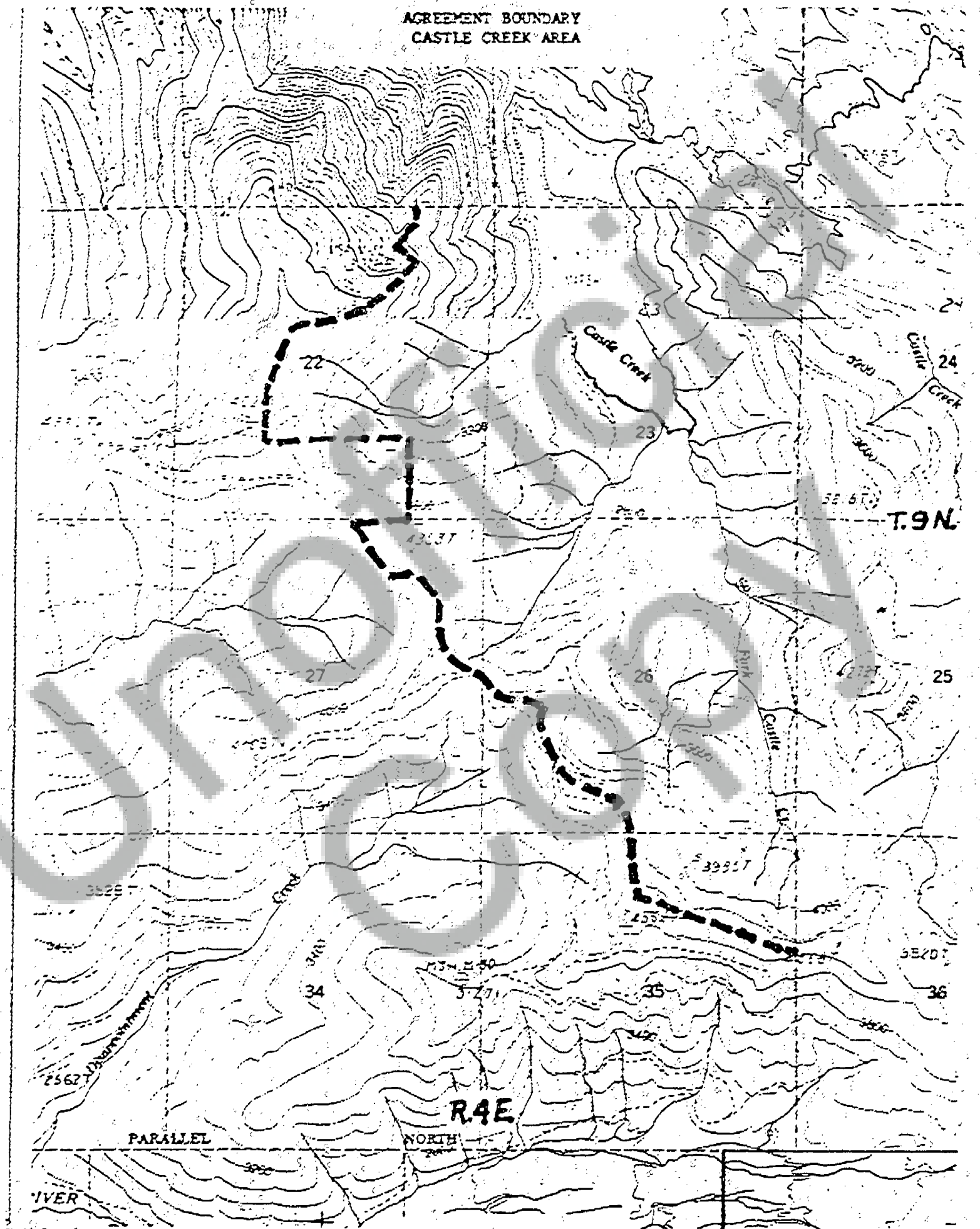








BOUNDARY EXHIBIT 2



BOUNDARY EXHIBIT 3



81 804

UNITED STATES DEPARTMENT OF AGRICULTURE  
FOREST SERVICE

CONDITIONS, RULES AND REGULATIONS TO GOVERN EXERCISE OF MINERAL RIGHTS  
RESERVED IN CONVEYANCES TO THE UNITED STATES

Code of Federal Regulations - Title 36 - Chapter II - Section 251.15

(a) Except as otherwise provided in paragraphs (b) and (c) of this section, in conveyances of lands to the United States under authorized programs of the Forest Service, where owners reserve the right to enter upon the conveyed lands and to prospect for, mine and remove minerals, oil, gas, or other inorganic substances, said reservations shall be subject to the following conditions, rules and regulations which shall be expressed in and made a part of the deed of conveyance to the United States and such reservations shall be exercised thereunder and in obedience thereto:

(1) Whoever undertakes to exercise the reserved rights shall give prior written notice to the Forest Service and shall submit satisfactory evidence of authority to exercise such rights. Only so much of the surface of the lands shall be occupied, used, or disturbed as is necessary in bona fide prospecting for, drilling, mining (including the milling or concentration of ores), and removal of the reserved minerals, oil, gas, or other inorganic substances.

(2)(i) None of the lands in which minerals are reserved shall be so used, occupied, or disturbed as to preclude their full use for authorized programs of the Forest Service until the record owner of the reserved rights, or the successors, assigns, or lessees thereof, shall have applied for and received a permit authorizing such use, occupancy, or disturbance of those specifically described parts of the lands as may reasonably be necessary to exercise of the reserved rights.

(ii) Said permit shall be issued upon agreement as to conditions necessary to protect the interest of the United States including such conditions deemed necessary to provide for the safety of the public and other users of the land, and upon initial payment of the annual fee, which shall be at the rate of \$2 per acre or fraction of acre included in the permit.

(iii) The permit shall also provide that the record owner of the reserved right or the successors, assigns, or lessees thereof, will repair or replace any improvements damaged or destroyed by the mining operations and restore the land to a condition safe and reasonably serviceable for authorized programs of the Forest Service, and shall provide for a bond in sufficient amount as determined necessary by the Forest Service to guarantee such repair, replacement or restoration.

(iv) Failure to comply with the terms and conditions of the aforesaid permit shall be cause for termination of all rights to use, occupy, or disturb the surface of the lands covered thereby, but in event of such termination a new permit shall be issued upon application when the causes for termination of the preceding permit have been satisfactorily remedied and the United States reimbursed for any resultant damage to it.

(3) All structures, other improvements, and materials shall be removed from the lands within one year after date of termination of the aforementioned permit. Should the holder of the permit fail to do so within the specified time, the Forest Service may remove, destroy or otherwise dispose of said structures, other improvements, and materials at the permittee's expense, or in lieu thereof, may upon written notice to the permittee assume title thereto in the name of the United States.

(4) Timber and/or young growth cut or destroyed in connection with exercise of the reserved right shall be paid for at rates determined by the Forest

Service to be fair and equitable for comparable timber and/or young growth in the locality. All slash resulting from cutting or destruction of timber or young growth shall be disposed of as required by the Forest Service.

(5) In the prospecting for, mining, and removal of reserved minerals, oil, gas, or other inorganic substances all reasonable provisions shall be made for the disposal of tailings, dumpage, and other deleterious materials or substances in such manner as to prevent obstruction, pollution, or deterioration of water resources.

(6) Nothing herein contained shall be construed to exempt operators or the mining operations from any requirements of applicable State laws nor from compliance with or conformity to any requirements of any law which later may be enacted, and which otherwise would be applicable.

(7) While any activities and/or operations incident to the exercise of the reserved rights are in progress, the operators, contractors, subcontractors, and any employees thereof shall use due diligence in the prevention and suppression of fires, and shall comply with all rules and regulations applicable to the land.

(b) The conditions, rules and regulations set forth in subparagraphs (1) through (7) of paragraph (a) of this section shall not apply to reservations contained in conveyances of lands to the United States under the Act of March 3, 1925, as amended (43 Stat. 1122, 64 Stat. 52; 16 U.S.C. 555).

(c) In cases where a State, or an agency, or a political subdivision thereof, reserves minerals, oil, gas, or other inorganic substances, in the conveyance of land to the United States under authorized programs of the Forest Service and there are provisions in the laws of such State or in conditions, rules and regulations promulgated by such State, agency or political subdivision thereof, which the Chief, Forest Service, determines are adequate to protect the interest of the United States in the event of the exercise of such reservation, the Chief, Forest Service, is hereby authorized in his discretion to subject the exercise of the reservation to such statutory provisions or such conditions, rules and regulations in lieu of the conditions, rules and regulations set forth in subparagraphs (1) through (7) of paragraph (a) of this section. In that event, such statutory provisions or such conditions, rules and regulations shall be expressed in and made a part of the deed of conveyance to the United States and the reservation shall be exercised thereunder and in obedience thereto.

All regulations heretofore issued by the Secretary of Agriculture to govern the exercise of mineral rights reserved in conveyances of lands to the United States under authorized programs of the Forest Service shall continue to be effective in the cases to which they are applicable, but are hereby superseded as to mineral rights hereafter reserved in conveyances under such programs.

(30 Stat. 35, as amended, 16 U.S.C. 551; Interpret or applies 36 Stat. 961, as amended, 16 U.S.C. 513-519, 42 Stat. 465, as amended, 16 U.S.C. 455, 456, and 50 Stat. 525, as amended, 7 U.S.C. 7011)

Signed at Washington, D.C., on April 30, 1963.

(S) ORVILLE L. FREEMAN,  
Secretary.