

## MODIFICATION

RIGHT-OF-WAY AGREEMENT  
FOR MILLER ROAD

This agreement, entered into this 15th day of May, 1978, between Skamania County Road Department and Delbert E. and Barbara A. Osborne and their heirs, owners of property in Section 5 T1N, R5EWM listed as Tax Lot 1-5-11B #1300, is set forth to clarify and establish just compensation as set forth by Miller Road right-of-way document as filed in the Office of Skamania County Engineers Range Book 5 page 123.

Whereas the County Agreed to construct certain animal crossing as set forth in Right-of-Way Waiver Range 5 book and page 123:

Whereas said crossings are not at this date in existence nor does the County have a signed release which varifies that such construction did in fact take place, nor if they did in fact exist, have documented right to remove same.

Therefore The County agrees to install as just the total compensation one (1) Seventy Two inch (72") steel culvert forty feet (40') in length under and across the Miller Road at station 3+50 and one (1) seventy two inch (72") steel culvert forty feet (40') in length under and across the Miller Road at station 19 #85.

Further The County agrees to install at each location forty feet (40') of three inch (3") plastic pipe to be used for future utilities by the land owners.

The Osborne's and their heirs agree to pay the difference between the cost of installing the seventy two inch (72") steel cross culvert at station 3+50 instead of the required thirty inch by twenty four inch (30" x 24") concrete crossing. The cost difference being determined to be eighty dollars (\$80.00).

Giving and granting unto said Skamania County, Washington, the Right-of-Way, with full power and authority to examine, survey, lay out and establish said Road as proposed, and to peacefully maintain the same as a County Road.

The performance of this agreement shall completely and fully satisfy The County's obligation under this or any previous agreements between the parties or their predecessors in interest.

B. C. Schube  
Chairman of Board of County  
Commissioners

Attest

Ex-Officio Clerk of the Board



Barbara A. Osborne  
(Son) Jerry E. Osborne

Notary Seal

Date: 8/15/83

## Acknowledgment of Completion

The undersigned hereby acknowledges that all terms of the above agreement have been fully and completely satisfied.

Chairman of Board of County  
Commissioners

Date 8 / 15 / 83

Attest

Ex-Officio Clerk of the Board

Registered  
Indexed  
Filed

Notary Seal

Date: 15 Aug 83