

When recorded mail to:

THE TRUST FOR PUBLIC LAND
506 Second Avenue
Suite 1510
Seattle, WA 98104
Attn: Thomas E. Tyner

FILED OF RECORD
SKAMANIA CO. WASH
BY Trust for Public
Land
MAY 9 4 45 PM '94
P. Lowry
AUDITOR
GARY H. OLSON

119386

MEMORANDUM OF AGREEMENT

BOOK 143 PAGE 29

This is a memorandum of a certain Option Agreement dated as of April 28, 1994, between JERRY OSBORNE ("Seller"), and THE TRUST FOR PUBLIC LAND, a California nonprofit public benefit corporation ("Buyer"). By said Option Agreement Seller has granted to Buyer an exclusive option to purchase that certain real property in Skamania County, Washington, described in Exhibit A attached hereto and incorporated herein by this reference.

Said option extends from the date of the Option Agreement through January 5, 1995.

SELLER:

Jerry Osborne
Jerry Osborne

Date: 4-22-94

State of Washington)
County of Clark) ss.

On this 22nd day of April, 1994, before me, Kathleen Bunside, personally appeared Jerry Osborne, personally known to me (or proved to me on the basis of satisfactory evidence) to be the person whose name is subscribed to this instrument, and acknowledged that he executed it as his free and voluntary act for the uses and purposes therein mentioned.

Kathleen Bunside
NOTARY PUBLIC in and for the State
of Washington, residing at Vancouver
My commission expires: 12-27-97

Glenda J. Kimmel, Skamania County Assessor
By: Glenda J. Kimmel Parcel # 1-5-10-1202

The southeast quarter of the northwest quarter of Section Ten in Township One, north, Range Five, E.W.M., EXCEPTING therefrom the following described tract: - Beginning at the intersection of the New Cape Horn Landing Road with the north line of State Road No. 8; thence following said north line of said State Road No. 8 westerly to the east line of the Old Cape Horn Landing Road; thence northerly on said east line 200 feet; thence easterly parallel with the north line of said State Road No. 8 to the west line of said New Cape Horn Landing Road; thence southerly on said west line 200 feet more or less, to the north line of said State Road No. 8, being the point of beginning; located in the county of Skamania and State of Washington.

ALSO EXCEPTING: A tract of land beginning at a point 300 feet west of the center of Section Ten (10), Township One North Range Five, E.W.M. on the South line of the Northwest quarter of said Section Ten. Thence North 500 feet; to the intersection with the South right of way line of Cape Horn Road (County Road #10050), as it existed on November 23, 1986. Thence following said right of way line West and South to the intersection with the South line of the Northwest quarter of Section Ten, Township One North Range Five E.W.M. Thence 225 feet East to the point of beginning. Containing 8.71 acres more or less. Containing 31.29 acres more or less.

Also: A tract of land located in the South half ($\frac{1}{2}$) of the southwest quarter of the northeast quarter, and the south half ($\frac{1}{2}$) of the north half ($\frac{1}{2}$) of the southwest quarter ($\frac{1}{4}$) of the northeast quarter ($\frac{1}{4}$) of Section Ten (10), Township One North Range Five (5) East of the W. M. Skamania County, Washington EXCEPTING: Beginning at the southeast corner of the NW $\frac{1}{4}$ of Section 10, Tp. 1 N.R. 5 E.W.M., thence South 440 feet to the initial point of the tract thereby conveyed; thence North 80° 5' W 665.4 feet; thence South to center line of said section 10; thence East 660 feet to the southeast corner of the southwest quarter of the northeast quarter of said Section 10; thence North 880 feet, more or less, to the point of beginning.

Containing 14 $\frac{1}{2}$ acres more or less.
Subject to easement and right of way for the county road known and designated as the Cape Horn Road.

Subject to an undivided three-quarter ($\frac{3}{4}$) interest in rights to take water from a certain creek located on the south east quarter (SE $\frac{1}{4}$) of the northwest quarter (NW $\frac{1}{4}$) of section ten (10) township one (1) together with easement for a water pipeline from said creek.

In Deed dated November 6, 1986 Book # 103 Page 237, Records of Skamania County, Washington.

RECORDERS NOTE: PORTIONS OF
THIS DOCUMENT POOR QUALITY
FOR FILMING