

122577

BOUNDARY LINE AGREEMENT

BOOK 150 PAGE 592

This agreement by and between MARCUS T. SMITH and LYNETTE A. SMITH, husband and wife, hereinafter referred to as "SMITHS", and FRED NEWMAN LOGGING, INC., hereinafter referred to as "NEWMAN",

WITNESSETH:

For and in consideration of NEWMAN'S promise to indemnify SMITHS from any claims by NEWMAN'S predecessor in interest to the property described below, based on trespass to timber located on the property which is the subject matter of this agreement, SMITHS agree to convey by Quit Claim Deed to NEWMAN all of SMITHS' rights, title and interest in and to a tract of land described as follows:

Situate in the County of Skamania, State of Washington, beginning at the Northwest corner of the Southwest quarter of Section 17, Township 3 North, Range 8 East of the Willamette Meridian; running thence 80 rods East; thence South 40 rods; thence West 80 rods; thence North 40 rods to the place of beginning, containing 20 acres.

And particularly to that 30 foot (30') strip of land running parallel with the 16th line identified as having been monumented on that certain surveyor's certificate dated November 1978, filed with the Skamania County Auditor on February 6, 1979, in Book 1 of Surveys at Page 180, and identified further by said surveyor, Jerry Olson, as the product of "an ancient deed gap", said survey being specifically referred to and incorporated by reference hereto.

It is the intent of this agreement to eliminate any cloud on the title of the NEWMAN parcel described as follows:

Situate in the County of Skamania, State of Washington, beginning at the Northwest corner of the Southwest quarter of Section 17, Township 3 North, Range 8 East of the Willamette Meridian; running thence 80 rods East; thence South 40 rods; thence West 80 rods; thence North 40 rods to the place of beginning, containing 20 acres.

and that this agreement forms the basis of a settlement of that certain lawsuit filed in Skamania County Superior Court under cause no. 94-2-00121-5. The Quit Claim Deed from SMITHS to NEWMAN is intended to extinguish any rights of SMITHS to the thirty foot (30') strip between SMITHS' and NEWMAN'S properties, whether or not SMITHS had acquired it by adverse

SMITH-NEWMAN
Boundary Line Agreement
Page 1 of 2 Pages

17433

REAL ESTATE EXCISE TAX

Registered	✓
Indexed, Or	✓
Indirect	✓
Filed	
Mailed	

PAID 11/20/85
11/20/85
SKAMANIA COUNTY TREASURER

FILED FOR RECORD
SKAMANIA CO. WASH
BY Robert Luck

JUN 19 4 12 PM '95

G. Lowry
AUDITOR
GARY H. OLSON

Gary H. Olson, Skamania County Auditor
 6-19-95 Filed 03-98-17-30-0400
 742

Transaction in compliance with County subdivision regulations.
 Skamania County Auditor
 11/20/85 By MJW

possession or any "ancient deed gap", or any other means.

Dated this 13th day of June, 1995.

Marcus T. Smith
MARCUS T. SMITH

Lynette A. Smith
LYNETTE A. SMITH

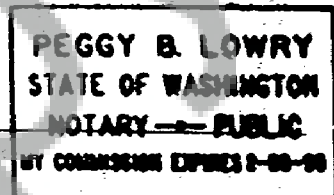
Fred Newman
FRED NEWMAN LOGGING, INC.,
by Fred Newman, President

STATE OF WASHINGTON)
County of Skamania)

I certify that I know or have satisfactory evidence that MARCUS T. SMITH and LYNETTE A. SMITH are the persons who appeared before me, and said persons acknowledged that they signed this agreement and acknowledged it to be their free and voluntary act for the uses and purposes mentioned in the instrument.

Dated this 13th day of June, 1995.

Peggy B. Lowry
Notary Public for Washington
residing at Carson
Commission expires: 2/23/99



STATE OF WASHINGTON)
County of Skamania)

I certify that I know or have satisfactory evidence that FRED NEWMAN is the President of FRED NEWMAN LOGGING, INC., the person who appeared before me, and said person acknowledged that he signed this agreement and acknowledged it to be his free and voluntary act for the uses and purposes mentioned in the instrument.

Dated this 14th day of June, 1995.

Winifred L. Lerner
Notary Public for Washington
residing at
Commission expires:

