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Olson
AUDITOR
GARY M. OLSON

WASHINGTON STATE COUNTY
AUDITOR/RECORDER'S
INDEXING FORM

SCR 20461

Return Address

Mr. John S. Minger
Chief, Real Estate Division
U.S. Army Corps of Engineers
Portland District (CENWP-RE)
Post Office Box 2946
Portland, Oregon 97208-2946

Document Title: Quitclaim Deed

Grantor: United States of America

Grantee: Burlington Northern Railroad Company

REAL ESTATE EXCISE TAX
19072

OCT - 8 1997

PAID *except*

William Deputis
SKAMANIA COUNTY TREASURER

Legal Description: A strip of land of varying width lying on each side of the centerline of the relocated Burlington Northern Railroad situated in Sections 14, 15, 16, 21, and 22, Township 2 North, Range 7 East, Willamette Meridian, Skamania County, Washington, lying easterly of railroad Station 2037+36.83 and westerly of railroad Station 2138+85.54 S.C., containing 83.71 acres, more or less.

Legal description is on pages 1-3 of Exhibit "A" of the document.

Assessor's Property tax parcel or Account Number: 02-07-14-00-0300
02-07-15-00-0400
02-07-15-00-0401
02-07-16-00-0702
02-07-21-00-0100
02-07-22-00-0100

[Handwritten marks]

BONNEVILLE LOCK AND DAM SECOND POWERHOUSE

QUITCLAIM DEED

UNITED STATES OF AMERICA

TO THE

BURLINGTON NORTHERN RAILROAD COMPANY

THIS INDENTURE, made and entered into this 26TH day of AUGUST, 1997, by and between the UNITED STATES OF AMERICA, acting by and through its Secretary of the Army and BURLINGTON NORTHERN RAILROAD COMPANY, a corporation organized and existing under the laws of the State of Delaware,

Gary H. Martin, Stanislaus County Assessor

WITNESSETH:

Date 7/8/97 Parcel no parcel assigned

WHEREAS, the United States of America has, under authority of Public Law 75-329 (50 Stat. 731) approved 20 August 1937 (16 U.S.C. 832), undertaken the development of a hydroelectric project known as Bonneville Lock and Dam Second Powerhouse on the Columbia River in Washington and Oregon which necessitated abandonment of portions of the right-of-way and the relocation and reconstruction of Burlington Northern's tracks and facilities; and

WHEREAS, the United States of America and Burlington Northern Railroad Company and its former lessor, Spokane, Portland, and Seattle Railway Co. entered into Contract No. DACW57-76-C-0240 dated 2 July 1976 as modified, defining the rights and obligations of the parties relating to said abandonment, relocation and reconstruction; and

WHEREAS, Burlington Northern Railroad Company has succeeded to all rights of Spokane, Portland, and Seattle Railway Co.; and

WHEREAS, under Article 2 K(1) of said contract, the United States of America is now obligated to convey to the Burlington Northern Railroad Company by quitclaim deed all real property necessary for the construction, maintenance and operation of said relocated facilities and appurtenances thereto, including all of the real property within the right-of-way and property line shown on the plans referred to in Article 1 of said contract; and

WHEREAS, said railroad tracts and facilities have been relocated in accordance with the provisions of said contract;

NOW, THEREFORE, the United States of America, acting by and through its Secretary of the Army, pursuant to the authority in him vested by the provisions of Section 2 of the Act of Congress approved 20 June 1938 (52 Stat. 804; 33 U.S.C. 558b) as amended by the Act of Congress approved 11 August 1939 (53 Stat. 1414; 33 U.S.C. 558b-1) does by these presents remise, release, and forever quitclaim and convey unto said Burlington Northern Railroad Company, its successors and assigns, all of the grantor's title rights, and interest in and to:

First - The land in Skamania County, State of Washington described in Exhibit "A", consisting of 3 pages, attached hereto and by this reference made a part hereof.

Second - All permanent railroad facilities of whatever kind or nature constructed on or appurtenant to the land described in said Exhibit "A".

SUBJECT TO the following:

Patent reservations, Indian Treaty rights, existing easements for public roads and highways, public utilities and pipelines.

EXCEPTING AND RESERVING, however, unto the United States of America:

1. Fee interest in a parcel of land containing a well site as described in Exhibit "B", attached hereto and by this reference made a part hereof;

2. Fee interest in three parcels of land containing Electronic Distance Measuring Trilateration Survey System sites as described in Exhibit "C", attached hereto and by this reference made a part hereof;

3. All rights heretofore acquired by documents now recorded in the deed records of Skamania County, Washington by the United States of America, Department of Energy (formerly Department of the Interior), acting through the Bonneville Power Administration for the powerlines and other fixtures appurtenant thereto across the right-of-way described in Exhibit "A", and that all the terms and conditions contained in said documents shall remain in full force and effect;

4. All rights heretofore acquired by documents now recorded in the deed records of Skamania County, Washington by the United States of America, Department of Agriculture, acting through the U.S. Forest Service for the Pacific Crest Trail and other appurtenances thereto across the right-of-way described in Exhibit "A", and that all the terms and conditions contained in said documents shall remain in full force and effect;

5. A perpetual and assignable access easement as described in Exhibit "B" strictly for access to and maintenance or repair of the well site;

6. A perpetual and assignable easement as described in Exhibit "B" for the operation, maintenance, and repair of an underground water pipeline;

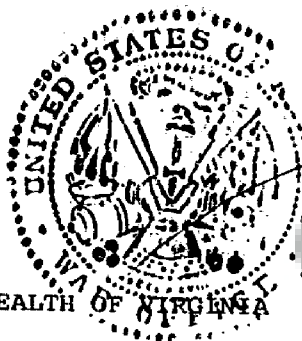
7. A perpetual access easement over the southeast quarter of the southwest quarter (SE $\frac{1}{4}$ SW $\frac{1}{4}$) of Section 15 and the southeast quarter of the southeast quarter (SE $\frac{1}{4}$ SE $\frac{1}{4}$) of Section 16, Township 2 North, Range 7 East, Willamette Meridian, Skamania County, Washington for maintenance of the Trilateration sites and for taking measurements and readings with the Trilateration Survey equipment.

TO HAVE AND TO HOLD the above described and conveyed property, together with all and singular the tenements, hereditaments, and appurtenances thereunto belonging, unto said Burlington Northern Railroad Company, its successors and assigns, forever.

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This instrument is given pursuant to and in final performance of the obligation of the United States under said Contract No. DACW57-76-C-0240 dated 2 July 1976, as modified, to convey to the grantee the real property described in this instrument. No monetary consideration is being paid for this deed, the consideration being other lands to be conveyed.

IN WITNESS WHEREOF, THE UNITED STATES OF AMERICA has caused these presents to be executed in its name by TOGG D. WEST, JR., Secretary of the Army, and the seal of the Department of the Army to be affixed hereto this 26TH day of AUGUST, 1997.



UNITED STATES OF AMERICA

Togg D. West, Jr.
Secretary of the Army

COMMONWEALTH OF VIRGINIA)

COUNTY OF ARLINGTON)

BEFORE ME, a Notary Public in and for the Commonwealth of Virginia, County of Arlington, personally appeared Togg D. West, Jr., to me known to be the identical person and officer whose name is subscribed to the foregoing instrument and acknowledged to me that he executed the said instrument in the capacity therein stated for the purposes therein expressed as the act and deed of the United States of America.

GIVEN UNDER MY HAND AND SEAL, this 26th day of August, 1997.

Darrell P. Graf
Notary Public in and for
County of Arlington
Commonwealth of Virginia



Bonneville Lock and Dam
Second Powerhouse
Contract #DACW57-76-C-0240

EXHIBIT "A"

BONNEVILLE LOCK AND DAM SECOND POWERHOUSE
Relocated Burlington Northern Railroad Company

Contract No. DACW57-76-C-0240

Legal Description for Main Line Railroad
Between Station 2037+36.83 and the end of the
Relocation at Station 2138+85.54

A strip of land of varying width lying on each side of the centerline of the relocated Burlington Northern Railroad situated in Sections 21, 22, 16, 15, and 14, Township 2 North, Range 7 East, of the Willamette Meridian, Skamania County, Washington, said centerline and strip being described as follows:

Commencing at a point being S. $41^{\circ}40'38''$ E. 2,100.98 feet (calculated distance) from the northwest corner of said Section 21; thence N. $58^{\circ}39'31''$ E. 1,324.44 feet to Station 2037+36.83 P.O.T. on the above mentioned centerline and the POINT OF BEGINNING;

thence N. $58^{\circ}39'31''$ E. 1,365.23 feet to Station 2051+02.06 T.S.;

thence northeasterly along an increasing spiral curve to the right 390.00 feet, through a delta angle of $4^{\circ}52'30''$ to Station 2054+92.06 S.C.;

thence easterly 1,725.66 feet along a $2^{\circ}30'$ curve to the right, having a radius of 2,292.01 feet to Station 2072+17.72 C.S.;

thence southeasterly along a decreasing spiral curve to the right 390.00 feet, through a delta angle of $4^{\circ}52'30''$ to Station 2076+07.72 S.T.;

thence S. $68^{\circ}27'00''$ E. 489.77 feet to Station 2080+97.49 T.S.;

thence southeasterly along an increasing spiral curve to the left 400.00 feet, through a delta angle of $5^{\circ}10'00''$ to Station 2084+97.49 S.C.;

thence easterly 761.29 feet along a $2^{\circ}35'$ curve to the left, having a radius of 2,218.09 feet to Station 2092+58.78 C.S.;

thence northeasterly along a decreasing spiral curve to the left 400.00 feet, through a delta angle of $5^{\circ}10'00''$ to Equation Station 2096+58.78 S.T.
Bk. = 2096+58.03 Ah.;

thence N. $81^{\circ}33'00''$ E. 1,163.25 feet to Station 2108+21.28 T.S.;

thence northeasterly along an increasing spiral curve to the left 140.00 feet, through a delta angle of $0^{\circ}42'00''$ to Station 2109+61.28 S.C.;

thence northeasterly 682.14 feet along a $1^{\circ}00'$ curve to the left, having a radius of 5,729.65 feet to Station 2116+43.42 C.S.;

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thence northeasterly along a decreasing spiral curve to the left 140.00 feet, through a delta angle of $0^{\circ}42'00''$ to Station 2117+83.42 S.T.;

thence N. $73^{\circ}19'43''$ E. 1,772.12 feet to Station 2135+55.54 T.S.;

thence northeasterly along an increasing spiral curve to the left 330 feet, through a delta angle of $3^{\circ}42'45''$ to Station 2138+85.54 S.C., said Station being the POINT OF TERMINUS of the above described centerline and being located S. $77^{\circ}10'38''$ E. 1,454.29 feet (calculated distance) from Bonneville Project Boundary Monument No. 14-2 at the northeast corner of Tract 2924.

The width (in feet) when measured at right angles and/or radially from the above described centerline is as follows:

Station to Station		Width Northerly of Centerline	Width Southerly of Centerline
2037+36.83	2047+00	120	75
2047+00	2051+00	120	100
2051+00	2053+00	255	100
2053+00	2055+98	275	100
2055+98	2058+00	275 in a straight line to 200	100
2058+00	2064+00	200	75
2064+00	2069+00	200	50
2069+00	2076+50	350	50
2076+50	2077+30	450	50
2077+30	2080+00	450	50 in a straight line to 100
2080+00	2080+82.94	450	100
2080+82.94	2090+00	550	100
2090+00	2091+50	-	100
2091+50	2094+00	-	150
2090+00	2094+00	633.41 in a straight line to 608.66	-

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2094+00	2095+00	350	150
2095+00	2103+00	350	50
2103+00	2104+80	350	150
2104+80	2105+20	380	150
2105+20	2105+60	430	150
2105+60	2106+50	500	150
2106+50	2109+00	500	-
2109+00	2125+81.71	75	-
2106+50	A point 110 feet northerly opposite Washington State Route (W.S.R.) 14 Station C2 1191+29.73		Varies along northerly r-o-w line of W.S.R. 14 to 75
Point 110 feet opposite C2 1191+29.73	2127+00		75
2127+00	2138+85.54		100
2125+81.71	2138+85.54	Varies along southerly r-o-w line of W.S.R. 14 to 27	

The strip of land above described contains 83.71 acres, more or less.

Note: All bearings and distances are based on the Oregon Coordinate System,
North Zone.

Bonneville Lock and Dam
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EXHIBIT "B"

Descriptions

Well Site:

A 50 foot by 50 foot well site in the Northeast Quarter (NE $\frac{1}{4}$) of Section 22, Township 2 North, Range 7 East, Willamette Meridian, Skamania County, Washington, said parcel described as follows:

Beginning at a point which is South 88°47'11" East a distance of 4158.32 feet from the Northwest corner of Section 22; said point being Northwesterly at right angles 140 feet from State Route 14 (SR 14) centerline Station 1189+50, and also being Southerly at right angles 155.5 feet from Burlington Northern Santa Fe Railroad centerline Station 2110+11.2; thence South 43°52'00" West parallel with said SR 14 centerline, a distance of 50.00 feet; thence South 46°08'00" East a distance of 50.00 feet to a point which is Northwesterly at right angles 90 feet from SR 14 centerline Station 1189+00, and also being Southerly at right angles 225.5 feet from said railroad centerline Station 2110+01.2; thence North 43°52'00" East a distance of 50.00 feet; thence North 46°08'00" West a distance of 50.00 feet to the Point of Beginning.

The area described contains 0.057 acre, more or less.

Access road to Well Site:

A 15 foot wide access easement being 7.5 feet on each side of centerline, in the Southeast Quarter (SE $\frac{1}{4}$) of Section 15, and the Northeast Quarter (NE $\frac{1}{4}$) of Section 22, Township 2 North, Range 7 East, Willamette Meridian, Skamania County, Washington, said centerline being described as follows:

Beginning at a point which is South 88°33'58" East a distance of 4155.69 feet from the Southwest corner of said Section 15 said Point of Beginning also being 131 feet Northwesterly at right angles from State Route 14 (SR14) centerline Station 1189+36.5; and also at right angles 170.7 feet Southwesterly from Burlington Northern Santa Fe Railroad centerline Station 2110+05.8; thence South 43°37'02" West a distance of 90.83

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feet; thence South 42°16'37" West a distance of 116.10 feet; thence South 40°49'11" West a distance of 103.02 feet; thence South 40°04'50" West a distance of 99.28 feet; thence South 36°47'05" West a distance of 96.99 feet; thence South 36°17'23" West a distance of 80.57 feet; thence South 35°21'40" West a distance of 85.22 feet; thence South 32°35'15" West a distance of 63.43 feet; thence South 24°17'38" West a distance of 66.36 feet; thence South 03°06'21" West a distance of 36.91 feet to the Northwestern edge of pavement of said SR 14, said edge of pavement being 21.5 feet Northwesternly at right angles from SR 14 centerline Station 1181+14.5, and also at right angles 758.6 feet Southerly from Burlington Northern Santa Fe Railroad centerline Station 2104+25.7.

The area described contains 0.289 acre, more or less.

Water Pipeline to Treaty Fishing Access Site:

A 15 foot wide waterline easement being 7.5 feet wide on each side of centerline in the Southeast Quarter (SE¼) of Section 15, and the Northeast Quarter (NE¼) of Section 22, Township 2 North, Range 7 East, Willamette Meridian, Skamania County, Washington, said centerline described as follows:

Beginning at a point which is South 88°47'11" East a distance of 4158.32 feet from the Southwest corner of said Section 15; said point being Northwesternly at right angles 140 feet from State Route 14 (SR 14) centerline Station 1189+50; and also being Southerly at right angles 155.5 feet from Burlington Northern Santa Fe Railroad centerline Station 2110+11.2; thence North 43°52'00" East parallel with said SR 14 centerline, a distance of 228.56 feet; thence North 77°40'48" East a distance of 152.32 feet; thence North 88°29'09" East a distance of 250.49 feet to a point Southeasterly at right angles 120.5 feet from said SR 14 centerline Station 1194+85.2 and also Southerly at right angles 78.4 feet from said railroad centerline Station 2115+87.2, and the terminus of this waterline easement.

The area described contains 0.217 acre, more or less.

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Second Powerhouse
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EXHIBIT "C"

Trilateration Survey System Site Descriptions

Tract 2304-1:

A tract of land in square form, lying in the southeast quarter of the southwest quarter (SE $\frac{1}{4}$ SW $\frac{1}{4}$) of Section 15, Township 2 North, Range 7 East, Willamette Meridian, Skamania County, State of Washington, being more particularly described as follows:

Commencing at centerline Survey Station 2093+41.00 of the Relocated Burlington Northern Railroad; thence northerly 599.74 feet, when measured radially, from said centerline station, to a point with coordinates North 727,272.32 feet and East 1,634,329.46 feet on the Lambert Coordinate System (Oregon North Zone); thence South 3°30' East, 5.00 feet; thence South 86°30' West, 5.00 feet to the POINT OF BEGINNING;

thence North 3°30' West, 10.00 feet;

thence North 86°30' East, 10.00 feet;

thence South 3°30' East, 10.00 feet;

thence South 86°30' West, 10.00 feet to the POINT OF BEGINNING.

The tract herein described contains 0.01 of an acre, more or less.

Tract 2304-2:

A tract of land in square form, lying in the southeast quarter of the southwest quarter (SE $\frac{1}{4}$ SW $\frac{1}{4}$) of Section 15, Township 2 North, Range 7 East, Willamette Meridian, Skamania County, State of Washington, being more particularly described as follows:

Commencing at centerline Survey Station 2083+14.49 of the Relocated Burlington Northern Railroad; thence northeasterly 507.50 feet, when measured radially, from said centerline station to a point with coordinates North 727,291.37 feet and East

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1,633,562.03 feet on the Lambert Coordinate System (Oregon North Zone); thence South 21°33' West, 5.00 feet; thence North 68°27' West, 5.00 feet to the POINT OF BEGINNING;

thence North 21°33' East, 10.00 feet;

thence South 68°27' East, 10.00 feet;

thence South 21°33' West, 10.00 feet;

thence North 68°27' West, 10.00 feet to the POINT OF BEGINNING.

The tract herein described contains 0.01 of an acre, more or less.

Tract 2548:

A tract of land in square form, lying in the southeast quarter of the southeast quarter (SE¼SE¼) of Section 16, Township 2 North, Range 7 East, Willamette Meridian, Skamania County, State of Washington, being more particularly described as follows:

Commencing at centerline Survey Station 2060+24.00 of the Relocated Burlington Northern Railroad; thence southeasterly 58.70 feet when measured radially, from said centerline station, to a point with coordinates North 727,184.79 feet and East 1,631,201.12 feet on the Lambert Coordinate System (Oregon North Zone); thence South 15°05' East, 5.00 feet; thence South 74°55' West, 5.00 feet to the POINT OF BEGINNING;

thence North 15°05' West, 10.00 feet;

thence North 74°55' East, 10.00 feet;

thence South 15°05' East, 10.00 feet;

thence South 74°55' West 10.00 feet to the POINT OF BEGINNING.

The tract herein described contains 0.01 of an acre, more or less.