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BOOK 170 PAGE 677

Return Address:

Skamania County
Clerk to the Board
of County Commissioners

FILED FOR RECORD
SKAMANIA CO. WASH
BY Skamania County

Nov 6 10 00 AM '97

Olson
AUDITOR
GARY M. OLSON

Please Print or Type Information.

Document Title(s) or transactions contained therein:	
1. License Agreement & Stipulation for Public Use	
2.	
3.	
4.	
GRANTOR(S) (Last name, first, then first name and initials)	
1. Morgan, Frederick D.	
2.	
3.	
4.	
<input type="checkbox"/> Additional Names on page ____ of document.	
GRANTEE(S) (Last name, first, then first name and initials)	
1. Skamania County	
2.	
3.	
4.	
<input type="checkbox"/> Additional Names on page ____ of document.	
LEGAL DESCRIPTION (Abbreviated: 1E., Lot, Block, Plat or Section, Township, Range, Quarter/Quarter)	
S2 S2 SW4 NW4 Section 31 T2N R5E	
<input checked="" type="checkbox"/> Complete legal on page 1 & 2 of document.	
REFERENCE NUMBER(S) Of Documents assigned or released:	
<input type="checkbox"/> Additional numbers on page ____ of document.	<i>2-10-97</i>
ASSESSOR'S PROPERTY TAX PARCEL/ACCOUNT NUMBER	
02-05-31-2-0-1200-00	
<input type="checkbox"/> Property Tax Parcel ID is not yet assigned.	<i>02-05-31-2-0-1200-00</i>
<input type="checkbox"/> Additional parcel #'s on page ____ of document.	
The Auditor/Recorder will rely on the information provided on the form. The Staff will not read the document to verify the accuracy or completeness of the indexing information.	

**LICENSE AGREEMENT AND
STIPULATION FOR PUBLIC USE**

**WASHOUGAL RIVER ROAD, SKAMANIA COUNTY ROAD No. 11060, Upper
Washougal area**

The Grantor,
FREDERICK D. MORGAN
hereinafter referred to as Grantor

for and in consideration of one dollar (\$1.00) and other good and valuable consideration, does hereby grant unto SKAMANIA COUNTY (hereinafter referred to as the Grantee) an exclusive license and easement to use and occupy the following described real property, for the purpose of cutting, stacking and hauling firewood also, the general clean up of the 1996 logging activity and to operate all necessary machinery and equipment thereon, said Real Estate being situated in Skamania County, State of Washington, and described as follows:

LEGAL DESCRIPTION of REAL ESTATE

One hundred fifty (150) feet northerly of and parallel to the Washougal River Road right-of-way of that property conveyed to FREDERICK D. MORGAN filed in Skamania County Auditor's Office in Book 64, page 277, under Auditor's No. 75013 and described as follows:

The South Half of the South Half of the Southwest Quarter of the Northwest Quarter (S 1/2, S 1/2, SW 1/4, NW 1/4) of Section 31, Township 2 North, Range 5 East of the Willamette Meridian, EXCEPT that portion thereof which lies within the following described tract of land: Beginning at a point on the west line of said Section 31 north 4.17 chains from the quarter corner; thence east 1.515 chains; thence north 1.515 chains; thence west 1.515 chains; thence north along said section line 1.515 chains to the point of beginning.

AND

LEGAL DESCRIPTION of REAL ESTATE

One hundred fifty (150) feet northerly of and parallel to the Washougal River Road right-of-way of that property conveyed to FREDERICK D. MORGAN filed in Skamania County Auditor's Office in Book 62, page 648, under Auditor's No. 73170 and described as follows:

Beginning at the northwest corner of the southwest quarter (SW 1/4) of Section 31, Township 2 North, Range 5 East, WM.; thence east, 80 rods; thence south 620 feet, more or less, to State to Road;

page 1 of 4

Gary H. Martin, Skamania County Assessor

Date 11-5-97 Parcel # 02 05 31 2 0 1200 00
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thence in a northwesterly direction along the State Road an iron stake on the south side of said road; thence south 3 rods, more or less, to the center of the Washougal River; thence following the the said Section 31; thence north to the point of beginning. Said tract containing 8 acres, more or less. See attached EXHIBIT A.

The Grantor further grants to the Grantee, or its agents, the right to enter upon the Grantor's land where necessary to cut, stack, haul and the clean up of firewood. This license is limited to the area and the remains (logs, tree rounds, branches and debris) of the 1996 logging activity. This license may be terminated at any time after December 31, 1998 or at the completion of construction of the Washougal River Road which ever comes last upon one party providing the other party with thirty (30) days written notice.

Grantee, its successors and assigns, will protect, save and hold harmless the Grantor, its authorized agents and employees, from all claims, actions, costs, damages or expenses of any nature whatsoever by reason of the acts or omission of the Grantee, its assigns, agents, contractors, licensees, invitees, employees or any person whomsoever arising out of or in connection with any acts or activities authorized by this LICENSE. The Grantee further agrees to defend the Grantor, its agents or employees in any litigation, including payment of any costs or attorney's fees, for any claims or action commenced, thereof arising out of or in connection with acts or activities authorized by this LICENSE. This obligation shall not include such claims, costs, damages or expenses which may be caused by the sole negligence of the Grantor or its authorized agents or employees; Provided, that if the claims or damages are caused by or result from the concurrent negligence of (a) the Grantor, its agents or employees and (b) the Grantee, its agents or employees, and involves those actions covered by RCW 4.24.115, this indemnity provision shall be valid and enforceable only to the extent of the negligence of the Grantee or Grantee's agents or employees.

It is understood and agreed that the delivery of this LICENSE is hereby tendered and that the terms and obligations hereof shall not become binding upon the Skamania County unless and until accepted and approved hereon in writing by the Skamania County Commissioners

ACCEPTED and APPROVED:

FREDERICK D. MORGAN

14 OCT 97
Date

By: Frederick D. Morgan

DATED: OCTOBER 27, 1997.

SKAMANIA COUNTY
BOARD OF COMMISSIONERS

Edward H. Williams
Chairperson

Judy G. Carter
Commissioner

Albert E. McKee
Commissioner

ATTEST:

Ray M. Olson
County Auditor and Ex-Officio
Clerk of the Board



APPROVED AS TO FORM ONLY

BA
Skamania County Prosecuting
Attorney

STATE OF Washington)
COUNTY OF Clark) ss.

On this day personally appeared before me Frederick E. Morgan

to me known to be the individual described in and who executed the
within and foregoing instrument,

and acknowledged that he signed the same as
his free and voluntary act and deed, for the uses and
purposes therein mentioned.

GIVEN under my hand and official seal this 14th day of
October, 1997.

Lisa M. Baird
Notary Public in and for the State of Washington,

residing at Washington
My commission expires May 7, 1999



EXHIBIT A

