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BOOK 176 PAGE 444

FILED FOR RECORD
SKAMANIA COUNTY, OREGON
BY SKAMANIA CO, TITLE

APR 30 4 07 PM '98

Garry
AUDITOR
GARY M. OLSON

AFTER RECORDING MAIL TO:

Name BONHEVILLE POWER ADMIN - TSR-3 (NW)

Address P.O. BOX 3621

City/State PORTLAND OR 97208

Document Title(s): (or transactions contained therein)

1. contract and grant of road easmt
2. partial release of road easmt
- 3.
- 4.

Reference Number(s) of Documents assigned or released:

recorded 11/13/1942, Bk 29 Pg 307
file No 32162, SKAMANIA CO, WA

☐ Additional numbers on page _____ of document

Grantor(s): (Last name first, then first name and initials)

1. BIRKELAND, TONY AND EVELYN
2. USA
- 3.
- 4.

☐ Additional names on page _____ of document

Grantee(s): (Last name first, then first name and initials)

1. USA
2. BIRKELAND, TONY AND EVELYN, H/W
- 3.
- 4.

☐ Additional names on page _____ of document

Abbreviated Legal Description as follows: (i.e. lot/block/plat or section/township/range/quarter/quarter)

NWNW Sec 8, T1N, R5E, W1W

☐ Complete legal description is on page 6/1 of document

Assessor's Property Tax Parcel / Account Number(s):

01-05-08-0-0-0500-00

NOTE: The auditor's order will rely on the information on the form. The staff will not read the document to verify the accuracy or completeness of the indexing information provided herein.

 First American Title
Insurance Company

(this space for title company use only)

REAL ESTATE EXCISE TAX NA

APR 30 1998

PAID NA

SKAMANIA COUNTY TREASURER

AFTER RECORDING, RETURN TO
Bonneville Power Administration

TSR - J

P.O. BOX 3621

PORTLAND, OR 97208-3621

BPA COPY

BCV-14-AR-24, P. 1R1(Easement)
Tract No. BCV-14-AR-24, P. 1(Partial Release)

U.S. DEPARTMENT OF ENERGY-BONNEVILLE POWER ADMINISTRATION

CONTRACT AND GRANT OF EASEMENT

Access Road

EASEMENT AND RELEASE

THIS AGREEMENT, made this 14th day of April, 19 98, between TONY BIRKELAND and EVELYN BIRKELAND, husband and wife, the Grantor, whether one or more, and the UNITED STATES OF AMERICA, Department of Energy, Bonneville Power Administration, pursuant to the Bonneville Project Act, approved August 20, 1937, Ch. 720, 50 Stat. 731, as amended, 16 U.S.C. 832 (1977); the Federal Columbia River Transmission System Act, approved October 18, 1974, (P.L. 93-454), 88 Stat. 1376, 16 U.S.C. 838 (Supp IV); the Department of Energy Organization Act, approved August 4, 1977, (P.L. 95-91); and the Pacific Northwest Electric Power Planning and Conservation Act, approved December 5, 1980, (P.L. 96-501),

WITNESSETH:

Gary H. Martin, Skamania County Assessor
Date 4/30/98 Parcel # 1-5-3-500

That the parties hereto covenant and agree as follows:

The Grantor, for and in consideration of the release of a portion of an access road easement located in the NW1/4NW1/4 of Section 8, Township 1 North, Range 5 East, Willamette Meridian, Skamania County, Washington, as shown on the attached portion of BPA drawing No. 17971, dated March 13, 1947, and marked Exhibit B, and the provisions contained in this agreement, hereby grants and conveys to the United States of America a perpetual non-exclusive easement for access road purposes in, upon, and across the following-described land, to-wit:

A portion of an existing road over and across a tract of land in the NW1/4NW1/4 of Section 8, Township 1 North, Range 5 East, Willamette Meridian, Skamania County, Washington, Tax Parcel No. 01-05-08-0-0-0500-00, as shown on Exhibit A, attached hereto and by this reference made a part hereof.

The grant shall include the right to enter and to locate, construct, use, maintain, repair, and reconstruct the road or roads, together with cuts and fills as needed.

The Grantor reserves the right to use the access for ingress and egress insofar as the same is located on the land of the Grantor, such reserved right to be exercised in a manner that will not interfere with the use of the access by the United States.

The United States shall repair damages to the access caused by or arising out of its use thereof.

The above-listed access may be used for access to and from any existing or future transmission facilities of the United States which have been or may be constructed adjacent or nearly adjacent thereto.

The rights granted herein are subject to easements of record and mineral rights of third parties.

In addition to the consideration recited herein, the United States shall repair or make compensation for damage to agricultural crops, fences, and irrigation and drainage systems within the easement area that occurs as a result of and during construction, reconstruction, removal, or maintenance activities. Payment for such damage shall be made on the basis of a damage estimate approved by the United States.

The Grantor agrees to satisfy of record such encumbrances, including taxes and assessments, as may be required by the United States and to obtain such curative evidences of title as may be requested by the United States.

The United States shall pay all costs incidental to the preparation and recordation of this instrument and for the procurement of the title evidence.

The Grantor covenants to and with the United States that the Grantor is lawfully seized and possessed of the land aforesaid, with a good and lawful right and power to sell and convey the same; that the land is free and clear of all encumbrances, except as herein provided; and that the Grantor will forever warrant and defend the title to the rights granted herein and the quiet possession thereof against the lawful claims and demands of all persons whomsoever.

The provisions hereof shall inure to the benefit of and be binding upon the heirs, executors, administrators, successors, and assigns of the Grantor and upon the assigns of the United States.

The United States of America, Department of Energy, Bonneville Power Administration, does hereby release and quitclaim to Tony Birkeland and Evelyn Birkeland, all right, title, and interest in and to a portion of access road No. BCV-14-AR-24, P. 1, acquired by the United States for electric power transmission purposes by instrument dated November 6, 1942, and recorded November 13, 1942, in Book 29, Page 307, File Number 32162, Deed Records of Skamania County, Washington, said portion of the road being located in the NW1/4NW1/4 of Section 8, Township 1 North, Range 5 East, Willamette Meridian, Skamania County, Washington.

The rights herein released are no longer required for access to electric power transmission facilities and are released pursuant to the Acts of August 20, 1937, (50 Stat. 732, 16 U.S.C. 832) as amended and June 30, 1949, (63 Stat. 385, 40 U.S.C. S 484) as amended, and regulations and delegations of authority issued pursuant thereto.

It is the purpose and intent of this agreement to vacate the existing BPA road easement across the said property, and to substitute the new road easement contained herein. This document shall be construed consistent with the intent of the parties.

Accepted for the

UNITED STATES OF AMERICA

4/14/98

Date

Grantor TONY BIRKELAND

James M. Birkeland
By *James M. Birkeland* *Evelyn Birkeland*
Grantor EVELYN BIRKELAND

Title

Richard M. Birkeland
Richard M. Birkeland
Grantor RICHARD M. BIRKELAND

Tract No. BCY-14-AR-24 P. 1 (Easement)

BCY-14-AR-24 P. 1 (Partial Release)

GDB:gdb:04/19/97

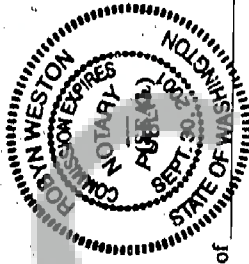
U.S. DEPARTMENT OF ENERGY
BONNEVILLE POWER ADMINISTRATION

MULTIPLE ACKNOWLEDGMENT

Washington, Oregon, Idaho, Montana, and California

State of Washington) ss
County Clark

On this 24 day of Feb, 1998, before me personally appeared Tommy Bickeland Evelyn Bickeland known to me, or proved to me on the basis of satisfactory evidence, to be the person(s) whose name(s) subscribed to the within instrument and who acknowledged to me that I he Y executed the same as Ther voluntary act and deed for the uses and purposes therein mentioned.



Robin Weston
Notary Public in and for the
State of Washington
Residing at Canas Washington
My commission expires 9 30 2001

State of _____) ss
County _____

On this _____ day of _____, before me personally appeared _____ known to me, or proved to me on the basis of satisfactory evidence, to be the person(s) whose name(s) subscribed to the within instrument and who acknowledged to me that he executed the same as _____ voluntary act and deed for the uses and purposes therein mentioned.

Notary Public in and for the
State of _____
Residing at _____
My commission expires _____

(SEAL)

U.S. DEPARTMENT OF ENERGY
BONNEVILLE POWER ADMINISTRATION

OFFICIAL/FIDUCIARY ACKNOWLEDGMENT

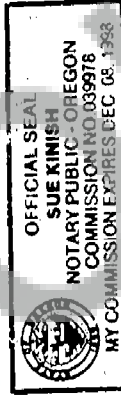
Washington, Oregon, Idaho, Montana, and California

State of Oregon) ss
County Washington)

On this 14th day of April, 19 98, before me personally appeared Jennifer W. Gansell, known to me

or proved to me on the basis of satisfactory evidence to be the person who executed the within instrument as the Secretary-Administrator

acknowledged to me that S he executed the same freely and voluntarily in such capacity; and on oath stated that S he was authorized to execute said instrument in such official or representative capacity.



Sue Kinish
Notary Public in and for the

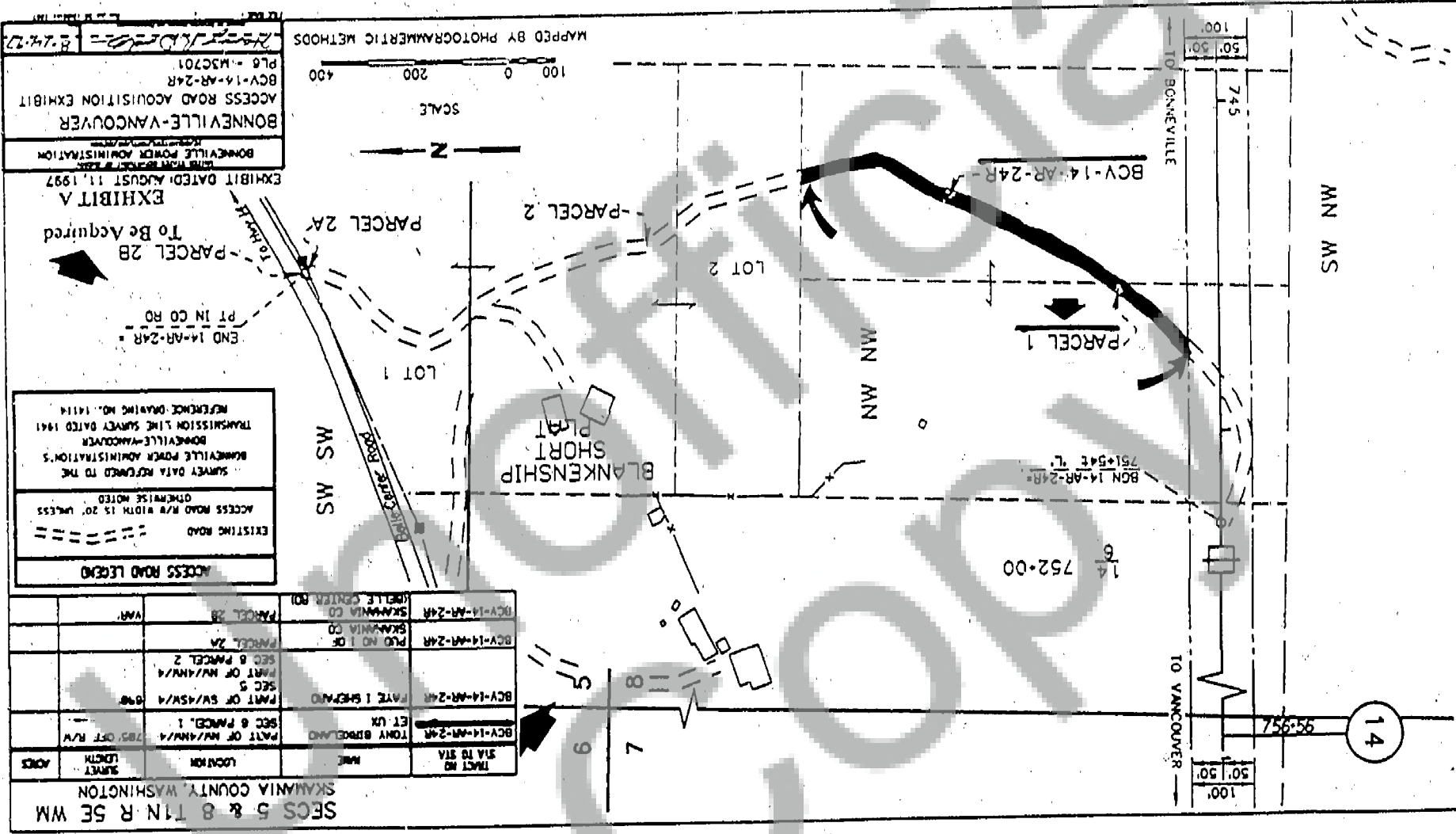
State of Oregon

Residing at Portland

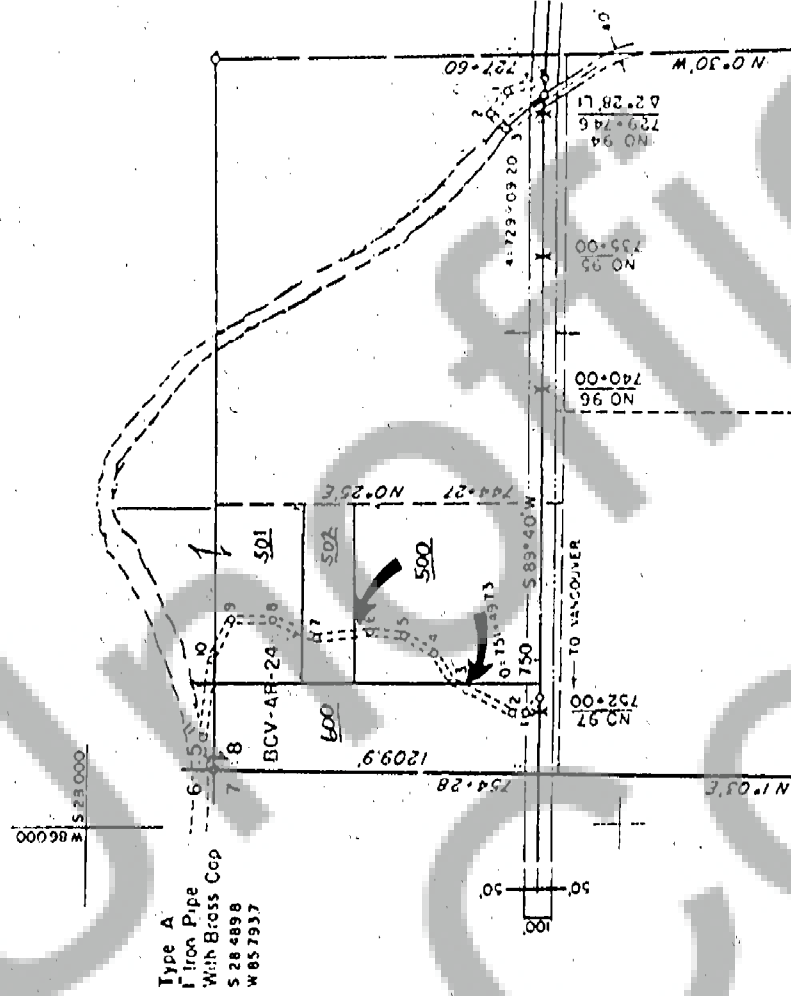
My commission expires 12-8-98

(SEAL)

BPA MARCH 1997



Portion of the SW1/4SW1/4 of Sec. 5
and the W1/2 of Sec. 8,
TWN 1N, RNG 5E, W.M.
Skamania Co., WA



UNITED STATES DEPARTMENT OF THE INTERIOR
BONNEVILLE POWER ADMINISTRATION
PAUL J. RAY, ADMINISTRATOR

BONNEVILLE-CAMAS-VANCOUVER LINE
ACCESS ROADS BCV-AR-24-318.32
SEC 8 T1N R5E W1M
SKAMANIA COUNTY WASHINGTON

Site of the line
accompanying
to the line

17971

17971

ACCESS ROADS		
BCV-AR-24		
STA	BEARING	DIST
0	731°49'33"	779'
1	N 51°51'W	550'
2	N 2°43'W	250.6'
3	N 29°26'E	137.2'
4	N 57°05'E	127.6'
5	N 29°05'E	124.7'
6	N 7°35'E	200.4'
7	N 6°03'W	180.8'
8	N 22°56'E	155.9'
9	N 1°13'E	163.8'
10	N 83°37'W	305.5'
11	EDGE CO ROAD	

Portion of BPA Map No. 17971
EXHIBIT B
To Be Released