

134195

BOOK 186 PAGE 353

After Recording Return to:
Foster, Peachey & Young
420 East Third Street
The Dalles, OR 97058

REAL ESTATE EXCISE TAX

NA

FEB 08 1999

PAID NA

JW

SKAMANIA COUNTY TREASURER

FILED IN RECORD
SKAMANIA CO WASH
BY *Daron Hays*

FEB 8 2 12 PM '99

Gary M. Olson
AUDITOR
GARY M. OLSON

MODIFICATION OF EASEMENT

THIS Agreement entered into this 7th day of January, 1999 between **DARON R. HAYS** as Dominant Tenant and **MARION T. MERRILL and JANIS L. MERRILL, AS CO-TRUSTEES OF THE MERRILL REVOCABLE TRUST UNDER TRUST AGREEMENT DATED NOVEMBER 16, 1992,** as Servient Tenant.

The parties hereto, for and in consideration of the sum of ONE DOLLAR (\$1.00) and other good and valuable consideration paid to Dominant Tenant by the Servient Tenant, hereby modify that Easement set forth in the Amended Lindsay Hazard Short Plat, recorded in Book 3, Page 264, Skamania County Records, that benefits the following described real property, Dominant Estate:

A tract of land in the Northeast quarter of Section 35, Township 3 North, Range 7 East of the Willamette Meridian, in the County of Skamania, State of Washington, described as follows:

Lot 1 of the Amended Lindsay Hazard Short Plat, recorded in Book 3, Page 264, Skamania County Records.

The Servient Estate is described as follows:

A tract of land in the Northeast quarter of Section 35, Township 3 North, Range 7 East of the Willamette Meridian, in the County of Skamania, State of Washington, described as follows:

Lot 2 of the Amended Lindsay Hazard Short Plat, recorded in Book 3, Page 264, Skamania County Records.

The parties hereby agree to modify that easement set forth in the Amended Lindsay Hazard Short Plat by deleting any rights of the Dominant Tenant in the existing water well located upon the Servient Estate and any right to place water lines upon and across the Servient Estate.

1 - MODIFICATION OF EASEMENT

3-7-35-500
1-P-19
3-7-35-501
1-P-19

By the
Dated
Witness
Notary

STATE OF WASHINGTON)

County of Skamania)

) ss.

February 7, 1999

Personally appeared the above named Janis L. Merrill, As Co-Trustee of the Merrill Revocable Trust Under Trust Agreement Dated November 16, 1992, and acknowledged the foregoing instrument to be her voluntary act and deed.

BEFORE ME: Janis L. Merrill



Vickie Lynn Jensen

Notary Public for Washington

My commission expires: 5-31-99

STATE OF WASHINGTON)

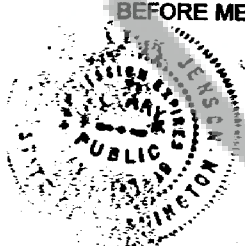
County of Skamania)

) ss.

February 7, 1999

Personally appeared the above named Daron R. Hays, and acknowledged the foregoing instrument to be his voluntary act and deed.

BEFORE ME: Daron R. Hays



Vickie Lynn Jensen

Notary Public for Washington

My commission expires: 5-31-99

3 - MODIFICATION OF EASEMENT

Except as modified herein, all rights of the Dominant Tenant in and across the Servient Tenant's estate shall remain in full force and effect.

IN WITNESS WHEREOF, the parties have executed this document at Stevenson, Washington on the date first above written.

Marion T. Merrill
MARION T. MERRILL, AS CO-TRUSTEE OF
THE MERRILL REVOCABLE TRUST UNDER
TRUST AGREEMENT DATED NOVEMBER 16, 1992,
Servient Tenant

Janis L. Merrill
JANIS L. MERRILL, AS CO-TRUSTEE OF
THE MERRILL REVOCABLE TRUST UNDER
TRUST AGREEMENT DATED NOVEMBER 16, 1992,
Servient Tenant

Daron R. Hays
DARON R. HAYS, Dominant Tenant

STATE OF WASHINGTON)

County of Skamania) ss.

February 7, 1999

Personally appeared the above named Marion T. Merrill, As Co-Trustee of the Merrill Revocable Trust Under Trust Agreement Dated November 16, 1992, and acknowledged the foregoing instrument to be his voluntary act and deed.



BEFORE ME: Marion T. Merrill, Janis L. Merrill
AND Daron R. Hays

Vickie Lynn Jensen
Notary Public for Washington
My commission expires: 5-31-99