

138148

BOOK 199 PAGE 238

AFTER RECORDING, RETURN TO  
Bonneville Power Administration  
TSR - 3  
P.O. BOX 3621  
PORTLAND, OR 97208-3621

FILED  
MAY 15 12 19 1980  
SKAMANIA CO. TITLE

MAY 15 12 19 1980  
O'Leary  
GARY M. OLSON

Legal description: A portion of Lot 2 of Basey Short Flat, recorded in Book 3 of Short Plats, Page 274, Skamania County, in the NW1/4 of Section 9, Township 1 North, Range 5 East, W.M., Skamania County, WA, as shown on Exhibit A.  
(Affects Assessor's Parcel 01-05-09-0-0-0613-00)

Pay to order of  
100.00  
100.00  
100.00  
100.00  
100.00  
100.00

BPA COPY  
REAL ESTATE EXCISE TAX

BCV-13-AR-1 (Easement)  
Tract No. BCV-13-AR-34 (Partial Release)

U.S. DEPARTMENT OF ENERGY-BONNEVILLE POWER ADMINISTRATION

MAY 15 2000

PAID N/A  
CONTRACT AND GRANT OF EASEMENT  
Access Road  
EASEMENT AND RELEASE

SKAMANIA COUNTY TREASURER

THIS AGREEMENT, made this 5<sup>th</sup> day of April, 2000, between

JAMES BOLLER and GLENNA BLAIR, 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 5-15-00 Parcel # 1-5-9-6-13

That the parties hereto covenant and agree as follows:

The Grantor, for and in consideration of the release of access road easement shown on the attached BPA drawing No. C165-340-C1, dated 6-22-42 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 right-of-way over and along an existing road, over and across part of Lot 2, of Basey Short Plat, recorded in Book 3 of Short Plats, Page 274, Skamania County, Washington as shown on Exhibit A, which is BPA Access Road Acquisition Exhibit, 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 JAMES BOLLER and GLENNA BLAIR all right, title, and interest in and to a portion of access road No. BCV-13-AR-34, acquired by the United States for electric power transmission purposes by instrument dated 11-12-42, and recorded 01-11-43, in Book 29, Page 362-364, File No. 32283, Deed Records of Skamania County, Washington, said road being located in the S1/2NW1/4, Section 9, 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.

Accepted for the  
UNITED STATES OF AMERICA  
Date 4-25-00  
3-24-00

James Boller  
Grantor JAMES BOLLER

By Sue Kerk

Glenna Blair  
Grantor GLENNA BLAIR

Title Realty Specialist

Grantor

BCV-13-AR-1 (Easement)  
Tract No. BCV-13-AR-34 (Partial Release)  
KSK:ksk:02/23/00

BPA MARCH 1997



U.S. DEPARTMENT OF ENERGY  
BONNEVILLE POWER ADMINISTRATION

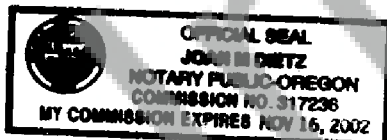
OFFICIAL/FIDUCIARY ACKNOWLEDGMENT

Washington, Oregon, Idaho, Montana, and California

State of Oregon }  
County Multnomah } ss

On this 25<sup>th</sup> day of April, 192000, before me personally  
appeared Gue Kinosh, known to me or  
proved to me on the basis of satisfactory evidence to be the person who executed the within instrument as  
the Realty Specialist, Real Property Field Service

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.



(SEAL)

Joan M. Dietz  
Notary Public in and for the  
State of Oregon  
Residing at Portland  
My commission expires 11/16/02

U.S. DEPARTMENT OF ENERGY  
BONNEVILLE POWER ADMINISTRATION

MULTIPLE ACKNOWLEDGMENT

Washington, Oregon, Idaho, Montana, and California

State of Idaho )  
County Latah ) ss

On this 24 day of March, 2000, before me personally appeared James Boiler, known to me, or proved to me on the basis of satisfactory evidence, to be the person(s) whose name(s) James Boiler subscribed to the within instrument and who acknowledged to me that he executed the same as a voluntary act and deed for the uses and purposes therein mentioned.



Steffani Anderson  
Notary Public in and for the

State of Idaho

Residing at Potlatch

My commission expires 4-24-2004

State of Idaho )  
County Latah ) ss

On this 24 day of March, 2000, before me personally appeared Glenna Blair, known to me, or proved to me on the basis of satisfactory evidence, to be the person(s) whose name(s) Glenna Blair subscribed to the within instrument and who acknowledged to me that he executed the same as a voluntary act and deed for the uses and purposes therein mentioned.

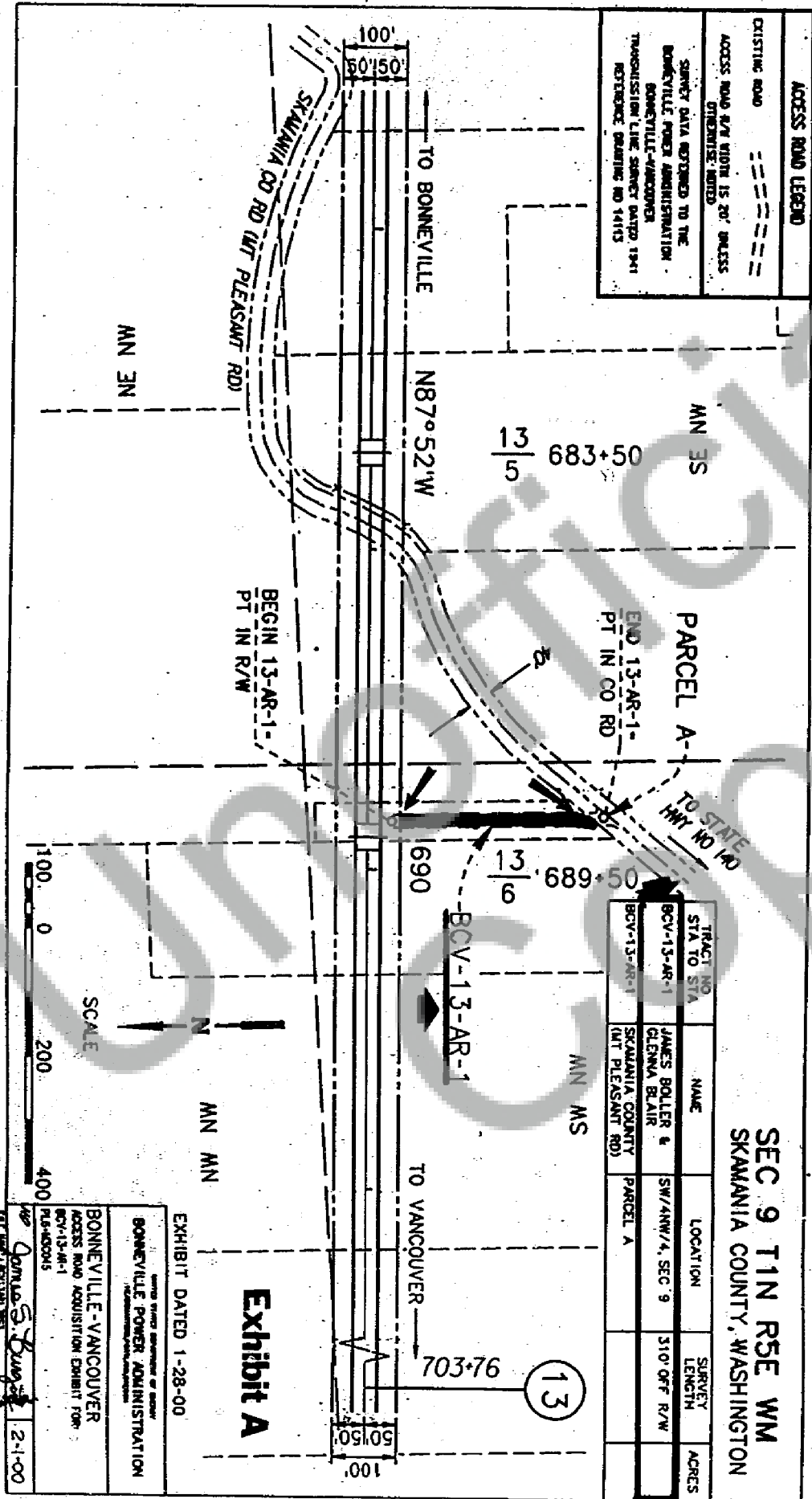


Steffani Anderson  
Notary Public in and for the

State of Idaho

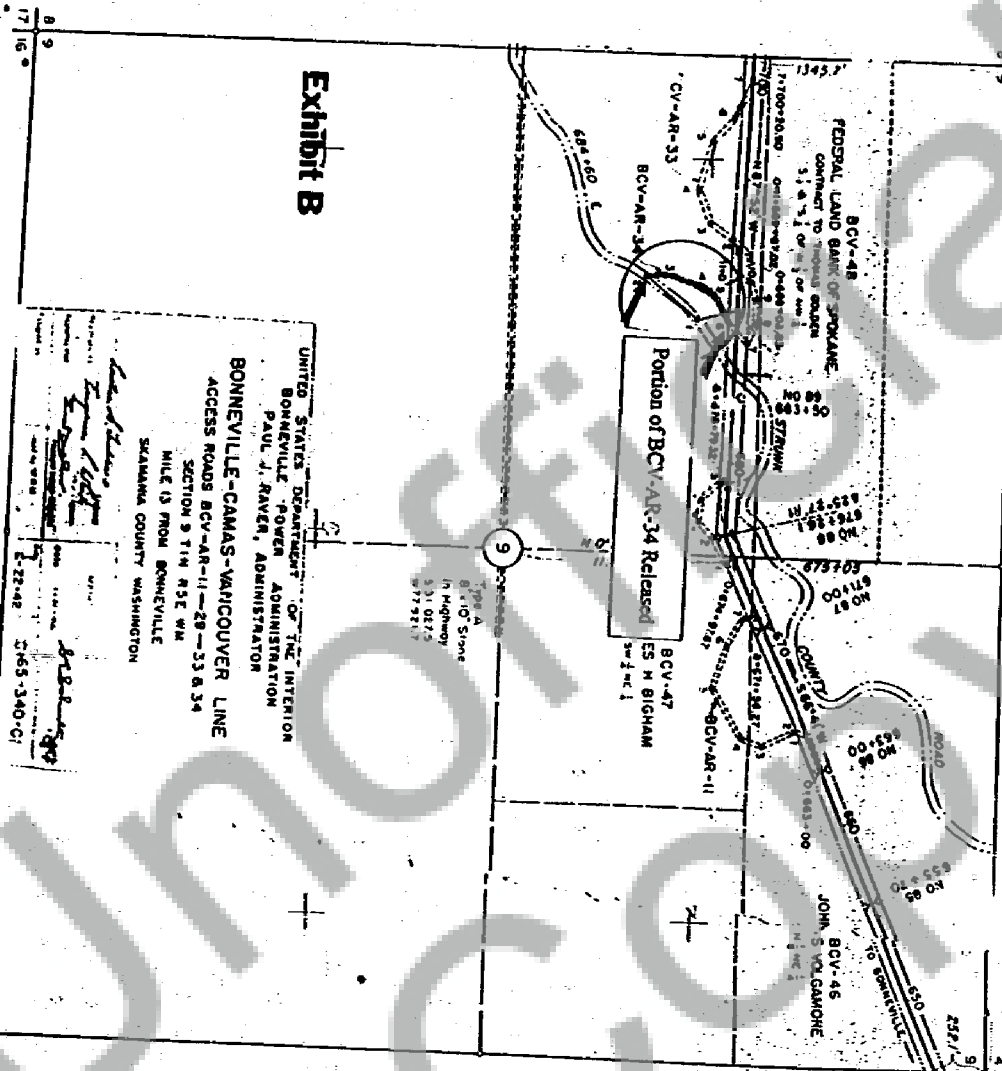
Residing at Potlatch

My commission expires 4-24-2004





**Exhibit B**



UNITED STATES DEPARTMENT OF THE INTERIOR  
 BONNEVILLE POWER ADMINISTRATION  
 PAUL J. RAY, ADMINISTRATOR  
 BONNEVILLE-CAMAS-WANCOVER LINE  
 ACCESS ROADS BCV-AR-11-28-33-34  
 SECTION 9 T14N R5E W4  
 MILE 13 FROM BONNEVILLE  
 SNAKE RIVER  
 SNAKE COUNTY WASHINGTON  
 1-22-48 3465-340-C1