

141066

BOOK 209 PAGE 747

RETURN ADDRESS:

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FILED FOR RECORD
SKAMANIA CO. WASH
BY Norm Haight

MAY 14 2 50 PM '01
GARY H. OLSON
AUDITOR

Please Print or Type Information.

Document Title(s) or transactions contained therein:

1. COURT ORDERED PARTITION & BOUNDARY LINE AGREEMENT TOWNSHIP
2. STIPULATION & ORDER FOR PARTITION
3. PROPOSED BOUNDARY LINE AGREEMENT
4. MOTION FOR ENTRY OF JUDGMENT OF PARTITION, JUDGMENT OF PARTITION

GRANTOR(S) (Last name, first, then first name and initials)

1. OTTIS HOLWEGNER
2. SYLVIA HOLWEGNER
3. BILLY LYONS
4. MARIE COBINE

REAL ESTATE EXCISE TAX

21517

MAY 14 2001

☐ Additional Names on Page _____ of Document.PAID exempt

GRANTEE(S) (Last name, first, then first name and initials)

1. OTTIS HOLWEGNER
2. SYLVIA HOLWEGNER
3. BILLY LYONS
4. MARIE COBINE

W. JENCKE WARDEN

SKAMANIA COUNTY TREASURER

☐ Additional Names on Page _____ of Document.

LEGAL DESCRIPTION (Abbreviated: i.e., Lot, Block, Plat or Section Township, Range, Quarter/Quarter)

SECTION 15 TOWNSHIP 4 NORTH, RANGE 7 EAST
OF THE WILLAMETTE MERIDIAN COUNTY OF SKAMANIA,
STATE OF WASHINGTON

☐ Complete Legal on Pages 5 of Document.

REFERENCE NUMBER(S) Of Document assigned or released:

☐ Additional Numbers on Page _____ of Document.

ASSESSOR'S PROPERTY TAX PARCEL/ACCOUNT NUMBER

04-07-15-0500

04-07-15-0501

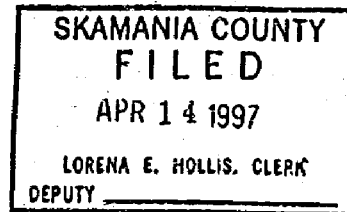
Gary H. Martin, Skamania County Assessor

☐ Property Tax parcel ID is not yet assigned.

Date 5/14/01 4-7-15-500, 501

☐ Additional Parcel Numbers 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.



SUPERIOR COURT OF WASHINGTON IN AND FOR SKAMANIA COUNTY

OTIS HOLWEGNER and SYLVIA
HOLWEGNER, husband and wife,

Plaintiffs

vs

BILLY D. LYONS, a/k/a BILL LYONS

NO. 95 2 00016 1

STIPULATION AND ORDER FOR
PARTITION

The parties have agreed to resolution of the above action as follows:

1. The parties request that the Court accept this stipulation and enter the following stipulated Order;
2. This stipulation shall be binding on the parties, their heirs and assigns, and is hereby accepted by the parties;
3. The subject property of this stipulation is defined in the Order Setting Aside Homestead, filed May 19, 1988, Skamania Cause No. 88 2 00035 4, which Order is incorporated herein by this Order;
4. The stipulation is as follows:
 - a. The property which is the subject of this action is to be partitioned at the earliest possible date by a surveyor selected by the Defendant, the cost of which is to be borne equally by both parties.
 - b. The instruction to the surveyor is to define a parcel of ten acres, defined by a line which commences at the intersection of the east line of Section 15, township 4 north, range 7 east of the

STIPULATION AND ORDER
FOR PARTITION

Willamette Meridian and a contour line which is 25 feet below the top of the bluff (which point of intersection is approximately 600 feet from the southeast corner), thence following the contour line to the south line of the proposed lot number 39 of the preliminary plat of Wind River Village, following the south and west lines of said lot 39 to the northwest corner of said lot, thence along the northerly line of said preliminary plat to the approximate location of the easterly right of way line of a private road referred to as Lyons Road, thence northeasterly to Wind River Highway or the east line of Section 15, to define a parcel of ten acres, as generally depicted on Exhibit "A", attached hereto. Whether said line runs to the highway or to the east line of Section 15 shall be determined by the parties which shall best develop the subject property.

c. Title to the subject property east of said line (defined in b, above) is to be awarded to and quieted in Defendant. The area defined in pink on Exhibit A approximates the ten acre parcel to be quieted to Defendant.

d. Title to the balance of the subject property is to be awarded to and quieted in the Plaintiffs.

e. The definition of the property which is the subject of the action, as a condition of this stipulation, is to be amended to include the referenced portion of said lot 39. The red line on Exhibit "A" approximates the boundary line of the subject property, plus lot 39, and the abutting Wind River Village. A boundary line agreement shall be executed by the parties and others, as a condition precedent to this stipulation, which shall confirm the common line between the subject property as amended and Wind River Village.

f. Following survey work, the parties shall execute deeds or enter a judgment of partition, with reservations of reciprocal easements for access.

g. This matter, after partition is completed, shall be dismissed with prejudice and without costs to either party.

Dated: April __, 14, 1997.

Otis Holwegner
Otis Holwegner

Dated: April __, 1997.

Billy Lyons
Billy Lyons

Sylvia Holwegner
Sylvia Holwegner

STIPULATED ORDER

The Court having reviewed the above stipulation of the parties and having been advised by

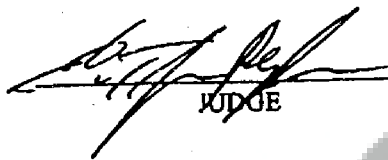
STIPULATION AND ORDER
FOR PARTITION

counsel for the parties that the above matter is resolved and that the stipulation is acceptable to the parties, NOW, THEREFORE

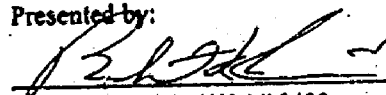
IT IS ORDERED that the above stipulation is hereby accepted and that the subject property is ordered partitioned as provided in the stipulation.

IT IS FURTHER ORDERED that the Court shall retain jurisdiction until the partition is completed and appropriate deeds recorded or judgment of partition is entered.

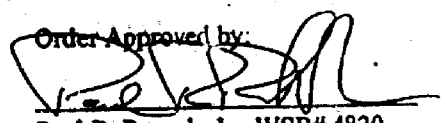
Dated: April 12, 1997.


JUDGE

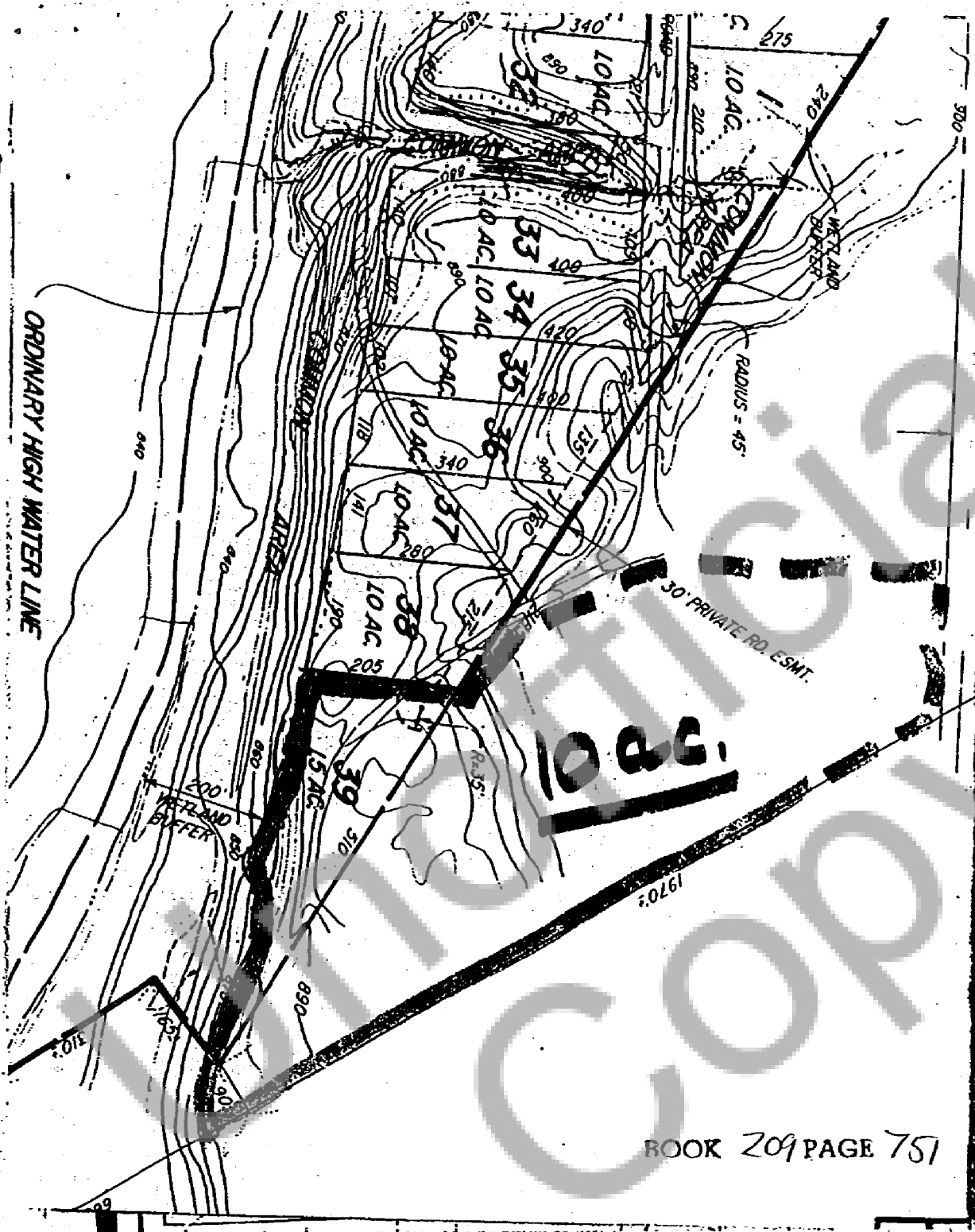
Presented by:


Robert K. Leick WSB# 3432
Attorney for Plaintiffs

Order Approved by:


Paul R. Roesch, Jr. WSB# 4820
Attorney for Defendant

STIPULATION AND ORDER
FOR PARTITION



BOOK 209 PAGE 751

EXHIBIT 'A'

IN THE SUPERIOR COURT OF THE STATE OF WASHINGTON
IN AND FOR THE COUNTY OF SKAMANIA

OTTIS HOLWEGNER and SYLVIA
HOLWEGNER, husband and wife,

Plaintiffs,

vs.

BILLY LYONS aka BILL LYONS,

Defendant.

No.95-2-00016-1

PROPOSED BOUNDARY LINE
AGREEMENT PERTAINING TO REAL
PROPERTY

SKAMANIA COUNTY
ORIGINAL FILED

FEB 12 2001

Lerona E. Hollis, Clerk

This agreement made this 5th day of February, 2000, by and between Ottis
Holwegner and Sylvia Holwegner, husband and wife, hereinafter referred to as "Plaintiffs", and
Billy D. Lyons, a single man, hereinafter referred to as "Defendant" and Marie Colbine, who was
not a party to the above entitled action:

WITNESSTH:

The Parties to this agreement agree that all property described as parcels number one (parcel 1)
and two (parcel 2) to wit:

In the County of Skamania, State of Washington:

Those portions of the following described tracts in Section 15, Township 4 North,
Range 7 East of the Willamette Meridian, lying Southerly and Westerly of the
Wind River Highway and Northerly and Easterly of the center of Wind River:

The South 163 feet of the South Half of the Southeast Quarter of the Northwest
Quarter lying Easterly of the Westerly right of way of the existing 20 foot private
access road to El Descanso Al Rio; the Northeast Quarter of the Southwest
Quarter.

EXCEPT that portion thereof, platted as El Descanso Al Rio, recorded in Book
"A" of Plats, at page 90, records of Skamania County, Washington.

ALSO EXCEPT the following described tract:

NOIDIA PHOT
TE TUBS W/ 3100.
W/ 3100 2000

BEGINNING at the Northeasterly corner of Lot 5 of El Descanso Al Rio Plat:
Thence South 57° 54' East 24 feet; thence North 36° East 146 feet; thence North
57° 54' West 70 feet; thence North 43° 54' East 239 feet; thence South 36° West
146 feet, thence South 43° 54' East 239 feet; thence South 57° 54' East 46 feet to
the POINT OF BEGINNING.

The South Half of the Northeast Quarter.

EXCEPT the West 20 feet.

AND EXCEPT the South 163 feet of said West 20 feet.

The Southeast Quarter of the Southeast Quarter.

EXCEPT that portion of the South Half of the South Half of the Southeast Quarter
of the Southeast Quarter lying Westerly of the Easterly bank of Wind River.

EXCEPT Public Roads.

Parcel II

The North Half of the Southeast Quarter of Section 15, Township 4 North, Range 7
East of the Willamette Meridian, Skamania County, Washington, lying Southerly
and Westerly of the Wind River Highway.

Shall be divided in accordance with the court order of April 14, 1997 and, in order to accomplish
the same, they have executed the following deeds and other conveyances.

CONVEYANCES

The parties recite and declare:

1. Ottis Holwegner and Sylvia Holwegner, husband and wife, and Marie Colbine for
and in consideration of the mutual covenants and conveyances to the parties contained elsewhere in
this Boundary Line Agreement, do hereby convey and quit claim to Billy D. Lyons the following
described property:

A parcel of property located in the East half of the Southeast Quarter of Section 15, Township 4 North, Range 7 East of the Willamette Meridian in Skamania County, Washington, described as follows:

COMMENCING at the Southeast corner of said Section 15;

THENCE North 02° 00' 11" East along the East line of said Section 15 a distance of 536.23 feet and the TRUE POINT OF BEGINNING;

THENCE North 88° 46' 24" West, 9.52 feet;

THENCE North 61° 51' 45" West 23.06 feet;

THENCE North 51° 45' 22" West 59.92 feet;

THENCE North 40° 31' 45" West 61.40 feet;

THENCE North 25° 47' 01" West 28.48 feet;

THENCE North 52° 14' 50" West 23.61 feet;

THENCE North 37° 35' 45" West 41.13 feet;

THENCE North 23° 38' 35" West 95.10 feet;

THENCE North 44° 50' 32" West 453.43 feet;

THENCE North 38° 37' 53" East 185.79 feet;

THENCE North 01° 22' 44" East 358.33 feet;

THENCE North 65° 03' 27" East 495.51 feet to the East line of said Southeast Quarter of Section 15;

THENCE North 01° 08' 28" West along said East line 132.15 feet to an angle point;

THENCE South 02° 00' 11" West along said East line 1157.06 feet to the TRUE POINT OF BEGINNING;

Containing 10 acres, more or less.

They also convey a non-exclusive easement for ingress, egress and utilities described as follows:

A Parcel of property located in the East Half of the Southeast Quarter of Section 15, Township 4 North, Range 7 East of the Willamette Meridian in Skamania County, Washington described as follows:

COMMENCING at the Southeast corner of said Section 15;

THENCE North $02^{\circ} 00' 11''$ East along the East line of said Section 15 a distance of 536.23 feet;

THENCE North $88^{\circ} 46' 24''$ West 9.52 feet;

THENCE North $61^{\circ} 51' 45''$ West 23.06 feet;

THENCE North $51^{\circ} 45' 22''$ West 59.92 feet;

THENCE North $40^{\circ} 31' 45''$ West 61.40 feet;

THENCE North $25^{\circ} 47' 01''$ West 28.48 feet;

THENCE North $52^{\circ} 14' 50''$ West 23.61 feet;

THENCE North $37^{\circ} 35' 45''$ West 41.13 feet;

THENCE North $23^{\circ} 38' 35''$ West 95.10 feet;

THENCE North $44^{\circ} 50' 32''$ West 453.43 feet;

THENCE North $38^{\circ} 37' 53''$ East 185.79 feet to the TRUE POINT OF BEGINNING;

THENCE North $01^{\circ} 22' 44''$ East 358.33 feet;

THENCE North $25^{\circ} 34' 27''$ East 522.34 feet to the apparent centerline of Wind River Highway;

THENCE North $56^{\circ} 20' 50''$ West along said centerline 60.60 feet;

THENCE South $25^{\circ} 34' 27''$ West 543.71 feet;

THENCE South $01^{\circ} 22' 44''$ West, 450.09 feet to a point that bears South $38^{\circ} 37' 53''$ West from the TRUE POINT OF BEGINNING;

THENCE North $38^{\circ} 37' 53''$ East 99.12 feet to the TRUE POINT OF BEGINNING;

2. Billy D. Lyons for and in consideration of the conveyance outlined above does hereby convey and quit claim to Otis Holwegner and Sylvia Holwegner, husband and wife, the following described property:

A parcel of property located in the Northeast Quarter of the Southeast Quarter of Section 15, Township 4 North, Range 7 East of the Willamette Meridian in Skamania County Washington, described as follows:

COMMENCING at the Southeast corner of said Section 15;

THENCE North $02^{\circ} 00' 11''$ East along the East line of said Section 15 a distance of 536.23 feet;

THENCE North $88^{\circ} 46' 24''$ West 9.52 feet;

THENCE North $61^{\circ} 51' 45''$ West 23.06 feet;

THENCE North $51^{\circ} 45' 22''$ West 59.92 feet;

THENCE North $40^{\circ} 31' 45''$ West 61.40 feet;

THENCE North $25^{\circ} 47' 01''$ West 28.48 feet;

THENCE North $52^{\circ} 14' 50''$ West 23.61 feet;

THENCE North $37^{\circ} 35' 45''$ West 41.13 feet;

THENCE North $23^{\circ} 38' 35''$ West 95.10 feet;

THENCE North $44^{\circ} 50' 32''$ West 453.43 feet;

THENCE North $38^{\circ} 37' 53''$ East 185.79 feet;

THENCE North $01^{\circ} 22' 44''$ East 358.33 feet and the TRUE POINT OF BEGINNING;

THENCE North $65^{\circ} 03' 27''$ East 495.51 feet to said East line of the Southeast Quarter of Section 15;

1 THENCE North $01^{\circ} 08' 28''$ East along the said East line 113.33 feet to a
2 11459.16 foot curve to the right having a tangent bearing into said curve at
3 this point of North $57^{\circ} 13' 31''$ West;

4 THENCE around said 11459.16 foot radius curve to the left 175.63;

5 THENCE North $56^{\circ} 20' 50''$ West 635.11 feet;

6 THENCE South $33^{\circ} 39' 10''$ West 474.52 feet;

7 THENCE South $56^{\circ} 24' 41''$ East 50.97 feet;

8 THENCE South $55^{\circ} 37' 01''$ East 496.75 feet;

9 THENCE South $27^{\circ} 24' 37''$ East 75.14 to the TRUE POINT OF
10 BEGINNING.

11 EXCEPT Public Roads.

12 Contains 8.5 acres, more or less.

13
14 He also conveys a non-exclusive easement for ingress, egress and utilities described as
15 follows:

16
17 A Parcel of property located in the East Half of the Southeast Quarter of
18 Section 15, Township 4 North, Range 7 East of the Willamette Meridian in
19 Skamania County, Washington described as follows:

20 COMMENCING at the Southeast corner of said Section 15;

21 THENCE North $02^{\circ} 00' 11''$ East along the East line of said Section 15 a
22 distance of 536.23 feet;

23 THENCE North $88^{\circ} 46' 24''$ West 9.52 feet;

24 THENCE North $61^{\circ} 51' 45''$ West 23.06 feet;

25 THENCE North $51^{\circ} 45' 22''$ West 59.92 feet;

26 THENCE North $40^{\circ} 31' 45''$ West 61.40 feet;

27 THENCE North $25^{\circ} 47' 01''$ West 28.48 feet;

28 THENCE North $52^{\circ} 14' 50''$ West 23.61 feet;

THENCE North 37° 35' 45" West 41.13 feet;

THENCE North 23° 38' 35" West 95.10 feet;

THENCE North 44° 50' 32" West 453.43 feet;

THENCE North 38° 37' 53" East 185.79 feet to the TRUE POINT OF BEGINNING;

THENCE North 01° 22' 44" East 358.33 feet;

THENCE North 25° 34' 27" East 522.34 feet to the apparent centerline of Wind River Highway;

THENCE North 56° 20' 50" West along said centerline 60.60 feet;

THENCE South 25° 34' 27" West 543.71 feet;

THENCE South 01° 22' 44" West, 450.09 feet to a point that bears South 38° 37' 53" West from the TRUE POINT OF BEGINNING;

THENCE North 38° 37' 53" East 99.12 feet to the TRUE POINT OF BEGINNING.

Billy D. Lyons, in consideration of the execution of the conveyance included above conveys and quit claims any and all interest he has in the following described property:

In the County of Skamania, State of Washington:

Those portions of the following described tracts in Section 15, Township 4 North, Range 7 East of the Willamette Meridian, lying Southerly and Westerly of the Wind River Highway and Northerly and Easterly of the center of Wind River:

The South 163 feet of the South Half of the Southeast Quarter of the Northwest Quarter lying Easterly of the Westerly right of way of the existing 20 foot private access road to El Descanso Al Rio; the Northeast Quarter of the Southwest Quarter.

EXCEPT that portion thereof, platted as El Descanso Al Rio, recorded in Book "A" of Plats, at page 90, records of Skamania County, Washington.

1 ALSO EXCEPT the following described tract:

2 BEGINNING at the Northeasterly corner of Lot 5 of El Descanso Al Rio
3 Plat:

4 Thence South 57° 54' East 24 feet; thence North 36° East 146 feet; thence
5 North 57° 54' West 70 feet; thence North 43° 54' East 239 feet; South 36°
6 West 146 feet, thence South 43° 54' East 239 feet; thence South 57° 54'
7 East 46 feet to the POINT OF BEGINNING.

8 The South Half of the Northeast Quarter.

9 EXCEPT the West 20 feet.

10 AND EXCEPT the South 163 feet of said West 20 feet.

11 The Southeast Quarter of the Southeast Quarter.

12 EXCEPT that portion of the South Half of the South Half of the Southeast
13 Quarter of the Southeast Quarter lying Westerly of the Easterly bank of
14 Wind River.

15 EXCEPT Public Roads; and

16 The North Half of the Southeast Quarter of Section 15, Township 4 North,
17 Range 7 East of the Willamette Meridian, Skamania County, Washington,
18 lying Southerly and Westerly of the Wind River Highway.

19 To Ottis Holwegner and Sylvia Holwegner, husband and wife, and Marie Colbine:

20 EXCEPT the following described parcel of property and easement:

21 A parcel of property located in the East Half of the Southeast Quarter of
22 Section 15, Township 4 North, Range 7 East of the Willamette Meridian in
23 Skamania County, Washington, described as follows:

24 COMMENCING at the Southeast corner of said Section 15;

25 THENCE North 02° 00' 11" East along the East line of said Section 15 a
26 distance of 536.23 feet and the TRUE POINT OF BEGINNING;

27 THENCE North 88° 46' 24" West 9.52 feet;

28 THENCE North 61° 51' 45" West 23.06 feet;

THENCE North 51° 45' 22" West 59.92 feet;

THENCE North 40° 31' 45" West 61.40 feet;

THENCE North 25° 47' 01" West 28.48 feet;

THENCE North 52° 14' 50" West 23.61 feet;

THENCE North 37° 35' 45" West 41.13 feet;

THENCE North 23° 38' 35" West 95.10 feet;

THENCE North 44° 50' 32" West 453.43 feet;

THENCE North 38° 37' 53" East 185.79 feet;

THENCE North 01° 22' 44" East 358.33 feet;

THENCE North 65° 03' 27" East 495.51 feet to the East line of said Southeast Quarter of Section 15;

THENCE South 01° 08' 28" West along said East line 132.15 feet to an angle point;

THENCE South 02° 00' 11" West along said East line 1157.06 feet to the TRUE POINT OF BEGINNING;

Containing 10 acres, more or less.

And an easement described as follows:

A Parcel of property located in the East Half of the Southeast Quarter of Section 15, Township 4 North, Range 7 East of the Willamette Meridian in Skamania County, Washington described as follows:

COMMENCING at the Southeast corner of said Section 15;

THENCE North 02° 00' 11" East along the East line of said Section 15 a distance of 536.23 feet;

THENCE North 88° 46' 24" West 9.52 feet;

THENCE North 61° 51' 45" West 23.06 feet;

THENCE North 51° 45' 22" West 59.92 feet;

THENCE North 40° 31' 45" West 61.40 feet;

THENCE North 25° 47' 01" West 28.48 feet;

THENCE North 52° 14' 50" West 23.61 feet;

THENCE North 37° 35' 45" West 41.13 feet;

THENCE North 23° 38' 35" West 95.10 feet;

THENCE North 44° 50' 32" West 453.43 feet;

THENCE North 38° 37' 53" East 185.79 feet to the TRUE POINT OF BEGINNING;

THENCE North 01° 22' 44" East 358.33 feet;

THENCE North 25° 34' 27" East 522.34 feet to the apparent centerline of Wind River Highway;

THENCE North 56° 20' 50" West along said centerline 60.60 feet;

THENCE South 25° 34' 27" West 543.71 feet;

THENCE South 01° 22' 44" West, 450.09 feet to a point that bears South 38° 37' 53" West from the TRUE POINT OF BEGINNING;

THENCE North 38° 37' 53" East 99.12 feet to the TRUE POINT OF BEGINNING.

Billy D. Lyons and Otis Holwegner and Sylvia Holwegner, husband and wife, grant bargain and convey a nonexclusive easement for ingress, egress and utilities to Otis Holwegner and Marie Cobine over and across the following described property:

A Parcel of property located in the East Half of the Southeast Quarter of Section 15, Township 4 North, Range 7 East of the Willamette Meridian in Skamania County, Washington described as follows:

COMMENCING at the Southeast corner of said Section 15;

THENCE North 02° 00' 11" East along the East line of said Section 15 a distance of 536.23 feet;

1 THENCE North 88° 46' 24" West 9.52 feet;

2 THENCE North 61° 51' 45" West 23.06 feet;

3 THENCE North 51° 45' 22" West 59.92 feet;

4 THENCE North 40° 31' 45" West 61.40 feet;

5 THENCE North 25° 47' 01" West 28.48 feet;

6 THENCE North 52° 14' 50" West 23.61 feet;

7 THENCE North 37° 35' 45" West 41.13 feet;

8 THENCE North 23° 38' 35" West 95.10 feet;

9 THENCE North 44° 50' 32" West 453.43 feet;

10 THENCE North 38° 37' 53" East 185.79 feet to the TRUE POINT OF
11 BEGINNING;

12 THENCE North 01° 22' 44" East 358.33 feet;

13 THENCE North 25° 34' 27" East 522.34 feet to the apparent centerline of
14 Wind River Highway;

15 THENCE North 56° 20' 50" West along said centerline 60.60 feet;

16 THENCE South 25° 34' 27" West 543.71 feet;

17 THENCE South 01° 22' 44" West, 450.09 feet to a point that bears South 38°
18 37' 53" West from the TRUE POINT OF BEGINNING;

19 THENCE North 38° 37' 53" East 99.12 feet to the TRUE POINT OF
20 BEGINNING.

21 IN WITNESS WHEREOF the parties have executed this Agreement of the _____ day of
22 _____, 2000.

23
24
25
26
27
28 *Ottis Holwegner*
29 Ottis Holwegner, Plaintiff

Sylvia Holwegner
Sylvia Holwegner, Plaintiff

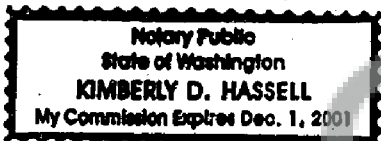
Billy D. Lyons
Billy D. Lyons, Defendant

Marie Colbine
Marie Colbine

STATE OF WASHINGTON)
) ss.
County of Skamania)

This is to certify that on the 30th day of January, 2000, before me personally appeared Ottis Holwegner and Sylvia Holwegner, husband and wife, to me known to be the individuals described in and who executed the forgoing instrument, and acknowledged to me that they signed the same as their free and voluntary act and deed for the uses and purposes therein mentioned.

Given under my hand and official seal on the 30th day of January, 2000.

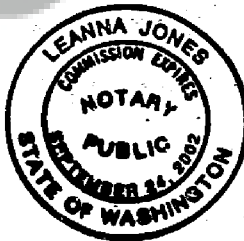


Kimberly Hassell
Notary Public in and for the
State of Washington, residing
at Stevenson
Commission expires: 12/01/01.

STATE OF WASHINGTON)
) ss.
County of Skamania)

This is to certify that on the 24th day of January, 2001, before me personally appeared Billy D. Lyons, to me known to be the individual described in and who executed the forgoing instrument, and acknowledged to me that they signed the same as their free and voluntary act and deed for the uses and purposes therein mentioned.

Given under my hand and official seal on the 24th day of January, 2001.

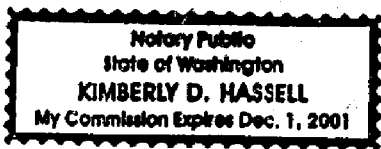


Leanna Jones
Notary Public in and for the
State of Washington, residing
at Wardland
Commission expires: 12/24/02.

STATE OF WASHINGTON)
) ss.
 County of Skamania)

This is to certify that on the 5th day of February, 2000, before me personally appeared Marie Colbine, to me known to be the individual described in and who executed the forgoing instrument, and acknowledged to me that they signed the same as their free and voluntary act and deed for the uses and purposes therein mentioned.

Given under my hand and official seal on the 5th day of February, 2000.



Kimberly Hassell
 Notary Public in and for the
 State of Washington, residing
 at Steven WA
 Commission expires: 12/01/01

Robert K. Leick, WSBA#3432
 Attorney at Law
 PO Box 247
 Stevenson, WA 98648
 Telephone: (509) 427-5011
 Fax: (509) 427-7618

Attorney for: Otis & Sylvia Holwegner

SKAMANIA COUNTY
ORIGINAL FILED

MAR 28 2001

Lorena F. Hollis, Clerk

IN THE SUPERIOR COURT OF THE STATE OF WASHINGTON
IN AND FOR THE COUNTY OF SKAMANIA

COPY

OTTIS HOLWEGNER and SYLVIA
HOLWEGNER, husband and wife,

Plaintiffs,

v.

BILLY LYONS aka BILL LYONS,

Defendant.

Case No. 95-2-00016-1

MOTION FOR ENTRY OF
JUDGMENT OF PARTITION

BOOK 209 PAGE 765

Plaintiffs, Ottis Holwegner and Sylvia Holwegner, husband and wife, move the Court for entry of a Judgment of Partition. This Motion is based on the records and files herein which show:

1. Plaintiffs, Ottis and Sylvia Holwegner, husband and wife, and, Defendant Billy Lyons were tenants in common of a parcel of land in Skamania County. Plaintiffs brought this action for partition.

2. On April 14th, 1997, this Court, pursuant to stipulation of the parties, entered an Order for Partition which read as follows:

"IT IS ORDERED that the above stipulation is hereby accepted and that the subject property is ordered partitioned as provided in the stipulation.

IT IS FURTHER ORDERED that the Court shall retain jurisdiction until the partition is completed and appropriate deeds recorded or judgment of partition is entered."

3. The parties have entered into a boundary line agreement, an original copy of which has been filed herein.


KIELPINSKI & WOODRICH
ATTORNEYS AT LAW
40 Cascade Avenue, Suite 110 * P.O. Box 510
Stevenson, Washington 98648
Telephone: (509) 427-5665
Fax: (509) 427-7618

1 4. A survey of the property has been completed with legal descriptions drawn for the
2 resulting two (2) parcels.

3 5. The boundary line agreement contains appropriate conveyances between the parties
4 hereto together with appropriate conveyances from and to Marie Cobine to adjust and set the
5 boundaries of the Holwegner-Lyons parcel before it is divided.

6 6. Pursuant to Paragraph 4g of the stipulation which led to the order entered by this
7 Court on April 14th, 1997, as soon as a Judgment of Partition is entered this action should
8 be dismissed with prejudice and without costs to either party.

9 DATED this 28th day of March, 2001.

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13 Kenneth B. Woodrich
14 Of Counsel for Plaintiffs
15 WSBA #
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KIPLINSKI & WOODRICH
ATTORNEYS AT LAW
40 Cascade Avenue, Suite 110 P.O. Box 510
Stevenson, Washington 98648
Telephone: (509) 427-5665
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IN THE SUPERIOR COURT OF THE STATE OF WASHINGTON
IN AND FOR THE COUNTY OF SKAMANIA

COPY

OTTIS HOLWEGNER and SYLVIA
HOLWEGNER, husband and wife,

Plaintiffs,

v.

BILLY LYONS aka BILL LYONS,

Defendant.

Case No. 95-2-00016-1

JUDGMENT OF PARTITION

SKAMANIA COUNTY
ORIGINAL FILED

MAR 28 2001

Lorena E. Holts, Clerk

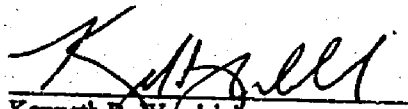
This matter coming on for hearing on motion of Plaintiffs, Ottis Holwegner and Sylvia Holwegner, husband and wife, and it appearing the partition ordered herein on April 14th, 1997, has been completed by the parties with an exchange of appropriate deeds and by a survey to establish the boundary lines, and the Court being fully advised, now, therefore, it is

ADJUDGED the property jointly owned by Ottis and Sylvia Holwegner and Billy D. Lyons is partitioned into two (2) parcels with the Holwegners owning the parcel described in Exhibit A attached hereto and Lyons owning the parcel described in Exhibit B attached hereto, with both parcels subject to and together with the non-exclusive easement described in Exhibit C attached hereto for ingress, egress and utilities.

IT IS FURTHER ORDERED that, except for the foregoing Judgment of Partition,
this action is dismissed with prejudice and without costs to either party.

DONE IN OPEN COURT THIS 28th DAY OF MARCH, 2001.

/s/ E. THOMPSON REYNOLDS
JUDGE


Kenneth B. Woodrich
Of Counsel for Plaintiffs
WSBA #

Service accepted and notice of presentment waived:

(See next pg)
Paul R. Roesch, Jr.
Counsel for Billy D. Lyons

BOOK 209 PAGE 769

1 IT IS FURTHER ORDERED that, except for the foregoing Judgment of Partition,
2 this action is dismissed with prejudice and without costs to either party.

3 DONE IN OPEN COURT THIS _____ DAY OF MARCH, 2001.

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6 JUDGE
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12 Kenneth B. Woodrich
13 Of Counsel for Plaintiff
14 WBRW

15 Service accepted and notice of presentment waived:

16 Paul R. Kotsch, Jr. 3/27/01
17 Counsel for Billy D. Lyons
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EXHIBIT A
HOLWEGNER PARCEL

A parcel of property located in the Northeast Quarter of the Southeast Quarter of Section 15, Township 4 North, Range 7 East of the Willamette Meridian in Skamania County Washington, described as follows:

COMMENCING at the Southeast corner of said Section 15;

THENCE North $02^{\circ} 00' 11''$ East along the East line of said Section 15 a distance of 536.23 feet;

THENCE North $88^{\circ} 46' 24''$ West 9.52 feet;

THENCE North $61^{\circ} 51' 45''$ West 23.06 feet;

THENCE North $51^{\circ} 45' 22''$ West 59.92 feet;

THENCE North $40^{\circ} 31' 45''$ West 61.40 feet;

THENCE North $25^{\circ} 47' 01''$ West 28.48 feet;

THENCE North $52^{\circ} 14' 50''$ West 23.61 feet;

THENCE North $37^{\circ} 35' 45''$ West 41.13 feet;

THENCE North $23^{\circ} 38' 35''$ West 95.10 feet;

THENCE North $44^{\circ} 50' 32''$ West 453.43 feet;

THENCE North $38^{\circ} 37' 53''$ East 185.79 feet;

THENCE North $01^{\circ} 22' 44''$ East 358.33 feet and the TRUE POINT OF BEGINNING;

THENCE North $65^{\circ} 03' 27''$ East 495.51 feet to said East line of the Southeast Quarter of Section 15;

THENCE North $01^{\circ} 08' 28''$ East along the said East line 113.33 feet to a 11459.16 foot curve to the right having a tangent bearing into said curve at this point of North $57^{\circ} 13' 31''$ West;

THENCE around said 11459.16 foot radius curve to the left 175.63;

THENCE North $56^{\circ} 20' 50''$ West 635.11 feet;

THENCE South $33^{\circ} 39' 10''$ West 474.52 feet;

THENCE South $56^{\circ} 24' 41''$ East 50.97 feet;

THENCE South $55^{\circ} 37' 01''$ East 496.75 feet;

THENCE South $27^{\circ} 24' 37''$ East 75.14 to the TRUE POINT OF BEGINNING.

EXCEPT Public Roads.

Contains 8.5 acres, more or less.

Subject to and together with a non-exclusive easement for ingress, egress and utilities described in Exhibit C attached to this Judgment.

**EXHIBIT B
LYONS PARCEL**

A parcel of property located in the East half of the Southeast Quarter of Section 15, Township 4 North, Range 7 East of the Willamette Meridian in Skamania County, Washington, described as follows:

COMMENCING at the Southeast corner of said Section 15;

THENCE North $02^{\circ} 00' 11''$ East along the East line of said Section 15 a distance of 536.23 feet and the TRUE POINT OF BEGINNING;

THENCE North $88^{\circ} 46' 24''$ West, 9.52 feet;

THENCE North $61^{\circ} 51' 45''$ West 23.06 feet;

THENCE North $51^{\circ} 45' 22''$ West 59.92 feet;

THENCE North $40^{\circ} 31' 45''$ West 61.40 feet;

THENCE North $25^{\circ} 47' 01''$ West 28.48 feet;

THENCE North $52^{\circ} 14' 50''$ West 23.61 feet;

THENCE North $37^{\circ} 35' 45''$ West 41.13 feet;

THENCE North $23^{\circ} 38' 35''$ West 95.10 feet;

THENCE North $44^{\circ} 50' 32''$ West 453.43 feet;

THENCE North $38^{\circ} 37' 53''$ East 185.79 feet;

THENCE North $01^{\circ} 22' 44''$ East 358.33 feet;

THENCE North $65^{\circ} 03' 27''$ East 495.51 feet to the East line of said Southeast Quarter of Section 15;

THENCE North $01^{\circ} 08' 28''$ West along said East line 132.15 feet to an angle point;

THENCE South $02^{\circ} 00' 11''$ West along said East line 1157.06 feet to the TRUE POINT OF BEGINNING;

Containing 10 acres, more or less.

Subject to and together with a non-exclusive easement for ingress, egress and utilities described in Exhibit C attached to this Judgment.

EXHIBIT B

EXHIBIT C
NON-EXCLUSIVE EASEMENT

A Parcel of property located in the East Half of the Southeast Quarter of Section 15, Township 4 North, Range 7 East of the Willamette Meridian in Skamania County, Washington described as follows:

COMMENCING at the Southeast corner of said Section 15;

THENCE North $02^{\circ} 00' 11''$ East along the East line of said Section 15 a distance of 536.23 feet;

THENCE North $88^{\circ} 46' 24''$ West 9.52 feet;

THENCE North $61^{\circ} 51' 45''$ West 23.06 feet;

THENCE North $51^{\circ} 45' 22''$ West 59.92 feet;

THENCE North $40^{\circ} 31' 45''$ West 61.40 feet;

THENCE North $25^{\circ} 47' 01''$ West 28.48 feet;

THENCE North $52^{\circ} 14' 50''$ West 23.61 feet;

THENCE North $37^{\circ} 35' 45''$ West 41.13 feet;

THENCE North $23^{\circ} 38' 35''$ West 95.10 feet;

THENCE North $44^{\circ} 50' 32''$ West 453.43 feet;

THENCE North $38^{\circ} 37' 53''$ East 185.79 feet to the TRUE POINT OF BEGINNING;

THENCE North $01^{\circ} 22' 44''$ East 358.33 feet;

THENCE North $25^{\circ} 34' 27''$ East 522.34 feet to the apparent centerline of Wind River Highway;

THENCE North $56^{\circ} 20' 50''$ West along said centerline 60.60 feet;

THENCE South $25^{\circ} 34' 27''$ West 543.71 feet;

THENCE South $01^{\circ} 22' 44''$ West, 450.09 feet to a point that bears South $38^{\circ} 37' 53''$ West from the TRUE POINT OF BEGINNING;

THENCE North $38^{\circ} 37' 53''$ East 99.12 feet to the TRUE POINT OF BEGINNING;

EXHIBIT C