141279 BOOK 206 PAGE 836 BOOK 210 PAGE 572 FILED FOR RECORD 140396 EHLED FOR RECORD SKAHARIA CO. YIASH BY SKAMARIA CO. TITLE BY PRAHAMIA CO, WASH JON 4 3 50 AH 'OI Sowry AUDITORY FEB 22 3 32 PM '01

PLOWRY

AUDITOR After recording return to: GARY H. OLSOH GARY M. OLSON Name Elana R. Butler Address Proskauer Rose LLP New York, NY 10036-8299 City/State 21371 FEB 2 2 2001 RERECORD TO PAY ADDITIONAL EXCISE STATUTORY WARRANTY DEED Granter: YCP SKAMANIA L.P., a Delaware limited partnership Grantee:

SKAMANIA OPCO, LLC, a Delaware limited liability

company

Gary H. Martin, Skamania County Assessor

Abbreviated Legal Description:

Ptn Sec 2, T 2 N, R 7 E

(complete legal description on Exhibit A)page

Tax Parcel Nos.:

02-07-02-0-0611-00 Gary H. Martin, Skamania County Assessor
02-07-02-0-0-0612-00 Date 6/4/64 4 2-7-2-511, 52

92-010340

THE GRANTOR, YCP SKAMANIA L.P., a Delaware limited partnership, for and in consideration of Ten and No/100 Dollars (\$10,00) and other good and valuable consideration in hand paid, conveys and warrants to Grantee, SKAMANIA OPCO LLC, a Delaware limited liability company, the real estate legally described in Exhibit A attached hereto and by this reference incorporated herein, situated in the County of Skamania, State of Washington, subject to those encumbrances set forth on Exhibit B attached hereto and by this reference incorporated herein.

REAL ESTATE EXCISE TAX JUN - 4 2001

PAID 13,776.38+2690.70= 2001 No Pate 16,467.08

SKAMANIA COUNTY TREASURER

metrus: E1304

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DATED this \_\_\_\_\_ day of February, 2001.

YCP SKAMANIA L.P., a Delaware limited partnership /By YCP Skamania G.P. Inc.,
A Delaware Corporation

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STATE OF WASHINGTON ) SS COUNTY OF KING )

I certify that I know or have satisfactory evidence that <u>CRAIG MUELLER</u> is the person who appeared before me, and said person acknowledged that (s)he signed this instrument, on oath stated that (s)he is authorized to execute the instrument and acknowledged it as the <u>Vice President</u> of YCP Skamania L.P., a Delaware limited partnership, and that said instrument was the free and voluntary act and deed of such party for the uses and purposes mentioned in this instrument.

DATED: February 20, 2001

HEDRICAN E CAN SEION E CAN E C

Print Name: SUSAN E. BACK
NOTARY PUBLIC for the State of
Washington residing at
2111 Westlake Ave. No., Seattle, WA

My appointment expires:
August 7, 2003

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## **EXHIBIT A**

### Parcel 1:

The real property legally described as "Parcel 1" attached hereto and made a part hereof; and

## Parcel 2:

A permanent, irrevocable easement, running with the land for the benefit of Parcel 1 described above, to use the surface and portion of the subsurface to a depth of five (5) feet of the real property described as "Parcel 2" attached hereto and made a part hereof, as is required solely for the continued and future operation of a golf course, and uses incidental to the operation of the Skamania Lodge.

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### Parcel 1

Being a tract of land out of portions of Government Lots 2 and 3, in the D-Baughman donation land claim and F. Iman donation land claim, in Section 2, Township 2 North, Range 7 East of the Willamette Meridian, in the County of Skamania, State of Washington and being more particularly described as follows:

Beginning at a 1/2 inch iron rod on the West line of the Raughman D.L.C., said rod being South 00°50°59° West 1,935.30 feet from a brass cap marking the Northwest corner of the Baughman D.L.C.; thence leaving said Mest line North 57°31'40° West 1,839.91 feet to a 1/2 inch iron pipe; there wouth 59°00'19° West 196.02 feet to a 5/8 inch iron rod; thence North 35°28'444 West 122.60 feet to a 5/8 inch iron rod; thence North 35°28'444 West 122.60 feet to a 5/8 inch iron rod; thence North 59°46'40° West 919.35 feet to a 5/8 inch iron rod on the South 65°46'40° West 919.35 feet to a 5/8 inch iron rod on the South 65°46'40° West 919.35 feet to a 3/4 inch iron rod; thence leaving said right of say knowledge of ray. South 21°52'06' East 221.63 feet to a 3/4 inch iron rod; thence leaving said right of say will 89°53' 16° East 10°54' East 131.63 feet to a 3/4 inch iron pipe; thence North 45°07'04\* East 131.54 feet to a 5/8 inch iron rod; thence North 65°46' 10° East 131.65 feet to a 3/4 inch iron pipe; thence south 65°46' East 221.54 feet to 5/8 inch iron rod; thence North 10°12' 11° East 0.58 feet to 20 int; thence South 22°51' 55° East 131.63 feet to a 5/8 inch iron rod; thence South 52°6' 35° East 231.64 feet to a 5/8 inch iron rod; thence South 52°6' 35° East 231.65 feet to a 5/8 inch iron rod; thence South 52°6' 35° East 231.65 feet to a 5/8 inch iron rod; thence South 52°6' 35° East 231.65 feet to a 5/8 inch iron rod; thence South 75°6' 35° East 230.65 feet to a 5/8 inch iron rod; thence South 75°6' 35° East 230.65 feet to a 5/8 inch iron rod; thence South 75°6' 35° East 230.65 feet to a 5/8 inch iron rod; thence South 75°6' 59° Mest 132.00 feet to a 5/8 inch iron rod; thence South 75°6' 59° Mest 132.00 feet to a 5/8 inch iron rod; thence South 75°6' 59° East 74.00 feet to a 5/8 inch iron rod; thence South 75°6' 59° East 74° 50° East 74° 50° Feet to a 5/8 inch iron rod; thence South 75° 50° Feet to a 5/8 inch iron rod; thence South 75° 50° Feet to a 5/8 inch iron rod; thence South 75° 50° Feet to a 5/8 inch iron rod;

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and the control of the state of

Fage No. 2 Exhibit A

thence South 33°56'03' West 208.73 feet to a point that bears South 65°29'49' East 0.58 feet from a concrete right of way monument; thence North 56°03'57' West 60.00 feet to a point that bears North 35°49'26' West 0.57 feet from a concrete right of way monument; thence South 33°56'03' Mest 133.77 feet to a point that bears South 78°22'11' West 1.00 feet from a concrete right of way monument; thence South 56°03'57' East 5.47 Feet to a 5/8 inch iron rod, said rod also marking the intersection of Second Street extension right of way monument; thence South 56°03'57' East 5.47 Feet to a 5/8 inch iron rod, said rod also marking the intersection of Second Street extension right of way and the Westerly right of way of Malicot Road (60.00 foot right of way); thence along said Malicot right of way south 56°27'19' West 46.44 feet to a 5/8 inch iron rod; thence 201.61 feet along the arc of a 256.70 foot radius curve to the right, having a central angle of 45°00'00'; the chord of which bears South 78°57'19' West, 196.47 feet to a 5/8 inch iron rod; thence 186.92 feet along the arc of a 125.70 foot radius curve to the left, having a central angle of 85°01'19' West, a distance of 170.17 feet to a 5/8 inch iron rod marking the point of compound curvature; thence 172.50 feet along the arc of a 173.40 foot radius curve to the left, having a central angle of 57°00'00', the chord of which bears South 12°14'41' East, a distance of 165.48 feet to a 5/8 inch iron rod; thence South 28°55'41' East, a distance of 75.21 feet to a 5/8 inch iron rod; thence South 28°55'41' East, a distance of 75.21 feet to a 5/8 inch iron rod; thence South 28°55'41' East, a distance of 69°44'00', the chord of which bears South 57°38'19' West, a distance of 63.00 feet to a 5/8 inch iron rod; thence 65.70 feet along the arc of a 65.70 foot radius curve to the right, having a central angle of 69°44'00', the chord of which bears South 57°38'19' West, a distance of 63.00 feet to a 5/8 inch iron rod marking a point of reverse curvature; thence 254.56 feet along

TOGETHER WITH the following described property:

A tract of land located in the D. Baughman donation land claim situated in Section 2, Township 2 North, Range 7 East of the Willamette Meridian, Skamania County, Washington, and being more particularly described as follows:

Commencing at a brass cap marking the Northwest corner of said D. Baughman D.L.C.; thence South 00°50'59' West, 3369.29 feet along the West line of said Baughman donation land claim to the point of beginning and said point being on the Northerly right of way line of State Highway No. 8; thence along said Northerly right of way the following courses and distances:

North 49°20'38° East, 225.03 to the beginning of a 2785.00 foot radius curve to the left having a central angle of 05°28'09°; thence along said curve to the left (the long chord of which bears North 46°36'33° East, 265.74 feet) 265.84 feet; thence South 46°07'31° East, 30.00 feet to the beginning of a 2815.00 foot radius curve to the left having a central angle of 05°23'51°; thence along said curve to the left (the long chord of which bears North 41°10'33° East, 265.09 feet) 265.19 feet; thence North 38°28'38° East 337.63 feet; thence leaving said Northerly R.O.W. North 56°03'57° West 46.84 feet to the Northerly right of way of vacated Malicot road; thence along said Northerly right of way the following courses and distances:

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Along said Malicot right of way South 56°27'19. West 46.44 feet to a 5/8 inch iron rod and the beginning of a 255.70 foot radius curve to the right having a central angle of 45°00'00"; thence along said curve to the right (the long chord of which bears South 78°57'19' West, 196.47 feet) 201.61 feet to a 5/8 inch iron rod; thence North 78°32'41" West 13.00 feet to a 5/8 inch iron rod at the beginning of a 125.70 foot radius curve to the left, having a central angle of 85°12'00"; thence along said curve to the left (the long chord of which bears South 58°51'19' West, 170:17 feet) 186.92 feet to a 5/8 inch iron rod marking the central angle of 57°00'00"; thence along said curve to the left (the long chord of which bears South 12°14'41' East, 165.48 feet) 172.50 feet to a 5/8 inch iron rod marking the point of a reverse curvature of a 65:70 foot radius curve to the left having a central angle of 57°44'41' East, 165.48 feet) 172.50 feet to a 5/8 inch iron right, having a central angle of 69°44'00"; thence along said curve to the right (the long chord of which bears South 05°52'41' East, 75.12 feet) 79.96 feet to a 5/8 inch iron rod at the beginning of a 65.70 foot radius curve to the right, having a central angle of 57°18'00' thence along said curve to the right (the long chord of which bears South 57°38'19" West, 63.00 feet) 65.70 feet to a 5/8 inch iron rod at the beginning of a 507'60 foot radius of reverse curvature to the left having a central angle of 14°21'23"; thence along said curve to the left (the long chord of which bears South 79°06'37' East 126.86 feat) 127.19 feet to a point thence leaving said Northerly right of way South 18°04'04" East 50.00 feet to a point of a 447.60 foot radius curve to the left having a central angle of 14°22'37"; Lest 126.86 feat) 127.19 feet to a point thence along said Southerly right of way South 18°04'04" East 50.00 feet to a point on the Boutherly right of way of said Malicot road said point being the beginning of a 447.60 foot radius curve to the left having a central ang

EXCEPTING THEREFROM a tract of land located in the D. Baughman donation land claim situated in Section 2, Township 2 North Range 7 East of the Willamette Meridian, Skamania County, Washington, and being more particularly described as follows:

Beginning at a 1/2 inch iron rod on the West line of the Baughman D.L.C. said rod being South 00°50′59° West 1,935.30 feet from a brass cap marking the Northwest corner of the Baughman D.L.C.; thence North 70°07′20° East 232.20 feet; non-tangent curve to the left and the True Point of Beginning; thence along said non-tangent curve to the left 45.91 feet through a central angle of 11°03′04° (chord bears North 60°52′12° East 45.83 feet) to point of reverse curvature; thence along a 215.65 foot radius curve to the right 144.82 feet through a point; thence South 86°10′44° East 90.69 feet to the beginning of a 238.00 foot radius curve to the left; thence along said curve to the left 143.26 feet through a point; thence South 86°10′44° East 90.69 feet to the beginning of a 238.00 foot radius curve to the left; thence along said curve to the left 143.26 feet through thence North 18°00′59° West 198.30 feet; thence North 76°34′39° East 141.00 feet); thence North 26°12′57° West 135.00 feet; thence North 40°31′12° West 296.43 feet; thence South 77°26′26° West 93.57 feet; thence South 73°39′53° West 126.26 feet; thence South 77°278′58° West 32.45 feet; thence South 17°31′02° East 168.85 feet; thence South 72°28′58° East 27.30 feet; thence South 17°31′02° East 71.64 feet; thence North 72°28′58° East 27.30 feet; thence South 17°31′02° East 71.64 feet; thence South 72°28′58° West 47.82 feet; thence South 17°31′02° East 84.14 feet; thence South 72°28′58° West 47.82 feet; thence South 17°31′02° East 84.14 feet; thence South 72°28′58° West 47.82 feet; thence South 17°31′02° East 84.14 feet; thence South 17°31′02° East 84.14 feet; thence South 31°57′00° East 0.83 feet to the Point of Beginning.

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#### Parcel 2

Being a tract of land in the D. Baughman donation land claim, in Section 2, Township 2 No.th, Range 7 East of the Willamette Meridian in the county of Skamania and State of Washington and being more particularly described as follows:

Commencing at a 5/8 inch iron rod at the southeast corner of that tract of land described in deed Book 108, Page 887, Skamania County deed records, said iron rod also being on the Southerly right of way line of Foster Creek Road; thence along said right of way 73.68 feet along the arc of a 402.00 foot radius curve to the left, having a central angle of 10° 30' 04", the chord of which bears South 31°18' 02" East, a distance of 73.57 feet to a 5/8 inch iron rod and the Point of Beginning; thence South 79°54'00" West 261.00 feet; thence North 52°53'13" West 100.00 feet; thence South 60°32'24" West 90.00 feet; thence South 19°17'10" East 195.00 feet; thence South 21°51'54" East 137.00 feet; thence South 54°56'03" East 116.00 feet; thence North 83°40'11" East 272.30 feet to a point on the westerly right of way line of Rock Creek Road; thence along said right of way North 08°32'58" East 274.00 feet to a 5/8 inch rod at the intersection of said westerly right of way and the southerly right of way of Foster Creek Road; thence along said Southerly right of way 134.33 feet along the arc of a 402.00 foot radius curve to the right, having a central angle of 19°03'46", the chord of which bears North 46°07'27" West, a distance of 133.71 feet to a 5/8 inch iron rod; thence North 36°33'04" West 17.29 feet to the Point of Beginning.

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# EXHIBIT B Permitted Exceptions

- Easement for Access Road, including the terms and provisions thereof, recorded November 12, 1941 in Book 28, Page 492, Skamania County Deed Records.
- Road Re-location Agreement between Skamania County and Ivan W. Howell, including the terms and provisions thereof, recorded May 26, 1992 in Book 128, page 789, Skamania County Deed Records.
- Road Re-location Agreement between Skamania County and Gioria DeGroote, including the terms and provisions thereof, recorded May 26, 1992 in Book 128, page 806, Skamania County Deed Records.
- Road Re-location Agreement between Skamania County and Robert J. Talent et ux., including the terms and provisions thereof, recorded May 26, 1992 in Book 128, Page 816, Skamania County Deed Records.
- Settlement Agreement, including the terms and provisions thereof, recorded May 26, 1992 in Book 128, Page 783, Skamania County Deed Records.
- Easement for Ingress and Egress, including the terms and provisions thereof, recorded May 26, 1992 in Book 128, Page 836, Skamania County Deed Records.
- Covenants of Public Access, including the terms and provisions thereof, recorded May 1, 1996 in Book 156, Page 987.
- License between Skamania County, Salishan Lodge and the United States of America, including the terms and provisions thereof, recorded May 1, 1996 in Book 156, Page 983.
- 9. Easement for Utilities, Pedestrian and Bicycle Path, including the terms and provisions thereof, by ordinance No. 871, recorded Dec. 20, 1991 in Book 126, Page 584. Also Recorded July 26, 1996 in Book 158, Page 625.
- Memorandum of Founders rights, including the terms and provisions thereof recorded August 1, 1996, in Book 158, Page 750.

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- 11. Easement for Ingress and Egress, including the terms and provisions thereof, recorded March 29, 1997 in Book 163, Page 780, Skamania County Deed Records.
- 12. Easement in favor of City of Stevenson including the terms and provisions thereof, as disclosed by the Vacation thereof of the Vacated Portion of Malicot, recorded December 20, 1991 in Book 126, Page 584.
- 13. Pending Suit between Karla J. Talent as Plaintiff v. YCP Skamania L.P., et al., filed February 17, 1998, Case No. 98-2-00022 0. Also recorded February 25, 1998 in Auditors' File No. 130626.
- 14. Easement for access road reserved by Skamania County in that certain Statutory Warranty Deed from Skamania County to YCP Skamania, L.P., recorded February 22, 2001 in Book 206, page 820, Skamania County Deed Records.