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BOOK 226 PAGE 350

FILED
SKAMANIA COUNTY
BY SKAMANIA CO. CLERK

JUL 10 4 55 PM '02

P. Lawry

J. MICHAEL GARVISON

AFTER RECORDING MAIL TO:

Ken Graham, Lands Agent
State of Washington
Parks and Recreation Commission
P.O. Box 42650
Olympia, WA 98504-2650

SR 23326

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

1. Deed of Right to Use Land for Public Recreation Purposes

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

1. Washington State Parks and Recreation Commission

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

1. State of Washington individually and as the representative of all the people of the State

Abbreviated Legal Description as follows: (i.e. lot/block/plat or section/township/range/quarter/quarter)
Portion of NW 1/4, NW 1/4, NW 1/4, and the N 1/4, SW 1/4, NW 1/4, NW 1/4, SEC 35, T2N 2 N, R 6 E, WM, SKAMANIA COUNTY, and fully set forth on the attached Exhibit "A" incorporated herein by this reference.

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

02-06-35-0-0-0300-00

By _____
Auditor _____
Recorder _____
County _____
Date _____

Note: The auditor/recorder 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.

REAL ESTATE EXCISE TAX

N/A

JUL 10 2002

PAID

N/A

Vernon Clelland
SKAMANIA COUNTY TREASURER

[Handwritten signature]

RECORDPA

**DEED OF RIGHT TO USE LAND FOR PUBLIC
RECREATION PURPOSES**

The Grantor, Washington State Parks and Recreation Commission, for and in consideration of monies coming in whole or in part from the Outdoor Recreation Account of the General Fund of the State of Washington and in fulfillment of terms of the Projects Contract identified below, conveys and grants to the State of Washington individually and as the representative of all the people of the State, the right to use the real property described below forever for the outdoor recreation purposes described in the Project Contract entered into between the Grantor and the State of Washington through the Interagency Committee for Outdoor Recreation entitled Statewide Inholdings Acquisition - Gift, IAC - Project Number 96-1122A and 98-1060A, signed by the Grantor on October 16, 1997 and May 1, 2000, and by the Interagency Committee for Outdoor Recreation on October 7, 1997 and April 25, 2000, and the application and supporting materials which are on file with the Grantor and the state in connection with the Project Contract.

The Grantor will not make or permit to be made any use of the real property described in this deed, or any part of it, which is inconsistent with the right to use for public outdoor recreation herein granted unless the state, through the Interagency Committee for Outdoor Recreation or its successors, consents to the inconsistent use, which consent shall be granted only upon conditions which will ensure that other outdoor recreation land of at least equal fair market value at the time of change of use and of as nearly as feasible equivalent usefulness and location for the public recreation purposes for which state assistance was originally granted will be substituted in the manner provided in RCW 79A.23.100 for marine recreation land, whether or not the real property covered by this deed is marine recreation land. RCW 79A.23.100 reads as follows:

Marine recreation land with respect to which money has been expended under RCW 79A.25.080 shall not, without the approval of the committee, be converted to uses other than those for which such expenditure was originally approved. The committee shall only approve any such conversion upon conditions which will assure the substitution of other marine recreation land of at least equal fair market value at the time of conversion and of as nearly as feasible equivalent usefulness and location.

The real property covered by this deed is described as follows:

Legal Description: Portion of NW ¼, NW ¼, NW ¼ and the N ½, SW ¼, NW ¼, NW ¼, Section 35, Township 2 North, Range 6 East, Willamette Meridian, SKAMANIA County, Washington, and fully set forth on attached EXHIBIT "A", incorporated herein by this reference.

Tax Parcel No.: 02-06-35-0-0-0300-00

This deed shall in no way modify or extinguish the functions of the Grantor under the Project Agreement, including the Grantor's functions to operate and maintain the land as set out in paragraph 13 of the Project Agreement.

DATED this 26 day of June, 2001.

WASHINGTON STATE PARKS AND RECREATION COMMISSION

By Javier H. Figueroa
Javier H. Figueroa

STATE OF WASHINGTON

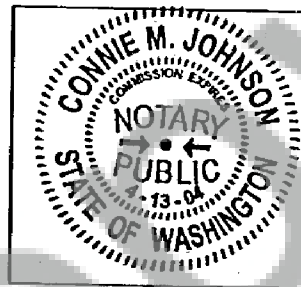
COUNTY OF THURSTON

THIS IS TO CERTIFY that on this 26th day of June, 2001, before me the undersigned Notary Public in and for the State of Washington, duly commissioned and sworn, personally appeared to me personally known to be the Acting Lands Program Manager of Washington State Parks and Recreation Commission that executed the foregoing deed and acknowledged to me that he signed and sealed the same as the free and voluntary act and deed of said Commission and on oath stated that he was authorized to execute said instrument.

WITNESS my hand and official seal the day and year in this certificate first above written.

APPROVED AS TO FORM:

CHRISTINE O. GREGOIRE,
Attorney General:
Base Approval As To Form 1/31/95
By/s/ Joseph Shorin
Assistant Attorney General



Notary Public in and for the State of Washington

By Connie M. Johnson
Residing at Olympia
My Commission expires 4/13/04

EXHIBIT "A"

**Legal Description
Gift Acquisition (South)
Beacon Rock State Park**

That portion of the Northwest Quarter Northwest Quarter of Section 35, Township 2 North, Range 6 East, Willamette Meridian, in the County of Skamania, State of Washington and described as follows:

That portion of the NW $\frac{1}{4}$ NW $\frac{1}{4}$ NW $\frac{1}{4}$ and N $\frac{1}{2}$ SW $\frac{1}{4}$ NW $\frac{1}{4}$ of said Section 35 which is coincident with and South of the Southerly line of an easement granted to the Bonneville Power Administration and recorded in Book 28, Page 465 of Deeds, records of said County.

This description constitutes a boundary line adjustment between the adjoining property of the Grantor and Grantee herein and is therefore exempt from the requirements of RCW 58.17 and the Skamania County Short Plat Ordinance. The herein described property cannot be segregated and sold without first conforming to the Washington State and Skamania County Subdivision laws.