

145261

BOOK 226 PAGE 539

Return Address:

STEVE WISENBAKER
300 TAMAL PLAZA SUITE 200
CORTE MADERA, CA 94925

FILED FOR RECORD
SKAMIAH CO. WASH
BY Steve Wisenbaker

JUL 16 1 45 PM '02

P. Lowry
AUDITOR
J. MICHAEL GARVISON

DECLARATION

The undersigned, on behalf of his/herself, his/her heirs, successors and assigns, declares that the real property described below is located adjacent to or in close proximity to real property zoned for use as agricultural and forest land (Ag-1, Ag-2, F-1, F-2 or F-3). Owners of said agricultural and forest lands are entitled to engage in accepted agricultural or forest practices, and the same shall not constitute a nuisance or be the basis of any cause of action by the undersigned or anyone whose title is derived from him/her.

This Declaration constitutes a negative covenant running with the following described real property:

Lot ____, Block ____ of ____

Described as: LOT 2, W 1/2 OF E 1/2 OF S 21 T 3 N R 1 DE W.M.

☒ Legal attached, see Page 2

Tax Parcel number: 03-10-21-4-0-0200

Dated this 20th day of June, 2002

1999.

Signed:

Scott Wisenbaker

Print name:

SCOTT WISENBAKER

EXHIBIT "A"

PARCEL I

A tract of land located in the Northwest Quarter of the Southeast Quarter of Section 21, Township 3 North, Range 10 East Willamette Meridian, in the County of Skamania, State of Washington, described as follows:

Beginning at a point on the North line of the Northwest Quarter of the Southeast Quarter of the said Section 21 North 89° 56' East 466.7 feet from the center of the said section; thence North 89° 56' East along the quarter section line 689.3 feet; thence South 00° 21' East 711 feet, more or less, to the center line of the county road known and designated as the Hood Road; thence following the center line of said road in a Southwesterly direction to intersection with the West line of the Northwest Quarter of the Southeast Quarter of the said Section 21; thence North 00° 03' East along the quarter section line 867 feet, more or less, to a point South 00° 03' West 466.7 feet from the center of the said section, said point being the Southwest corner of a tract of land conveyed to Jerry J. Uhlik by deed dated July 20, 1954, and recorded at Page 268 of Book 38 Deeds, Records of Skamania County, Washington; thence North 45° East along said South line 657 feet more or less to the North line of the Northwest Quarter of the Southeast Quarter of said Section 21, and the point of beginning.

EXCEPT that portion conveyed to Ron Clark et al by instrument recorded in Book 210, Page 993.

PARCEL II

All that portion of the following described real property lying Northerly of the bluff overlooking the Columbia River:

That portion of the Southeast Quarter of Section 21, Township 3 North, Range 10 East Willamette Meridian, more particularly described as follows:

Beginning at a point 2,640 feet North and 1,156 feet East of the quarter section corner common to Section 21 and 28, Township 3 North, Range 10 East Willamette Meridian; thence 1,484 feet East to the quarter section corner common to Sections 21 and 22, Township 3 North, Range 10 East Willamette Meridian; thence South along the East line of the said Section 21 a distance of 1,278 feet, more or less, to intersection with the Northerly right of way boundary of Highway U.S. 890 (Washington State Highway No. 8); thence along the Northerly right of way boundary of said highway in a Southwesterly direction to a point South 00° 21' East of the point of beginning; thence North 00° 21' West to the point of beginning;

EXCEPT (1) the North Half of the Northeast Quarter of the Southeast Quarter of said Section 21; and (2) a tract of land conveyed to the United States of America by deed dated April 29, 1952, and recorded at page 161 of Book 35 of Deeds, Records of Skamania County, Washington.

ALSO EXCEPT that portion conveyed to Ron Clark et al by instrument recorded in Book 210, Page 993.

STATE OF New York)
County of New York) ss.

I certify that I know or have satisfactory evidence that Scott Wisenbaker
is/are the person(s) who appeared before me, and said person(s) acknowledged that
_____ signed this instrument and acknowledged it to be _____ free and voluntary
act for the uses and purposes mentioned in the instrument.

Dated this 21st day of June, 2002
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Catherine E. Daiuto

Notary Public in and for the State of New York

Commission expires: March 27, 2003

CATHERINE E. DAIUTO
Notary Public, State of New York
No. 01DA5041006
Qualified in Richmond County
Commission Expires March 27, 2003

