

Doc # 2004153235
Page 1 of 5
Date: 06/03/2004 01:10P
Filed by: SKAMANIA COUNTY TITLE
Filed & Recorded in Official Records
of SKAMANIA COUNTY
J. MICHAEL GARVISON
AUDITOR
Fee: \$23.00

AFTER RECORDING MAIL TO:

Dick Fankhauser, Lands Program
WA State Parks and Recreation Commission
P.O. Box 42650
Olympia, WA 98504-2650

Document Titles (s)

1. DEED OF RIGHT TO USE LAND FOR PUBLIC RECREATION PURPOSES

Reference numbers of related documents:

NONE

Grantor(s):

1. STATE OF WASHINGTON, WASHINGTON STATE PARKS AND RECREATION COMMISSION

Grantee(s):

1. STATE OF WASHINGTON

Legal Description:

ABBREVIATED: NW ¼ NE 1/4 SEC 35 T2N R6E

Legal description is attached to the Document.

REAL ESTATE EXCISE TAX

23942

JUN 03 2004

PAID

exempt
Vickie Clelland
SKAMANIA COUNTY TREASURER

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

Skamania County Assessor's Tax Parcel Number 02-06-35-0-0-0800-00 and 92-009510.

Gary H. Martin, Skamania County Assessor

Date 6-3-04 Parcel # 2-6-35-800
92009510 UNKNOWN

**DEED OF RIGHT TO USE LAND FOR PUBLIC
RECREATION PURPOSES
Beacon Rock – Woodall Property**

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 (IAC) entitled **Beacon Rock – Woodall, IAC Project Number 02-1436A**, (commonly known as the Woodall Property at Beacon Rock) signed by the Grantor on the August 14, 2003, and by the Interagency Committee for Outdoor Recreation on the August 11, 2003, 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: Exhibit A (legal description) and Exhibit B (map) attached hereto and incorporated by this reference herein.

Tax Parcel Nos.: 02-06-35-0-0-0800-00 and 92-009510.

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 19 day of May, 2004

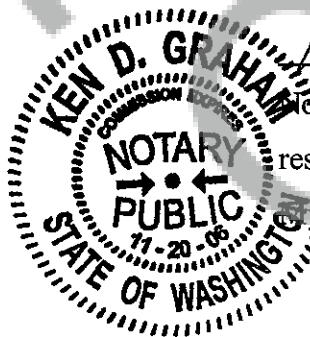
WASHINGTON STATE PARKS AND
RECREATION COMMISSION

By Javier H. Figueroa
Javier H. Figueroa, Manager
Lands Program

STATE OF WASHINGTON)
) ss.
County of THURSTON)

THIS IS TO CERTIFY that on this day, before me the undersigned Notary Public in and for the State of Washington, duly commissioned and sworn, personally appeared Javier H. Figueroa to me known to be the Lands Program Manager of the Washington State Parks and Recreation Commission that executed the foregoing instrument and acknowledged the said instrument to be the free and voluntary act and deed of said Commission, for the uses and purposes therein mentioned, and on oath stated that he was authorized to execute the said instrument.

WITNESS my hand and official seal this 19 day of May, 2004



K. D. Graham
Notary Public in and for the State of Washington
residing at Bellevue, WA
My commission expires 11/20/06

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

EXHIBIT A
Legal
Description

A tract of land located in the Northwest Quarter of the Northeast Quarter of Section 35, Township 2 North, Range 6 East of the Willamette Meridian, in the County of Skamania, State of Washington, more particularly described as follows:

Beginning at a point South 534 feet and East 787.43 feet from the quarter corner on the North line of said Section 35; thence North 77°57' West 190 feet, more or less, to the Southerly right of way line of Primary State Highway No. 8; thence Easterly along the Southerly line of said highway to the center line of the channel change of Woodard Creek as described in deed to the Spokane, Portland and Seattle Railway Company dated July 28, 1909 and recorded at Page 492 of Book 'L' of Deeds, records of Skamania County Washington; thence following the center line of said channel change of Woodard Creek in a Southeasterly direction to intersection with the East line of the Northwest Quarter of the Northeast Quarter of the said Section 35; thence South to the Northerly right of way line of the Spokane, Portland and Seattle Railway Company; thence Westerly 435 feet, more or less, along said Northerly right of way line to a point South 01°02' West 285.6 feet from the point of beginning; thence North 01°02' East 285.6 feet to the point of beginning. Also shown in Book 'B', Page 83, Beacon Rock Trailer Park Expansion.

EXCEPT that portion thereof conveyed by the aforesaid deed dated July 28, 1909 to the Spokane, Portland and Seattle Railway Company in connection with the channel change of Woodard Creek.

ALSO EXCEPT that portion conveyed to Washington State Parks and Recreation Commission by instrument recorded in Book 142, Page 882.

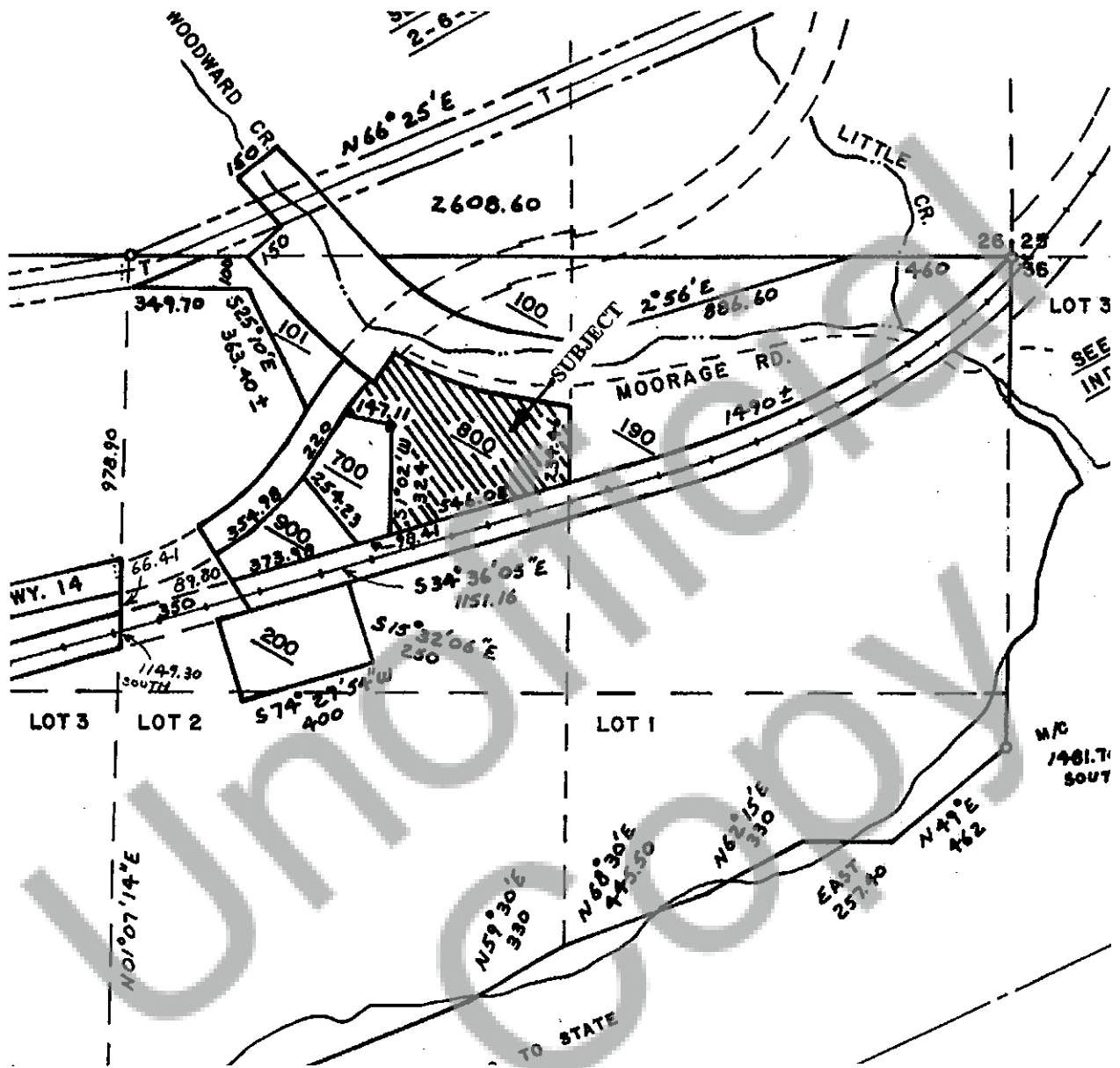
Tax Parcel Nos. 02-06-35-0-0-000-00 and 92-009510

Gary H. Martin, Skamania County Assessor

Date 6-3-84 Parcel # 2-6-35-800
GHM 92009510 UNKNOWN

EXHIBIT B

Map



M:\Projects\Beacon Rock\Acqu & Disp\Purchase\IAC Grants\2002-11-546_Woodall\Title\2002-11-546_Recording deed of Right_DF.doc