

Doc # 2005156352
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Date: 02/24/2005 02:11P
Filed by: BONNEVILLE POWER ADMIN
Filed & Recorded in Official Records
of SKAMANIA COUNTY
J. MICHAEL GARVISON
AUDITOR
Fee: \$22.00

AFTER RECORDING, RETURN TO
Bonneville Power Administration
TRT-TPP-4
P.O. BOX 61409
VANCOUVER, WA 98666-1409

REAL ESTATE EXCISE TAX

N/A
FEB 24 2005

PAID

Vicki Chellend
SKAMANIA COUNTY TREASURER

Legal description: Legal description: A portion of the SE1/4SW1/4 of Section 31, Township 2 North, Range 6 East, W.M., Skamania County, Washington, as shown on Exhibit A. (Affects Assessor's Parcel No. 02-06-31-3-0-0107-00).

BPA COPY

BPA Tract No(s): BCV-9-AR-2P2

U.S. DEPARTMENT OF ENERGY-BONNEVILLE POWER ADMINISTRATION
CONTRACT AND GRANT OF EASEMENT
Access Road

THIS AGREEMENT, made this 23rd day of December, 2004 between

BETTY L. POPE, a single person,

the Grantor, whether one or more, and the UNITED STATES OF AMERICA, Department of Energy, Bonneville Power Administration, pursuant to the Bonneville Project Act, of August 20, 1937, Ch. 720, 50 Stat. 731, as amended, 16 U.S.C. 832 (1977); the Federal Columbia River Transmission System Act, of October 18, 1974, (P.L. 93-454), 88 Stat. 1376, 16 U.S.C. 838 (Supp IV); the Department of Energy Organization Act, of August 4, 1977, (P.L. 95-91); and the Pacific Northwest Electric Power Planning and Conservation Act, of December 5, 1980, (P.L. 96-501),

WITNESSETH:

That the parties hereto covenant and agree as follows:

The Grantor, for and in consideration of the sum of Seven thousand, two hundred and no/100 DOLLARS (\$7,200.00) and the provisions contained in this agreement, hereby grants and conveys to the United States of America a perpetual, non-exclusive easement for access road purposes in, upon, and across the following-described land, to wit:

BCV-9-AR-2P2 - A right-of-way 20 feet wide and approximately 500 feet long, over and along an existing road, over and across a part of the SE1/4SW1/4 of Section 31, Township 2 North, Range 6 East, Willamette Meridian, Skamania County, Washington, as generally shown on Exhibit A, attached hereto and by this reference made a part hereof.

The grant shall include the right to enter, use, maintain, and repair the road.

The Grantor reserves the right to use the access for ingress and egress insofar as the same is located on the land of the Grantor, such reserved right to be exercised in a manner that will not interfere with the use of the access by the United States.

The United States of America shall be responsible for any loss or damage to property or injury to persons resulting from any acts or omissions in accordance with the provisions of the Federal Tort Claims Act 62 Stat. 982, as amended.

The above-listed access may be used for access to and from any existing or future transmission facilities of the United States.

The rights granted herein are subject to easements of record and mineral rights of third parties.

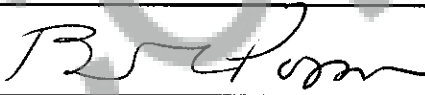
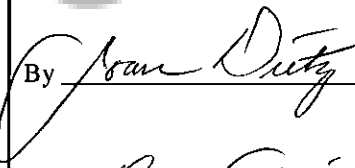

In addition to the consideration recited herein, the United States shall repair or make compensation for damage to non-structure supported agricultural crops less than 10 feet in height and to fences and irrigation and drainage systems permitted by the United States within the easement area. The United States shall repair or make compensation only for damage caused by the United States and which results from and during construction, reconstruction, removal, or maintenance activities within the easement area. Payment for such damage shall be made on the basis of a damage estimate approved by the United States.

The Grantor agrees to satisfy of record such encumbrances, including taxes and assessments, as may be required by the United States and to obtain such curative documents as may be requested by the United States.

The United States shall pay all costs incidental to the preparation and recordation of this instrument and for the procurement of any title report and title insurance that it may require.

The Grantor covenants to and with the United States that the Grantor is lawfully seized and possessed of the land aforesaid, with a good and lawful right and power to sell and convey the same; that the land is free and clear of encumbrances, except as herein provided; and that the Grantor will forever warrant and defend the title to the rights granted herein and the quiet possession thereof against the lawful claims and demands of all persons whomsoever.

The provisions hereof shall inure to the benefit of and be binding upon the heirs, executors, administrators, successors, and assigns of the Grantor and upon the assigns of the United States.

Accepted for the UNITED STATES OF AMERICA	 Grantor: BETTY L. POPE
By 	Grantor:
Title: 	Grantor:
Date: <u>02/24/05</u>	Grantor:

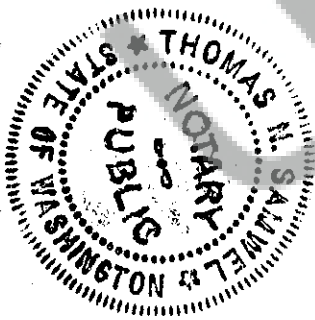
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PERSONAL ACKNOWLEDGMENT

Washington, Oregon, Idaho, Montana, and California

State of WA)
County Skamania) ss

On this 23rd day of December, 2004, before me personally appeared Betty Pope, known to me, or proved to me on the basis of satisfactory evidence, to be the person(s) whose name(s) _____ subscribed to the within instrument and who acknowledged to me that s he executed the same as _____ voluntary act and deed for the uses and purposes therein mentioned.



(SEAL)

Thomas N. Samuel
Notary Public in and for the

State of WA

Residing at Clark CO

My commission expires 7/24/08

SEC 6 T1N R6E & SEC 31 T2N R6E WM
 SKAMANIA COUNTY, WASHINGTON

TRACT NO STA TO STA	NAME	LOCATION	SURVEY LENGTH	ACRES
BCV-9-AR-2	UNITED STATES OF AMERICA (FOREST SERVICE)	NW/4NE/4 NE/4NW/4 SEC 6 PART OF SE/4SW/4 SEC 31 PARCEL 1	2125' OFF R/W	
BCV-9-AR-2	BETTY L. POPE	PART OF SE/4SW/4 SEC 31 PARCEL 2	180'	
BCV-9-AR-2	DEAN VOGT & LOIS VOGT	PART OF SE/4SW/4 SEC 31 PARCEL 3	500'	
BCV-9-AR-2	SKAMANIA COUNTY (SMITH CRIFE ROAD)	PARCEL A	680'	
		PARCEL A	50' R/W	

SESE

1	1512-50	N21°52'W
2	1512-50	N38°45'W
3	1612-97	N12°18'W
4	1713-45	N5°46'E
5	1814-53	N33°48'W
6	1915-63	N14°32'W
7	2016-63	N8°17'W
8	2117-27	N0°21'E
9	2217-90	N0°11'44'E
10	2319-61	N20°29'W
11	2420-39	N56°49'W
12	2521-09	N52°30'W
13	2622-07	PT IN CO RD
14	1412-18	N59°37'W

EXHIBIT A

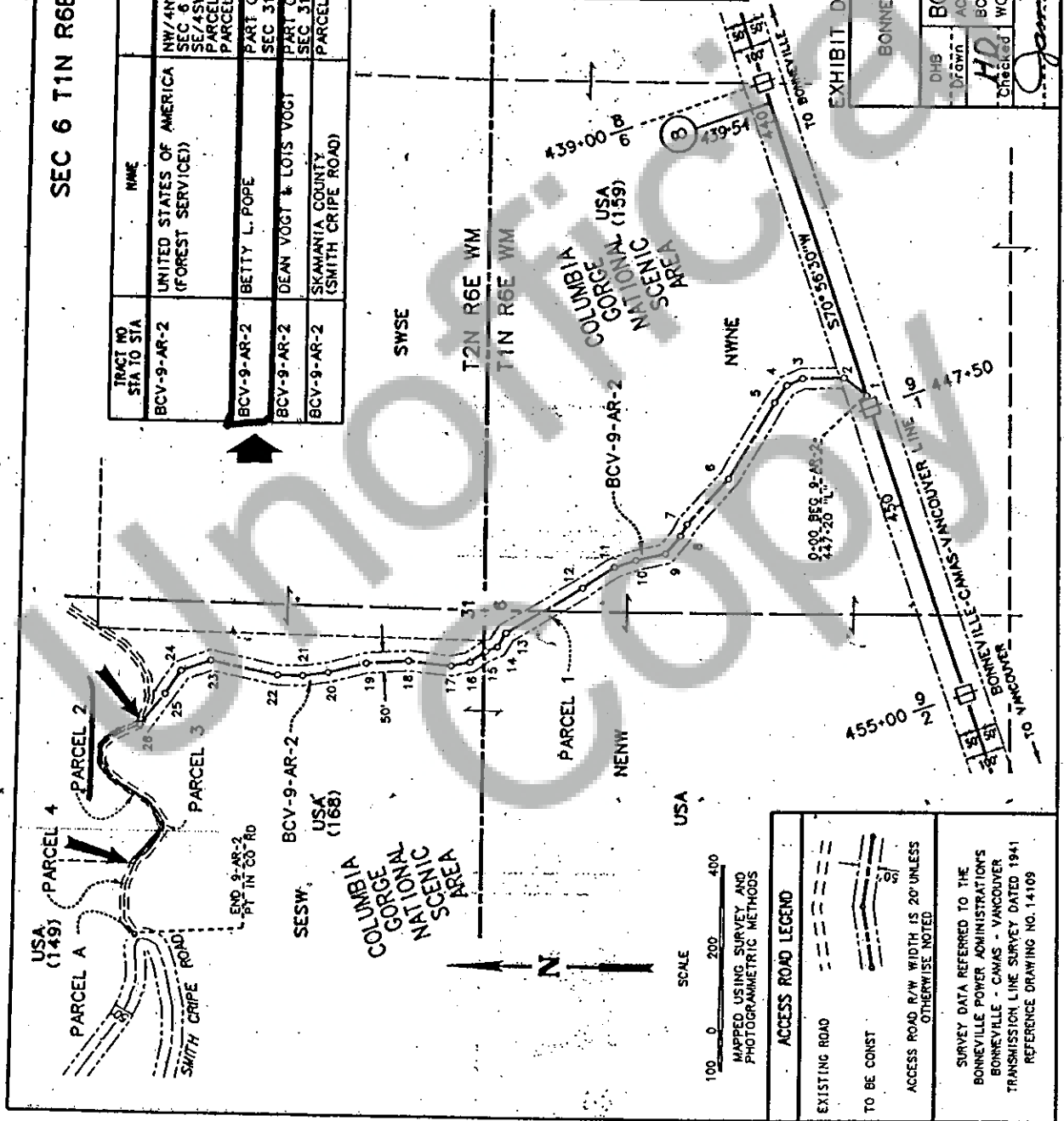


EXHIBIT DATED: 11-21-03

UNITED STATES DEPARTMENT OF ENERGY
 BONNEVILLE POWER ADMINISTRATION
 HEADQUARTERS, PORTLAND, OREGON

BONNEVILLE-CAMAS-VANCOUVER
 ACCESS ROAD ACQUISITION EXHIBIT FOR:
 BCV-9-AR-2
 DRAWN BY: HP
 CHECKED BY: WJ-00084304
 Date: 11/21/03
 Manager: [Signature]

ACCESS ROAD LEGEND

- EXISTING ROAD
- TO BE CONST
- ACCESS ROAD R/W WIDTH IS 20' UNLESS OTHERWISE NOTED

SURVEY DATA REFERRED TO THE
 BONNEVILLE POWER ADMINISTRATIONS
 BONNEVILLE - CAMAS - VANCOUVER
 TRANSMISSION LINE SURVEY DATED 1941
 REFERENCE DRAWING NO. 14109