

Return Address:

Pam Campbell
USDA Forest Service
Columbia River Gorge NSA
902 Wasco Ave., Suite 200
Hood River, OR 97031

PROPERTY INTEREST IS TAX EXEMPT STATUS

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

CONSENT FOR ROAD MITIGATION ON EASEMENT HELD BY THE
UNITED STATES

Easement Holder; Owner of Dominant (Benefited) Estate:

UNITED STATES OF AMERICA

Landowner; Owner of Servient (Burdened) Estate:

WASHINGTON DEPARTMENT OF NATURAL RESOURCES

Legal description (abbreviated: i.e. lot, block, plat or section, township, range, qtr./qtr.):

T.2N., R.7E., Section 5, E $\frac{1}{2}$

Reference Number(s) of Documents assigned or released:

AFN 98520, BOOK 84, PAGE 98
AFN 117965, BOOK 139, PAGE 527

Assessor's Property Tax Parcel/Account Number:

02070000040000

REAL ESTATE EXCISE TAX

N/A

FEB 12 2009

PAID

N/A

Victoria J. Head, Deputy
SKAMANIA COUNTY TREASURER

The Auditor/Recorder will rely on the information provided on the form. The staff will not read the document to verify the accuracy or completeness of the indexing information.

CONSENT FOR ROAD MITIGATION ON
EASEMENT HELD BY THE UNITED STATES

Whereas the State of Washington, acting by and through the Department of Natural Resources, ("State"), granted to Longview Fibre Company, a Delaware Corporation, ("Longview"), numerous easements by document dated November 7, 1984 and recorded November 26, 1984 as document number 98520, Book 84, Page 98, records of Skamania County, State of Washington; and

Whereas Longview conveyed to the United States of America ("United States"), by and through the Forest Service, U.S. Department of Agriculture, land and mineral rights by Warranty Deed dated September 7, 1993, and recorded November 16, 1993, as document number 117965, Book 139, Page 527, records of Skamania County, State of Washington; and

Whereas the United States is successor in interest to certain easement rights granted by the State to Longview where said easements provide ingress and egress to the lands conveyed in the above-referenced Warranty Deed; and

Whereas the State plans to undertake roadbed mitigation and stabilization actions that will insure proper drainage and minimize erosion and sedimentation on a portion of a particular easement held by the United States over State land, said easement more particularly described in Exhibit B-6 as crossing T. 2 N., R. 7 E., section 5 and as shown in Exhibit A-3 of easement grant first indicated above; and

Whereas said roadbed mitigation work will render the road impassable to motor vehicle use as a result of punchon removal and construction of water bars; and

Whereas the United States requires all the rights afforded under its easement for ingress and egress to National Forest System lands; and

Whereas the United States has no plans to exercise its rights under the easement for motor vehicle access now or in the future, and supports the State's goal of improving the hydrologic function of the area;

Now Therefore the United States consents to the above-described roadbed mitigation by the State over the easement held by the United States with the express understanding that such consent does not constitute abandonment or vacation of the easement held by the United States, and that the United States retains all rights conveyed by the easement, including the rights to reconstruct, use and maintain the road in accordance with the terms and conditions of the easement now and in the future.

Upon commencement of any part of the proposed roadbed mitigation, the State is deemed to have agreed with the provisions contained herein.

IN WITNESS WHEREOF, I have here hereunto set my hand this 3rd day of February, 2009.

Daniel T. Harkenrider

DANIEL T. HARKENRIDER
Area Manager, Columbia River Gorge National Scenic Area
Pacific Northwest Region
USDA Forest Service

ACKNOWLEDGMENT

STATE OF Oregon)
County of Hood River)ss.

On this 3 day of February, 2009, before me, the undersigned, a Notary Public in and for said State personally appeared Daniel T. Harkenrider, Area Manager, Columbia River Gorge National Scenic Area, Pacific Northwest Region, Forest Service, Department of Agriculture, the same person who executed the within and foregoing instrument, who being by me duly sworn according to law, did say that he/she executed said instrument on behalf of the United States of America by its authority duly given and by him/her delivered as and for its act and deed. And he/she did further acknowledge that he/she executed said instrument as the free act and deed of the United States of America, for the purposes and consideration herein mentioned and set forth, and I do hereby so certify.

IN WITNESS WHEREOF, I have hereunto set my hand and official seal the day and year first above written.

Ronda K. Snyder
Name (Printed) Ronda K. Snyder
Notary Public for the State of Oregon
Residing at 902 WASCO, Hood River, Or
My Commission Expires 6-28-2011

