

Skamania PUD
P.O. Box 500
Carson, WA
98610

REAL ESTATE EXCISE TAX

N/A
JUL -9 2009

PAID N/A
Audrey Johnson Deputy
SKAMANIA COUNTY TREASURER

RIGHT OF WAY EASEMENT

KNOW ALL PEOPLE BY THESE PRESENTS, that Timothy J. Fortenbury and Diana M. Fortenbury, husband and wife, the undersigned Grantors, hereby grant unto Public Utility District #1 of Skamania County (Skamania PUD), and its successors and assigns, the right to enter upon the lands of the undersigned, situated in Skamania County, Washington, and more particularly described as follows:

SEE ATTACHED EXHIBIT 'A' & B

Abbreviated Legal: SE ¼ SEC 26 T2N R6E
Tax Parcel No. 02-06-26-4-0-1004 *Alut*

AND FURTHER DESCRIBED AS: beginning at an existing junction box located near the Northeast corner of said lot, thence northerly to the north property line concurrent with Tax Lot 02-06-26-4-0-1001-00, said easement width to be 20 feet, centered on the new powerline,

To construct, reconstruct, repair, operate, and maintain underground electric facilities. The undersigned agree that all pipes, wires, and other facilities installed on the above-described lands by Skamania PUD or at its expense, shall be and remain the property of Skamania PUD and shall be removable at its option.

The undersigned covenant that they will not erect or maintain any structure which might interfere with the operation or maintenance of the electric facilities or access thereto and that they are the owners of the above-described lands, and that they have the right to execute this Right of Way Easement without the consent of any other party.

Grantor retains use and actual control of the above described lands for all purposes, except as provided herein. This Right of Way Easement shall be binding upon and inure to the benefits of the successors and assigns of the parties.

Rights and obligations not specifically conveyed hereby remain with the undersigned.

IN WITNESS WHEREOF, we have set our hands this 30 day of JUNE, 2009.

DIANNA M. FORTENBURY
Name (Print or type full name)

Tim J. Fortenbury
Name (Print or type full name)

Diana M. Fortenbury
Signature

Tim J. Fortenbury
Signature

STATE OF Washington

COUNTY OF Skamania

Personally appeared the above named Diana M. Fortenbury and Tim J. Fortenbury on this 30 day of June, 2009, and acknowledged the foregoing to be their voluntary act and deed.

Before me:

[Signature]
Notary Public for Washington

1/23/10
My Commission Expires

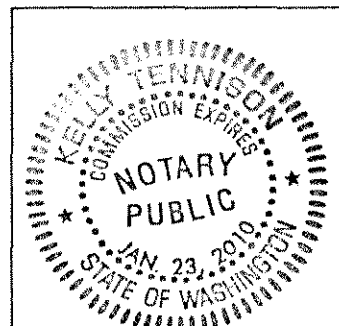


EXHIBIT 'A'

PARCEL I

A tract of land in the Southwest quarter of the Southeast quarter of Section 26, Township 2 North, Range 6 East of the Willamette Meridian, in the County of Skamania, State of Washington described as follow:

Beginning at a point 68.5 feet North of the Southeast corner of the Southwest quarter of the Southeast quarter of said Section 26, said point being on the Northerly right of way line of State Road No. 14 as presently constructed and located; thence North along the East line of the Southwest quarter of the Southeast quarter of said Section 26, a distance of 424.5 feet; thence North 81 degrees 13' West 802 feet to the initial point of the true point of beginning; thence North 25 degrees 14' East 237 feet; thence North 82 degrees 45' East 260.5 feet; thence South 81 degrees 13' East 35 feet; thence South 25 degrees 14' West 312 feet; thence North 81 degrees 13' West 264 feet to the true point of beginning.

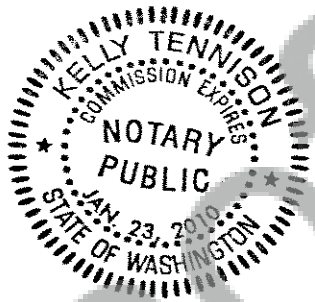
PARCEL II

A tract of land in the Southwest quarter of the Southeast quarter of Section 26, Township North, Range 6 East of the Willamette Meridian, in the Count of Skamania, State of Washington, described as follows:

Commencing at a point 68.5 feet North of the Southeast corner of the Southwest quarter of the Southeast quarter of said Section 26, said point being on the Northerly right of way line of State Road No. 14 as presently constructed and located; thence North along the East line of the Southwest quarter of the Southeast quarter of said Section 26, a distance of 424.5 feet; thence North 80 degrees 13' West 802 feet; thence North 25 degrees 14' East 237 to the true point of beginning; thence continuing North 25 degrees 14' East to the Northeast corner of a tract of land conveyed to Donald P. Stierns etux by instrument recorded in Book 67, Page 413; thence South 81 degrees 13' East to a point that is North 81 degrees 13' West 35 feet from the Northeast corner of a tract of land conveyed to Byron L. Duke etal by instrument recorded in Book 69, Page 245; thence South 82 degrees 45' West 260.5 feet to the point of beginning.

EXHIBIT B

The existing utility lines running East
& West through the said properties
are to be abandoned by this agreement.



6/30/09

Diana Fortelberg
Jim J. Fether

Yes, Bob Wattenberg
PUD Manager
6/30/09