

WHEN RECORDED RETURN TO:

Skamania County Public Works
PO Box 790
Stevenson, WA 98648

DOCUMENT TITLE(S)

Drainage Maintenance Easement

REFERENCE NUMBER(S) of Documents assigned or released:

☐ Additional numbers on page _____ of document.

GRANTOR(S):

Gina Fuller

☐ Additional names on page _____ of document.

GRANTEE(S):

Skamania County

☐ Additional names on page _____ of document.

LEGAL DESCRIPTION (Abbreviated: i.e. Lot, Block, Plat or Section, Township, Range, Quarter):

☒ Complete legal on page 4 of document.

TAX PARCEL NUMBER(S):

03082700020300 2m 11/9/09

☐ Additional parcel numbers on page _____ of document.

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

REAL ESTATE EXCISE TAX

N/A

NOV - 9 2009

PAID

N/A

Stacy Miller Deputy
SKAMANIA COUNTY TREASURER

DRAINAGE MAINTENANCE EASEMENT

The Grantor
Gina Fuller
hereinafter referred to as Grantor

for and in consideration of one dollar (\$1.00) and other good and valuable considerations, does hereby grant, warrant and convey unto SKAMANIA COUNTY (hereinafter referred to as the Grantee) an exclusive drainage easement to use and occupy the following described real property, for the purpose of constructing and maintaining a drainage system and operating all necessary machinery and equipment thereon, said Real Estate being situated in Skamania County, State of Washington, and described as follows:

Access Description

An exclusive stipulation for maintenance access, located within the property boundaries of Parcel Number 03082700020300, located off of Kelly-Henke Road at Milepost 0.04 in Skamania County, Washington.

Easement Description

All that portion of the said parcel lying within the grantors real property to allow periodical drainage maintenance from the outlet of the County's drainage system from the end of Culvert # 1 and within the existing drainage swale to provide a gradient for stormwater to move through the property.

The Grantor further grants to the Grantee, or its agents, the right to enter upon the Grantors land where necessary to maintain over and under Grantors land for said drainage at the Grantees expense. Said drainage system shall remain the property of the Grantor and the Grantee shall have the right to ingress and egress over the adjacent land of the Grantor for the purpose of maintaining the ditch. This license shall be terminated upon written notice by the Grantor or Grantee.

Grantee, its successors and assigns, will protect, save and hold harmless the Grantor, its authorized agents and employees, from all claims, actions, costs, damages or expenses of any nature whatsoever by reason of the acts or omission of the Grantee, its assigns, agents, contractors, licensees, invitees, employees or any person whomsoever arising out of or in connection with any acts or activities authorized by this EASEMENT. This obligation shall not include such claims, costs, damages, or expenses which may be caused by the negligence of the Grantor or its authorized agents or employees; Provided, that if the claims or damages are caused by or result from the concurrent negligence of (a) the Grantor, its agents or employees and (b) the Grantee, its agents or employees, and involves those actions covered by RCW 4.24.115, this indemnity provision shall be valid and enforceable only to the extent of the negligence of the Grantee or Grantees agents or employees.

This agreement shall also not affect either party's responsibility for any past, present or future surface waters, excessive waters or flooding.

It is understood and agreed that the delivery of this Drainage Easement is hereby tendered and that the terms and obligations hereby shall not become binding upon Skamania County unless and until accepted and approved hereon in writing by the Skamania County Commissioners.

The Grantor hereby represents that this instrument has been duly acknowledged and certified and that this instrument was signed by a legal representative and agent of the county.

ACCEPTED and APPROVED:

10/29/09
Date

By: Gina Fuller

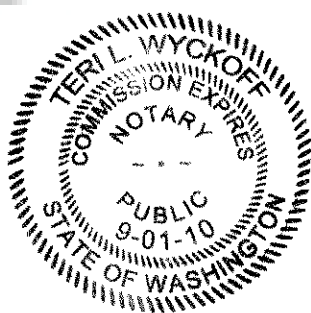
STATE OF Washington)
COUNTY OF Skamania) ss.

On this day personally appeared before me

GINA FULLER

to me known to be the individual described in and who executed the within and foregoing instrument, and acknowledged that SHE signed the same as HER free and voluntary act and deed, for the uses and purposes therein mentioned.

GIVEN under my hand and official seal this 29th day of October, 2009



Teri L. Wyckoff
Notary Public in and for the State of Washington,

residing at Skamania

My commission expires 9-1-10

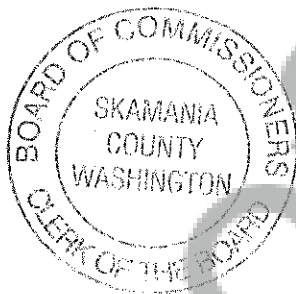
DATED: November 3, 2009

SKAMANIA COUNTY
BOARD OF COMMISSIONERS


Chairperson


Commissioner


Commissioner



ATTEST:


Clerk of the Board

APPROVED AS TO FORM ONLY:


Skamania County Prosecuting
Attorney

Doc # 2005159018
 Page 1 of 1
 Date: 10/10/2005 02:28P
 Filed by: SKAMANIA COUNTY TITLE
 Filed & Recorded in Official Records
 of SKAMANIA COUNTY
 J. MICHAEL GARVISON
 AUDITOR
 Fee: \$32.00

AFTER RECORDING MAIL TO:
 Sterling N. Fuller and Gina Fuller
 PO Box 2051
 White Salmon, WA 98672

Filed for Record at Request of
 First American Title Of Skagit County
 Escrow Number: 185750

Statutory Warranty Deed

SE R 28197

Grantor(s): First American Exchange of Skagit County
 Grantee(s): Sterling N. Fuller and Gina Fuller
 Assessor's Tax Parcel Number(s): 03-08-27-0-0-0203-00

THE GRANTOR Macdonald K. Fraser and Cynthia A. Whitsell-Fraser, who took title as Macdonald K. Fraser, a single man, as to an undivided $\frac{1}{2}$ interest and Cynthia Whitsell, a single woman, as to an undivided $\frac{1}{2}$ interest for and in consideration of TEN DOLLARS AND OTHER GOOD AND VALUABLE CONSIDERATION, as part of a 1031 Tax Deferred Exchange in hand paid, conveys and warrants to Sterling N. Fuller and Gina Fuller, husband and wife the following described real estate, situated in the County of Skamania, State of Washington.

A Tract of land in the Northeast Quarter of Section 27, Township 3 North, Range 8 East of the Willamette Meridian in the County of Skamania, State of Washington, described as follows:

Beginning at a point 1,660.75 feet South and 1,821.20 feet West of the Northeast corner of the said Section 27, said point beginning established by survey of Olson Engineering dated November, 1975; thence South $17^{\circ}33'30''$ West 393.44 feet; thence South $52^{\circ}43'40''$ East 196 feet, more or less, to the centerline of Kelly-Henke Road; thence Northwesterly along said centerline 450 feet, more or less to a point that bears South $67^{\circ}15'31''$ East from the point of beginning; thence North $67^{\circ}15'51''$ West 164 feet more or less to the point of beginning.

Dated:
 September 25, 2005

Gary H. Martin, Skamania County Assessor

Date 10/10/05 Parcel # 3-8-27-203

J.M.

REAL ESTATE EXCISE TAX

25803

OCT 10 2005

PAID 2003.00 + 391.25 = 594.25

by deputy

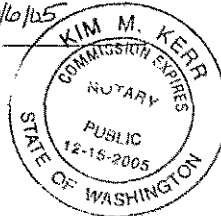
SKA COUNTY TREASURER

Macdonald K. Fraser
Cynthia A. Whitsell-Fraser

STATE OF Washington
 COUNTY OF Skagit SS:

I certify that I know or have satisfactory evidence that _____, the persons who appeared before me, and said person(s) acknowledged that he/she/they signed this instrument and acknowledge it to be his/her/their free and voluntary act for the uses and purposes mentioned in this instrument.

Date: 10/10/05



Kim M. Kerr

Notary Public in and for the State of Washington
 Residing at Mount Vernon
 My appointment expires: 12/15/05