

Return Address:

Edward C. & Birdie L. Wiemken  
Wiemken Family Trust  
P.O. Box 55816  
Hayward, CA 94545-0816

Road Maintenance for Katie's Lane

AC 23.04 Short Plat

as recorded in Book 3 on Page 327 Road R/W

Grantor: Frank J. Kasziewicz

Grantee: Edward & Birdie Wiemken

Section: 19 Township 2 North Range 5 East

Assessor's Tax Parcel No:

02-05-19-00-1100-00

02-05-19-00-1101-00

02-05-19-00-1102-00

02-05-19-00-1103-00

02-05-19-00-0900-00

The undersigned own or have an interest in real property located on Katie's Lane, which is designated and declared to be a private road as defined in the Skamania County Code Chapter 12.03

Maintenance Agreement:

1. The owners of each parcel of land bordering Katie's Lane (including their successors in interest) hereinafter "landowners" shall be responsible on a pro-rata basis for the cost of maintaining and repairing the road.

2. No signage or gates shall be permitted which would restrict or interfere with mutual use of said private road.

3. All landowners (including, but not limited to, his or her guest, employees or agents) shall be entitled to reasonable private usage of the entire roadway.

The private road shall be used for the common benefit of all landowners.

If one of the landowners (including, but not limited to, his or her guest, employees or agents) inflicts damage to the road i.e. personally, or through having deliveries made (such as a truck making a delivery in wet weather), it is the sole responsibility of that land owner to pay for the cost of repairing the road.

4. The landowners that are bound by this agreement shall meet at that property on the first of April of each year (or at such time and place as set by majority vote).

Each year they shall:

- (1) decide what maintenance and repair work needs to be done the coming year;
- (2) decide who shall be in charge of arranging for the work to be done;
- (3) appoint a treasurer to collect each landowners share and to pay the bills

(5) In the event the parties are unable to agree as to any matters covered by this agreement, including specifically but not limited to the necessity for road repair or road maintenance work, the dispute shall be settled by a single arbitrator who shall direct any settlement he deems equitable under the circumstances.

The arbitrator shall be appointed by the presiding Judge of the Skamania County Superior Court upon request of any party bound by this agreement. The decision may be enforced by any party bound by this agreement in any Court of competent jurisdiction in Skamania County, Washington, and the losing party shall pay all cost in connection therewith, including reasonable attorney's fees in an amount to be set by the court.

(6) This agreement shall be binding upon the heirs, successors or assigns hereof, and shall be appurtenant to and run with the land described herein, and, no land bordering on Katie's Lane shall be sold or transferred without reference on the face of the conveying instrument to this agreement.

(7) Katie's Lane is located in a portion of the 1/2 of the S.E. 1/4 of Section 19 T2N3E Skamania County, Washington

Second Recording.

First Recording at time of purchase was somehow misplaced during Recording Process.

Edward C. Wierker 8-23-2010  
Bridie L. Wierker 08-23-2010  
J. L. Kuy 8/31/10

JMPSON  
JBLC  
HINGTON  
EXPIRES  
013

TINA L. HO  
NOTAR  
STATE OF  
COMMIS  
MAF

STATE OF WASHINGTON

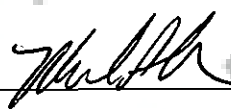
} SS. (INDIVIDUAL ACKNOWLEDGEMENT

County of Clark

I certify that I know or have satisfactory evidence that Frank J Kasziewicz is the person who appeared before me, and said person acknowledge that he signed this instru;ment and acknowledged is to be his free and voluntary act for the uses and purposes mentioned in the instrument.

Dated this 31<sup>st</sup> day of August, 2010.

MICHAEL P. THOMPSON  
NOTARY PUBLIC  
STATE OF WASHINGTON  
COMMISSION EXPIRES  
JULY 25, 2013

  
Print Name Michael P. Thompson  
Notary Public in and for the state of Washington  
My appointment expires: July 25, 2013

MICHAEL P. THOMPSON  
NOTARY PUBLIC  
STATE OF WASHINGTON  
COMMISSION EXPIRES  
JULY 25, 2013

STATE OF WASHINGTON


County of Clark

} SS. (INDIVIDUAL ACKNOWLEDGEMENT)

I certify that I know or have satisfactory evidence that Edward and Birdie Wiemben are the persons who appeared before me, and said persons acknowledged that they signed this instrument and acknowledged it to be their free and voluntary act for the uses and purposes mentioned in the instrument.

Dated this 23<sup>rd</sup> day of August, 2010.

TINA L HOUGH-WERNER  
NOTARY PUBLIC  
STATE OF WASHINGTON  
COMMISSION EXPIRES  
MARCH 1, 2014

  
Print Name Tina L. Hough Werner  
Notary Public in and for the State of WASHINGTON  
My appointment expires: MARCH 1, 2014

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RY PUBLIC  
WASHINGTON  
SSION EXPIRES  
CH 1, 2014

AFTER RECORDING MAIL TO:

Wiemken  
PO Box 55816  
Hayward CA 94545

Doc # 2004153976  
Page 1 of 3  
Date: 08/06/2004 04:12P  
Filed by: SKAMANIA COUNTY TITLE  
Filed & Recorded in Official Records  
of SKAMANIA COUNTY  
J. MICHAEL GARVISON  
AUDITOR  
Fee: \$21.00

*SCR 26938*  
Filed for Record at Request of:  
First American Title Insurance Company



First American Title  
Insurance Company

### STATUTORY WARRANTY DEED

File No: 4282-403071 (DJB)

REAL ESTATE EXCISE TAX Date: July 20, 2004

Grantor(s): Frank Kasziewicz

Grantee(s): Wiemken Trust

Abbreviated Legal: SE 1/4 SEC 19 T2N R5E

Additional Legal on page: 2

Assessor's Tax Parcel No(s): 02 05 19 00 090000

*84124*  
AUG 9 2004

PAID *3400.96 + 664.25 = 4065.21*

*Vickie Clelland*  
SKAMANIA COUNTY TREASURER

THE GRANTOR(S) Frank Kasziewicz, a single person for and in consideration of Ten Dollars and other Good and Valuable Consideration, in hand paid, pursuant to an IRC 1031 exchange, conveys, and warrants to Edward C. Wiemken and Birdie L. Wiemken, Trustees of the Wiemken Family Trust-1991, U/T/A dated May 17, 1991, the following described real estate, situated in the County of Skamania, State of Washington.

See attached exhibit "A" on page 2

Gary H. Martin, Skamania County Assessor

Date *8/6/04* Parcel # *2-5-19-900*  
*C.S.*

Subject To: This conveyance is subject to Covenants, conditions, restrictions and easements, if any, affecting title, which may appear in the public record, including those shown on any recorded plat or survey.

*Frank Kasziewicz*  
Frank Kasziewicz

EXHIBIT 'A'

A tract of land in the Southeast Quarter of Section 19, Township 2 North, Range 5 East of the Willamette Meridian, in the County of Skamania, State of Washington, described as follows:

Lot 3 of the Kasziewicz Short Plat recorded in Book 3 of Short Plats, Page 327, Skamania County Records.

Except that portion conveyed to Marvin Clemans, et ux, by Superior Court Cause No. 02-2-00002-1.

Gary H. Martin, Skamania County Assessor

Date 8/6/04 Parcel # 2-5-19-900  
C. S.