

AFTER RECORDING RETURN TO:
Department of Natural Resources
Conservation, Recreation and Transactions Division
ATTN: Cindy Neff
PO Box 47014
Olympia, WA 98504-7014

**DECLARATION OF COVENANTS, CONDITIONS, AND RESTRICTIONS RELATED
TO THE DEDICATION OF COLUMBIA FALLS TRUST LAND TRANSFER AS A
NATURAL AREA PRESERVE AND MANAGEMENT COMMITMENT**

Skamania County

Grantor: State of Washington, by and through the Department of Natural Resources
Grantee: State of Washington, by and through the Department of Natural Resources, Natural Areas Program
Abbreviated : Legal Descr. SE4 of NW4 of S32-T2N-R6E
Tax Parcel #: 02063200080000

THIS DECLARATION is made this 8th day of June, 2015, by the State of Washington, Department of Natural Resources (DNR).

RECITALS

WHEREAS, the State of Washington owns that certain real property legally described as set forth on Exhibit A attached hereto and shown on Exhibit B and incorporated herein by this reference (the Property);

WHEREAS, Peter Goldmark, Commissioner of Public Lands, following the approval of the Board of Natural Resources, designated the Property as a natural area preserve pursuant to the requirements of Ch. 79.70 Revised Code of Washington and Ch. 332-60 Washington Administrative Code (WAC); and

WHEREAS, this instrument is intended to be consistent with the purposes and requirements of Section 3231, Ch. 19, Washington Laws of 2013; and

WHEREAS, WAC 332-60-150 requires the landholder of a designated natural area preserve to describe the legal commitment to manage the land for the protection of the natural heritage resource; and

WHEREAS, DNR desires to place a Declaration of Covenants, Conditions, and Restrictions declaring that the Property shall be utilized perpetually as a natural area preserve and desires this Declaration to be recorded as a covenant running with the land to bind the Property according to the terms of this instrument.

NOW, THEREFORE, DNR hereby declares that the Property shall be used perpetually as a natural area preserve only subject to prior reservations and to further restrictions of use as set forth herein.

Section 1. Restriction on Use of Property. The Columbia Falls Natural Area Preserve was established for the Property because of scenic and ecological values. No uses are to be made of the Property except those consistent with its designation for the term specified herein. No additional or future restrictions may be placed on the Property without the approval of the Commissioner of Public Lands. DNR shall manage the Property consistent with its designation as a natural area preserve, and subject to any management plan that is adopted pursuant to RCW 79.70.030(1)(b). Any other use or activity on the Property which is or may become inconsistent with the purposes of the Columbia Falls Natural Area Preserve, the preservation of the Property in its natural condition, or the protection of its ecological features, or any management plan that is adopted, is prohibited.

Section 2. Applicability of Habitat Conservation Plan. The Property is located within an area that is subject to the State of Washington, Department of Natural Resources Habitat Conservation Plan and amendments thereto adopted in connection with Incidental Take Permit No. PRT-812521, as supplemented by Permit No. 1168, and the Implementation Agreement for the Washington State Department of Natural Resources Habitat Conservation Plan dated January 30, 1997, and any amendments to said permits and agreement. The Property is also to be used consistent with management as "PERMIT LANDS" as defined in the Habitat Conservation Plan Implementation Agreement as long as the Habitat Conservation Plan Implementation Agreement is in effect.

Section 3. This Declaration does not convey to the public the right to enter the Property for any purpose whatsoever, except as is set forth in any management plan adopted for the Columbia Falls Natural Area Preserve.

Section 4. The covenants and restriction of this Declaration shall run with the land and bind the Property in perpetuity.

Section 5. This Declaration, and any future changes duly authorized in writing by the Commissioner of Public Lands, shall be recorded in the Auditor's Office of Skamania County.

Section 6. Each covenant, condition, and restriction contained in this Declaration may be enforced by DNR or any owner of the Property if the Property is subsequently transferred from the State of Washington to another person or entity.

Section 7. This Declaration shall be governed by and construed in accordance with the laws of the State of Washington.

Section 8. This Declaration shall take effect when recorded.

This Declaration is executed and delivered pursuant to RCW 79.70.040 pursuant to Commissioner's Order No. 201515, dated June 8, 2015, entered by the Commissioner of Public Lands with the approval of the Board of Natural Resources, State of Washington.

IN WITNESS WHEREOF, this 6th day of June, 2015.

STATE OF WASHINGTON
DEPARTMENT OF NATURAL RESOURCES


PETER GOLDMARK
Commissioner of Public Lands



Approved as to form this 22nd day
of May, 2015.


Assistant Attorney General

STATE OF WASHINGTON
DEPARTMENT OF NATURAL RESOURCES
PETER GOLDMARK, Commissioner of Public Lands

EXHIBIT A

LEGAL DESCRIPTION

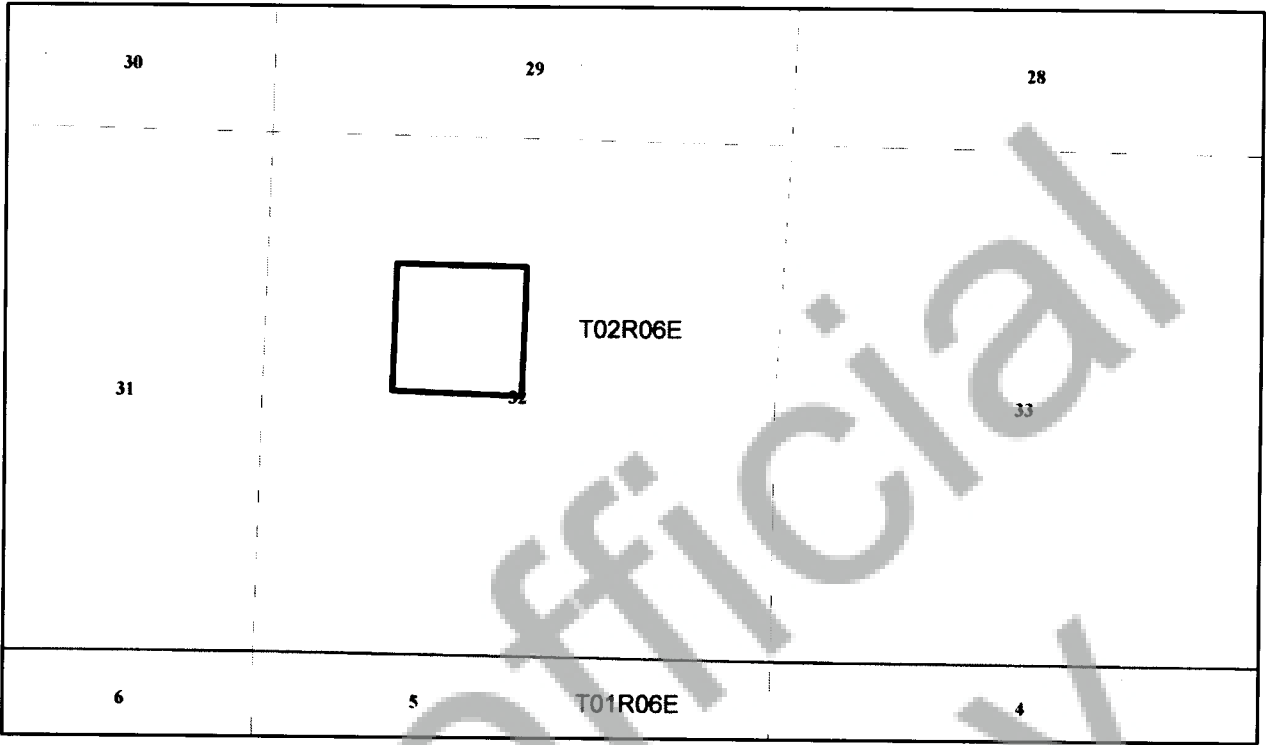
The Southeast Quarter of the Northwest Quarter of Section 32, Township 2 North, Range 6 East,
W.M., Skamania County, Washington.

Rynea L. Edwards, PLS 45158
State Land Survey Unit
PO Box 47030
Olympia, WA 98504-7030

Dated: 10/9/13

STATE OF WASHINGTON
DEPARTMENT OF NATURAL RESOURCES
PETER GOLDMARK, Commissioner of Public Lands

EXHIBIT B



Property outlined in thick black line within a portion of Section 32,
Township 2 North, Range 6 East, W.M., Skamania County, Washington.