AFN #2017000199 Recorded Jan 30, 2017 01:10 PM DocType: CCR Filed by: DEPARTMENT OF NATURAL RESOURCES Page: 1 of 9 File Fee: $81.00 Auditor Robert J. Waymire Skamania County, WA

WHEN RECORDED RETURN TO:

_DEPARTMENT OF NATURAL RESOURCES

ASSET AND PROPERTY MANAGEMENT DIVISION

ATTN: STATE FOREST TRUST TRANSFER PROGRAM_

PO BOX 47014 OLYMPIA WA 98504-7014

DOCUMENT TITLE(S)

RE-RECORD AF 2016002533 DECLARATION OF COVENANTS, CONDITIONS, AND RESTRICTIONS RELATED TO THE DEDICATION OF SKAMANIA STATE FOREST TRUST TRANSFER AS A NATURAL RESOURCES CONSERVATION AREA AND MANAGEMENT COMMITMENT

REFERENCE NUMBER(S) *of Documents assigned or released:*

2016002533

[ ] Additional numbers on page _____ of document.

GRANTOR(S):

STATE OF WASHINGTON, BY AND THROUGH THE DEPARTMENT OF NATURAL RESOURCES

[ ] Additional names on page _____ of document.

GRANTEE(S):

STATE OF WASHINGTON, BY AND THROUGH THE WASHINGTON DEPARTMENT OF NATURAL RESOURCES, NATURAL AREAS PROGRAM

[ ] Additional names on page _____ of document.

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

A PTN OF SECTION 3, 4 AND 5, TOWNSHIP 3 NORTH, RANGE 7 EAST, W.M., W.M.

[ ] Complete legal on page _____ of document.

TAX PARCEL NUMBER(S):

03-07-00-0-0-0100-00
03-07-00-0-0-0107-00
03-07-00-0-0-0101-00

[ ] 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.

Unofficial Copy

AFN #2016002533 Recorded 12/01/2016, at
02:51 PM Filed by: DEPARTMENT OF NATURAL RESOURCE
Auditor Robert J. Waymire Skamania County, WA

AFTER RECORDING RETURN TO:
Department of Natural Resources
Asset and Property Management Division
ATTN: State Forest Trust Transfer Program
PO Box 47014
Olympia, WA 98504-7014

SKAMANIA COUNTY
REAL ESTATE EXCISE TAX
32269
DEC - 1 2016

PAID EXEMPT
SKAMANIA COUNTY TREASURER

DECLARATION OF COVENANTS, CONDITIONS, AND RESTRICTIONS RELATED TO THE DEDICATION OF SKAMANIA STATE FOREST TRUST TRANSFER AS A NATURAL RESOURCES CONSERVATION AREA AND MANAGEMENT COMMITMENT

RE-RECORDING
This document supersedes
AFN 2016002533, filed 12/01/16.
Corrects legal description and exhibits.

Skamania County

Grantor: State of Washington, by and through the Department of Natural Resources

Grantee: State of Washington, by and through the Washington Department of Natural Resources, Natural Areas Program

Abbreviated Legal Desc: A portion of Section 3, 4 and 5, Township 3 North, Range 7 East, W.M, W.M.

Tax Parcel #: 03070000010000; 03070000010700; 03070000010100

THIS DECLARATION is made this 14th day of November, 2016, by the State of Washington, Department of Natural Resources (DNR).

RECITALS

WHEREAS, the State of Washington owns that certain real property described as set forth on Exhibit A and Exhibit B attached hereto 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 resources conservation area pursuant to the requirements of Ch. 79.71 Revised Code of Washington; and

WHEREAS, DNR desires to place a Declaration of Covenants, Conditions, and Restrictions declaring that the Property shall be utilized perpetually as a natural resources conservation area 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 resources conservation area only subject to further restrictions of use as set forth herein.

Unofficial Copy

Section 1. Restriction on Use of Property. The Stevenson Ridge Natural Resources Conservation Area was established for the Property to protect for public benefit an area that is important for 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 resources conservation area, and subject to any management plan that is adopted pursuant to RCW 79.71.070. Any other use or activity on the Property which is or may become inconsistent with the purposes of the Stevenson Ridge Natural Resources Conservation Area, 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 Stevenson Ridge Natural Resources Conservation Area.

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.

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This Declaration is executed and delivered pursuant to RCW 79.22.060 pursuant to Commissioner's Order No. 2016-43, dated November 14, 2016, entered by the Commissioner of Public Lands with the approval of the Board of Natural Resources, State of Washington.

IN WITNESS WHEREOF, this 14th day of November, 2016.

STATE OF WASHINGTON
DEPARTMENT OF NATURAL RESOURCES

PETER GOLDMARK
Commissioner of Public Lands

Approved as to form this 8th day of November, 2016.

Assistant Attorney General

Unofficial Copy

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

EXHIBIT A

PROPERTY BOUNDARY

Parcel 1

A portion of Section 3 and 4, Township 3 North, Range 7 East, W.M., Skamania County, Washington more particularly as shown on Exhibit A-1.

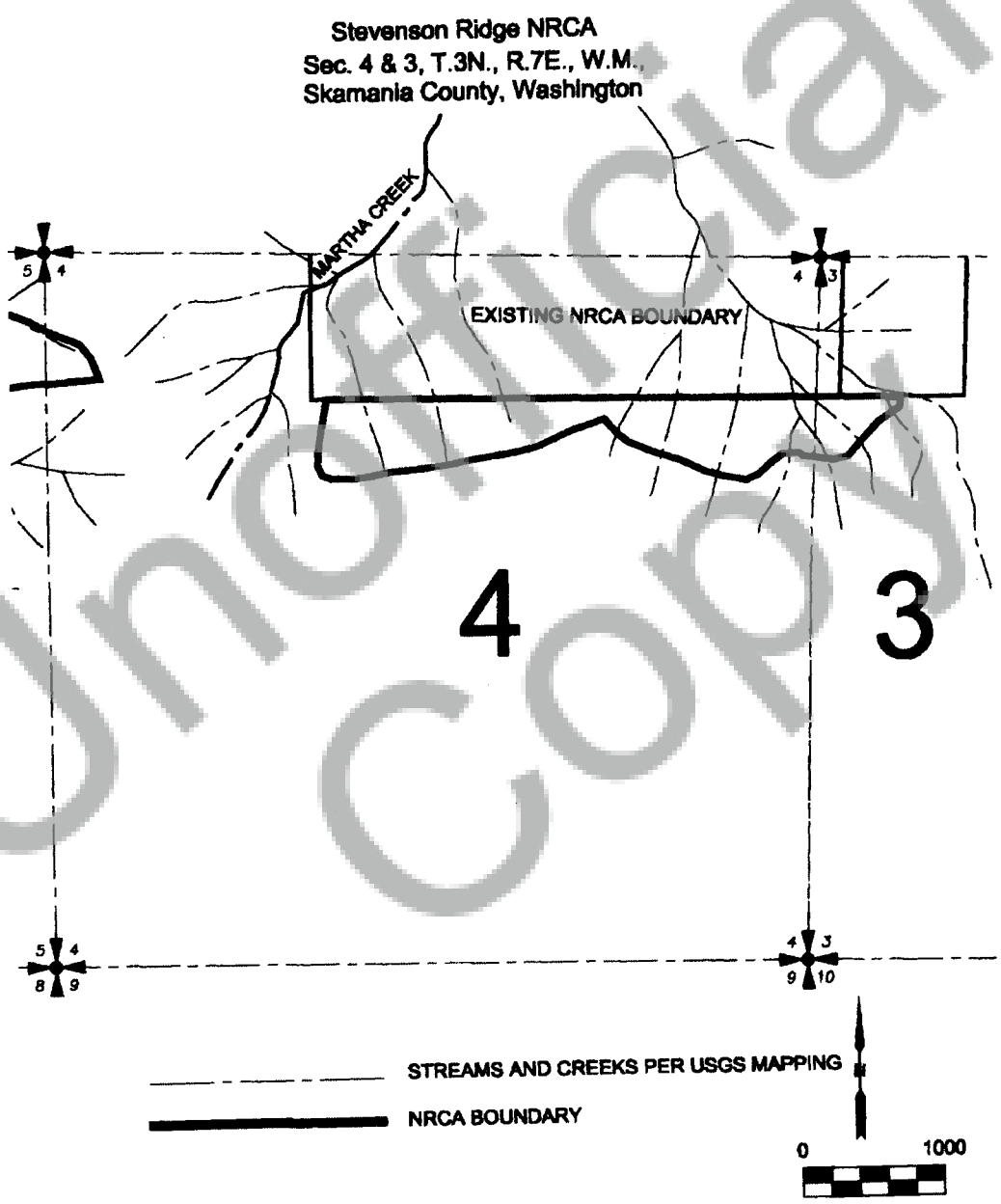
Parcel 2

Portions of Section 4 and 5, Township 3 North, Range 7 East, W.M., Skamania County, Washington more particularly as shown on Exhibit A-2.

Unofficial Copy

Exhibit A-1

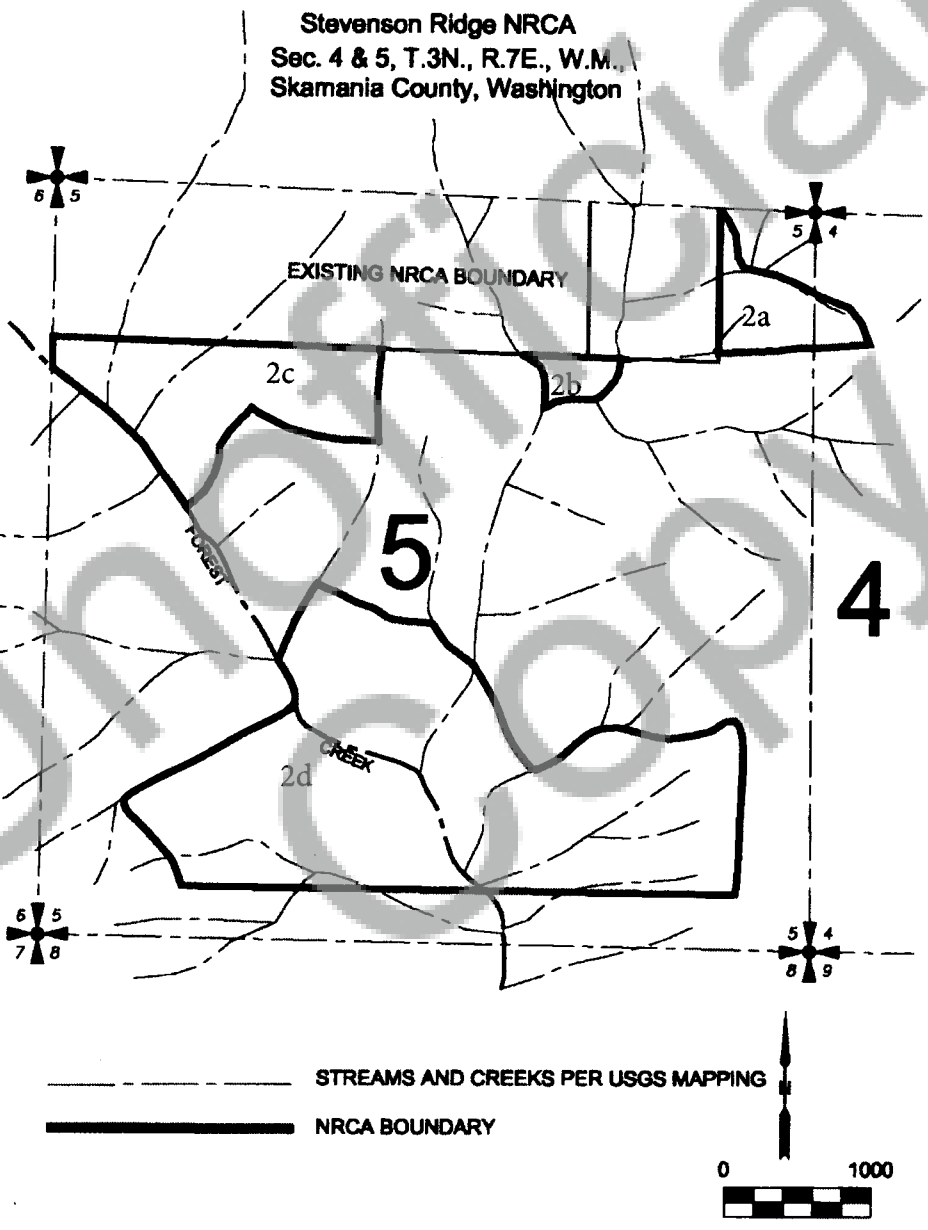
Parcel 1



Unofficial Copy

Exhibit A-2

Parcel 2



Unofficial Copy

Exhibit A-3

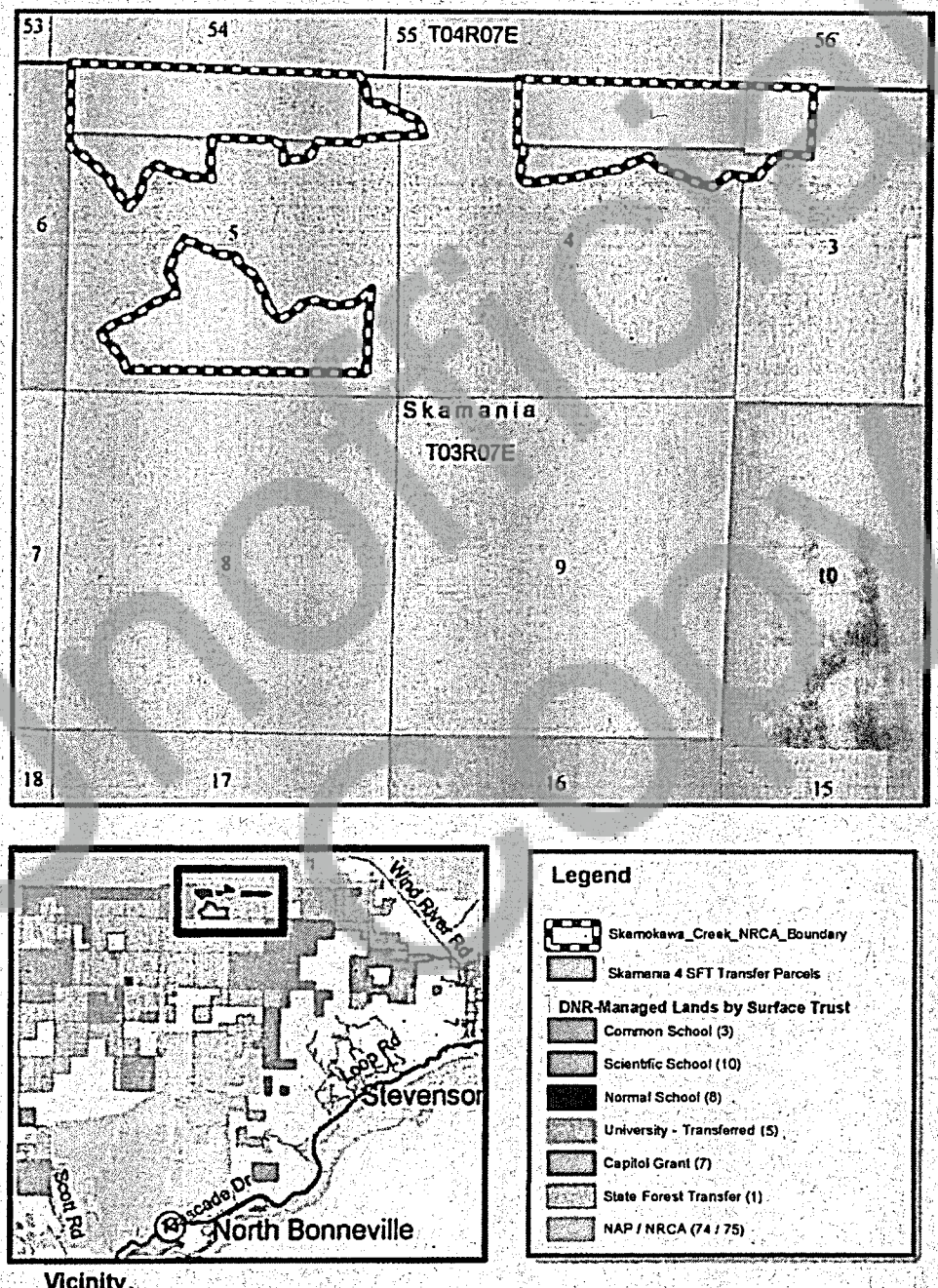
Parcel 1 – 37.3 acres more or less based on DNR GIS information.

Parcel 2 - a. 10.7 acres more or less based on DNR GIS information.
b. 3.30 acres more or less based on DNR GIS information.
c. 31.8 acres more or less based on DNR GIS information.
d. 120.3 acres more or less based on DNR GIS information.

Unofficial Copy

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

EXHIBIT B



Portions of Sections 3, 4 and 5, Township 3 North, Range 7 East, W.M., Skamania County