

AFTER RECORDING MAIL TO:

Port of Skamania County
PO BOX 1099
Stevenson, WA 98648

ACCESS AND UTILITY EASEMENT

THE GRANTOR, Skamania County, as owner of the following described real estate:

Government Lots 4 & 9, Township 4 North, Range 7 East, W.M., Skamania County, Washington

Grant and convey to:

THE GRANTEE, Port of Skamania County, as owner of a well and waterworks supplying water for public use located upon the parcel of land described as adjusted Gov't Lot 9 of Township 4 North, Range 7 East, W.M., Skamania County, Washington as recorded under Auditor File Number 2016000578,

their successors and assigns,

A Twenty Foot (20') Waterline & Access Easement and a Twenty foot by Thirty foot (20' x 30') Wellhouse Easement as described in Exhibit 1 (attached); both easements are shown for clarification in Exhibit 2 (attached);

Commencing at that point described as 'AP 11' of Gov't Lot 4, as shown on 1999 BLM Survey of Township 4 North, Range 7 East, W.M.; Thence North 72°39'35" West, a distance of 386.32 feet to an existing wellhead.

Assessor's Property Tax Parcel Number: 04072700190000 (W)

SKAMANIA COUNTY
REAL ESTATE EXCISE TAX

N/A
JUN 22 2017

PAID

N/A
Michael J. Smith
SKAMANIA COUNTY TREASURER

In witness thereof, the grantor and grantee hereto have caused this covenant to be executed by their duly authorized officers as of the date of full execution.

GRANTOR: Skamania County

By: *Bob Hamlin*Printed: Bob HamlinTitle: Chair, Board of County Commissioners

Date: _____

GRANTEE: Port of Skamania County

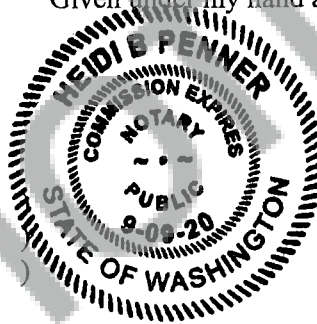
By: *Gail Collins*Printed: Gail CollinsTitle: President, Port Board of CommissionersDate: 6/2/21

STATE OF WASHINGTON)

COUNTY OF SKAMANIA)

I, the undersigned, a Notary Public in and for the above named County and State, do hereby certify that Bob Hamlin, to me known to be the individual described in and who executed this covenant, and acknowledge that he signed and sealed the same as a free and voluntary act and deed, for the uses and purposes therein stated.

Given under my hand and seal this 14 day of June, 2017.

*Heidi B Penner*

Notary Public

My commission expires 9-09-20

STATE OF WASHINGTON)

COUNTY OF SKAMANIA)

I, the undersigned, a Notary Public in and for the above named County and State, do hereby certify that Gail Collins, to me known to be the individual described in and who executed this covenant, and acknowledge that he signed and sealed the same as a free and voluntary act and deed, for the uses and purposes therein stated.

Given under my hand and seal this 5th day of June, 2017.

*Somer Meade*

Notary Public

My commission expires 6/2/21

EXHIBIT A
20' WATERLINE & ACCESS EASEMENT

A 20' wide easement centered over the following described centerline:

Commencing at that point described as 'AP 11' of Gov't Lot 4, as shown on 1999 BLM Survey of Township 4 North, Range 7 East, W.M.;

Thence North 72°39'35" West, a distance of 386.32 feet to an existing wellhead;

Thence South 76°28'02" West, a distance of 5.00 feet and the Point of Beginning;

Thence North 76°28'02" East, a distance of 349.19 feet;
thence North 88°32'08" East, a distance of 682.99 feet;
thence South 34°24'07" East, a distance of 105.78 feet;
thence South 34°24'07" East, a distance of 90.01 feet;
thence South 21°46'19" West, a distance of 126.73 feet;
thence South 68°13'41" East, a distance of 7.71, more or less, to the Westerly line of Adjusted Gov't Lot 9 as recorded under Auditor File Number 2016000578.

EXHIBIT A
20'X30' WELLHOUSE EASEMENT

Commencing at that point described as 'AP 11' of Gov't Lot 4, as shown on 1999 BLM Survey of Township 4 North, Range 7 East, W.M.;

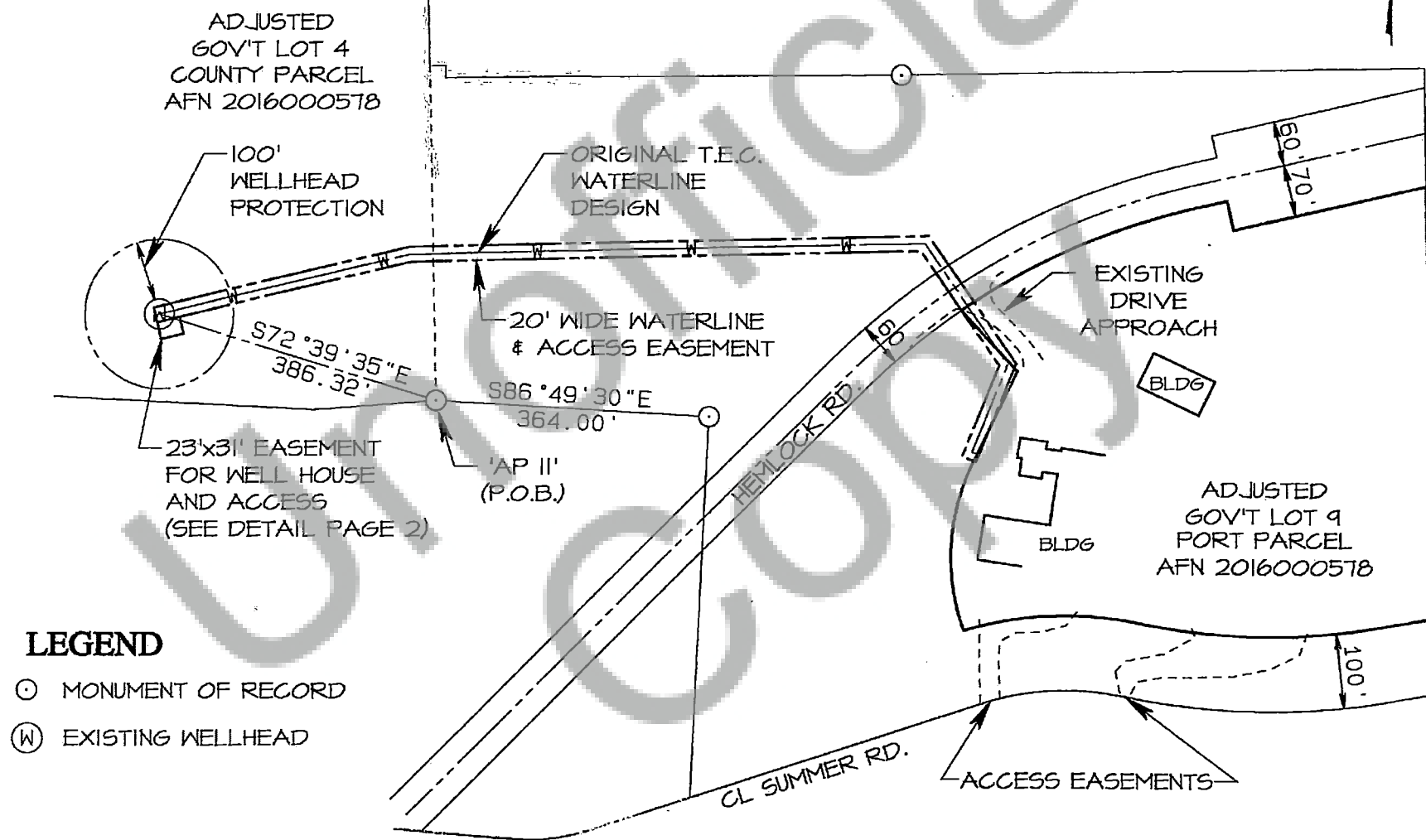
Thence North 72°39'35" West, a distance of 386.32 feet to an existing wellhead;
Thence South 13°01'57" West, a distance of 11.18 feet to the Point of Beginning;

Thence South 13°31'58" East, a distance of 20.00 feet;
thence North 76°28'02" East, a distance of 30.00 feet;
thence North 13°31'58" West, a distance of 20.00 feet;
thence South 76°28'02" West, a distance of 30.00 feet to the Point of Beginning.

EXHIBIT B

IN GOVERNMENT LOTS 4 & 9, TOWNSHIP 4 NORTH, RANGE 7 EAST, W.M.,
SKAMANIA COUNTY, WASHINGTON

PAGE 1 OF 2



SCALE 1"=200'

AFTER RECORDING MAIL TO:

Port of Skamania County
PO BOX 1099
Stevenson, WA 98648

RESTRICTIVE COVENANT

The grantor herein is the owner of the following described real estate situated in Skamania County, State of Washington.

Government Lots 4 & 9, Township 4 North, Range 7 East, W.M., Skamania County, Washington

The grantee herein owns and operates a well and waterworks supplying water for public use, located upon the following described real estate situated in Skamania County State of Washington:

Commencing at that point described as 'AP 11' of Gov't Lot 4, as shown on 1999 BLM Survey of Township 4 North, Range 7 East, W.M., as recorded under Auditor File Number 2016000578;

Thence North 72°39'35" West, a distance of 386.32 feet to an existing wellhead, as described and shown in Exhibit 2 (attached).

which well and waterworks are in close proximity to the land of the grantor, and said grantee is required to keep the water supplied from said well free from impurities which might be injurious to the public health.


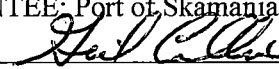
It is the purpose of these grants and covenants to prevent practices hereinafter enumerated in the use of the said grantor land which might contaminate said water supply.

NOW, THEREFORE, the grantor agrees and covenants that said grantee, its successors and assigns, said covenants to run with the land for the benefit of the land of the grantee, that said grantor, its heirs, successors and assigns will not construct, maintain, or suffer to be constructed or maintained upon the said land of the grantor and within 100 (one hundred) feet of the well herein described, so long as the same is operated to furnish water for public consumption, any potential source of contamination, such as septic tanks and drain fields, sewer lines, underground storage tanks, roads, railroad tracks, vehicles, structures, barns, feed stations, grazing animals, enclosures for maintaining fowl or animal manure, liquid or dry chemical storage, herbicides, insecticides, hazardous waste, or garbage of any kind or description.

These covenants shall run with the land and shall be binding to all parties having or acquiring any right, title, or interest in the land described herein or any part thereof, and shall inure to the benefit of each owner thereof.

Assessor's Property Tax Parcel Number: 04072700190000

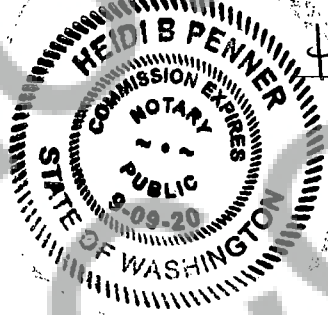
In witness thereof, the grantor and grantee hereto have caused this covenant to be executed by their duly authorized officers as of the date of full execution.

GRANTOR: Skamania County	GRANTEE: Port of Skamania County
By: <u></u>	By: <u></u>
Printed: <u>Bob Hamlin</u>	Printed: <u>Gail Collins</u>
Title: <u>Chair, Board of County Commissioners</u>	Title: <u>President, Port Board of Commissioners</u>
Date: _____	Date: <u>6/2/21</u>

STATE OF WASHINGTON)
)
 COUNTY OF SKAMANIA)

I, the undersigned, a Notary Public in and for the above named County and State, do hereby certify that Bob Hamlin, to me known to be the individual described in and who executed this covenant, and acknowledge that he signed and sealed the same as a free and voluntary act and deed, for the uses and purposes therein stated.

Given under my hand and seal this 14 day of June, 2017.



Heidi B Penner

Notary Public

My commission expires 9-09-20

STATE OF WASHINGTON)
)
 COUNTY OF SKAMANIA)

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Given under my hand and seal this 5th day of June, 2017.



Somer Meade

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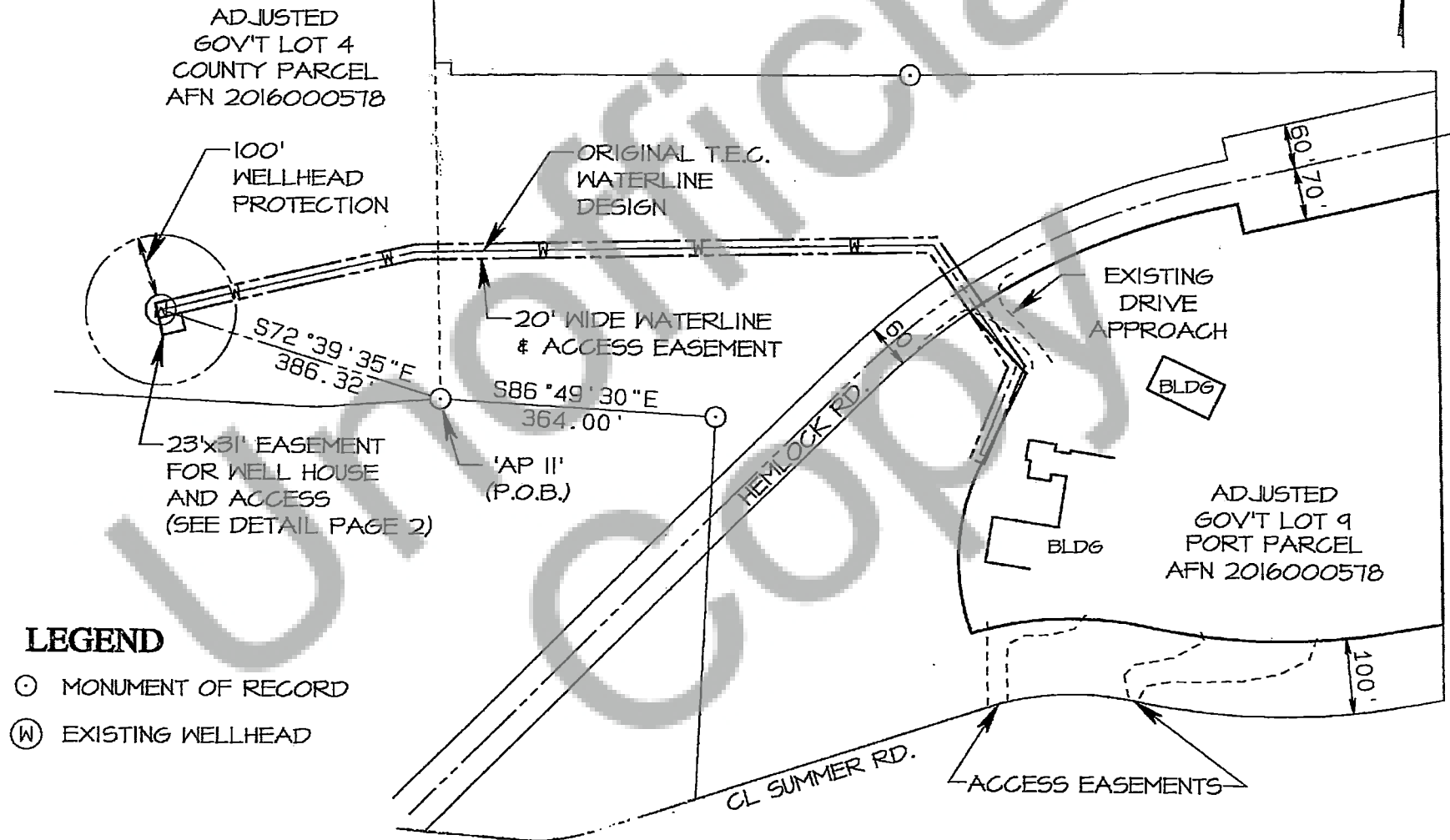
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Unofficial
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EXHIBIT B

IN GOVERNMENT LOTS 4 & 9, TOWNSHIP 4 NORTH, RANGE 7 EAST, W.M.,
SKAMANIA COUNTY, WASHINGTON

PAGE 1 OF 2



LEGEND

- MONUMENT OF RECORD
- Ⓜ EXISTING WELLHEAD

SCALE 1"=200'

**AMENDMENT # 2 - GROUND LEASE INTER-LOCAL AGREEMENT
BETWEEN SKAMANIA COUNTY AND THE PORT OF SKAMANIA COUNTY
(2012)**

THIS AMENDMENT, by and between **SKAMANIA COUNTY**, a municipal corporation of the State of Washington, hereinafter referred to as the "**COUNTY**", and **THE PORT OF SKAMANIA COUNTY**, a municipal corporation of the State of Washington, hereinafter referred to as the **PORT**, is hereby amended as follows:

Section 1
PREMISES AND TERM

1.1

Agreement to Lease/Description - Amends references to Exhibit A and Exhibit B. These Exhibits are the recorded documents identifying the protective easement for the Trout Creek Well and Utility Easements as required by Washington State Department of Health.

Except as herein modified, all other terms of the original contract referred to above are hereby reaffirmed.

IN WITNESS WHEREOF, the **COUNTY** has caused this Amendment to be duly executed on its behalf, and thereafter the **PORT** has caused the same to be duly executed on its behalf.

DATED: June 13, 2017.



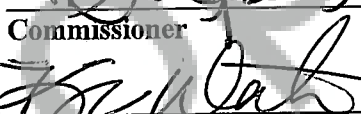
**SKAMANIA COUNTY
BOARD OF COMMISSIONERS**


Chairman

Commissioner

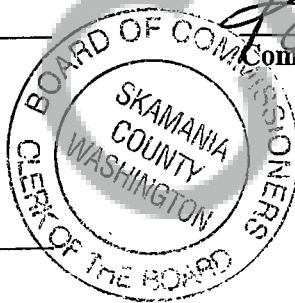
Commissioner

PORT OF SKAMANIA COUNTY



Chairman

Commissioner

Commissioner

ATTEST:



Clerk of the Board



APPROVED AS TO FORM ONLY:


Adam Kick
Prosecuting Attorney

APPROVED AS TO FORM ONLY:


Kenneth B. Woodrich
Port of Skamania County Attorney