

Skamania PUD
P.O. Box 500
Carson, WA
98610

Skamania County, WA
Total: \$101.00
EASE
Pgs=3

2019-001047

06/24/2019 03:21 PM

Request of: SKAMANIA PUD

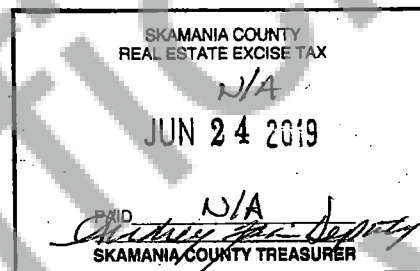


RIGHT OF WAY EASEMENT

KNOW ALL PEOPLE BY THESE PRESENTS, that the undersigned, Daniel J. Wilson and Tempra K. Wilson, husband and wife does hereby grant unto Public Utility District #1 of Skamania County (Skamania PUD), and its successors and assigns, the right to enter upon the lands of the undersigned, situated in Skamania County, Washington, and more particularly described as follows:

Legal description:

See attached Exhibit 'A'



Tax Parcel #: 03-10-16-0-0-1580-00 *2m 6/24/19*

Abbreviated Legal: SW ¼ SEC 16 T3N R10E

The undersigned grants a perpetual non-exclusive easement for the purpose of completing the construction of a replacement residential underground conduit containing an electrical cable and in the same trench a domestic potable water line to serve a residence, the undersigned grants a non-exclusive easement over and along a strip of land ten (10') wide from the property lines of Parcel 1580 described as follows: The west property line (N 0 degrees 53 minutes for approximately 184') and the southwest property line (N 38 degrees 50 minutes for approximately 167').

This easement is solely to construct, operate, inspect and maintain said underground equipment. All excavation and disturbance of the property shall be returned to as original condition after completion of underground conduit/water line installation.

The undersigned agree that the underground electrical conduit/cable and water line installed by Skamania PUD at its expense shall be and remain the property of Skamania PUD and shall be removable at its option and expense returning the site to pre-disturbed condition or better.

Skamania PUD shall indemnify and hold harmless the undersigned from any risk that could be a result of the abandoned buried cable and water line.

The undersigned agree that they will not erect or maintain any new structure as defined by Skamania PUD within the ten (10') foot easement nor within ten (10) feet of the centerline of the new underground electrical conduit/cable and water line. If a structure is constructed within the easement it will be removed at the request of the Grantee at no cost to the Grantee, or in the alternative and in the Grantee's sole discretion, pay the Grantee the cost of rerouting the utilities from under said structure.

The undersigned are the owners of record of Parcel 1580, as described above, and that they have the right to execute this Right of Way easement without the consent of any other party.

This easement shall be non-exclusive, except as set forth above and as to any use that is inconsistent with Grantee's use. Every other use in this easement is subordinate to Grantee's use and Grantee reserves the right to exclude and eject any use and user that it finds to be inconsistent to Grantee's use or in its judgment compromises the health or safety of its employees or the public.

Grantor retains use and actual control of the above described lands for all purposes, except as provided herein. This Right of Way Easement shall be binding upon and inure to the benefits of the successors and assigns of the parties.

Rights and obligations not specifically conveyed hereby remain with the undersigned.

IN WITNESS WHEREOF, we have set our hands this 14 day of JUNE, 2019.

DANIEL J. WILSON
Name (Print or type full name)

Tempra K. Wilson
Name (Print or type full name)

[Signature]
Signature

[Signature]
Signature

STATE OF Washington

COUNTY OF Klickitat

Personally appeared the above named Daniel J. Wilson and Tempra K. Wilson on this 14 day of June, 2019, and acknowledged the foregoing to be their voluntary act and deed.

Before me:

Cindy Jewell
Notary Public for Washington
July 15, 2020
My Commission Expires

CINDY JEWELL
NOTARY PUBLIC
STATE OF WASHINGTON
COMMISSION EXPIRES
JULY 15, 2020

Exhibit 'A'

That portion of the East Half of the Southeast Quarter of the Southeast Quarter of Section 16 Township 3 North, Range 10 East of the Willamette Meridian, in the County of Skamania, State of Washington lying Northerly of County Road No. 3041, designated as the Cooks-Underwood Highway, described as follows:

Beginning at a point on the West line of said subdivision North 1138 feet from the Southwest corner thereof; thence south $40^{\circ}45'$ East 167.25 feet; thence East 550.83 feet, more or less, to the East line of said Section 16; thence North along said East line 180.70 feet, more or less, to a point 128 feet South of the Northeast corner of the Southeast Quarter of the Southeast Quarter of said Section 16; thence West 330 feet; thence North 128 feet to the North line of said Southwest Quarter of the Southeast Quarter; thence West along said North line 330 feet, more or less to the Northwest corner of the East Half of the Southeast Quarter of the Southeast Quarter of said Section 16; thence South 182 feet, more or less, to the point of beginning.

EXCEPT that portion thereof conveyed to Skamania County for Lacock-Kelchner Road by instrument recorded February 11, 1976 in Book 70 of Deeds, Page 437, Auditor's File No. 81717, records of Skamania County, Washington.