

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

Skamania County, WA
Total: \$105.50
EASE
Pgs=3

2019-002370

12/03/2019 02:21 PM

Request of: SKAMANIA COUNTY PUD



RIGHT OF WAY EASEMENT

KNOW ALL PEOPLE BY THESE PRESENTS, that the undersigned, Troy Williver and Mary Williver, 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 Attachment "A"

Tax Parcel # 02-06-28-0-0-1004-06

Abbreviated Legal: PTN SEC 28, T2N, R6EWM

PUD Work Order # PT19-0294

SKAMANIA COUNTY
REAL ESTATE EXCISE TAX

NA
DEC 2 2019

PAID
NA
By Deputy
SKAMANIA COUNTY TREASURER

The undersigned grants a perpetual non-exclusive easement over, under and across a strip of land 15 feet wide centered on the underground or overhead power line on the above described lands to construct, operate and maintain an overhead or underground electric distribution line or system and/or all streets, roads or highways abutting said lands; to inspect and make such repairs, changes, alterations, improvements, removals from, substitutions and additions to its facilities as Skamania PUD may from time to time deem advisable, including, by way of example and not by way of limitation, the right to increase or decrease the number of circuits, wires, poles, cables, manholes, connection boxes, transformers and transformer enclosures; to cut, trim and control the growth by machinery or other means of trees and shrubbery that may interfere with or threaten to endanger the operation and maintenance of said line or system (including any control of the growth of other vegetation in the right of way which may incidentally and necessarily result from the means of control employed); and the right to permit the installation of communication and other circuits as part of said electric distribution system.

The undersigned agree that all poles, wires, and other facilities, including any equipment installed on the above-described lands by Skamania PUD or at its expense, shall be and remain the property of Skamania PUD and shall be removable at its option.

The undersigned covenant that they will not erect or maintain any structure over or under the electric facilities and that structure, if any, not be constructed closer than ten (10) feet from the nearest electric facilities; that if such a structure is built or placed, they will remove the same at the request of the Grantee at no cost to the Grantee, or in the alternative and in Grantee's sole discretion, pay the Grantee the cost of rerouting the utilities around the structure; and that they are the owners of the above-described lands,

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 25 day of NOV, 2019

Troy Williver
Name (Print or type full name)

Mary Williver
Name (Print or type full name)

[Signature]
Signature

[Signature]
Signature

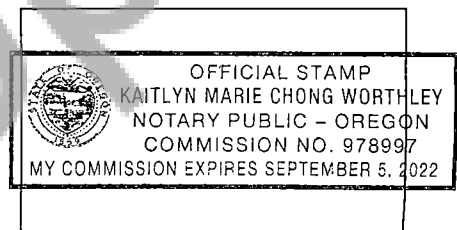
STATE OF Oregon

COUNTY OF Washington

Personally appeared the above named Troy Williver and Mary Williver on this 25 day of NOV, 2019, and acknowledged the foregoing to be their voluntary act and deed.

Before me:

Kaitlyn Marie Chong Worthley
Notary Public for Washington Oregon
9/5/2022
My Commission Expires



Attachment "A"

A PORTION OF THE EAST HALF OF THE SOUTHEAST QUARTER OF SECTION 28, TOWNSHIP 2 NORTH, RANGE 6 EAST OF THE WILLAMETTE MERIDIAN, SKAMANIA COUNTY, WASHINGTON, DESCRIBED AS FOLLOWS:

BEGINNING AT AN IRON PIPE WITH BRASS CAP MARKING THE QUARTER CORNER BETWEEN SECTIONS 28 AND 33;

THENCE NORTH 00°55'04" EAST, 1309.30 FEET TO THE SOUTHWEST CORNER OF THE NORTHWEST QUARTER OF THE SOUTHEAST QUARTER OF SECTION 28 AS SHOWN IN THE MACDONALD SHORT PLAT AS RECORDED IN BOOK 3 OF SHORT PLATS, PAGE 253, SKAMANIA COUNTY AUDITOR'S RECORDS:

THENCE SOUTH 88°53'21" EAST, ALONG THE SOUTH LINE OF THE NORTHWEST QUARTER OF THE SOUTHEAST QUARTER AS SHOWN IN SHORT PLAT 3-253, FOR A DISTANCE OF 1306.29 FEET TO THE NORTHWEST CORNER OF THE SOUTHEAST QUARTER OF THE SOUTHEAST QUARTER OF SECTION 28 AS SHOWN IN VOLUME 3 OF SURVEYS, PAGE 297, SKAMANIA COUNTY AUDITOR'S RECORDS AND THE TRUE POINT OF BEGINNING;

THENCE NORTH 56°00'00" EAST, 20.00 FEET TO A POINT HEREINAFTER CALLED POINT "A";

THENCE CONTINUING NORTH 56°00'00" EAST, 20.00 FEET;

THENCE SOUTH 72°53'30" EAST, 526.98 FEET TO THE CENTER OF DUNCAN CREEK;

THENCE SOUTHEASTERLY AND SOUTHWESTERLY ALONG THE CENTER OF DUNCAN CREEK, 1857 FEET, MORE OR LESS, TO THE SOUTH LINE OF THE SOUTHEAST QUARTER OF THE SOUTHEAST QUARTER OF SECTION 28 AT A POINT THAT BEARS NORTH 88°51'45" WEST, 402 FEET, MORE OR LESS, FROM THE SOUTHEAST CORNER OF SECTION 28;

THENCE NORTH 88°51'45" WEST, 588 FEET, MORE OR LESS, TO THE SOUTHEAST CORNER OF THE NICHOLS TRACT AS DESCRIBED IN BOOK 143 OF DEEDS, PAGE 470, SKAMANIA COUNTY AUDITOR'S RECORDS;

THENCE NORTH 00°48'20" EAST, 655.03 FEET TO A 5/8 INCH IRON ROD (SURVEY 3-297) AT THE NORTHEAST CORNER OF THE NICHOLS TRACT;

THENCE NORTH 88°52'33" WEST, 316.94 FEET TO THE NORTHWEST CORNER OF SAID NICHOLS TRACT;

THENCE NORTH 00°51'42" EAST, 654.95 FEET TO THE NORTHEAST CORNER OF THE SOUTHWEST QUARTER OF THE SOUTHEAST QUARTER OF SECTION 28 AND THE TRUE POINT OF BEGINNING.