

After recording return document to:

State of Washington  
Department of Transportation  
Real Estate Services Office  
P O Box 47338  
Olympia WA 98504-7338

**Document Title: Temporary Easement**

**Reference Number of Related Document: N/A**

**Grantors: Joseph A. Birkenfeld and Diane M. Birkenfeld, Husband and Wife**

**Grantee: State of Washington, Department of Transportation**

**Legal Description: Portion of Government Lots 4 & 5, NE ¼ NW ¼ and NW ¼ NE ¼ of Sec 31 T3N R8E W. M.**

**Additional Legal Description is on Page 4 and 5 of Document.**

**Assessor's Tax Parcel Number: 03083100030000**

### TEMPORARY EASEMENT

CL10089

State Route 14, Stevenson to Wind River

The Grantors, **Joseph A. Birkenfeld and Diane M. Birkenfeld, Husband and Wife**, for and in consideration of the sum of TEN AND NO/100 (\$10.00) Dollars, and other valuable consideration, conveys and grants unto the State of Washington, acting by and through its Department of Transportation, and its assigns, Grantee, under the imminent threat of the Grantee's exercise of its right of Eminent Domain, the right, privilege and easement over, upon, and across the hereinafter described lands for the purpose of *accessing upper slopes for rock scaling and slope stabilization work*.

Said lands being situated in Skamania County, State of Washington, as described in Exhibit A, attached hereto and made a part of.

The term of this Temporary Easement shall commence on the date of acceptance of this Temporary Easement by Grantee and shall terminate on June 1, 2021.

## TEMPORARY EASEMENT

The Grantee shall, upon completion of said project, restore the hereinafter described lands to original or better condition than existed immediately prior to the Grantee's entry, excepting any modifications or improvements made as part of the rock scaling project.

It is understood and agreed that delivery of this temporary easement is hereby tendered and that the terms and obligations hereof shall not become binding upon the State of Washington unless and until accepted and approved hereon in writing for the State of Washington, by and through its Department of Transportation, by its authorized agent.

Dated 12/4/2019,

By: Joseph A. Birkenfeld  
Joseph A. Birkenfeld

By: Diane M. Birkenfeld  
Diane M. Birkenfeld

Accepted and Approved

STATE OF WASHINGTON  
Department of Transportation

By: Mike Palazzo  
Mike Palazzo, Southwest Region Real Estate  
Services Manager, Authorized Agent

Date: 1/10/20

**TEMPORARY EASEMENT**

**ACKNOWLEDGEMENT**

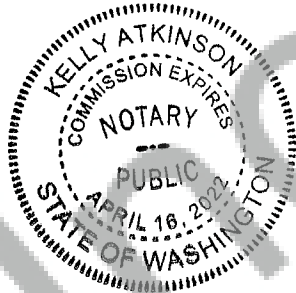
STATE OF WASHINGTON )

: ss

County of Skamania )

On this 4<sup>th</sup> day of December, 2019 before me personally appeared **Joseph A. Birkenfeld and Diane M. Birkenfeld**, to me known to be the individuals described in and who executed the foregoing instrument, and acknowledged that they signed and sealed the same as their free and voluntary act and deed, for the uses and purposes therein mentioned.

GIVEN under my hand and official seal the day and year last above written.



Kelly Atkinson

Notary Public in and for the State of  
Washington, residing at VANCOUVER

My commission expires 4-16-2022

## TEMPORARY EASEMENT

### EXHIBIT A

#### Tract I

All that portion of the hereinafter described Parcel "A" lying southerly of the following described line:

Beginning at a point opposite Highway Engineer's Station (hereinafter referred to as HES) 148+00 on the SR 14 line survey of SR14 Stevenson to Wind River and 75 feet northwesterly therefrom; thence northeasterly, parallel with said line survey to a point opposite HES 150+00 thereon and the end of this line description.

#### Tract II

All that portion of the hereinafter described Parcel "A" lying within the following described property:

Beginning at a point opposite Highway Engineer's Station (hereinafter referred to as HES) 154+00 on the SR 14 line survey of SR14 Stevenson to Wind River and 50 feet northwesterly therefrom; thence northwesterly to a point opposite said HES on said line survey and 75 feet northwesterly therefrom; thence northerly, parallel with said line survey to a point opposite HES 161+50.05 thereon; thence easterly to a point opposite said HES and 70 feet northwesterly therefrom; thence southerly, parallel with said line survey to a point opposite HES 156+50 thereon; thence southerly to a point opposite said HES and 50 feet northwesterly therefrom; thence southwesterly, parallel with said line survey to the Point of Beginning.

#### Parcel "A"

A tract of land located in Governments Lot 4 and 5 and in the northeast quarter of the northwest quarter and the northwest quarter of the northeast quarter of Section 31, Township 3 North, Range 8 East, Willamette Meridian, Skamania, Washington, more particularly described as follows:

Beginning at the northwest corner of northeast quarter of the northwest quarter of said Section 31; thence east along the north line of said Section 31 to its intersection with the westerly line of a tract of land reserved by the Columbia Gold and Copper Mining Company, a Washington Corporation, in a Deed dated May 17, 1909, recorded at Page 428 Book L of Deeds, records of Skamania County Washington; thence southeasterly along said westerly line to its intersection with the northerly right of way line of State Road 14 (formerly designated as Primary State Highway 8); thence southerly and westerly along the northerly right of way line of said highway to its intersection with the west line of said Government Lot 4; thence north along the west line of said Government Lot 4 and continuing north along the west line of the northeast quarter, northwest quarter of said Section 31 to the Point of Beginning;

## TEMPORARY EASEMENT

Except the following described parcel:

Commencing at the southwest corner of the northwest quarter of Section 31, Township 3 North, Range 8 East, Willamette Meridian, said corner is monumented with a brass capped rebar set in mound of stones; thence north  $63^{\circ}43'45''$  East, a distance of 1201.29 feet to a 5/8 inch diameter rebar topped with a yellow plastic survey cap inscribed "Bell Design 118973" set on the north line of State Highway SR14 and the true Point of Beginning; thence north  $00^{\circ}34'37''$  east, a distance of 108.47 feet to a 5/8 inch diameter rebar topped with a yellow plastic survey cap inscribed "Bell Design 11873"; thence north  $30^{\circ}02'23''$  east, a distance of 202.33 feet to a 5/8 inch diameter rebar topped with a yellow plastic survey cap inscribed "Bell Design 11873"; thence north  $66^{\circ}41'03''$  east, a distance of 136.48 feet to a 5/8 inch diameter rebar topped with a yellow plastic survey cap inscribed "Bell Design 11873"; thence south  $74^{\circ}06'49''$  east, a distance of 259.91 feet to a 5/8 inch diameter rebar topped with a yellow plastic survey cap inscribed "Bell Design 11873" set on said north line of State Highway SR14; thence south  $60^{\circ}44'00''$  west along said north line, a distance of 8.43 feet to a 5/8 inch diameter rebar topped with a yellow plastic survey cap inscribed "Bell Design 11873"; thence south  $29^{\circ}16'00''$  east along said north line, a distance of 20.00 feet to a 5/8 inch diameter rebar topped with a yellow plastic survey cap inscribed "Bell Design 11873"; thence south  $60^{\circ}44'00''$  west along said north line, a distance of 516.77 feet to a 5/8 inch diameter rebar topped with a yellow plastic survey cap inscribed "Bell Design 11873" and the True Point of Beginning.

The lands herein described contain an area of 13,414 square feet, more or less, the specific details, concerning all of which are to be found on sheet 3 of 5 of that certain plan entitled SR 14 Stevenson to Wind River, now of record and on file in the office of the Secretary of Transportation at Olympia, and bearing date of approval May 18, 1925, with sheet 3 revised September 28, 2018.

