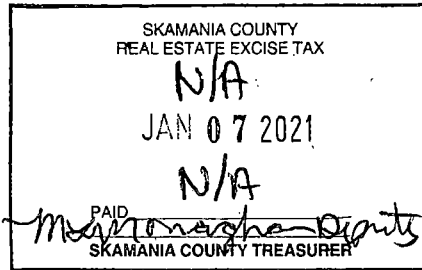


Skamania PUD
P.O. Box 500
Carson, WA
98610

PT19-0148



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

2021-000123

01/12/2021 08:51 AM

Request of: SKAMANIA COUNTY PUD



RIGHT OF WAY EASEMENT

KNOW ALL PEOPLE BY THESE PRESENTS, that the undersigned, **Vincent C. Herschell, a married man**, 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 #: 02-05-34-0-0-0300-00 and 02-05-34-0-0-0303-00 *for 1/7/2021*
PT16-0320

The undersigned grants a perpetual non-exclusive easement over, under and across a strip of land 15 feet wide centered on the underground power line on the above described lands to construct, operate and maintain an 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 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.

Exhibit A

Parcel 1

A portion of the Southwest Quarter of the Northeast Quarter of Section 34, Township 2 North, Range 5 East of the Willamette Meridian, Skamania county, Washington, described as follows:

BEGINNING at a 5/8 inch rod at the Northwest Corner of the Southwest Quarter of the Northeast Quarter as set in Book 1 of Surveys, Page 244, Skamania County Auditor Records; thence South 01°12'11" West along the West line of the Southwest Quarter of the Northeast Quarter 210.00 feet to the True Point of Beginning; thence South 86°10'21" East 417.33 feet; thence South 47°52'13" East, 200.00 feet; thence South 42°07'47" West, 100.00 feet; thence South 47°52'13" East, 300.00 feet to a ½ inch iron rod on the Northwesterly right-of-way line South 55°00'00" West, 195.46 feet; thence along the arc of a 150 foot radius curve to the left for an arc distance of 127.85 feet; thence South 06°10'00" West, 12.29 feet; thence along the arc of a 470.00 foot radius curve to the right for an arc distance of 123.05 feet; thence South 21°10'00" West 34.16 feet to the South line of Tract 6 as shown in Book 1 of Surveys, Page 149 and Page 244; thence leaving said Northwesterly right-of-way line North 89°00'00" West 471.39 feet to the West line of the Southwest Quarter of the Northeast Quarter; thence North 01°12'11" East, 811.55 feet to the True Point of Beginning.

Parcel 2

A portion of the Southwest Quarter of the Northeast Quarter of Section 34, Township 2 North, Range 5 East of the Willamette Meridian, in the County of Skamania, State of Washington, described as follows:

Beginning at a 5/8" iron rod at the Northwest corner of said Southwest Quarter of the Northeast Quarter of Section 34; thence South 89°28'08" East along the North line thereof, 1,257.06 feet to a point on the West right-of-way line of a 60 foot easement; thence following said West right-of-way line, South 00°48'50" West 144.38 feet; thence along the arc of a 70 foot radius curve to the right for an arc distance of 53.98 feet; thence South 45°00'00" West, 383.44 feet; thence along the arc of a 970 foot radius curve to the right for an arc distance of 64.90 feet; thence South 55°00'00" West, 34.18 feet; thence leaving said West right-of-way line North 49°15'00" West 958.28 feet to the point of beginning.

Also known as Tract 5 of Survey recorded June 2, 1978 under Auditor File No. 86503, in Book 1 of Surveys at Page 148, Records of Skamania County, Washington.

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 31st day of December, 2020

N/A
Name (Print or type full name)

Vincent C. Herschell
Name (Print or type full name)

N/A
Signature

[Signature]
Signature

STATE OF Washington COUNTY OF Clark

Personally appeared the above named Vincent C. Herschell on this 31st day of December, 2020, and acknowledged the foregoing to be their voluntary act and deed.

Before me: Marcia L Roark
Notary Public for Washington
Mar. 24, 2020
My Commission Expires

