

RETURN ADDRESS:

Clark Public Utilities  
P.O. Box 8900  
Vancouver, WA 98668

Document: Utility Easement  
Grantor: KWRL Transportation Cooperative  
Grantee: PUD No. 1 of Clark County  
Legal Desc.: Ptn. TL#16 in Section 4, Twp. 4N, R1 EWM  
Serial No. 209699-000  
Geo No. 4104340  
Engineer: Stewart  
RIO: 383316

**EASEMENT AND RIGHT OF WAY  
UTILITY EASEMENT**

The GRANTOR(S), **KWRL TRANSPORTATION COOPERATIVE, a Washington nonprofit Corporation**, for and in consideration of mutual benefits hereby acknowledged, does grant and convey to **PUBLIC UTILITY DISTRICT NO. 1 OF CLARK COUNTY, a municipal corporation of the state of Washington**, GRANTEE, its successors and assigns, including joint users, a non-exclusive, perpetual easement and right of way, ten (10) feet in width, together with the right of ingress and egress for the purpose of installing, constructing, erecting, altering, repairing, maintaining and operating thereon and therein an electric system, facilities and appurtenances including communication and service conductors with surface-mounted transformer(s), and appurtenances necessary thereto, together with the right and easement to tap into said facilities to serve adjacent and/or adjoining lands, in, on, over, under and across the lands in Clark County, Washington, described as follows:

A portion of **APN 209699-000 in the Southwest quarter of Section 4, Township 4N, Range 1 EWM**, more particularly shown and described on the attached Exhibits "A" and "B", by reference made a part hereof.

PROVIDED, that upon completion of installation of all facilities required to serve all land above-described, THE EASEMENT HEREIN GRANTED SHALL BECOME LIMITED TO THE ACTUAL LOCATIONS OF THE FACILITIES AS INSTALLED WITH REASONABLE RIGHTS OF INGRESS AND EGRESS FOR THE PURPOSES ABOVE STATED.

The Grantor covenants for itself successors and assigns that it will not build or place, or allow to be built or placed, any structure of any kind over the easement granted herein without written approval of Clark PUD. PUBLIC UTILITY DISTRICT NO. 1 OF CLARK COUNTY has the right at all times to cut and/or trim all brush, trees or other growth standing or growing upon the lands of the Grantor which, in the opinion of the Grantee, constitute a menace or danger to said electric system facilities.

The Grantor also covenants to and with the Grantee that Grantor has the right and power to convey an Easement and Right of Way over the tract of land described herein.

DATED this \_\_\_\_\_ day of \_\_\_\_\_, 2013.

**KWRL TRANSPORTATION COOPERATIVE**

BY: \_\_\_\_\_

NAME: \_\_\_\_\_

TITLE: \_\_\_\_\_

STATE OF WASHINGTON )

ss

COUNTY OF \_\_\_\_\_ )

On this \_\_\_\_\_ day of \_\_\_\_\_, 2013, before me, the undersigned, a Notary Public in and for the State of Washington, duly commissioned and sworn, personally appeared \_\_\_\_\_, to me known to be the \_\_\_\_\_ of KWRL TRANSPORTATION COOPERATIVE, the party that executed the foregoing instrument, and acknowledged the said instrument to be the free and voluntary act and deed of the said party, for the uses and purposes therein mentioned, and on oath stated that he/she is authorized to execute the said instrument.

WITNESS my hand and official seal hereto affixed the day and year in the certificate above written.

Place Notary Seal Here

\_\_\_\_\_  
Notary Public in and for said County and State of \_\_\_\_\_  
residing at \_\_\_\_\_  
My Appointment Expires \_\_\_\_\_

## EXHIBIT "A"

### EXHIBIT A PROPERTY LEGAL DESCRIPTION

A PARCEL OF PROPERTY IN THE SOUTHWEST QUARTER OF SECTION 4, TOWNSHIP 4 NORTH, RANGE 1 EAST OF THE WILLAMETTE MERIDIAN, CLARK COUNTY, WASHINGTON, BEING MORE PARTICULARLY DESCRIBED AS THAT PORTION OF THE NORTHWEST QUARTER OF THE SOUTHWEST QUARTER OF SAID SECTION 4 LYING NORTHERLY AND WESTERLY OF THE FOLLOWING DESCRIBED LINE:

COMMENCING AT THE NORTHWEST CORNER OF THE SOUTHWEST QUARTER OF SAID SECTION 4;

THENCE SOUTH  $01^{\circ}10'50''$  WEST ALONG THE WEST LINE OF SAID SOUTHWEST QUARTER A DISTANCE OF 1070.93 FEET TO THE TRUE POINT OF BEGINNING;

THENCE SOUTH  $89^{\circ}00'05''$  EAST A DISTANCE OF 212.81 FEET;

THENCE SOUTH  $08^{\circ}43'54''$  EAST A DISTANCE OF 18.66 FEET TO A POINT ON A 50.00 FOOT RADIUS CURVE TO THE LEFT;

THENCE AROUND SAID 50.00 FOOT RADIUS CURVE TO THE LEFT A DISTANCE OF 13.08 FEET;

THENCE SOUTH  $23^{\circ}43'04''$  EAST A DISTANCE OF 33.71 FEET;

THENCE SOUTH  $20^{\circ}05'25''$  EAST A DISTANCE OF 53.70 FEET TO A POINT ON A 50.00 FOOT RADIUS CURVE TO THE LEFT;

THENCE AROUND SAID 50.00 FOOT RADIUS CURVE TO THE LEFT A DISTANCE OF 24.94 FEET;

THENCE SOUTH  $48^{\circ}39'56''$  EAST A DISTANCE OF 58.16 FEET TO A POINT ON A 50.00 FOOT RADIUS CURVE TO THE LEFT;

THENCE AROUND SAID 50.00 FOOT RADIUS CURVE TO THE LEFT A DISTANCE OF 36.67 FEET;

THENCE NORTH  $89^{\circ}19'04''$  EAST A DISTANCE OF 58.02 FEET;

THENCE SOUTH  $82^{\circ}22'54''$  EAST A DISTANCE OF 17.60 FEET;

THENCE SOUTH  $56^{\circ}15'48''$  EAST A DISTANCE OF 8.30 FEET TO A POINT ON A 50.00 FOOT RADIUS CURVE TO THE LEFT;

THENCE AROUND SAID 50.00 FOOT RADIUS CURVE TO THE LEFT A DISTANCE OF 62.25 FEET;

THENCE NORTH  $52^{\circ}24'10''$  EAST A DISTANCE OF 9.03 FEET TO A POINT ON A 50.00 FOOT RADIUS CURVE TO THE LEFT;

THENCE AROUND SAID 50.00 FOOT RADIUS CURVE TO THE LEFT A DISTANCE OF 35.02 FEET;

THENCE NORTH  $12^{\circ}16'38''$  EAST A DISTANCE OF 41.74 FEET;

THENCE NORTH  $21^{\circ}00'36''$  EAST A DISTANCE OF 52.95 FEET;

THENCE NORTH  $56^{\circ}50'13''$  EAST A DISTANCE OF 33.50 FEET TO A POINT ON A 50.00 FOOT RADIUS CURVE TO THE LEFT;

THENCE AROUND SAID 50.00 FOOT RADIUS CURVE TO THE LEFT A DISTANCE OF 24.71 FEET;

THENCE NORTH  $28^{\circ}31'33''$  EAST A DISTANCE OF 46.99 FEET;

THENCE NORTH 22°48'14" EAST A DISTANCE OF 36.76 FEET TO A POINT ON A 50.00 FOOT RADIUS CURVE TO THE LEFT;

THENCE AROUND SAID 50.00 FOOT RADIUS CURVE TO THE LEFT A DISTANCE OF 14.31 FEET;

THENCE NORTH 06°24'04" EAST A DISTANCE OF 28.35 FEET;

THENCE NORTH 09°21'24" EAST A DISTANCE OF 38.98 FEET;

THENCE NORTH 12°16'26" EAST A DISTANCE OF 44.36 FEET;

THENCE NORTH 08°32'04" EAST A DISTANCE OF 96.06 FEET TO A POINT ON A 50.00 FOOT RADIUS CURVE TO THE LEFT;

THENCE AROUND SAID 50.00 FOOT RADIUS CURVE TO THE LEFT A DISTANCE OF 21.94 FEET TO A POINT ON A NON-TANGENT 50.00 FOOT RADIUS CURVE TO THE LEFT;

THENCE AROUND SAID NON-TANGENT 50.00 FOOT RADIUS CURVE TO THE LEFT (THE LONG CHORD OF WHICH BEARS NORTH 72°21'09" EAST A DISTANCE OF 22.03 FEET) A DISTANCE OF 22.21 FEET;

THENCE NORTH 59°37'27" EAST A DISTANCE OF 13.10 FEET TO A POINT ON A 50.00 FOOT RADIUS CURVE TO THE LEFT;

THENCE AROUND SAID 50.00 FOOT RADIUS CURVE TO THE LEFT A DISTANCE OF 26.58 FEET;

THENCE NORTH 29°10'09" EAST A DISTANCE OF 31.06 FEET;

THENCE NORTH 56°50'26" EAST A DISTANCE OF 15.09 FEET TO A POINT ON A 50.00 FOOT RADIUS CURVE TO THE LEFT;

THENCE AROUND SAID 50.00 FOOT RADIUS CURVE TO THE LEFT A DISTANCE OF 32.88 FEET;

THENCE NORTH 90°00'00" EAST A DISTANCE OF 86.32 FEET;

THENCE NORTH 00°00'00" EAST A DISTANCE OF 667.85 FEET TO THE NORTH LINE OF THE SOUTHWEST QUARTER OF SAID SECTION 4 AND THE TERMINUS OF SAID LINE.

EXCEPT ANY PORTION THEREOF LYING WITHIN THE PUBLIC RIGHT-OF-WAY.

# Exhibit "B"

