

GRANTOR             
 GRANTEE             
 COMPARED             
 GRANTOR             
 GRANTEE             
 COMPARED           

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Real Estate Excise Tax Exempt  
 BETTE J. SPENCE  
 Kittitas County Treasurer  
 By             
 No 5-28-85  
 20126 X 2012

AMENDED AGREEMENT AND DEED

COME NOW the parties hereto, EARL E. GENTRY and VALERIE K. GENTRY, husband and wife, hereinafter referred to as "Gentry," and RAY JOHNSON, a single person at all times on and since November 26, 1980, hereinafter referred to as "Johnson," who hereby agree as follows:

1. The parties hereto now jointly own the following described real estate in Kittitas County, Washington:

KITTITAS COUNTY RECORDER  
 2005 JUL 11 AM 10:13  
 David Ellis

RECEIVED  
 JAN 25 2007  
 KITTITAS COUNTY  
 CDS

All that part of the following described portion of the Northeast Quarter (NE ¼) of Section Twenty-nine (29), Township Twenty (20) North, Range Fourteen (14) E.W.M., County of Kittitas, State of Washington, which lies East of Big Creek; A tract of land bounded by a line beginning at a point on the North boundary line of said quarter section which is 1,274.8 feet South 89°26' West of the intersection of the South boundary line fo the right-of-way of the county road with the North boundary line of said quarter section, and running thence South 11°02" West 756.4 feet; thence South 26°58' East 64.9 feet; thence South 77°18' East 1,900.1 feet to the East boundary line of said quarter section, thence South along the East boundary line of said quarter section to the Southeast corner thereof; thence West along the South boundary line of said quarter section to the Southwest corner thereof; thence North along the West boundary line of said quarter section to the Northwest corner thereof; and thence East along the North boundary line of said quarter section to the point of beginning. INCLUDING 35 inches of second class water right from Big Creek appurtenant to said land. INCLUDING ALSO the perpetual non-exclusive use of private right of way 150 feet in length and 15 feet in width along the section line, as reserved in Warranty Deed dated August 21, 1906 between CHRISTOPHER F. DIENER, et ux, and JAMES ADAMS, recorded in Book 11 of Deeds at page 562, records of Kittitas County, Washington. INCLUDING ALSO all irrigation ditches and ditch rights-of-way appurtenant thereto, and in particular the ditch known as the "Lund-Diener-Smith Ditch." INCLUDING ALSO the non-exclusive perpetual right to use an 18 foot right of way for road reserved by GEORGE C. DARLING and MAUDE M. DARLING, his wife, in Deed from DARLING to JACOB KORFUS, et ux, recorded in Volume 59 of Deeds at page 415, records of said County; said 18 foot right of way lying adjoining and West of the West edge of the Kittitas Reclamation District lateral which is 45 feet in width and lies along the East edge of the JACOB KORFUS property lying East of Big Creek, as more particularly described in Deed from DARLING to KORFUS recorded in Volume 59 of Deeds at page 414, records of said County.

2. The parties hereto hereby agree to divide said property between them. For valuable consideration, the receipt whereof is

VINE 229 PAGE 16

4. Johnson grants to Gentry and their heirs, successors and assigns, an easement over and across Parcel B for access to Parcel A, said access route described as follows:

Commencing at the Northeast corner of Parcel B; thence Southerly and Westerly along the existing Kittitas Reclamation District Lateral to the Kittitas Reclamation District Canal; thence Northwesterly along the Canal to existing road; thence continuing along said existing road to the existing road crossing the Kittitas Reclamation District Canal at the Big Creek siphon. Said easement shall be 20 feet in width.

Said easement is currently undeveloped in certain areas and Gentry, their heirs, successors and assigns shall have the right to utilize existing roadways until easement is fully developed along described easement route.

5. There are currently two (2) phone lines existing to cabin located on Parcel B. Gentry, their heirs, successors and assigns, shall be entitled to utilize one (1) of these phone lines, and are granted an easement for the maintenance and repair of said line in its present location and further for the installation of additional line from the existing cabin on Parcel B to point of crossing KRD Canal to serve Parcel A.

6. There are two (2) meter bases located at the existing cabin on Parcel B. Gentry, their heirs, successors and assigns, are granted an easement for the use and maintenance of said line, and are in addition granted an easement for the installation of power line from the existing easterly meter base south to the existing ten (10) inch pipe crossing KRD Canal, or alternatively, Gentry, their heirs, succesosrs and assigns, are granted the right to take power from the existing power pole at the southeast corner of Parcel B.



has secured, at a cost to it of \$14,120.25, part of such rights of way described hereinafter;

5. The District agrees to sell and by good and sufficient warranty deed convey to the United States, free of lien or incumbrance, the following described real estate situated in the County of Kittitas, State of Washington, to-wit:

MAIN CANAL

TRACT NO. 1, (Hinz, Appraisers' Tract No. 7)

A tract of land within the Northwest Quarter of the Northeast Quarter (NW $\frac{1}{4}$ NE $\frac{1}{4}$ ) and the Northeast Quarter of the Northwest Quarter (NE $\frac{1}{4}$ NW $\frac{1}{4}$ ) of Section Thirty-four (34) in Township Twenty (20) North, of Range Fourteen (14) East, Willamette Meridian, described as follows:

Beginning at a point at the Northeast corner of the said Northwest Quarter of the Northeast Quarter of section Thirty-four (34), which point is North 89°52' West, 1323.9 feet from the Northeast corner of said Section Thirty-four (34); thence South 0°30' West along the East boundary of the said Northwest Quarter of the Northeast Quarter of Section Thirty-four (34), 398.0 feet; thence North 88°25' West, 1625.0 feet; thence North 275.0 feet; thence South 89°52' East along the North boundary of the said Northeast Quarter of the Northwest quarter of Section Thirty-four (34); 300 feet to the North One Quarter Corner of said Section Thirty-four (34); thence South 89°52' East along the North boundary of the said Northwest Quarter of the Northeast Quarter of Section Thirty-four (34), 1323.9 feet to the point of beginning.

Said tract contains 12.41 acres, more or less.

TRACT NO. 2, (Carpenter, Appraisers' Tract No. 29)

A tract of land within the Southeast Quarter of the Northeast Quarter (SE $\frac{1}{4}$ NE $\frac{1}{4}$ ), the North half of the Northeast Quarter (N $\frac{1}{2}$ NE $\frac{1}{4}$ ) and the Northeast Quarter of the Northwest Quarter (NE $\frac{1}{4}$ NW $\frac{1}{4}$ ) of Section Eight (8)

Book 43 / Page 561

RECORDING NO. 87724

C. F. DIENER ET UX

TO

KITTITAS RECLAMATION DISTRICT

WARRANTY DEED

THE GRANTORS C. F. Diener and Louisa Diener, his wife and who was his wife at the time of obtaining title to the hereinafter described real estate

For and in consideration of Ten, and other valuable consideration DOLLARS in hand convey and warrant to Kittitas Reclamation District, and irrigation district organ existing under and by virtue of the laws of the state of Washington the following Real Estate:

A tract of land within the East Half of the Northeast Quarter (E 1/2 NE 1/4) of Sec Twenty-nine (29), Township Twenty (20) North, Range Fourteen (14) East, Willamette except that portion within the right of way of the Main Canal of the Kittitas Recl District, 45 feet in width, being 25 feet on the westerly or left hand side (looki stream), and 20 feet on the easterly or right hand side (looking down stream), of described as follows:

Beginning at a point on the center line of the Main Canal of the Kittitas Rec District, which point is North 21° 21' West, 908.2 feet from the east quarter corne section 29; thence North 45° 09' East, 450.0 feet; thence North 0° 20' West, 999.2 along the east boundary of said section 29; thence to the left on a 57.3 feet radi 65.3 feet; thence North 65° 40' West, 240.4 feet; thence North 2° 17' West, 33.0 f a point which is South 25° 10' West, 587.0 feet from the northeast corner of said 29.

The lengths of all curves are measured on the arc.

Said tract contains 1.10 acres, more or less.

- - - oOo - - -

Situated in the County of Kittitas, State of Washington.

Dated this \_\_\_\_ day of September, 1927.

WITNESSES:

.....

C. F. Diener (S

Louisa Diener (S

. . . . . (S

. . . . . (S

STATE OF WASHINGTON)
:SS
County of Kittitas )

I, the undersigned, a Notary Public, DO HEREBY CERTIFY that on this 26th day ember, 1927, personally appeared before me, C. F. Diener and Louisa Diener, his wi known to be the individuals described in, and who executed the within instrument, nowledged that they signed and sealed the same as their free and voluntary act and for the uses and purposes therein mentioned.

248835

EASEMENT

KNOW ALL MEN BY THESE PRESENTS that the grantors, Matt Ozbolt and Florence Ozbolt, his wife, for and in consideration of One (\$1.00) Dollar in hand pay herewith convey to the Kittitas Reclamation District

An easement for a pipe line and open ditch for conveying water on a strip of land fifteen (15) feet wide, situated in the Northeast Quarter (NE $\frac{1}{4}$ ) of the Northeast Quarter (NE $\frac{1}{4}$ ) of Section Twenty Nine (29), Township Twenty (20) North, Range Fourteen (14) East of the Willamette Meridian (EWM), in Kittitas County, Washington, the center line of which is described as follows.

Beginning 7.5 feet west of a point on the section line, which is 719.0 feet south of the NE corner of said section, and running north parallel with said line, 144.0 feet. Thence N. 44°33' W. 145.0 ft. Thence N. 23°41' W. 165.0 ft. to the south line of the County Road.

Together with the right of ingress to and egress from said tract of land for construction and maintenance purposes.

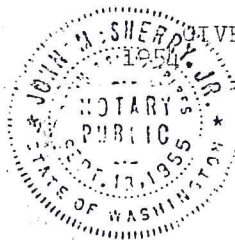
REAL ESTATE EXCISE TAX EXEMPT
Affidavit No. 2491
KITTITAS COUNTY TREASURER
6-4-54
By <i>[Signature]</i>

Dated this 3rd day of June, 1954

*Matt Ozbolt*  
*Florence Ozbolt*

STATE OF WASHINGTON,  
County of Kittitas

On this day personally appeared before me Matt Ozbolt and Florence Ozbolt, his wife, to me known to be the individuals described in and who executed the within and foregoing instruments, and acknowledged that they signed the same as their free and voluntary act and deed, for the uses and purposes therein mentioned.



GIVEN under my hand and official seal this 3rd day of June,

*John M. Sherry, Jr.*  
Notary Public in and for the State of Washington, residing at *Elum*

Filed for Record  
By *K.R.D.*  
Date 6-4-54 at 2:40 A.M.  
P.M.  
James M. Snowden, County Auditor

Service accepted, copy received and  
Notice of Presentation waived this  
20 day of July, 1974.

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*Joseph Panattoni*  
Joseph Panattoni  
of Panattoni & Gorrie  
Attorneys for Defendants

IN THE SUPERIOR COURT OF THE STATE OF WASHINGTON FOR KITTITAS COUNTY

MAUDE DARLING SMITH and	]	
DUANE D. MADSEN and MAXINE	]	
N. MADSEN, husband and wife,	]	NO. 18617
Plaintiffs,	]	AGREED JUDGMENT AND DECREE
-vs-	]	
ROBERT YOUNKER and DAISY	]	
YOUNKER, husband and wife,	]	
and JACOB KORFUS and	]	
MILDRED KORFUS, husband	]	
and wife,	]	
Defendants.	]	

The above-entitled matter having come on for trial in open court, plaintiffs and defendants appearing in person and by and through their counsel of record, and the parties having agreed to a settlement of their differences and having read into the record such agreement, and the court being fully advised in the premises,

IT IS NOW HERE ORDERED AND DECREED that plaintiff Maude Darling Smith as contract seller, and plaintiffs Duane D. Madsen and Maxine N. Madsen, husband and wife, as contract purchasers of the following-described real property situate in Kittitas County, Washington, to-wit:

All that part of the following-described portion of the Northeast 1/4 of Section 29, Township 20 North, Range 14 East, W.M., in the County of Kittitas, State of Washington, which lies East of Big Creek;

A tract of land bounded by a line beginning at a point on the North boundary line of said quarter section which is 1,274.8 feet South 89°26' West of the intersection of the South boundary line of the right of way of the county road with the North boundary line of said quarter section, and running thence South 11°02' West 756.4 feet; thence South 26°58' East 64.9 feet; thence South 77°18' East 1,900.1 feet to the East boundary line of said quarter section; thence South along the East boundary line of said quarter section to the Southeast corner thereof; thence West along the South boundary line of said quarter section

1 to the Southwest corner thereof; thence North along  
2 the West boundary line of said quarter section to the  
3 Northwest corner thereof; and thence East along the  
4 North boundary line of said quarter section to the point  
of beginning, EXCEPT:

5 1. Tracts of land 200 feet and 100 feet in width,  
6 respectively, as conveyed to the Kittitas Reclamation  
7 District an Irrigation District, by deed dated  
8 September 11, 1926, and recorded in Book 43 of Deeds,  
page 637; and

9 2. Tract of land 45 feet in width as conveyed  
10 to the Kittitas Reclamation District an Irrigation  
11 District, by deed dated September 27, 1927, and  
recorded in Book 45, page 561.

12 be and they are hereby granted an easement for roadway for ingress  
13 to and egress from the above-described real property, and as an  
14 appurtenance to such real property, which easement is more particu-  
15 larly described as follows:

16 (a) Portion of easement over property of defendants  
17 Jacob Korfus and Mildred Korfus, husband and wife:

18 A strip of land 18 feet in width running in a Northerly  
19 and Southerly direction immediately adjacent to the  
20 West right of way boundary line of the Kittitas Recla-  
21 mation District lateral across the East end of that  
22 real property deeded to Jacob Korfus by deed dated  
23 September 24, 1938, and recorded in Book 59 of Deeds,  
page 414, records of Kittitas County, Washington.

24 (b) Portion of easement over property of defendants  
25 Robert Younker and Daisy Younker, husband and wife:

26 A strip of land 15 feet in width described as follows:

27 Beginning at the Northeast corner of the Northeast 1/4  
28 of the Northeast 1/4 of Section 29, Township 20 North,  
29 Range 14, E.W.M.; thence South 0°20'01" East along the  
30 East boundary of said Northeast 1/4 of the Northeast 1/4  
31 559.40 feet to the South right of way line of Nelson  
32 Siding Road; thence North 42°05'21" West 19.86 feet  
33 to the true point of beginning; thence South 18°06'01"  
34 West 21.76 feet (being Course No. 1); thence South  
35 2°33'13" West 94.38 feet (being Course No. 2); thence  
36 South 11°25'39" West 45.30 feet (being Course No. 3);  
37 thence South 81°05'01" East 15 feet; thence Northerly  
38 along a course paralleling Course Nos. 3, 2 and 1 a  
39 distance of 15 feet East of said Courses to the  
40 Southerly boundary of the right of way of Nelson Siding  
41 Road; thence North 42°05'21" West to the true point  
42 of beginning.

IT IS FURTHER ORDERED AND DECREED that plaintiffs and  
their successors in interest as owners of the real property  
hereinabove set forth as belonging to plaintiffs as contract  
seller and contract purchasers, shall have the right to surface



1 that portion of the easement described under subparagraph (b)  
2 above to a width of 10 feet by crushed rock.

3 IT IS FURTHER ORDERED AND DECREED that plaintiffs and  
4 their successors in interest as owners of the real property  
5 hereinabove described as owned by plaintiffs as contract seller  
6 and contract purchasers, shall have the right to construct gates  
7 at the South terminus and the North terminus of that portion of  
8 the easement described in subparagraph (a) above; provided, that  
9 the same, if constructed, shall be cattle-proof.

10 IT IS FURTHER ORDERED AND DECREED that plaintiffs and  
11 their successors in interest shall have the right to plow snow  
12 off the easement hereinabove described as required; provided,  
13 that all snow plowed from the roadway portion described in  
14 subparagraph (b) above shall be moved only to the East side of  
15 the roadway.

16 IT IS FURTHER ORDERED AND DECREED that defendants  
17 Younker and their successors in interest shall have the right  
18 to maintain a gate or crossbar at the North terminus of that  
19 portion of the easement described in subparagraph (b) above.

20 IT IS FURTHER ORDERED AND DECREED that defendants  
21 Korfus and Younker be and they are hereby restrained from inter-  
22 fering with the reasonable use of the easement hereinabove  
23 granted to plaintiffs by plaintiffs and their successors in  
24 interest.

25 DONE IN OPEN COURT this 1 day of August, 1974.

26 [Signature]  
27 Judge

28 Presented by:  
29 [Signature]  
30 John S. Moore  
31 of Velikanje, Moore & Shore  
32 Attorneys for Plaintiffs

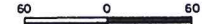
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35 **FILED**  
36 **AUG 1 1974**

37 HARRIET NOBLE, County Clerk  
38 KITTITAS COUNTY, WASHINGTON

# Part of the NE 1/4 of Section 29, Township 20 North, Range 14 East, W.M.



Scale: 1" = 60'



### LEGEND

- SET PIN AND CAP
- FOUND IRON PIPE
- FENCE
- EASEMENT BOUNDARY

### LEGAL DESCRIPTION - AFN 366749

The portion of the Northeast Quarter of the Northeast Quarter of Section Twenty-nine (29), Township Twenty (20) North, Range Fourteen (14) East, W.M., Kittitas County, Washington, which is described as follows:

Commencing at a post on the east boundary line, which is 359.4 feet S 00°10' W of the northeast corner of Section Twenty-nine (29), Township Twenty (20) North, Range Fourteen (14) East, W.M., said post being on the south line of Kittitas County Road right of way; thence running S 00°10' W on the section line, 150 feet; thence N 80°35' W, 340.5 feet; thence N 10°10' E, 400 feet, to the south line of the Kittitas County Road; thence S 41°40' E along said road, 400 feet to the place of beginning.

### PARCEL A

Parcel A of that certain survey as recorded, September 19, 1990 in Book 16 of Surveys of page(s) 28-29, under Auditor's File No. 53365, Records of Kittitas County, Washington, being a portion of the Northeast Quarter of Section 29, Township 20 North, Range 14 East, W.M., Kittitas County, Washington.

### PARCEL B

Parcel B of that certain survey as recorded, September 19, 1990 in Book 16 of Surveys of page(s) 28-29, under Auditor's File No. 53365, Records of Kittitas County, Washington, being a portion of the Northeast Quarter of Section 29, Township 20 North, Range 14 East, W.M., Kittitas County, Washington.

### AUDITOR'S CERTIFICATE

Filed for record this 19th day of September, 1990, at 10:12 AM, in Book 16 of Surveys of page(s) 28-29, at the request of CRUSE & NELSON.

BEVERLY M. ALLENBAUGH by: *[Signature]* Deputy  
KITITAS COUNTY AUDITOR

### SURVEYOR'S CERTIFICATE

This map correctly represents a survey made by me or under my direction in conformance with the requirements of the Survey Recording Act at the request of John B. Sus McCarter in June of 1990.

*[Signature]*  
CHARLES A. CRUSE, Jr.  
Professional Land Surveyor  
License No. 18078  
Sep. 19, 1990  
DATE

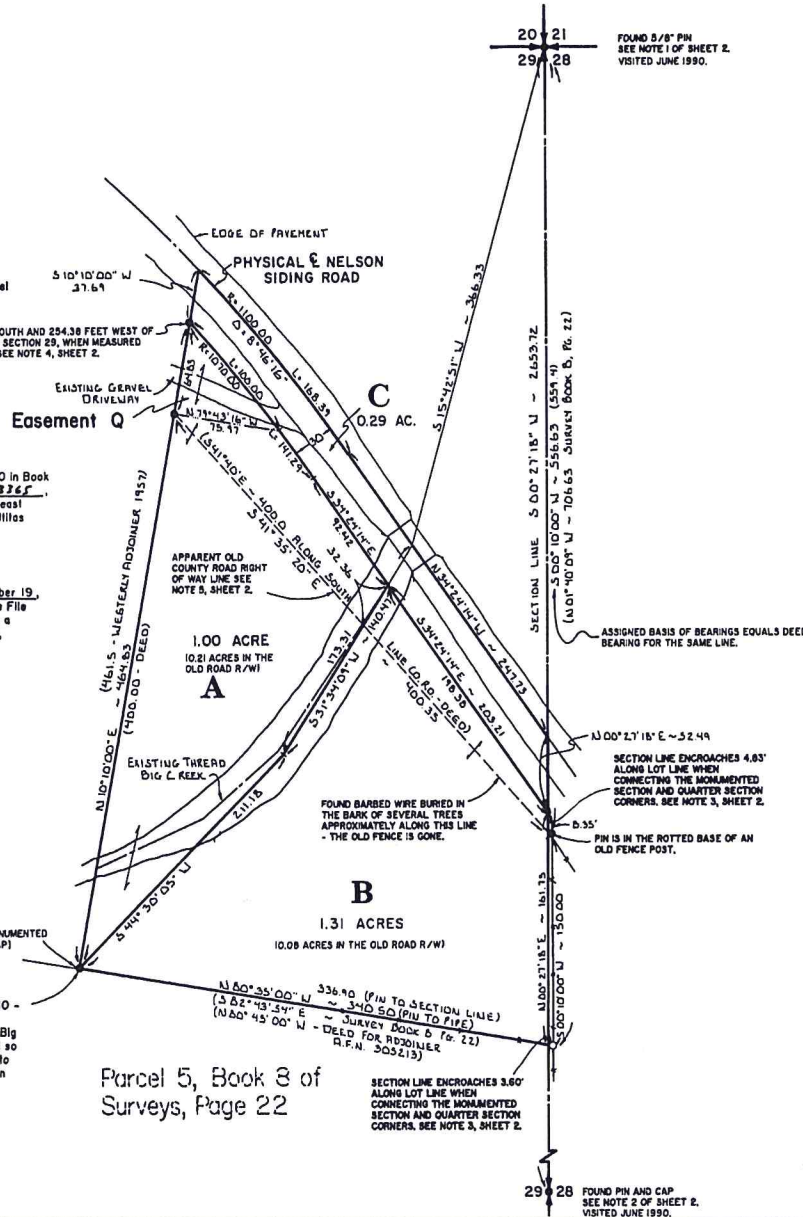


**CRUSE & NELSON**  
PROFESSIONAL LAND SURVEYORS  
217 East Fourth Street P.O. Box 959  
Ellensburg, WA 98926 Ph. (509) 925-4747

**McCarter Property**

NOTE: There are numerous easements of record affecting this parcel that are not shown hereon, nor are they intended to be shown.

THIS POINT IS 198.42 FEET SOUTH AND 254.38 FEET WEST OF THE NORTHEAST CORNER OF SECTION 29, WHEN MEASURED ALONG THE SECTION LINE - SEE NOTE 4, SHEET 2.



### PARCEL C

Parcel C of that certain survey as recorded, September 19, 1990 in Book 16 of Surveys of page(s) 28-29, under Auditor's File No. 53365, Records of Kittitas County, Washington, being a portion of the Northeast Quarter of Section 29, Township 20 North, Range 14 East, W.M., Kittitas County, Washington.

### EASEMENT Q

Easement Q as delineated on that certain survey recorded, September 19, 1990 in Book 16 of Surveys of page(s) 28-29, under Auditor's File No. 53365, Records of Kittitas County, Washington, being across a portion of the Northeast Quarter of Section 29, Township 20 North, Range 14 East, W.M., Kittitas County, Washington.

The oldest deed for this parcel (AFN 71760 - 1923 - note 4 of sheet 2) calls to a point "about 30 feet south of the south bank of Big Creek", however the creek bed has eroded so extensively over the years it is impossible to definitely locate the parcel corner based on this call.

Parcel 5, Book 3 of  
Surveys, Page 22

			X

29 28 FOUND PIN AND CAP  
SEE NOTE 2 OF SHEET 2.  
VISITED JUNE 1990.

CONTRACT BETWEEN LANDOWNER AND DISTRICT

The undersigned P. Giovannale  
and Lita Giovannale his wife

hereby enter into contract with the Kittitas Reclamation District of the same tenor and terms (with the exception stated in the next sentence) as fixed in contract (hereinafter referred to as the recorded contract) of January 11th, 1928 between the District and A. C. Kress, which contract is recorded beginning at page 86 of Book 46 of Deeds, in the Auditor's office of Kittitas County, Washington. All of the provisions of said recorded contract are to be applicable to the undersigned, except (1) that the land of the undersigned is described as follows:

Part of the Southeast Quarter of the Southeast Quarter of Section Twenty, East of the County Road;

Part of the Southwest Quarter of the Southwest Quarter of Section Twenty-one; The Northwest Quarter of the Northwest Quarter of Section Twenty-eight (less County Road);

Part of the Northeast Quarter of the Northeast Quarter of Section Twenty-nine, East of the County Road;

All in Township Twenty North of Range Fourteen East of Willamette Meridian, in Kittitas County, Washington.

28-20-14

and (2) that the appraised value of the said land of the undersigned is \$ 2325.00

Dated April 6, 1930

Pete Giovannale  
Lita Giovannale  
KITTITAS RECLAMATION DISTRICT.  
By F. A. Kern Secretary.

STATE OF WASHINGTON, }  
County of Kittitas }

I, A. G. Kress a Notary Public, do hereby certify that on this 6th day of April, 1930, personally appeared before me Pete Giovannale and Lita Giovannale his wife

to me known to be the individuals described in and who executed the within instrument, and acknowledged that they signed the same as their free and voluntary act and deed, for the uses and purposes therein mentioned.

Given under my hand and official seal this 6th day of April, 1930.  
(Notary Seal) A. G. Kress Notary Public.

Com. Exp. Mar 4th, 1932

Filed for record APR 14 1930 A.M. at the request of F. A. Kern  
by Maybelle Hofmann Deputy. by Beaumont Audler County Auditor.

east quarter (SE $\frac{1}{4}$ NE $\frac{1}{4}$ ) of Section Fourteen (14), Township Twenty (20) North, Range Thirteen (13) East Willamette Meridian, 15 feet in width on the southerly or right hand side (looking down stream) of a line fully described in that certain deed from Thomas Graybeal and wife to Kittitas Reclamation District, dated September 20, 1927 and recorded in Volume 45 of Deeds, Page 563, in the Auditor's Office of Kittitas County, Washington, said tract containing 0.21 acres, more or less.

TRACT No. 10. (Diener, Appraisers' Tract No. 2.)

A tract of land within the East half of the Northeast Quarter (E $\frac{1}{2}$ NE $\frac{1}{4}$ ) of Section Twenty-nine (29), Township Twenty (20) North, Range Fourteen (14) East Willamette Meridian, except that portion within the right of way of the main canal of the Kittitas Reclamation District, 45 feet in width, being 25 feet on the westerly or left hand side (looking down stream) and 20 feet on the easterly or right hand side (looking down stream) of a line fully described in that certain deed from C. F. Diener and wife to Kittitas Reclamation District, dated September 26, 1927 and recorded in Volume 48 of Deeds, Page 561, in the Auditor's Office of Kittitas County, Washington, and containing 1.10 acres more or less.

TRACT No. 11. (Sowinski, Appraisers' Tract No. 11.)

A tract of land within the East half of the Southwest Quarter (E $\frac{1}{2}$ SW $\frac{1}{4}$ ) of the Southeast Quarter (SE $\frac{1}{4}$ ) of Section Two (2), Township Nineteen (19) North, Range Fifteen East, Willamette Meridian, excepting that portion within the right of way of the main canal of the Kittitas Reclamation District, 20 feet in width on the Northerly or right hand side (looking down stream) of a line fully described in that certain deed from Adam Sowinski and wife to Kittitas Reclamation District, dated May 18, 1928 and recorded in Book 46 of Deeds, Page 511, in the Auditor's Office of Kittitas County, Washington, and containing 0.04 acres, more or less.

Also a tract of land within the South half of the Southeast Quarter (S $\frac{1}{2}$ SE $\frac{1}{4}$ ) of Section Two (2), Township Nineteen (19) North, Range Fifteen (15) East, Willamette Meridian, excepting that portion within the right of way of the main canal of the Kittitas Reclamation District, 36 feet in width, being 20 feet on the westerly or left hand side (looking down stream) and 16 feet on the easterly or right hand side (looking down stream) of a line fully described in said deed and containing 1.88 acres more or less.

451306  
81 April 16, P.M. 2:33

Real Estate Excise Tax  
Exempt.  
BETTE J. SPENCE  
Kittitas County Treasurer

By A. Huschka  
aff 12633  
4/16/81

EASEMENT

ROBERT YOUNKER and DAISY YOUNKER, husband and wife, hereafter referred to as Grantors, for and in consideration of One Dollar (\$1.00) and other valuable consideration, hereby grant to JACOB KORFUS and MILDRED KORFUS, husband and wife, and their heirs and assigns, hereafter referred to as Grantees, a nonexclusive easement for the purpose of ingress, egress and <sup>underground</sup> utility access over an existing roadway running between Nelson Siding Road, a County Road, and the Northerly boundary of property presently owned by the above-said JACOB KORFUS and MILDRED KORFUS, which easement shall be 15 feet in width and more particularly described as follows:

P.H.F.  
N.Y.

Beginning at the Northeast corner of the Northeast 1/4 of the Northeast 1/4 of Section 29, Township 20 North, Range 14, E.W.M., thence South 0°20'01" East along the East boundary of said Northeast 1/4 of the Northeast 1/4 559.40 feet to the South right of way line of Nelson Siding Road; thence North 42°05'21" West 19.86 feet to the true point of beginning; thence South 18°06'01" West 21.76 feet (being Course No. 1); thence South 2°33'13" West 94.38 feet (being Course No. 2); thence South 11°25'39" West 45.30 feet (being Course No. 3) to the North boundary line of the Korfus Property; thence South 81°05'01" East 15 feet along said North boundary line; thence Northerly along a course paralleling Course Nos. 3, 2 and 1 a distance of 15 feet East of said Courses to the Southerly boundary of the right of way of Nelson Siding Road; thence North 42°05'21" West to the true point of beginning.

It is agreed that Grantees and their successors in interest shall have the right to plow snow off the easement hereinabove described as required; provided, that all snow plowed from said roadway shall be moved only to the east side of the roadway. It is further agreed that the Grantors and their successors in interest shall have the right to maintain a gate or crossbar at the North terminus of said roadway.

Any surface by Grantors shall be to a width of ten (10) feet centered in said easement by three fourths (3/4) inch crushed rock or less. P.H.F.

DATED this 14 day of April, 1981.

Robert Younker  
Robert Younker

Daisy Younker  
Daisy Younker

STATE OF WASHINGTON )  
County of Kittitas )

ss.

On this 14 day of April, 1981 personally appeared before me ROBERT YOUNKER and DAISY YOUNKER, known to me to be the individuals described in and who executed the within and foregoing instrument and acknowledged that they signed 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 in this certificate first above written.

Brian Frederick  
NOTARY PUBLIC in and for the State of Washington, residing at the Blaine

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achelor, who are personally known to me to be the persons whose names are subscribed to the foregoing instrument, appeared before me this day in person and acknowledged that they signed, sealed, and delivered said instrument of writing as their free and voluntary act, for the uses and purposes therein set forth.

Given under my hand and official seal, this 18th day of November, 1933.

Katherine E. VanSlyke  
Notary Public for Washington, residing  
at Yakima.

(Notary Seal)  
My commission expires:  
September 17, 1939.

STATE OF WASHINGTON, )  
                                  ) ss.  
County of Yakima.     )

I, the undersigned, a Notary Public in and for said county, in the State aforesaid, do hereby certify that George Jackson and Kenneth McColl, who are personally known to me to be the persons whose names are subscribed to the foregoing instrument, appeared before me this day in person and acknowledged to me that they are partners of that certain partnership known as Jackson & McColl and that the foregoing deed was executed by them on behalf of the said partnership, for the purposes in said instrument intended, and that they were authorized to execute said deed on behalf of the said partnership.

Given under my hand and official seal, this 18th day of November, 1933.

Katherine E. VanSlyke  
Notary Public for Washington residing  
at Yakima.

(Notary Seal)  
My commission expires:  
September 17, 1939.

Filed for Record November 23, 1933 at 1:50 P. M.  
Request of Kittitas County Abstract Company.

Gerald S. Porter, County Auditor.  
By Lucille Morrison, Deputy.

RECORDING NO. 143999

Compared  
of  
*[Signature]*

GEORGE C. DARLING ET UX ET AL

TO WARRANTY DEED

JACOB KORFUS

THE GRANTORS George C. Darling and Maude N. Darling, husband and wife, and Louisa K. Diener, a widow For and in consideration of three hundred ninety-three (\$393.00) Dollars, in hand paid, convey and warrant to Jacob Korfus grantee, in fulfillment and full settlement of the contract between the parties dated July 1, 1936, and recorded in Book 56 of Deeds at page 585, records of Kittitas County, Washington, the following tract of land referred to in said contract which has been surveyed, and is described from said survey, as follows:

Beginning at a stake on the north boundary line of section 29, in township 20 north, range 14 east, W. M. distant 469.2 feet west of the northeast corner of said section 29; said stake stands on the intersection point of said north boundary with the south right of way line of the County Road; thence along said right of way line which bears S. 52 deg 17' east 110.4 feet; thence south 10 deg 10' west 560.4 feet; thence south 80 deg 45' east 433.2 feet to an iron pipe on the east boundary line of said section 29; thence south 0 deg 10' W. on said east boundary line 529.5 feet to an iron pipe; thence north 77 deg 13' west 1900.1 feet; thence north 26 deg 58' west 64.9 feet; thence north 11 deg 02' east 756.4 feet to a stake on the north boundary line of said section 29; thence north 89 deg 26' east 1274.3 feet along the north boundary to the place of beginning. Containing 36.00 acres more or less. The grantee assumes all taxes levied thereon since July 1, 1936.

The grantors reserve a right of way across said tract 18 feet wide along the east line of said section 29 for a road, and also reserve the right of way of the present road running in a northerly and southerly direction across said tract and used by the grantors in reaching

their lands lying south of the High Line Canal; and the grantors further reserve all rights of way for the irrigation ditches of the grantors as now laid out and used by the grantors across said tract, and grantors also reserve the right of way for the House Pipe Line supplying water for domestic purposes to the grantors.

The grantors hereby grant to the grantee an easement for the construction and maintenance of an irrigation ditch across any intervening lands of the grantors to enable the grantee to take and convey water for the purposes of irrigation upon the above described tract from the said High Line Canal.

Situated in the County of Kittitas, State of Washington.

Dated this 24th day of September, 1938.

WITNESSES:

George C. Darling (Seal)  
Maude N. Darling (Seal)  
Mrs. Louisa K. Diener (Seal)

STATE OF WASHINGTON, )  
County of Kittitas. ) ss.

I, Geo. E. Canfield, a Notary Public in and for the State of Washington, do hereby certify that on this 24th day of September, 1938, personally appeared before me George C. Darling and Maude N. Darling, husband and wife, and Louisa K. Diener, a widow, to me known to be the individuals described in, and who executed the within 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 this 24th day of September, A. D. 1938.

(Notary Seal)  
Com. Exp. Jan. 8, 1939.

Geo. E. Canfield  
Notary Public in and for the State of Washington, residing at Cle Elum.

Filed for Record November 23, 1938 at 2:42 P. M.  
Request of Jacob Korfus.

Gerald S. Porter, County Auditor.  
By Ira R. Byas, Deputy.

REGORDING NO. 144003

ALBERT W. SCHROEDER ET UX

TO E A S E M E N T

ANNA R. KOHLER

Know all men by these presents; That Albert W. Schroeder and Nellie Schroeder, his wife, of Kittitas County, Washington, are the owners of the N $\frac{1}{2}$  of the NW $\frac{1}{4}$  of Section 12 of Township 17 N. of Range 18 E.W.M. in Kittitas County, Washington, called herein "Tract (A)" and they are herein called first party and Anna R. Kohler of Kittitas County, Washington, herein called the second party is the owner of SW $\frac{1}{4}$  of the NW $\frac{1}{4}$  of Section 12 of Township 17 N. of Range 18 E.W.M., the N $\frac{1}{2}$  of the SW $\frac{1}{4}$  and N $\frac{1}{2}$  of the SE $\frac{1}{4}$  of SW $\frac{1}{4}$  of said Section 12 herein called "Tract (B)" adjoining "Tract (a)" and also located in said Kittitas County.

All the easements, covenants and agreements herein contained and set out shall run with the title to the respective "Tracts (A) and (B)" and emure to the benefit of and be a charge upon the several tracts described no matter who may now have or may hereafter obtain title to such property or any part thereof, and rights of ingress and egress necessary to carry such rights into effect shall follow such covenants, agreements and easements as herein set forth binding all present and future owners of the tracts in question or any part thereof.

Second party may at her own expense construct, maintain and operate a ditch for the purpose of conveying irrigating water to be used on Tract (B) over and across Tract (A) on a route the center line of which begins at a point 194 feet North of the Southwest corner of

Compared  
by  
notary seal

