

8-2-07

AUDITOR'S NO: 200707270065

DATE RECORDED: 07-27-07

AFTER RECORDING RETURN TO:

Cone Gilreath Law Offices  
P. O. Box 337  
Cle Elum, WA 98922

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Tax Parcel Nos. 20-14-21033-0006 & 20-14-21033-0003.

Abbrev. Description:

TERMINATION/GRANT OF EASEMENT

COME NOW EARL E. GENTRY and VALERIE K. GENTRY, husband and wife hereinafter referred to as GENTRY, and ROBIN SCHMAUS and JAYNE SCHMAUS, husband and wife hereinafter referred to as SCHMAUS, who for valuable consideration, the receipt and sufficiency of which is hereby acknowledged declare as follows:

WHEREAS SCHMAUS owns real property in Kittitas County, Washington described as Parcel One (1) of that certain survey recorded November 13, 1990 Book 17 of Surveys at page 16 under Kittitas County Auditor's File No. 534986 being a portion of the Southeast ¼ of Section 21, Township 20 North, Range 14 E.W.M., Kittitas County, Washington and all that portion of the following described tract lying South of the Plat of Big Creek, and East of the Thread of Big Creek; Beginning at the Southwest corner of Section 21, Township 20 North, Range 14 E.W.M., Kittitas County, State of Washington; Thence Easterly 1,477.00 feet to the point on the South boundary line of said Section; Thence North 18' feet East, to the South boundary line of the Chicago, Milwaukee, St. Paul and Pacific Railway Company's right of way; Thence Westerly along said line to the intersection of said railway right of way the Easterly boundary line right of way of county road; Thence Southeasterly along said East boundary line to the West boundary line of said Section 21; Thence South along said West boundary line to the point of beginning; EXCEPT the South 141' feet, as measured along the East line, thereof; and EXCEPT Parcel One (1) of that certain Survey as recorded November 13, 1990, in Book 17 of Surveys, page 16, under

SCHMAUS utilizes as access to said properties above described an easement as the same as set forth in document recorded under Kittitas County Auditor's File No. 509220 dated August 28, 1984. SCHMAUS, for themselves, their heirs, successors, and assigns hereby terminates, abandons and relinquishes all right to utilize easement or any portion thereof, recorded under Kittitas County Auditor's File No. 509220.

GENTRY hereby grants and conveys to SCHMAUS the non-exclusive right to utilize Big Creek Road as the same is described and delineated in instrument recorded under Kittitas County Auditor's File No. 200302210046, all subject to the covenants and restrictions within said recorded document which SCHMAUS hereby acknowledges and which covenants and restrictions SCHMAUS hereby consents to be bound by.

GENTRY grants to SCHMAUS a further non-exclusive easement sixty (60') feet in width (perpendicular measure) lying Southerly and Westerly respectively of, adjacent to and abutting the following described line:

Beginning at the North terminus of Big Creek Road as described at paragraph 2 of instrument recorded under Kittitas County Auditor's File No. 200302210046; Thence Westerly along the North line of Section 28, Township 20 North, Range 14 E.W.M., Kittitas County, Washington to the Southerly terminus of point L9 as set forth in survey recorded under Kittitas County Auditor's File No. 200208130003; Thence continuing along said North line Westerly Sixty (60') feet; Thence Easterly along said Section line to the Southerly terminus of point L9; Thence Northerly along said line L9 to the Northerly terminus of said line L9 and the terminus of said easement. Said easement is for the purpose of ingress and egress and shall benefit the property of SCHMAUS hereinabove described and such other property of SCHMAUS as SCHMAUS may acquire within the following description:

All of that portion of the following described tract lying South of the plat of Big Creek and East of the thread of Big Creek; beginning at the Southwest corner of Section 21, Township 20 North, Range 14 E.W.M.; Thence Easterly 1477 feet to a point of the South boundary line of said section;

boundary line of right of way of county road;  
Thence Southeasterly along the East boundary line to the  
West boundary line of said Section 21; then South along the  
West boundary line to the point of beginning.

The additional Easement granted to SCHMAUS herein (in  
addition to Big Creek Road) shall be subject to the covenants and  
restrictions found at paragraph 3 of Declaration recorded under  
Kittitas County Auditor's File No. 200302210046.

DATED: July 21, 2007, 2006.

Earl E. Gentry  
EARL E. GENTRY

Valerie K. Gentry  
VALERIE K. GENTRY

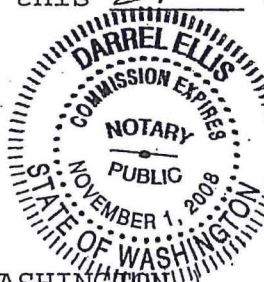
\_\_\_\_\_  
ROBIN SCHMAUS

\_\_\_\_\_  
JAYNE SCHMAUS

STATE OF Washington )  
County of Kittitas ) ss.

I certify that I know or have satisfactory evidence that  
EARL E. GENTRY and VALERIE K. GENTRY, husband and wife, are the  
persons who appeared before me, and said persons acknowledged  
that they signed this instrument and acknowledged it to be their  
free and voluntary act for the uses and purposes mentioned in the  
instrument.

DATED this 21<sup>st</sup> day of July, 2007.



[Signature]  
Notary Public in and for the  
State of Washington  
My commission expires: 11/01/08

STATE OF WASHINGTON )  
County of Kittitas ) ss.

I certify that I know or have satisfactory evidence that  
ROBIN SCHMAUS and JAYNE SCHMAUS, husband and wife, are the  
persons who appeared before me, and said persons acknowledged  
that they signed this instrument and acknowledged it to be their  
free and voluntary act for the uses and purposes mentioned in the  
instrument.

DATED this \_\_\_\_\_ day of \_\_\_\_\_, 2006.


boundary line of right of way of county road;  
Thence Southeasterly along the East boundary line to the  
West boundary line of said Section 21; then South along the  
West boundary line to the point of beginning.

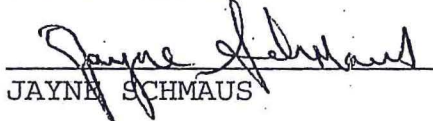
The additional Easement granted to SCHMAUS herein (in  
addition to Big Creek Road) shall be subject to the covenants and  
restrictions found at paragraph 3 of Declaration recorded under  
Kittitas County Auditor's File No. 200302210046.

DATED: May 3, 2005.

\_\_\_\_\_  
EARL E. GENTRY

\_\_\_\_\_  
VALERIE K. GENTRY

  
\_\_\_\_\_  
ROBIN SCHMAUS

  
\_\_\_\_\_  
JAYNE SCHMAUS

STATE OF WASHINGTON )  
                              ) ss.  
County of Kittitas )

I certify that I know or have satisfactory evidence that  
EARL E. GENTRY and VALERIE K. GENTRY, husband and wife, are the  
persons who appeared before me, and said persons acknowledged  
that they signed this instrument and acknowledged it to be their  
free and voluntary act for the uses and purposes mentioned in the  
instrument.

DATED this \_\_\_\_\_ day of \_\_\_\_\_, 2005.

\_\_\_\_\_  
Notary Public in and for the  
State of Washington.  
My commission expires: \_\_\_\_\_

STATE OF WASHINGTON )  
                              ) ss.  
County of Kittitas )

I certify that I know or have satisfactory evidence that  
ROBIN SCHMAUS and JAYNE SCHMAUS, husband and wife, are the  
persons who appeared before me, and said persons acknowledged  
that they signed this instrument and acknowledged it to be their  
free and voluntary act for the uses and purposes mentioned in the  
instrument.

DATED this 3<sup>rd</sup> day of May, 2005.

R. I. K. D. A.