

76332

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Project: Bonneville Lock and Dam  
Modification for Peaking  
Tract No. (s): 703E-2

EASEMENT DEED

FOR AND IN CONSIDERATION OF THE SUM OF FOUR THOUSAND EIGHT HUNDRED AND NO/100

DOLLARS  
(\$ 4,800.00 ) in hand paid, receipt of which is hereby acknowledged  
We, Shirley J. O'Brien, formerly Shirley J. Knaupp and James P. O'Brien,  
husband and wife,

have, ~~has~~ granted, bargained, and sold and by these presents do ~~does~~ hereby  
grant, bargain, sell and convey unto the UNITED STATES OF AMERICA and its  
assigns a perpetual and assignable easement and right of way for the pur-  
poses hereinafter stated in, upon, under, over, and across that certain  
parcel of land situate in the County of Skamania, State of Washington  
as shown on Schedule "A" attached hereto and made a part hereof.

Subject only to rights outstanding in third parties and reservations, as  
shown on Schedule "B" attached hereto and made part hereof.

The easement and right of way hereby conveyed are for the following purposes,  
namely:

The perpetual right, power, privilege and easement permanently to overflow,  
flood and submerge the land described in Schedule "A" and to maintain  
mosquito control in connection with the operation and maintenance of the  
Bonneville Lock and Dam project as authorized by the Act of Congress  
approved 20 August 1937, and the continuing right to clear and remove  
any brush, debris and natural obstructions which, in the opinion of the  
representative of the United States in charge of the Project, may be  
detrimental to the project, together with all right, title and interest  
in and to the timber, structures and improvements situate on the land;  
provided that no structures for human habitation shall be constructed or  
maintained on the land, that no other structures shall be constructed or  
maintained on the land except as may be approved in writing by the  
representative of the United States in charge of the project, and that  
no excavation shall be conducted and no landfill placed on the land  
without such approval as to the location and method of excavation and/or  
placement of landfill; the above estate is taken subject to existing  
easements for public roads and highways, public utilities, railroads and  
pipelines; reserving, however, to the landowners, their heirs and assigns,  
all such rights and privileges as may be used and enjoyed without  
interfering with the use of the project for the purposes authorized by  
Congress or abridging the rights and easement hereby acquired; provided  
further that any use of the land shall be subject to Federal and state  
laws with respect to pollution.

TO HAVE AND TO HOLD the said easement and right of way unto the UNITED  
STATES OF AMERICA and its assigns forever.

We, the grantors above named, covenant with the UNITED STATES OF AMERICA  
that we are lawfully seized and possessed of the land aforesaid; that the  
easement and right of way hereinabove described is free and clear of  
all encumbrances, except as above noted, and that we will forever warrant  
and defend the title thereof and quiet possession thereof against the  
lawful claims of all persons whomsoever.

The true and actual consideration for this transfer is  
\$4,800.00  
The foregoing recital of consideration is true as I  
verily believe.

*Shirley J. O'Brien*  
*James P. O'Brien*