

76789

BOOK 65 PAGE 829
 Project: Bonneville Lock and Dam,
 Modification for Feeding
 Tract No.(s): 700F-2

EASEMENT DEED

FOR AND IN CONSIDERATION OF THE SUM OF ONE HUNDRED TWENTY-FIVE DOLLARS

(\$ 125.00) in hand paid, receipt of which is hereby acknowledged

We, GLEN E. KIDNER and LILLIAN KIDNER, 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 purposes hereinafter stated in, upon, under, over, and across that certain parcel of land situate in the County of Blaine, 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 \$125.00

The foregoing recital of consideration is true as I verily believe.

Glen E. Kidner
 LILLIAN KIDNER
Lillian Kidner

SCHEDULE "A"

TRACT 700E-2

All that portion of the following described tract of land lying above elevation 72.00 feet Mean Sea Level and below elevation 83.00 feet Mean Sea Level, situated in Section 31, Township 3 North, Range 9 East of the Willamette Meridian, Skamania County, Washington.

Beginning at the intersection of the Northerly right-of-way line of State Highway No. 14 with the center of Collins Creek; thence following said right-of-way line South 80° 00' 00" West 280.00 feet, more or less, to the Easterly line of a tract of land conveyed to the State of Washington by deed dated February 16, 1950, and recorded March 15, 1950, at page 8 of Book 33 of Deeds, Records of Skamania County, Washington; thence North 02° 30' 00" West 755.00 feet; thence North 80° 00' 00" East 250.00 feet, more or less, to the center of Collins Creek; thence following the center of said creek Southerly to the point of beginning.

The tract of land herein described contains 0.06 of an acre, more or less, all of which is contained in Tract 700E-1.

NAME AND ADDRESS OF PURPORTED
OWNER(S) FOR TRACT 700E-2,
BUNNEVILLE LOCK AND DAM, (LAKE
BONNEVILLE)

Glen E. Kidner
and Lillian Kidner



Lillian Kidner
LILLIAN KIDNER

SCHEDULE "B"

Subject only to the following rights outstanding in third parties, namely:

Existing easements for public roads and highways, public utilities, railroads and pipelines, and

Reservations contained in patents from the United States of America.

Unofficial
Copy

WILLIAM M. KIDNER
WILLIAM KIDNER

William Kidner