

W. J. Hamilton wife to Joseph Paquet & Sylvester Farrell.

This Indenture made and entered into this 16th day of September, 1899, by and between W. J. Hamilton and L. M. Hamilton, his wife, parties of the first part, and Joseph Paquet and Sylvester Farrell, parties of the second part, Witnesseth, That for the consideration hereinafter named and mentioned, said parties of the first part hereby bargain, lease and demise unto the said parties of the second part, their heirs and assigns the following described real property in the County of Skamania and State of Washington, to-wit:-

All of that portion of the shore land and the water front fronting thereon in the Columbia river in front of a line commencing at the point of ordinary high water where the west line of the Hardy Donation Land Claim intersects the said high water mark; thence following up said high water mark 600 feet up stream, together with sufficient upland above said high water mark as may be necessary for the convenient use and occupation of sufficient upland above said high water mark as may be necessary for the convenient use and occupation of said shore land and water front, in order to operate a fish wheel. Said lease is for the purpose of erecting upon said leased premises a stationary fish wheel and lead, which the said parties of the second part hereby agree to erect and have in operation by the next fishing season in 1900. That said fish wheel is not to be erected further than 500 feet East and up stream from the said Western boundary of said Donation Land Claim.

In consideration of which lease the said parties of the second part agree to pay to the said parties of the first part one third of all fish caught in said wheel. This lease is to extend for a period of twenty years from this date but the said parties of the second part shall have the option of removing said wheel and lead from said premises at the expiration of said lease, or at any time, if the said parties of the second part deem the same unprofitable. Said parties of the first part are to pay all taxes against the land on which the said wheel is situated. The parties of the second part are to pay all operating expenses, taxes and repairs on the same. The said parties of the second part shall also have the right to erect any buildings near said wheel and upon the upland thereof

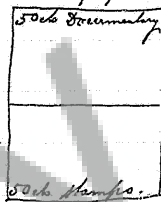
which may be necessary for the convenient use and operation of said wheel, and shall have the right to cut down and remove any timber or standing trees upon the land of the parties of the first part above said wheel which may endanger or impair said wheel or lead. It is further understood, agreed and covenanted on the part of said parties of the first part that they will not erect or permit to be erected any structures, piling or traps at any point between the said wheel to be erected by said parties of the second part and the wheel already now owned by the parties of the first part and in operation at a point about 1200 feet East and upstream from said wheel mentioned herein.

It is hereby further agreed that the men who shall have charge of the operation of said wheel during the pendency of this lease, shall be agreeable to all of the parties in interest.

In testimony whereof the parties hereto have hereunto set their hands and seals this 16th day of September, 1899

In presence of  
W. W. Curtis  
E. W. Stapleton.

W. J. Hamilton (seal)  
Mr. J. M. Hamilton (seal)  
Joseph Paquet (seal)  
Sydney Carroll (seal)



State of Oregon,  
County of Multnomah, ss.

This is to certify that on this the sixteenth day of September, 1899, before me, the undersigned, a Notary Public in and for said County and State, personally appeared the within named W. J. Hamilton and J. M. Hamilton, his wife, to me known to be the identical individuals described in the foregoing instrument, and they and each of them acknowledged to me that they signed and sealed the same as their free and voluntary act and deed.

Witness my hand and notarial seal this 16th day of September, 1899.

Notarial  
Seal

E. W. Stapleton  
Notary Public for Oregon  
Residing at Portland Or.

Filed for record by Joseph Paquet, 15th August 1900 at 9 a.m.

J. P. Hale  
C. Auditor