

D.W. Mann & Wife to P. & B. Ry. Co.

Right of Way Agreement.

For consideration of One Dollar to the undersigned, in hand paid, the receipt of which is hereby acknowledged, and the further sum of Eight Hundred and fifty (\$850.) Dollars to be paid on the execution of the deed hereinafter mentioned, the undersigned have agreed, and by these presents do agree on written request within two months from date to sell and convey to the Pullman and Seattle Railway Company, a Washington Corporation free and clear of all incumbrances, a right of way for its railroad consisting of a strip of land 100 feet in width being 50 feet in width on each side of the center line of the railroad of said Railway Company as located at present time, staked out and to be constructed one and across:

The land now owned of the Robbins Donation Land Claim in Township three north Range eight East W.M. The said Railway Co hereby agrees to make a wagon road crossing across said railroad on said land and also to make a crossing under said railroad for cattle on said land if elevation makes it practicable. The grantors reserve a right for three water pipes across said right of way and under said railroad; and also the timber on said right of way and the right to remove said timber within three months, and the shore lands adjacent thereto, including the preference right of the undersigned to purchase the portion of said shore lands contained within said strip, together with the privilege of obtaining necessary material for construction of said railroad across said lands anterior and adjacent to the above described strip, and upon payment of said sum above mentioned, agree to make a good and sufficient deed to said Company for said strip, the Company to have the right to enter and construct its road across said premises in the meantime.

In Witness Whereof we have hereunto subscribed our hands and ^{names} ~~names~~
this 9th day of December 1905.

In Presence of
J. P. Gillette
J. M. Peterson.

D. W. Mann
Nellie D. Mann

State of Washington }
County of Stevens } 33

On this 9 day of December, before me, the undersigned a Notary Public, in and for said State personally appeared D. W. Mann and Nellie D. Mann (husband and wife) his wife, to me ^{personally} known to be the individuals named in and who executed the within and foregoing instrument and acknowledged to me that they signed, sealed and executed the same as their free and voluntary act and deed, freely and voluntarily, for the uses and purposes therein mentioned.

In Witness Whereof, I have hereunto set my hand and official seal the day and date in this certificate first above written.

Notary
and

J. P. Gillette

Notary Public in and for the State of Washington residing at Aberdeen in said State
Filed for record by A. Glover on Dec. 14, 1905 7-15 o'clock P.M.

A. Peterson

Co. Auditor.