

W. J. Hamilton & Wife to R. & S. Ry. Co.

Right of Way Agreement.

In consideration of the sum of One Dollar to the undersigned and hand paid, the receipt of which is hereby acknowledged and the further sum of Three Thousand Five Hundred (\$3500) Dollars, to be paid on the execution of the deed hereinafter mentioned, the undersigned have agreed, and by these presents do agree, . . . written request within two months from date, to sell and convey to the Portland 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, staked out and to be constructed over and across

The Hardy Donation Land Claim in Township two north, Range six (6) and seven (7) East W.M. 1. Grantors reserve a right to lay a water pipe across said right of way and under railroad. The above Railway Co. agrees to make a wagon road across said railroad on said land and also to make a crossing under said railroad if height is sufficient ~~to make it practicable~~ under said railroad to make it practicable, on said land, 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 premises from lands outside of 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 names this 11 day of December 1905.

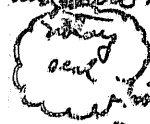
In Presence of
J. P. Gillette
J. M. Stevenson

W. J. Hamilton
Myrtle Hamilton

State of Washington }
County of Skamania } 88

On this 11th day of December 1905, before me, the undersigned, a Notary Public in and for said State personally appeared W. J. Hamilton and Myrtle Hamilton his wife, to me 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 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.



J. P. Gillette
Notary Public in and for the State of Washington residing at Stevenson in said State.

Filed for record by C. J. Avery on Dec. 14, 1905 at 1-15 o'clock P.M.

A. Peterson
Co. Recorder.