

Andrew A. Ordahl to J.E. Blazier.

This Indenture made this 17 day of October 1908, by and between Andrew A. Ordahl of the county of Skamania, State of Washington, and J.E. Blazier, of Multnomah County, State of Oregon, Witnesseth:

That in consideration of the covenants hereinafter contained, on the part of the said J.E. Blazier, to be kept and performed by him the said Andrew A. Ordahl does hereby lease, demise and let unto the said J.E. Blazier, his heirs, executors, administrators and assigns, the following described tract and piece of real estate, to-wit: a strip of land being sufficiently wide over through and across our farm in Skamania County, State of Washington, the same being the West $\frac{1}{2}$ of Northwest $\frac{1}{4}$ of Section (25) twenty-five Range 2 North 5 East W.M. said strip of land to be used as a right of way upon which to construct and operate a logging railroad, and same to be sufficiently wide to construct and operate a standard gauge Railroad as the same is now, or may hereafter be located and constructed over, through and upon said farm aforesaid.

To Have and To Hold the same to the said J.E. Blazier, his executors, administrators and assigns for the term of Fifteen years, from the 17 day of October 1908, the said Blazier, his heirs, executors, administrators and assigns paying therefore the sum of Fifty (\$50.00) Dollars in gold coin for said term of Fifteen years.

It is agreed however, that upon the termination of said lease by expiration of the time herein limited, that the said Blazier, his heirs, executors, administrators and assigns, unless said lease is continued in force for a longer period will remove the said railroad iron and ties, and other railroad property from said premises.

And it is further agreed that if the said Blazier, his heirs, executors, administrators and assigns shall cease to operate said railroad prior to the expiration of this lease, and shall remove all railroad property from said premises that this lease shall then be considered at an end, and the annual rental payment cease, and the said right of way immediately revert to the lessors herein.

It is agreed that the right of way hereby leased becomes a part of the continuous right of way over which to build a railroad from the Columbia River to the timbered lands of the said J.E. Blazier, and that the same shall be appurtenant to the said timbered lands, and a sale thereof shall carry with it this right of way for the term herein fixed, and upon the terms and conditions herein stated.

In Witness Whereof the said parties have hereunto set their hands and seals this _____ day of _____ 1908.

In the presence of

Andrew A. Ordahl (Seal)

W.E. Farrell

N.C. Hogg

State of Oregon)
County of Multnomah.) ss

This Certifies that on this 17th day of November 1908, before me a notary public in and for said county and state, personally appeared the within named Andrew A. Ordahl to me known to be the individuals described in and who executed the within instrument, and they acknowledged to me that they signed and sealed the same

2
freely and voluntarily, for the uses and purposes therein mentioned.

In Testimony Whereof I have hereunto set my hand and notarial seal
the day and year last above written.

(NOTARIAL)
(SEAL)

S.A. Spencer

Notary Public for Washington residing at
therein.

For and in consideration of the sum of One (\$1.00) Dollar, receipt whereof is
hereby acknowledged, I, the undersigned, assign, set over and deliver to the
Cape Horn Railroad Company, all my right, title and interest in and to the above
contract and right of way.

Dated this 14th day of November 1908.

J.E. Blazier.

105 Filed for record by J.E. Blazier on Dec. 4, 1908 at 11:45 A.M.

A. Fleischhauer,

Co. Auditor.

Skamania County of Cape Horn R.R. Co.

Franchise .

In the matter of the petition of the Cape Horn Railway Company for a franchise
to construct, maintain and operate a railway on, over and across certain roads in
Skamania County, Wash.

Now on this sixth day of August 1908 this matter comes before the Board of
County Commissioners of Skamania County, Washington, for hearing pursuant to
the notice heretofore given, and it appearing to the board that due and legal
notice of said hearing was given in the manner and for the length of time required
by law, and that no objection to the granting of the said franchise has been made or
filed or entered herein, and the petitioner above appearing by its agent J.W. Coovert
and all things being in readiness the hearing was proceeded with, and the Com-
missioners being fully advised in the matter and understanding all and singular
the law and the facts in relation to the same do determine that the said petition
for the said franchise be granted.

And it is ordered and adjudged and this does order and adjudge that the
Cape Horn Railway Company, a Washington Corporation, be and it is hereby granted
a franchise to use the roads hereinafter described in Skamania County, Washington,
for the purpose of construction, maintaining and operating on, over and across
the same in the manner and subject to the conditions hereinafter set forth a rail-
way, and to convey thereover cars and trains of whatsoever description it shall
use in the course of its business, propelled by steam power. The said roads being