

CAPE HORN RAILROAD COMPANY TO OREGON-WASHINGTON TIMBER CO.

KNOW ALL MEN BY THESE PRESENTS, That Cape Horn Railroad Company, a corporation, in consideration of five dollars (\$5) and other valuable considerations by it received from Oregon-Washington Timber Company, a corporation, does hereby sell, assign, transfer and set over unto the said Oregon-Washington Timber Company, its successors and assigns, all those certain leases of rights of way and operating privileges and immunities and interests of the said Cape Horn Railroad Company existing under or by virtue of the same which said leases are described as follows, to-wit:

1. That certain indenture of lease executed on the 11th day of March, 1908, by Walter Duggan and Thomas A. Scott to E. J. Blazier and by said E. J. Blazier assigned on the 14th day of November, 1908, to the said Cape Horn Railroad Company; said original lease being of record in book 2 of leases at page 18 of the records of Skamania County, State of Washington, and said assignment being of record on page 19 of book 2 of leases of said county;

2. That certain indenture of lease executed on the 9th day of June, 1909, by J. A. Fletcher and Mary Fletcher, his wife, to the Cape Horn Railroad Company, recorded on the 11th day of June, 1909, in book 2 of leases at page 71 of the records of said Skamania County, State of Washington;

3. That certain indenture of lease executed on the 16th day of April, 1908, by Hiram W. Sibley and Margaret D. Sibley, his wife, to J. E. Blazier, recorded in book 2 of leases at page 31 of the records of Skamania County, State of Washington, and assigned by the said J. E. Blazier to the Cape Horn Railroad Company on the 14th day of November, 1908, said assignment being recorded on page 33 of book 2 of leases of said county.

TO HAVE AND TO HOLD the same to the said Oregon-Washington Timber Company, its successors and assigns, for the full, unexpired term for which the said several leasehold rights, privileges and interests were originally demised.

IN WITNESS WHEREOF, the said Cape Horn Railroad Company has, pursuant to a resolution of its board of directors duly and legally adopted, caused this instrument to be executed on its behalf by its President and attested by its Secretary under its corporate seal, on this 9th day of June, 1910.

Executed in our presence as witnesses:

A. L. Veazie

E. K. Thompson

CAPE HORN RAILROAD COMPANY

By J. E. Blazier
President

Attest: E. J. Blazier
Secretary.
(Corporate Seal)

STATE OF OREGON)
) SS
COUNTY OF MULTNOMAH)

On this 9th day of June, 1910, before me personally appeared

J. E. Blazier, to me known to be the President of the Cape Horn Railroad Company, the corporation that executed the within and foregoing instrument, and E. J. Blazier, to me known to be the Secretary of the said corporation, and acknowledged the said instrument to be the free and voluntary act and deed of said corporation, for the uses and purposes therein mentioned; and on oath severally stated that they were authorized to execute said instrument, and that the seal affixed thereto is the corporate seal of said corporation.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year first above written.

My notarial commission expires on the 4th day of November, 1910.

(Notarial Seal)

A. L. Veazie

Notary Public for Oregon,
Residing at Portland therein.

Filed for record by R. E. Moody on June 10, 1910, at 3:00 P.M.

A. Fleischhauer,
County Auditor.

OREGON-WASHINGTON TIMBER CO. vs WASHINGTON NORTHERN RAILROAD COMPANY.

WHEREAS the Oregon-Washington Timber Company is the owner by assignment from the Cape Horn Railroad Company and J. E. Blazier of those certain leases of rights of way and operating privileges described as follows, to-wit:

1. That certain indenture of lease executed on the 11th day of March, 1908, by Walter Duggan and Thomas A. Scott to E. J. Blazier and by the said E. J. Blazier assigned on the 14th day of November, 1908, to the said Cape Horn Railroad Company; said original lease being of record in Book 2 of Leases at page 18 of the records of Skamania County, State of Washington, and said assignment being of record on page 19 of Book 2 of Leases of said County.

2. That certain indenture of lease executed on the 9th day of June, 1909, by J. A. Fletcher and Mary Fletcher, his wife, to the Cape Horn Railroad Company, recorded on the 11th day of June, 1909, in Book 2 of Leases at page 71 of the records of said Skamania County, State of Washington.

3. That certain indenture of lease executed on the 16th day of April, 1908, by Hiram W. Sibley and Margaret D. Sibley, his wife to J. E. Blazier, recorded in Book 2 of Leases at page 31 of the records of Skamania County, State of Washington, and assigned by the said J. E. Blazier to the Cape Horn Railroad Company on the 14th day of November, 1908, said assignment being recorded on page 33 of Book 2 of Leases of said County.

4. That certain lease executed on the 24th day of March, 1909, by Jennie M. Bigelow, of the County of Clarke, State of Washington, to J. E. Blazier, wherein and