

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 or 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

described as follows, to wit: The Cascade Road on the Prindle farm, the Henry Gunther Road, and the Branch of the Logging camp Road leading to M. Tavelli's ranch.

And it is ordered and adjudged that the said railroad shall be built at the places and in the manner as follows, viz; 1st. On, over and across the Cascade road at a point located as station 16+70 of the said railroad according to the survey thereof, the same being situated on the Prindle farm about fifty feet north of the south line of Section one (1) Township one (1) North of range five (5) east of W.M. The crossing at said place being a grade crossing at an angle of 44 deg.

2nd. On, over and across the Henry Gunther road at a place located as station 95 of said railroad, the same being on the Caroline Fischer ranch between three hundred and six hundred feet east of the west line of section two (2) in Township one (1) North of range five (5) east of W.M. The crossing at said point being an overhead crossing fifty four feet high and at an angle to said road of 88 deg.

3rd. On, over and across the branch of The Logging road leading to M. Tavelli's ranch at a place located as station 133+50 of said railroad, the same being four hundred forty feet south and one hundred forty four feet east of the quarter section corner of the north line of section two.

And it is ordered and adjudged that the said Corporation shall and may have and use the said roads as aforesaid for the purpose above specified, provided, the said railroad be constructed, maintained and operated in manner as will cause the least interference with the other use of the said roads. And provided that said railroad crossing be constructed, maintained, and operated in such manner as shall be approved by the County Engineer of Skamania County.

And it is ordered and adjudged and this does order and adjudge that the said franchise be and the same is hereby granted for the term of 15 years from date hereof.

Dated this sixth day of August 1908.

Attest: A. Fleischhauer, Clerk.

Geo. F. Breslin Chairman of the Board of Commissioners, Skamania Co.

State of Washington }  
County of Skamania } ss

I, Albert Fleischhauer, Auditor of the county of Skamania and ex-officio clerk of the Board of Commissioners of said county and state, do hereby certify that the foregoing is a full and true and correct copy of an order of the Board of Commissioners of said county made on the sixth day of August 1908, granting to the Cape Horn Railway Company a franchise to construct, maintain and operate a railway on, over and across certain roads in Skamania county, Washington, as the same appears on file in my office in the records of the proceedings of said board.

Witness my hand and official seal this sixth day of August 1908.

A. Fleischhauer  
Clerk of the Board of Commissioners for Skamania County, Wash.

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

A. Fleischhauer, Co. Auditor.