

HADLEY & HAYES TO S.P. & S. RT. CO.

KNOW ALL MEN BY THESE PRESENTS, That, whereas, the SPOKANE, PORTLAND AND SEATTLE RAILWAY COMPANY has this day granted unto W.O.Hadley of the county of Skamania and State of Washington, certain rights as to the occupation of certain property belonging to said railway company for roadway and other purposes, and

WHEREAS, there is now pending in the Superior Court of the State of Washington for the county of Skamania an action entitled W.O.Hadley and S.S.Hayes vs. Spokane, Portland and Seattle Railway Company, wherein a recovery is sought on account of the alleged destruction of certain roads and highways belonging to the said Hadley and Hayes, and on account of the alleged breach of certain contract rights of the said Hadley and Hayes on account of the destruction of certain roads,

NOW, THEREFORE, in consideration of the delivery by the said railway company to the said Hadley of the instrument heretofore referred to and of the granting by the said Spokane, Portland and Seattle Railway Company to the said Hadley of the rights as are more particularly set out in said instrument, and in consideration of the benefits to be derived by the said Hadley and Hayes therefrom, and of the sum of one dollar (\$1.00) paid by the Spokane Portland and Seattle Railway Company, the said W.O.Hadley and S.S.Hayes do hereby release, acquit and discharge the Spokane, Portland and Seattle Railway Company from any and all costs, expense, charge, claim, demand, cause or causes of action arising or growing out of the destruction by the said railway company of any roads or highways or on account of the failure of the said railway company to perform any agreement contained in any of the right of way deeds given by the said W.O.Hadley and S.S.Hayes to the said railway company with respect to roads, and particularly in full and complete settlement of all of the matters and things referred to in that certain action entitled W.O.Hadley and S.S.Hayes vs. Spokane, Portland and Seattle Railway Company, now pending in the Superior Court of the State of Washington for the County of Skamania, and we do hereby authorize the said action to be dismissed without further cost, charge or expense to the said railway company.

IN WITNESS WHEREOF, we have hereunto set our hands and seals this 5th day of January 1914.

In the presence of:
E.V. Littlefield
J.O. Elrod

W.O. Hadley (Seal)
S.S. Hayes. (Seal)

State of Oregon)
County of Multnomah.) ss.

BE IT REMEMBERED, That on this 5th day of January, 1914, personally appeared before me the within named W.O.Hadley and S.S.Hayes, who are known to me to be the identical individuals described in said who executed the foregoing instrument, and acknowledged to me that they executed the same freely and voluntarily.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal this 5th day of January, 1914.

(Notarial Seal)

E.V. Littlefield
Notary Public for the State of
Washington.

Filed for record by J.C.Daries on January 9, 1914 at 10:30 A.M.

H. Swisher,

County Auditor.