

SKAMANIA COUNTY, WASHINGTON

described in and who executed the within instrument, and acknowledged to me that they executed the same freely and voluntarily.

IN TESTIMONY WHEREOF, I have hereunto set my hand and seal the day and year last above written.

(Notarial seal affixed)

Edna Miller
Notary Public for Ariz. My
commission expires Feb. 21, 1923.

1-\$3.00 & 2-25¢ Gov. documentary stamps
duly affixed but no cancellation shown.

Filed for record August 9, 1938 at 2-45 p.m. by Mrs. A. A. Ausplund.

Mabel J. Rose
Skamania County, Clerk-Auditor.

#26306

R. W. Thompson et ux to United States

FLOWAGE EASEMENT

THIS INDENTURE, made this 6th day of August, 1938, between R. W. Thompson and Lela Thompson, husband and wife, hereinafter called the Grantors, and the United States of America, hereinafter called the Government, Witnesseth:

THAT WHEREAS, the Government is constructing a dam across the Columbia River between the States of Oregon and Washington at Bonneville, Oregon, and upon the completion of said dam will operate and maintain a spillway, power house and ship lock; and

WHEREAS, under operating conditions, all lands abutting on either bank of said river from Bonneville to the Celilo Canal which are below the elevation of the backwater curve which begins at the dam at 72.0 feet above mean sea level (as determined by reference to the U. S. C. & G. S. bench mark, B. 24, situate about one mile east along the Oregon-Washington Railroad & Navigation Company's track from Warrendale, Multnomah County, Oregon, in the north end of a concrete culvert, at elevation 72.533 feet) will be permanently flooded; and

WHEREAS, the Government in operating said structures, will increase periodically the depth and duration of the overflow on a portion of said lands, later described, lying above elevation 72.0 feet; and

WHEREAS, the Government desires to purchase a perpetual flowage easement from the said grantors, and said grantors desire to sell said perpetual flowage easement to the Government;

NOW THEREFORE, the said Grantors, for and in consideration of the sum of One and 00/100 Dollars (\$1.00), the receipt whereof is hereby acknowledged, do hereby convey and quitclaim to the Government and its assigns, forever, the full and perpetual right, power, privilege and easement to overflow, as hereinbefore stated, all that portion of the following described lands below the 94-foot contour line above mean sea level, as determined by reference to the U. S. C. & G. S. datum, situate in the County of Skamania and State of Washington:

Beginning at a point 602.2 feet south and 620 feet west of the northeast corner of lot 9 in section 1, township 2 North, range 7 east of the Willamette Meridian, thence west 82 feet, thence south 150 feet, thence east 82 feet, thence north 150 feet to the place of beginning, containing .28 of an acre; all in Lot 9, Section 1, Township 2 North of Range 7 East of the Willamette Meridian.

TO HAVE AND TO HOLD unto the Government and its assigns, forever, together with the right to go upon the lands above described from time to time as the occasion may require and remove therefrom the timber and other natural growth, and any accumulations of brush, trash, or driftwood;

And the said Grantors, in consideration of the above specified sum, also hereby release the Government from all claims for damages that have accrued or may hereafter accrue