

SKAMANIA COUNTY, WASHINGTON

Watson and Annie M. Watson, his wife, were grantors, and E. P. Ash was grantee, said deed being under date of March 8, 1912 and recorded in Book "N" of Deeds, page 496, Records of Skamania County, Washington, and which deed reserved to said D. M. Watson et ux. the right of ingress and egress for the purpose of improving and using said hot or mineral waters for the reason that said D. M. Watson et ux. on or about February 9, 1915 quit-claimed all their right, title and interest in and to that certain land wherein the reservation was made, as above mentioned, to my husband, Michael Montchalin, now deceased.

I further say that I make this affidavit for the purpose of meeting certain requirements as pointed out in the Attorney General's opinion under date of February 10, 1938 relative to the above matter.

Marie Montchalin

Subscribed and sworn to before me this 23 day of March, 1938.

(Notarial seal affixed)

E. W. Barnes
Notary Public for Oregon
Residing at Portland, Oregon.
My commission expires March 11, 1941.

Filed for record March 26, 1938 at 11-10 a.m. by U. S. Engr.

Michael J. Case
Skamania County Clerk-Auditor.

#25425

Marie Montchalin to United States

(OFFICE CHIEF OF ENGINEERS FEB 1 1938 6500 (Bonneville Dam) - 969/2)

FLOWAGE EASEMENT

THIS INDENTURE, made this 21st day of January, 1938, between Marie Montchalin, an unmarried woman, hereinafter called the Grantor, and the United States of America, hereinafter called the Grantor, 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 seal 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 Grantor, and said Grantor desires to sell said perpetual flowage easement to the Government;

NOW THEREFORE, the said Grantor, for and in consideration of the sum of TWO THOUSAND and 00/100 DOLLARS (\$2000.00), cash in hand paid by the Government, the receipt whereof is hereby acknowledged, does hereby grant, bargain, sell and convey to the Government or 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 lying below the 94.0-foot contour line above mean seal level, as determined by reference to the U. S. C. & G. S. datum, and above the ordinary high water line on the right bank of the Columbia