

## SKAMANIA COUNTY, WASHINGTON

APPROVED AS TO FORM AND EXECUTION  
E. W. Barnes  
SPECIAL ATTORNEY, DEPT. OF JUSTICE

Filed for record November 18, 1938 at 10-45 a.m. by U. S. Engr.

*Mabel J. Jasse*  
Skamania County, Clerk-Auditor.

#26697

Henry Kapp et ux by affiant to The Public

STATE OF WASHINGTON )  
 ) ss.  
County of Skamania. )

In re perpetual flowage easement dated April 22, 1938, from Henry Kapp and Erma M. Kapp, husband and wife, to United States of America, over a certain portion of Lots 5 and 7, Block 2, First Addition to the Town of Underwood, Skamania County, Washington.

I, Raymond Meiggs, being first duly sworn, depose and say: That I am familiar with the land over which the above named grantors granted a flowage easement to the United States of America, as above mentioned. That the land over which said flowage easment was granted is not subject to any vested or accrued water rights for any purposes in favor of the United States of America, or any third persons, nor is said land subject to the vested rights of any proprietor of a vein or lode to extract and remove ore therefrom, nor is said land subject to any vested rights of way for ditches or canals constructed by authority of the United States. I further say that no easements are existent which are used by third persons in connection with vested or accrued water rights that affect the above mentioned land. I also say that no persons or parties are in possession of said land, except the grantors in the above mentioned flowage easement. I also say that there are no questions of survey or boundary disputes affecting the land over which said flowage easement was granted. That there are no mechanics' lien claims existent, not shown of record, which affect the land over which said flowage easement was granted.

I also say that neither the United States of America nor any third persons exercise any vested rights to any minerals underlying the lands hereinabove described.

I also say that Rosa Kapp Reinland and Marie Kapp Williams were were twenty-one (21) years of age or older when they executed that certain deed in favor of Henry Kapp, dated March 29, 1933 and recorded March 23, 1938, in Volume 27 of Deeds, Page 11, Records of Skamania County, Washington.

I also say that Frank Larsen, Grantor in that certain deed to Henry Kapp under date of September 14, 1926 and recorded November 29, 1926 in Book "V", Page 127, Deed Records of Skamania County, Washington, was an unmarried man on the date he executed said deed.

That I make this affidavit for the purpose of meeting certain requirements as pointed out in the Attorney General's opinion under date of August 13, 1938, in relation to the above matter.

Raymond Meiggs

Subscribed and sworn to before me this 28 day of September, 1938.

(Notarial seal affixed)

Myron S. Smith  
Notary Public for Washington  
Residing at Underwood.

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*Mabel J. Jasse*  
Skamania County, Clerk-Auditor.