

DEED RECORD 27

SKAMANIA COUNTY, WASHINGTON

On or about the 6th day of August, 1914, Bertha Learned individually and as devisee and legatee of Edwin A. Learned, deceased and as executor of the Last Will and Testament of the said Edwin A. Learned, deceased, sold all of the shares of stock of the Stevenson Water and Improvement Company to P. S. C. Wills and in the instrument of conveyance included that tract of property known as the Learned Springs and all franchises and easements for pipe line leading therefrom and all pipe laid thereon to the Town of Stevenson. The instrument of conveyance was drawn by myself and I know of my own knowledge that the said Bertha Learned claimed and asserted full right and title to the easements for water main over the lands above described and that the said Stevenson Water and Improvement Company since that time until sale of its properties to the Town of Stevenson about the year 1930, and the Town of Stevenson since acquiring the water system has been in the quiet, peaceful, open and notorious possession of said easements and the water main thereon and that no claim or adverse rights or title has been asserted therein during all of said period by any person whomsoever.

About the year 1928 or 1929 a change in the location of the main was made upon that property belonging to Floyd McKelvey. Some question arose at the time as to the right of the Company to make such change and an agreement was entered into by and between the said Floyd McKelvey and Myrtle McKelvey, his wife, with the Stevenson Water & Improvement Company whereby their consent was given to the change, and title to the easement was granted to the said Company. A consideration was paid therefore but I do not now remember the exact amount thereof. The work of completing the re-location of the pipe line was done by the Town of Stevenson after it acquired title to the water system and the Town of Stevenson has ever since asserted ownership thereof.

The Town of Stevenson and its predecessor in interest Stevenson Water and Improvement Company have actually had the open and notorious possession of said easements, adversely to all person whomsoever and without question as to their right and title thereto by any person whomsoever, except as to that portion changed as above mentioned, for a period of more than twenty-five years and as to that portion which was changed as above specified has claimed and asserted right and title thereto and has held possession thereof openly and adversely to all persons whomsoever for a period of more than eight years.

Raymond C. Sly

Subscribed and sworn to before me this 8th day of February, 1939.

(Notarial seal affixed)

R. M. Wright
Notary Public for Washington, residing at Stevenson therein.

Filed for record April 12, 1939 at 11-10 a.m. by U. S. Engineers.

Mabel J. Sae
Skamania County Auditor.

#27215

Town of Stevenson by affiant to The Public.

Office Chief of Engineers. 6500 (Bonneville Dam) 1435/3 Mar - 7, 1939.

STATE OF WASHINGTON)
 (ss
COUNTY OF SKAMANIA)

Re: Water main Town of Stevenson crossing properties belonging to Hugh B. Smith and Ida F. Smith, described in Flowage Easement to United States of America recorded at page 135 Book "Z" of Deeds, over property belonging to Skamania County as described in Flowage Easement to United States of America recorded at page 377 Book "Z" of Deeds; over property belonging to Floyd McKelvey as described in Flowage Easement to United States of America recorded at page 208 Book "Z" of Deeds; property belonging to Lloyd T. Harshman as described in Flowage Easement to United States of America recorded at page 176 Book "27" of Deeds.