

Bonneville Power Administrator probably will be within the limits prescribed by Congress on the price to be paid therefor.

Now, Therefore, it is hereby ordered, adjudged and decreed:

1. That there be vested in the United States of America a perpetual easement and right of way in and to the land included in Tracts BCV-12, BCV-111, BCV-112, and BCV-113 for the following purposes, namely: the perpetual right to enter and to erect, maintain, repair, rebuild, operate and patrol one line of steel twoer structures supporting one or more electric power transmission and other circuits and the appurtenances necessary thereto, and the further right to clear said right of way and keep the same clear of brush, timber, inflammable structures and fire hazards, and to dispose of such brush, timber, inflammable structures or fire hazards by sale or other means, as the owner does not remove from the right of way within thirty days from the date on which clearing is completed; provided, however, that this easement shall be subject to the rights of the public in and to all existing public roads, to pipes and conduits, minerals and mineral rights, irrigation and drainage lines, ditches and canals thereon, to public utility easements, lines and rights of way, to the right of the owners of Tract BCV-111, their heirs, successors, or assigns to maintain fruit and/or nut trees on the right of way except at or near tower locations, provided the trees are not allowed to attain a height in excess of 18 feet, and in event the owners, their heirs, successors or assigns fail to keep the trees trimmed to the required height the United States shall have the right to enter upon the land and trip the trees to the required height, and to the W. R. Johnston private power and telephone line on Tract No. BCV-113 at Engineer's Station 492+53; and provided further, that no tower structure or structures shall be placed on the private roadway on Tract No. BCV-12 at Engineer's Station 214+00 $\frac{1}{2}$ or be placed so near said private roadway as to interfere with the normal uses thereof by the owners of said tract, their heirs, successors or assigns.

It is further ordered that there be vested in the United States of America a perpetual easement and right of way in and to the land included in Tracts BCV-202 and BCV-202A for the following purposes namely: the perpetual right to enter and to erect, maintain, repair, rebuild, operate and patrol three lines of steel tower structures supporting one or more electric power transmission and other circuits and the appurtenances necessary thereto, and the further right to clear said right of way and keep the same clear of brush, timber, inflammable structures and fire hazards, and to dispose of such brush, timber, inflammable structures or fire hazards by sale or other means, as the owner does not remove from the right of way within thirty days from the date on which clearing is completed; provided, however, that this easement shall be subject to the rights of the public in and to all public roads, to pipes and conduits, minerals and mineral rights, irrigation and drainage lines, ditches and canals thereon, to public utility easements, lines and rights of way, and to the right of the owners of Tract BCV-202, their heirs, successors, and assigns to maintain fruit and/or nut trees on the right of way except at or near tower locations, provided the trees are not allowed to attain a height in excess of 18 feet, and in event the owners, their heirs, successors or assigns fail to keep the trees trimmed to the required height, the United States shall have the right to enter upon the land and trim the trees to the required height.

2. That the said perpetual easement and right-of-way be and the same is hereby deemed to have been condemned and taken for the use of the United States of America as of the date of the filing of the declaration of taking and the depositing of the sum of Two Thousand Two Hundred and Ninety Dollars (\$2,290.00) in the registry of this Court, to-wit, ^{as} of the 5th day of January, 1942, and right to just compensation for said perpetual easement and right