

manently 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 Fifty and 00/100 Dollars (\$50.00), cash in hand paid by the Government, the receipt whereof is hereby acknowledged, do 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-foot contour line above mean sea level, as determined by reference to the U. S. C. & G. S. datum, and above the line of ordinary high water, containing 3.26 acres more or less, situate in the County of Skamania and State of Washington:

Government Lots 1 and 4, Section 27, Township 3 North, Range 8 East of the Willamette Meridian;

Excepting therefrom a right of way, the same being a County Road, Skamania County, Washington, 40 feet in width over and across Government Lot 4, Section 27, Township 3 North, Range 8 East of the Willamette Meridian, with an additional width on east side of 60 feet from Station 33+00.4 to Station 41+50, and more particularly shown by that certain road waiver recorded in book 1 of Waivers, page 278, Records of Skamania County, Washington, and according to the plat on file in the office of the County Engineer of Skamania County, Washington.

To Have and To Hold unto the Government or 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 covenant that they are in the quiet and peaceful possession of said lands, and that they will and their heirs, executors and administrators shall warrant and forever defend the title to the right, power, privilege and easement hereby granted and conveyed, as aforesaid, to the Government or its assigns, against the lawful claims of all persons whomsoever.

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 to them by reason of the overflowing of the above described land.

In Testimony Whereof, the said Grantors have hereunto set their hands and affixed their seals on this the day and year first above written.

B. F. Shepardson (seal)
Otis Shepardson (seal)
Edith Shepardson (seal)

STATE OF WASHINGTON)
) ss
COUNTY OF SKAMANIA)

Be it remembered, That on this 21st day of August, 1936, before me, the undersigned, a Notary Public in and for said county and state, personally appeared the within named Otis Shepardson and Edith Shepardson, husband and wife, who are known to me to be the identical individuals 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 notarial seal the day and year last above written.

(Notarial seal affixed)

R. M. Wright
Notary Public for Washington. Residing
at Stevenson.