

voluntary act and deed, for the uses and purposes therein mentioned.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed my official seal the day and year in this certificate first above written.

(Notarial Seal affixed)

Raymond C. Sly  
Notary Public in and for the State of  
Washington, residing at Stevenson in  
said County.

\$2.75 USIR Stamps and \$2.50 State Stamps affixed, cancelled "GMC 10-8-51"

NO. 178 SKAMANIA COUNTY, TRANSACTION EXCISE TAX PAID OCT 8-1951 AMOUNT 23.00 COUNTY  
TREASURER BY Julis Lee, Dep.

Filed for record October 8, 1951 at 1-30 p.m. by Bank of Stevenson.

*John C. Wachten*  
Skamania County Auditor

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#43081

Mary Jessup, a widow of J. M. Jessup, deceased to United States of America

FLOWAGE EASEMENT

Bonneville Dam Project  
Tract No. WS-76

THIS INDENTURE, made this 29th day of MAY, 1951, between MARY JESSUP, a widow of J. M. Jessup, deceased, hereinafter called the Grantor, and the UNITED STATES OF AMERICA, hereinafter called the Government, witnesseth:

THAT WHEREAS, the Government has constructed a dam across the Columbia River between the States of Oregon and Washington, at Bonneville, Oregon and after completion of said dam has operated and maintained 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 sea 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 and 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, hereinafter described, lying above elevation 72.0 feet; and

WHEREAS, the Government desires to purchase a perpetual easement from 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 One Thousand Six Hundred and no/100 - - - - - (\$1,600.<sup>00</sup>/<sub>xx</sub>), cash in hand paid by the Government, the receipt whereof is hereby acknowledged, does hereby grant, bargain, sell and convey to the Government, and 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 95-foot contour line above mean sea level, as determined by reference to the U.S.C. & G.S. datum, containing 15.48 acres, more or less, situate in the County of Skamania and State of Washington, to-wit;

Parcel "A".- All that portion of the following described land lying below the 95-foot contour line above mean sea level, as determined by reference to the U.S.C. & G.S. datum, containing 2.43 acres, more or less, situate in the County of Skamania, and State of

Washington:

Government Lot 5 in Section 26, Township 3 North, Range 9 East of the Willamette Meridian, excepting therefrom State Highway No. 8.

Parcel "B".- All that portion of the following described land lying below the 95-foot contour line above mean sea level, as determined by reference to the U.S.C. & G.S. datum, containing 2.80 acres, more or less, situate in the County of Skamania and State of Washington:

Government Lot 6 in Section 26, Township 3 North, Range 9 East of the Willamette Meridian, excepting therefrom that part of Lot 6 lying north of a line which bears east from a point in the center of a road on the west line of Lot 6 that is distant 217 feet S.  $0^{\circ} 00' 15''$  E. from the northwest corner thereof.

Parcel "C".- All that portion of the following described land lying below the 95-foot contour line above mean sea level, as determined by reference to the U.S.C. & G.S. datum, containing 0.78 of an acre, more or less, situate in the County of Skamania and State of Washington:

Beginning at the northwest corner of Government Lot 6 in Section 26 Township 3 North, Range 9 East of the Willamette Meridian; thence S.  $0^{\circ} 00' 15''$  E. on the west line of Lot 6 a distance of 217 feet, more or less, to the center of a road; thence east to the east boundary of Lot 6; thence northwesterly, following the east boundaries of Lots 6 and 4 in said Section 26 to the intersection with a line that bears N.  $0^{\circ} 00' 15''$  W. from the point of beginning; thence S.  $0^{\circ} 00' 15''$  E. to the point of beginning.

Parcel "D".- A parcel of land lying in Government Lot 4 in Section 26, Township 3 North, Range 9 East of the Willamette Meridian in Skamania County, Washington, said parcel being more particularly described as follows:

Beginning at a point on the east boundary of Government Lot 4 of Section 26 in said township and range, from which point a U. S. monument set in concrete marking the northeast corner of said lot bears N.  $0^{\circ} 00' 15''$  W. 330.0 feet; thence N.  $87^{\circ} 33' 05''$  W., parallel with the north boundary of said lot, a distance of 321.79 feet; thence N.  $0^{\circ} 00' 15''$  W., parallel with the east boundary of said lot, to an intersection with the elevation 95-foot contour line above mean sea level as determined by reference to the U.S.C. & G.S. datum; thence southerly, following the said 95-foot contour line on the west side of the Little White Salmon River, to an intersection with a line that bears S.  $0^{\circ} 00' 15''$  E. from the point of beginning; thence N.  $0^{\circ} 00' 15''$  W. to the point of beginning, said parcel containing 7.22 acres, more or less.

Parcel "E".- A parcel of land lying in Government Lot 4 and in the southeast quarter of the southeast quarter of the southwest quarter of the northwest quarter of Section 26, Township 3 North, Range 9 East of the Willamette Meridian in Skamania County, Washington, said parcel of land being more particularly described as follows:

Beginning at a U. S. monument set in concrete marking the northeast corner of said Lot 4; thence S.  $0^{\circ} 00' 15''$  E. on the east boundary of Lot 4 a distance of 330.0 feet; thence N.  $87^{\circ} 33' 05''$  W., parallel with the north boundary of said lot, a distance of 321.79 feet; thence N.  $0^{\circ} 00' 15''$  W., parallel with the east boundary of said lot, to an intersection with the elevation 95-foot contour line above mean sea level as determined by reference to the U.S.C. & G.S. datum; thence northeasterly, following the said 95-foot

contour line on the west side of the Little White Salmon River, to an intersection with the east line of the west half of the northwest quarter of said Section 26; thence S. 0° 12' 45" E. on said east line to the place of beginning, said parcel of land containing 2.25 acres, more or less.

Parcels "A", "B", "C", "D" and "E" above described contain a total of 15.48 acres, more or less, and are subject to a road easement dated June 6, 1950, granted to the United States of America and recorded July 26, 1950, in Book 33 at Page 183, deed records of Skamania County, Washington.

TO HAVE AND TO HOLD unto the Government and 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 Grantor covenants that she is in the quiet and peaceful possession of said lands, and that she will and her 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 Grantor, 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 afore-described land.

IN TESTIMONY WHEREOF, the said Grantor has hereunto set her hand and affixed her seal on this the day and year first above written.

Mary Jessup (SEAL)  
Mary Jessup

STATE OF WASHINGTON )  
                                  ) ss.  
County of Skamania )

BE IT REMEMBERED, That on this 29th day of MAY, 1951, before me, the undersigned, a Notary Public in and for said County and State, personally appeared the within named Mary Jessup, a widow, who is known to me to be the identical individual described in and who executed the within instrument, and acknowledged to me that she 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)

Hugh A. Knapp  
Notary Public for Washington  
residing at Camas, therein

\$2.20 USIR Stamps affixed, cancelled "MJ By ADS 9-9-51"

NO. 180 SKAMANIA COUNTY TRANSACTION EXCISE TAX PAID OCT 9 - 1951 AMOUNT 16.00 COUNTY TREASURER BY Julia Lee, Dep.

Filed for record October 10, 1951 at 10-00 a.m. by A. R. Jackson.

John C. Mochter  
Skamania County Auditor.