

IN THE SUPERIOR COURT OF THE STATE OF WASHINGTON FOR SKAMANIA COUNTY

PACIFIC NORTHWEST PIPELINE
CORPORATION, a corporation,

Petitioner,

vs.

MICHAEL N. PIPER; KATHERINE ERB;
BILLY M. IRWIN, a minor; CHARLOTTE
IRWIN; PATRICK D. MOREY and JANE
DOE MOREY, his wife; BEATRICE MOREY
BEEBE and JOHN DOE BEEBE, her hus-
band; and ALDON F. WACHTER, FRANK A.
WACHTER and FRANK W. GOEPFEL, as
Trustees for Billy M. Irwin,

Respondents.

No. 3742-C

DECREE OF APPROPRIATION

This matter having come on for hearing upon the application of petitioner for a Decree of Appropriation and the petitioner being represented by its attorney, Robert J. Salvesen, and the Court being fully advised in the premises, the Court determines and finds:

1.

That the petitioner has paid to the Clerk of this Court the sum of Thirty-five and no/100 (\$35.00) Dollars in full satisfaction of the judgment entered in this cause on the 20th day of February, 1956, for damages awarded to the respondent, Billy M. Irwin, a minor, for the taking of the right of way and easement described in the petition on file herein.

2.

That petitioner has paid to the Clerk of this Court all costs incurred in the prosecution of these proceedings in eminent domain, including the fee allowed to R. M. Wright as attorney and guardian ad litem for the respondent Billy M. Irwin, a minor, in the sum of Twenty-five and no/100 (\$25.00) Dollars.

Now, Therefore, IT IS ORDERED, ADJUDGED and DECREED that there is hereby appropriated to and vested in Pacific Northwest Pipeline Corporation, its successors and assigns, a right of way and easement for a pipeline over and across

the following described real property in Skamania County, Washington, to-wit:

A right of way across Lot 5 of Skamania Power and Light Company Electric Addition in Section 36, T-3-N, R-7-E, Willamette Meridian, Skamania County, Washington, said right of way to be 75 feet in width measured 20 feet to the left (Southeasterly) and 55 feet to the right (Northwesterly) of a staked line as actually surveyed and as herein-after described.

BEGINNING at the point of intersection of the north boundary line of the Henry Shepard D. L. C. and the east boundary line of said Section 36; thence in a northerly direction 1052 feet along the said east boundary line of Section 36 to a point; thence, S. 69° 35' W. - 1553 feet to a point; thence, S. 80° 49' W. - 1968 feet to a point; thence, S. 78° 49' W. - 807 feet to a point; thence, S. 67° 44' W. - 41 feet to a point; thence, S. 57° 39' W. - 173 feet to a point in the southwesterly right of way line of a blacktop road for the true point of beginning.

THENCE, S. 57° 39' W. - 49 feet to a point in the northeasterly right of way line of another blacktop road from which the west $\frac{1}{4}$ corner of said Section 36 bears S. 57° 39' W. - 825 feet, S. 65° 07' W. - 438 feet and in a northerly direction 475 feet along the west boundary line of said Section 36.

Said right of way to contain 0.08 acres of land, more or less.

There also being for construction purposes only an additional temporary easement, said temporary easement to be 150 feet in width measured 75 feet to either side of the above-described staked line and shall extend along the entire length of the said staked line, being 49 feet.

Said temporary easement to contain 0.17 acres less and except 0.08 acres being that part contained in the above-described proposed 75 foot right of way, thereby leaving 0.09 acres of land, more or less, in said temporary easement.

for the following uses and purposes, to-wit:

(a) The right to construct and maintain on the lands, real estate, premises and property constituting said right of way and easement a single pipeline for the transmission of natural gas, said pipeline to be buried to the depth of at least 30 inches from the top of the pipe to the surface of the land.

(b) The right to enter upon and to occupy said lands, real estate, premises and property constituting said right of way for the period or periods of time required by petitioner to construct said pipeline and after the construction thereof to enter upon and occupy as much of said property constituting said right of way as is required by petitioner to operate, maintain, inspect, repair, protect, alter, replace and remove said pipeline whenever necessary in the judgment of the petitioner.

(c) The owner or owners of said land shall have the right to occupy and

use the property constituting said right of way, subject to said easement and right of way above described.

Done in open Court this 5th day of March, 1956.

J. R. Callahan
JUDGE

Presented by:

Robert J. Salvesen
Attorney for Petitioner

Approved as to form:

R. M. Wright
Attorney and Guardian ad
litem for Billy M. Irwin,
a minor.

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

I, Daphne M. Ramsay, County Clerk, and by virtue of the laws of the State of Washington ex-officio Clerk of the Superior Court of the State of Washington, in and for said County, do hereby certify that the foregoing is a true and correct copy of the Decree of Appropriation filed March 5, 1956, in the above entitled action, as the same now appears on file and of record in my office.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed the seal of said Court this 5th day of March, 1956.

Daphne M. Ramsay
CLERK

