

DEPARTMENT OF PUBLIC LANDS
Office of Commissioner

.....
In re: Application No. 23630 by
Pacific Power and Light Company for
Right of Way for a Dam Site, Maintenance Site and Facilities Appurtenant-
ing Thereto Over Certain State Land
in Skamania County.
.....

ORDER
June 19, 1956

It appearing to the Commissioner at this time that Application No. 23630 has been filed in this office by the Pacific Power and Light Company for rights of way for a dam site, maintenance site and facilities appurtenanting thereto over the bed and shore lands of the North Fork of the Lewis River in front of Government Lots 2, 3, 4 and 5 and the uplands in Government Lot 4, the NW $\frac{1}{4}$ of NW $\frac{1}{4}$, N $\frac{1}{2}$ of S $\frac{1}{2}$ of SW $\frac{1}{4}$ and N $\frac{1}{2}$ of SW $\frac{1}{4}$ of SE $\frac{1}{4}$ and those portions of Government Lots 5, 6, 7 and 9 and NE $\frac{1}{4}$ of NW $\frac{1}{4}$ lying above the 1000 foot contour (referred to mean sea level datum) all in Section 28, Township 7 North, Range 5 East, W.M., in Skamania County; that said application was filed under the provisions of State law providing for the granting of rights of way for dam sites and maintenance sites over State land; that the land affected by and included in said application is more particularly described as follows:

The bed and shorelands of the North Fork of the Lewis River owned by the State of Washington, in front of Government Lots 2, 3, 4 and 5, Section 28, Township 7 North, Range 5 East, W.M., with a frontage of 90.5 lineal chains, more or less; also

Government Lot 4, NW $\frac{1}{4}$ of NW $\frac{1}{4}$, N $\frac{1}{2}$ of S $\frac{1}{2}$ of SW $\frac{1}{4}$ and N $\frac{1}{2}$ of SW $\frac{1}{4}$ of SE $\frac{1}{4}$ and those portions of Government Lots 5, 6, 7, 9 and the NE $\frac{1}{4}$ of NW $\frac{1}{4}$, lying above the 1000 foot contour (referred to mean sea level datum), Section 28, Township 7 North, Range 5 East, W.M., with an area of 204.53 acres according to the plat thereof on file in the office of the Commissioner of Public Lands at Olympia, Washington.

and

It further appearing that the application is filed in connection with a hydro-electric power project and is a companion application to Application No. 23629 filed by the Pacific Power and Light Company for right to overflow portions of said Section 28; that the amount of the damage resulting to the State by the exercise of the rights applied for under said Application No. 23630 does not



exceed the sum of \$6,136.00 for the perpetual use of the land; that there is timber involved which will be destroyed in such use and there will be additional timber destroyed in the exercise of the right to overflow granted under Application No. 23629; that in connection with both of said applications, Nos. 23629 and 23630, Pacific Power and Light Company agrees to pay the State of Washington the total sum of any amounts received from the sale of timber under the said applications with the minimum to be \$518,580.00; and the Commissioner being fully advised and believing that the applications should be granted, it is therefore

ORDERED and DETERMINED that the value of the land included in said Application No. 23630, together with the damages to or upon the land remaining and including all damages suffered by the State in the granting of a right of way for a dam site, maintenance site and facilities appurtenant thereto, be and the same is hereby fixed at \$6,136.00; and in addition thereto the applicant, Pacific Power and Light Company, shall pay to the State the proportionate share of the total value of the timber on the areas included in Applications Nos. 23629 and 23630, the total timber value for the two applications being a minimum of \$518,580.00 but said proportionate amount to be the portion of the amount actually received by Pacific Power and Light Company in the disposal of the timber under both applications; that the value of the land and damages have been paid by the applicant and proper arrangements have been made for payment for the said timber in accordance with the schedule as hereinabove set forth and the right of way for a dam site, maintenance site and facilities appurtenant thereto covered by said Application No. 23630, as hereinabove more particularly described, may be exercised in accordance with the statutes.

DATED this 19th day of June, A. D., 1956.

OTTO A. CASE, COMMISSIONER

By: 
Frank O. Sether
Assistant Commissioner