

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON  
SOUTHERN DIVISION

UNITED STATES OF AMERICA,

Plaintiff,

NO. 2554

v.

LIS PENDENS

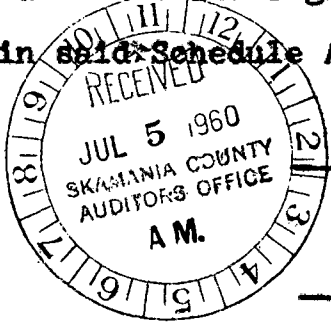
30.72 ACRES OF LAND, MORE OR  
LESS, SITUATE IN SKAMANIA  
COUNTY, STATE OF WASHINGTON.  
ESSON H. SMITH, et al.,  
UNKNOWN OWNERS,

Defendants.

Certified to be a true and  
correct copy of the original  
filed in my office June 14, 1960  
Dated June 14, 1960 ATTEST:  
HAROLD W. ANDERSON, Clerk  
By E. E. Redmayne  
Deputy

NOTICE IS HEREBY GIVEN:

1. That the above-entitled action is pending in the above-entitled court.
2. That the plaintiff in such action is the United States of America; that the names of the defendants in such action, and of each and every owner, encumbrancer, or other person or party interested in the land described in Schedule A attached hereto and by this reference made a part thereof, or any part thereof, so far as the same can be ascertained from the public records, are as follows:  
  
Esson H. Smith and Hazel Virginia Smith, his wife  
Hazel Virginia Smith as Trustee of the Terry Esson  
Smith Trust  
Kenneth G. Foster and Doris M. Foster, his wife  
Skamania County, Washington, a municipal corporation  
Leon P. Montchalin and Yvonne Montchalin, his wife
3. That the object of such action is to acquire by condemnation proceedings for the United States of America perpetual and temporary easements over, across and upon the land designated as Tracts 100E-1, 100E-2, 100E-3, 101E-1, 101E-2 and 101E-3, together with other rights, said easements and rights and the property over which the easements and rights are taken being more particularly described in said Schedule A.



CHARLES P. MORIARTY  
United States Attorney

JEREMIAH M. LONG  
Asst. United States Attorney

## SCHEDULE "A"

The land which is the subject matter of this Declaration of Taking aggregates 30.72 acres, more or less, situate and being in the County of Skamania, State of Washington. A description of the land taken, together with the names of the purported owners thereof, and a statement of the sum estimated to be just compensation thereof, is as follows:

## Tract 100E-1

A parcel of land lying in that part of the S. M. Hamilton Donation Land Claim No. 40 situated in Section 29, Township 2 North, Range 7 East of the Willamette Meridian in Skamania County, Washington, more particularly described as follows:

Beginning at a point from which a one-inch iron pipe marking the intersection of the east line of the S. M. Hamilton Donation Land Claim No. 40 with the north line of said Section 29 bears N. 5° 27' E. 2,179.3 feet; thence S. 59° 07' W. 920.0 feet; thence N. 30° 53' W. 25.0 feet; thence S. 59° 07' W. 100.0 feet; thence S. 30° 53' E. 15.0 feet; thence S. 59° 07' W. 1,280.0 feet to a point on the line of ordinary high water on the right bank of the Columbia River; thence northeasterly along said line of ordinary high water a distance of 2,700 feet, more or less, to a point on a line which bears N. 51° 55' 45" E. from the point of beginning; thence S. 51° 55' 45" W. 410 feet, more or less, to the point of beginning.

The parcel of land above described contains 3.40 acres, more or less.

## Tract 100E-2

A parcel of land lying in that part of the S. M. Hamilton Donation Land Claim No. 40 situated in Section 29, Township 2 North, Range 7 East of the Willamette Meridian in Skamania County, Washington, more particularly described as follows:

Beginning at a point from which a one-inch iron pipe marking the intersection of the east line of the S. M. Hamilton Donation Land Claim No. 40 with the north line of said Section 29 bears N. 5° 27' E. 2,179.3 feet; thence S. 59° 07' W. 920.0 feet; thence N. 30° 53' W. 25.0 feet; thence S. 59° 07' W. 100.0 feet; thence S. 30° 53' E. 15.0 feet; thence S. 59° 07' W. 1,280.0 feet to a point on the line of ordinary high water of the Columbia River; thence S. 73° 36' 50" W. 60.0 feet; thence N. 29° 29' W. 25.0 feet; thence N. 59° 07' E. 2,397.44 feet; thence N. 50° 01' E. 760.0 feet; thence S. 39° 59' E. 70.0 feet; thence S. 51° 55' 45" W. 807.8 feet to the point of beginning.

There is excepted therefrom that part thereof lying below the line of ordinary high water of the Columbia River.

The parcel of land above described contains 2.90 acres, more or less.

## Tract 100E-3

A parcel of land lying in that part of the S. M. Hamilton Donation Land Claim No. 40 situated in Section 29, Township 2 North, Range 7 East of the Willamette Meridian in Skamania County, Washington, more particularly described as follows:

Beginning at a point on the east line of the S. M. Hamilton Donation Land Claim No. 40 from which point a one-inch iron pipe marking the intersection of said east line with the north line of said Section 29 bears N. 17° 46' 45" W. 1,250.36 feet; thence S. 17° 46' 45" E. along the east line of said claim, a distance of 309.96 feet; thence S. 36° 01' W. 159.0 feet; thence S. 50° 01' W. 760.0 feet; thence S. 59° 07' W. 2,397.44 feet; thence N. 29° 29' W. 170.0 feet; thence N. 60° 31' E. 680.0 feet; thence S. 29° 29' E. 85.0 feet; thence N. 60° 31' E. 500.0 feet; thence N. 29° 29' W. 200.0 feet; thence N. 60° 31' E. 206.0 feet; thence S. 29° 29' E. 200.0 feet; thence N. 60° 31' E. 200.0 feet; thence N. 29° 29' W. 260.0 feet; thence N. 60° 31' E. 785.0 feet; thence N. 49° 09' E. 822.71 feet; thence N. 36° 01' E. 206.87 feet to the point of beginning.

There is excepted therefrom all that part thereof lying below the line of ordinary high water of the Columbia River.

The parcel of land above described contains 15.10 acres, more or less

## Names of Purported Owners:

1. Esson H. Smith and Hazel Virginia Smith, his wife
2. Hazel Virginia Smith as Trustee of the Terry Esson Smith Trust

## Addresses of Purported Owners:

1. Stevenson, Washington
2. Stevenson, Washington

Estimated Compensation: EIGHT THOUSAND FIVE HUNDRED and NO/100 DOLLARS (\$8,500.00)

## Tract 101E-1

A parcel of land lying in that part of the S. M. Hamilton Donation Land Claim No. 40 situated within Section 29, Township 2 North, Range 7 East of the Willamette Meridian in Skamania County, Washington, more particularly described as follows:

Beginning at a point from which a one-inch iron pipe marking the intersection of the east line of said donation land claim and the north line of said Section 29 bears N. 32° 57' E. 3,317.0 feet; thence S. 29° 29' E. 200.0 feet; thence N. 60° 31' E. 500.0 feet; thence N. 29° 29' W. 200.0 feet; thence S. 60° 31' W. 500.0 feet to the point of beginning, said parcel containing 2.30 acres.

## Tract 101E-2

A parcel of land lying in that part of the S. M. Hamilton Donation Land Claim No. 40 situated within Section 29, Township 2 North, Range 7 East of the Willamette Meridian in Skamania County, Washington, more particularly described as follows:

Beginning at a point from which a one-inch iron pipe marking the intersection of the east line of said donation land claim and the north line of said Section 29 bears N. 26° 00' 40" E. 2,711.0 feet; thence S. 29° 29' E. 200.0 feet; thence N. 60° 31' E. 200.0 feet; thence N. 29° 29' W. 200.0 feet; thence S. 60° 31' W. 200.0 feet to the point of beginning, said parcel containing 0.92 of an acre.

## Tract 101E-3

A parcel of land lying in that part of the G. W. Johnson Donation Land Claim No. 38 situated within Section 29, Township 2 North, Range 7 East of the Willamette Meridian in Skamania County, Washington, more particularly described as follows:

Beginning at a point on the west line of the G. W. Johnson Donation Land Claim No. 38 from which point a one-inch iron pipe marking the intersection of the west line of said donation land claim and the north line of said Section 29 bears N. 17° 46' 45" W. 1,250.36 feet; thence N. 36° 01' E. 738.13 feet; thence S. 53° 59' E. 250.0 feet; thence S. 36° 01' W. 921.0 feet to a point on the west line of said donation land claim; thence N. 17° 46' 45" W. along the west line of said donation land claim, a distance of 309.96 feet to the point of beginning.

There is excepted therefrom all that part thereof lying below the line of ordinary high water of the Columbia River.

The parcel of land above described contains 4.70 acres, more or less.

## Tract 101E-4

The following described parcels of land lying in Section 20 and 29, Township 2 North, Range 7 East of the Willamette Meridian in Skamania County, Washington, each parcel being a strip of land 15 feet in width, 7.5 feet on each side of the center of an existing road described as follows:

(1) Commencing at a one-inch iron pipe marking the point of intersection of the west line of the G. W. Johnson Donation Land Claim No. 38 and the north line of Section 29 in said township and range; thence S. 17° 46' 45" E. on the west line of said claim a distance of 1,250.36 feet; thence N. 36° 01' E. 30 feet to the center of said road and the true point of beginning of this description; thence in a northeasterly direction following the center of said road a distance of 1,140 feet, more or less, to a road junction which is 670 feet east and 70 feet south of the said point of intersection of the west line of the G. W. Johnson Donation Land Claim and the north line of Section 29; thence westerly following the center of said road a distance of 500 feet, more or less, to its intersection with the north line of said Section 29.

## Tract 101E-4 (Cont'd)

(2) Also, beginning at a point on east line of the S. M. Hamilton Donation Land Claim No. 40, from which the point of intersection of said east line and the north line of Section 29 in said township and range bears S. 17° 46' 45" E. 50 feet; thence in a westerly and northerly direction following the center of said road a distance of 2,600 feet, more or less, to the point of intersection of the east line of the S. M. Hamilton Donation Land Claim No. 40 and the south boundary of the right of way of State Highway No. 8.

(3) Also, beginning at the road junction hereinabove described, being 670 feet east and 70 feet south of the one-inch iron pipe marking the point of intersection of the west line of the G. W. Johnson Donation Land Claim No. 38 and the north line of Section 29 in said township and range; thence in a northeasterly direction following the center of said road a distance of 160 feet, more or less, to its intersection with the north line of said Section 29.

The parcels of land above described contain 1.40 acres, more or less.

## Names of Purported Owners:

1. Kenneth G. Foster and Doris M. Foster, his wife
2. Skamania County, Washington, a municipal corporation
3. The Federal Land Bank of Spokane
4. Leon P. Montchalin and Yvonne Montchalin, his wife

## Addresses of Purported Owners:

1. North Bonneville, Washington
2. Stevenson, Washington
3. Spokane, Washington
4. Prindle, Washington

## Estimated Compensation:

TWO THOUSAND TWO HUNDRED and NO/100 DOLLARS (\$2,200.00)

The gross sum estimated by the acquiring authority to be just compensation for the estates hereby taken, inclusive of all rights set forth in the declaration of taking, is TEN THOUSAND SEVEN HUNDRED and NO/100 DOLLARS (\$10,700.00).