

EASEMENT DEED

50002

FOR AND IN CONSIDERATION of the sum of SEVEN HUNDRED FIFTY and NO/100 DOLLARS (\$750.00) in hand paid, receipt of which is hereby acknowledged, we, KEITH A. FOWLER and ELIZABETH DOUGLASS FOWLER, husband and wife, have granted, bargained, and sold and by these presents do hereby grant, bargain, sell and convey unto the UNITED STATES OF AMERICA and its assigns, a perpetual easement for the purposes hereinafter stated, in, upon, over and across the following described real property situate in the County of Skamania in the State of Washington, to-wit:

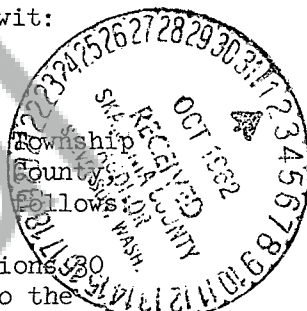
TRACT WS-169E-1

A parcel of land lying in Government Lot 5, Section 31, Township 3 North, Range 8 East of the Willamette Meridian in Skamania County, Washington, said parcel being more particularly described as follows:

Commencing at the quarter section corner common to Sections 30 and 31 in said township and range; thence south 1,945 feet to the south boundary of the right of way of the Spokane, Portland and Seattle Railway Company; thence northeasterly on the boundary of said right of way a distance of 155 feet to the true point of beginning of this description; thence northeasterly following the boundary of said right of way a distance of 160 feet; thence S. 27° 13' E. 195 feet, more or less, to the intersection with the 94-foot contour line above mean sea level, U.S.C. & G.S. datum; thence westerly following said contour line to a point that bears S. 27° 13' E. from the point of beginning; thence N. 27° 13' W. 85 feet, more or less, to the point of beginning.

The parcel of land above described contains 0.63 of an acre, more or less.

Said easement is for the following purposes, namely: The perpetual right, power, privilege, and easement occasionally to overflow, flood and submerge the above-described property designated as Tract WS-169E-1 in connection with the operation and maintenance of the Bonneville Dam Project as authorized by the Act of Congress approved 30 September 1933 and Acts supplementary thereto and amendatory thereof, together with all right, title and interest in and to the structures and improvements now situate on the land, provided that no structures for human habitation shall be constructed or maintained on the land and provided further that no other structures shall be constructed or maintained on the land except as may be approved in writing by an authorized representative of the United States in charge of the project; reserving, however, to the Grantors herein, their heirs, executors, administrators and assigns, all such rights and privileges as may be used and enjoyed without interfering with or abridging the rights and easements hereby conveyed.



AND FURTHER, for the consideration aforesaid, we, the grantors above named, have granted, bargained, and sold and by these presents do hereby grant, bargain, sell and convey unto the UNITED STATES OF AMERICA and its assigns, a perpetual easement, for the purposes hereinafter stated, in, upon, over and across all the following bounded and described real property situate in the County of Skamania in the State of Washington, to-wit:

TRACT WS-169E-2

A parcel of land lying in Government Lot 5, Section 31, Township 3 North, Range 8 East of the Willamette Meridian, in Skamania County, Washington, said parcel being more particularly described as follows:

Commencing at the quarter section corner common to Sections 30 and 31 in said township and range; thence south 1,945 feet to the south boundary of the right of way of the Spokane, Portland and Seattle Railway Company; thence northeasterly on the boundary of said right of way a distance of 315 feet; thence S. 27° 13' E. 50 feet to the true point of beginning of this description; thence S. 27° 13' E. 152 feet; thence N. 62° 47' E. 60 feet, more or less, to the west line of the J. Allen Gilbert property; thence north on the west line of the Gilbert property a distance of 110 feet; thence S. 62° 47' W. 35 feet; thence N. 27° 13' W. 52 feet; thence S. 62° 47' W. 75 feet to the point of beginning.

The parcel of land above described contains 0.29 of an acre.

TRACT WS-169E-3

A parcel of land lying in Government Lot 5, Section 31, Township 3 North, Range 8 East of the Willamette Meridian in Skamania County, Washington, said parcel being more particularly described as follows:

Commencing at a point which is 1,800 feet south of the quarter section corner between Sections 30 and 31 in said township and range; thence N. 55° 30' E. 1,007 feet; thence south 799 feet to the more easterly southeast corner of the grantor's property and the true point of beginning of this description; thence N. 61° 54' W. 50.31 feet; thence N. 49° 35' W. 137.98 feet; thence N. 40° 25' E. 100 feet; thence S. 52° 22' E. 105 feet, more or less, to the east line of the grantor's property; thence south on said east line 75 feet to the point of beginning.

The parcel of land above described contains 0.37 of an acre.

Said easement and right of way are for the following purposes, namely: A perpetual and assignable right to enter upon Tracts WS-169E-2 and WS-169E-3 and to construct, reconstruct, maintain, repair, operate and patrol a bank protection project including all appurtenances thereto, together with any enlargement or reconstruction thereof, and to trim, cut, fell, and remove all such trees, brush, and other natural growth and obstructions as are necessary to provide adequate clearance and to eliminate interference with or hazards to the structures or utilities placed or constructed on, over, or under said right of way.

It is expressly understood and agreed that in granting the easement and right of way hereinbefore described, there is included as an appurtenance the right of access thereto over and across other lands of the Grantors.

The consideration above mentioned is hereby accepted as full compensation for all damages heretofore incurred, and incidental to the exercise of the rights above granted.


Subject only to the following rights outstanding in third parties, namely:

1. Existing easements for public roads and highways, public utilities, railroads and pipelines.
2. Reservations contained in patents from the United States of America.
3. Matters relating to water rights, minerals and mining rights, and rights of access as reserved in deed recorded January 23, 1919 in Book "R", Page 11 and in deed recorded October 18, 1937 in Book "Z", Page 447, Deed Records of Skamania County, Washington.

TO HAVE AND TO HOLD the said easement and right of way unto the UNITED STATES OF AMERICA and its assigns forever. We covenant to and with the above named grantee and its assigns that we are lawfully seized and possessed of the land aforesaid; that the easement hereinabove described is free and clear of all encumbrances except as above noted, and that we will and our heirs, executors and administrators, shall warrant and forever defend the title thereto and possession thereof against the lawful claims and demands of all persons whomsoever.

Dated this 21st day of August 1962.




Keith A. Fowler


Elizabeth Douglass Fowler

STATE OF WASHINGTON,)
County of SKAMANIA) ss.

BOOK

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I, *C. B. Argent*

a Notary Public in and for the said State, do hereby certify that on this

21st day of *August*, 1962, personally
appeared before me KEITH A. FOWLER and ELIZABETH DOUGLASS FOWLER,
husband and wife,

to me known to be the individuals described in and who executed the within
instrument, and acknowledged that they signed and sealed the same
as their free and voluntary act and deed, for the uses and purposes
therein mentioned.

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

C. B. Argent
Notary Public in and for the State of Washington,
residing at *Seattle*