

89731

RELEASE AND COMPROMISE OF A DISPUTED CLAIM

THIS AGREEMENT, made this 12th day of October, 1979, by and between SKAMANIA COUNTY, by and through its' Board of County Commissioners, hereinafter referred to as the "County", and CECIL B. BARFOOT and JACKIE BARFOOT, husband and wife, hereinafter referred to as the "Landowners", WITNESSETH:

WHEREAS, for over fifteen (15) years a disputed action has existed between the Landowners and the County over the acquisition by the County of certain of the Landowners' land; and

WHEREAS, the County has built a road over and across the Landowners' land and acquired a portion of said land and may have caused damage to the balance of the Landowners' land; and

WHEREAS, the total acreage involved varies over a period of years from approximately 4 acres to approximately 17 acres; and

WHEREAS, the actions of the County involved several past boards of county commissioners, county engineers, and other county employees; and

WHEREAS, said actions consisted primarily of promises made but unkept; NOW, THEREFORE

THE PARTIES AGREE that in full and final settlement of all claims, the County will pay to the Landowners the sum of THIRTY-FOUR THOUSAND and no/100 Dollars (\$34,000.00), and that the Landowners will convey all properties now owned by them and described as follows to the County in fee simple, together with all water rights attendant thereto, and that upon said payment and conveyance, all matters between the County and the Landowners, as it pertains to the road known as the "Cook/Underwood Road" and properties owned by the Landowners in that area, shall be fully settled and completed; that each party covenants not to bring any action whatsoever against the other now or in the future and, in the event a party does bring any such action, the prevailing party shall be entitled to all costs in defending such action, including attorney's fees.