

1 . STAN PITKIN
United States Attorney
2 WILLIAM H. RUBIDGE
3 Assistant United States Attorney
4 1012 U. S. Courthouse
Seattle, Washington 98104
5 (206) 442-7970
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FILED
FEB 13 1973

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT TACOMA

10 UNITED STATES OF AMERICA,

11 Plaintiff,

12 v.
13
14 EASEMENT UPON 1.6 ACRES OF LAND
IN THE COUNTY OF SKAMANIA, STATE
OF WASHINGTON; Stephen B. Kahn and
Ruth L. Kahn, husband and wife,
et al., and UNKNOWN OWNERS,
15
16 Defendants.

17 136-6303
NOTICE IS HEREBY GIVEN:

CIVIL NO.

LIS PENDENS

- 18 1. That the above-entitled action is pending in the above-
entitled Court.
19
20 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
21 interested in the land described in Exhibit A attached hereto and
22 by this reference made a part thereof, or any part thereof, so far as
23 the same can be ascertained from the public records, are as follows:
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Feb 13 1973

1 Stephen B. Kahn and Ruth L. Kahn, his wife;
2 Skamania County, a political subdivision of the
3 State of Washington; and
4 State of Washington, Attorney General, Olympia,
5 Washington.

6 3. That the object of such action is to acquire by condemnation
7 proceedings for the United States of America a perpetual easement
8 over, across and upon the land designated herein as:

9 Tract Ha-0-1009,

10 being described in said Exhibit A.

11 DATED this 9 day of February, 1973.

12 STAN EITKIN
13 United States Attorney

14 by William H. Rubidge
15 WILLIAM H. RUBIDGE
16 Assistant United States Attorney

Tract Ma-0-1005

EXHIBIT A

EASEMENT FOR ELECTRIC TRANSMISSION LINE

A perpetual easement to construct, maintain, repair, rebuild, operate and patrol one line of electric power transmission structures with conductors and necessary appurtenances, and the further right to clear the right-of-way hereinafter described, and to keep the same clear of brush, timber, structures and fire hazards (provided, however, that the words "fire hazards" shall not include annual agricultural crops), and to dispose of such brush, timber and structures, by sale or other means, in such manner as shall not create a fire hazard, over and upon Easement Tract Ma-0-1005.

Tract Ma-0-1005

A right-of-way 200 feet wide over and across a parcel of land in the B. B. Bishop Donation Land Claim No. 39 in Sections 20 and 21, Township 2 North, Range 7 East, Willamette Meridian, Skamania County, Washington, described as follows:

Beginning at a point on the south line of the Evergreen Highway where it intersects the west line of the said B. B. Bishop Donation Land Claim No. 39; thence south 162.70 feet to the southwest corner of said Donation Land Claim; thence S. 45° E., 191.57 feet to a point on the north line of the S. P. & S. Railway right-of-way; thence N. 61° 10' E., along said right-of-way to the west line of the power line right-of-way of the Bonneville Power Administration; thence northerly along said power line right-of-way to the south line of the Evergreen Highway right-of-way; thence westerly along the south line of said highway right-of-way to the point of beginning;

Except a tract of land conveyed to the United States of America by deed dated July 1, 1937, and recorded at page 350 of Book Z of Deeds, Records of Skamania County, Washington;

1 And except a tract of land conveyed to D. D. Shelton
2 and Florence L. Shelton, husband and wife, by deed dated
3 December 13, 1947, and recorded at page 577, Book 31 of
Deeds, Records of Skamania County, Washington.

4 The boundaries of the 200-foot wide right-of-way are located
5 100 feet on each side of and parallel with the survey line for the
6 Bonneyville Power Administration Manford-Ostrander No. 1 transmission
7 line as marked and monumented on the ground. The survey line is
8 described, with bearings referenced to the Washington Coordinate
9 System--South Zone, as follows:

10 Beginning at a point in the S. 1/4, Bishop Donation
Land Claim No. 39 in Section 20, Township 2 North, Range 7
11 East, Willamette Meridian, at survey station 43+71.6
which is N. 9° 19' 10" E., 1,299.0 feet from the most
12 westerly southwest corner of said Donation Land Claim
No. 39 in said Section 20; thence S. 22° 30' 30" E.,
13 1,166.6 feet to station 32+11.6 back equals station
99+41.0 ahead; thence S. 85° 09' 30" E., 1,053.2 feet
14 to station 110+27.2; thence S. 47° 12' 10" E., 1,621.7
feet to a point in Government Lot 5 on Bradford Island
15 in Section 21, said township and range, at station
126+48.9 which is N. 58° 59' 10" E., 1,916.2 feet from
16 the intersection of the southwesterly limit of said
17 Donation Land Claim No. 39 with the meander line on the
north bank of the Columbia River in said Section 21.

18 Subject to:

- 19 (1) The rights of the public in and to all public roads;
20 (2) The continued use and maintenance of pipes and conduits,
irrigation and drainage lines, ditches and canals, and public utility
21 lines;
22 (3) The exercise of existing easements and licenses;
23 (4) The exercise of existing mineral rights; and
24 (5) The rights of the owners to make all uses of said right-of-way.

1 area not inconsistent with use by the United States for electric trans-
2 mission line purposes, together with the right to additional compensa-
3 tion, not included in the just compensation determined hereunder, for
4 any damage to drainage tile, fences, or agricultural crops on said
5 right-of-way that occurs as a result of and during construction,
6 operation and maintenance of said electric transmission line.

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1 Owners: Stephen B. Kahn and
2 Ruth L. Kahn,
3 husband and wife,
25320 Scenic Road,
Carmel, California 93921.

4 Area (Tract No-0-1005): 1.6 acres.

5 Estimated Compensation: \$6,500.00.

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