PAGE 198 Protect: Bonneyille Lock and Dam Modification for Penking

36976

Tract No. (s): 494E-2

## EASEMENT DEED

FOR AND IN CONSIDERATION OF THE SAN OF ONE THURSAND AND NO 100

(1 1.000.00 " ] in hand yaid, receip which is hereby acknowledged Me Samuel L. Moore and June M. Moore, husband & wife, and twoseal May Miles,

Tank Anna granted, burguined, and sold and by these presents do/dons hereby grant, bargain, sell and convey anto the UNITED STATES OF AMERICA and its assigns a perpetual and assignable masement and right of way for the anwhich hereinafter stated in, upon, under, over, and across that certain purced of land situate in the County of Stanania , State of Washington as Thomas on Schedule "A" attached hereto ab made a part hereof.

Subject only to rights outstanding in third parties and reservations, as there on Schedule "B" attached hereto and made part hereof.

We easement and right of way hereby conveyed are for the following purposes. nacely:

The perpetual right, power, privilege and easement permanently to overflow, flood and submerge the land described in Schedule "A" and to maintain mosquito control in connection with the operation and maintenance of the Bonneville Lock and Dam project as authorized by the Act of Congress approved 20 August 1937, and the continuing right to clear and remove any brush, debris and natural obstructions which, in the opinion of the representative of the United States in charge of the Project, may be detrimental to the project, together with all right, title and interest in and to the timber, structures and improvements situate on the land. provided that no structures for human habitation shall be constructed or provided that he land, that no other structures shall be constructed or maintained on the land, that no other structures shall be constructed or maintained on the land except as may be approved in writing by the representative of the United States in charge of the project, and that my excavation shall be conducted and no landfill placed on the land without such approval as to the location and method of excavation and/or placements for public reads and highways, public utilities, railroads and minelines; reserving, however, to the landowners, their heirs and assigns pipelines; reserving, however, to the landowners, their heirs and assigns, all such rights and privileges as may be used and enjoyed without interfering with the use of the project for the purposes authorized by Congress of abridging the rights and easement hereby acquired; provided further that any use of the land shall be subject to Federal and state lows with respect to pollution.

TO HAVE AND TO HOLD the said easement and right of way unto the UNITED STATES OF AMERICA and its assigns forever.

the grantous above named, covenant with the UNITED STATES OF AMERICA that we are lawfully seized and possessed of the land aforesaid; that the easyment and right of way hereinahove described is free and clear of all encumbrances, except as above noted, and that we will forever warrant and defend the witte thereof and quiet possession thereof against the Lawful claims of all persons whomsoever.

The way and actual consideration for this transfer is

The foregoing (regital of consideration is true as I

STATE OF OREGON

On the  $17^{12}$  day of December, 1975, personally came before me, as Notary Public in and for said County and State, the within names Samuel L. Moore and June M. Moore, husband & wife,

to me personally known to be the identical personadescribed in and who executed the within and foregoing instrument and acknowledged to me that they executed the same as their free and voluntary act and deed, for the uses and purposes therein mentioned.

GIVEN under my hand and official seal the day and year last above written.

Notary Public in and for the State of Oregon

My Commission Expires 8/3//75

Marin de PAGE MARIN

STATE OF WASHINGTON

On the I day of Jacondec, 1973 pt Thill; came before me, as Notary Public in and for said County and State, that within named Luescal May Miles

to me personally known to be the identical person described in and who executed the within and foregoing instrument and acknowledged to me that she executed the same as her free and voluntary act and deed, for the uses and purposes therein mentioned.

GIVEN under my hand and official seal the day and year last above written.

(SEAL)

Notary Public in and for the State of Washington

My Commission Expires 224.13,1975

## SCHEDULE "A"

## TRACE 40/10-2

All that post lim of the following denotified treat of limb lying above electron in 12.00 feet Mesa Sea Level and below elevation 82.40 feet that this Level, situated in Section 1, Tomable America. Rapse 7 East of the Willemette Meridian, Skimania County, Volkington.

Lots 10, 11, 12, 13, 20, 21, 22 and 23, and the Bast 9 feet of Lot 19, all in Block two of the form of Stevenson according to the official plot thereof on file and of record at provide of Book. "A" of Plats, Records of Standard County, Westington.

The tract of hand herein described ecotains 0.05 of an erre, more or loss, all of which is contained in Tract 4005-1.

NAME AND ADDRESS OF PURFOLO ONLINE (S) FUR TRANT 4045-2, HORNEVILLE LOCK AND DAM, (LAKE BORNEVILLE)

Samuel L. Bouse and Japa H. Macare

## SCHEDULE "N"

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