

78299

BOOK 67 PAGE 756

Bonneville Lock & Dam  
Project: Modification for Peaking

Tract No. (s): 315E-2 &amp; E-4

## EASEMENT DEED

FOR AND IN CONSIDERATION OF THE SUM OF NINE THOUSAND THREE HUNDRED SEVENTY-FIVE  
AND NO/100DOLLARS  
(\$ 9,375.00 ) in hand paid, receipt of which is hereby acknowledged

We, M. Allen Thompson and Loraine K. Thompson, Husband and Wife

have ~~and~~ granted, bargained, and sold and by these presents do ~~and~~ hereby grant, bargain, sell and convey unto the UNITED STATES OF AMERICA and its assigns a perpetual and assignable easement and right of way for the purposes hereinafter stated in, upon, under, over, and across that certain parcel of land situate in the County of Skamania, State of Washington, as shown on Schedule "A" attached hereto and made a part hereof.

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

The easement and right of way hereby conveyed are for the following purposes, namely:

The perpetual right, power, privilege and easement permanently to overflow, flood and submerge the land described in Schedule "A" and to maintain mesquite 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 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 no excavation shall be conducted and no landfill placed on the land without such approval as to the location and method of excavation and/or placement of landfill; the above estate is taken subject to existing easements for public roads and highways, public utilities, railroads and 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 or abridging the rights and easement hereby acquired; provided further that any use of the land shall be subject to Federal and state laws 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.

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



The true and actual consideration for this transfer is \$9,375.00  
The foregoing recital of consideration is true as I verily believe.

M. ALLEN THOMPSON

LORAIN K. THOMPSON

STATE OF WASHINGTON     }  
COUNTY OF CLARK.        }

On the *2nd.* day of *October*, 19 *74*, personally  
came before me, as Notary Public in and for said County and State, the  
within named   M. ALLEN THOMPSON & LORAIN K. THOMPSON

to me personally known to be the identical person described 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.

*Louise L. Lockstein*  
\_\_\_\_\_  
Notary Public in and for the  
State of Washington

My Commission Expires *8-10-76*

(SEAL)

## SCHEDULE "A"

## TRACT 315E-4

All that portion of the following described tract of land lying above elevation 72.00 feet Mean Sea Level and below elevation 82.40 feet Mean Sea Level, situated in the Henry Shepard D.L.C. No. 43 of Section 36, Township 3 North, Range 7½ East of the Willamette Meridian, Skamania County, Washington: Beginning at the intersection of the Southerly right-of-way line of the Spokane, Portland and Seattle Railway Company and the East line of said Shepard D.L.C.; thence South to the meander line of the Columbia River, said point being 19.72 chains South of the Northeast corner of said D.L.C.; thence South 65° 30' 00" West 8.95 chains; thence West 9.205 chains; thence North 17° 07' 00" West to the Southerly right-of-way line of the Spokane, Portland and Seattle Railway Company; thence Easterly along said Southerly right-of-way line to the point of beginning. Except that portion thereof acquired by the Mountain Lodge No. 172, Independent Order of Odd Fellows. Also, excepting, therefrom all that part lying Westerly of the following described line: Beginning at a ½" iron pipe that is 1,092.00 feet South and 231.70 feet West from the Northeast corner of the Henry Shepard Donation Land Claim No. 43 in Section 36 of said Township and Range; thence South 88° 13' 30" West 50.00 feet to a ½" iron pipe; thence South 01° 46' 30" East 53.66 feet to a 5/8" threaded rod; thence continuing South 01° 46' 30" East 296.00 feet, more or less, to the natural ordinary high water line of the Columbia River.

The tract of land herein described contains 0.28 acres, more or less, all of which is contained in Tract 315E-3.

NAME AND ADDRESS OF PURPORTED  
OWNER(S) FOR TRACT 315E-4,  
BONNEVILLE LOCK AND DAM (LAKE  
BONNEVILLE)

M. Allen Thompson and  
Lorraine G. Thompson

## SCHEDULE "A"

## TRACT 315E-2

All that portion of the following described tract of land lying above elevation 72.00 feet Mean Sea Level and below elevation 82.40 feet Mean Sea Level, situated in the Henry Shepard D.L.C. No. 43 of Section 36, Township 3 North, Range 7½ East of the Willamette Meridian, Skamania County, Washington: Beginning at the intersection of the Southerly line of the right-of-way acquired by the Spokane, Portland and Seattle Railway Company with the East line of the Henry Shepard D.L.C.; thence South to the meander line of the Columbia River, said point being 19.72 chains South of the Northeast corner of the Shepard D.L.C. aforesaid; thence South 65°30'00" West 8.95 chains; thence West 9.205 chains; thence North 17°07'00" West to intersection with the Southerly line of the right-of-way acquired by the Spokane, Portland and Seattle Railway Company; thence in an Easterly direction along the Southerly line of said right-of-way to the point of beginning; except that portion thereof acquired by Mountain Lodge No. 172, Independent Order of Odd Fellows, a corporation; Also, excepting therefrom all that part lying Easterly of the following described line: Commencing at a ½" iron pipe that is 1,092.00 feet South and 231.70 feet West from the Northeast corner of the Henry Shepard Donation Land Claim No. 43 in Section 36 of said Township and Range; thence South 88°13'30" West 50.00 feet to a ½" iron pipe; thence South 01°46'30" East 53.66 feet to a 5/8" threaded rod; thence continuing South 01°46'30" East 296.00 feet, more or less, to the natural ordinary high water line of the Columbia River.

The tract of land herein described contains 0.32 acres, more or less, all of which is contained in Tract 315E-1.

NAME AND ADDRESS OF PURPORTED  
OWNER(S) FOR TRACT 315E-2,  
BONNEVILLE LOCK AND DAM (LAKE  
BONNEVILLE)

M. Allen Thompson and  
Lorraine G. Thompson

## SCHEDULE "B"

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

Existing easements for public roads and highways, public utilities, railroads and pipelines, and

Reservations contained in patents from the United States of America.

78299

STATE OF WASHINGTON } ss  
COUNTY OF SKAMANIA }

I HEREBY CERTIFY THAT THE WITHIN

INSTRUMENT OF WRITING FILED BY \_\_\_\_\_

OF B. J. Sullivan

AT Skamania Co.

ON 4th Feb. 1974

WAS RECORDED IN BOOK 67

AT Page 756

RECORDS OF SKAMANIA CO., WASH.

J. P. Todd

COUNTY AUDITOR

J. Sullivan

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