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STAN PITKIN  
United States Attorney

JERALD E. OLSON  
Assistant United States Attorney

1012 United States Courthouse  
Seattle, Washington 98104

(206) 583-4735

A true copy  
ATTEST  
By *Charles A. SchAAF*  
CHARLES A. SCHAAF, Clerk  
Deputy



IN THE  
UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF WASHINGTON  
AT TACOMA

UNITED STATES OF AMERICA,  
Plaintiff,

vs

22.67 ACRES OF LAND, MORE OR  
LESS, SITUATE IN SKAMIA COUNTY,  
STATE OF WASHINGTON, AND  
BROUGHTON LUMBER COMPANY, ET AL,  
Defendants

CIVIL NO.

DECLARATION  
OF  
TAKING

TO THE HONORABLE,  
THE UNITED STATES DISTRICT COURT:

I,

Stanley R. Renor

Secretary of the Army of

the United States of America, do hereby declare that:

1. (a) The land hereinafter described is taken under and in accordance with the Act of Congress approved February 26, 1951 (46 Stat. 1421, 40 U.S.C. 251a), and acts supplementary thereto and amendatory thereof, and under the further authority of the Acts of Congress approved April 24, 1888 (25 Stat. 94, 33 U.S.C. 591), March 1, 1917 (39 Stat. 948, 33 U.S.C. 701) which authorize the acquisition of land for flood control projects; the Act of Congress approved May 17, 1950 (Public Law 516, 81st Congress), which act authorizes the

construction of the John Day Lock and Dam Project, Columbia River, Oregon and Washington; and the Act of Congress approved October 7, 1970 (Public Law 91-439), which act appropriated funds for such purposes.

(b) The public uses for which said land is taken are as follows:

The said land is necessary adequately to provide for the construction of a flood control improvement and for other uses incident thereto. The said land has been selected by me for acquisition by the United States for use in connection with the John Day Lock and Dam Project in Skamania County, State of Washington, and for such other uses as may be authorized by Congress or Executive Order.

2. A general description of the land being taken is set forth in Schedule "A" attached hereto and made a part hereof, and is a description of the same land described in the complaint in the above entitled cause.

3. The estates taken for said public uses are: (a) The fee simple title to Tracts WS-116 and WS-118, subject, however, to existing easements for public roads and highways, public utilities, railroads and pipelines.

(b) A perpetual and assignable easement and right-of-way in, on, over and across Tract No. WS-119E for the location, construction, operation, maintenance, alteration and replacement of a road and appurtenances thereto; together with the right to trim, cut, fell and remove therefrom all trees, underbrush, obstructions, and other vegetation, structures, or obstacles within the limits of the right-of-way; reserving, however, to the owner, and assigns the right to use the surface of the land as access to their adjoining land; subject, however, to existing easements for public roads and highways, public utilities, railroads and pipelines.

4. A plan showing the land taken is annexed hereto as Schedule "B" and made a part hereof.

5. The sum estimated by me as just compensation for said land, with all buildings and improvements thereon and all appurtenances thereto and including any and all interests hereby taken in said land, is set forth in Schedule "A"

herein, which sum I cause to be deposited herewith in the registry of the said court for the use and benefit of the persons entitled thereto. I am of the opinion that the ultimate award for said land probably will be within any limits prescribed by law on the price to be paid therefor.

IN WITNESS WHEREOF, the United States of America, by its Secretary of the Army, thereunto authorized, has caused this declaration to be signed in its name by said Stanley R. Mason, Secretary of the Army, this 4<sup>th</sup> day of January, A.D. 1971.

Stanley R. Mason  
Secretary of the Army



## SCHEDULE "A"

The lands which are the subject matter of this Declaration of Taking aggregates 22.67 acres, more or less, situate and being in the County of Skamania, State of Washington. Descriptions of the lands taken, together with the names of the purported owners thereof and a statement of the sum estimated to be just compensation thereof is as follows:

## TRACT NO. WS-116

A parcel of land lying in Government Lot 1 of Section 22, Township 3 North, Range 10 East of the Willamette Meridian in Skamania County, Washington, said parcel being a strip of land which is the west 400 feet of said Lot 1 and being more particularly described as follows: All that portion of the above mentioned 400 foot strip which lies south of the main right-of-way line of the Spokane, Portland and Seattle railroad.

The land above described contains 2.23 acres, more or less.

Names of Purported Owners of  
Tract WS-116:

1. Merritt Blazon (deceased)
2. Merritt Blazon, Jr.
3. Mary Jane Blazon
4. John Turner
5. Virginia Turner
6. W. H. Corbett
7. Betty Crockett
8. J. H. Blazon
9. Marion L. Blazon
10. Skamania County, Washington,  
a municipal corporation

Addresses of Purported Owners  
of Tract WS-116:

1. J. H. Blazon is executor  
Unknown
2. 5316 scenic Drive  
Yakima, Washington 98902
3. 1219 South 11th Ave.  
Yakima, Washington 98902
4. 1219 South 11th Ave.  
Yakima, Washington 98902
5. Unknown
6. Unknown
7. 2103 W. Yakima Avenue  
Yakima, Washington 98903
8. Yakima, Washington 98902
9. Stevenston, Washington 98648

Estimated Compensation for  
Tract WS-116:

FIVE HUNDRED AND 10/100 DOLLARS  
(\$500.00)



## TRACT NO. WS-118

A parcel of land situated in the south half of Section 21 and the north half of Section 28, both in Township 3 North, Range 10 East of the Willamette Meridian, Skamania County, Washington, said parcel being described as follows:

All that portion of the west 1156 feet of Government Lot 1 of said Section 21 lying southerly of the right-of-way, acquired by the Spokane, Portland and Seattle Railway Company, and All that portion of Government lots 1, 2, and 3 of said Section 28 lying southerly of the south right-of-way line of State Highway No. 14 (formerly State Highway No. 8), EXCEPT THEREFROM the following described parcel: Commencing at the meander post to Sections 28 and 29, Township 3 North, Range 10 East of the Willamette Meridian, thence along section line between Sections 28 and 29, N. 0° 5' E. 249.42 feet to a point in the south line of the Spokane, Portland and Seattle Railway Company right-of-way, thence along the south line of said right-of-way N. 74° 12' E. 112.40 feet; thence S. 18° 17' E. 113.65 feet to the meander line; thence along said meander line west 667.18 feet; thence S. 67° 10' W. 60.00 feet; thence N. 78° 09' W. 234.30 feet to the point of beginning.

The land above described contains 25.11 acres, more or less.

Names of Proprietors Owners of  
Tract No. WS-118:

1. Proutien Lumber Company,  
a Washington corporation.
2. Skamania County, Washington,  
a municipal corporation.

Addresses of Proprietors Owners of  
Tract No. WS-118:

1. Underwood, Washington 98051
2. Puyallup, Washington 98148

Estimated Compensation for  
Tract No. WS-118:

FIFTY THOUSAND SEVEN HUNDRED  
FIFTY AND 30/100 DOLLARS  
(\$50,750.00)

## TRACT NO. WS-119A

A parcel of land situated in the southeast quarter of Section 21, Township 3 North, Range 10 East of the Willamette Meridian, Skamania County, Washington, said parcel being described as follows:

A portion of Government Lots 1 and 2 in said Section 21, said parcel being a strip of land 150 feet in width lying between two lines that are parallel with and distant 50 feet and 200 feet southerly of the centerline of the Spokane, Portland and Seattle Railway, said strip extends easterly from a radial line passing through Engineer's Station 7+4.66 to the east line of the highway right-of-way and the south line of said Government lot 1.

The parcel of land above described contains 1.21 acres, more or less, of which 1.05 acres are included in the description of Tract WS-27.



Names of Purported Owners of  
Tract No. WS-1198:

1. Spokane, Portland and Seattle  
Railway Company, a Washington  
corporation.
2. Burlington Northern, Inc.,  
a Delaware corporation.
3. Clallam County, Washington,  
a municipal corporation.

Addresses of Purported Owners of  
Tract No. WS-1198:

1. 621 S. W. Morrison Street  
Portland, Oregon 97205
2. 176 - 5th Street  
St. Paul, Minnesota 55101
3. Stevenson, Washington 98048

Estimated Compensation for  
Tract No. WS-1198:

THREE THOUSAND and 50/100 DOLLARS  
(\$3,000.00)

The gross sum estimated by the acquiring authority to be just compensation for the estate hereby taken, inclusive of all rights set forth in the declaration of taking, is FIFTYTHREE THOUSAND TWO HUNDRED FIFTY and 50/100 DOLLARS (\$53,250.00).

Unofficial  
Copy

MAIL OR TELEPHONE  
COUNTY OF SPOKANE

I HEREBY CERTIFY THAT THE WITHIN

RETURNED BY MAIL FILED BY

DE SPOKANE

OF SPOKANE COUNTY, WASH.

AT 4 P. M. Feb. 10, 1958

WAS RECORDED IN BOOK 68

OF LANDS AT SPOKANE

RECORDS OF SPOKANE COUNTY, WASH.

DEPT. 104

COUNTY CLERK

DEPT. 104

REGISTERED	INDEXED	FILED
SERIALIZED	FILED	FILED
FILED	FILED	FILED
FILED	FILED	FILED
FILED	FILED	FILED
FILED	FILED	FILED

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