

Certified to be a
correct copy of
filed in Case No. 1974
Dated
EDGAR B. HANEY

Original Filed

BY

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON

UNITED STATES OF AMERICA,

Plaintiff,

No.

v.

1.16 ACRES OF
2.82 ACRES OF LAND, MORE OR LESS,
SITUATE IN SKAMANIA COUNTY,
STATE OF WASHINGTON, AND
ODILE ELEANOR SZYDLO, and UNKNOWN
OWNERS,

LIS PENDENS
(TRACT S12E-2)

Defendants.

NOTICE IS HEREBY GIVEN:

1. That the above-entitled action is pending in the
above-entitled Court.

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 interested in the land described
in Schedule "A" attached hereto and by this reference made

1 a part thereof, or any part thereof, so far as the same can
2 be ascertained from the public records, are as follows:

3 Odile Eleanor Szydlo;
4 Skemania County, a political subdivision of the
5 State of Washington; and
6 State of Washington, Attorney General, Olympia,
7 Washington.

8 3. The estate taken for said public uses is the
9 perpetual right, power, privilege and easement permanently
10 to overflow, flood and submerge the land described in
11 Schedule "A" as Tract 512E-2, and to maintain mosquito
12 control in connection with the operation and maintenance of
13 the Bonneville Lock and Dam project as authorized by the
14 Act of Congress approved August 20, 1937, and the continuing
15 right to clear and remove any brush, debris and natural ob-
16 structions which, in the opinion of the representative of the
17 United States in charge of the project, may be detrimental
18 to the project, together with all right, title and interest
19 in and to the timber, structures and improvements situate
20 on the land; provided that no structures for human
21 habitation shall be constructed or maintained on the land,
22 that no other structures shall be constructed or maintained
23 on the land except as may be approved in writing by the
24 representative of the United States in charge of the
25 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

1 of landfill; the above estate is taken subject to existing
2 easements for public roads and highways, public utilities,
3 railroads and pipelines; reserving, however, to the land-
4 owners, their heirs and assigns, all such rights and
5 privileges as may be used and enjoyed without interfering
6 with the use of the project for the purposes authorized
7 by Congress or abridging the rights and easement hereby
8 acquired; provided further that any use of the land shall
9 be subject to Federal and state laws with respect to
10 pollution.

11 DATED this 20 day of December, 1974.

12 STAN PITKIN
13 United States Attorney

14 *Charles F. Mansfield*
15 CHARLES F. MANSFIELD
16 Assistant U.S. Attorney
17 P. O. Box 1227
18 Seattle, Washington 98111
19 Telephone: (206) 442-7970
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SCHEDULE "A"

The land which is the subject matter of this Declaration of Taking aggregates 2.82 acres, more or less, situate and being in the County of Skamania, State of Washington. Descriptions of the land taken, and a statement of the sum estimated to be just compensation thereof is contained on the following continuation of Schedule "A", comprising four pages, including this page.

Unofficial
Copy

SCHEDULE "A"

TRACT 512E-2

All that portion of the following described tract of land lying above elevation 72.00 feet Mean Sea Level and below elevation 82.50 feet Mean Sea Level, situated in Section 31, Township 3 North, Range 8 East of the Willamette Meridian, Skamania County, Washington: Commencing at a point 1800.00 feet South of the North quarter corner of said Section 31; thence North $55^{\circ} 30' 00''$ East 1007.00 feet to the Northeast corner of a tract of land conveyed to C. M. Youmans by deed recorded at page 11 of Book "R" of Deeds, Records of Skamania County, Washington; thence South to a point on the South right-of-way line of the Spokane, Portland and Seattle Railway Company, said point being the true point of beginning; thence continuing South to the meander line of the Columbia River; thence following the meander line of the Columbia River upstream to a point 200.00 feet East of Smith Creek; thence Northerly following a line parallel to and 200.00 feet distant, measured Easterly at a right angle, from the center line of the channel of Smith Creek, to intersection with the Southerly right-of-way line of the Spokane, Portland and Seattle Railway Company; thence following said right-of-way line in a Westerly and Southerly direction to the true point of beginning.

The tract of land herein described contains 1.16 acres, more or less, all of which is contained in tract 512E-1.

NAME AND ADDRESS OF PURPORTED
OWNER(S) FOR TRACT 512E-2,
BONNEVILLE LOCK AND DAM (LAKE
BONNEVILLE)

Odile Eleanor Szydio
Stevenson, Washington 98648

ESTIMATED COMPENSATION:

\$5,400.00

SCHEDULE "A"

TRACT 512E-3

All that portion of the following described tract of land lying above elevation 72.00 feet Mean Sea Level and below elevation 82.50 feet Mean Sea Level, situated in Section 31, Township 3 North, Range 8 East of the Willamette Meridian in Skamania County, Washington: Commencing at a point 1800.00 feet South of the North quarter corner of said Section 31; thence North $55^{\circ} 30' 00''$ East 1007.00 feet to the Northeast corner of a tract of land conveyed to C. M. Youmans by Deed recorded at page 11 of Book "R" of Deeds, Records of Skamania County, Washington; being the true point of beginning; thence East 350.00 feet; thence South to a intersection with the Northerly right-of-way line of the Spokane, Portland and Seattle Railway Company; thence following said line Southwesterly to a point due South of the point of beginning; thence North to the point of beginning.

The tract of land herein described contains 0.46 of an acre, more or less, all of which is contained in tract 512E-1.

NAME AND ADDRESS OF PURPORTED
OWNER(S) FOR TRACT 512E-3,
BONNEVILLE LOCK AND DAM (LAKE
BONNEVILLE)

Odile Eleanor Szydio
Stevenson, Washington 98648

ESTIMATED COMPENSATION:

\$850.00

SCHEDULE "A"

TRACT 512E-4

All that portion of the following described tract of land lying above elevation 72.00 feet Mean Sea Level and below elevation 82.50 feet Mean Sea Level, situated in Section 31, Township 3 North, Range 8 East of the Willamette Meridian in Skamania County, Washington: Commencing at a point 1800.00 feet South of the North quarter corner of said Section 31; thence North $55^{\circ} 31'00''$ East 1007.00 feet to the Northeast corner of a tract of land conveyed to C. M. Youmans by deed recorded at page 11 of Book "R" of Deeds, Records of Skamania County, Washington; said point being the true place of beginning of the tract hereby described; thence East 350.00 feet; thence North 180.00 feet; thence East to the center of the channel of Smith Creek; thence following the center of the channel of Smith Creek in a Southeasterly direction to intersection with the Northerly right-of-way line of the Spokane, Portland and Seattle Railway Company; thence following the Northerly right-of-way line of said railway Northeasterly to a point that lies 200.00 feet East of Smith Creek; thence Northerly following a line parallel to and 200.00 feet distant, when measured at a right angle, from the center of the channel of Smith Creek to intersection with Southerly right-of-way line of Primary State Highway No. 14; thence following said right-of-way line in a Southerly and Westerly direction to a point on the Easterly boundary thereof which is South $55^{\circ} 30'00''$ West from the true place of beginning; thence North $55^{\circ} 30'00''$ East to the place of beginning.

The tract of land herein described contains 1.20 acres, more or less, all of which is contained in tract 512E-1.

NAME AND ADDRESS OF PURPORTED
OWNER(S) FOR TRACT 512E-4,
BONNEVILLE LOCK AND DAM (LAKE
BONNEVILLE)

Odile Eleanor Szydlo
Stevenson, Washington 98648

ESTIMATED COMPENSATION:

\$5,150.00

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 ELEVEN THOUSAND FOUR HUNDRED and NO/100 DOLLARS (\$11,400.00).