

78583

BOOK 62 PAGE 67

Bonneville Lock & Dam
Project: Modification for Peaking

Tract No.(s): 311E-2

EASEMENT DEED

FOR AND IN CONSIDERATION OF THE SUM OF TEN THOUSAND AND NO/100

DOLLARS

(\$ 10,000.00) in hand paid, receipt of which is hereby acknowledged

We, EARL E. WHITE and PHYLLIS A. WHITE, Husband and Wife

have/has granted, bargained, and sold and by these presents do/does 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 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 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 given 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 \$10,000.00

The foregoing recital of consideration is true as I verily believe.

EARL E. WHITE

PHYLLIS A. WHITE

HAWAII
STATE OF ~~WASHINGTON~~ }
CITY & }
COUNTY OF HONOLULU: }

On the 27th day of December, 1974, personally
came before me, as Notary Public in and for said County and State,
within named EARL E. WHITE & PHYLLIS A. WHITE

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.

(SEAL)

Doni M. Pizzari

Notary Public in and for the
State of ~~WASHINGTON~~ Hawaii,
First Judicial Circuit
My Commission Expires

COMMISSION EXPIRES 10/28/78

SCHEDULE "A"

TRACT 311E-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: Section 1, Township 2 North, Range 7 East of the Willamette Meridian, Skamania County, Washington lying Southerly of the Spokane, Portland, and Seattle Railroad right-of-way and Westerly of the West line of Hamilton Street and Southerly extension thereof, and Easterly of the Center of Rock Creek,

The tract of land herein described contains 0.62 acres, more or less, all of which is contained in Tract 311E-1.

NAME AND ADDRESS OF PURPORTED
OWNER(S) FOR TRACT 311E-2,
BONNEVILLE LOCK AND DAM (LAKE
BONNEVILLE)

Earl E. White
Phyllis A. White

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.

Unofficial
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