

79022

Project: Bonneville Lock & Dam
Modification for Peaking

Tract No.(s): 918E-2

BOOK 68 PAGE 694

EASEMENT DEED
FROM CORPORATION

FOR AND IN CONSIDERATION OF THE SUM OF THREE HUNDRED AND NO/100

(\$300.00) in hand paid, receipt of which is hereby acknowledged

BROUGHTON LUMBER COMPANY, a Washington Corporation

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 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
\$300.00
The foregoing recital of consideration is true as I
verily believe.

IN WITNESS WHEREOF, BROUGHTON LUMBER COMPANY, has caused these presents to be signed in its name by its President and its Secretary corporate seal to be affixed, attested by its this 15th day of January 1975 .



BROUGHTON LUMBER COMPANY

Don C. Thomas
By *Don Thomas*
President

ATTEST:

Donald W. Stevenson

STATE OF WASHINGTON)
) ss.
County of Skamania)

On this 15 day of January, 1975, before me personally appeared DON C. THOMAS and DONALD W. STEVENSON to me known to be the President and Secretary, respectively, of Broughton Lumber Company, the corporation that executed the within and foregoing instrument, and acknowledged said instrument, and acknowledged said instrument to be the free and voluntary act and deed of said corporation, for the uses and purposes therein mentioned, and on oath stated that they were authorized to execute said instrument and that the seal affixed is the corporate seal of said corporation.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year first above written.

Boris J. Moriarty
Notary Public in and for the State
of Washington

My Commission expires September 3, 1977



SCHEDULE "A"

Tract 918E-2

All that portion of the following described tract of land lying above elevation 72.00 feet Mean Sea Level and below elevation 83.20 feet Mean Sea Level situated in Section 29, Township 3 North, Range 10 East of the Willamette Meridian, Skamania County, Washington:

That part of Government Lot 3 in said Section 29 lying Northerly of the North line of the Spokane, Portland and Seattle Railway Company right-of-way.

The tract of land herein described contains 0.16 of an acre, more or less, all of which is contained in Tract 918E-1.

NAME AND ADDRESS OF PURPORTED
OWNER(S) FOR TRACT 918E-2
BONNEVILLE LOCK AND DAM
(LAKE BONNEVILLE)

Broughton Lumber Company

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
Copy