

I hereby certify that the
annexed instrument is a true
and correct copy of the original
on file in my office.
ATTEST: EDGAR SCOTFIELD
Clerk, U.S. District Court,
Western District of Washington
BY [Signature] Deputy Clerk

FILED
NOV 22 1974

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON

UNITED STATES OF AMERICA,

Plaintiff,

v.

1.26 ACRES OF LAND, MORE OR LESS,
SITUATE IN SKAMANIA COUNTY,
STATE OF WASHINGTON, AND H. ROBERT
COLE, ET AL., AND UNKNOWN OWNERS,

Defendants.

C74-188T

NO.

LIS PENDENS

(TRACT 2106-3)

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 H. Robert Cole;
4 George J. Schmid;
5 Skamania County, a political subdivision of the
6 State of Washington; and
7 State of Washington, Attorney General, Olympia,
8 Washington.

9 3. The estate taken for said public uses is the
10 perpetual right, power, privilege and easement permanently
11 to over: low, flood and submerge the land described in
12 Schedule "A" as Tract 210E-3, and to maintain mosquito
13 control in connection with the operation and maintenance of
14 the Bonneville Lock and Dam project as authorized by the
15 Act of Congress approved August 20, 1937, and the continuing
16 right to clear and remove any brush, debris and natural ob-
17 structions which, in the opinion of the representative of the
18 United States in charge of the project, may be detrimental
19 to the project, together with all right, title and interest
20 in and to the timber, structures and improvements situate
21 on the land; provided that no structures for human
22 habitation shall be constructed or maintained on the land,
23 that no other structures shall be constructed or maintained
24 on the land except as may be approved in writing by the
25 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

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

12 DATED this 22nd day of November, 1974.

13 STAN PITKIN
14 United States Attorney

15 *s/ J. Ronald Smith*
16 ALBERT E. STEPHAN
17 Assistant U.S. Attorney
18 P. O. Box 1227
19 Seattle, Washington 98111
20 Telephone: (206) 442-7970
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SCHEDULE "A"

BOOK 65 PAGE 592

The land which is the subject matter of this Declaration of Taking aggregates 1.26 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

1 October 1974

SCHEDULE "A"

C74-188T
BOOK 69 PAGE 593

TRACT 210E-3

All that portion of the following described tract of land lying above elevation 72.00 feet Mean Sea Level and below elevation 82.20 feet Mean Sea Level, situated in Sections 11 and 12, Township 2 North, Range 7 East of the Willamette Meridian, Skamania County, Washington:

Government Lot 5 in said Section 11 and Government Lot 2 in said Section 12.

The tract of land herein described contains 0.62 of an acre, more or less, all of which is contained in Tract 210E-1.

NAME AND ADDRESS OF PURPORTED
OWNER(S) FOR TRACT 210E-3,
BONNEVILLE LOCK AND DAM, (LAKE
BONNEVILLE)

(H. Robert Cole
and George J. Schmid)

1. Mr. and Mrs. H. Robert Cole
Star Route 302
Lyle, WA 98635
2. Mr. and Mrs. George J. Schmid
1407 - 32nd Street
Washougal, WA 98671

ESTIMATED COMPENSATION:

\$1,250.00