

80905

FILED  
NOV 27 1974UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON

UNITED STATES OF AMERICA,

Plaintiff,

v.

7.22 ACRES OF LAND, MORE OR LESS,  
SITUATE IN SKAMANIA COUNTY,  
STATE OF WASHINGTON, THOMAS O.  
MONAGHAN, ET AL., and UNKNOWN  
OWNERS,

Defendants.

NO.

LIS PENDENS

(Tract 521E-2)

## 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

Page 1 - LIS PENDENS

I hereby certify that the  
annexed instrument is a true  
and correct copy of the original  
on file in the  
ATTORNEY: [Signature]  
Clerk of the District Court  
Western District of Washington

[Signature]  
Deputy Clerk

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 James W. Anderson & Jane Doe Anderson;  
4 Thomas O. Monaghan & Patricia Monaghan, his wife;  
5 Margaret P. Ziegler & Roy D. Ziegler, her husband;  
6 Skamania County, a political subdivision of the  
7 State of Washington; and  
8 State of Washington, Attorney General, Olympia,  
9 Washington.

3. The estate taken for said public uses is the  
perpetual right, power, privilege and easement permanently  
to overflow, flood and submerge the land described in  
Schedule "A" as Tract 521E-2, 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 August 20, 1937, and the continuing  
right to clear and remove any brush, debris and natural ob-  
structions 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

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 railroad 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 25<sup>th</sup> day of November, 1974.

13 STAN PITKIN  
14 United States Attorney

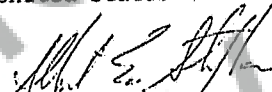
15   
16 ALBERT E. STEPHAN  
17 Assistant U.S. Attorney  
18 P. O. Box 1227  
19 Seattle, Washington 98111  
20 Telephone: (206) 442-7970  
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EXHIBIT "A"

C74-195T

TRACT 521E-2

All that portion of Government Lot 4 in Section 28, Township 3 North, Range 8 East of the Willamette Meridian, Skamania County, Washington, lying above elevation 72.00 feet Mean Sea Level and below elevation 82.50 feet Mean Sea Level.

The tract of land herein described contains 1.02 acres, more or less, all of which is contained in Tract 521E-1.

NAME AND ADDRESS OF PURPORTED  
OWNER(S) FOR TRACT 521E-2,  
BONNEVILLE LOCK AND DAM, (LAKE  
BONNEVILLE)

Thomas O. Monaghan  
and Margaret P. Ziegler