

80906



FILED
FEB 1970

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON

UNITED STATES OF AMERICA,

Plaintiff,

NO.

v.

LIS PENDENS

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

(Tract 52153)

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

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STAN FIKLIN
United States Attorney
P.O. Box 1227
Seattle, Washington 98111
(206) 448-7970

I hereby certify that the
annexed map is a true and
correct copy of the original
on file in the
ATTORNEY
By *Stan Fiklin*

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.

10 3. The estate taken for said public uses is the
11 perpetual right, power, privilege and easement permanently
12 to overflow, flood and submerge the land described in
13 Schedule "A" as Tract 521E-3, and to maintain mosquito
14 control in connection with the operation and maintenance of
15 the Bonneville Lock and Dam project as authorized by the
16 Act of Congress approved August 20, 1937, and the continuing
17 right to clear and remove any brush, debris and natural ob-
18 structions which, in the opinion of the representative of the
19 United States in charge of the project, may be detrimental
20 to the project, together with all right, title and interest
21 in and to the timber, structures and improvements situate
22 on the land; provided that no structures for human
23 habitation shall be constructed or maintained on the land,
24 that no other structures shall be constructed or maintained
25 on the land except as may be approved in writing by the
26 representative of the United States in charge of the
27 project, and that no excavation shall be conducted and
28 no landfill placed on the land without such approval as

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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 h. ways, 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 26th day of November, 1974.

13 STAN PITKIN
 14 United States Attorney

15 *Albert E. Pittman*
 16 ALBERT E. PITTMAN
 17 Assistant U.S. Attorney
 18 P. O. Box 1227
 19 Seattle, Washington 98111
 20 Telephone: (206) 442-7970
 21
 22
 23
 24
 25

21 June 1973

EXHIBIT "A"

C74-196T

TRACT 521E-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 Sections 27 and 28, Township 3 North, Range 8 East of the Willamette Meridian, Skamania County, Washington.

Government Lot 6 in said Section 27, the Northeast quarter of the Southeast quarter of said Section 28.

The tract of land herein described contains 2.74 acres, more or less, all of which is contained in Tract 521E-1.

NAME AND ADDRESS OF PURPORTED
OWNER(S) FOR TRACT 521E-3,
BONNEVILLE LOCK AND DAM (LAKE
BONNEVILLE)

Thomas O. Monaghan and
Margaret P. Ziegler