

80907



FILED
NOV 27 1974

UNITED 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 61/E-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

I hereby certify that the annexed instrument is a true and correct copy of the original on file in my office.
ATTEST: STAN PITKIN
United States Attorney
P. O. Box 1227
Seattle, Washington 98111
(206) 442-7970
Clerk, U. S. District Court
Western District of Washington

U. S. GOVERNMENT PRINTING OFFICE: 1973-795-242/46 REGION 10

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 611E-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

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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 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 26th day of November, 1974.

13 STAN PITKIN
14 United States Attorney

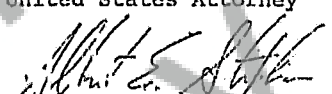
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16 ALBERT E. STEPHAN
17 Assistant U.S. Attorney
18 P. O. Box 1227
19 Seattle, Washington 98111
20 Telephone: (206) 442-7970
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EXHIBIT "A"

C74-197T

TRACT 611E-2

All that portion of the following described tract of land lying above elevation 72.00 feet Mean Sea Level and below elevation 82.70 feet Mean Sea Level, situated in Section 28, Township 3 North, Range 8 East of the Willamette Meridian, Skamania County, Washington:

That part of Government Lot 6 of said Section 28 lying Northerly of the parcel of land acquired by the United States of America in Judgement in Declaration of Taking filed in the United States District Court for the Western District of Washington, Southern Division, in Cause No. 34, dated February 3, 1939, and recorded February 6, 1939, at page 315 of Book 27 of Deeds, Records of Skamania County, Washington, Except the West 330.00 feet of said Government Lot 6.

The tract of land herein described contains 0.61 of an acre, more or less, all of which is contained in Tract 611E-1.

NAME AND ADDRESS OF PURPORTED
OWNER(S) FOR TRACT 611E-2,
BONNEVILLE LOCK AND DAM, (LAKE
BONNEVILLE)

Thomas O. Monaghan
and Margaret P. Ziegler