

I hereby certify that the annexed instrument is a true and correct copy of the original on file in my office.

ATTEST: EAC
Clerk, U.S. District Court
Western District of Washington

[Signature]
Deputy Clerk

filed March 10, 1975

IN THE
UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF WASHINGTON

UNITED STATES OF AMERICA,
Plaintiff,

DECLARATION
OF
TAKING

vs.

CIVIL NO. 075-457

0.06 ACRE OF LAND, MORE OR LESS,
SITUATE IN SKAMANIA COUNTY,
STATE OF WASHINGTON, AND
NELLIE G. STRACHAN

Defendant

TO THE HONORABLE,
THE UNITED STATES DISTRICT COURT:

I, *Harold P. Coleman*, Secretary of

the Army, do hereby declare that:

1. (a) The land hereinafter described is taken under and in accordance with the Act of Congress approved February 26, 1931 (46 Stat. 1421, 40 U.S.C. 258a), and acts supplementary thereto and amendatory thereof, and under the further authority of the Acts of Congress approved April 24, 1888 (25 Stat. 94, 33 U.S.C. 591), and

1 March 1, 1917 (39 Stat. 948, 33 U.S.C. 701), which authorize the
2 acquisition of land for flood control projects; the Act of Congress
3 approved August 30, 1935 (49 Stat. 1028), which act authorizes the
4 construction of the Bonneville Dam (Oregon and Washington); the Act
5 of Congress, approved August 20, 1937 (50 Stat. 731), which act
6 authorized completion, maintenance and operation of the project and
7 the Act of Congress approved August 28, 1974 (Public Law 93-393),
8 which act appropriated funds for such purposes.

9 (b) The public uses for which said land is taken are
10 as follows: The said land is necessary to provide for the construction
11 of a river improvement for the purposes of flood control, navigation
12 and for other uses incident thereto. The said land has been selected
13 by me for acquisition by the United States for use in connection with
14 the construction and maintenance of the Second Powerhouse which must
15 be provided at the Bonneville Dam, and for such other uses as may be
16 authorized by Congress or by Executive Order.

17 2. A general description of the land being taken is set
18 forth in Schedule "A", attached hereto and made a part hereof, and is
19 a description of the same land described in the complaint in the
20 above entitled cause.

21 3. The estate taken for said public uses is the fee simple
22 title, subject, however, to existing easements for public roads and
23 highways, public utilities, railroads and pipelines.

24 4. A plan showing the land taken is annexed hereto as
25 Schedule "B" and made a part hereof.

5. The sum estimated by me as just compensation for said land, with all buildings and improvements thereon and all appurtenances thereto and including any and all interests hereby taken in said land, is set forth in Schedule "A" herein, which sum I caused to be deposited herewith in the registry of the said court for the use and benefit of the persons entitled thereto. I am of the opinion that the ultimate award for said land probably will be within any limits prescribed by law on the price to be paid therefor.

IN WITNESS WHEREOF, the United States of America, by its Secretary of the Army, thereunto authorized, has caused this declaration to be signed in its name by said *Harold H. Cavanaugh* Secretary of the Army, this *5th* day of *February*, A.D. 1975, in the City of Washington, District of Columbia.

No. **3923**
TRANSACTION EXCISE TAX

Harold H. Cavanaugh
Secretary of the Army

MAR 23 1976

Amount Paid *.....*

Skamania County Treasurer

By *.....*

SCHEDULE "A"

The land which is the subject matter of this Declaration of Taking aggregates 0.06 of an acre, more or less, situate and being in the County of Skamania, State of Washington. Description 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 two pages, including this page.

Unofficial
Copy

SCHEDULE "A"

Tract 2408

A tract of land situated in Section 22, Township 2 North, Range 7 East of the Willamette Meridian, Skamania County, Washington, being more particularly described as follows:

Commencing at the Northwest corner of said Section 22; thence South 1257.00 feet; thence West 38.93 feet to the Southerly right-of-way line of the Evergreen Highway (State Highway No. 14); thence South 81°00'00" East along said right-of-way line 633.00 feet to the point of beginning; thence North 81°00'00" West along said right-of-way line 33.00 feet; thence South 09°00'00" West 50.00 feet; thence South 81°00'00" East 33.00 feet; thence North 09°00'00" East 50.00 feet to the point of beginning, said tract being designated as the Westerly 33.00 feet of the North half of Lot 13 of Block 1 of the unrecorded plat of the Town of North Bonneville, Washington.

Also including a half of the adjacent streets and alleys.

The tract of land herein described contains 0.06 of an acre, more or less.

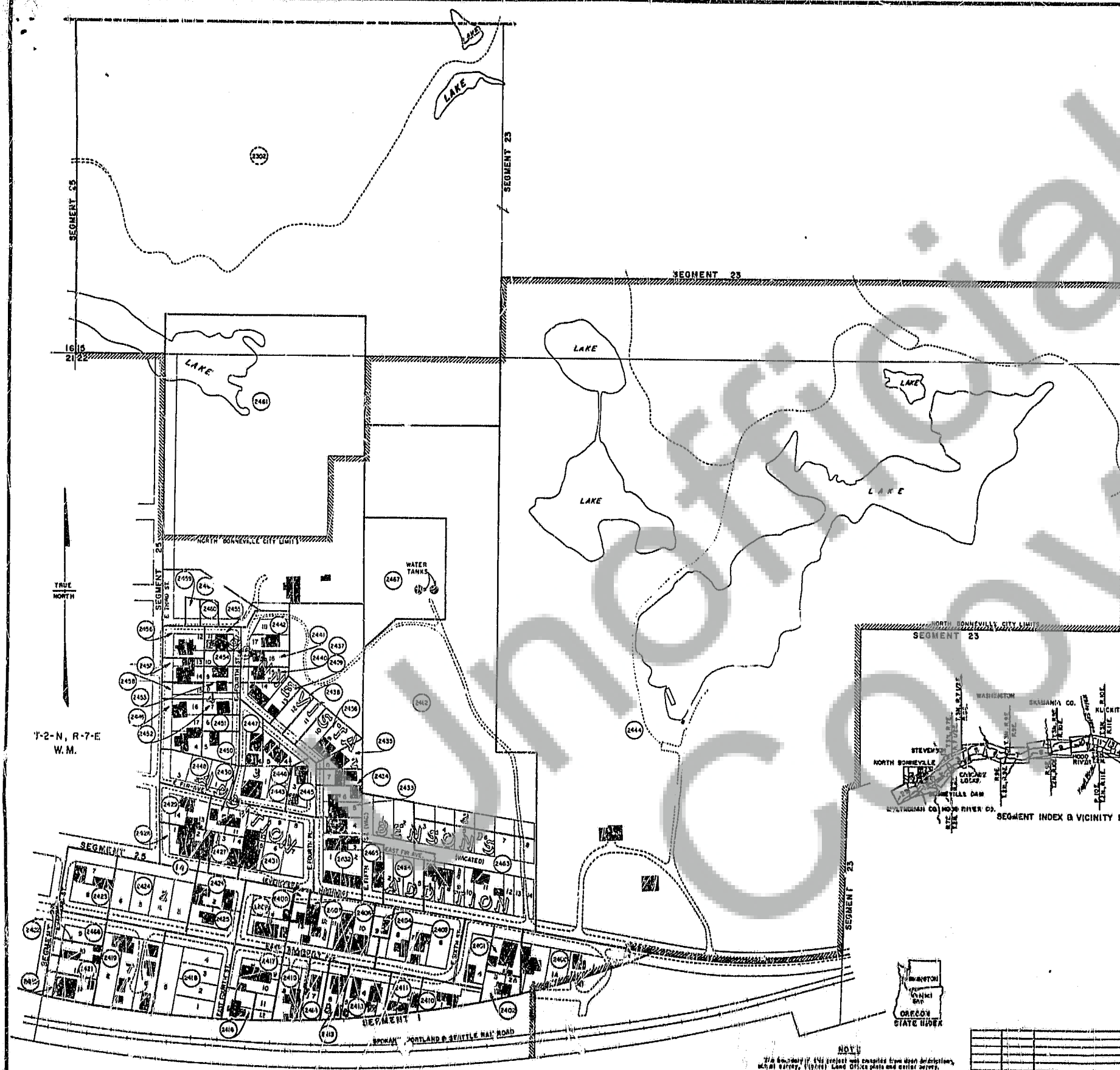
NAM^E AND ADDRESS OF PURPORTED
OWNER(S) FOR TRACT 2408,
BONNEVILLE LOCK AND DAM
(LAKE BONNEVILLE)

Nellie G. Strachan
(address unknown)

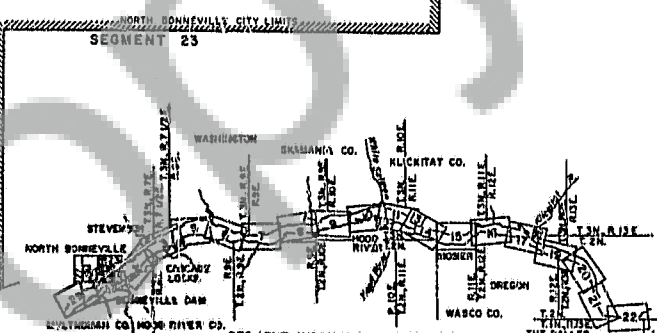
ESTIMATED COMPENSATION:

\$2,500.00

The gross sum estimated by the acquiring authority to be just compensation for the estate hereby taken, inclusive of all rights set forth in the Declaration of Taking, is TWO THOUSAND FIVE HUNDRED and NO/100 DOLLARS (\$2,500.00).



TRACT REGISTER					
TRACT NO.	LAND OWNER	FEET	ACRES	PERCENT	REMARKS
2400	WELLS J. ZIGLER, ET UX	0.18			See Segment 23
2401	J. J. TRUMBULL, ET UX	0.22			
2402	CHURCH N. WASHINGTON, ET UX	0.43			
2403	CHURCH N. WASHINGTON, ET UX	0.43			
2404	WILSON J. LUT, ET UX	0.02			
2405	DECEASED				
2406	WILSON J. LUT, ET UX	0.01			
2407	WILSON J. LUT, ET UX	0.01			
2408	WILSON J. LUT, ET UX	0.01			
2409	WILSON J. LUT, ET UX	0.01			
2410	WILSON J. LUT, ET UX	0.01			
2411	JERRY B. HANCOCK, ET UX	0.16			
2412	WILSON J. LUT, ET UX	0.30			
2413	WILSON J. LUT, ET UX	0.16			
2414	WILSON J. LUT, ET UX	0.16			
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THIS PRINT REDUCED TO ONE-HALF SCALE

2nd Ed. CCE to MPD dtd. 15 January 1974

ACQUISITION AUTHORIZATION

PROJECT MAP (CONTINUATION SHEET)

BY: J. H. ADAMS
 CHECKED BY: J. H. ADAMS
 DATE: 1/15/74

LOCATION: BONNEVILLE LOCK AND DAM
 STATE: WASHINGTON
 DISTRICT: NORTH PACIFIC
 AREA: PORTLAND

IN THE TOWN OF NORTH BONNEVILLE

SEGMENT 24

DEPARTMENT OF THE ARMY
 OFFICE OF THE PORTLAND DISTRICT ENGINEER
 NORTH PACIFIC DIVISION

REAL ESTATE
BONNEVILLE LOCK AND DAM
 WASHINGTON AND OREGON
 (LAKE BONNEVILLE)

SCALE: 1" = 100'

SCHEDULE "E"

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