

For filing
correct copy
FILED
MAR 26 1976
EDWARD S. JONES
Deputy

UNITED STATES DISTRICT COURT FOR THE
WESTERN DISTRICT OF WASHINGTON

UNITED STATES OF AMERICA,

Plaintiff,

vs.

4.73 ACRES OF LAND, MORE OR LESS,
SITUATE IN SKAMANIA COUNTY, STATE
OF WASHINGTON, AND THE OREGON-SOUTHERN
IDAHO DIVISION OF THE SALVATION ARMY,
A CALIFORNIA CORPORATION,
Defendant.

DECLARATION
OF
TAKING

C76-72T
CIVIL NO.

Original Filed

MAR 25 1976

TO THE HONORABLE
THE UNITED STATES DISTRICT COURT:

I, *Martin R. Hoffmann*, Secretary of the

Army, do hereby declare that:

1. The land hereinafter described is taken under and in
accordance with the authority set forth in Schedule "A" annexed hereto and
made a part hereof.

2. The public uses for which said land is taken are also set
forth in said Schedule "A".

3. A general description of the tract of land being taken,
the estimated just compensation therefor, and the estate taken for said
public uses are set forth in Schedule "B" annexed hereto and made a part
hereof.

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

5. The gross sum estimated by me as just compensation for all
of said land, which aggregates 4.73 acres, with all buildings and
improvements thereon and all appurtenances thereto and including any and all
interests hereby taken in said land is TWENTY EIGHT THOUSAND FIVE HUNDRED AND
NO/100 DOLLARS (\$28,500.00) which sum I cause to be deposited herewith in
the registry of the 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 Martin R. Hoffmann, Secretary of
the Army, this 1st day of March, A.D., 1976, in the
City of Washington, District of Columbia.

No. 3990
TRANSACTION EXCISE TAX

Martin R. Hoffmann
Secretary of the Army

APR 27 1976
Amount Paid Col. [illegible]
Arthur Wright
Skamania County Treasurer
B. [illegible]



SCHEDULE "A"

AUTHORITY FOR TAKING:

The authority for the taking of the land is 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, 1898 (25 Stat. 94, 33 U.S.C. 591), and March 1, 1917 (39 Stat. 948, 33 U.S.C. 701), which authorize the acquisition of land for flood control projects; the Act of Congress approved August 30, 1935 (49 Stat. 1028), which act authorizes the construction of the Bonneville Lock and Dam; the Act of Congress approved August 20, 1937 (50 Stat. 731), which act authorized completion, maintenance and operation of the project and the Act of Congress approved December 26, 1975 (Public Law 94-180), which act appropriated funds for such purposes.

PUBLIC USES:

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

SCHEDULE "B"

Tract 2806

Description:

A tract of land situated in the B. B. Bishop Donation Land Claim No. 39, being also a portion of Sections 20 and 21, Township 2 North, Range 7 East of the Willamette Meridian, Skamania County, Washington, being more particularly described as follows:

The Easterly 275.00 feet of the following described tract:

Beginning at the intersection of the Southwesterly limit of said B. B. Bishop D. L. C. No. 39 in Sections 20 and 21, with the meander line on the North bank of the Columbia River; thence along the Southwesterly limit of said B. B. Bishop D. L. C. No. 39 969.91 feet to the intersection of the said limit with the Southerly line of that certain tract of land described in Parcel "A" in that certain deed conveyed to the United States of America, recorded on June 13, 1934, in Book "X" at page 535 of the Deed Records of Skamania County, Washington; thence North 61°10'00" East 702.79 feet following the Southerly line of the said tract so conveyed to the United States of America to a point where said Southerly line of such tract is intersected by a line drawn parallel to said Southwesterly limit of said B. B. Bishop D. L. C. No. 39 and 675.00 feet Northeasterly therefrom measured at right angles thereto; thence South 45°00'00" East along said line, which is 675.00 feet distant Northeasterly from the Southwesterly limit of said B. B. Bishop D. L. C. to the ordinary low water line on the Northerly bank of the Columbia River; thence downstream along the ordinary low water line on the Northerly bank of the Columbia River to a point of intersection with the Southwesterly limit of said B. B. Bishop D. L. C. No. 39 as extended; thence Northwesterly along the Southwesterly limit of said B. B. Bishop D. L. C. No. 39 as extended to the point of beginning; excepting therefrom shorelands of the second class.

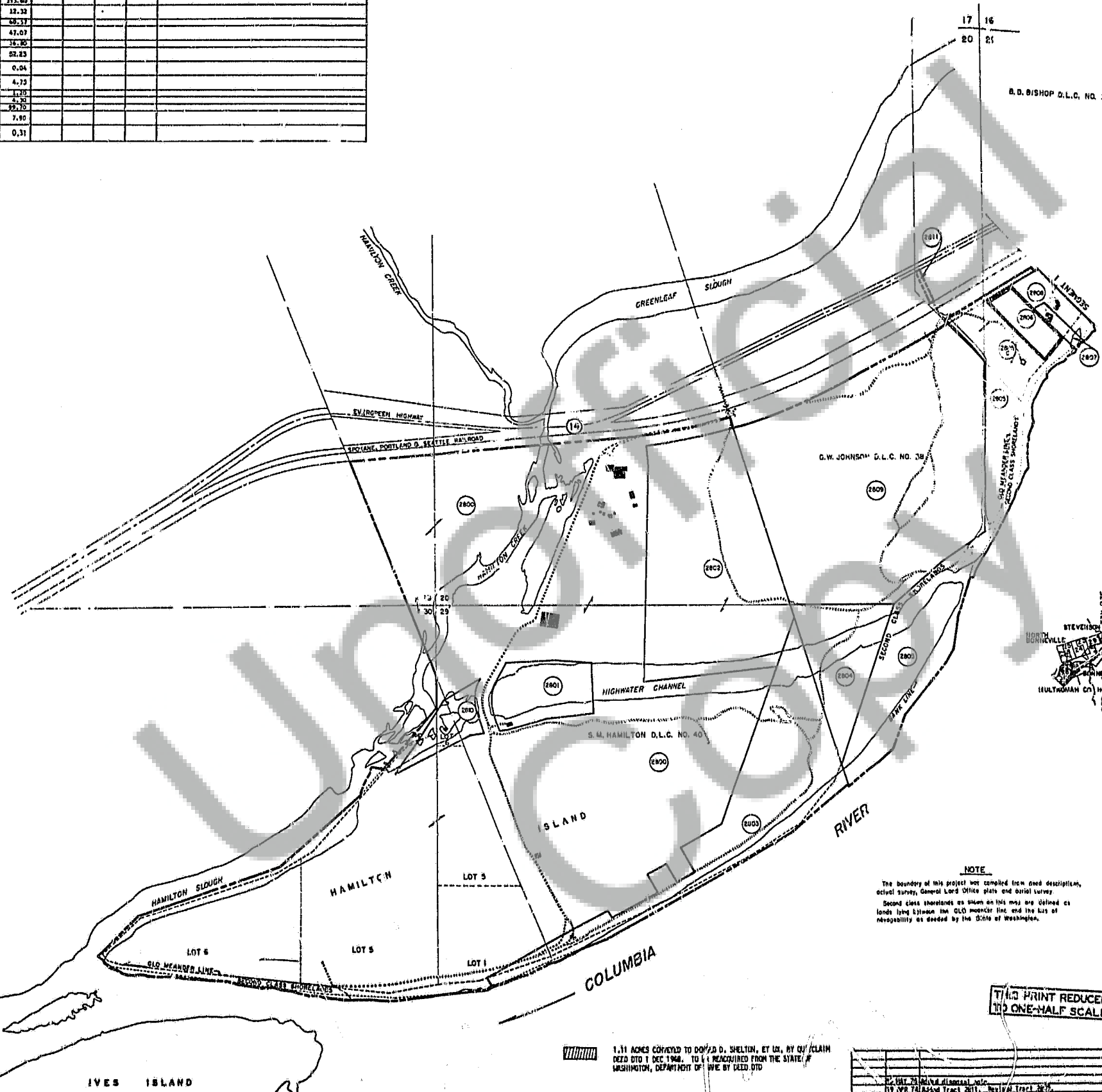
The tract of land herein described contains 4.73 acres.

Estimated compensation deposited in the registry of the court for the above described property: \$28,500.00

Estate Taken: The fee simple title to Tract No. 2806, subject, however, to existing easements for public roads and highways, public utilities, railroads and pipelines.

Name and address of Purported Owner: The Oregon-Southern Idaho Division
of the Salvation Army, Cascade Division
1785 N.E. Sandy Blvd.
Portland, Oregon 97232

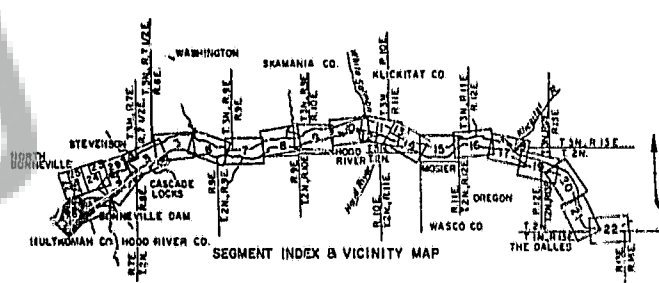
TRACT REGISTER						
TRACT NO.	LAND OWNER	ACREAGE	DATE	REMARKS	REMARKS	REMARKS
1725	STATE OF WASHINGTON	313.60				
1843	STATE OF WASHINGTON	12.32				
1907	STATE OF WASHINGTON	68.37				
2103	EMERSON TOMBO'S COMPANY	47.07				
2154	STATE OF WASHINGTON	16.20				
2183	STATE OF WASHINGTON	82.23				
2203-C	STATE OF WASHINGTON	0.04				
2204	THE GREAT SOUTHERN EARTH DIVISION OF THE AVIATION ARMY	4.73				
2217	JAMES L. HAMILTON ET AL	1.70				
2218	JAMES L. HAMILTON ET AL	4.30				
2222	PORT OF SEASIDE COAST	22.70				
2810	STATE OF WASHINGTON	7.90				
2811	STATE OF WASHINGTON	0.31				



B.G. BISHOP D.L.C. NO. 39



TRUE NORTH
T-2-N R-7-E
N.M.



NOTE
The boundary of this project was compiled from deed descriptions, actual survey, General Land Office plat and aerial survey.
Second class shorelands as shown on this map are defined as lands lying between the old meander line and the line of navigability as decided by the State of Washington.

1.11 ACRES CONVEYED TO DONALD D. SHELTON, ET AL, BY DEED DTD DEC 1940. TO BE REACQUIRED FROM THE STATE OF WASHINGTON, DEPARTMENT OF WME BY DEED DTD

THIS PRINT REDUCED TO ONE-HALF SCALE

2nd Ed. OCE to NPD and 15. v. 1, May 1974	
ACQUISITION AUTHORIZATION	
PROJECT MAP (CONTINUATION SHEET)	
U.S. ARMY	ENGINEERING CORPS OF ENGINEERS
LOCATION OF PROJECT	WASHINGTON FACILITIES
STATE WASHINGTON	WASHINGTON STATE
COUNTY SHAMANIA	SHAMANIA COUNTY
BR. NORTH PACIFIC	PORTLAND DIVISION
UNIT PORTLAND	PORTLAND DIVISION
MAP SHEET SIXTH	OF NORTH BONNEVILLE
SEGMENT 28	
DEPARTMENT OF THE ARMY OFFICE OF THE PORTLAND DISTRICT ENGINEER NORTH PACIFIC DIVISION	
REAL ESTATE	
BONNEVILLE LOCK AND DAM WASHINGTON AND OREGON (LANE BONNEVILLE)	
DATE: 11/20/40	BY: D.H. McLean
CHIEF: PLANNING SECTION	SCALE: 1 IN. = 1 MILE
RECOMMENDED BY:	APPROVED BY:
OFFICE, CHIEF OF ENGINEERS, WASHINGTON, D.C. 20315	DATE: 11/20/40
REGISTRATION ON PROJECT NO.	DATE: 11/20/40

SCHEDULE C