

81465

Bonneville Lock and Dam
Project: Modification for Peaking

Tract No. (s): 323E-2

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EASEMENT DEED

FOR AND IN CONSIDERATION OF THE SUM OF SIX HUNDRED FIFTY AND NO/100

DOLLARS
(\$650.00) in hand paid, receipt of which is hereby acknowledged
Robert L. Brigner and Alice J. Van Kirk, formerly Alice J. Brigner, as their
separate property,

have/has granted, bargained, and sold and by these presents do/does hereby
grant, bargain, sell and convey unto the UNITED STATES OF AMERICA and its
assigns a perpetual and assignable easement and right of way for the pur-
poses hereinafter stated in, upon, under, over, and across that certain
parcel of land situate in the County of Skamania, State of
as shown on Schedule "A" attached hereto and made a part hereof.

Subject only to rights outstanding in third parties and reservations, as
shown on Schedule "B" attached hereto and made part hereof.

The easement and right of way hereby conveyed are for the following purposes,
namely:

The perpetual right, power, privilege and easement permanently to overflow,
flood and submerge the land described in Schedule "A" 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 20 August 1937, and the continuing right to clear and remove
any brush, debris and natural obstructions 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 to the location and method of excavation and/or
placement of landfill; the above estate is taken subject to existing
easements for public roads and highways, public utilities, railroads and
pipelines; reserving, however, to the landowners, their heirs and assigns,
all such rights and privileges as may be used and enjoyed without
interfering with the use of the project for the purposes authorized by
Congress or abridging the rights and easement hereby acquired; provided
further that any use of the land shall be subject to Federal and state
laws with respect to pollution.

TO HAVE AND TO HOLD the said easement and right of way unto the UNITED
STATES OF AMERICA and its assigns forever.

We, the grantors above named, covenant with the UNITED STATES OF AMERICA
that we are lawfully seized and possessed of the land aforesaid; that the
easement and right of way hereinabove described is free and clear of
all encumbrances, except as above noted, and that we will forever warrant
and defend the title thereof and quiet possession thereof against the
lawful claims of all persons whomsoever.

The true and actual consideration for this transfer is
\$650.00
The foregoing recital of consideration is true as I
verily believe.

Robert L. Brigner
ROBERT L. BRIGNER

Alice J. Van Kirk
ALICE J. VAN KIRK

WASHINGTON
STATE OF ~~OREGON~~ }
COUNTY OF SKAMANIA }

On the ✓ 28th day of ✓ NOVEMBER , 1975, personally
came before me, as Notary Public in and for said County and State, the
within named Robert L. Brigner

to me personally known to be the identical person described in and who
executed the within and foregoing instrument and acknowledged to me
that he executed the same as his free and
voluntary act and deed, for the uses and purposes therein mentioned.

GIVEN under my hand and official seal, the day and year last
above written.



Robert J. Salvesen

Notary Public in and for the
State of ~~Oregon~~ WASHINGTON

My Commission Expires ✓ SEPT. 21, 1977



STATE OF, WASHINGTON }
 COUNTY OF SKAMANIA }

On the 21st day of NOVEMBER, 1975, personally
 came before me, as Notary Public in and for said County and State, the
 within named Alice J. Van Kirk, formerly Alice J. Brigner,

to me personally known to be the identical person described in and who
 executed the within and foregoing instrument and acknowledged to me
 that she executed the same as her free and
 voluntary act and deed, for the uses and purposes therein mentioned.

GIVEN under my hand and official seal the day and year last
 above written.



Robert J. Salmons
 Notary Public in and for the
 State of Washington

My Commission Expires SEPT. 21, 1977

27 July 1973

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SCHEDULE "A"

TRACT 323E-2

All that portion of the following described tract of land lying above elevation 72.00 feet Mean Sea Level and below elevation 82.40 feet Mean Sea Level, situated in Government Lot 13, Section 36, Township 3 North, Range 7-1/2 East of the Willamette Meridian, Skamania County, Washington:

Beginning at a point 657.40 feet West and 363.50 feet South of the East quarter corner of said Section 36; thence South 53° 33' 00" West 76.80 feet; thence South 36° 28' 00" West 184.50 feet; thence South 33° 31' 00" West 279.90 feet; thence South 28° 21' 00" West 125.70 feet; thence North 58° 08' 00" West 109.30 feet; thence North 28° 21' 00" East 40.00 feet; thence North 58° 08' 00" West to intersection with the West line of said Government Lot 13; thence South along said West line to intersection with the Northerly right-of-way line of State Highway No. 14; thence Northeasterly along said Northerly right-of-way line to intersection with the centerline of the county road known and designated as the Nelson Creek Road; thence in a Northwesterly direction following the centerline of said road to a point East of the point of beginning; thence West to the point of beginning.

The tract of land herein described contains 0.32 of an acre, more or less, all of which is contained in Tract 323E-1.

NAME AND ADDRESS OF PURPORTED
OWNER(S) FOR TRACT 323E-2,
BONNEVILLE LOCK AND DAM (LAKE
BONNEVILLE)

Robert L. Brigner
and Alice J. Brigner

SCHEDULE "B"

Subject only to the following rights outstanding in third parties, namely:

Existing easements for public roads and highways, public utilities, railroads and pipelines, and

Reservations contained in patents from the United States of America.

Unofficial
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