

PROJECT: Bonneville Lock and Dam  
Modification for Peaking

TRACT NO.: 905E-2

EASEMENT DEED

FOR AND IN CONSIDERATION OF THE SUM OF Three Hundred Fifty and No/100 Dollars (\$350.00) in hand paid, receipt of which is hereby acknowledged PACIFIC POWER & LIGHT COMPANY, a Maine corporation (Grantor) has granted, bargained, and sold and by these presents 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 purposes hereinafter stated, in, upon, under, over, and across that certain parcel of land situate in the County of Skamania, State of Washington, 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.



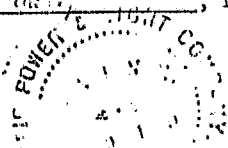
D-13-11146

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

Grantor covenants with the UNITED STATES OF AMERICA that it is 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 it 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 \$350.00.

IN WITNESS WHEREOF, Pacific Power & Light Company has caused these presents to be signed in its name by its Senior Vice President and its corporate seal to be affixed, attested by its Assistant Secretary this 4<sup>th</sup> day of February, 1976.



PACIFIC POWER & LIGHT COMPANY

By J. E. Dierman  
Senior Vice President

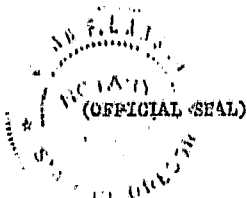
Attest:

R. A. Sampson  
Assistant Secretary

STATE OF OREGON            )  
                                  ) ss.  
County of Multnomah    )

On this 4<sup>th</sup> day of February, 1976, before me personally appeared J. E. Dierman and R. A. Sampson, to me known to be a Senior Vice President and Assistant Secretary, respectively, of Pacific Power & Light Company, the corporation that executed the within and foregoing instrument, and acknowledged said instrument to be the free and voluntary act and deed of said corporation, for the uses and purposes therein mentioned, and on oath stated that they were authorized to execute said instrument and that the seal affixed is the corporate seal of said corporation.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year first above written.



John F. Larson  
Notary Public in and for the State of Oregon  
My commission expires June 19, 1977

## SCHEDULE "A"

## TRACT 905E-2

All that portion of the following described tract of land lying above elevation 72.00 feet Mean Sea Level and below elevation 83.20 feet Mean Sea Level, situated in Section 25, Township 3 North, Range 9 East of the Willamette Meridian in Skamania County, Washington:

The South half of the Northeast quarter of said Section 25, except that portion of the Southeast quarter of the Northeast quarter conveyed to the State of Washington by quitclaim deed and recorded March 2, 1935, at page 118 of Book "Y" of Deeds, under Auditor's File No. 20425, Records of Skamania County, Washington.

The tract of land herein described contains 0.82 of an acre, more or less, all of which is contained in Tract 905E-1.

NAME AND ADDRESS OF PURPORTED  
OWNER(S) FOR TRACT 905E-2,  
BONNEVILLE LOCK AND DAM, (LAKE  
BONNEVILLE)

Pacific Power and Light Co.

## 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.

Mortgage and Deed of Trust and all supplements thereto from Pacific Power and Light Company, a corporation, to Guaranty Trust Company of New York, Trustee, and Oliver R. Brooks, as Trustee, dated July 1, 1947, and recorded July 29, 1947, at page 124 of Book X of Mortgages, under Auditor's File No. 36881, Records of Skamania County, Washington.