

84063

## TEMPORARY SPOIL DISPOSAL PERMIT

WHEREAS, the City of North Bonneville, Washington, hereinafter called the "Owner", is the owner of real estate hereinafter described and whereas the Owner desires the Government to deposit spoil material on said described lands, thus raising the lands above the 100-year flood plain, hereby grants to the United States of America or its assigns, hereinafter called the "Government", a permit upon the following terms and conditions:

1. The Owner hereby grants to the Government an irrevocable right to enter upon the lands hereinafter described at any time from the date of this instrument until January 1, 1982, in order to deposit spoil from the Second Powerhouse Project and/or other dredged or excavated materials and further, the Owner does hereby covenant that he is the lawful owner of a sufficient estate in the said lands to enable him to give the permission herein granted and that the said lands are free from any encumbrances which would interfere with the said permission. If any deficiency of title exists which interferes with this permit, the city will promptly, at its expense, clear title to either surface or subsurface rights.

*E.L.* ~~2. This permit includes the right of ingress and egress on other lands of the Owner not described below, provided such ingress and egress is necessary and not otherwise conveniently available to the Government, and a right-of-way for men, pipelines and machinery and/or other equipment over and across said lands along such routes as may be necessary for the hereinabove stated purpose.~~

3. All tools, equipment, and other property taken upon or placed upon the land by the Government shall remain the property of the Government and may be removed by the Government at any time within a reasonable period after the expiration of this permit.

4. The Owner hereby releases the Government from any claim or demand whatsoever for injuries suffered by or done to the said premises by reason of the deposit of spoil or other dredged or excavated material.

5. The Owner must remove any existing structures on the premises within 30 days from the execution of this permit at the Owner's expense. If not removed within this period, the Government will have the right to raze or destroy said structures without penalty or liability because of such action.

6. The land affected by this permit is located in the State of Washington, County of Skamania, and is described as follows:

See attached description, Schedule "A".

*Shirley J. Brenner*  
Shirley J. Brenner

CLerk

STATE OF WASHINGTON ) ss  
COUNTY OF SKAMANIA )

*Ernest J. Skala*  
Ernest J. Skala Mayor

On the 17th day of May, 1977, personally came before me, a Notary Public, in and for said county and state, the within named Ernest J. Skala & Shirley J. Brenner, to me personally known as the individuals described in and who executed the foregoing instrument, and acknowledged to me that they executed the same freely and voluntarily for the uses and purposes therein mentioned.

*Pearl Meyer*  
Notary Public in and for the  
State of Washington

My commission expires

*May 25, 1980*

(SEAL)



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## SCHEDULE "A"

TRACT 2801-2

A tract of land situated in the North half of Section 29, Township 2 North, Range 7 East of the Willamette Meridian, Skamania County, Washington, being more particularly described as follows:

Commencing at the Northeast Corner of Section 30, Township 2 North, Range 7 East; thence Westerly along the Northerly line of said Section 30, 221.80 feet to the Westerly line of the Samuel and Mary Jane Hamilton Donation Land Claim No. 40; thence South 54°32'00" East 1,040.50 feet to the centerline of an existing causeway; thence North 58°55'00" East 91.82 feet to the point of beginning; thence continuing North 58°55'00" East 35.98 feet; thence North 86°18'00" East 452.50 feet; thence South 85°25'00" East 361.80 feet; thence South 01°58'00" East 481.40 feet; thence South 84°34'30" West 452.30 feet; thence South 73°54'30" West 393.20 feet; thence South 81°23'30" West to a point which is North 81°23'30" East 76.90 feet from the centerline of an existing causeway; thence North 04°09'00" East parallel to the centerline of an existing causeway to the point of beginning.

Excepting therefrom all that portion lying Northerly of a line described as follows:

Commencing at the intersection of the Northeast corner of the E. C. Hardy Donation Land Claim No. 41, and the North line of said Section 30; thence South 09°06'08" East 753.79 feet to the East line of said Section 30, and the point of beginning; thence South 01°19'12" West 193.45 feet; thence East 433.50 feet; thence North 30°00'02" East 196.34 feet; thence East 1,263.94 feet to the point of termination of this line.

The tract of land herein described contains 7.81 acres, more or less.

NAME AND ADDRESS OF PURPORTED  
OWNER(S) FOR TRACT 2801-2  
BONNEVILLE LOCK AND DAM  
(LAKE BONNEVILLE)

Town of North Bonneville

