

85047

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

ATTEST: EDGAR SCOFIELD  
Clerk, U. S. District Court  
Western District of Washington  
By Conrad L. Linn Deputy Clerk

BOOK 73 PAGE 609

FILED IN THE  
UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON

JUL 20 1977

UNITED STATES DISTRICT COURT FOR THE  
WESTERN DISTRICT OF WASHINGTON  
By Edgar Scofield Deputy Clerk

UNITED STATES OF AMERICA,  
  
Plaintiff,  
  
vs.  
  
5.94 ACRES OF LAND, MORE OR LESS,  
SITUATE IN SKAMANIA COUNTY, STATE  
OF WASHINGTON, AND SCHOOL DISTRICT  
NO. 303, A MUNICIPAL CORPORATION,  
AND OTHER UNKNOWN PARTIES,  
  
Defendants.

DECLARATION  
OF  
TAKING

CIVIL NO. 77-133T

C77-133T

TO THE HONORABLE  
THE UNITED STATES DISTRICT COURT:

I, Conrad L. Linn, 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 5.94 acres, with all buildings and improvements thereon and all appurtenances thereto and including any and all interests hereby taken in said land is TWO HUNDRED EIGHTY-TWO THOUSAND AND NO/100 DOLLARS (\$282,000.00) 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.

BOOK 73 PAGE 611

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 Clifford L. Alexander, Jr., Secretary of the Army, this 7<sup>th</sup> day of June, A.D., 1977, in the City of Washington, District of Columbia.

15/ Clifford L. Alexander, Jr.  
Secretary of the Army



No. 5169  
TRANSACTION EXCISE TAX

OCT 10 1977  
Amount Paid Ext  
Skamania County Treasurer  
By James J. Kelly, Jr. Dg.

Page 2 - Declaration of Taking

## 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, 1888 (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 July 12, 1976 (Public Law 94-355), 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"

## Description:

Tract 2546

A tract of land situated in Sections 21, 22 and the Southeast quarter of the Southeast quarter of Section 16, Township 2 North, Range 7 East of the Willamette Meridian, Skamania County, Washington, being more particularly described as follows:

Lots 1, 2, 3, 4, 17, 18, 19, and 20 of Block Four and Lots 1, 2, 3, 4, 5, 6, 7, 8, 9 and 10 of Block Five of BENDER'S ADDITION TO THE TOWN OF NORTH BONNEVILLE according to the official plat thereof on file and of record at page 88 of Book "A" of Plats, Records of Skamania County, Washington.

Also, beginning at the Northwest corner of said Section 22; thence Southeasterly to a point 225.00 feet North of the Northeast corner of said Bender's Addition; thence South 225.00 feet to the Northeast corner of said Bender's Addition; thence West along the North line of said Addition to the Northwest corner thereof; thence North 00°48'00" West 360.00 feet to a point where the ground breaks toward the South bank of Dry Lake; thence Easterly to the point of beginning.

Also, including one-half of the adjacent streets and alleys.

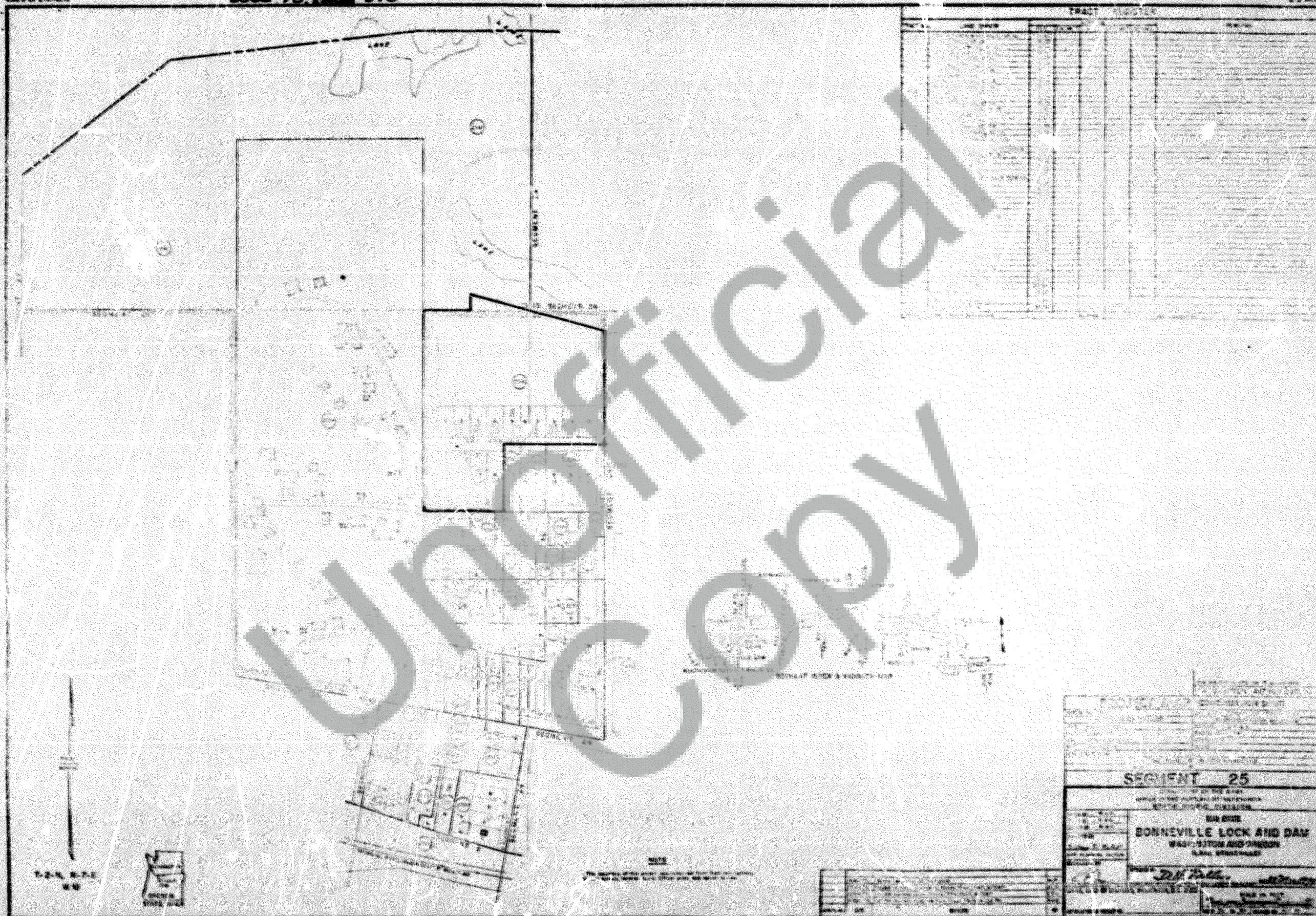
Excepting therefrom that portion of the West 100.00 feet thereof lying within said Section 16.

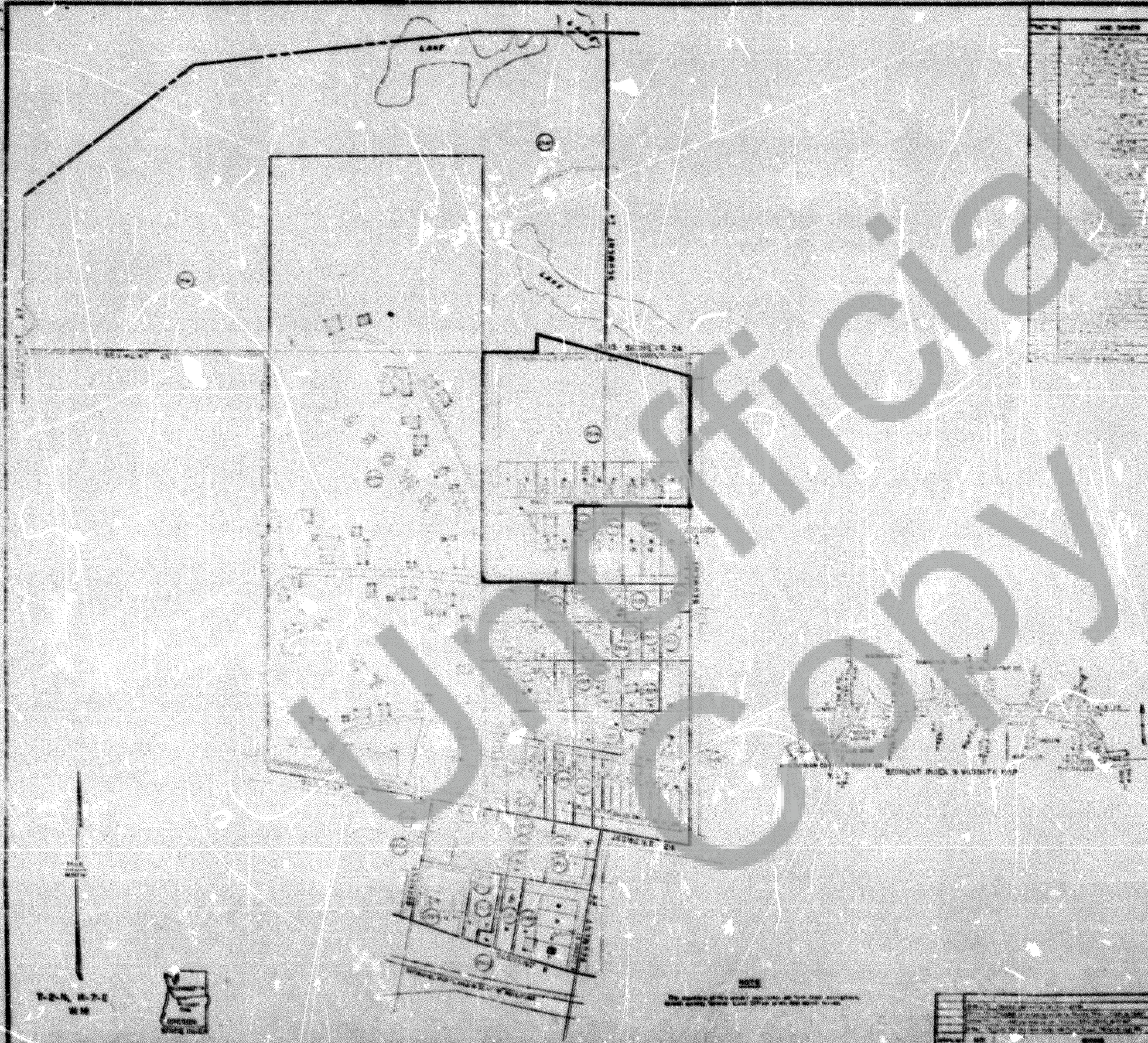
The tract of land herein described contains 5.94 acres, more or less.

Estimated compensation deposited in the registry of the Court for the above described property: \$282,000.00

Estate taken: The fee simple title to Tract 2546, subject, however, to existing encumbrances for public roads and highways, public utilities, railroads and pipelines.

Name and address of purported owners: School District No. 303  
Hemlock Avenue  
North Bonneville, Washington 98639





TRACT REGISTER				
TRACT NO.	LAND OWNER	ACRES	DATE	REMARKS
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PROJECT MAP CONTINUATION SHEET

SEGMENT 25

BONNEVILLE LOCK AND DAM  
WASHINGTON AND ORFORD  
UTAH, BONNEVILLE

SCHEDULE C



TRACT REGISTER			
TRACT NO.	LAND OWNER	ACRES	REMARKS
1	JOHN J. BROWN	10.00	
2	JAMES H. SMITH	15.00	
3	WILLIAM D. JONES	20.00	
4	EDWARD G. MILLER	25.00	
5	CHARLES F. WILSON	30.00	
6	ALBERT E. TAYLOR	35.00	
7	GEORGE W. HARRIS	40.00	
8	FRANK L. ADAMS	45.00	
9	JOHN A. NICHOLS	50.00	
10	ROBERT C. KING	55.00	
11	DAVID M. LEE	60.00	
12	WALTER H. PERKINS	65.00	
13	JOHN W. ROBERTS	70.00	
14	CHARLES E. TURNER	75.00	
15	ALFRED S. PHILLIPS	80.00	
16	JOHN D. CAMPBELL	85.00	
17	WILLIAM R. EVANS	90.00	
18	EDWARD J. MURPHY	95.00	
19	JOHN F. BAKER	100.00	
20	CHARLES W. GIBSON	105.00	
21	ALBERT H. HENRY	110.00	
22	GEORGE L. COOPER	115.00	
23	FRANK J. RICE	120.00	
24	JOHN K. COLE	125.00	
25	ROBERT E. STEWART	130.00	
26	DAVID A. MORRIS	135.00	
27	WALTER C. MASON	140.00	
28	JOHN B. HUGHES	145.00	
29	CHARLES D. FLEMING	150.00	
30	ALFRED W. WOOD	155.00	
31	JOHN L. BARNES	160.00	
32	WILLIAM T. FORD	165.00	
33	EDWARD R. ROY	170.00	
34	JOHN M. DAVIS	175.00	
35	CHARLES H. HARRIS	180.00	
36	ALBERT J. KIM	185.00	
37	GEORGE F. LEE	190.00	
38	FRANK D. PERKINS	195.00	
39	JOHN E. ROBERTS	200.00	
40	CHARLES W. TURNER	205.00	
41	ALFRED S. PHILLIPS	210.00	
42	JOHN D. CAMPBELL	215.00	
43	WILLIAM R. EVANS	220.00	
44	EDWARD J. MURPHY	225.00	
45	JOHN F. BAKER	230.00	
46	CHARLES W. GIBSON	235.00	
47	ALBERT H. HENRY	240.00	
48	GEORGE L. COOPER	245.00	
49	FRANK J. RICE	250.00	
50	JOHN K. COLE	255.00	
51	ROBERT E. STEWART	260.00	
52	DAVID A. MORRIS	265.00	
53	WALTER C. MASON	270.00	
54	JOHN B. HUGHES	275.00	
55	CHARLES D. FLEMING	280.00	
56	ALFRED W. WOOD	285.00	
57	JOHN L. BARNES	290.00	
58	WILLIAM T. FORD	295.00	
59	EDWARD R. ROY	300.00	
60	JOHN M. DAVIS	305.00	
61	CHARLES H. HARRIS	310.00	
62	ALBERT J. KIM	315.00	
63	GEORGE F. LEE	320.00	
64	FRANK D. PERKINS	325.00	
65	JOHN E. ROBERTS	330.00	
66	CHARLES W. TURNER	335.00	
67	ALFRED S. PHILLIPS	340.00	
68	JOHN D. CAMPBELL	345.00	
69	WILLIAM R. EVANS	350.00	
70	EDWARD J. MURPHY	355.00	
71	JOHN F. BAKER	360.00	
72	CHARLES W. GIBSON	365.00	
73	ALBERT H. HENRY	370.00	
74	GEORGE L. COOPER	375.00	
75	FRANK J. RICE	380.00	
76	JOHN K. COLE	385.00	
77	ROBERT E. STEWART	390.00	
78	DAVID A. MORRIS	395.00	
79	WALTER C. MASON	400.00	
80	JOHN B. HUGHES	405.00	
81	CHARLES D. FLEMING	410.00	
82	ALFRED W. WOOD	415.00	
83	JOHN L. BARNES	420.00	
84	WILLIAM T. FORD	425.00	
85	EDWARD R. ROY	430.00	
86	JOHN M. DAVIS	435.00	
87	CHARLES H. HARRIS	440.00	
88	ALBERT J. KIM	445.00	
89	GEORGE F. LEE	450.00	
90	FRANK D. PERKINS	455.00	
91	JOHN E. ROBERTS		

[illegible]

**SCHEDULE C**