

88506

BOOK 74 PAGE 912

3-14-200
3-14-23-B-100

Bonneville Lock & Dam
Modification for Peaking Project
Tract 1030E-4

EASEMENT DEED

FOR AND IN CONSIDERATION OF THE SUM OF TWO THOUSAND FIVE HUNDRED AND NO/100 DOLLARS (\$2,500.00) in hand paid, receipt of which is hereby acknowledged, PACIFIC POWER & LIGHT COMPANY, a Maine corporation ("Pacific") 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.

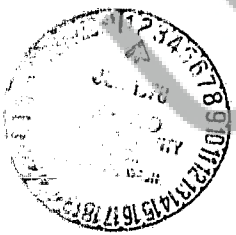
SUBJECT ONLY to rights outstanding in third parties and reservations, as shown on Schedule "B" attached hereto and made a part hereof.

The easement and right-of-way hereby conveyed is for the following purpose, 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.

5873



Transaction in compliance with County publication ordinances.
Skamania County Assessor - By: [Signature]

Example

Ronald J. Paalby

Pacific 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 \$2,500.00.

IN WITNESS WHEREOF, Pacific Power & Light Company has caused these presents to be signed in its name by its Executive Vice President and its corporate seal to be affixed, attested by its Assistant Secretary this 5th day of MAY, 1978.

PACIFIC POWER & LIGHT COMPANY

By G. E. Drennan
Executive Vice President



R. A. Sampson
Assistant Secretary

STATE OF OREGON)
County of Multnomah) ss.

On this 5th day of MAY, 1978, before me personally appeared G. E. DRENNAN and R. A. SAMPSON, to me known to be the Executive 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.

(SEAL)

Gerti Sue Lent
Notary Public in and for the
State of Oregon
My commission expires April 17, 1981

SCHEDULE "A"

Tract 1030E-4

All that portion of the following described tract of land lying above elevation 72.00 feet Mean Sea Level and below elevation 83.50 feet Mean Sea Level situated in Sections 14 and 23, Township 3 North, Range 10 East of the Willamette Meridian, Skamania County, Washington:

The West half of the Southwest quarter and the Southwest quarter of the Northwest quarter of said Section 14. Also, the West half of the Northwest quarter and the West half of the Southeast quarter of the Northwest quarter of said Section 23.

The tract of land herein described contains 4.34 acres, more or less, all of which is contained in Tract 1030E-1.

NAME AND ADDRESS OF PURPORTED
OWNER(S) FOR TRACT 1030E-4
BONNEVILLE LOCK AND DAM
(LAKE BONNEVILLE)

Pacific Power and
Light Company

Unofficial Copy

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 & Light Company, a corporation, to Guaranty Trust Company of New York, dated July 1, 1947, recorded July 29, 1947, in Book X of Mortgages at page 124, public records of Skamania County, Washington.

Unofficial Copy

CERTIFICATE

STATE OF OREGON)
) ss.
County of Multnomah)

I, Leonard Bennett, do hereby certify that I am the duly elected, qualified Corporate Secretary of Pacific Power & Light Company, a Maine corporation,

I further certify that by action of the Board of Directors of said corporation, G. E. Drinnan, the Executive Vice President and R. A. Sampson, Assistant Secretary, of said corporation, were duly authorized and empowered to execute the foregoing Easement Deed to the Department of the Army, being Tract 1030E-4, Bonneville Lock and Dam, Modification for Peaking Project.

IN WITNESS WHEREOF I have hereunto affixed my hand and the seal of the corporation this 5th day of MAY, 1978.

PACIFIC POWER & LIGHT COMPANY

Leonard Bennett
Corporate Secretary

Subscribed and sworn to before me this 5th day of MAY, 1978.

Gerre Sue Lent
Notary Public for Oregon

My commission expires April 17, 1981

