

93629

FILED  
JAN 12 1922UNITED STATES DISTRICT COURT FOR THE  
WESTERN DISTRICT OF WASHINGTON

UNITED STATES OF AMERICA,

Plaintiff,

vs.

264.29 ACRES OF LAND, MORE OR LESS,  
SITUATE IN SKAMANIA COUNTY, STATE  
OF WASHINGTON, AND CITY OF NORTH  
BONNEVILLE, A MUNICIPAL CORPORATION  
OF THE STATE OF WASHINGTON, ET AL.,  
AND OTHER UNKNOWN OWNERS,

Defendants.

DECLARATION  
OF  
TAKING

CIVIL NO. C77-179T

TO THE HONORABLE  
THE UNITED STATES DISTRICT COURT:I, *John O. ...*, 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 264.29 acres, with all buildings and improvements thereon and all appurtenances thereto and including any and all interests hereby taken in said land is ONE AND NO/100 DOLLARS (\$1.00), together with substitute facilities constructed by the Government, 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

*John O. ...*  
Secretary

for said land probably will be within any limits prescribed by law on the price to be paid therefor.

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 John O. Marsh, Jr., Secretary of the Army, this 17<sup>th</sup> day of DECEMBER, A.D., 1981, in the City of Washington, District of Columbia.

/s/ John O. Marsh, Jr.  
Secretary of the Army

93629

STATE OF WASHINGTON )  
COUNTY OF SKAMANIA ) SS  
I HEREBY CERTIFY THAT THE WITHIN

INSTRUMENT OF WRITING WAS FILED BY

Shannon Co. Lites Co.

IF Stinson Co.

ON 11-20 AT 1-28 P.M.

RECORDED IN BOOK 805

Recd

CLERK OF SKAMANIA

Harry M. Wilson

E. M. Wilson

Registered E  
Indexed, Dir. E  
Adm. E  
Rec. X  
W. X



## 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. 943, 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; Section 83 of the Act of Congress approved March 7, 1974 (Public Law 93-251), which authorized the relocation of the Town of North Bonneville. Funds will be available from the Energy and Water Appropriations Act of 1982, or if not enacted, by joint resolution of the Congress.

## 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:

Parcel A

A tract of land situated in Sections 14, 15, 21 and 22, Township 2 North, Range 7 East, of the Willamette Meridian, Skamania County, Washington, being more particularly described as follows:

Commencing at the intersection of the West line of the D. F. Bradford Donation Land Claim and the Northerly right-of-way line of the Evergreen Highway (State Highway No. 14); thence Southwesterly along said right-of-way line 670.00 feet to the intersection of the East right-of-way line of the county road (Wauna Lake Road); thence Northerly along said East right-of-way line 140.00 feet to the POINT OF BEGINNING; thence Southerly along said East right-of-way line and extension thereof, to the Southerly right-of-way line of the Spokane, Portland and Seattle Railroad; thence along said Southerly right-of-way line in a Westerly direction to a point that bears South of the Southwest corner of Lot 9 of Block 20 of the unrecorded Plat of North Bonneville; thence North to the Southwest corner of said Lot 9 of Block 20, said corner being the intersection of the Easterly right-of-way line of Moffett Hot Springs Road and the Northerly right-of-way line of the Evergreen Highway (State Highway No. 14); thence Northwestwardly along the Easterly right-of-way line of Moffett Hot Springs Road to the Southwest corner of Lot 9, Block 21, of the unrecorded Plat of North Bonneville; thence Northeasterly along the South line of said Lot 9 and the extension thereof, to the centerline of West Roosevelt Avenue; thence Southeasterly along said centerline 50.00 feet; thence Northeasterly to the North quarter corner of aforesaid Section 21; thence East along the North line of said Section 21 and the North line of said Section 22 to the centerline of East Third Street of North Bonneville; thence South along said centerline of East Third Street 450.00 feet; thence East 410.00 feet; thence North 200.00 feet; thence East 90.00 feet; thence North to the North line of said Section 22; thence East along the North line of said Section 22 to a point 1,560.00 feet West of the North quarter corner of said Section 22; thence North 194.00 feet; thence East 1,560.00 feet; thence South 194.00 feet to said North quarter corner; thence East along the North line of said Section 22, 960.00 feet; thence Northeasterly to the point of beginning.

There is EXCEPTED therefrom all that portion lying within the Fourth Addition to the Plats of Relocated North Bonneville, being more particularly described as follows: BEGINNING at the most southerly corner of the "FIRST ADDITION TO THE PLATS OF RELOCATED NORTH BONNEVILLE", said point also being South 43°35'18" East 1,893.43 feet from the northwest corner of said Section 21, said point also being on the south line of Cascade Drive; thence North 59°12'09" East, along the south line of Cascade Drive, 566.07 feet; thence along the arc of a 180.00 foot radius curve to the left, through a central angle of 72°42'45" for an arc distance of 228.43 feet to a point on the southerly projection of the centerline of Moffett Hot Springs Road; thence South 47°04'02" East along the southerly projection of said road, 53.22 feet; thence North 42°50'37" East 76.97 feet; thence North 02°53'06" East 25.09 feet to the south line of West Roosevelt Avenue; thence North 10°25'27" East 60.00 feet to the north line of West Roosevelt Avenue; thence North 71°47'19" East 86.64 feet; thence South 78°33'47" East 108.26 feet; thence North 83°20'27" East 280.86 feet; thence South 30°00'00" East 402.43 feet to the south line of relocated State Highway No. 14; thence South 60°36'00" West, along the south line of said relocated State Highway No. 14, 471.16 feet to the most easterly corner of the "SECOND ADDITION TO THE PLATS OF RELOCATED NORTH BONNEVILLE"; thence North 14°52'43" West 78.86 feet to the south line of Old State Highway No. 14 by plans dated 24 April 1923; thence South 75°07'17" West 182.06 feet along the south line of said Old State Highway No. 14; thence South 14°52'43" East 20.00 feet; thence South 75°07'17" West 679.70 feet along the south line of said Old State Highway No. 14 to the southerly projection of the centerline of Greenleaf Lake; thence North 35°38'40" West 141.83 feet along said southerly projection to the point of beginning.

The exception above described contains 5.27 acres, more or less.

ALSO EXCEPTING therefrom a tract of land situated in said Section 21, being more particularly described as follows:

ROLL 182.4  
DAILY RECORDINGS  
BOARD OF COUNTY COMMISSIONERS  
MARRIAGE APPLICATIONS



Commencing at the Northeast corner of said Section 21; thence South 1,257.00 feet; thence West 38.93 feet to the southerly right-of-way line of the Evergreen Highway (State Highway No. 14); thence South 09°00'00" West 160.00 feet to the POINT OF BEGINNING; thence North 81°00'00" West 150.00 feet; thence South 09°00'00" West 166.00 feet to the northerly right-of-way line of the Spokane, Portland and Seattle Railway Company; thence Easterly along said right-of-way to a point which is South 09°00'00" West 179.00 feet from the point of beginning; thence North 09°00'00" East 179.00 feet to the point of beginning, said tract being designated as Lots 1, 2, 3, 4 and 5 of Block 6 of the unrecorded plat of the Town of North Bonneville, Washington.

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

The exception above described contains 0.65 of an acre, more or less.

ALSO EXCEPTING therefrom a tract of land situated in said Section 22, being more particularly described as follows:

Commencing at a point on the Northerly line of the Evergreen Highway (State Highway No. 14) right-of-way which is 720.00 feet East of the West line of said Section 22, said point being the Southeast corner of a tract of land conveyed to W. H. Hilliard by deed recorded at Page 123 of Book V of Deeds, Records of Skamania County, Washington; thence North 00°48'00" West along the East line of said tract 674.00 feet to the POINT OF BEGINNING; thence continuing North 00°48'00" West 230.53 feet; thence North 89°47'21" East 200.00 feet; thence South 00°48'00" East 230.53 feet; thence North 89°47'21" West 120.00 feet; thence South 46°17'21" West 110.00 feet to the West line of a tract of land conveyed to Ted M. Cole by deed recorded at Pages 318 and 319 of Book 55 of Deeds, Records of Skamania County, Washington; thence North 00°48'00" West along said line to the point of beginning.

The exception above described contains 1.13 acres, more or less.

The parcel of land above described contains 264.29 acres, more or less.

#### ESTATE TAKEN:

All right, title and interest of the City of North Bonneville lying within the area shown on Schedule "C".

Name and address of purported owner  
for Parcel A, Bonneville Lock and  
Dam (Lake Bonneville)

City of North Bonneville, a  
municipal corporation of the  
State of Washington  
City Hall  
North Bonneville, Washington  
98639  
c/o Hon. Ernest Skala, Mayor

Total estimated compensation for Parcel A is \$1.00 together with the substitute municipal facilities in the relocated City of North Bonneville, Washington constructed by the United States.



