

(28) acres which are now outstanding, and will make and deliver to Cooks Investment Company or to other persons designated by it for contracts or purchases made after this date which will not impair my security.

It is agreed that the following is a list of the outstanding contracts and deeds due from said Cooks Investment company at this time and it is expressly understood and agreed that no deed or contract has been issued to O.A.Perry for the lot occupied by a new bungalow being built by him upon said tract in the property to be held in trust as security under this agreement.

In Witness Whereof I have hereunto set my hand and seal this the day and year first above written.

Witness: F.H.Whitfield

J.D.Morris (Seal)

F.M.Wenban

The following is a list of the contracts and deeds above mentioned and which it is agreed will be made by J.D.Morris at our request and we hereby acknowledge the correctness of said trust statement

see schedule "A" below

It is expressly understood that O.A.Perry of said Cooks Mercantile company or Cooks Investment Company, shall pay all taxes, assessments, liens, interest and charges against the said town site property promptly and before the same become delinquent, and will keep any buildings and improvements thereon insured for the benefit of said J.D.Morris, for the full amount of money he has invested under the said contract.

Dated this 30th day of September 1910

Witness: F.H.Whitfield

O.A.Perry (Seal)

F.M.Wenban

I.M.Book (Seal)

Filed for record by O.A.Perry on June 13th 1911 at 8.30 A.M.

A.Fleischhauer

Co.Auditor

Power of Attorney.

KNOW ALL MEN BY THESE PRESENTS, That I, J.E. Martin, a single man, of Ashland, in the County of Jackson and State of Oregon, have made, constituted and appointed, and by these presents do make, constitute and appoint Geo. McGowan, of Portland, in the County of Multnomah, and State of Oregon, my true and lawful attorney, for me and in my name, place and stead, to make, execute and deliver such deeds and conveyances as may be necessary and proper to convey any real property that I may have in any state or territory of the United States, or in Canada, by a good and sufficient Warranty Deed, Contract, or Bond for Deed, and to sign my name thereto in a manner that would convey a good title, also to make, execute and deliver mortgages or obligations of any kind against any property I may have, and to satisfy and release any mortgages or obligations that may be standing in my name, and also to collect any and all debts, dues and demands

of every kind and nature that may be due or owing to me, and to take all lawful means by any action at law or otherwise, to enforce the payment of any contract, mortgage or obligation, or to enforce the payment of any debt that may be due to me, by foreclosing mortgages or bringing suits before any Court on any notes or obligations or open accounts for any debts, dues or demands, due or owing to me until this Power of Attorney is revoked, giving and granting unto my said Attorney full power and authority to do and perform all and every act and thing whatsoever, requisite and necessary to be done in and about the premises, as fully, to all intents and purposes, as I might or could do if personally present, with full power of substitution and revocation, hereby ratifying and confirming all that my said attorney or his substitute shall lawfully do or cause to be done, by virtue thereof.

In Witness Whereof, I have hereunto set my hand and seal this eighth day of November A.D. 1910

Signed, Sealed and Delivered in Presence)
of Us as Witnesses:

J.E. Martin (Seal)

Robert Casey

C.H. Gillette

State of Oregon, }
County of Jackson } ss.

This Certifies, That on this eighth day November A.D. 1910 before the undersigned, personally appeared the within named John E. Martin a single man, signed in body of deed J.E. Martin known to me to be the person described in and who executed the within instrument, and acknowledged the same to be his free act and deed.

IN WITNESS WHEREOF, I hereunto set my hand and seal the day and year last above written.

C.H. Gillette

(Notarial Seal)

Notary Public for Oregon.

Filed for record by Joseph & Haney on June 16, 1911 at 8:15 A.M.

A. Fleischhauer,

Co. Auditor.

NOTICE OF LIS PENDENS.

TO WHOM IT MAY CONCERN:

Please take notice that there is a suit pending in the Superior Court of the State of Washington, for Skamania County, wherein Northwestern Electric Company, a corporation, is petitioner, and Henry M. Thompson, A.Y. Marsh and Mary Marsh are claimants, which suit involves the title of and seeks to appropriate and condemn the following described lands:

Beginning at a point in the east boundary line of the west half of the southeast quarter of the northeast quarter of Section 3, Tp. 3 N.R. 10 E.W.M. where a line drawn parallel to and one hundred feet westerly from the line of ordinary high water from