

MISCELLANEOUS RECORD G

SKAMANIA COUNTY

Johnson-Cox Company, Makers, Tacoma - 1937

Witness the Seal and signature of the State Supervisor of Hydraulics affixed this 20th day of May, 1939.

Engineering data
O.K. J.T.R.A.

Chas. J. Bartholet
State Supervisor of Hydraulics.

Filed for record May 22, 1939 at 8-10 a.m. by Grantor.

Mabel J. [Signature]
Skamania County Auditor.

#27490

S. P. & S. Ry. Co. to The Public.

STATE OF OREGON

COUNTY OF MULTNOMAH

{ ss

Affidavit.

I, A. J. Mitchell, being first duly sworn depose and say:

I am the secretary and assistant superintendent of Spokane, Portland and Seattle Railway Company, a Washington corporation. As assistant superintendent, I have charge of the engineering department of said Spokane, Portland and Seattle Railway Company. As secretary of Spokane, Portland and Seattle Railway Company, I executed that certain flowage easement dated August 20, 1937, from Spokane, Portland and Seattle Railway Company to the United States of America. I participated in negotiating with representatives of the United States of America, which led to the execution of said flowage easement, and I am familiar with the property involved. Said flowage easement covers all of that part of the right of way of Spokane, Portland and Seattle Railway Company along the north side of the Columbia River between mile post 50.42 in Skamania County, to mile post 102 in Klickitat County, Washington, the surface of which is below the 800,000 C. F. S. controlled back water curve of the Columbia River.

Aside from reversionary or other rights or claims of adjacent land owners or others, based upon the terms of the right of way or other recorded instruments or of the provisions of Acts of Congress, where right of way was obtained pursuant to an Act of Congress, no third parties have, or to my knowledge, claim any rights to the land covered by said flowage easement. To the best of my knowledge and information, and based upon a close inspection of the land described in said flowage easement, no third parties have acquired any rights to said property by prescription, adverse user, agreement with the Railway Company, or otherwise.

A. J. Mitchell

Subscribed and sworn to before me this 25th day of June, 1938.

(Notarial seal affixed)

G. L. Barnett
Notary Public for Oregon. My commission
expires Nov. 5, 1940.

Filed for record June 21, 1939 at 3-30 p.m. by U. S. Engineers.

Mabel J. [Signature]
Skamania County Auditor.

#27497

Town of N. Bonneville to N. Bonneville Water Co.
Ordinance No. 30.

An ordinance granting unto the North Bonneville Water Company a corporation, a franchise to construct and maintain in and upon certain streets in the Town of North Bonneville water pipe mains and lines and providing terms, conditions and limitations thereof.

Be it ordained by the Council of the Town of North Bonneville.

Section 1: That there is hereby granted unto the North Bonneville Water Company, a corporation, a franchise for the term of twenty-five (25) years from the first day of May, 1939, to lay, construct and maintain pipe lines and water pipe mains in, through, on and

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over the following streets in the town of North Bonneville, Washington, to-wit:

First Avenue, Second Avenue, Third Avenue in Bender's Addition to the Town of North Bonneville; Walla Drive, Hilliard Street and Holiday Street in Bonneville Addition to the town of North Bonneville; Division Street and the street known and designated as County Road extending along the westerly side of Bender's Addition.

Section 2: The said pipe lines and water pipe mains and distributing lines therefrom and thereto shall be so constructed, laid and maintained as not to interfere with the ordinary public use of said streets and highways.

Section 3: This ordinance shall be in effect from and after its passage, acceptance by the North Bonneville Water Company and publication according to law.

Wm. R. Price, Mayor
Attest: J. E. Brown, Clerk.

I hereby certify that the foregoing is a true copy of Ordinance No. 30, duly passed by the Council of the Town of North Bonneville on the 2nd day of May, 1939 and that the same was duly passed according to law.

(seal of town affixed)

J. E. Brown
Town Clerk, Town of North Bonneville.

Filed for record July 23, 1939 at 11-40 a.m. by Grantee

M. J. J. J.
Skamania County Auditor.

#27791

State of Wash. to St. Dept. of Highways.

Certificate record No. 3, page No. 1218 State of Washington, County of Skamania. Certificate of water right (For rights perfected under original, enlargement or secondary permits.) (In accordance with the provisions of Chapter 117, Laws of Washington for 1917, and the regulations of the State Supervisor of Hydraulics thereunder.).

This is to certify, that State of Washington, Department of Highways of Olympia, State of Washington, has made proof to the satisfaction of the State Supervisor of Hydraulics of Washington, of a right to the use of the waters of Unnamed stream, a tributary of Columbia River, for the purposes of irrigation and drinking fountain under appropriation permit No. 2739 issued by the State Supervisor of Hydraulics, and that said right to the use of said waters has been perfected in accordance with the laws of Washington, and is hereby confirmed by the State Supervisor of Hydraulics of Washington and entered of record in Volume 3, at page 1218, on the 8th day of August, 1939, that the right hereby confirmed dates from March 20, 1939; that the amount of water to which such right is entitled and hereby confirmed, for the purposes aforesaid, is limited to an amount actually beneficially used for said purposes, and shall not exceed 0.05 of a cubic foot per second.

A description of the lands under such right to which the water hereby confirmed is appurtenant, and the place where such water is put to beneficial use, is as follows:

Place of use	Legal Subdivision	FOR Irrigation	No. acres
Section Township Range		No. acres described in permit	actually irrigated.
29 3N 10 E.W.M.	Lot 4	1	----
Section Township Range	Legal Subdivision	For other uses.	
29 3N 10 E.W.M.	Lot 4	Drinking fountain	

The right to the use of the water aforesaid hereby confirmed is restricted to the lands or place of use herein described, except as provided in Section 39, Chapter 117, Session Laws 1917.

Witness the seal and signature of the State Supervisor of Hydraulics affixed this 8th