

Superior Court (A. Reidman) to P. & S. Ry. Co.

In the Superior Court of the State of Washington for the County of Skamania.

Portland & Seattle Railway Company, a corporation, Petitioner

vs.

Deems.

James P. Green, Ella Green, Myrtle Hamilton, L. P. Ash

Ada S. Reidman, Charles C. Ladd, Sarah M. Ladd, Mary J. Hamilton, Claimants

This cause coming regularly for hearing before the Court on this 7th day of March 1906, petitioner appearing by Geo. T. Reid its attorney and the claimant Ada S. Reidman appearing by Messrs. Suffer & Riddell, her attorneys. And it appearing to the Court by satisfactory proof that all the parties interested in the land, real estate and premises in the petition herein described have been duly served with the notice provided by law. And it further appearing to the satisfaction of the Court by competent proof that the Portland and Seattle Railway Company is and at all times in its petition mentioned was a corporation duly organized and existing under and by virtue of the laws of the State of Washington, and among other things organized for the construction and operation, and having full power and authority to construct, maintain and operate railroads in the State of Washington and elsewhere, and among other places from the City of Spokane in the State of Washington to the City of Portland in the State of Oregon. And the Court having heretofore made and caused to be entered an order adjudging that the contemplated use for which the land, real estate and premises sought to be appropriated by this proceeding is really a public use, and that the public interest requires the prosecution of such enterprise, and that the lands, real estate and premises so sought to be appropriated are required and necessary for the purpose of such enterprise.

And each of the parties to this proceeding appearing in open Court and by their respective attorneys consenting in the manner provided by law that a jury be waived, the Court proceeded with the trial of this case without the intervention of a jury. And the Court having heard all the testimony offered find the following facts to be true: That by reason of the appropriation and use of the land, real estate and premises hereinafter described by the Portland and Seattle Railway Company, for any and all of its corporate purposes, the claimant Ada S. Reidman will be damaged in the sum of Two Thousand Dollars. The Court does therefore hereby ascertain, determine and award to the claimant Ada S. Reidman damages in the sum of Two Thousand Dollars to be paid to said Ada S. Reidman or to be paid into Court for her benefit for the taking or injuriously affecting the land of said claimant in said petition described for the purpose of such enterprise irrespective of any benefit from any improvement proposed by said Portland and Seattle Railway Company.

Whereof it is ordered, adjudged and decreed by the Court that the claimant Ada S. Reidman have and recover of and from the petitioner, Portland and Seattle Railway Company the sum of Two Thousand Dollars as damages awarded to her for the taking and injuriously affecting the said land, real estate and premises. And it further appearing to the Court that said petitioner has paid into Court for the benefit of said claimant Ada S. Reidman the damages awarded by the foregoing judgment the Court does now Order, Adjudge and decree that the land, real estate and premises of said claimant Ada S. Reidman hereinafter described be and the same is hereby appropriated to the use of the Portland and Seattle Railway Company for all of its corporate purposes and the legal title thereto is hereby vested in the Portland