

Superior Court (Skamania Boom Co.) vs P. & S. Ry. Co.

In the Superior Court of the State of Washington, For the County of Skamania:

Portland and Seattle Railway Company,
Petitioner,

-VS-

Skamania Boom Company, D. W. Mann,
Hella Mann and Henry Palmer,

Claimants.

Order and Decree
of Appropriation,

This cause coming on regularly to be heard before the Court on this 21st day of February, 1906, upon the written stipulation of the petitioner, Portland and Seattle Railway Company, by A. G. Avery and Geo. T. Reid, its attorneys, and the claimant, Skamania Boom Company, by Geo. S. Shepherd, its attorney, and upon the petition of said Portland and Seattle Railway Company for the condemnation and appropriation of a right of way for its line of railroad down the north bank of the Columbia River,

And it appearing to the Court from said stipulation and from competent proof that the contemplated use for which the said estate sought to be appropriated by this proceeding is for the construction and operation of a line of railroad across said premises, said railroad to form a part of a line of railroad to be constructed and operated by said petitioner down the north bank of the Columbia River, from a point opposite Pasco, Washington, or thereabouts to Vancouver, Washington and that said contemplated use is really a public use and that the public interest requires the prosecution of such enterprise and that said real estate so sought to be appropriated is required and necessary for the purposes of such enterprise,

And it appearing to the Court that said claimant, Skamania Boom Company, is the sole owner of the strip of land sought to be appropriated by this proceeding and hereinafter described, and that it is the only person interested therein, it is,

Ordered, Adjudged and Decreed by the Court that the contemplated use for which the real estate so 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 real estate sought to be appropriated in this proceeding is required and necessary