

Superior Court [H. C. De Bo] to 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.

Decree of Appropriation.

Henry C. Debo, claimant

This cause coming on to be heard before the court on the third day of May 1906, petitioner appearing by its attorney Geo. T. Reid, and the claimant appearing in person. And the court hereby heretofore made and caused to be entered as order adjudging and finding that the land, real estate and premises sought to be appropriated by this proceeding is for really a public use and that the public interest requires the prosecution of such enterprise and that the land, real estate and premises sought to be appropriated are required and necessary for the purpose of such enterprise.

And the court having heretofore made and caused to be entered in the minutes of the court an order directing the sheriff of Skamania County, Washington, to summon from the citizens of said Skamania County, a sufficient number of qualified persons to form a jury of twelve persons in said proceeding, and said persons appearing in court at the time fixed in said order, and the parties appearing in court and being ready for trial, the jury being duly empanelled and sworn, the trial of this case proceeded before the court and a jury, and the parties having duly submitted all their testimony and the jury having, under the direction of the court, viewed the premises sought to be appropriated, and the court having instructed the jury upon the law, said jury retired to consider of their verdict, and having thereafter agreed upon a verdict returned with the same into court.

And said jury by their verdict having made an assessment of the damages which shall result to said claimant, Henry C. Debo, by reason of the appropriation and use of the land, real estate and premises of said claimant for any and all of the corporate purposes of said petitioner, and having ascertained, determined and awarded to amount of damages to be paid to said claimant for the taking and injuriously affecting the said land, real estate and premises irrespective of any improvements proposed by said petitioner, It is therefore Ordered, Adjudged and Decreed by the court that in conformity with said verdict said claimant, Henry C. Debo, have and recover of and from the petitioner Portland and Seattle Railway Company, the sum of Four hundred dollars, and his costs herein, taxed at the sum of \$34.00 for the taking and injuriously affecting the land, real estate and premises heretofore described. And it appearing to the court that said petitioner, Portland and Seattle Railway Company, has paid to said Henry C. Debo, the full amount of the judgment above rendered and costs,

It is Ordered, Adjudged and Decreed by the court that the following described strip of land in Skamania County, Washington, be and the same is hereby appropriated to the use of the Portland and Seattle Railway Company, and the legal title thereto is hereby vested in said Corporation, Portland and Seattle Railway Company, for any and all of its corporate purposes: A strip of land one hundred feet in width being fifty feet in width on each side of the center line of the railroad of said petitioner, Portland and Seattle Railway Company, as the same is now located and staked out over and across the southeast quarter of southwest quarter of section Twenty-one, Township Three, North, of