

shall have a perpetual and free right of way across said strips of land under the bridge span to be erected by the said Portland and Seattle Railway Company, at and across Rock Creek in said Sec. 1. T. 2 North of Range 7 east of the Willamette Meridian, said right of way to be made and used by said grantor, his heirs and assigns, in such way as not to interfere with the operation of said railway company or with the safety of its structures and property and it is hereby agreed and understood that the said railway company will so construct said bridge span over said Rock Creek that the said grantor's right of way shall be kept free of all obstructions caused by the substructure or trestling of said span so as to leave a space free and open under said span which shall be at least twenty feet high and twenty feet wide over and along the present surface of the ground under said span.

In Testimony Whereof I have hereunto set my hand and seal at Portland, Oregon, this 18th day of May 1906.

In presence of

Thos O' Day

Wm W. Banks

State of Oregon

County of Multnomah } ss. I, Wm W. Banks, a Notary Public in and for said County and State, do hereby certify that on this 18th day of May 1906, before me personally appeared Frederick A. Kroils, to me known to be the individual described in and who executed the within instrument, and acknowledged that he signed, sealed and executed the same as his free and voluntary act and deed for the uses and purposes therein mentioned.

Given under my hand and official seal this 18th day and year of this certificate first above written.

Notarial
Seal

Wm W. Banks

Notary Public in and for said County and State
residing in said State.

Filed for record by A. G. Avery on May 21. 1906 at 1.15 P. M.

A. Fleischer

Co Auditor.

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