

SMITH TO BUTLER

KNOW ALL MEN BY THESE PRESENTS, That we, Andrew C. Smith and Annie B. Smith, husband and wife of Portland, in the County of Multnomah State of Oregon, in consideration of One Dollar to us paid by W. Butler of Butler, County of Skamania, State of Washington have bargained and sold, and by these presents do grant, bargain, sell and convey unto said W. Butler his heirs and assigns, all the following bounded and described real property, situated in the County of Skamania and State of Washington, to-wit:- The northwest quarter of the southeast quarter of Section Thirty four (34) in Township Two (2) North of Range Six (6) East of the Willamette Meridian, containing Forty acres,- Saving and excepting therefrom, however, the following :

(a) That portion of said forty acre tract lying south of the Right of Way of the Portland and Seattle Railway Company, and west of the County Road leading to the Columbia River through said forty acre tract, which portion was conveyed to Wm. Samd by deed recorded on page 478 of Book "I" of Records of Deeds of said County; and (b) The Right of Way over and across said forty acre tract conveyed to said Portland and Seattle Railway Company by deeds recorded on page 412 of Book "I" and on page 561 of Book "I" and on page 167 of Book "K" of Records of Deeds of said County; and (c) The Right of Way over and across said forty acre tract conveyed to the Northwestern Electric Company, by deed recorded in the Records of Deeds of said County; Together with all water rights incident or appurtenant to the land hereby conveyed, and particularly the water right conveyed by F.F.Foster to J.T.Bagley, by conveyance recorded on page 312 of Book "E" of Miscellaneous Records of said County.

and also together with all and singular the tenements, hereditaments and appurtenances thereto belonging or in anywise appertaining, and also all our estate, right, title and interest in and to the same, including dower and claim of dower.

To Have and to Hold, the above described and granted premises unto the said W. Butler his heirs and assigns forever. And we, Andrew C. Smith and Annie B. Smith the grantors above named do covenant to and with ^{W. Butler} the above named grantee his heirs and assigns that we are lawfully seized in fee simple of the above granted premises, that the above granted premises are free from all incumbrances save and except the principal and interest of the Twelve Hundred (\$1200) Dollar Note secured by the mortgage from J.T.Bagley and Eva B. Bagley, his wife, to "The Oregon Mortgage Company, Limited" which is recorded on page 433, Book H Records of Mortgages of said County and that we will and our heirs, executors and administrators, shall warrant and forever defend the above granted premises, and every part and parcel thereof, against the lawful claims and demands of all persons whomsoever save and except the principal and interest of said note and mortgage.

IN WITNESS WHEREOF, we the grantors above named, have hereunto set our hands and seals this 3d day of October 1914.

Signed, Sealed and Delivered in
the Presence of us as Witnesses:
A.H. Clare
Q.C. Burg

Andrew C. Smith (Seal)

Annie B. Smith (Seal)

State of Oregon, }
County of Multnomah. } ss.

Be it Remembered, That on this 3 day of October A.D.1914, before me the undersigned, a Notary Public in and for said County and State, personally appeared the within named Andrew C. Smith and Annie B. Smith who are known to me to be the identical persons described in and who executed the within instrument, and acknowledged to me that they executed the same freely and voluntarily.

IN TESTIMONY WHEREOF, I have hereunto set my hand and Notarial seal the day and year last above written.

Q.C. Burg
Notary Public for Oregon.
My Notarial Commission expires Feby. 21, 1915.

(Notarial seal)

Filed for record by W. Butler on October 6, 1914 at 10:30 A.M.

H. Swisher
Co. Auditor.