

PRIVILEGE IS ALSO HEREBY GRANTED TO ENTER IN AND UPON SAID PREMISES TO ERECT THE SAME, PROVIDED HOWEVER, SAID FLUME IS TO BE ERECTED IN THE MOST PRACTICABLE PLACE FOR THE USES AND PURPOSES TO WHICH SAME IS TO BE PUT AND WITH DUE REGARD TO THE CONVENIENCE OF THE GRANTORS HEREIN, AND SHALL BE OF A WIDTH OF THIRTY (30) FEET, AND THE PRIVILEGES GRANTED HEREUNDER ARE SO GRANTED TO CONTINUE AND EXIST FOR A PERIOD OF TWENTY-FIVE (25) YEARS FROM AND AFTER THE DATE OF THIS INSTRUMENT. THE LAND ACROSS WHICH SAID RIGHT OF WAY IS GRANTED BY THIS DEED IS DESCRIBED AS FOLLOWS:

NORTHWEST QUARTER (NW $\frac{1}{4}$) OF SOUTHWEST QUARTER (SW $\frac{1}{4}$) OF SECTION TWENTY-FOUR (24), TOWNSHIP THREE (3) NORTH, RANGE NINE (9) EAST, W.M., AND THE ATTACHED MAP SHOWS SUBSTANTIALLY THE PROPOSED POINTS OF CROSSING SAID LANDS.

IT IS AGREED BETWEEN THE PARTIES TO THIS INSTRUMENT THAT WORK ON THE CONSTRUCTION OF SAID FLUME SHALL BEGIN WITHIN THE PERIOD OF SIX (6) MONTHS FROM AND AFTER THE DATE HEREOF, AND THAT SAME SHALL BE COMPLETED AND IN OPERATION WITHIN ONE YEAR FROM THE DATE WHEN CONSTRUCTION WORK ON SAID FLUME SHALL HAVE BEGUN HEREUNDER.

IT IS AGREED THAT THE GRANTORS SHALL HAVE FREE WATER FOR IRRIGATION PURPOSES FROM OUT THE SAID FLUME, SUBJECT TO THE FIRST AND PRIOR RIGHT OF THE PORTLAND RAILWAY LIGHT & POWER COMPANY, A CORPORATION OF THE STATE OF OREGON, TO THE USE OF THE WATER PASSING THROUGH SAID FLUME, AND SUBJECT TO SAID FIRST AND PRIOR RIGHT THESE SAID GRANTORS ARE GIVEN THE RIGHT TO USE WATER FOR IRRIGATION PURPOSES THEREFROM CONNECTION WITH SAID FLUME TO BE MADE AT A POINT ON THE GRANTOR'S OWN LAND, IN SUCH MANNER AS IS DIRECTED BY GRANTEES AND AT GRANTORS OWN COST AND EXPENSE, AND SAID WATER TO BE BY THEM USED ONLY IN SUCH MANNER AND AT SUCH TIMES AS WILL NOT INTERFERE WITH THE CONDUCT OF THE FLUME FOR THE PURPOSES FOR WHICH SAME IS ERECTED.

TO HAVE AND TO HOLD THE SAME UNTO THE SAID GEORGE BROUGHTON AND W. D. ARNOLD, THEIR HEIRS AND ASSIGNS FOREVER.

IN WITNESS WHEREOF, THE GRANTORS HEREIN HAVE HEREUNTO SET THEIR HANDS AND SEALS THIS 15TH DAY OF DECEMBER, 1920.

WITNESSES BY:

NANCY G. WALLACE

LAURA J. WALLACE

JAMES MORBY (SEAL)

ELLA MORBY (SEAL)

STATE OF WASHINGTON,)
COUNTY OF SKAMANIA.) ss.

I, LAURA J. WALLACE, A NOTARY PUBLIC, DO HEREBY CERTIFY ON THIS 15TH DAY OF DECEMBER, 1920, BEFORE ME PERSONALLY CAME JAMES MORBY AND ELLA MORBY HIS WIFE, WHO ARE TO ME KNOWN TO BE THE INDIVIDUALS DESCRIBED IN AND WHO EXECUTED THE FOREGOING INSTRUMENT, AND THEY EACH ACKNOWLEDGED TO ME THAT THEY SIGNED AND SEALED THE SAME FREELY AND VOLUNTARILY AND FOR THE USES AND PURPOSES THEREIN MENTIONED.

IN WITNESS WHEREOF, I HAVE HEREUNTO SET MY HAND AND SEAL THE DAY AND YE YEAR LAST ABOVE WRITTEN.

(NOTARIAL)
(SEAL)

LAURA J. WALLACE
NOTARY PUBLIC FOR WASHINGTON
RESIDING AT COOK
COMMISSION EXPIRES APR. 5, 1921.

50 CENTS DOCUMENTARY STAMPS ATTACHED AND DULY CANCELLED.

FILED FOR RECORD JULY 21, 1921, AT 9 A.M. BY GEORGE BROUGHTON.

Eddy P. Mitchell
COUNTY AUDITOR.