

EASEMENTS SOUGHT TO BE ACQUIRED IN THIS PROCEEDING, AND BY THE TERMS OF WHICH STIPULATION SAID CLAIMANTS HAVE AGREED THAT A DECREE MAY BE ENTERED HEREIN APPROPRIATING TO PETITIONER SAID RIGHT AND EASEMENT, AND NO OBJECTION HAVING BEEN MADE OR FILED THERETO BY CLAIMANTS, JOHN M. RUNYAN, SUSAN A. RUNYAN, AND J. W. SHIPLEY;

IT IS THEREFORE ORDERED, ADJUDGED, AND DECREED THAT THERE IS HEREBY APPROPRIATED AND CONDEMNED TO AND FOR THE BENEFIT OF THE PETITIONER; SPOKANE, PORTLAND AND SEATTLE RAILWAY COMPANY, THE RIGHT TO CONSTRUCT, OPERATE, AND MAINTAIN, WITH THE RIGHT OF INGRESS AND EGRESS FOR THE PURPOSE OF CONSTRUCTING, REPAIRING, AND MAINTAINING A PIPE LINE NOT GREATER THAN SIX INCHES IN DIAMETER, TOGETHER WITH A CONCRETE INTAKE DAM TO PROPERLY GATHER THE WATERS OF DUNCAN CREEK AND CONVEY THEM INTO SAID PIPE, OVER AND ACROSS THE LANDS OF SAID CLAIMANTS, R. E. YETTICK AND JENNIE S. YETTICK, HIS WIFE, IN SECTION THIRTY-FOUR (34), TOWNSHIP TWO (2) NORTH OF RANGE SIX (6) EAST OF WILLAMETTE MERIDIAN, SKAMANIA COUNTY, WASHINGTON, THE EXACT LOCATION OF SAID DAM AND THE CENTER LINE OF SAID PIPE LINE BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT THE CENTER OF SAID SECTION 34, THENCE WEST ALONG THE EAST AND WEST CENTER LINE OF SAID SECTION 34, A DISTANCE OF 570.5 FEET TO THE TRUE POINT OF BEGINNING; THENCE NORTHWESTERLY IN A STRAIGHT LINE MAKING AN ANGLE OF $51^{\circ} 16'$ WITH THE SAID EAST AND WEST CENTER LINE A DISTANCE OF 189.7 FEET; THENCE NORTHWESTERLY IN A STRAIGHT LINE MAKING AN ANGLE OF $9^{\circ} 09'$ TO THE RIGHT WITH LAST DESCRIBED COURSE A DISTANCE OF 352.2 FEET; THENCE NORTHWESTERLY IN A STRAIGHT LINE MAKING AN ANGLE OF $1^{\circ} 37'$ TO THE LEFT WITH THE LAST DESCRIBED COURSE A DISTANCE OF 126.6 FEET; THENCE NORTHWESTERLY IN A STRAIGHT LINE MAKING AN ANGLE OF $7^{\circ} 49'$ TO THE RIGHT WITH LAST DESCRIBED COURSE A DISTANCE OF 98.2 FEET; THENCE NORTHWESTERLY IN A STRAIGHT LINE MAKING AN ANGLE OF $6^{\circ} 22'$ TO THE RIGHT WITH LAST DESCRIBED COURSE A DISTANCE OF 323.0 FEET; THENCE NORTHWESTERLY IN A STRAIGHT LINE MAKING AN ANGLE OF $15^{\circ} 38'$ TO THE LEFT WITH LAST DESCRIBED COURSE A DISTANCE OF 149.2 FEET; THENCE NORTHWESTERLY IN A STRAIGHT LINE MAKING AN ANGLE OF $21^{\circ} 26'$ TO THE LEFT WITH LAST DESCRIBED COURSE A DISTANCE OF 150.8 FEET MORE OR LESS TO A POINT ON THE EASTERLY BANK OF DUNCAN CREEK, SAID POINT BEING THE END OF THE SAID PIPE LINE AND THE BEGINNING OF SAID INTAKE DAM; THENCE ALONG THE CENTER LINE OF SAID INTAKE DAM WESTERLY AT RIGHT ANGLES TO THE BANKS OF DUNCAN CREEK A DISTANCE OF 40 FEET MORE OR LESS TO A POINT ON THE WESTERLY BANK OF DUNCAN CREEK IN THE SECTION, TOWNSHIP AND RANGE AFORESAID.

IT IS FURTHER ORDERED, ADJUDGED, AND DECREED THAT IN THE CONSTRUCTION, MAINTENANCE AND OPERATION OF SAID PIPE LINE AND INTAKE DAM UNDER THE PROVISIONS OF THE EASEMENT CONDEMNED AND APPROPRIATED HEREBY, THE PETITIONER, ITS SUCCESSORS AND ASSIGNS, SHALL PROMPTLY REBUILD OR RESTORE ANY AND ALL FENCES WHICH MAY OR SHALL BE DESTROYED OR DAMAGED ON THE LAND OF THE CLAIMANTS IN THE CONSTRUCTION, MAINTENANCE, OPERATION OR OTHER WORK CONDUCTED BY PETITIONER, ITS SUCCESSORS OR ASSIGNS, UNDER AND BY VIRTUE OF SAID EASEMENT.

HOMER KIRBY
JUDGE OF THE SUPERIOR
COURT

FILED FOR RECORD DECEMBER 29, 1921, AT 9 A.M. BY S. P. & S. Ry. Co.

Eady P. Mitchell
COUNTY AUDITOR.