

TO HAVE AND TO HOLD UNTO THE SAID PARTY OF THE SECOND PART HIS HEIRS AND ASSIGNS FOREVER.

THIS CONVEYANCE IS SUBJECT TO THE FOLLOWING CONDITIONS AND LIMITATIONS:

1. THAT THE SAID PARTY OF THE SECOND PART WILL, UPON NOTICE IN WRITING GIVEN BY THE SAID PARTY OF THE FIRST PART HIS HEIRS, EXECUTORS, ADMINISTRATORS OR ASSIGNS, CONSTRUCT A GOOD FOUR WIRE BARBED WIRE FENCE ALONG THE SOUTH EDGE OF THE RIGHT OF WAY ABOVE DESCRIBED AND UPON FAILURE SO TO DO, SHALL BE LIABLE TO THE SAID GRANTOR, HIS HEIRS, EXECUTORS, ADMINISTRATORS OR ASSIGNS IN DAMAGE TO AN AMOUNT NOT LESS THAN THE COST OF CONSTRUCTING SUCH FENCE.

2. THAT THE SAID PARTY OF THE SECOND PART HIS HEIRS AND ASSIGNS SHALL ASSUME AND PAY 1/9 OF THE EXPENSE OF CONSTRUCTION AND FOR MAINTENANCE OF THE SAID "GORDON DITCH" AND BRIDGE NECESSITATED THEREBY.

THIS CONDITION SHALL BE HELD AND CONSTRUED AS A LIMITATION UPON THE TITLE OF THE SAID PARTY OF THE SECOND PART IN AND TO THE WATER OF SAID "GORDON DITCH" AND EVERY INTEREST THEREIN AND UPON FAILURE TO COMPLY WITH THE TERMS HEREOF ALL RIGHTS IN AND TO THE SAID DITCH OR THE WATER THEREOF SHALL REVERT AND REVEST IN THE SAID PARTY OF THE FIRST PART HIS HEIRS OR ASSIGNS.

AND THE SAID PARTY OF THE FIRST PART, FOR HIMSELF AND FOR HIS HEIRS, EXECUTORS AND ADMINISTRATORS, DOES HEREBY COVENANT TO AND WITH THE SAID PARTY OF THE SECOND PART HIS HEIRS AND ASSIGNS THAT HE IS THE OWNER IN FEE SIMPLE OF SAID PREMISES AND EASEMENTS AS HIS SOLE AND SEPARATE PROPERTY, AND HAS GOOD RIGHT TO SELL AND CONVEY THE SAME, THAT THE SAME ARE FREE FROM ALL INCUMBRANCES AND THAT HE WILL AND HIS HEIRS, EXECUTORS AND ADMINISTRATORS SHALL, FOREVER WARRANT AND DEFEND THE TITLE THERETO AGAINST THE LAWFUL CLAIMS OF ANY PERSON OR PERSONS WHOMSOEVER.

IN TESTIMONY WHEREOF, THE SAID PARTY OF THE FIRST PART HAS HEREUNTO SET HIS HAND AND SEAL THE DAY AND YEAR FIRST ABOVE WRITTEN.

A. P. GORDON (SEAL)

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

I, RAYMOND C. SLY, A NOTARY PUBLIC IN AND FOR SAID COUNTY AND STATE DO HEREBY CERTIFY THAT ON THIS 21ST DAY OF MAY, 1923, PERSONALLY APPEARED BEFORE ME A. P. GORDON, AN UNMARRIED MAN TO ME KNOWN TO BE THE INDIVIDUAL DESCRIBED IN AND WHO EXECUTED THE WITHIN AND FOREGOING INSTRUMENT AND ACKNOWLEDGED THAT HE SIGNED AND SEALED THE SAME FOR THE USES AND PURPOSES THEREIN MENTIONED.

IN TESTIMONY WHEREOF I HAVE HEREUNTO SET MY HAND AND AFFIXED MY OFFICIAL SEAL THE DAY AND YEAR IN THIS CERTIFICATE FIRST ABOVE WRITTEN.

(NOTARIAL)
(SEAL)

RAYMOND C. SLY
NOTARY PUBLIC FOR THE STATE OF WASHINGTON,
RESIDING AT STEVENSON IN SKAMANIA COUNTY.

\$1.00 DOCUMENTARY STAMPS ATTACHED AND DULY CANCELLED.

FILED FOR RECORD AUGUST 17, 1923, AT 1-20 P.M. BY BANK OF STEVENSON.

Wm. A. Michel
COUNTY AUDITOR
BY *Eddy P. Michel* DEPUTY.