

DEED RECORD W  
SKAMANIA COUNTY, WASHINGTON

The right to take not to exceed one-half of the water flowing through the stream known as Blue Creek, flowing through the following described real property, to-wit:

Beginning at quarter section corner between section 10 and 11 township 2 North of range 7 East of W. M., thence north 29° east 400 feet to the northeast corner of the I. H. Bush Donation Land Claim; thence west 2200 feet; thence south 329 feet; thence west 600 feet, thence south 271 feet, thence east 2306.5 feet to a point 30 feet west of the center of the North Bank Highway, thence North 29° east 320 feet to the place of beginning.

Also the right to construct and maintain upon said land, such dams and reservoirs as may be necessary or convenient for the purpose of impounding and taking the water from said creek as aforesaid; also a right of way over and across the above described land for the purpose of laying, constructing and maintaining thereon, a pipe line, ditch, flume or other conduit, together with the right to go upon said lands for the purpose of repairing, replacing and maintaining said intakes, conduits or other property appurtenant thereto, or used in connection therewith.

Also: All right title and interest in and to the head gates, flumes and other appurtenances heretofore erected by the party of the second part over and across said lands above described with the right to change the location of said head gates and flumes from their present location on said land to any other location thereon which may be hereafter desired or useful to the party of the second part. Provided, that such change shall not interfere with any road or roads or other permanent improvement that the parties of the first part or their successors in interest at the time of such change shall have constructed on and across said premises.

Also: the right to cut and remove or burn brush, snags, trees and other obstructions which interfere with the building, repair or maintenance of said flume, pipe line, ditch or other conduit or which shall imperil the same.

Also: Granting unto the party of the second part the right to replace the said flume, pipe line or ditch by any other type of conduit upon the present location or upon such other location as may hereafter be selected by the party of the second part as hereinabove, provided; it being the intent and purpose that the said grantee shall have the right to an easement for one continuous water conduit of such type as may be by it determined most convenient over and across said land at such place as they may from time to time select. Provided, that as to the right to take one-half of the water of Blue Creek above described, parties of the first part grant only such riparian rights as they may by law possess, but as to all real property owned by them over which the said creek flows.

To Have and To Hold unto the party of the second part, its successors and assigns forever.

The parties of the first part do hereby covenant and agree to and with the party of the second part, its successors and assigns, that they are the owners in fee simple of said premises, excepting the flume and head gates above described, and that the same are free from encumbrances, and that they will warrant and forever defend the title thereto against all lawful claims whatsoever. Provided, as to the right to take one-half of the water of Blue Creek above described, the parties of the first part part grant only such riparian rights as they may by law possess.

Witness, our hands and seals this 29th day of January, 1931.

Signed, sealed and delivered	Elmer Preston Ash	(Seal)
in presence of	Gertrude E. Ash	(Seal)
	Bessie Ash Young	(Seal)

STATE OF WASHINGTON )  
COUNTY OF SKAMANIA ) ss

I, Raymond C. Sly, a Notary Public in and for the said State, do hereby certify that on this 29th day of January, 1931, personally appeared before me Elmer Preston Ash and Gertrude E. Ash, husband and wife, and Bessie Ash Young to me known to be the individuals de-