

DEED RECORD Y
SKAMANIA COUNTY, WASHINGTON

PIONEER PRINT, STEVENSON, WASH.

the U. S. C. & G. S. bench mark, B. 24, situate about one mile east along the Oregon-Washing-
ton Railroad & Navigation Company's track from Warrendale, Multnomah County, Oregon, in the
north end of a concrete culvert, at elevation 72.533 feet) will be permanently flooded; and

WHEREAS, the Government in operating said structures, will increase periodically the
depth and duration of the overflow on a portion of said lands, later described, lying above
elevation 72.0 feet; and

WHEREAS, the Government desires to purchase a perpetual flowage easement from the said
Grantors, and the said Grantors desire to sell said perpetual flowage easement to the Govern-
ment;

NOW THEREFORE, the said Grantors, for and in consideration of the sum of Two Hundred
Seventy-five dollars (\$275.00), cash in hand paid by the Government, the receipt whereof is
hereby acknowledged, do hereby grant, bargain, sell and convey to the Government, its succes-
sors and assigns, Forever, the full and perpetual right, power, privilege and easement to
overflow as hereinbefore stated, all that portion of the following described lands lying be-
low the 94 foot contour line as determined by reference to the U. S. C. & G. S. datum, and
above the ordinary high water mark in the Columbia River, containing 7.3 acres, more or less,
situate in the County of Skamania and State of Washington:

Government Lot 2, Section 29, Township 3 North, Range 8 East of the Willamette Meri-
dian, excepting the right of way of the Spokane, Portland and Seattle Railway Company.

TO HAVE AND TO HOLD unto the Government, its successors and assigns, Forever, together
with the right to go upon the lands above described from time to time as the occasion may re-
quire and remove therefrom the timber, and other natural growth, and any accumulations of
brush, trash or driftwood;

And the said Grantors and their heirs covenant that they are in the quiet and peaceful
possession of said lands, and that they will defend the title to the right, power, privilege
and easement hereby granted and conveyed, as aforesaid, to the Government and its assigns,
against the lawful claims of all persons whomsoever.

And the said Grantors, in consideration of the above specified sum, also hereby release
the Government from all claims for damages that have accrued or may hereafter accrue to them
by reason of the overflowing of the above described land.

IN TESTIMONY WHEREOF, the said Grantors have hereunto set their hands and affixed their
seals on this the day and year first above written.

1-50¢ Gov. documentary stamp duly
affixed and cancelled 4-29-36 F.S.

Frank Smiley (Seal)
Agnes Smiley (Seal)

State of Washington)
) ss.
County of Skamania)

BE IT REMEMBERED, That on this 23 day of January, 1936, before me, the undersigned, a
Notary Public in and for said County and State, personally appeared the within named Frank
Smiley and Agnes Smiley who are known to me to be the identical individuals 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.

(Notarial seal affixed)

Jos. Gregorius
Notary Public for Washington
My commission expires March 28,
1939.
Notary Public in and for the State
of Washington, residing at Carson

Approved as to Form and Execution
J. W. McCulloch
Special Assistant U.S. Attorney General