

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 said Grantors desire to sell said perpetual flowage easement to the Government;

NOW THEREFORE, the said Grantors, for and in consideration of the sum of THREE HUNDRED FIFTY and 00/100 DOLLARS (\$350.00), cash in hand paid by the Government, the receipt whereof is hereby acknowledged, do hereby grant, bargain, sell and convey to the Government or its 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 below the 95-foot contour line above mean sea level, as determined by reference to the U. S. C. & G. S. datum, and above the ordinary high water line on the north bank of the Columbia river, containing 23.2 acres, more or less, situate in the County of Skamania and State of Washington:

Tract 1

Lot 1 of Section 36, Township 3 North, Range 9 East of the Willamette Meridian, except;

a. A strip of land 150 feet wide, being 75 feet on each side of the center line of the <sup>track on</sup> Spokane Portland and Seattle Railway Company, as the same is located and in operation over and across said Lot 1,

b. All that portion of said Lot 1, conveyed to the State of Washington January 31, 1935, for highway purposes.

Tract 2

Lots 1 and 2 of Section 25, and Lot 1 of Section 26, Township 3 North, Range 9 East of the Willamette Meridian, except:

a. All that portion of Lot 2, above mentioned, conveyed to the State of Washington January 31, 1935, for highway purposes.

b. The right and easement of the Northwestern Electric Company to construct and maintain two lines for the transmission of electric power across Lot 1, Section 25, and Lot 1, Section 26, all in Township 3 North, Range 9 East of the Willamette Meridian.

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

And the said Grantors and their successors and assigns 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 or 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, by direction of thier Boards of Directors, executed the foregoing instrument, this 26th day of September, 1936.

CAZADERO REAL ESTATE COMPANY  
a corporation

(Corporate seal affixed)

By Franklin T. Griffith  
President.  
By Cassius R. Peck  
Secretary

PORTLAND ELECTRIC POWER COMPANY,  
a corporation

(Corporate seal affixed)

By Franklin T. Griffith  
President  
By Cassius R. Peck  
Secretary