

## DEED RECORD Z

SKAMANIA COUNTY, WASHINGTON

nor are there any questions of survey or boundary disputes and that no mechanics' lien claims exist against said premises.

I further say that I make this affidavit for the purpose of meeting certain requirements as pointed out in the Attorney General's opinion under date of December 7, 1936.

Amelia May St. Martin

Subscribed and sworn to before me this 4th day of February, 1937.

(Notarial seal affixed)

G. W. Shoemaker  
Notary Public for Oregon  
My commission expires Feb. 19, 1940

Filed for record March 9, 1937 at 11-00 a.m. by U. S. Engr.

*Mabel J. Rose*  
Skamania County, Clerk-Auditor.

#23786

Amelia May St. Martin et al. to United States

(OFFICE CHIEF OF ENGINEERS, NOV. 23, 1936, 6500(Bonneville Dam) 589/1)

FLOWAGE EASEMENT

THIS INDENTURE, made this 4th day of February, 1937, between Amelia May St. Martin, a single woman, and Amedee Daniel St. Martin, a single man, hereinafter called the Grantors, and the United States of America, hereinafter called the Government, witnesseth:

THAT WHEREAS, the Government is constructing a dam across the Columbia River between the States of Oregon and Washington at Bonneville, Oregon, and upon the completion of said dam will operate and maintain a spillway, power house and ship lock; and

WHEREAS, under operating conditions, all lands abutting on either bank of said river from Bonneville to the Celilo Canal which are below the elevation of the backwater curve which begins at the dam at 72.0 feet above mean sea level (as determined by reference to the U. S. C. & G. S. bench mark, B. 24, situate about one mile east along the Oregon-Washington 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 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 TWO HUNDRED TWENTY-FIVE and 00/100 DOLLARS (\$225.00), 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 94-foot contour line above mean sea level, as determined by reference to the U. S. C. & G. S. datum, and above the line of ordinary high water in Wind River, containing 12.73 acres, more or less, situate in the County of Skamania and State of Washington:

The SW $\frac{1}{4}$  SW $\frac{1}{4}$  of Section 22 and Lot 2 of Section 27, Township 3 North, Range 8 East of the Willamette Meridian, excepting all County roads and public rights of way.

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 covenant that they are in the quiet and peaceful possession of said lands, and that they will and their heirs, executors and administrators shall warrant