

DEED RECORD Z

SKAMANIA COUNTY, WASHINGTON

me Fred G. Mauser and Irene M. Mauser, to me known to be the individuals described in and who executed the foregoing instrument and acknowledged to me that they signed and sealed the same as their free and voluntary act and deed for the uses and purposes therein mentioned.

IN WITNESS WHEREOF I have hereunto set my hand and official seal the day and year first above mentioned.

(Notarial seal affixed)

H. Arthur W. Graham
Notary Public in and for the State
of Oregon, residing at Seaside,
Oregon. My commission expires
July 1, 1940.

Filed for record June 18, 1937 at 9-30 a.m. by Birdella Price.

Melander
Skamania County, Clerk-Auditor.

#24232

Peter Melander et ux to United States

(OFFICE CHIEF OF ENGINEERS APR 5 1937 6500 (Bonneville Dam) 708/2.)

FLOWAGE EASEMENT

THIS INDENTURE, made this 27 day of March, 1937, between Peter Melander and Betsy Melander, husband and wife, 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 One Hundred and 00/100 Dollars (\$100.00), 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, situate in the County of Skamania and State of Washington:

Lots 18 and 19, Block 1, Riverview Addition to Stevenson, according to the duly recorded plat thereof in Skamania County, Washington.

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 and forever defend the title to the right, power, privilege and easement hereby granted and