

## DEED RECORD Z

SKAMANIA COUNTY, WASHINGTON

rights affecting said lands; That there is no dispute as to right of possession of said lands and no parties other than the grantors of said flowage easement, are in possession, or claim right of possession of said lands; That there are no questions of survey or disputes as to boundaries of said lands; That there are no mechanics' or other liens unrecorded, or claimed against said lands, and that said lands are free and clear of all liens.

I further depose and say that I make this affidavit for the purpose of removing certain objections as pointed out in the Attorney General's opinion of October 2, 1936.

Frank Daubenspeck

Subscribed and sworn to before me this 16th day of October, 1936.

(Notarial seal affixed.)

R. M. Wright  
Notary Public for Washington  
Residing at Stevenson.

Filed for record October 19, 1936 at 8-00 a.m. by U. S. Engineer's Office.

*Mabel J. Rose*  
Skamania Co. Clerk-Auditor.

#23222

A. C. Sly et ux to United States of America

FLOWAGE EASEMENT (Office chief of Engineers, Aug 25, 1936 6500 (Bonneville Dam) 472/1)

THIS INDENTURE, made this 18th day of August, 1936, between A. C. Sly and Margaret M. Sly, 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 Nine Thousand Five Hundred and 00/100 Dollars (\$9,500.00), 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 ordinary high water line on the north bank of the Columbia River, containing 19.2 acres, more or less, situate in the County of Skamania and State of Washington:

Tract 1

Beginning at the southwest corner of Front street of the Town of Stevenson in Skamania County, State of Washington, thence S. 34° 30' E. to the south line of the Shepard Donation Land Claim, thence in a southwesterly direction with the meanders of said south line to the southwest corner of said Shepard D. L. C., thence north on the west line of said D. L. C. to a point 25 feet north of a point due west of the northwest corner of Cascade Avenue and Hamilton Street, thence east to where