

hands and affixed their seals on this the day and year first above written.

Witnesses:

(R. M. Wright
(Miss Betty Douglass
(Miss Lyda Nix

(Residing at Stevenson, Washington.

Margarete Menzel (Seal)

Fred F. Menzel (Seal)

STATE OF WASHINGTON)
County of Skamania) ss.

BE IT REMEMBERED, THAT on this 1st day of September, 1937, before me, the undersigned, a Notary Public in and for said County and State, personally appeared the within named Margarete Menzel and Fred F. Menzel, her husband, 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)

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

APPROVED AS TO FORM AND EXECUTION

J. W. McCulloch

SPECIAL ASSISTANT U.S. ATTORNEY GENERAL

Filed for record December 31, 1937 at 10-30 a.m. by U. S. Engr.

Mabel J. Rose
Skamania County, Clerk-Auditor.

#25131 Herman Menzel to United States of America
(OFFICE CHIEF OF ENGINEERS SEP 20 1937 6500 (Bonneville Dam) 818/1)

FLOWAGE EASEMENT

THIS INDENTURE, made this 2nd day of September, 1937, between Herman Menzel, an unmarried man, hereinafter called the Grantor, 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 State 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 Grantor, and said Grantor desires to sell said perpetual flowage easement to the Government;

NOW THEREFORE, the said Grantor, for and in consideration of the sum of ONE HUNDRED