

## DEED RECORD Z

SKAMANIA COUNTY, WASHINGTON

and is well acquainted with the family of Henry Vallett; that the said Henry Vallett died on or about the 9th day of February, 1913, leaving as his sole heir at law a daughter who was then Ellen O'Connell. The said Ellen O'Connell afterwards married one Harry Martin and was the wife of said Harry Martin on the 16th day of August, 1917, the date of deed from Ellen Martin, nee Ellen Vallett, and Harry Martin, wife and husband, to W. A. Arnold which is recorded at page 240 Book "Q" of Deeds. I know of my own knowledge that the said Ellen Martin is the same person as Ellen O'Connell and the same person as the Ella O'Connell named as the sole heir at law of Henry Vallett in petition for Letters of Administration filed in Cause No. 743-P In the Superior Court of the State of Washington for Skamania County in the Matter of the Estate of Henry Vallett, deceased.

Myrtle Royse

Subscribed and sworn to before me this 28th day of October, 1936.

(Notarial seal affixed)

Raymond C. Sly  
Notary Public for Washington,  
residing at Stevenson therein.

Filed for record November 2, 1936 at 1:45 p.m. by Raymond C. Sly

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

#23296

Earl R. Swain et ux to United States of America

FLOWAGE EASEMENT (Office Chief of Engineers, Sep. 29, 1936, 6500 (Bonneville Dam) 519/1)

This Indenture, made this 19th day of September, 1936, between Earl R. Swain and Helen Swain, his 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 Fifteen and 00/100 Dollars (\$115.00), 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 94.0-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 28 and 29 and the S $\frac{1}{2}$  of Lot 27 of Block 1 of Stevenson, including all lands accruing thereto by reason of the vacation of streets and alleys of said town of Stevenson.

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