

DEED RECORD Z

SKAMANIA COUNTY, WASHINGTON

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A tract of land in the Ebenezer C. Hardy and Mary H. Hardy Donation Land Claim in Section 30, Township 2 North, Range 7 East, Willamette Meridian, and in Section 25, Township 2 North, Range 6 East, Willamette Meridian, in Skamania County, Washington, particularly described as follows:

Beginning at a point in the northwesterly right of way line of Spokane, Portland and Seattle Railway Company, said point being 50 feet northwesterly from, when measured at right angles to, the center line of main track of said Railway Company at engineer's station 1893/88.6; thence north $51^{\circ} 7'$ west, along the northeasterly right of way line of that certain strip of land conveyed by Decree of Appropriation, dated January 22, 1909, recorded in Book L, Page 331, a distance of 104.0 feet; thence continuing northwesterly, along said northeasterly right of way line, on the arc of a curve to the left having a radius of 338 feet, to which curve last above described course is tangent, a distance of 137 feet; thence northeasterly, on a straight line, to a point which is 150 feet northwesterly from when measured at right angles to, the center line of right of way of said Railway Company at engineer's station 1896/22.9; thence northeasterly, on the arc of a curve to the right, parallel with and 150 feet northwesterly from when measured at right angles to, said center line of right of way, a distance of 432.2 feet to a point which is 150 feet northwesterly from, when measured at right angles to, said center line of right of way at engineer's station 1900/44.2; thence southeasterly, at right angles, a distance of 100 feet to the present northwesterly right of way line of said Railway company; thence southwesterly, along said right of wayline, a distance of 659.9 feet to the point of beginning; containing an area of 1.93 acres, more or less.

and be entitled to enter into possession of the same and to take hold on and at all times thereafter use and possess the same for the purposes set forth in its petition, and it is

FURTHER CONSIDERED, ORDERED, ADJUDGED AND DECREED that the compensation to be made in money to the owners, tenants and incumbrancers, and all other persons interested in the said premises, for the appropriation and use thereof by petitioner shall be the sum of \$50.00 to claimants Austin Risjord, Anna Risjord, R. W. States and Ella R. States, and the sum of \$600.00 to claimants James Wilbur Buttels and Florence Smith, executor and executrix of the last will and testament of Myrtle Atwell, deceased, Della Halsey, F. E. Walton and Charles H. Walton, and that no compensation be paid to claimant Northwestern Electric Company, except as hereinafter provided for, and it is

FURTHER ORDERED, ADJUDGED AND DECREED that Spokane, Portland and Seattle Railway Company, petitioner herein, shall construct and maintain a bridge for vehicles across the ditch which it shall construct upon the above described premises and shall construct and maintain a private road crossing upon said tract of land for the use of the claimants, their heirs, successors and assigns, and it is

FURTHER ORDERED, ADJUDGED AND DECREED that petitioner, Spokane, Portland and Seattle Railway Company, shall pay to claimant Northwestern Electric Company (1) the cost of reinforcing, removing and/or relocating any pole or poles, overhead conductors and appurtenances if, in the judgment of said Northwestern Electric Company or its successor, such reinforcing, removing and/or relocating becomes necessary by reason of any change made by the petitioner in the present channel of Hardy Creek, (2) the cost of erection of any new pole or poles, overhead conductors and appurtenances which, in the judgment of said Northwestern Electric Company or its successor, it may be necessary to erect because of any change made by the petitioner in the present channel of Hardy Creek, and (3) the cost of removal of old pole or poles, overhead conductors and appurtenances and erection of new pole or poles, overhead conductors and appurtenances if any pole or poles, overhead conductors and appurtenances now upon the said premises are at any time hereafter damaged or if the safety of said Northwestern Electric Company's pole line, overhead conductors, appurtenances or service across said premises is imperiled, in the judgment of said Northwestern Electric Company, as the result of erosion or wash caused by or attributable to any change now or hereafter made by the petitioner in the present channel of Hardy Creek, and it is

FURTHER CONSIDERED, ORDERED, ADJUDGED AND DECREED that the said sum of \$650.00 to be paid to claimants other than Northwestern Electric Company be paid to the clerk of this Court and that such payment, as herein ordered and directed, shall be payment in full for the taking, condemnation, appropriation and use of the above described premises.