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Office of Clerk
U. S. District Court
Seattle, Wash.

UNITED STATES DISTRICT COURT FOR
WESTERN DISTRICT OF WASHINGTON

UNITED STATES OF AMERICA,

Plaintiff,

vs.

0.01 ACRE OF LAND, MORE OR LESS,
SITUATE IN SKAMANIA COUNTY, STATE OF
WASHINGTON, AND KENETH W. PETERSON,
ET AL., AND OTHER UNKNOWN OWNERS,

Defendant.

DECLARATION
OF
TAKING

C 81-493T

TO THE HONORABLE
THE UNITED STATES DISTRICT COURT:

I,

John O. Marsh, Jr.

Secretary of the

Army, do hereby declare that:

1. The land hereinafter described is taken under and in accordance with the authority set forth in Schedule "A" annexed hereto and made a part hereof.

2. The public uses for which said land is taken are also set forth in said Schedule "A".

3. A general description of the tract of land being taken, the estimated just compensation therefor, and the estate taken for said public uses are set forth in Schedule "B" annexed hereto and made a part hereof.

4. A plan showing the land taken is annexed hereto as Schedule "C" and made a part hereof.

5. The gross sum estimated by me as just compensation for all of said land, which aggregates 0.01 acre, with all buildings and improvements thereon and all appurtenances thereto and including any and all interests hereby taken in said land is FIFTY AND NO/100 DOLLARS (\$50.00) which sum I cause to be deposited herewith in the registry of the court for the use and benefit of the persons entitled thereto. I am of the opinion that the ultimate award for said land probably will be within any limits prescribed by law on the price to be paid therefor.

IN WITNESS WHEREOF, the United States of America, by its Secretary
of the Army, thereunto authorized, has caused this declaration to be signed
in its name by said John O. Marsh, Jr., Secretary of
the Army, this 13TH day of MAY, A.D., 19 81, in the
City of Washington, District of Columbia.

John O. Marsh, Jr.
Secretary of the Army

Certified to be a true and
correct copy of the original
filed in my office.

AUG 12 1981
BRUCE RINKIN, Clerk

[Signature]
Deputy

SCHEDULE "A"

AUTHORITY FOR TAKING:

The authority for the taking of the land is under and in accordance with the Act of Congress approved February 26, 1931 (46 Stat. 1421, 40 U.S.C. 258a), and acts supplementary thereto and amendatory thereof, and under the further authority of the Acts of Congress approved April 24, 1888 (25 Stat. 94, 33 U.S.C. 591), and March 1, 1917 (39 Stat. 950, 33 U.S.C. 701), which authorize the acquisition of land for flood control projects; the Act of Congress approved August 30, 1935 (49 Stat. 1028), which act authorizes the construction of the Bonneville Lock and Dam; the Act of Congress approved August 20, 1937 (50 Stat. 731), which act authorized completion, maintenance and operation of the project; Section 83 of the Act of Congress approved March 7, 1974 (Public Law 93-251), which authorized the relocation of the Town of North Bonneville; and the Act of Congress approved October 1, 1980 (Public Law 96-367), which act appropriated funds for such purposes.

PUBLIC USES:

The public uses for which said land is taken are as follows: The said land is necessary to provide for the construction of a river improvement for the purposes of flood control, navigation and for other uses incident thereto. The said land has been selected by me for acquisition by the United States for use in connection with the construction and maintenance of the Second Powerhouse which must be provided at the Bonneville Dam, and for such other uses as may be authorized by Congress or by Executive Order.

SCHEDULE "B"

Description of Property:

Tract 2832E

Description:

A strip of land situated in Section 20, Township 2 North, Range 7 East of the Willamette Meridian, Skamania County, Washington, said strip being 10.00 feet in width lying 5.00 feet wide on each side of a centerline being more particularly described as follows:

Commencing at a point which bears North 89°01'33" East, 2,143.64 feet from the Northeast corner of the E.C. Hardy Donation Land Claim No. 41; thence North 22°28'16" East to the Southerly line of Lot 7, Block 6 of the Plats of Relocated North Bonneville and the POINT OF BEGINNING:

thence continuing North 22°28'16" East to the Northerly line of said Lot 7 and the point of terminus of this description.

The side lines of said strip of land are lengthened or shortened to begin and end on the lot lines of said Lot 7.

The tract herein described contains 0.01 of an acre, more or less.

Estimated compensation deposited in the registry of the court for the above described property: \$50.00.

Estate taken:

A perpetual and assignable easement and right-of-way in, on, over and across Tract No. 2832E, for the location, construction, operation, maintenance, alteration, repair and patrol of an underground pipeline; together with the right to trim, cut, fell and remove therefrom all trees, underbrush, obstructions and other vegetation structures, or obstacles within the limits of the right-of-way; reserving, however, to the landowners, their heirs and assigns, all such rights and privileges as may be used without interfering with or abridging the rights and easement hereby acquired; subject, however, to existing easements for public roads and highways, public utilities, railroads and pipelines.

Name and address of purported owners: KENETH W. PETERSON and
ELSIE M. PETERSON,
husband and wife,
P.O. Box 435
North Bonneville, WA 98639

ACQUISITION TRACT REGISTER			
TRACT	LAND OWNER	ACREAGE	REMARKS
2832E	Kenneth W. Peterson et ux	0.01	A portion of former Tract 2800
2831E	Ernest J. Skala et ux	0.03	" "

