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UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON

UNITED STATES OF AMERICA,
Plaintiff,
v.
1.78 ACRES OF LAND, MORE OR LESS,
SITUATE IN SKAMANIA COUNTY, STATE
OF WASHINGTON, AND CITY OF
NORTH BONNEVILLE, A MUNICIPAL
CORPORATION OF THE STATE OF
WASHINGTON, ET AL., AND OTHER
UNKNOWN OWNERS,
Defendants.

C82-11 T

NO.
NOTICE OF CONDEMNATION
TRACT NOS. 2467
2500

TO: ALL PERSONS NAMED IN SCHEDULE "B" ATTACHED HERETO AND UNKNOWN OWNERS

You are hereby notified that a Complaint in Condemnation and a Declaration of Taking have heretofore been filed in the Office of the Clerk of the above-named Court in an action to condemn certain estates for public uses in the property described in Schedule "B" annexed hereto. The uses for which the property is to be taken and the authority for the taking are set forth in Schedule "A" annexed hereto.

You are further notified that if you have any objection or defense to the taking of your property, you are required to serve upon plaintiff's attorney at the address herein designated within

UNITED STATES ATTORNEY
10TH FLOOR - UNITED STATES COURTHOUSE
SEATTLE, WASHINGTON 98104
(206) 442-7970

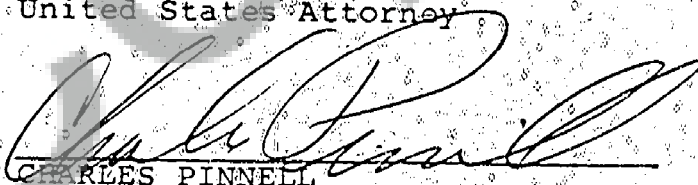
1 twenty (20) days after personal service of this notice upon you,
2 exclusive of the date of service, an answer identifying the
3 property in which you claim to have an interest, stating the
4 nature and extent of the interest claimed and stating all your
5 objections or defenses to the taking of your property. A failure
6 so to serve an answer shall constitute a consent to the taking and
7 to the authority of the Court to proceed to hear the action and to
8 fix just compensation, and shall constitute a waiver of all
9 defenses and objections not so presented.

10 You are further notified that if you have no objection or
11 defense to the taking you may serve upon plaintiff's attorney a
12 notice of appearance designating the property in which you claim
13 to be interested, and thereafter you shall receive notice of all
14 proceedings affecting the said property.

15 You are further notified that at the trial of the issue of
16 just compensation, whether or not you have answered or served a
17 notice of appearance, you may present evidence as to the amount of
18 the compensation to be paid for the property acquired herein, and
19 you may share in the distribution of the award of compensation.

20 DATED this 11th day of January, 1982.

21 GENE S. ANDERSON
22 United States Attorney

23 
24 CHARLES PINNELL
25 Assistant United States Attorney

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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, 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. 948, 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. Funds will be available from the Energy and Water Appropriations Act of 1982, or if not enacted, by joint resolution of the Congress.

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.

NOTARY PUBLIC
THE WITHIN
M. J. [Signature]
COUNTY CLERK
J. M. [Signature]
DEPUTY

Page

SCHEDULE "B"

Tract 2467

DESCRIPTION:

A tract of land situated in Section 22, Township 2 North, Range 7 East of the Willamette Meridian, Skamania County, Washington, being more particularly described as follows:

Commencing at a point on the Northerly line of the Evergreen Highway (State Highway No. 14) right-of-way which is 720.00 feet East of the West line of said Section 22, said point being the Southeast corner of a tract of land conveyed to W. H. Hilliard by deed recorded at Page 123 of Book V of Deeds, Records of Skamania County, Washington; thence North 00°48'00" West along the East line of said tract 674.00 feet to the point of beginning; thence continuing North 00°48'00" West 230.53 feet; thence North 89°47'21" East 200.00 feet; thence South 00°48'00" East 230.53 feet; thence North 89°47'21" West 120.00 feet; thence South 46°17'21" West 110.00 feet to the West line of a tract of land conveyed to Ted M. Cole by deed recorded at Pages 318 and 319 of Book 55 Deeds, Records of Skamania County, Washington; thence North 00°48'00" West along said line to the point of beginning.

The tract of land herein described contains 1.13 acres, more or less.

ESTATE TAKEN:

The fee simple title to the land included in Tract 2467.

Name and address of purported owner(s) for Tract 2467
Bonnevill Lock and Dam
(Lake Bonneville)

City of North Bonneville,
a municipal corporation of
the State of Washington
City Hall
North Bonneville, Washington
98639
c/o Hon. Ernest Skala, Mayor

Unknown Owners

SCHEDULE "B"

Tract 2500

DESCRIPTION:

A tract of land situated in Section 21, Township 2 North, Range 7 East of the Willamette Meridian, Skamania County, Washington, being more particularly described as follows:

Commencing at the Northeast corner of said Section 21; thence South 1257.00 feet; thence West 38.93 feet to the Southerly right-of-way line of the Evergreen Highway (State Highway No. 14); thence South 09°00'00" West 160.00 feet to the point of beginning; thence North 81°00'00" West 150.00 feet; thence South 09°00'00" West 166.00 feet to the Northerly right-of-way line of the Spokane, Portland and Seattle Railway Company; thence Easterly along said right-of-way to a point which is South 09°00'00" West 179.00 feet to the point of beginning; thence North 09°00'00" East 179.00 feet to the point of beginning, said tract being designated as Lots 1, 2, 3, 4 and 5 of Block 6 of the unrecorded plat of the Town of North Bonneville, Washington.

Also including one-half of the adjacent streets and alleys.

The tract of land herein described contains 0.65 of an acre, more or less.

ESTATE TAKEN:

The fee simple title to the land included in Tract 2500.

Name and address of purported owners(s) for Tract 2500, Bonneville Lock and Dam (Lake Bonneville)

City of North Bonneville,
a municipal corporation of
the State of Washington
City Hall
North Bonneville, Washington
98639
c/o Hon. Ernest Skala, Mayor

Columbia Construction Company,
a Nevada corporation
whereabouts unknown

Unknown Owners

Total estimated compensation for Tract 2467 and Tract 2500 is \$1.00 together with the substitute municipal facilities in the relocated City of North Bonneville, Washington constructed by the United States.

LODGED
JAN 1 1982
OFFICE OF THE CLERK
U.S. DISTRICT COURT
FACSIM WASHINGTON

FILED IN THE
UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON

JAN 25 1982

BRUCE BIRKIN, CLERK
BY _____ DEPUTY

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WESTERN DISTRICT OF WASHINGTON

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Defendants.

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ORDER FOR DELIVERY
OF POSSESSION
TRACT NOS. 2467
2500

THIS CAUSE coming for hearing (ex parte) upon motion of plaintiff for an order for the surrender of possession of the property described in the Complaint filed herein to plaintiff, and it appearing that plaintiff is entitled to possession of said property, now, therefore, it is hereby

ADJUDGED that all defendants to this action and all persons in possession or control of the property described in the Complaint filed herein shall surrender possession of the said property to the extent of the estate being condemned, to plaintiff as of the 27 day of January, 1982, provided that a copy

Sealed to be a true and correct copy of the original filed in this office
Date: Jan 25 1982
By: _____ attest;
Clerk

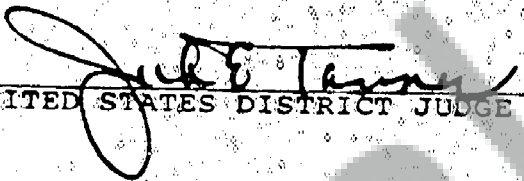
Page 1 - ORDER FOR DELIVERY OF POSSESSION

By: _____
Deputy

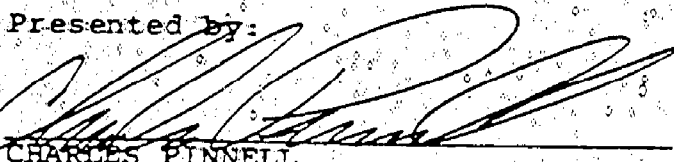
UNITED STATES ATTORNEY
10TH FLOOR - UNITED STATES COURTHOUSE
SEATTLE, WASHINGTON 98104
(206) 442-7970

1 of this Order shall be served upon all persons in ownership,
2 possession or control of the said property forthwith.

3 DATED this 25 day of January, 1982.

4
5 
6 UNITED STATES DISTRICT JUDGE

7 Presented by:

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9 CHARLES PINNELL
10 Assistant United States Attorney

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