

A parcel of land in Sections 14 and 23, Township 1 North, Range 2 East of the Willamette Meridian, in the County of Multnomah and State of Oregon, said parcel being a portion of that tract of land deeded to Roberta Hudson, et al, in Book 912 page 1186, Multnomah County Deed Records, said parcel being described as follows:

Beginning at a point in the East line of NE 138th Avenue, 42.03 feet South and 45 feet East of the Southeast corner of Lot 65, Reynolds Mountain View Plat 2; thence South 87° 18' East along the Southerly of said Hudson tract 790.15; thence North along the East line of said Hudson tract 625.34 feet to the true point of beginning of the parcel described herein; thence West 200.00 feet; thence North 216.50 feet to the North line of said Hudson tract; thence Easterly along said North line beginning on a bearing of South 94° 32' 57" East and following a curve to the left with a radius of 4140 feet a distance of 63.28 feet; thence continuing tangentially South 85° 25' 30" East 137.38 feet to the Northeast corner of said Hudson tract; thence South along the East line of the Hudson tract 200.00 feet to the true point of beginning.

ARNOLD HOEFT, WALTER HOEFT, LEONA POLLARD, EDWIN HOEFT, LAWRENCE HOEFT, CLARENCE HOEFT
RUTH MARTY, FREDERICK HOEFT, ROBERT L. HUDSON, ROBERTA HUDSON, DONALD HOEFT, LOLA MAE
HOEFT, KENNETH ALLEN HOEFT AND CHARLES DAVID GRADWOHL, Grantors

conveys and warrants to CITY OF PORTLAND, a municipal corporation of the State of Oregon
free of encumbrances except as specifically set forth herein situated in Multnomah County, Oregon, to-wit:

See attached Exhibit "A" which is hereby made a part hereof.

(IF SPACE INSUFFICIENT, CONTINUE DESCRIPTION ON REVERSE SIDE)

The said property is free from encumbrances except subject to farm deferral. If disqualified will
be subject to additional taxes or penalties and interest; subject to the levies, agree-
ments and easements of Multnomah County Drainage District No. 1; Easement, including the
terms and provisions thereof, to Multnomah County Drainage District No. 1, recorded May
22, 1940 in Book 550, page 162, Deed Records.
The true consideration for this conveyance is \$25,500.01..... (Here comply with the requirements of ORS 93.030)

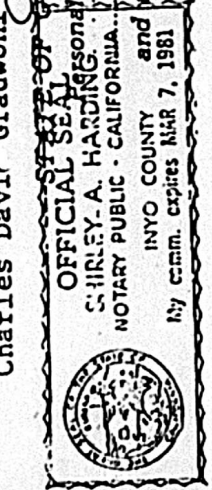
Dated this day of December, 19..79.....

Robert L. Hudson

Charles David Gradwohl
Charles David Gradwohl

Roberta Hudson

See reverse for additional signatures.....



STATE OF OREGON, County of CLATSOP, ss. JANUARY 4, 1980
I personally appeared the above named CHARLES DAVID GRADWOHL
acknowledged the foregoing instrument to be his voluntary act and deed.

Before me: *Shirley A. Harding*
Notary Public for Oregon—My commission expires: 11/11/84 7.1.1.84

(OFFICIAL SEAL)

WARRANTY DEED
Robert L. Hudson et al
City of Portland
GRANTOR
GRANTEE
GRANTEE'S ADDRESS, ZIP
After recording return to:
City of Portland
1800 S.W. Sixth Avenue
Portland, Oregon 9720
Attention: Robert Willis
NAME, ADDRESS, ZIP

STATE OF OREGON
County of } ss.
I certify that the within instru-
ment was received for record on the
.....day of, 19.....
at.....o'clock.....M., and recorded
in book on page or as
file/reel number
Record of Deeds of said County.
Witness my hand and seal of
County affixed.

Until a change is requested, all tax statements
shall be sent to the following address:
City of Portland
1800 S.W. Sixth Avenue
Portland, Oregon

Recording Officer
Deputy

Signatures continued:

Arnold Hoeft
Arnold Hoeft

By Robert L. Hudson
Attorney in Fact

Walter Hoeft
Walter Hoeft

By Robert L. Hudson
Attorney in Fact

Leona Pollard
Leona Pollard

By Robert L. Hudson
Attorney in Fact

Edwin Hoeft

By Robert L. Hudson
Attorney in Fact

Lawrence Hoeft
Lawrence Hoeft

By Robert L. Hudson
Attorney in Fact

STATE OF OREGON)
County of Multnomah) ss

January, 1980

On this 28th day of December, 1979, before me personally appeared Robert L. Hudson to me known to be the individual described in and who executed the foregoing instrument for himself and also as Attorney in Fact for Arnold Hoeft, Walter Hoeft, Leona Pollard, Edwin Hoeft, Lawrence Hoeft, Clarence Hoeft, Ruth Marty, Frederick Hoeft, Donald Hoeft and Lola Mae Horn and Kenneth Allan Hoeft and acknowledged that he signed and sealed the same as his free and voluntary act and deed as Attorney in Fact for said principal for the uses and purposes therein mentioned, and on oath stated that the Power of Attorney authorizing the execution of this instrument has not been revoked and that the said principals are now living and are not insane.

Given under my hand and official seal the day and year last above

Clarence Hoeft
Clarence Hoeft
By Robert L. Hudson
Attorney in Fact

Ruth Marty
Ruth Marty
By Robert L. Hudson
Attorney in Fact

Frederick Hoeft
Frederick Hoeft
By Robert L. Hudson
Attorney in Fact

Donald Hoeft
Donald Hoeft
By Robert L. Hudson
Attorney in Fact

Lola Mae Horn
Lola Mae Horn
By Robert L. Hudson
Attorney in Fact

Kenneth Allan Hoeft
Kenneth Allan Hoeft
By Robert L. Hudson
Attorney in Fact

WARRANTY DEED—STATUTORY FORM
INDIVIDUAL GRANTOR

EDWIN HOEFT whose true name is ROBERT E. HOEFT

conveys and warrants to CITY OF PORTLAND, a municipal corporation of the State of Oregon

Grantor, except as specifically set forth herein situated in Multnomah County, Oregon, to-wit:

See attached Exhibit "A" which is hereby made a part hereof.

(IF SPACE INSUFFICIENT, CONTINUE DESCRIPTION ON REVERSE SIDE)

The said property is free from encumbrances except subject to farm deferral. If disqualified will be subject to additional taxes or penalties and interest; subject to the levies, agreements and easements of Multnomah County Drainage District No. 1; Easement, including the terms and provisions thereof, to Multnomah County Drainage District No. 1, recorded May 22, 1940 in Book 550, page 162, Deed Records.

The true consideration for this conveyance is \$..... (Here comply with the requirements of ORS 93.030)

Dated this 28th day of JANUARY, 19.80

FORM No. 159—ACKNOWLEDGMENT BY ATTORNEY-IN-FACT.

STATE OF OREGON,

County of Multnomah

On this the 28th day of January, 19 80 personally appeared Robert L. Hudson

who, being duly sworn (or affirmed), did say that he is the attorney in fact for Robert E. Hoeft also known as Edwin Hoeft and that he executed the foregoing instrument by authority of and in behalf of said principal; and he acknowledged said instrument to be the act and deed of said principal.

Before me, (Official Seal)

Notary Public for the State of Oregon.

My commission expires: 2/21/82 (Title of Officer)

RECORDER'S USE
page or as document 'fee file' instrument/microfilm No.
Record of Deeds of said county.
Witness my hand and seal of County aforesaid.

NAME ADDRESS ZIP
City, State and Zip, or for statements to the following address

A parcel of land in Sections 14 and 23, Township 1 North, Range 2 East of the Willamette Meridian, in the County of Multnomah and State of Oregon, said parcel being a portion of that tract of land deeded to Roberta Hudson, et al, in Book 912 page 1186, Multnomah County Deed Records, said parcel being described as follows:

Beginning at a point in the East line of NE 138th Avenue, 42.03 feet South and 45 feet East of the Southeast corner of Lot 65, Reynolds Mountain View Plat 2; thence South 87° 18' East along the Southerly of said Hudson tract 790.15; thence North along the East line of said Hudson tract 625.34 feet to the true point of beginning of the parcel described herein; thence West 200.00 feet; thence North 216.50 feet to the North line of said Hudson tract; thence Easterly along said North line beginning on a bearing of South 84° 32' 57" East and following a curve to the left with a radius of 4140 feet a distance of 63.28 feet; thence continuing tangentially South 85° 25' 30" East 137.38 feet to the Northeast corner of said Hudson tract; thence South along the East line of the Hudson tract 200.00 feet to the true point of beginning.

*Robert
Hudson
J. H.*

In consideration of the sum of One Thousand, Three Hundred/ Fifty Dollars

(\$ 1,350.00), Arnold Hoeft, Walter Hoeft, Leona Pollard, Edwin Hoeft,
Lawrence Hoeft, Clarence Hoeft, Ruth Marty, Fred Hoeft, Robert L. & Roberta A.
Hudson, Donald Hoeft, Lola Horn, Kenneth Hoeft, and Charles David Gradwohl

(Grantors) convey to the City of Portland, a municipal corporation of the State of Oregon, a temporary construction easement to use a parcel of land for the purpose of constructing, reconstructing, inspecting and maintaining a temporary water line and its necessary appurtenances, which are located across the Grantors' property described as follows:

A parcel of land in Sections 14 and 23, Township 1 North, Range 2 East of the Willamette Meridian, in Multnomah County, Oregon, said parcel being a portion of that tract of land deeded to Roberta Hudson, et al., in Book 912, page 1186, Multnomah County deed records. Said parcel more particularly described as follows:

Beginning at a point in the East line of N.E. 138th Avenue, 42.03 feet South and 45 feet East of the Southeast corner of Lot 65, Reynolds Mountain View Plat 2; thence South 87° 18' East along the Southerly line of said Hudson tract 765.12 feet to the True Point of Beginning of the parcel herein described; thence North 624.16 feet; thence East 25.00 feet; thence South 625.34 feet; thence North 87° 18' West 25.03 feet to the True Point of Beginning; containing 0.36 acres, more or less.

The terms of this easement are as follows:

1. No surface or underground structures, permanent or temporary, shall be constructed upon the easement without the written consent of the Chief Engineer of the City's Bureau of Water Works.
2. No grade change in excess of one (1) foot in elevation shall be allowed without the written consent of the Chief Engineer of the City's Bureau of Water Works.
3. No trees shall be planted on the easement without the written consent of the Chief Engineer of the City's Bureau of Water Works.
4. No materials storage shall be permitted upon the easement without the written consent of the Chief Engineer of the City's Bureau of Water Works.
5. Grantor may place fences upon and across the easement; however, such fences shall have gates or removable panels so as to allow a minimum opening of nine (9) feet in width to permit equipment access for the purpose of installing, maintaining, repairing, and removing of any water line.

In consideration of the sum of One Thousand, Three Hundred/ ^{Fifty} Dollars

(\$ 1,350.00), Arnold Hoeft, Walter Hoeft, Leona Pollard, Edwin Hoeft,
Lawrence Hoeft, Clarence Hoeft, Ruth Marty, Fred Hoeft, Robert L. & Roberta A.
Hudson, Donald Hoeft, Lola Horn, Kenneth Hoeft, and Charles David Gradwohl

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1. No surface or underground structures, permanent or temporary, shall be constructed upon the easement without the written consent of the Chief Engineer of the City's Bureau of Water Works.
2. No grade change in excess of one (1) foot in elevation shall be allowed without the written consent of the Chief Engineer of the City's Bureau of Water Works.
3. No trees shall be planted on the easement without the written consent of the Chief Engineer of the City's Bureau of Water Works.
4. No materials storage shall be permitted upon the easement without the written consent of the Chief Engineer of the City's Bureau of Water Works.
5. Grantor may place fences upon and across the easement; however, such fences shall have gates or removable panels so as to allow a minimum opening of nine (9) feet in width to permit equipment access for the purpose of installing, maintaining, repairing, and removing of the water line.

agricultural purposes excepting the cultivation of trees.

7. The City will restore as nearly as practicable the surface of the easement within a reasonable time after completion of construction or maintenance work.

8. The area described in this Temporary Construction Easement shall revert to the existing owners or owner of the larger parcel upon completion of construction or five (5) years from the date of this easement, whichever is lesser.

IN WITNESS WHEREOF, the parties have caused this instrument to be executed the day and year first written above.

<u>C. A. [Signature]</u>	<u>Ruth M. Hoelt</u>
<u>[Signature]</u>	<u>[Signature]</u>
<u>[Signature]</u>	<u>[Signature]</u>
<u>[Signature]</u>	<u>[Signature]</u>
<u>[Signature]</u>	<u>[Signature]</u>
<u>[Signature]</u>	<u>[Signature]</u>
<u>[Signature]</u>	<u>[Signature]</u>

Grantors

Grantors

State of Oregon)
County of Multnomah) ss

On this 28th day of January, 1980, before me personally appeared Robert L. Hudson to me known to be the individual described in and who executed the foregoing instrument for himself and also as Attorney in Fact for Arnold Hoelt, Walter Hoelt, Leona Pollard, Robert E. Hoelt also known as Edwin Hoelt, Lawrence Hoelt, Clarence Hoelt, Ruth Marty, Frederick Hoelt, Donald Hoelt and Lola Mae Horn and Kenneth Allan Hoelt and acknowledged that he sealed the same as his freedand voluntary act and deed as Attorney said principals for the uses and purposes therein mentioned, and red that the Powers of Attorney authorizing the execution of this as not been revoked and that the said principals are now living insane.

I, _____, under my hand and official seal the day and year last above

agricultural purposes excepting the cultivation of trees.

7. The City will restore as nearly as practicable the surface of the easement within a reasonable time after completion of construction or maintenance work.

8. The area described in this Temporary Construction Easement shall revert to the existing owners or owner of the larger parcel upon completion of construction or five (5) years from the date of this easement, whichever is lesser.

IN WITNESS WHEREOF, the parties have caused this instrument to be executed the day and year first written above.

C. D. Goodland
[Signature]
[Signature]
[Signature]
[Signature]
[Signature]
[Signature]

Grantors

[Signature]
[Signature]
[Signature]
[Signature]
[Signature]
[Signature]
[Signature]

Grantors

State of Oregon)
County of Multnomah) ss

On this 28th day of January, 1980, before me personally appeared Robert L. Hudson to me known to be the individual described in and who executed the foregoing instrument for himself and also as Attorney in Fact for Arnold Hoeft, Walter Hoeft, Leona Pollard, Robert E. Hoeft also known as Edwin Hoeft, Lawrence Hoeft, Clarence Hoeft, Ruth Marty, Frederick Hoeft, Donald Hoeft and Lola Mae Horn and Kenneth Allan Hoeft and acknowledged that he sealed the same as his freedand voluntary act and deed as Attorney said principals for the uses and purposes therein mentioned, and that the Powers of Attorney authorizing the execution of this has not been revoked and that the said principals are now living insane.

under my hand and official seal the day and year last above

agricultural purposes excepting the cultivation of trees.

7. The City will restore as nearly as practicable the surface of the easement within a reasonable time after completion of construction or maintenance work.

8. The area described in this Temporary Construction Easement shall revert to the existing owners or owner of the larger parcel upon completion of construction or five (5) ^{11.8} years from the date of this easement, whichever is lesser.

IN WITNESS WHEREOF, the parties have caused this instrument to be executed the day and year first written above.

C. A. [Signature]
[Signature]
[Signature]
[Signature]
[Signature]
[Signature]
[Signature]
[Signature]

Grantors

[Signature]
[Signature]
[Signature]
[Signature]
[Signature]
[Signature]
[Signature]

Grantors

State of Oregon)
County of Multnomah) ss

On this 28th day of January, 1980, before me personally appeared Robert L. Hudson to me known to be the individual described in and who executed the foregoing instrument for himself and also as Attorney in Fact for Arnold Hoeft, Walter Hoeft, Leona Pollard, Robert E. Hoeft also known as Edwin Hoeft, Lawrence Hoeft, Clarence Hoeft, Ruth Marty, Frederick Hoeft, Donald Hoeft and Lola Mae Horn and Kenneth Allan Hoeft and acknowledged that he sealed the same as his freedand voluntary act and deed as Attorney said principals for the uses and purposes therein mentioned, and that the Powers of Attorney authorizing the execution of this instrument as not been revoked and that the said principals are now living and sane.

I, _____, under my hand and official seal the day and year last above

agricultural purposes excepting the cultivation of trees.

7. The City will restore as nearly as practicable the surface of the easement within a reasonable time after completion of construction or maintenance work.

8. The area described in this Temporary Construction Easement shall revert to the existing owners or owner of the larger parcel upon completion of construction or five ^{thirty (3) years} ~~five~~ years from the date of this easement, whichever is lesser.

IN WITNESS WHEREOF, the parties have caused this instrument to be executed the day and year first written above.

C. A. [Signature]
[Signature]
[Signature]
[Signature]
[Signature]
[Signature]
[Signature]

Grantors

[Signature]
[Signature]
[Signature]
[Signature]
[Signature]
[Signature]

Grantors

State of Oregon)
County of Multnomah) ss

On this 28th day of January, 1980, before me personally appeared Robert L. Hudson to me known to be the individual described in and who executed the foregoing instrument for himself and also as Attorney in Fact for Arnold Hoeft, Walter Hoeft, Leona Pollard, Robert E. Hoeft also known as Edwin Hoeft, Lawrence Hoeft, Clarence Hoeft, Ruth Marty, Frederick Hoeft, Donald Hoeft and Lola Mae Horn and Kenneth Allan Hoeft and acknowledged that he signed and sealed the same as his freedand voluntary act and deed as Attorney in Fact for said principals for the uses and purposes therein mentioned, and on oath stated that the Powers of Attorney authorizing the execution of this instrument has not been revoked and that the said principals are now living and are not insane.

Given under my hand and official seal the day and year last above written.

BE IT REMEMBERED that on this _____ day of _____ 1980, before me, the undersigned, a Notary Public in and for said County and State, personally appeared CHARLES DAVID GARDNER

_____ who is/are known

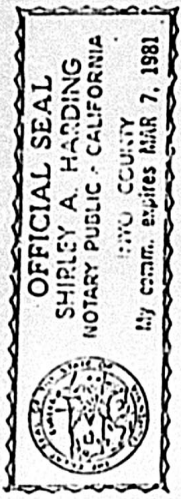
to me to be the identical individual(s) who executed the foregoing instrument and acknowledged to me that he/they did so of his/their own free will.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed my notarial seal the day and year last above

written.

Shirley A. Harding
Notary Public for Oregon CALIF.

My commission expires MARCH 7, 1981



Approved: *J. D. [Signature]*
Chief Engineer
Bureau of Water Works

Approved as to form: _____
City Attorney

TO
THE CITY OF PORTLAND

WATER EASEMENT

STATE OF OREGON)
) ss
County of Multnomah)

Be it remembered, that on this 28th day of January, 1980, before me, the undersigned a Notary Public in and for said County and State, personally appeared the within named Robert L. Hudson and Roberta A. Hudson to me known 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 affixed my official seal

ORDINANCE NO. 149219

An Ordinance authorizing the purchase of real property for \$25,500.01 and a temporary construction easement for \$1,350.00, from Roberta Hudson et al, plus closing costs estimated at \$370.97 for the construction of a water production well by the Bureau of Water Works, authorizing the drawing and delivery of warrants, accepting a warranty deed, and declaring an emergency.

The City of Portland ordains:

Section 1. The Council finds:

1. It is necessary and desirable to acquire 0.95 acres of real property in fee and a temporary construction easement affecting 0.36 acres of real property for the construction, operation and maintenance of a production well for the Groundwater Development Program of the Bureau of Water Works.
2. The owners, Roberta Hudson et al, have agreed to sell this real property and temporary construction easement to the City for the appraised amounts of \$25,500.01 and \$1,350.00, respectively, with the City also paying closing costs estimated at \$370.97 which includes title insurance, taxes, recording fees, and a lien search.
3. This real property is described in the two deeds and their exhibits "A" and this temporary construction easement is described in the water line easement, all documents which have been signed and are similar to the copies attached to the original only hereof, marked supplements 1, 2 and 3, respectively, and by this reference made a part hereof.
4. This acquisition was recommended by the Administrator of the Bureau of Water Works, and approved by the Commissioner in Charge.

NOW, THEREFORE, the Council directs:

- a. The acquisition of this real property in fee and the temporary construction easement under the terms stated herein is hereby authorized.
- b. The Mayor and the Auditor are hereby authorized to draw and deliver to Pioneer National Title Insurance Company, 321 S.W. 4th Avenue, Portland, Oregon 97204, a warrant for \$27,220.98 to Escrow Account No. 490681 for purchase of the real property in fee, purchase of

AU 45281

3-3-80

\$27,220.98

ORDINANCE No.

the temporary construction easement and payment of the estimated closing costs, all chargeable to the 1979-80 Budget, Water Fund, Project No. 3700 (Groundwater Development Program), Object Code 610 (Land), BUC 18600374 and, upon payment, to accept the Warranty Deed.

Section 2. The Council declares that an emergency exists because a delay in proceeding with this purchase may result in additional expense to the City, and will unnecessarily deprive the Bureau of Water Works of the benefits of securing said property at an early date; therefore, this Ordinance shall be in force and effect from and after its passage by the Council.

(mirrored text) ORDINANCE NO. 149219

(mirrored text) FEB 28 1980

(mirrored text) FEB 28 1980

(mirrored text) GEORGE LERKOLICH

FEB 28 1980

Passed by the Council,

Commissioner Ivancie
R.E. Rector:jb
February 13, 1980
186.610
BUC 18600374

Attest:

(Signature of Mayor)
Mayor of the City of Portland

(Signature of Auditor)
Auditor of the City of Portland

Calendar No. 707

ORDINANCE No. 149219

Title

An Ordinance authorizing the purchase of real property for \$25,500.01 and a temporary construction easement for \$1,350.00, from Roberta Hudson et al, plus closing costs estimated at \$370.97 for the construction of a water production well by the Bureau of Water Works, authorizing the drawing and delivery of warrants, accepting a warranty deed, and declaring an emergency.

FEB 22 1980

Filed _____

GEORGE YERKOVICH
Auditor of the CITY OF PORTLAND

By *Jordan Powell*
Deputy

THE COMMISSIONERS VOTED AS FOLLOWS:		
	Yeas	Nays
Ivancie	1	
Jordan	1	
Lindberg	1	
Schwab	1	
McCready	1	

FOUR-FIFTHS CALENDAR	
Ivancie	
Jordan	
Lindberg	
Schwab	
McCready	

INTRODUCED BY
COMMISSIONER IVANCIE

NOTED BY THE COMMISSIONER

Affairs

Finance and Administration

Safety

Utilities *FJI*

Works

BUREAU APPROVAL

Bureau: **WATER WORKS**

Prepared By: **R. E. Rector: jrb** Date: **February 13, 1980**

Budget Impact Review:
 Completed Not required

Bureau Head: *[Signature]*
Carl Goebel, Administrator

NOTED BY

City Attorney

City Auditor

City Engineer