

## WATER OUTFALL SYSTEM EASEMENT

April 13, 1983

In consideration of the sum of One and No/100 Dollars (\$1.00), THE PORT OF PORTLAND, a municipal corporation of the State of Oregon, (Grantor) conveys to the City of Portland, a municipal corporation of the State of Oregon (Grantee), easement to use a parcel of land for the purpose of constructing, operating, and maintaining a water outfall system; including a vault, pipelines, valves, retaining walls, and appurtenances; said facilities to be located underground across the Grantor's property as described in Exhibit A, PIA Drawing 82-46, which is attached hereto.

The terms of this easement are as follows:

1. The water outfall system; including a vault, pipelines, valves, retaining walls, and appurtenances; shall be constructed in accordance with Exhibit "B," which is attached hereto.
2. No permanent surface structures, except those shown in Exhibit "B," shall be constructed upon the easement without the written consent of the Chief Engineer of the City's Bureau of Water Works.

3. No grade changes in excess of one (1) foot in elevation, except those to accomplish the construction work shown in Exhibit "B," shall be allowed without the written consent of the Chief Engineer of the City's Bureau of Water Works and such consent will not be unreasonably withheld.
4. No trees shall be planted on the easement without the written consent of the Chief Engineer of the City's Bureau of Water Works.
5. No hazardous materials storage shall be permitted upon the easement without the written consent of the Chief Engineer of the City's Bureau of Water Works.
6. Grantors 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 constructing, operating, and maintaining the facilities shown in Exhibit "B."
7. The City shall complete construction prior to July 1, 1983, unless Grantor grants time extension.
8. The City will restore as nearly as practicable of the easement within a reasonable time after construction or maintenance work.

Note -  
TIME EXTENSION  
ALREADY GIVEN.  
MW



- 9. This easement shall terminate when no longer used for granted purpose.
- 10. Grantor expressly reserves the right to use or grant uses to others over, under, and across the easement area that are not inconsistent with this easement.

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

CITY OF PORTLAND

THE PORT OF PORTLAND

By \_\_\_\_\_

By *[Signature]*  
Executive Director

By \_\_\_\_\_

APPROVED AS TO FORM  
*[Signature]*  
Counsel for  
The Port of Portland

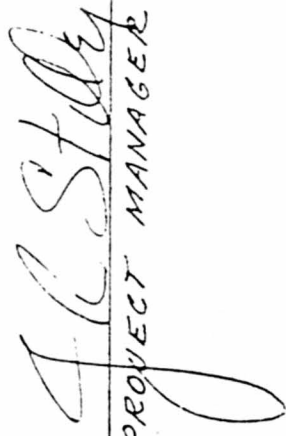

04/12/83  
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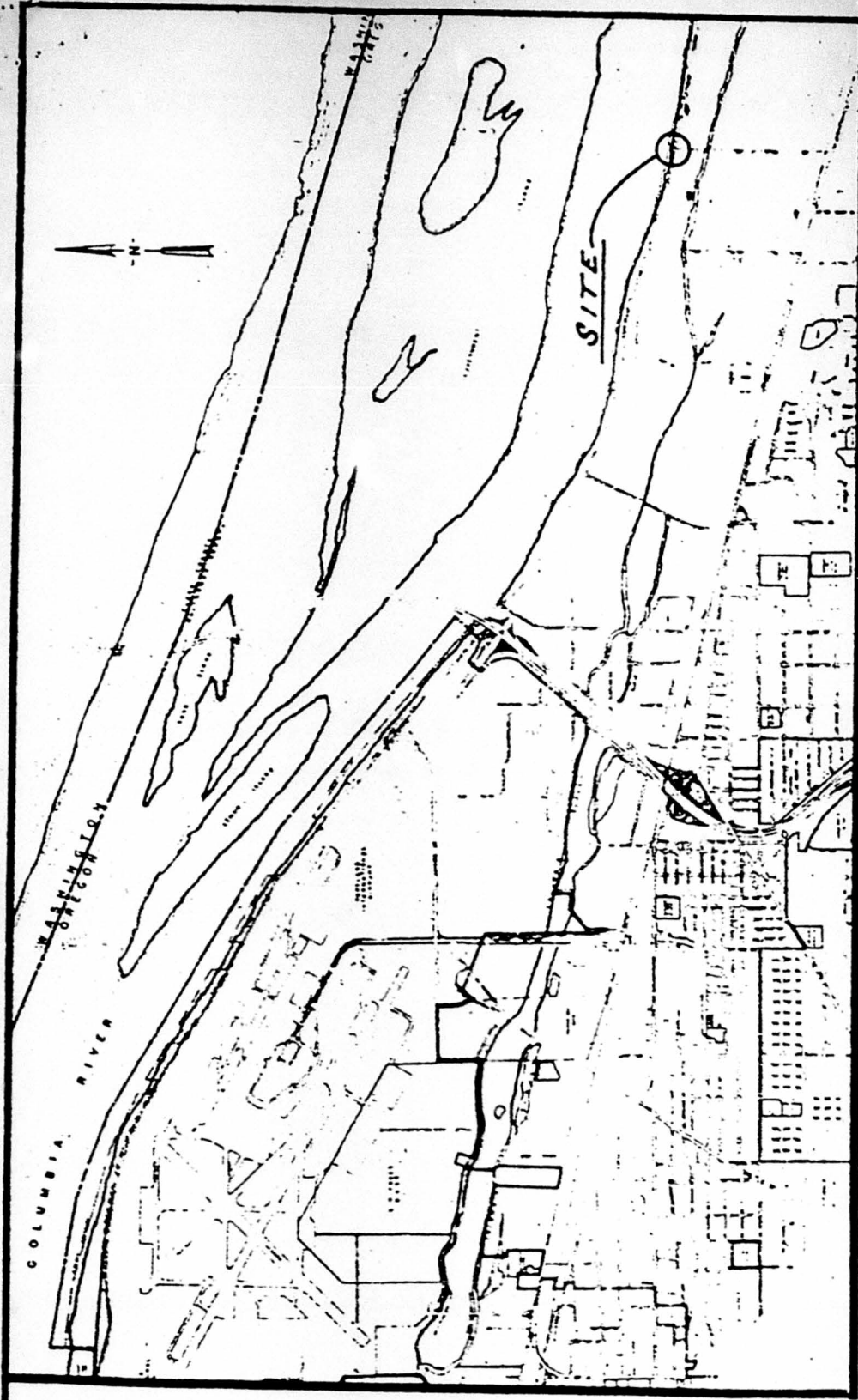
A PERMANENT EASEMENT

A portion of that property in Section 24, Township 1 North, Range 2 East, of the Willamette Meridian, Multnomah County, Oregon conveyed to Port of Portland as described and recorded in Book 662, Page 1126, deed records of said Multnomah County, more particularly described as follows:

All of that land lying easterly of a line that is westerly of, parallel to, and 100 feet from, when measured at right angles, the easterly line of said Port of Portland property.

EXHIBIT A

CALD 44 2	 PROJECT MANAGER		<p>154845</p> <p><b>THE PORT OF PORTLAND</b> PORTLAND, OREGON</p> <p>PORTLAND INTERNATIONAL AIRPORT EXHIBIT PLAT EASEMENT TO CITY OF PORTLAND BUREAU OF WATER WORKS</p> <p>SUBMITTED BY <i>R. J. Hillman</i> MGR. TECH. SERVICES</p> <p>DRAWING NO. <u>PIA 82-46</u></p>
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VICINITY MAP  
NO SCALE



154845

TAX LOT 107

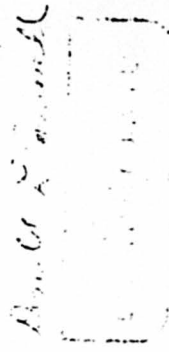
60'

40'

N. E. 158TH AVE.

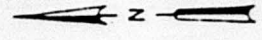
MARINE DRIVE

DESIGNED BY \_\_\_\_\_  
 DRAWN BY K. MC  
 CHECKED BY D. GON  
 DATE DEC.  
 SCALE 1" =

*Approved & Sealed*  


NO	DATE	BY	REVISIONS	APP'V'D

154845



EASEMENT AREA

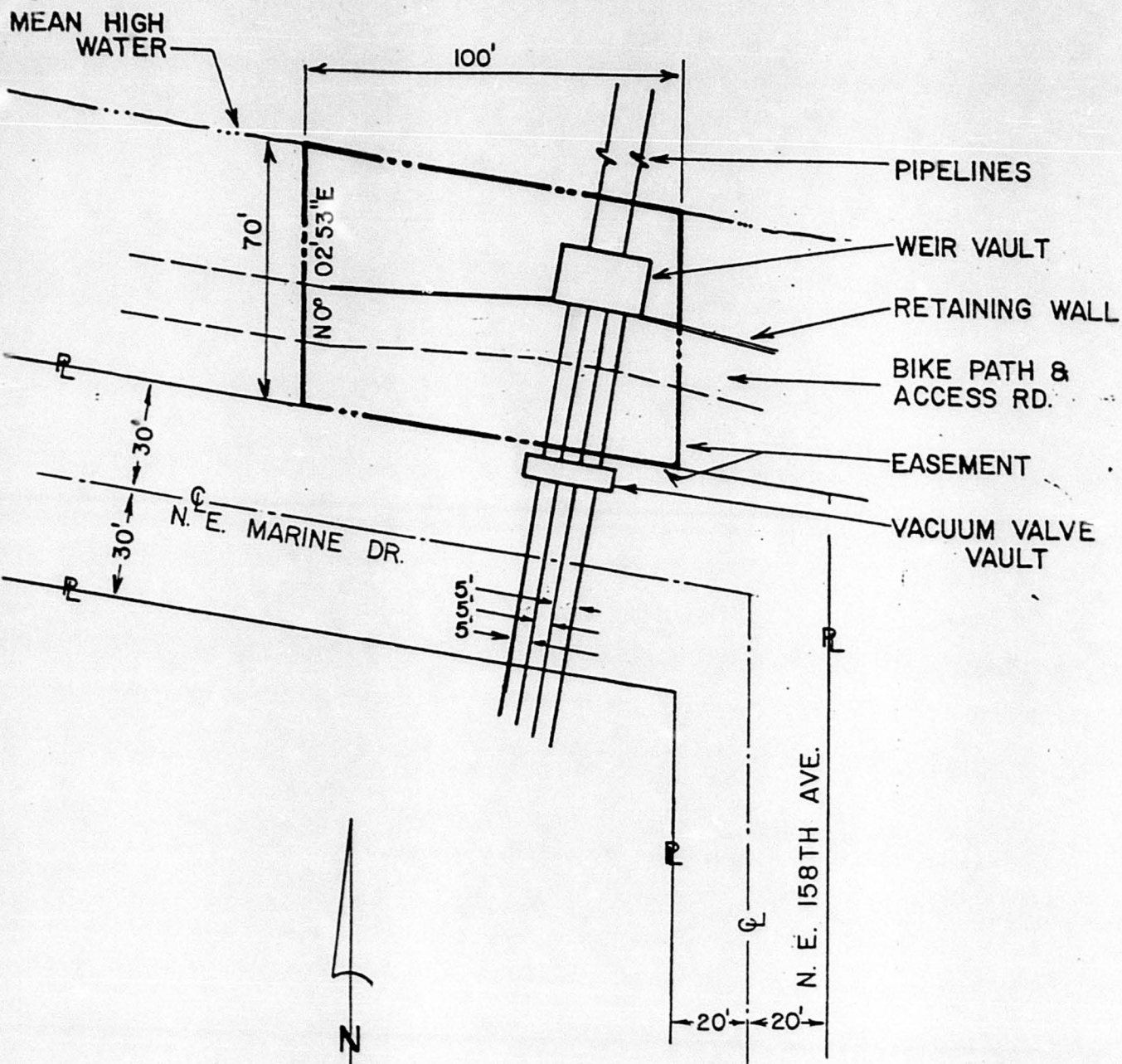
APPROXIMATE

100'

COLUMBIA RIVER

TAX LOT 86  
(PART OF PORTLAND)

COLUMBIA RIVER



SCALE: 1" = 40'



**ORDINANCE No. 154845**

An Ordinance authorizing the City of Portland, a municipal corporation of the State of Oregon, to execute and purchase a permanent easement for \$1.00 from the Port of Portland, for the construction, operation and maintenance of a water outfall system by the Bureau of Water Works, authorizing the drawing and delivery of a warrant, accepting a water outfall system easement and declaring an emergency.

The City of Portland ordains:

Section 1. The Council finds:

1. It is necessary and desirable to acquire a permanent easement affecting 0.16 acres of real property for the construction, operation, and maintenance of a water outfall system for the Groundwater Development Program of the Bureau of Water Works.
2. The landowner is the Port of Portland and the purchase price is \$1.00. The Water Bureau is satisfied with the purchase price and the other terms of the easement.
3. This permanent easement is described in the water outfall system easement and its Exhibits "A" and "B" which has been signed and is similar to the copy attached to the original only hereof, marked Attachment "1", 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 the permanent water outfall system easement similar to the copy marked Attachment "1" is hereby authorized.
- b. The Mayor and the Auditor are hereby authorized to execute this easement in behalf of the City of Portland and to draw and deliver a warrant for \$1.00 to be sent to Betty I. Crofoot, House Counsel, Port of Portland, Box 3529, Portland, Oregon 97208 for its purchase and, upon payment, to accept it. This warrant is chargeable to the 1983-84 Budget, Water Fund, Project No. 3700 (Groundwater Development Program), Object Code 610 (Land), BUC 186000374.

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 easement at an early date; therefore, this Ordinance shall be in force and effect from and after its passage by Council.

Passed by the Council. JUL 20 1983

Mayor Ivancie  
July 11, 1983  
R. Rector:rjm WP/721  
BUC 18600374  
Project 3700

**Jewel Lansing**

Auditor of the City of Portland

By

*Eana Carrera* Deputy

Calendar No. 1911

**ORDINANCE NO. 151815**

Title

An Ordinance authorizing the City of Portland, a municipal corporation of the State of Oregon, to execute and purchase a permanent easement for \$1.00 from the Port of Portland for the construction, operation and maintenance of a water outfall system by the Bureau of Water Works, authorizing the drawing and delivery of a warrant, accepting a water outfall system easement and declaring an emergency.

THE COMMISSIONERS VOTED AS FOLLOWS		
	Yeas	Nays
JORDAN	/	
LINDBERG	/	
SCHWAB	/	
STRACHAN	/	
IVANCIE	/	

FOUR-FIFTHS CALENDAR	
JORDAN	
LINDBERG	
SCHWAB	
STRACHAN	
IVANCIE	

Filed JUL 15 1983

JEWEL LANSING  
Auditor of the CITY OF PORTLAND

BY *Jewel Lansing*  
Deputy

INTRODUCED BY  
Mayor Ivancie

NOTED BY THE COMMISSIONER

Affairs  
Finance and Administration  
Safety  
*EWL*

Utilities  
Works

BUREAU APPROVAL

Bureau:  
Water Works

Prepared By: R. ReCTOR: rjim Date: July 11, 1983

Budget Impact Review:

Complete  Not Required  
Bureau Head: *[Signature]*  
Edm. Boebel, Administrator

CALENDAR  
Consent  Regular

NOTED BY

City Attorney  
City Auditor  
City Engineer

City Engineer