

~~SERVICE~~/TRANSMISSION LINE PERMIT

149808

The UNITED STATES OF AMERICA, Department of Energy, acting through the Bonneville Power Administrator, ( hereinafter called the "Licensor" ), does hereby license, subject to existing rights, if any, of other parties, CITY OF PORTLAND, BUREAU OF HYDROELECTRIC POWER and assigns, ( hereinafter called the Licensee" ), to construct, operate and maintain a 57-kV (with 50 PR single cable underbuild) electric ~~service~~ transmission line across the Big Eddy-Troutdale

electric power transmission line right of way of the Licensor at the location described as follows: Under Licensor's electric power transmission line in the SE  $\frac{1}{4}$  NW  $\frac{1}{4}$  of Section 5, Township 2 South, Range 5 East, Willamette Meridian, Clackamas County, Oregon, between structures identified as BIG E TROUT 1-63-5 and 1-64-1; said transmission line is approximately 260 feet southerly of structure 1-64-1 and crosses the right-of-way at an angle of 100°27'20";

NOTE: It is understood Licensee will secure the approval of the owner of the underlying fee for this crossing;

in accordance with ~~Deputy Secretary of the Interior~~ Dec. 14, 1979, so long as the Licensee's line shall not, in the opinion of the Licensor, interfere with the present or future use of said electric power transmission line right of way for the transmission of electric power or related purposes.

The Licensee agrees that it will, at its expense, de-energize and ground or remove its line in accordance with applicable State and local laws and regulations, and the provisions of the National Electrical Safety Code, when so requested by the Licensor for performing maintenance or construction work on the Licensor's transmission line; and the Licensee further agrees to reimburse the Licensor for any excess cost ( including overtime payments to personnel ) incurred by the Licensor by reason of the failure of the Licensee to accomplish said de-energization, grounding or removal of its line in the manner herein provided.

The Licensee, by acceptance of this license, agrees to (1) assume all risk of loss or damage to its facilities and to indemnify and save the Licensor harmless from any and all claims arising in any manner from the presence of Licensee's facilities upon the Licensor's right of way, or from the construction, operation, maintenance or removal thereof, excepting claims for damage to property or injury to persons directly resulting from the negligence of the Licensor's employees or contractors, and (2) agrees that any and all damage or injury to Licensor's property caused by or resulting from the construction, operation, use, maintenance, removal, and/or repair of the facilities of the Licensee may be repaired by the Licensor, and in such case the actual costs of such repair shall be charged against and paid by the Licensee; provided, however, that the Licensor, in lieu of its right to repair such property, may elect to require the Licensee itself, at no cost to the Licensor, to repair such damage or injury, under the supervision and to the satisfaction of the Licensor. Licensee shall notify the Licensor at least three working days in advance of the date when the construction work will commence at the crossing site.

No Member of, or Delegate to Congress, or Resident Commissioner shall be admitted to any share or part of this agreement or to any benefit that may arise therefrom; but this provision shall not be construed to extend to such agreement if made with a corporation for its general benefit.

Issued at Portland, Oregon, this 9th day of May, 19 80.

The above permit is hereby accepted and its terms agreed to this \_\_\_\_\_ day of June, 19 80.

CITY OF PORTLAND, BUREAU OF HYDROELECTRIC POWER

By \_\_\_\_\_

Title Commissioner of Public Utilities

KL:jbj 5-8-80

UNITED STATES OF AMERICA  
Department of Energy  
Bonneville Power Administration

By Margaret M. Kageler  
Margaret M. Kageler, Head  
Title & Land Management Section  
Branch of Land

LAND USE No. 80160

**ORDINANCE No. 149808**

An Ordinance authorizing execution of a Transmission Line Permit to authorize crossing of a Bonneville Power Administration right-of-way for the Bureau of Hydroelectric Power, and declaring an emergency.

The City of Portland ordains:

Section 1. The Council finds:

- (1) That it is necessary for the city to cross a Bonneville Power Administration right-of-way for placement of a transmission line in connection with the city's hydroelectric power project;
- (2) That the United States of America, Department of Energy, Bonneville Power Administration, has agreed to grant such Transmission Line Permit to the city upon execution of an appropriate permit;
- (3) That execution of such Transmission Line Permit should be authorized;

NOW, THEREFORE, the Council directs:

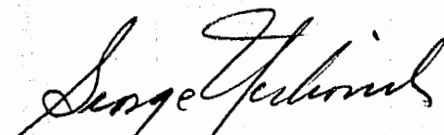
- (a) That the Commissioner in Charge of the Bureau of Hydroelectric Power is hereby authorized to execute a Transmission Line Permit for crossing of Bonneville Power Administration right-of-way in connection with the city's hydroelectric power project, which Permit Agreement shall be in accordance with the form of agreement attached to this ordinance;

Section 2. The Council declares:

In order that the Transmission Line Permit herein authorized may be secured for the benefit of the city in its hydroelectric power project at the earliest possible time, therefore, an emergency exists and this ordinance shall be in force and effect from and after its passage by the Council.

Passed by the Council, **JUN 25 1980**

Commissioner Ivancie  
June 10, 1980  
RLHurtig/fg

  
Auditor of the City of Portland

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

FOUR-FIFTHS CALENDAR	
Ivancie	
Jordan	
Lindberg	
Schwab	
McCready	

2176  
Calendar No. ~~2047~~

## ORDINANCE No. 149808

### Title

An Ordinance authorizing execution of a Transmission Line Permit to authorize crossing of a Bonneville Power Administration right-of-way for the Bureau of Hydroelectric Power, and declaring an emergency.

**JUN 18 1980**

**CONTINUED TO JUN 25 1980**

Filed **JUN 11 1980**

**GEORGE YERKOVICH**  
Auditor of the CITY OF PORTLAND

By

Deputy

INTRODUCED BY
Commissioner Ivancie

NOTED BY THE COMMISSIONER
Affairs
Finance and Administration
Safety
Utilities <i>F II May</i>
Works

BUREAU APPROVAL
Bureau:
Prepared By: Date:
RLHurtig/fg June 10, 1980
Budget Impact Review:
<input type="checkbox"/> Completed <input type="checkbox"/> Not required
Bureau Head:

NOTED BY
City Attorney <i>MS</i>
City Auditor <i>GC</i>
City Engineer



End of Volume 716



START OF Volume



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