

**OREGON STATE  
HIGHWAY COMMISSION**

SP-F72  
Form E-457 (Revised 7-69)

**APPLICATION AND PERMIT TO  
OCCUPY OR PERFORM  
OPERATIONS UPON A  
STATE HIGHWAY**

**EXHIBIT "A"**

**130889**

Permit Number: \_\_\_\_\_

Name and Address of Applicant:

City of Portland  
Bureau of Water Works  
City Hall  
Portland, Oregon 97204

Applicant hereby applies to the Oregon State Highway Commission for permission to perform the following operations upon the right of way of the Sunset

Highway No. 47, Multnomah county, ~~Clatsop~~ near  
West End of the Vista Ridge Tunnel  
and \_\_\_\_\_, as shown on the  
map or plan attached hereto and by this reference made a part hereof.

- Construct, operate and maintain a \_\_\_\_\_ pole line.
- Construct, operate and maintain a \_\_\_\_\_ buried cable.
- Construct, operate and maintain a water (includes fire hydrants) pipe line.

Highway Ref. Map No. \_\_\_\_\_

- Erect and maintain a non-commercial sign.
- Miscellaneous operations and/or facilities as described.

**POLE LINE, BURIED CABLE OR PIPE LINE TO BE CONSTRUCTED ALONG OR ACROSS SAID HIGHWAY AT:**

Mile Post to	Mile Post	ENGINEERS		Side of Hwy. or Angle of XING.	DISTANCE FROM		BURIED CABLE OR PIPE		Span Length
		Station	to Station		Centerline	R/W Line	Depth	Size and Kind	
73.41	73.48	"EB" 42+60	"EB" 39+00	N.	See Exhibit	Map	Min. 30"	6" Ductile iron	

**SIGN TO BE ERECTED ON SAID HIGHWAY AT:**

Mile Post	Engineers Station	Distance from Highway Centerline	Distance from Shoulder	Side of Highway	Remarks

**DESCRIPTION AND LOCATION OF MISCELLANEOUS OPERATIONS AND/OR FACILITIES**

--

Recommended for approval:

\_\_\_\_\_  
District Maintenance Superintendent

\_\_\_\_\_  
Division Engineer

This permit is issued by the Commission subject to the terms and provisions contained herein and or attached hereto; this permit is accepted and approved by applicant subject to said terms and provisions.

Applicant: City of Portland, Bureau of Public Utilities

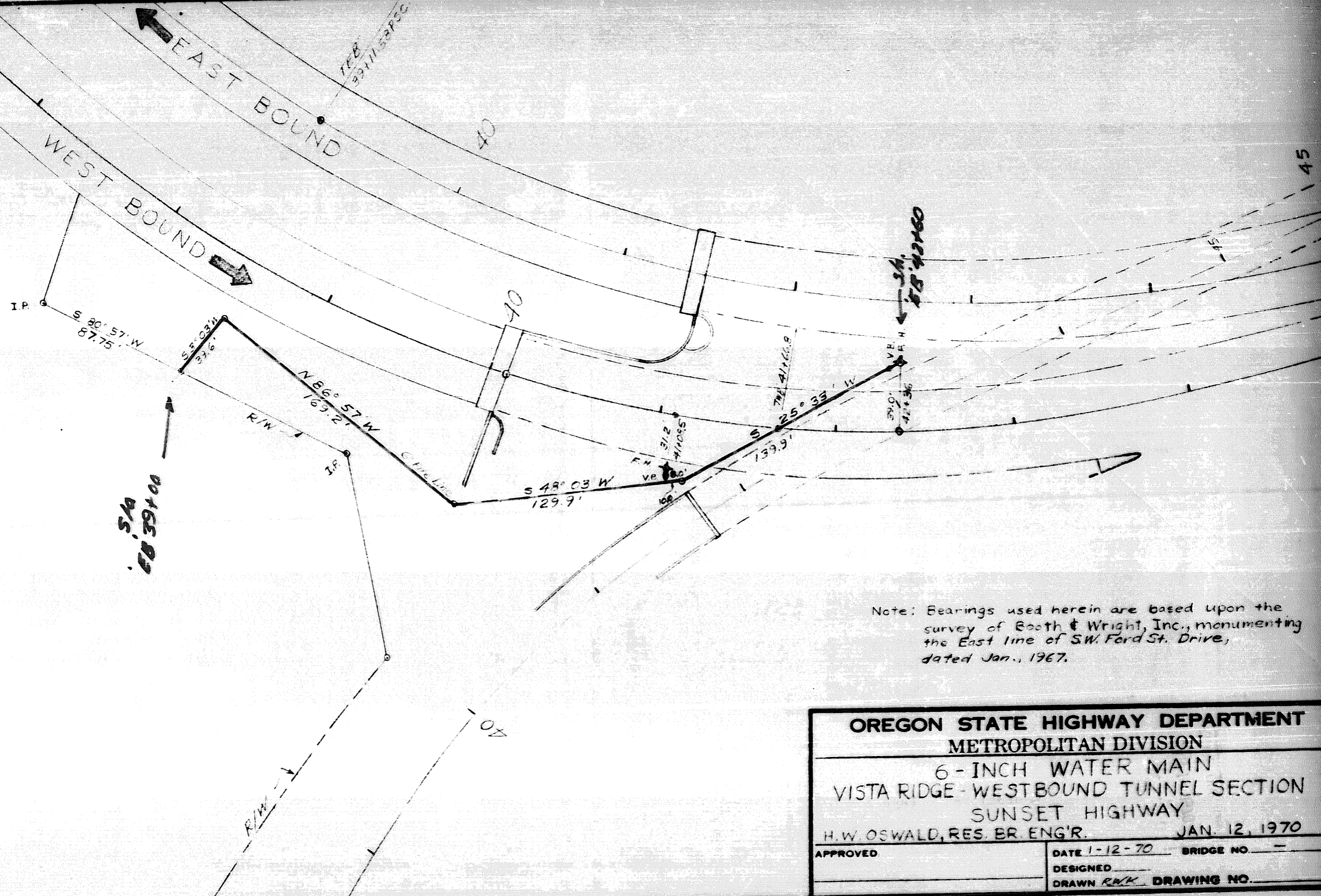
OREGON STATE HIGHWAY COMMISSION  
Forrest Cooper, State Highway Engineer

By: \_\_\_\_\_  
**Mayor**

By: \_\_\_\_\_  
Assistant State Highway Engineer

**Com'r Public Utilities**

Date of Application: \_\_\_\_\_ Effective Date: \_\_\_\_\_



Note: Bearings used herein are based upon the survey of Booth & Wright, Inc., monumenting the East line of S.W. Ford St. Drive, dated Jan., 1967.

<b>OREGON STATE HIGHWAY DEPARTMENT METROPOLITAN DIVISION</b>	
6 - INCH WATER MAIN VISTA RIDGE - WESTBOUND TUNNEL SECTION SUNSET HIGHWAY	
H.W. OSWALD, RES. BR. ENG'R.      JAN. 12, 1970	
APPROVED _____	DATE 1-12-70      BRIDGE NO. _____
DESIGNED _____	DRAWN R.M.K.      DRAWING NO. _____

Oregon State Highway Commission

130889

EXHIBIT "A"

**GENERAL PROVISIONS**

for

Pole Line, Buried Cable, Pipe Line,  
Non-commercial Signs, and Mis-  
cellaneous Operations and/or  
Facility Permits

July, 1969

EXHIBIT "A" - Page 3

EXHIBIT "A" - Page 3

# GENERAL PROVISIONS

for

## Pole Line, Buried Cable, Pipe Line, Non-commercial Signs, and Mis- cellaneous Operations and/or Facility Permits

### SECTION I. DEFINITION OF TERMS

- A. The word "Commission" as used herein shall mean the Oregon State Highway Commission.
- B. The word "Engineer" as used herein shall mean the Oregon State Highway Engineer or his duly authorized representative.
- C. The word "Applicant" as used herein shall mean the corporation, company, firm, business partnership, individual or individuals named in the permit and/or the agents, employees, representatives or contractors thereof.
- D. The words "pole line" as used herein shall mean any and all poles, wires, guys, anchors, and/or related fixtures authorized in the permit.
- E. The words "buried cable" as used herein shall mean any and all cables, wires, conduit, pedestals and/or related fixtures authorized in the permit.
- F. The words "pipe line" as used herein shall mean any and all pipe lines, hydrants, valve boxes, manholes, conduits and/or related fixtures authorized in the permit.
- G. The word "sign" as used herein shall mean any and all signs and related fixtures authorized in the permit.
- H. The words "miscellaneous operations" as used herein shall mean the performance of miscellaneous operations as described in the permit.
- I. The words "miscellaneous facility" as used herein shall mean the facility authorized in the permit, other than pole line, buried cable, pipe line or sign.
- J. The word "Freeway" means a divided arterial highway for through traffic with full control of access.
- K. The words "Special Provisions" as used herein shall mean those provisions shown under the heading "Special Provisions" in the permit and in all cases of conflict between the Special Provisions and General Provisions the Special Provisions shall have precedence.

## ORDINANCE NO. 130889

An Ordinance authorizing the execution of a permit agreement between the City of Portland and the State of Oregon by and through its State Highway Commission, which allows the State to transfer jurisdiction and control to the City Water Bureau of a 6-inch ductile iron water pipe line including fire hydrants in Sunset Highway (State Highway No. 47) near the west end of the Vista Ridge Tunnel, and declaring an emergency.

The City of Portland ordains:

Section 1. The Council finds that the State Highway Commission has installed at its expense a 6-inch ductile iron water pipe line including fire hydrants in the Vista Ridge-Westbound Tunnel Section of State Highway No. 47 (Sunset Highway) to comply with the requirements of the City Fire Marshal; that the State Highway Commission of the State of Oregon has tendered to the City a form of agreement entitled "Application and Permit to Occupy or Perform Operations Upon a State Highway" for signature by the City, in order to transfer to the jurisdiction and control of the City Bureau of Water Works said water pipe line and hydrants to be maintained as an integral part of the City's water system in accordance with the conditions and provisions of said permit agreement; that included and incorporated into said permit agreement by reference are a map prepared by the State Resident Bridge Engineer's office on January 12, 1970, and a copy of the "Oregon State Highway Commission, General Provisions, for Pole Line, Buried Cable, Pipe Line, etc."; that a copy of said permit agreement, including said map and General Provisions, are hereby made a part of this ordinance, being marked Exhibit "A," and attached to the original only hereof; that among the provisions of said permit agreement, the State Highway Commission agrees to reimburse the City for the cost incurred in removing or relocating the facilities covered by said agreement if said removal or relocation shall be required at any future time by said Commission; that it is in the public interest that the City enter into said agreement forthwith; now, therefore, the City of Portland acting by and through its Mayor and its Commissioner of Public Utilities hereby is authorized to enter into the form of agreement entitled "Application and Permit to Occupy or Perform Operations Upon a State Highway" covering a 6-inch

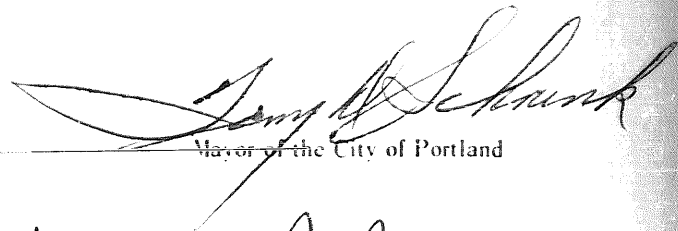
## ORDINANCE No.

ductile iron water pipe line including fire hydrants as described hereinabove, with the State of Oregon by and through its State Highway Commission, said agreement to be substantially in accordance with the form of agreement attached to the original only of this ordinance, marked Exhibit "A," and by this reference made a part hereof as though fully set forth herein.

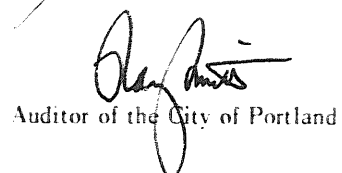
Section 2. Inasmuch as this ordinance is necessary for the immediate preservation of the public health, peace and safety of the City of Portland in this: in order that there may be no delay in transferring jurisdiction and control to the City Water Bureau of a 6-inch ductile iron water pipe line including fire hydrants in Sunset Highway as described in Section 1 hereof, to be maintained as an integral part of the City's water system in accordance with the conditions and provisions of said permit agreement, therefore, an emergency hereby is declared to exist, and this ordinance shall be in force and effect from and after its passage by the Council.

Passed by the Council, **MAY 14 1970**

**Com'r Grayson**  
**May 12, 1970**  
**LVN:pm**

  
 Mayor of the City of Portland

Attest:

  
 Auditor of the City of Portland

Calendar No. 1737

ORDINANCE No. 130889

Title

An Ordinance authorizing the execution of a permit agreement between the City of Portland and the State of Oregon by and through its State Highway Commission, which allows the State to transfer jurisdiction and control to the City Water Bureau of a 6-inch ductile iron water pipe line including fire hydrants in Sunset Highway (State Highway No. 47) near the west end of the Vista Ridge Tunnel, and declaring an emergency.

THE COMMISSIONERS VOTED AS FOLLOWS:		
	Yeas	Nays
Anderson	/	
McCready	/	
Grayson	/	
Ivancie	—	
Schrunk	/	

4

FOUR-FIFTHS CALENDAR	
Anderson	
McCready	<i>CMC Jm</i>
Grayson	<i>ma H B H</i>
Ivancie	<i>F J D L</i>
Schrunk	<i>D S m</i>

INTRODUCED BY
Commissioner Grayson

DRAWN BY
LVN:pm
Date
May 12, 1970

NOTED BY THE COMMISSIONER
Affairs
Finance and Administration
Safety
Utilities <i>ma H B H</i>
Works

City Attorney <i>MLK</i>
--------------------------

NOTED BY THE CITY AUDITOR
<i>Ry</i>

APPROVED
Date
By
City Engineer
Date
By

Filed MAY 13 1970

RAY SMITH  
Auditor of the CITY OF PORTLAND

By *George Zerkow*  
Deputy