

KNOW ALL MEN BY THESE PRESENTS, That the City of Portland, a municipal corporation under the laws of the State of Oregon, in consideration of One Hundred and no/100 Dollars (\$100.00), to it paid by the Powell Valley Road Water District, a corporation under the laws of the State of Oregon, receipt of which is hereby acknowledged, has granted and does hereby grant unto said district the following easements:

1. An easement to construct, maintain and operate a pipe line of such size as may be needed in and along a strip of ground ten feet in width, being five feet on either side of a center line described as follows:

Beginning at a point on the south line of Alonzo Gates D. L.C.T.1 S., R 2 E., W. M., north 89 deg, 28 min. W. 630 feet from the southeast corner of the said Gates D. L. C.; thence north 130.0 feet; thence north 62 deg. 13 min. west 494.21 feet; thence north 70 deg. 14 min. west 173.60 feet; thence north 75 deg. 26 min. west 216.80 feet; thence north 26 deg. 00 min. west 78.86 feet; thence north 7 deg. 10 min. east 648.17 feet to the south line of Powell Valley Road in Multnomah County, Oregon.

2. An easement to construct, operate and maintain a reservoir for the storage and distribution of water, such reservoir being located at the upper terminus of said pipe line upon property described as follows:

Beginning at a point on the south line of the Alonzo Gates D. L. C., T. 1 S., R 2 E., W.M., north 89 deg, 28 min. west 560 feet from the southeast corner of the said Gates D. L. C.; thence south 0 deg. 32 min. west 100 feet; thence north 89 deg. 28 min. west 100 feet; thence north 0 deg. 32 min. east 100 feet to the south line of said Gates D. L. C.; thence south 89 deg. 28 min. east to the point of beginning in said County.

The foregoing easements shall continue and remain in force and effect as long as said water district, its successors or assigns, purchases and takes from

said city its water supply from Bull Run system of said city for the purpose of distribution and sale to the patrons of said district, and upon such discontinuance all rights hereunder shall cease and terminate and said city shall have the right and authority to enter upon and take full and complete possession of said property and thereupon be reinvested of its rights thereto, and neither said district nor any of its successors or assigns shall have or exercise any further right or interest in or to any of the property above described.

IN WITNESS WHEREOF, The City of Portland has by Ordinance No. _____, passed by the Council _____ 1939, authorized the execution of this instrument by its Mayor and its Commissioner of Public Utilities, and its corporate seal to be hereto affixed this _____ day of _____ 1939.

Signed, sealed and
delivered in the
presence of us as
witnesses:

THE CITY OF PORTLAND

By _____
Mayor

By _____
Commissioner of Public
Utilities

Approved as to form:

City Attorney

State of Oregon)
 { ss.
 County of Multnomah (

BE IT REMEMBERED, That on this _____ day of _____ 1939, before me, the undersigned, a Notary Public in and for said County and State, personally appeared Joseph K. Carson, Jr., and Ralph C. Clyde, to me personally known, who being first duly and severally sworn, did say that he, the said Joseph K. Carson, Jr., is the Mayor of the City of Portland, and he, the said Ralph C. Clyde, is the Commissioner of Public Utilities of the City of Portland, the municipal corporation which executed the foregoing instrument, and that the seal affixed to said instrument is the corporate seal of said city, and that said instrument was signed and sealed in behalf of said municipal corporation by authority of Ordinance No. _____, passed by the Council of said City on the _____ day of _____, 1939, and said Joseph K. Carson, Jr. and said Ralph C. Clyde, acknowledged said instrument to be the free act and deed of said The City of Portland.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed my Notarial seal the day and year first in this my certificate written.

 Notary Public for Oregon

My commission expires _____

Ordinance No. ~~72235~~

An Ordinance authorizing the Mayor and Commissioner of Public Utilities to execute and deliver to Powell Valley Road Water District an easement for a pipe line and reservoir upon certain city property, and declaring an emergency.

The City of Portland does ordain as follows:

Section 1. The Mayor and Commissioner of Public Utilities are hereby authorized to execute and deliver, upon receiving the stated consideration therefor, a deed of easement in accordance with the draft, a copy of which is hereto attached, marked Exhibit "A" and made a part hereof, and the City Auditor is hereby authorized to attach the seal of the City thereto.

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: That the people to be supplied with water by said district should have healthful Bull Run water without delay; therefore an emergency is hereby declared to exist and this ordinance shall be in force and effect from and after its passage by the Council.

Passed by the Council, Apr 19 1939

Joseph K. Carson Jr.
Mayor of the City of Portland

Attest: Will E. Gibson
Auditor of the City of Portland

Commissioner Clyde

By N. M. Moody
Chief Deputy

2352

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Clyde J

Report 2289

Filed Apr 20 1939

Will E. Gibson

Auditor of the City of Portland

By R. S. Ivey
Deputy

THE FOLLOWING IS THE OFFICIAL VOTE ON THE FOREGOING ORDINANCE		YEAS	NAYS
BEAN	/		
BENNETT	/		
CLYDE	/		
RILEY	/		
CARSON			