

BEFORE THE BOARD OF COUNTY COMMISSIONERS  
FOR MULTNOMAH COUNTY, OREGON

In the Matter of the Conveyance of a )  
Permanent Easement on County Land to )  
GTE Northwest )

O R D E R

#88-91

It appearing that GTE NORTHWEST, INCORPORATED, a Washington Corporation, desires to improve telephone service to its clients in the Blue Lake/Interlachen Lane area; and

It appearing that the best place to install certain equipment in order to provide such service is on County land on the East side of the intersection of N.E. 223rd Avenue and Blue Lake Road; and

It appearing that GTE has requested a permanent easement of approximately 3,000 sq. ft. on the County parcel and has offered to pay \$3,000.00 for the easement; and

It appearing that the granting of the easement and use thereof by GTE will not materially affect the current or future use of the balance of the land; and

It appearing that the County Parks Superintendent has no objection to the granting of said easement and the Board at this time being fully advised in the matter, it is

ORDERED that Multnomah County execute the Permanent Easement before the Board this date; and that the County Chair be and she is hereby authorized and directed to execute the same on behalf of Multnomah County.

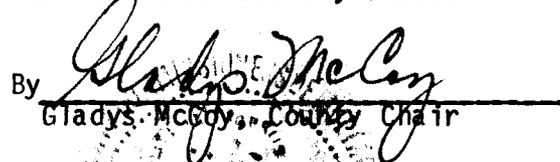
Dated this 9th day of June , 1988.

APPROVED AS TO FORM:

LAURENCE KRESSEL, County Counsel  
for Multnomah County, Oregon

By 

BOARD OF COUNTY COMMISSIONERS  
FOR MULTNOMAH COUNTY, OREGON

By   
Gladys McCoy, County Chair



## EASEMENT

THIS AGREEMENT, made and entered into, and effective as of the 9<sup>th</sup> day of June, 1988, by and between MULTNOMAH COUNTY, OREGON, a political subdivision of the State of Oregon, hereinafter referred to as "GRANTOR," and GTE NORTHWEST INCORPORATED, a Washington Corporation, whose business address is 1800 41st Street, Everett, Washington, 98201, hereinafter referred to as "GRANTEE."

### WITNESSETH:

That the GRANTOR hereby grants unto the GRANTEE, a perpetual easement over, under, above, and across a 50 by 50 foot portion of property situated in the county of Multnomah, state of Oregon, as shown on the drawing marked EXHIBIT "A," attached hereto and incorporated herein as if fully set forth, and legally described as follows:

A tract of land in the Southeast 1/4 of Section 21, Township 1 North, Range 3 East, W.M. Multnomah County, Oregon described as follows:

Beginning at the intersection of the Easterly line of N.E. 223rd Ave., and the Northerly line of Blue Lake Road (Co. Rd. #1272) of said point being also a point in a 2845.0 foot radius curve; thence North 18°28'07" East 50.00 feet; thence South 18°22'37" East parallel with the Easterly line of N.E. 223rd Ave. a distance of 50.11 feet to a point in the Northerly line of Blue Lake Road; thence North 56°28'07" West along said right of way line a distance of 29.98 feet to a point of curve; thence along said right of way on the arc of a 2845.0 foot radius curve to the right (the chord of which bears North 56°15'57" West 20.11 feet) a distance of 20.11 feet to the point of beginning.

As consideration for the Easement, GRANTEE shall pay to the GRANTOR the sum of THREE THOUSAND AND NO/100 DOLLARS (\$3000.00).

GRANTEE has the right to install, inspect, and maintain all of the facilities necessary to provide communication service, power service, and other related services located on said easement, including the fencing of the heat pump and opening (if applicable), trimming or removal of any brush, trees,

shrubs, structures, or objects that may interfere with the construction, maintenance, and operation of said services.

It is agreed that GRANTEE will landscape and maintain the easement area to the satisfaction of GRANTOR after the installation of its equipment cabinets.

It is understood by the parties that the GRANTEE, its heirs and/or assigns, have full access and use of the herein above-described easement. Further, the GRANTOR cannot construct any structures of buildings that could inhibit or impede the GRANTEE from the use of said easement.

It is further understood that Whitmore and Associates, Inc. is representing the GRANTEE in this transaction.

This Easement shall inure to the benefit of the parties, heirs, successors, and assigns.

IN WITNESS WHEREOF, Multnomah County has caused these presents to be executed by its County Chair this 9th day of June, 1988, by authority of an Order of the Board of County Commissioners heretofore entered of record.

APPROVED AS TO FORM:

Laurence Kressel, County Counsel  
for Multnomah County, Oregon

By *[Signature]*

(SEAL)



MULTNOMAH COUNTY, OREGON

By *[Signature]*  
Gladys McCoy, County Chair

GRANTOR ADDRESS:

2505 S.E. 11th Avenue

Portland, OR 97202

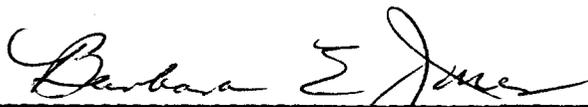
(503) 248-3851

STATE OF OREGON                    )  
  )  
COUNTY OF MULTNOMAH            )     ss.

On this 9th            day of June            , A.D. 198 , before me, a Notary Public in and for said County and State, personally appeared Gladys McCoy, to me personally known, who being duly sworn did say that she, Gladys McCoy, is County Chair of Multnomah County, Oregon, and that the seal affixed to said instrument is the corporate seal of said Multnomah County and that said instrument was signed and sealed on behalf of said County by authority of its Board of County Commissioners, by Gladys McCoy, and the said Gladys McCoy acknowledged said instrument to be the free act and deed of said County.

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

(SEAL)

  
\_\_\_\_\_  
Notary Public for Oregon

My Commission Expires: 1/06/90

Fnd 3/4" I. Pipe meas. 40.00 48 + 96.80

# CERTIFICATE of SURVEY OF A TRACT

S.E. 1/4 SECTION 21 T.1N., R.3E  
Multnomah County, Oregon  
Scale: 1" = 50' Mar. 17, 1988

ALLAN & LEUTHOLD, INC.  
SURVEYING  
4827 N. E. 105th AVENUE  
PORTLAND, OREGON 97220  
503 - 254-0734

REFERENCE SURVEYS  
CO. RD. MAPS -  
CO. MON. REFERENCE E/410

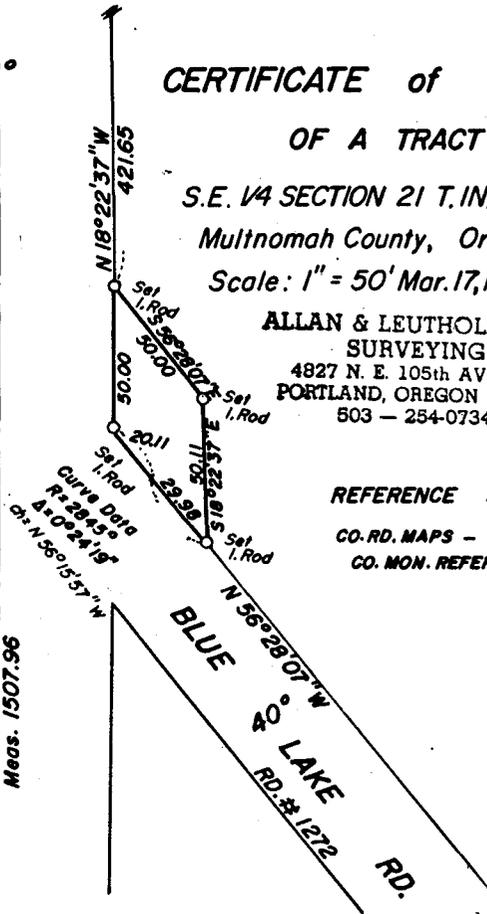
N.E. 223rd AVE.  
Meas. 1507.96

NORTH

REGISTERED  
PROFESSIONAL  
LAND SURVEYOR

*Gene A. Leuthold*  
OREGON  
MAY 8, 1959  
GENE A. LEUTHOLD  
475

CO. RD. # 3404



## NARRATIVE:

Purpose of survey to establish an easement area for telephone equipment.

Began survey in N.E. 223rd Ave. and measured along an offset line to check the tangent distance between found points. Measured the county road angle and established the tract as shown.

Basis of bearings the found county road points for control of N.E. 223rd Ave.

Bearings from county road datum on N.E. 223rd Set 5/8" x 30" iron rods with plastic cap marked L.S. 475

E.C. 33 + 88.81

Fnd. R.R. Spike  
V2" I. Pipe 40.00-0

N.E. COR.  
E.R. SCOTT D.L.C.  
FND CONC. MON.

N 2° 32' 26" W  
759.84

## LEGEND

- DENOTES: Set 5/8" x 30" iron rod
- DENOTES: Found Iron as Indicated

EXHIBIT A