

BEFORE THE BOARD OF COUNTY COMMISSIONERS
FOR MULTNOMAH COUNTY, OREGON

In the Matter of the Conveyance of a)
Permanent Easement together with a Temporary)
Construction Easement on County land know as)
Raymond Park #55 to the City of Portland for)
Sewer Purposes)

ORDER 90-192

It appearing that the City of Portland has designed a sewer system (Richardson #36 Sanitary Sewer System) that will require a temporary construction easement and a permanent sewer easement over a parcel of County owned land know as Raymond Park; and

It appearing that the City has formally requested said easements across a portion of Raymond Park; and

It appearing that the granting of said easements will not materially affect current or future use of Raymond Park; and

It appearing that upon acceptance of the transfer, the City agrees that upon conveyance or other transfer of jurisdiction of Raymond Park to the City of Portland, City will indemnify County from all obligations for sewer assessments levied against the property of County arising from the construction of said Sewer System in said easement; and

It appearing that it is in the best interests of Multnomah County, the City of Portland and the Public to grant said easements, and the Board at this time being fully advised in the matter,

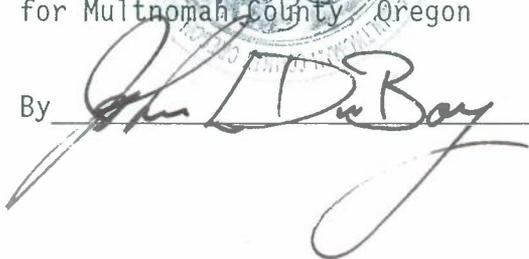
It is ORDERED that Multnomah County execute this Permanent Easement together with a Temporary Construction Easement before the Board this date; and that the County Chair be and she is hereby authorized and directed to execute it on behalf of Multnomah County.

Dated this 15th day of November, 1990.

REVIEWED:

LAURENCE KRESSEL, County Counsel
for Multnomah County, Oregon

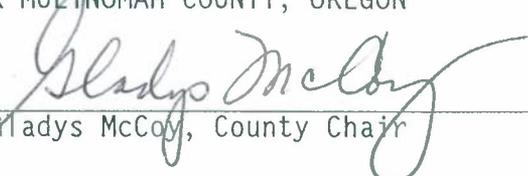
By



BOARD OF COUNTY COMMISSIONERS
FOR MULTNOMAH COUNTY, OREGON

By

Gladys McCoy, County Chair



SEWER EASEMENT

KNOW ALL MEN BY THESE PRESENTS, that Multnomah County, a home-rule political subdivision, duly organized and incorporated under the laws of the State of Oregon, in consideration of the sum of One Dollar (\$1.00) and no/100 Dollars, and other good and valuable consideration, to it paid by the City of Portland, a municipal corporation of the State of Oregon, do hereby grant unto said City of Portland, the right to lay down, construct, operate, and perpetually maintain a sewer or sewers through, under, and along the following described parcel:

R/W 4504-19

The east 15.00 feet of Lot 17, and the north 15.00 feet of the east 80.00 feet of Lot 17, Choloma Addition, in the County of Multnomah and State of Oregon:

Together with a temporary construction easement for the construction of the Richardson (#36) Sanitary Sewer System described as follows:

The west 25.00 feet of the east 40.00 feet of Lot 17, except the north 15 feet thereof, Choloma Addition, in the County of Multnomah, and State of Oregon,

and also the north 40.00 feet of the east 80.00 feet of Lot 17, Choloma Addition, except the east 40.00 feet thereof, in the County of Multnomah, State of Oregon, also except the north 15.00 feet hereof.

It is understood and agreed that the temporary construction easement shall terminate upon completion of the Richardson (#36) Sanitary Sewer System.

IT IS UNDERSTOOD and agreed that no building shall be erected, nor fill placed upon the above-described parcel without the prior written consent of the City Engineer.

THIS INSTRUMENT does not grant or convey to the City of Portland any right or title to the surface of the soil along the route of said sewer except for the purpose of laying down, inspecting, restoring, and replacing the same.

BY ACCEPTANCE of this transfer, City of Portland agrees that upon conveyance or other transfer of jurisdiction of Raymond Park, a County Park, to the City of Portland, Grantee will indemnify Grantor from all obligations for sewer assessments levied against the property of Grantor arising from the construction of Richardson (#36) Sanitary Sewer System in the above described easement area.

IN WITNESS WHEREOF, Multnomah County, pursuant to the lawful authority given to the undersigned by its Commission, has caused these presents to be signed by its Chair, this 15 day of November, 1990.



Multnomah County, a Home-Rule Political Subdivision

By: Gladys McCarty
Board of County Commissioners
for Multnomah County

By: _____

APPROVED:

By: Gladys McCoy
Gladys McCoy, County Chair

REVIEWED:

LAURENCE KRESSEL, County Counsel
for Multnomah County, Oregon

Dated: November 15, 1990

By: John L. DiBay

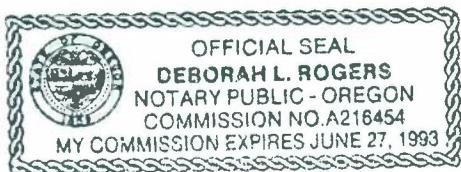
APPROVED:

Paul Yarborough, Director
Department of Environmental Services

By: Paul Yarborough

STATE OF OREGON)
)ss
County of Multnomah)

Personally appeared Gladys McCoy, who being duly sworn did say that she is the Chair of the Board of Commissioners of Multnomah County, and that said instrument was signed on behalf of Multnomah County by authority of its Board of Commissioners; and she acknowledged said instrument to be her voluntary act and deed.



Notary Public for Oregon Deborah L. Rogers
My Commission expires 6/27/93

Approved as to form:

After recording return to:

City Attorney

Approved:

City Engineer