Department of Energy

Bonneville Power Administration
P.O. Box 3621
Portland, Oregon 97208-3621

FREEDOM OF INFORMATION ACT/PRIVACY PROGRAM

May 17, 2021

In reply refer to: FOIA #BPA-2021-00153-F

Richard Chapman
(b) (6) [redacted]

Dear Mr. Chapman,

This communication concerns your request for Bonneville Power Administration (BPA) records made under the Freedom of Information Act, 5 U.S.C. § 552 (FOIA). Your request was received on November 23, 2020. Your records request was formally acknowledged on November 30, 2020.

Request
"Identify all sales of road easements over BPA owned right-of-way known as the Ross-Lexington right-of-way in Washington state including location, date of application, date of sale, to whom sold, length and width of easement, price paid to BPA."

Clarification
You were contacted by phone and email to clarify whether your request encompasses sales of fee interests in properties as well as sales of easements. On April 29, 2021, you confirmed that it does.

Response
Knowledgeable agency personnel in the Real Property Operations group searched for and collected 119 pages of responsive records from the Real Property digital database. Those 119 pages accompany this communication, with redactions applied under 5 U.S.C. § 552(b)(2) and 5 U.S.C. § 552(b)(6). A more detailed explanation of the applied exemption follows.

Explanation of Exemptions
The FOIA generally requires the release of all agency records upon request. However, the FOIA permits or requires withholding certain limited information that falls under one or more of nine statutory exemptions (5 U.S.C. §§ 552(b)(1-9)). Section (b) of the FOIA, which contains the FOIA's nine statutory exemptions, also directs agencies to release to FOIA requesters any reasonably segregable, non-exempt information that is contained in those records.

Exemption 2
Exemption 2 permits withholding of material "related solely to the internal personnel rules and practices of an agency" (5 U.S.C. § 552(b)(2)). BPA relies on Exemption 2 here to protect internal computer network file paths.

Exemption 6
Exemption 6 serves to protect Personally Identifiable Information (PII) contained in agency records when no overriding public interest in the information exists. BPA does not find an overriding public interest in a release of the information redacted under Exemption 6—specifically, cell/mobile phone numbers and signatures. This information sheds no light on the executive functions of the agency and we find no overriding pubic interest in its release. BPA cannot waive these redactions, as the protections afforded by Exemption 6 belong to individuals and not to the agency.

Lastly, as required by 5 U.S.C. § 552(a)(8)(A), information has been withheld only in instances where (1) disclosure is prohibited by law or (2) BPA foresees that disclosure would harm an interest protected by the exemption cited in the record. When full disclosure of a record is not possible, the law further requires that BPA take reasonable steps to segregate and release nonexempt information. We have determined that in certain instances partial disclosure is possible, and have accordingly segregated the records into exempt and non-exempt portions.

Fees
There are no fees associated with the processing of your FOIA request.

Certification
Pursuant to 10 C.F.R. § 1004.7(b)(2), I am the individual responsible for the records search, redactions and information release described above. Your FOIA request BPA-2021-00153-F is now closed with the responsive agency information provided.

Appeal
The adequacy of the search may be appealed within 90 calendar days from your receipt of this letter pursuant to 10 C.F.R. § 1004.8. Appeals should be addressed to:

Director, Office of Hearings and Appeals
HG-1, L'Enfant Plaza
U.S. Department of Energy
1000 Independence Avenue, S.W.
Washington, D.C. 20585-1615

The written appeal, including the envelope, must clearly indicate that a FOIA appeal is being made. You may also submit your appeal by e-mail to OHA.filings@hq.doe.gov, including the phrase "Freedom of Information Appeal" in the subject line. (The Office of Hearings and Appeals prefers to receive appeals by email.) The appeal must contain all the elements required

by 10 C.F.R. § 1004.8, including a copy of the determination letter. Thereafter, judicial review will be available to you in the Federal District Court either (1) in the district where you reside, (2) where you have your principal place of business, (3) where DOE's records are situated, or (4) in the District of Columbia.

Additionally, you may contact the Office of Government Information Services (OGIS) at the National Archives and Records Administration to inquire about the FOIA mediation services they offer. The contact information for OGIS is as follows:

Office of Government Information Services
National Archives and Records Administration
8601 Adelphi Road-OGIS
College Park, Maryland 20740-6001
E-mail: ogis@nara.gov
Phone: 202-741-5770
Toll-free: 1-877-684-6448
Fax: 202-741-5769

Questions about this communication may be directed to BPA FOIA Public Liaison Jason E. Taylor at 503-230-3537 or jetaylor@bpa.gov. Questions may also be directed to Becky Chiao, ACS Professional Staffing assigned to the BPA FOIA Office, at 503-230-4230 and at rlchiao@bpa.gov. Thank you for your interest in the Bonneville Power Administration.

Sincerely,

Candice D. Palen
Freedom of Information/Privacy Act Officer

The responsive agency information accompanies this communication.

COPY

8901230038

Portion of BPA Tract No. VK-3
(Perpetual Easement)
Portion of BPA Tract No. VK-5
(Temporary Easement)

EASEMENT

KNOW ALL MEN BY THESE PRESENTS, that the UNITED STATES OF AMERICA, Department of Energy, Bonneville Power Administration (BPA), Grantor, does hereby grant unto the VANCOUVER VILLAGER, LTD., a California Limited Partnership, Grantee, its successors and assigns, a perpetual easement for construction, use, and maintenance of a parking area with access drive, landscaping, and one sign, in, upon, over, and across a portion of BPA's fee-owned property identified as Tract No. VK-3, acquired by the United States of America in Civil Case No. 38. The Amended Declaration of Taking was filed in the United States District Court, Western District of Washington, Southern Division, on March 7, 1939. The perpetual easement area conveyed herein is shown crosshatched on segment of BPA Drawing No. 2136 attached as Exhibit A, and is more particularly described as follows:

A portion of BPA Tract No. VK-3 in Lots 20 and 21, Plat of Arcadia, Section 11, Township 2 North, Range 1 East, Willamette Meridian, Clark County, Washington.

Said portion lies northwesterly of the northwest right-of-way line of northeast Minnehaha Street, lies west of the west right-of-way line of northeast 17th Avenue and also lies southeasterly of the northwest right-of-way line of said Tract No. VK-3.

Together with a temporary easement for placement of fill, open drainage pond, and sign, in, upon, over, and across a portion of BPA's fee-owned property identified as Tract No. VK-5, acquired by the United States of America in said Civil Case No. 38. This temporary easement area is shown crosshatched on segment of BPA Drawing No. 2136 attached as Exhibit B, and is more particularly described as follows:

A portion of BPA Tract No. VK-5 in Lot 27, Plat of Arcadia, Section 11, Township 2 North, Range 1 East, Willamette Meridian, Clark County, Washington.

Said portion lies northwesterly of the northwest right-of-way line of northeast Minnehaha Street, lies east of the east right-of-way line of northeast 17th Avenue, lies south of the south right-of-way line of northeast 63rd Avenue and also lies southeasterly of the northwest right-of-way line of said Tract No. VK-5.

Subject to outstanding rights.

Reserving to Grantor, and its assigns, the right to operate, maintain, upgrade, and rebuild the existing electric power transmission facilities, and to erect, operate, maintain, upgrade, and rebuild future transmission facilities over, under, and across the said perpetual and temporary easements.

Reserving to Grantor, and its assigns, the right of access to and along its fee-owned property, including the right to use the access drive.

The perpetual and temporary easements shall not interfere with any use by the United States of its fee-owned property.

The perpetual easement rights conveyed herein, and described above, are granted subject to the following conditions:

1. The parking area, access drive, landscaping, and sign shall be as shown on Kravitz Group drawing titled "The Villager, Hazeldell, Washington," Sheet A1.1, dated June 29, 1987, Revision No. 8, dated November 21, 1988, on file in BPA's Land Branch. No additional facilities shall be constructed or placed on Grantor's fee-owned property without prior written consent of Grantor.

2. There shall be no excavation within 50 feet of any BPA tower legs. Slope of any excavation shall not exceed a 2:1 ratio.

3. Grantee, or its assigns, shall place a guardrail or road curb at the edge of the parking area if the parking area is closer than 50 feet to any tower legs.

4. Grantee, and its assigns, shall not place trash containers or flammable materials on Grantor's fee-owned property.

5. Grantee, and its assigns, shall allow no parking and plant no trees within 25 feet of any tower legs and shall keep landscaping within said 25 feet to a minimum to allow a work area for Grantor's maintenance crews. Access to tower identified as ROSS LEXI 1-1-4 shall not be impaired at any time.

6. Grantee, and its assigns, shall maintain the perpetual easement area in good condition at all times and shall keep all landscaping trimmed to a height not to exceed 10 feet.

Portion of BPA Tract No. VK-3
(Perpetual Easement)
Portion of BPA Tract No. VK-5
(Temporary Easement)

7. Grantee, and its assigns, shall assume liability and responsibility for cleanup costs associated with any spills of hazardous, toxic, or other substances, occurring as a result of Grantee's, or its assigns, use of the perpetual easement area conveyed herein.

The temporary easement rights conveyed herein, and described above, are granted subject to the following conditions:

1. Depth of fill material shall not exceed 3 feet.

2. Grantee, or its assigns, shall place no fill northerly of the southerly boundary of street identified as NE. 63rd Street on attached Exhibit B.

3. Grantee, or its assigns, within 60 days after receipt of written notification to Grantee, c/o The Dollar Company, at 2021 The Alameda, Suite 295, San Jose, California 95126, from Grantor that Clark County has completed construction of a storm sewer and graded said temporary easement area, shall mulch and seed with grass said temporary easement area to prevent weed intrusion.

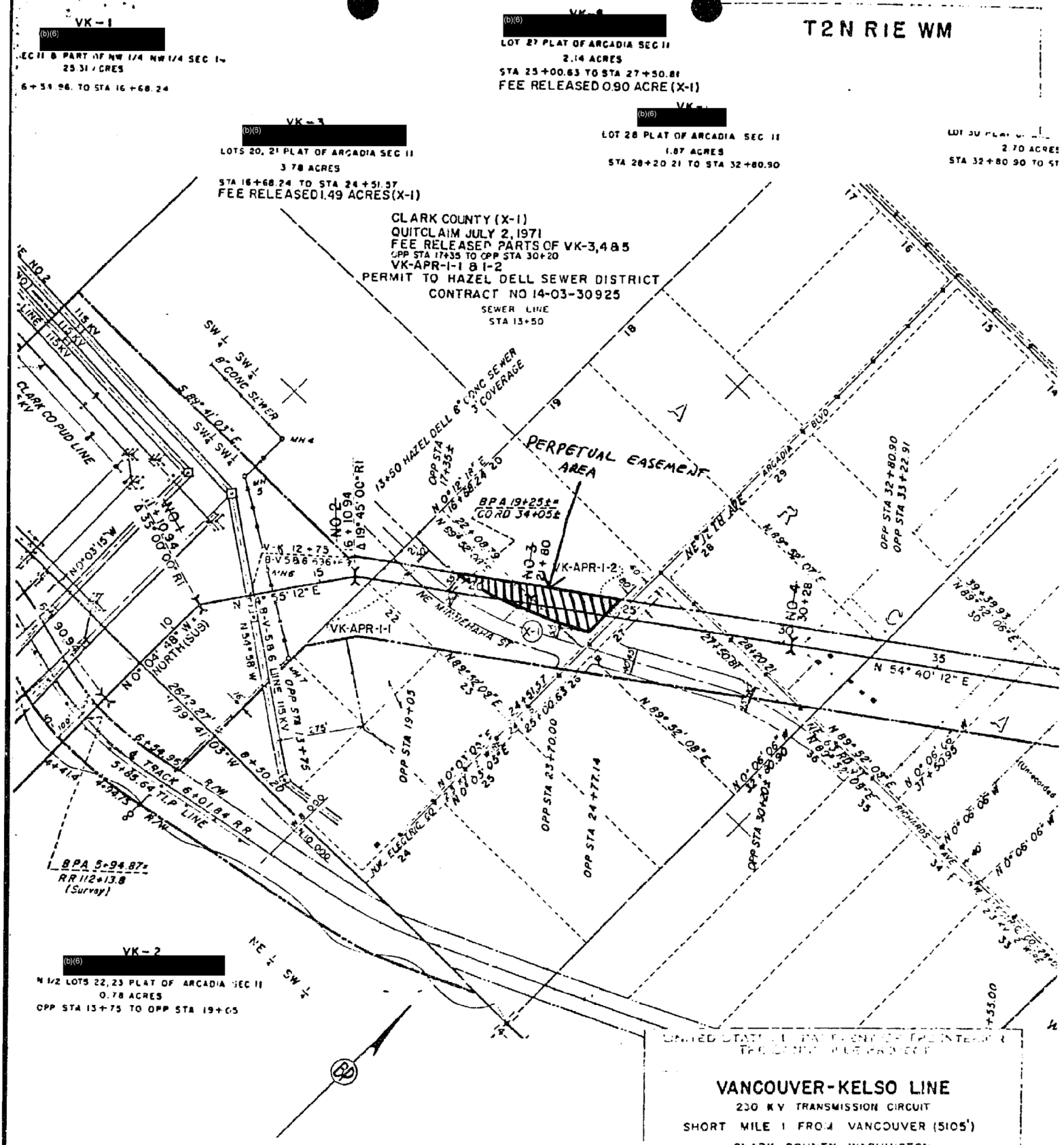
Grantee, and its assigns, shall be liable for any damage to the property of the United States, including transmission lines and structures, arising out of or resulting from any act or omission of Grantee, or its employees, agents, or assigns, acting within their authority in construction, reconstruction, use, or maintenance of said perpetual and temporary easements upon the property of the United States.

The above-described temporary easement shall automatically terminate upon completion of mulching and grass seeding of said temporary easement area as required by Condition No. 3 above.

Should the perpetual easement rights granted herein no longer be used or needed for parking, access drive, landscaping, and sign purposes for a consecutive two-year period, or be abandoned, then upon written notice by the United States to the Grantee, or its assigns, all rights granted by this perpetual easement shall automatically terminate and the title thereto revest in the United States.

TO HAVE AND TO HOLD the above-described perpetual easement unto the VANCOUVER VILLAGER, LTD., and its assigns, forever.

The true and actual consideration for the above-described perpetual easement is TWENTY THOUSAND DOLLARS ($20,000.00).



Portion of BPA Tract No. VK-3
(Perpetual Easement)

EXHIBIT A

Segment of Drawing

BPA-2021-00153-F-004

MAY 26 1993

(Date to MMLA)

LIS CASE NO. 870194

To: Chief, Land Information Section - MMLA

SUBJECT: Tract No(s): VK-3; VK-5

(include mile, etc.)

Cross-Reference Tract/File:

PLEASE MAKE THE NECESSARY ENTRIES IN THE LAND REGISTER AND OTHER RECORDS AS FOLLOWS:

/ / Disposal action has been completed on the above tract(s).

/X/ Easement rights for Parking Area with Access Drive, landscaping & one sign have been granted to Vancouver Villager, LTD on the above tract(s).

/ / No Rights Issued. Please file attached material in above-referenced case file.

/ / No Permit required as crossing is to be located within a public or county roadway. Please file attached material in above-referenced case file.

/ / NO MAPPING NECESSARY.

/X/ MAPPING NECESSARY-Send to EFBJ.

/X/ 411 in file-send to EFDJ.

LAND INFORMATION SECTION
93 MAY 26 P4:08

(b)(6) [redacted]

Realty Specialist

VED

on 5-27-93

Jo 5/28/93

CASE 19870194

Covers Tracts; V-K-1-A-3P1
-3P2
-5

CECIL D. KINDER, County Road Engineer

Telephone OX 4-1581

COUNTY OF CLARK, STATE OF WASHINGTON

Office of the

COUNTY ROAD ENGINEER

VANCOUVER
WASHINGTON

OFFICIAL FILE COPY
No. Date
MAY 11 1971
Referred To:
Action Taken:
☐ ANS. ☑ NO REPLY
By Date 5-11-71

May 10, 1971

Mr. Conrad Nystrom, Acting Head Title Section
Branch of Land
Bonneville Power Administration
1002 N. E. Holladay
Portland, Oregon 97208

Re: C.R.P. 6539, N. E. Minnehaha Street
Your File: ELT Tracts VK-3, 4 and 5,
Vancouver-Kelso Line

Dear Sir:

In reference to your letter of April 27, Clark County will incorporate and construct road approaches at Station 32+62 (N. E. Minnehaha Street) and Station 1+37 (N. E. 17th Avenue). Our construction plans will not be completed for some months, but I have made the necessary notations to insure the inclusion of the approaches on the plans. Upon completion of the construction plans, copies will be furnished to you.

For your information, N. E. Minnehaha Street is not a limited access facility and road approaches would be allowed any place not inconsistent with public safety.

Very truly yours,

Cecil D. Kinder
County Engineer

(b)(6) [redacted]

David R. Lusby
Location Engineer

DRL:rm

789101

A portion of Tracts VK-3,-4,-5

C 580214

QUITCLAIM DEED

KNOW ALL MEN BY THESE PRESENTS, That the UNITED STATES OF AMERICA, Department of the Interior, acting by and through the Bonneville Power Administrator, pursuant to the Acts of Congress approved August 20, 1937 (50 Stat. 731 16 U.S.C. 832 et seq.), as amended, and June 30, 1944 (63 Stat. 267, 16 U.S.C. 471 et seq.), as amended, and regulations and delegations of authority issued pursuant thereto, for and in consideration of ONE DOLLAR ($1.00), and other valuable considerations, to it in hand paid by CLARK COUNTY, WASHINGTON, receipt of which is hereby acknowledged, does hereby remise, release, and quitclaim unto said CLARK COUNTY, WASHINGTON, all of the right, title and interest of the UNITED STATES OF AMERICA in and to that certain parcel of land in the County of Clark, State of Washington, described as follows:

Beginning at the quarter corner between Sections 11 and 14, Township 2 North, Range 1 East, Willamette Meridian, and running thence N1°29'33"E, 1225.74 feet to the South line of N. E. 63rd Street as conveyed to Clark County, Washington under Auditor's File No. C 64906; thence N88°34'06"W, along the South line of said N. E. 63rd Street, 103.74 feet to its intersection with the Southerly line of that tract of land condemned by the United States of America for the Bonneville Power Administration's Vancouver-Kelso transmission line right-of-way and the true point of beginning of the tract herein described; thence S56°13'23"W along the Southerly line of the Bonneville Power Administration's right-of-way, 392.17 feet; thence S62°56'38"W, 209.39 feet; thence on the arc of a curve to the left having a radius of 10.00 feet an arc distance of 10.71 feet; thence S1°33'07"W 24.94 feet to a point on the Southerly line of said Bonneville Power Administration's Vancouver-Kelso transmission line right-of-way; thence S56°13'23"W 98.08 feet along said Southerly line; thence on the arc of a curve running Northwesterly, having a radius of 20.00 feet, the radius point thereof bears S88°24'11"W through a central angle of 115°27'33", an arc distance of 40.30 feet; thence S62°56'38"W, 41.75 feet; thence on the arc of a curve to the right having a radius of 1004.93 feet an arc distance of 509.87 feet; thence N87°59'10"W 54.26 feet to a point on the Northerly line of said Bonneville Power Administration's Vancouver-Kelso transmission line right-of-way; thence N56°13'23"E along said Northerly line 188.86 feet; thence on the arc of a curve to the left having a radius of 899.33 feet, the radius point thereof bears N4°17'53"W through a central angle of 22°45'29", an arc distance of 357.45 feet; thence S27°03'22"E 5.00 feet; thence N62°56'38"E 124.04 feet; thence on the arc of a curve to the left having a radius of 10.00 feet, an arc distance of 10.71 feet; thence N1°33'07"E 154.02 feet to a point on the Northerly line of said Bonneville Power Administration's Vancouver-Kelso transmission line right-of-way; thence N56°13'23 E along said Northerly right-of-way line 98.06 feet; thence S1°33'07"W 145.03 feet; thence on the arc of a curve to the left having a radius of 20.00 feet, an arc distance of 41.40 feet; thence N62°56'38"E 293.21 feet; thence on the arc of a curve to the right having a radius of 999.93 feet, through a central angle of 6°28'07", an arc distance of 112.89 feet; thence S20°35'15"E 5.00 feet; thence continuing on the arc of a curve to the right having a radius of 994.93 feet, the radius point thereof bearing S20°35'15"E, through a central angle of 5°43'02", an arc distance of 99.28 feet to a point on the South line of N. E. 63rd Street; thence S88°34'06"E, along the South line of N. E. 63rd Street 24.50 feet to the true point of beginning.

Approved, [illegible] 1971
BO[illegible] 25

[illegible]

(b)(6) [redacted]

7/21/71

UNITED STATES GOVERNMENT

Memorandum

UNITED STATES DEPARTMENT OF THE INTERIOR
BPA
BONNEVILLE POWER ADMINISTRATION

MAY 26 1971

DATE : May 26, 1971

In reply refer to : ELF

TO : Portland Area Office - OPT
Attn: W. G. Neuschwanger, Sup't Trans. Mtnce.

FROM : Max L. McMillin - ELF
Head, Title Section, Branch of Land

SUBJECT: Release of fee title to portions of Tracts VK-3,4,5 to Clark County, Washington, for road purposes.

As you know, we will retain a transmission line easement over this property with the requirement that access to our structures be furnished.

Enclosed is a copy of letter from the County Engineer dated May 10, 1971. Will the access road approaches stated in the letter be sufficient for BPA needs?

As a provision in the release instrument we will specify the locations of the approaches to be constructed by the County and we want to be sure that all necessary access is covered.

(b)(6) [redacted]

Enclosure

cc:
Official File - ELA-10

ELF:EGudgel:eg 5-26-71

RECD
MAY 26 1971
PORTLAND AREA OFFICE

Buy U.S. Savings Bonds Regularly on the Payroll Savings Plan

BPA 1100 Mar. 1971

BPA-2021-00153-F-009

BPA 303
Rev. 1-18-63

BONNEVILLE POWER ADMINISTRATION
INTEROFFICE MESSAGE

Date 7-12-71

TO	Name: Betty Packwood Routing symbol and address	☐ Portland ☐ Ross ☐ Seattle ☐ Spokane ☐ Walla Walla

Fold here for return

FROM	Name: Ella Gudgel Routing symbol and address	☐ Portland ☐ Ross ☐ Seattle ☐ Spokane ☐ Walla Walla

Portions of Tracts VK-3,4,5 have been quitclaimed to Clark County, Washington for road purposes, with easement rights reserved to BPA.

Please make proper entries in records--case closed.

July 12, 1971

ELF

Kirk E. Williams - ETI
Head, Location & Mapping Section, Br. of Design

Max L. McMillin - ELF
Head, Title Section, Branch of Land

Retirement of Real Property

The Branch of Land has recently completed the disposal of portions of Tracts VK-3,-4,-5. One copy of the disposal instrument is attached.

Please make the necessary entries in your records.

Enclosure

(Sgd) Max L. McMillin

cc:
L. W. Pennell, w/cc of QC Deed - MFP
Head, Plant Accounting Section
Eugene J. Monaco, w/cc of QC Deed - EM
Chief, Branch of Supply
Official File - ELA-10

ELF:EGudgel:eg 7-12-71

July 8, 1971

ELF
Disposal-Tracts VK-3,4,5

County of Clark
State of Washington
Office of County Road Engineer
Vancouver, Washington 98660

Attention: David R. Lusby
Location Engineer

Dear Mr. Lusby:

Enclosed is the signed and acknowledged quitclaim deed covering a portion of Tracts VK-3,4,5. After this deed is recorded in the County Deed records, we will appreciate your advising us of the recording data.

Also enclosed are copies of the instruments for Tracts VK-3 and VK-5, which deeds are referenced in the quitclaim deed dated July 2, 1971.

Your cooperation in sending us the recording data of the quitclaim deed will be appreciated.

Sincerely,

Max L. McMillin
Head, Title Section
Branch of Land

Enclosures

cc:
Official File - ELOF

ELF:EGudgel:eg 7-8-71

U. S. DEPARTMENT OF THE INTERIOR – BONNEVILLE POWER ADMINISTRATION

CHECK SHEET

TRACT NO. VK-3,4,5 (Diposal of portions) NAME Clark County, Wash.

PLEASE CHECK IF OK:

( ) GRANTORS	( ) TAXES & ASSESSMENTS	( ) VOUCHER CERTIFICATE
( ) CONSIDERATION	( ) MORTGAGES & OTHER LIENS	( ) FIELD INSTRUCTIONS
( ) SPECIAL OPTION PROVISIONS	( ) OCCUPANTS	( ) OTHER

7-1-71: For approval of revised quitclaim deed. eg

Approved SRB 7-1-71

BPA 945
Oct. 1963

CECIL D. KINDER, County Road Engineer

Telephone OX 4-1581

COUNTY OF CLARK, STATE OF WASHINGTON

Office of the

COUNTY ROAD ENGINEER

VANCOUVER
WASHINGTON

OFFICIAL FILE COPY
No. Date
JUL 27 1971
Referred To:
Action Taken:
☐ ANS. ☐ NO REPLY
By Date

July 26, 1971

United States Dept. of the Interior
Bonneville Power Administration
P. O. Box 3621
Portland, Oregon 97208

Attention: Mr. Max L. McMillin
Head, Title Section, Branch of Land

Re: C.R.P. 6539, N. E. Minnehaha Street
Your File: ELF, Disposal - Tracts VK-3, 4, 5

Dear Sir:

Enclosed for your information is a copy of your deed to Clark County with the recording data thereon.

Very truly yours,

Cecil D. Kinder
County Engineer

(b)(6) [redacted]

David R. Lusby
Location Engineer

DRL:rm
encl.

OPTIONAL FORM NO. 10
MAY 1962 EDITION
GSA FPMR (41 CFR) 101-11.6

UNITED STATES GOVERNMENT

Memorandum

TO : Conrad Nystrom ELF

DATE: June 25, 1971

FROM : Office of the Regional Solicitor XORS

SUBJECT: Proposed quitclaim deed to Clark County, Washington, Tracts VK-3, 4, 5, Vancouver-Kelso transmission line

In view of the fact that this disposal is being made pursuant to the Federal Property and Administrative Services Act, it is suggested that the provisions of 101 C.F.R. § 47.603 be considered. The assumption here is that the value of the surplus interests being released in this case is less than $1,000.

The deed has been reviewed only as to form. Regarding the form it is suggested that the words "and its assigns" (line 1, page 2) be inserted after "UNITED STATES OF AMERICA." It is also suggested that the location of the right of way to be reserved be established the same as in the case of an easement and that the wording of the granting clause of the easement be basically the same for the reservation.

For the Regional Solicitor

(b)(6) [redacted]

Gary R. Stark
Attorney

Enclosure:
Files

Might check also
with Substation to
see if SS access
is involved.
6-14-71

(b)(6)

[redacted]

See Mr. Gjelde's reply of 4-21-71

terrill
17th St. Ext

UNITED STATES GOVERNMENT

Memorandum

DATE : June 9, 1971

In reply refer to : ELF

TO : Office of the Regional Solicitor, Portland - ORS

FROM : Conrad Nystrom - ELF
Acting Head, Title Section, Branch of Land

SUBJECT: Proposed quitclaim deed to Clark County, Washington
Tracts VK-3,4,5 of Vancouver-Kelso transmission line

Files to you for approval/comments on the proposed quitclaim deed.

Please return the files with your reply.

Enclosures

cc:
Official File - ELA-10

ELF:EGudgel:eg 6-9-71

Subpart 101—47.6—Delegations

§ 101—47.600 Scope of subpart.

This subpart sets forth the special delegations of authority granted by the Administrator of General Services to other agencies for the utilization and disposal of certain real property pursuant to the Act.

§ 101—47.601 Delegation to Department of Defense.

(a) Authority is delegated to the Secretary of Defense to determine that excess real property and related personal property under the control of the Department of Defense having a total estimated fair market value, including all the component units of the property, of less than $1,000 as determined by the Department of Defense, is not required for the needs and responsibilities of Federal agencies; and thereafter to dispose of said property by means deemed advantageous to the United States.

(b) Prior to such determination and disposal, the Secretary of Defense shall take steps as may be appropriate to determine that the property is not required for the needs of any Federal agency.

(c) The authority conferred in this § 101—47.601 shall be exercised in accordance with the Act and regulations issued pursuant thereto, except that the reporting of such property to GSA under Subpart 101—47.2 shall not be required.

(d) The authority delegated in this § 101—47.601 may be redelegated to any officer or employee of the Department of Defense.

§ 101—47.602 Delegation to the Department of Agriculture.

(a) Authority is delegated to the Secretary of Agriculture to determine that excess real property and related personal property under the control of the Department of Agriculture having a total estimated fair market value, including all the component units of the property, of less than $1,000 as determined by the Department of Agriculture, is not required for the needs and responsibilities of Federal agencies; and thereafter to dispose of said property by means deemed advantageous to the United States.

(b) Prior to such determination and disposal, the Secretary of Agriculture shall take steps as may be appropriate to determine that the property is not required for the needs of any Federal agency.

(c) The authority conferred in this § 101—47.602 shall be exercised in accordance with the Act and regulations issued pursuant thereto, except that the reporting of such property to GSA under Subpart 101—47.2 shall not be required.

(d) The authority delegated in this § 101—47.602 may be redelegated to any officer or employee of the Department of Agriculture.

§ 101—47.603 Delegation to the Department of the Interior.

(a) Authority is delegated to the Secretary of the Interior to determine that excess real property and related personal property under the control of the Department of the Interior having a total estimated fair market value, including all the component units of the property, of less than $1,000 as determined by the Department of the Interior, is not required for the needs and responsibilities of Federal agencies; and thereafter to dispose of said property by means deemed advantageous to the United States.

(b) Prior to such determination and disposal, the Secretary of the Interior shall take steps as may be appropriate to determine that the property is not required for the needs of any Federal agency.

(c) The authority conferred in this § 101—47.603 shall be exercised in accordance with the Act and regulations issued pursuant thereto, except that the reporting of such property to GSA under Subpart 101—47.2 shall not be required.

(d) The authority delegated in this § 101—47.603 may be redelegated to any officer or employee of the Department of the Interior.

§ 101—47.604 Delegation to the Department of the Interior and the Department of Health, Education, and Welfare.

(a) The Secretary of the Interior and the Secretary of Health, Education, and Welfare, are delegated authority to transfer and to retransfer to each other, upon request, any of the property of either agency which is being used and

CECIL D. KINDER, County Road Engineer

Telephone OX 4-1581;

COUNTY OF CLARK, STATE OF WASHINGTON

Office of the

COUNTY ROAD ENGINEER

VANCOUVER
WASHINGTON

OFFICIAL FILE COPY
No. Date 6-11-71
Referred To:
Action Taken:
☐ ANS. ☐ NO REPLY
By Date

June 10, 1971

BPA - ELF
P. O. Box 3621
Portland, Oregon 97208

Attention: Mrs. Ella Gudgel

Re: C.R.P. 6539 - N. E. Minnehaha Street

Dear Madam:

Enclosed are two (2) plan and profile sheets on the above project, in the area involving the road approaches to your towers (Sta. 32+62 on N. E. Minnehaha Street and Sta. 1+37 on N. E. 17th Avenue). The approach at Sta. 1+37 on N. E. 17th Avenue is an existing approach and will be reconstructed at its present location. The location of the approach at Sta. 32+62, N. E. Minnehaha Street, is approximate and will be constructed where designated by your Access Engineer.

Very truly yours,

Cecil D. Kinder
County Engineer

(b)(6) [redacted]

David R. Lusby
Location Engineer

DRL:rm
encl.

June 9, 1971

ELF

Kirk E. Williams - ETI
Head, Location and Mapping Section

Conrad Nystrom - ELF
Acting Head, Title Section, Branch of Land

Disposal of portions of Tracts VK-3;-4;-5 to
Clark County, Washington for road purposes

In a conversation with Mr. David R. Lusby, Location Engineer, Clark County Engineer's Office, he stated that he would like more information in regard to an access road to the Ross Substation in the vicinity of N. E. Minnehaha Street.

Please call Mr. Lusby to finalize the needed access. His telephone is: Vancouver, OX 4-1581.

A copy of the map furnished by Clark County is enclosed. Please return it with your memo advising us of the outcome of your conversation with Mr. Lusby.

Enclosure

cc:
Official File - ELA-10

ELF:EGudgel:eg 6-9-71

BPA 303
Rev. 1-18-63

BONNEVILLE POWER ADMINISTRATION
INTEROFFICE MESSAGE

6-9-71

TO	Name: The File Routing symbol and address	☐ Portland ☐ Ross ☐ Seattle ☐ Spokane ☐ Walla Walla

Fold here for return

FROM	Name: Ella Gudgel Routing symbol and address	☐ Portland ☐ Ross ☐ Seattle ☐ Spokane ☐ Walla Walla

The station for an approach at N.E. 17th Avenue is given at 1+37 in David R. Lusby's letter of 5-10-71. This station is not shown on the map furnished with Clark County's request and our engineers could not tie it in.

I called Mr. Lusby, of County Engineer's Office, to doublecheck the stationing. Mr. Lusby said that station is correct; he will send us a map showing this station.

Mr. Lusby inquired as to our specific access road needs for access to the Ross Substation. We told him that our access road engineer would discuss, and finalize, our access road needs with him.

By memo of 6-9-71, we requested Kirk Williams to call Mr. Lusby and advise us of the outcome.

In the meantime, Mr. Lusby agreed that our provision in the proposed quitclaim deed covered the necessary rights at this location.

Mr. Lusby also stated the highway right-of-way would not be fenced at this time but that one abutting owner used his land for grazing and might want to fence it later on; this the provision regarding gates and culverts for access to our towers.

U.S. DEPARTMENT OF THE INTERIOR
ROUTING

Date
ADDRESS (Street, area or file location)

☐ Action
☐ Approval ☐ Per request or conversation
☐ Comments ☐ Information ☐ Return ☐ File

REMARKS

Fold here for return

FROM ADDRESS

UNITED STATES GOVERNMENT

Memorandum

DATE : June 2, 1971

JUN 3 1971

In reply refer to : ELF

TO : W. G. Neuschwanger - OPT
Sup't Trans. Main., Portland Area

FROM : Max L. McMillin - ELF
Head, Title Section, Br. of Land

SUBJECT: Disposal of portions of Tracts VK-3,4,5 to Clark County, Washington for road purposes

Attached is a copy of the County's map No. CRP 6539. A copy was sent to with our memo of March 30, 1971. This is the only map we have.

Also enclosed are copies of previous correspondence on the subject of access to our structures.

(b)(6) [redacted]

Enclosures

cc:
Official File - ELF-10

ELF:EGudgel:eg 6-2-71

April 27, 1971

ELT
Tracts VK-3, 4, 5
Vancouver-Kelso line

County Road Engineer
Clark County, Washington
1200 Franklin Street
Vancouver, Washington 98660

Attention: Mr. David R. Lusby
Location Engineer

Dear Sir:

With reference to your application for a right-of-way for your road across the above-referenced tracts, it is our policy when we own a tract in fee, to dispose of the fee title for the roadway and retain easement rights over it. In this connection, we will need access to our towers.

We should have an access road approach from N. E. Minnehaha Street at a suitable location between approximate county road stations 35+00 and 38+00, or from N. E. 17th Avenue north of N. E. Minnehaha Street. The approach should not be directly opposite our structure because of the limited distance. We will also need to retain our approach rights for the N. E. 15th Avenue extension at station 32+62.42.

Please revise your plans to include these access rights and furnish us with copies of your drawings showing the access for BPA.

Sincerely,

Conrad Nystrom
Acting Head, Title Section
Branch of Land

cc:
Official File - ELOF

ELT:EQudgel:eg 4-27-71

UNITED STATES GOVERNMENT

Memorandum

DATE : April 26, 1971

In reply refer to : ETMOR

Your ref:ELT:eg:4-22-71

TO : Max L. McMillin, Head, Title Section
Branch of Land - ELT

FROM : Henry R. Staats, Head, R/W Grp., Ofc. Eng. Unit
Location and Mapping Section
Branch of Transmission Design - ETMOR

SUBJECT: Release of Fee, Parts of VK-3, 4, and 5.

The description prepared by the Clark County Road Engineer for the subject case is satisfactory. The amendments indicated on the copy attached to this memorandum are suggested for consistency with the language used elsewhere in the description.

Note that the Portland Area desires access to the structure identified as "No. 3" on the county's drawing (operating structure number 1/4 at station 21+80). An approach should be provided from N.E. Minnehaha Street at a suitable location between approximate county road stations 35+00 and 38+00; or from N.E. 17th Avenue north of N.E. Minnehaha Street. The approach should not be directly opposite the structure because of the limited distance.

The need to retain approach rights for the proposed N.E. 15th Avenue extension at this time is a matter for determination by the Branch of Substation Design.

Files are returned.

(b)(6) [redacted]

5 Enclosures

cc:
Official File - ELOF

ETMOR:CLHoward:bw 4-23-71

Buy U.S. Savings Bonds Regularly on the Payroll Savings Plan

BPA 1100 Mar. 1971

INTERIOR--BONNEVILLE POWER ADMINISTRATION, PORTLAND, OREGON

BPA 303
Rev. 1-18-63

BONNEVILLE POWER ADMINISTRATION
INTEROFFICE MESSAGE

Date 4-21-71

TO	Name: Conrad Nystrom Routing symbol and address: ELT	☐ Portland ☐ Ross ☐ Seattle ☐ Spokane ☐ Walla Walla ☐

Fold here for return

FROM	Name: E Bragunier Routing symbol and address: ED	☐ Portland ☐ Ross ☐ Seattle ☐ Spokane ☐ Walla Walla ☐

Re: your March 30 note on disposal of Tracts VK-3,4,5 to Clark Co Wash for road purposes.

We should retain road access rights for 15th St extension from Ross Sub at approx Sta 32+62.42

Concur
4/7/71

cc PS Gilde

INTERIOR--BONNEVILLE POWER ADMINISTRATION, PORTLAND, OREGON

May 26, 1971

KLF

Portland Area Office - OPT
Attn: W. G. Neuschwanger, Sup't Trans. Mtnce.

Max L. McMillin - KLF
Head, Title Section, Branch of Land

Release of fee title to portions of Tracts VK-3,4,5
to Clark County, Washington, for road purposes.

As you know, we will retain a transmission line easement over this property with the requirement that access to our structures be furnished.

Enclosed is a copy of letter from the County Engineer dated May 10, 1971. Will the access road approaches stated in the letter be sufficient for BPA needs?

As a provision in the release instrument we will specify the locations of the approaches to be constructed by the County and we want to be sure that all necessary access is covered.

Enclosure

cc:
Official File - KLA-10

KLF:EGudgel:eg 5-26-71

CECIL D. KINDER, County Road Engineer

Telephone OX 4-1581;

COUNTY OF CLARK, STATE OF WASHINGTON

Office of the

COUNTY ROAD ENGINEER

VANCOUVER
WASHINGTON

OFFICIAL FILE COPY
No. Date
MAY 11 1971
Referred To:
Action Taken:
☐ ANS. ☑ NO REPLY
By Date

May 10, 1971

Mr. Conrad Nystrom, Acting Head Title Section
Branch of Land
Bonneville Power Administration
1002 N. E. Holladay
Portland, Oregon 97208

Re: C.R.P. 6539, N. E. Minnehaha Street
Your File: ELT Tracts VK-3, 4 and 5,
Vancouver-Kelso Line

Dear Sir:

In reference to your letter of April 27, Clark County will incorporate and construct road approaches at Station 32+62 (N. E. Minnehaha Street) and Station 1+37 (N. E. 17th Avenue). Our construction plans will not be completed for some months, but I have made the necessary notations to insure the inclusion of the approaches on the plans. Upon completion of the construction plans, copies will be furnished to you.

For your information, N. E. Minnehaha Street is not a limited access facility and road approaches would be allowed any place not inconsistent with public safety.

Very truly yours,

Cecil D. Kinder
County Engineer

(b)(6) [redacted]

David R. Lusby
Location Engineer

DRL:rm

UNITED STATES GOVERNMENT

Memorandum

DATE : April 27, 1971

In reply refer to : ELT

TO : Everett E. Johnson
Head, Appraisal Section

FROM : Conrad Nystrom
Acting Head, Title Section

SUBJECT: Disposal of portions of VK-3,4,5 to Clark County, Washington for a road

Inside the file is a legaldescription of the property we are prepared to sell to Clark County for road purposes; we will sell the fee title and retain easement rights. Please give us an appraised value for this road right-of-way for disposal purposes. The files are attached for your use; please return them with your reply.

(b)(6) [redacted]

Enclosures

cc:
Official File - ELOF

ELT:EGudgel:eg 4-27-71

To: File
From: Everett E. Johnson, Head, Appraisal Section
Branch of Land - ELB
Subject: Desposal of Fee Parcel
Portions of VK-3,4,5 To Clark County, Washington
With the retention of the easement rights necessary for the construction , rebuild, operation and maintainance of one or more Electrical Transmission lines it is my opinion that the value of the disposed parcel is nominal and no charge should be made therefore.

(b)(6) [redacted]

PROPOSED EASEMENT THROUGH BONNEVILLE
POWER ADMINISTRATION RIGHT OF WAY

Beginning at the quarter corner between Sections 11 and 14, T.2 N., R.1 E., W.M. and running thence N 1°29'33" E, 1225.74 feet to the South line of N. E. 63rd Street as conveyed to Clark County, Washington under Auditor's File No. C 64906; thence N 88°34'06" W, along the South line of said N. E. 63rd Street, 103.74 feet to its intersection with the Southerly line of that trac[illegible] condemned by the United States of America for the Bonnevil[illegible] to a point on the Southerly Vancouver-Kelso transmission line right of way an[illegible] line of said Bonneville Power beginning of the tract herein described; thence S[illegible] Administration Vancouver-Kelso the Southerly line of the Bonneville Power Admin[illegible] transmission line right of way; way, 392.17 feet: thence S 62°56'38" W 209.39 fe[illegible] us of 10.00 feet an arc along said Southerly line, [illegible]" W, 24.94 feet; thence [illegible] the arc of a curve running Northwesterly, having a radius of 20.00 feet, the radius point thereof bears S 88°24'11" W, through a central angle of 115°27'33", an arc distance of 40.30 feet; thence S 62°56'38" W, 41.75 feet; thence on the arc of a curve to the right having a radius of 1004.93 feet an arc distance of 509.87 feet; thence N 87°59'10" W, 54.26 feet to a point on the Northerly line of said Bonneville Power Administration Vancouver-Kelso transmission line right of way; thence N 56°13'23" E, along said Northerly line, 188.86 feet; thence on the arc of a curve to the left having a radius of 899.93 feet, the radius point thereof bears N 4°17'53" W, through a central angle of 22°45'29", an arc distance of 357.45 feet; thence S 27°03'22" E, 5.00 feet; thence N 62°56'38" E, 124.04 feet; thence on the arc of a curve to the left having a radius of 10.00 feet an arc distance of 10.71 feet; thence N 1°33'07" E, 154.02 feet to a point on the Northerly line of said Bonneville Power Administration Vancouver-Kelso transmission line right of way; thence N 56°13'23" E, along said Northerly right of way line, 98.06 feet; thence S 1°33'07" W, 145.03 feet; thence on the arc of a curve to the left having a radius of 20.00 feet an arc distance of 41.40 feet; thence N 62°56'38" E, 293.21 feet; thence on the arc of a curve to the right having a radius of 999.93 feet, through a central angle of 6°28'07", an arc distance of 112.89 feet; thence S 20°35'15" E, 5.00 feet; thence continuing on the arc of a curve to the right having a radius of 994.93 feet, the radius point thereof bearing S 20°35'15" E, through a central angle of 5°43'02", an arc distance of 99.28 feet to a point on the South line of N. E. 63rd Street; thence S 88°34'06" E, along the South line of N. E. 63rd Street 24.50 feet to the true point of beginning.

(b)(6)

[redacted]

PROPOSED EASEMENT THROUGH BONNEVILLE
POWER ADMINISTRATION RIGHT OF WAY

Beginning at the quarter corner between Sections 11 and 14, T.2 N., R.1 E., W.M. and running thence N 1°29'33" E, 1225.74 feet to the South line of N. E. 63rd Street as conveyed to Clark County, Washington under Auditor's File No. C 64906; thence N 88°34'06" W, along the South line of said N. E. 63rd Street, 103.74 feet to its intersection with the Southerly line of that tract of land condemned by the United States of America for the Bonneville Power Administration Vancouver-Kelso transmission line right of way and the true point of beginning of the tract herein described; thence S 56°13'23" W, along the Southerly line of the Bonneville Power Administration right of way, 392.17 feet; thence S 62°56'38" W, 209.39 feet; thence on the arc of a curve to the left having a radius of 10.00 feet an arc distance of 10.71 feet; thence S 1°33'07" W, 24.94 feet; thence S 56°13'23" W, 98.08 feet; thence on the arc of a curve running Northwesterly, having a radius of 20.00 feet, the radius point thereof bears S 88°24'11" W, through a central angle of 115°27'33", an arc distance of 40.30 feet; thence S 62°56'38" W, 41.75 feet; thence on the arc of a curve to the right having a radius of 1004.93 feet an arc distance of 509.87 feet; thence N 87°59'10" W, 54.26 feet to a point on the Northerly line of said Bonneville Power Administration Vancouver-Kelso transmission line right of way; thence N 56°13'23" E, along said Northerly line, 188.86 feet; thence on the arc of a curve to the left having a radius of 899.93 feet, the radius point thereof bears N 4°17'53" W, through a central angle of 22°45'29", an arc distance of 357.45 feet; thence S 27°03'22" E, 5.00 feet; thence N 62°56'38" E, 124.04 feet; thence on the arc of a curve to the left having a radius of 10.00 feet an arc distance of 10.71 feet; thence N 1°33'07" E, 154.02 feet to a point on the Northerly line of said Bonneville Power Administration Vancouver-Kelso transmission line right of way; thence N 56°13'23" E, along said Northerly right of way line, 98.06 feet; thence S 1°33'07" W, 145.03 feet; thence on the arc of a curve to the left having a radius of 20.00 feet an arc distance of 41.40 feet; thence N 62°56'38" E, 293.21 feet; thence on the arc of a curve to the right having a radius of 999.93 feet, through a central angle of 6°28'07", an arc distance of 112.89 feet; thence S 20°35'15" E, 5.00 feet; thence continuing on the arc of a curve to the right having a radius of 994.93 feet, the radius point thereof bearing S 20°35'15" E, through a central angle of 5°43'02", an arc distance of 99.28 feet to a point on the South line of N. E. 63rd Street; thence S 88°34'06" E, along the South line of N. E. 63rd Street 24.50 feet to the true point of beginning.

UNITED STATES GOVERNMENT

Memorandum

DATE : April 26, 1971

In reply refer to : ETMOR

Your ref:ELT:eg:4-22-71

TO : Max L. McMillin, Head, Title Section
Branch of Land - ELT

FROM : Henry R. Staats, Head, R/W Grp., Ofc. Eng. Unit
Location and Mapping Section
Branch of Transmission Design - ETMOR

SUBJECT: Release of Fee, Parts of VK-3, 4, and 5.

The description prepared by the Clark County Road Engineer for the subject case is satisfactory. The amendments indicated on the copy attached to this memorandum are suggested for consistency with the language used elsewhere in the description.

Note that the Portland Area desires access to the structure identified as "No. 3" on the county's drawing (operating structure number 1/4 at station 21+80). An approach should be provided from N.E. Minnehaha Street at a suitable location between approximate county road stations 35+00 and 38+00; or from N.E. 17th Avenue north of N.E. Minnehaha Street. The approach should not be directly opposite the structure because of the limited distance.

The need to retain approach rights for the proposed N.E. 15th Avenue extension at this time is a matter for determination by the Branch of Substation Design.

Files are returned.

(b)(6)

[redacted]

5 Enclosures

cc:
Official File - ELOF

ETMOR:CLHoward:bw 4-23-71

Buy U.S. Savings Bonds Regularly on the Payroll Savings Plan

INTERIOR - BONNEVILLE POWER ADMINISTRATION PORTLAND OREGON

BPA 1100 Mar. 1971

BPA 303 A
Rev: 1-19-63

BONNEVILLE POWER ADMINISTRATION
INTEROFFICE MESSAGE

Date 4/23/71

TO	Name: CONRAD NYSTROM	☐ Portland ☐ Ross ☐ Seattle ☐ Spokane ☐ Walla Walla
	Routing symbol and address: ELT	

Fold here for return

FROM	Name: V. S. WILLIAMS ETMO	☐ Portland ☐ Ross ☐ Seattle ☐ Spokane ☐ Walla Walla
	Routing symbol and address: TRACTS VK-3, 4, 5	

Vern Dufay reports that maintenance has requested that the county provide an access plan, Vern D. concurs.

VSW

VERN D.

BPA 303
Rev. 1-18-63

BONNEVILLE POWER A INISTRATION
INTEROFFICE .SSAGE

Date 4-20-71

TO	Name HR Otsts Routing symbol and address	___ Portland ___ Ross ___ Seattle ___ Spokane ___ Walla Walla

Fold here for return

FROM	Name C Howard Routing symbol and address	___ Portland ___ Ross ___ Seattle ___ Spokane ___ Walla Walla

No indication here that any consideration has been given to possible impairment of access.

Should be cleared for that question and a response, pro or con, before the case is closed.

H

4/21/71

Vern Dufony:

Will you look into claim question of access impairment

HR

M. MARJERRISON - ET

C. P. Libby - ETL
Transmission Design Section

March 30, 1971

In reply refer to:
ELT

Conrad Nystrom - ELT
Acting Head, Title Section, Br. of Land

Disposal of Tracts VK-3,4,5 to Clark County, Washington, for road purposes

By letter of February 9, 1971 (copy enclosed), Clark County, Washington notified BPA that it was necessary for N. E. Minnehaha Street to cross the Vancouver-Kelso transmission line right-of-way. Their map No. CRP 6539 was furnished (copy enclosed), showing that a large portion of this street would actually be located within the BPA fee-owned right-of-way.

After due consideration, it was decided that it might be more advantageous to BPA to dispose of the fee title to the roadway and retain an easement for our present transmission line and a future transmission line.

Please give us your comments and/or approval regarding disposal of this portion of Tracts VK-3, 4, and 5, to Clark County, with easement rights kept for BPA.

S/ (b)(6) [redacted]

Enclosures

cc:
Substation Design Section (w/enc.) - ED
M. Marjerrison (w/enc.) - ET
System Planning Section (w/enc.) - ESP
Portland Area Office (w/enc.) - OX
Official File - ELOF

VSW: Maintenance has asked for 4 & 7 Centers - what Clark County provide us as plan of access to our lines for our review. Vern D. 4-26-71

ELT:EGudgel:eg 3-30-71

KEW: WILL THIS ROAD CONST UPSET OUR PLANS FOR FERN PRAIRIE - ALLSTON?

I SEE NO REASON TO RETAIN FEE IF THE EASEMENT REPLACING IT COVERS OUR INTERESTS
VSW

HES

C. Libby has seen this dwg.
Allston - Fern Prairie turns off at tow 5.
VSW

This will not affect addition. (b)(6) [redacted]

RECEIVED APR 1 1971

BPA-2021-00153-F-035

UNITED STATES GOVERNMENT

Memorandum

DATE : April 22, 1971

In reply refer to : ELT

TO : Henry R. Staats - ETMOR
Head, Office Engineering Unit, Br. Design

FROM : Max L. McMillin - ELT
Head, Title Section, Br. Land

SUBJECT: Disposal of Tracts VK-3,4,5

It has been determined that it will be satisfactory to dispose of the fee title to the subject tracts and retain easement rights over them. Clark County, Washington desires to build a roadway and has furnished a metes and bounds description of the area, which is shown in red on the map in file, also furnished by the County. Please check the description on top in the file--advise us if it is satisfactory. If this description cannot be used, please furnish us with an adequate one. The files are attached for your use; please return them with your reply.

(b)(6) [redacted]

Enclosures

cc:
Official File - ELOF

ELT:EGudgel:eg 4-22-71

RECEIVED
APR 22 1971
LOCATION & MAPPING SECTION

Buy U.S. Savings Bonds Regularly on the Payroll Savings Plan

BPA 1100 Mar. 1971

PROPOSED EASEMENT THROUGH BONNEVILLE
POWER ADMINISTRATION RIGHT OF WAY

Beginning at the quarter corner between Sections 11 and 14, T.2 N., R.1 E., W.M. and running thence N 1°29'33" E, 1225.74 feet to the South line of N. E. 63rd Street as conveyed to Clark County, Washington under Auditor's File No. C 64906; thence N 88°34'06" W, along the South line of said N. E. 63rd Street, 103.74 feet to its intersection with the Southerly line of that tract of land condemned by the United States of America for the Bonneville Power Administration Vancouver-Kelso transmission line right of way and the true point of beginning of the tract herein described; thence S 56°13'23" W, along the Southerly line of the Bonneville Power Administration right of way, 392.17 feet; thence S 62°56'38" W, 209.39 feet; thence on the arc of a curve to the left having a radius of 10.00 feet an arc distance of 10.71 feet; thence S 1°33'07" W, 24.94 feet; thence S 56°13'23" W, 98.08 feet; thence on the arc of a curve running Northwesterly, having a radius of 20.00 feet, the radius point thereof bears S 88°24'11" W, through a central angle of 115°27'33", an arc distance of 40.30 feet; thence S 62°56'38" W, 41.75 feet; thence on the arc of a curve to the right having a radius of 1004.93 feet an arc distance of 509.87 feet; thence N 87°59'10" W, 54.26 feet to a point on the Northerly line of said Bonneville Power Administration Vancouver-Kelso transmission line right of way; thence N 56°13'23" E, along said Northerly line, 188.86 feet; thence on the arc of a curve to the left having a radius of 899.93 feet, the radius point thereof bears N 4°17'53" W, through a central angle of 22°45'29", an arc distance of 357.45 feet; thence S 27°03'22" E, 5.00 feet; thence N 62°56'38" E, 124.04 feet; thence on the arc of a curve to the left having a radius of 10.00 feet an arc distance of 10.71 feet; thence N 1°33'07" E, 154.02 feet to a point on the Northerly line of said Bonneville Power Administration Vancouver-Kelso transmission line right of way; thence N 56°13'23" E, along said Northerly right of way line, 98.06 feet; thence S 1°33'07" W, 145.03 feet; thence on the arc of a curve to the left having a radius of 20.00 feet an arc distance of 41.40 feet; thence N 62°56'38" E, 293.21 feet; thence on the arc of a curve to the right having a radius of 999.93 feet, through a central angle of 6°28'07", an arc distance of 112.89 feet; thence S 20°35'15" E, 5.00 feet; thence continuing on the arc of a curve to the right having a radius of 994.93 feet, the radius point thereof bearing S 20°35'15" E, through a central angle of 5°43'02", an arc distance of 99.28 feet to a point on the South line of N. E. 63rd Street; thence S 88°34'06" E, along the South line of N. E. 63rd Street 24.50 feet to the true point of beginning.

See copy attached, To
Zoning memo 4-26-71 + 4-23-71

BPA 303
Rev. 1-18-63

BONNEVILLE POWER ADMINISTRATION
INTEROFFICE MESSAGE

Date 4-21-71

TO	Name: Conrad Nystrom Routing symbol and address: ELT	☐ Portland ☐ Ross ☐ Seattle ☐ Spokane ☐ Walla Walla
	Fold here for return	
FROM	Name: E Bragunier Routing symbol and address: ED	☐ Portland ☐ Ross ☐ Seattle ☐ Spokane ☐ Walla Walla

Re: your March 30 note on disposal of Tracts VK-3,4,5 to Clark Co Wash for road purposes.

We should retain road access rights for 15 ft St extension from Ross Sub at approx Sta 32+62.42

JHH

cc PS Gilde

INTERIOR - BONNEVILLE POWER ADMINISTRATION PORTLAND OREGON

OPTIONAL FORM NO. 10
MAY 1962 EDITION
GSA FPMR (41 CFR) 101-11.6

UNITED STATES GOVERNMENT

Memorandum

TO : M. L. McMillan, Head, Title Section
Branch of Land - ELT

DATE: April 8, 1971

FROM : E. H. Gehrig, Head
System Planning Section

SUBJECT: Disposal of Tracts VK-3, 4, 5, to Clark County, Washington, for Road Purposes.

The Branch of System Engineering has no objection to the transfer of portions of tracts VK-3, 4, and 5 to Clark County for county road right-of-way provided that all power line easement rights are retained by BPA.

The Administration purchased County property adjacent to Ross Substation for the new steel yard. It is our understanding that the location of the proposed road on BPA right-of-way is due to the purchase of this property.

(b)(6)
[redacted]

cc:
C. P. Libby - ETL
L. R. Spaulding - OXE
W. H. Harries - EDSD

ESPE:HFSchowe:tlp:gc 4-8-71

√ PORTLAND AREA OFFICE - OX

C. P. Libby - ETL
Transmission Design Section

March 30, 1971

In reply refer to:
ELT

Conrad Bystrom - ELT
Acting Head, Title Section, Br. of Land

Disposal of Tracts VK-3,4,5 to Clark County, Washington, for road purposes

By letter of February 9, 1971 (copy enclosed), Clark County, Washington notified BPA that it was necessary for N. E. Minnehaha Street to cross the Vancouver-Kelso transmission line right-of-way. Their map No. CRP 6539 was furnished (copy enclosed), showing that a large portion of this street would actually be located within the BPA fee-owned right-of-way.

After due consideration, it was decided that it might be more advantageous to BPA to dispose of the fee title to the roadway and retain an easement for our present transmission line and a future transmission line.

Please give us your comments and/or approval regarding disposal of this portion of Tracts VK-3, 4, and 5, to Clark County, with easement rights kept for BPA.

S/ (b)(6) [redacted]

Enclosures

cc:
Substation Design Section (w/enc.) - ED
M. Marjerrison (w/enc.) - ET
System Planning Section (w/enc.) - ESP
√ Portland Area Office (w/enc.) - OX
Official File - ELOF

ELT:EQudgel:eg 3-30-71

From a maintenance viewpoint we have no objection to disposal of the fee title & retaining our easement. Providing our rights, as outlined in previous correspondence, is covered by the easement.

4/1/71

(b)(6) [redacted]

RECD MAR 31 1971 PORTLAND AREA OFFICE

OPTIONAL FORM NO. 10
MAY 1962 EDITION
GSA FPMR (41 CFR) 101-11.6

UNITED STATES GOVERNMENT

Memorandum

TO : Max L. McMillin, Head, Title Section
Branch of Land - ELT

DATE: March 31, 1971

In reply refer to:
ETL

FROM : C. P. Libby, Head, Line Design Section
Branch of Transmission Design - ET

SUBJECT: Disposal of Portions of Fee Owned Tracts VK-3, 4, and 5 to Clark County for County Road, Retaining Power Line Easement Rights for BPA

The Line Design Section of the Branch of Transmission Design has no objection to the transfer of the portions of Tracts VK-3, 4 and 5 to Clark County for County Road Right-of-Way provided power line easement rights are retained for BPA.

(b)(6) [redacted]

cc:
Branch of System Engineering - ESP
Property Committee (Gehrig) - ESP
Portland Area Office - OXE
M. Marjerrison - ET
W. H. Edwards - ETLA
R. W. Goranson - ETLB
Official File - ELOF

ETLA:JBTerrill:lm 3-31-71

C. P. Libby - KTL - Reply and u-1
Transmission Design Section

March 30, 1971

In reply refer to:
KLT

Conrad Nystrom - KLT
Acting Head, Title Section, Br. of Land

Disposal of Tracts VK-3,4,5 to Clark County, Washington, for road purposes

By letter of February 9, 1971 (copy enclosed), Clark County, Washington notified BPA that it was necessary for N. E. Minnehaha Street to cross the Vancouver-Kelso transmission line right-of-way. Their map No. CRP 6539 was furnished (copy enclosed), showing that a large portion of this street would actually be located within the BPA fee-owned right-of-way.

After due consideration, it was decided that it might be more advantageous to BPA to dispose of the fee title to the roadway and retain an easement for our present transmission line and a future transmission line.

Please give us your comments and/or approval regarding disposal of this portion of Tracts VK-3, 4, and 5, to Clark County, with easement rights kept for BPA.

Enclosures

cc:
Substation Design Section (w/enc.) - ED
M. Marjerrison (w/enc.) - ET
System Planning Section (w/enc.) - ESP
Portland Area Office (w/enc.) - OK
Official File - ELOP

KLT:ZOudgei:eg 3-30-71

OPTIONAL FORM NO. 10
MAY 1962 EDITION
GSA FPMR (41 CFR) 101-11.6

UNITED STATES GOVERNMENT

Memorandum

TO : The File

DATE: March 30, 1971

FROM : Conrad Nystrom

SUBJECT: Disposal of Tracts VK-3,4,5 to Clark County, Washington for road purposes

I discussed the County's application with Mr. Johnson and with Mr. Mulcahy.

It was the decision that BPA should proceed with the disposal of the fee title to the parcels needed by the County, reserving all necessary easement rights to BPA.

Mr. Johnson indicated that an appraisal would be written for these tracts at an apparent nominal consideration. Therefore, processing this case should commence as an ordinary disposal.

(b)(6) [redacted]

cc:
Official File - ELOF

ELT:CNystrom:eg 3-30-71

ELT

~~JBT~~

U. S. DEPARTMENT OF THE INTERIOR
BONNEVILLE POWER ADMINISTRATION
Branch of Land

MEMORANDUM

TO: [XX] Transmission Design Section
Attn: C. P. Libby - ETL
[ ] Substation Design Section

Date **February 11, 1971**

[XX] **Portland Area Office - OEO**

FROM: Branch of Land – ELT

SUBJECT: Application for Permit for **N. E. Minnehaha Street crossing the**
Line: **Vancouver-Kelso line right-of-way**
Applicant: **Clark County, Washington**

[XX] This request is referred for approval and comments.

[XX] Please advise tract number, current operating name and number, and field structure number
IF THIS CROSSES OVER, NOTIFY BRANCH OF MAINTENANCE

ATTACHMENTS
[X] DRAWINGS **Applicant's map No. CRP 6539**
[XX] OTHER **Applicant's legal description of the crossing**

[XX] ENTER ON PROCEEDING

(Sgd) Max L. McMillin
HEAD, TITLE SECTION
E. Gudgel

[ ] BPA FORM 782

TO: Branch of Land – ELT

Date 3/25/71

[✓] Approved as noted

[ ] Comments

Tract No. VK 3, 4 & 5

Location Sec 11 T 2N R1EWM Clark Co Wash

Constructed as Vancouver - Kelso line

Design Serial No. 2, 3 & 4

Operated as Ross - Longview

Operating structure No. 1/3 - 1/4 & 1/5

Since the highway alignment was influenced by the location of BPA warehouse we dont have a good case in not approving this request.

The highway cut opposite tower 3 (1/4) is within 413 ft of center of tower. Provision should be made so that tower 3 is not undercut by sliding of ground in cut area.

If we should use this particular portion of RW over the Co Road we will have to put in long span & cross over the road. Note Portland area

By [redacted]

BPA 411 Rev. Sept 1969

FEB 19 1971

U. S. DEPARTMENT OF THE INTERIOR
BONNEVILLE POWER ADMINISTRATION
Branch of Land

(b)(6) [redacted]

MEMORANDUM

TO: [XX] Transmission Design Section
Attn: C. P. Libby - ETL
[ ] Substation Design Section

Date **February 11, 1971**

[XX] **Portland Area Office - OXO**

FROM: Branch of Land – ELT

SUBJECT: Application for Permit for **N. E. Minnehaha Street crossing the**
Line: **Vancouver-Kelso line right-of-way**
Applicant: **Clark County, Washington**

[XX] This request is referred for approval and comments.

[XX] Please advise tract number, current operating name and number, and field structure number
IF THIS CROSSES OVER, NOTIFY BRANCH OF MAINTENANCE

ATTACHMENTS
[X] DRAWINGS **Applicant's map No. CRP 6539**
[XX] OTHER **Applicant's legal description of the crossing**

(b)(6) [redacted]
HEAD, TITLE SECTION
E. Gudgel

[XX] LETTER OF APPLICATION

BPA FORM 782

TO: Branch of Land -- ELT

Date Rec'd in Land 2-22-71

[ ] Approved

[✓] Comments

Tract No.

Location

Constructed as

Design Serial No.

Operated as

Operating structure No.

See back.

By W. G. Nerenhaeger

BPA 411 Rev. Sept. 1968

1. If the proposed County Road R/W is fenced the County should provide 16' gates, culverts, etc, to provide access to Tower 3.

2. Should BPA construct a second line the Tower site opposite Tower 3 (as shown on County drawing) will be occupied by the new County road R/W. Relocation of tower site would be very expensive as the County road runs parallel to the existing line.

3. Construction of a public road on BPA right-of-way (other than crossings) is somewhat of a departure from present standards.

BPA 303
Rev. 1-18-63

BONNEVILLE POWER ADMINISTRATION
INTEROFFICE MESSAGE

2-25-71

TO	Name: The File Routing symbol and address	☐ Portland ☐ Ross ☐ Seattle ☐ Spokane ☐ Walla Walla

Fold here for return

FROM	Name: Elia Gudgel Routing symbol and address	☐ Portland ☐ Ross ☐ Seattle ☐ Spokane ☐ Walla Walla

Called Transmission Design about this request. Mr. Libby is holding our memo on hisdesk. It seems that there is a liklihood that the road will be relocated--our Appraisers are looking over the situation now. Mr. Libby is waiting the outcome before replying to our memo. Followup for 3-5.

Mr. Libby in Hawaii - will return 3-18. Still no word as to whether we can relocate our line - or the road - Flup for 3-25

3-11 eg

FEB 10 1971

CECIL D. KINDER, County Road Engineer

Telephone OX 4-1581;

COUNTY OF CLARK, STATE OF WASHINGTON

Office of the
COUNTY ROAD ENGINEER
1200 Franklin St.
VANCOUVER
WASHINGTON 98660

OFFICIAL FILE COPY
No. Date FEB 10 1971
Referred To: E
Action Taken:
☐ ANS. ☐ NO REPLY
By Date

February 9, 1971

Mr. Max L. McMillin, Head, Title Section
Branch of Land
Bonneville Power Administration
1002 N. E. Holladay
Portland, Oregon 97208

Re: C.R.P. 6539 - N. E. Minnehaha Street

Dear Sir:

In connection with the proposed construction of the above street, it is necessary that the County cross the Bonneville Power Administration right of way as shown on the attached maps. This is the alignment proposed by the County to accommodate the Bonneville Power Administration purchase of County property in the East half of Section 11, T.2 N., R.1 E., W.M. A metes and bounds description of the area to be covered by the easement is enclosed and said area is shown in red on the enclosed maps.

The finished roadway center line intersects the Northerly wire of the Vancouver-Kelso line at Engineer's Station 33+37.18 and finished roadway grade at this point will be 57.68 feet below said wire. The finished roadway center line intersects the Southerly wire at Engineer's Station 33+91.92 and finished roadway grade at this point will be 57.14 feet below said wire. The proposed right of way of N. E. Minnehaha Street will be 36.30 feet from the center of Tower No. 3 and the top of the roadway cut slope will be 41.30 feet from the center of said Tower No. 3.

If there is any further information you require to consider this application, please contact this office.

Very truly yours,

Cecil D. Kinder
County Engineer
(b)(6) [redacted]

David R. Lusby
Location Engineer

DRL:rm
Encl: Easement description
Vicinity maps (10)

DESCRIPTION OF BONNEVILLE POWER ADMINISTRATION
RIGHT OF WAY FOR TRACT VK-3

Parcel 1

A parcel of land being all that portion of the SW¼ of Section 11, T. 2 N., R. 1 E., W.M., Clark County, Washington, described as beginning at a point which is S. 0° 14' W., a distance of 1351.76 feet from a point which is 1306.0 feet west of the center of Section 11, T. 2 N., R. 1 E., W.M., thence east parallel with the north line of the SW¼ of said Section 11, a distance of 636.9 feet; thence S. 0° 04' W., a distance of 645.88 feet; thence west parallel with the north line of said SW¼ a distance of 638.85 feet; thence N. 0° 14' E. a distance of 645.88 feet to the point of beginning, which lies within a strip of land 250 feet in width of which 62.50 feet lie on the westerly side of and 187.50 feet lie on the easterly side of the Vancouver-Kelso transmission line survey:

Said survey line being located as follows: Beginning at a point which is the intersection of said survey line with the south line of the SW¼ of said Section 11, said point being S. 89° 40' 40" E. along said south line a distance of 997.49 feet from the section corner common to Sections 10, 11, 14 and 15, T. 2 N., R. 1 E., W.M.; thence running N. 0° 04' 48" W. a distance of 260.54 feet to an angle point; thence N. 34° 55' 12" E. a distance of 500.00 feet to an angle point; thence N. 54° 40' 12" E. a distance of 3385.03 feet to an angle point; thence N. 24° 56' 57" E. a distance of 3008.41 feet to an angle point; thence N. 23° 58' 27" E. a distance of 0.12 feet to a point on the east line of the NE¼ of said Section 11; thence continuing N. 23° 58' 27" E. in Section 12, Township 2 North, Range 1 East, W.M. a distance of 29.78 feet to a point on the north line of the NW¼ of said Section 12, said

[redacted]

20040407

Department of Energy
Bonneville Power Administration
PO Box 61409
Vancouver, WA 98666

TRACT Nos.: V-K-3-A-31

JUL 15 2005

LIS CASE No.: 20040407

To: Manager, Real Property Services - TR/TPP4

This case has been closed by Real Property Services. Please verify data on the Land Information System and process the record for storage and retrieval.

- ☐ Disposal action has been completed on the above tract(s).
- ☒ Partial Disposal has been completed.
- ☐ Easement rights have been granted.
- ☐ No Rights Issued.
- ☐ No Permit required as crossing is to be located within a public or county roadway.
- ☐ NO MAPPING NECESSARY.
- ☒ MAPPING NECESSARY - Send to TR/TPP4.
- ☐ Cancellation.
- ☐ Land Use Agreement/Permit.
- ☒ Other. See case 20030231 for additional information

(b)(6) [redacted]

CES

Realty Specialist

Note:
Instrument used: QUIT CLAIM DEED

cc:

Easement is for .19 acres

Leave Clark County on NAME for LIS ~

CES

7

Real Estate Excise Tax
Ch. 11 Rev. Laws 1951
EXEMPT
Affd. #552165 Date 10-15-04
For details of tax paid see
Affd. #X
Doug Lasher
Clark County Treasurer
By GRS
Deputy

Return Address

AFTER RECORDING RETURN TO:
Bonneville Power Administration
TRFS-TPP-4
P.O. Box 61409
Vancouver, WA 98666

Please print or type information

Document Title(s) (or transactions contained therein):

1. QUITCLAIM DEED
2.
3.
4.

Reference Number(s) of Documents assigned or released:
(on page { } of document(s)) 20040407

Grantor(s) (Last name first, then first name and initials)

1. Bonneville Power Administration
2.
3.
4.
5. ☐ Additional names on page { } of document

Grantee(s) (Last name first, then first name and initials)

1. AHO Construction I, Inc.
2.
3.
4.
5. ☐ Additional names on page { } of document

Legal description (abbreviated: i.e., lot, block, plat or section, township, range)
NW¼ of Section 1, Township 2 North, Range 1 East, Willamette, Clark County, State of Washington
☐ Additional legal is on page { } of document

Assessor's Property Tax Parcel/Account Number 197700.0000

☐ Additional legal is on page { } of document

The Auditor/Recorder will rely on the information provided on the form. The staff will not read the document to verify the accuracy or completeness of the indexing information provided herein.

3894858
Page: 1 of 8
10/15/2004 09:37A
AHO CONSTRUCTION I INC D 26.00 Clark County, WA

Case No. 20040407
Tract No. VK-31

After recording, return to:
Bonneville Power Administration
Real Estate Field Services (TRFS-TPP-4)
P.O. Box 61409
Vancouver, WA 98666-1409

Consideration is $24,066.00

QUITCLAIM DEED

THIS DEED made this 28th day of September, 2004, between the UNITED STATES OF AMERICA, Department of Energy, Bonneville Power Administration (BPA), hereinafter called Grantor, and AHO Construction I, Inc., hereinafter called Grantee.

NOW THEREFORE, the Grantor, for and in consideration of $24,066.00 (Twenty-Four Thousand Sixty-Six and 00/100), the receipt whereof is hereby duly acknowledged, does hereby remise, release, and quitclaim unto the Grantee, their heirs and assigns, all its right, title, interest and claim in and to a parcel of land to be released being the following described portion of Tract No. VK-31 BPA Vancouver-Kelso transmission line fee-owned right-of-way situated in the NW¼ of Section 1, Township 2 North, Range 1 East, Willamette Meridian in the County of Clark, State of Washington, described as follows:

SEE ATTACHED EXHIBITS "A" "B" AND "C"

The said 46-foot wide parcel of land contains 8,420.32 square feet, more or less.

Reserving to the United States of America, and its assigns from the land so granted, a perpetual easement and right-of-way for electric power transmission purposes in, upon, over and under the above said quit claimed area:

> The right to enter and to locate, construct, operate, maintain, repair, reconstruct, upgrade, remove and patrol one or more lines of poles or structures and appurtenances thereto, supporting conductors of one or more electric circuits of any voltage and any communication lines or equipment and appurtenances thereto, together with the right to erect, operate, maintain, rebuild, and upgrade future transmission or communication facilities over, under, and across the BPA right-of-way area.

The reservation also hereby includes the present and future right to clear the BPA right-of-way and to keep the same clear of all trees, whether natural or cultivate and other brush or vegetation, all structures, and any fire and/or electrical hazards.

The reservation also hereby includes the present and future right of the United States to top, limb, fell, and to remove, sell, burn, or otherwise dispose of "danger trees" located in or adjacent to the quit claim area. A danger tree is any growing or dead tree, or snag, whether stable or unstable, which the United States at any time determines could within a 5-year period fall, bend or swing against the transmission or communication lines or equipment or within electrical arcing distance of said lines, or which the United States determines could interfere with the construction or maintenance of said lines and equipment.

IN WITNESS WHEREOF, the Grantor, by its duly authorized representative has executed this deed pursuant to the delegation of authority promulgated in by the Acts of August 20, 1937 (50 Stat. 732, 16 U.S.C. § 832a), as amended, and October 23, 1962 (76 Stat. 1129, 40 U.S.C. § 319) and regulations, and delegations of authority issued pursuant thereto the provisions of which have been met, having been determined that the conveyance is in the public interest and will not be adverse to the interests of the United States.

Dated at Vancouver, Washington, this 28th day of September, 2004.

UNITED STATES OF AMERICA
Department of Energy
Bonneville Power Administration

By (b)(6) [redacted]
Manager, Real Estate Field Services

Case No. 20040407
Tract No. VK-31

STATE OF WASHINGTON)
) ss:
County of Clark)

On this day personally appeared before me (b)(6) [redacted] to me known to be the _____, Manager, Real Estate Field Services, Bonneville Power Administration, who subscribed to and executed the within instrument and acknowledged that she signed the same as her free and voluntary act and deed for the uses and purposes therein mentioned.
GIVEN under my hand and official seal this 28th day of September, 2004.

(b)(6) [redacted]

Notary Public for Washington

My Commission expires: July 31, 2006

MONICA A. STAFFLUND
Commission Expires
NOTARY
PUBLIC
JULY 31, 2006
STATE OF WASHINGTON

Case No. 20040407
Tract No. VK-31

MINISTER-GLAESER
SURVEYING INC.

(360) 694-3313
FAX (360) 694-8410
2200 E. EVERGREEN
VANCOUVER, WA 98661

June 29, 2004

EXHIBIT "A"

ROADWAY EASEMENT:

An easement for ingress, egress, construction, operation, and maintenance of a 46.00 foot wide road over, under and across a strip of land in a portion of the "Fruitvale Acreage", according to the plat thereof recorded in Volume "B" of Plats at Page 50, records of Clark County, Washington, in a portion of the Northeast quarter of the Northwest quarter of Section 1, Township 2 North, Range 1 East, Willamette Meridian, Clark County, Washington, being 46.00 feet in width, 23.00 feet left and right of a centerline more particularly described as follows:

Beginning at the Northeast corner of the Northwest quarter of said Section 1;

Thence South 01°27'14" West, 30.00 feet to the Southerly Right-of-Way line of N.E. 99th Street;

Thence North 88°32'29" West, along the South line of said N.E. 99th Street, 81.74 feet to the Easterly Right-of-Way line of the Bonneville Power Administration Right-of-Way Line;

Thence South 25°47'19" West, along the Easterly line of said Bonneville Power Administration Right-of-Way, 307.69 feet to the TRUE POINT OF BEGINNING;

Thence along the arc of a 300.00 foot radius non-tangent curve to the right through a central angle of 25°50'59" for an arc distance of 135.35 feet, the long chord which bears North 60°21'13" West, 134.20 feet;

Thence along the arc of a 300.00 foot radius reverse curve to the left through a central angle of 22°25'17" for an arc distance of 117.40 feet, to the terminus of said centerline description.

The Northerly and Southerly lines shall be shortened or lengthened to intersect the Easterly and Westerly Bonneville Power Administration Right-of-Way lines.

Containing 8420.32 square feet.

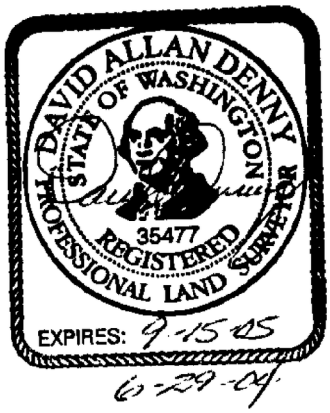
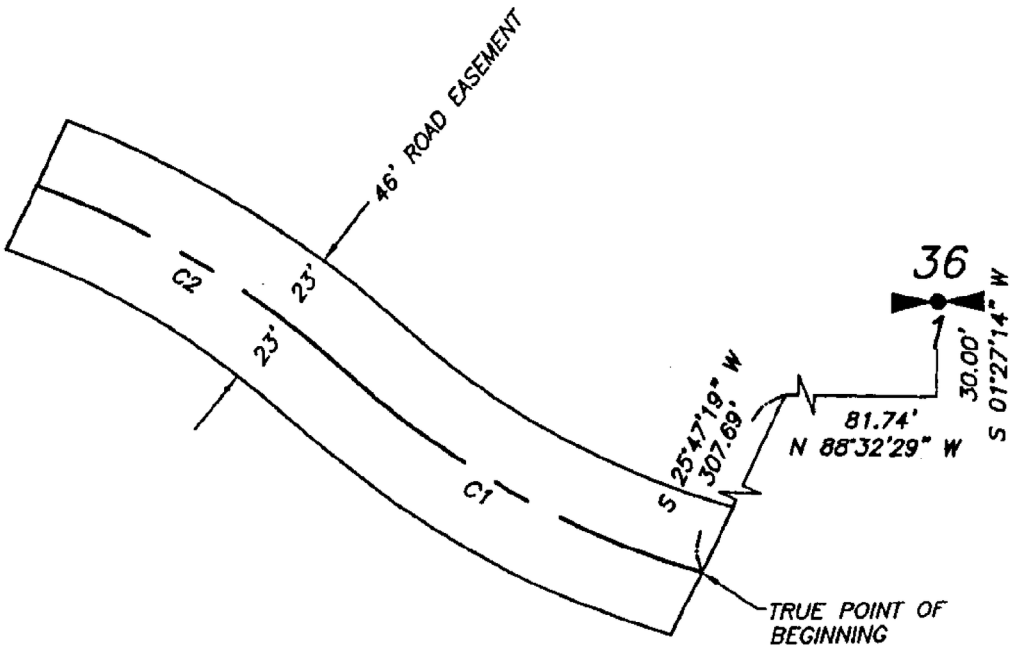


EXHIBIT "B"

JOB NO: 02-242 JUNE 29, 2004

NOT TO SCALE



CURVE TABLE					
CURVE	LENGTH	RADIUS	DELTA	CHORD	CHORD BEARING
C1	135.35'	300.00'	25°50'59"	134.20	N 60°21'13" W
C2	117.40'	300.00'	22°25'17"	116.65	N 58°38'22" W

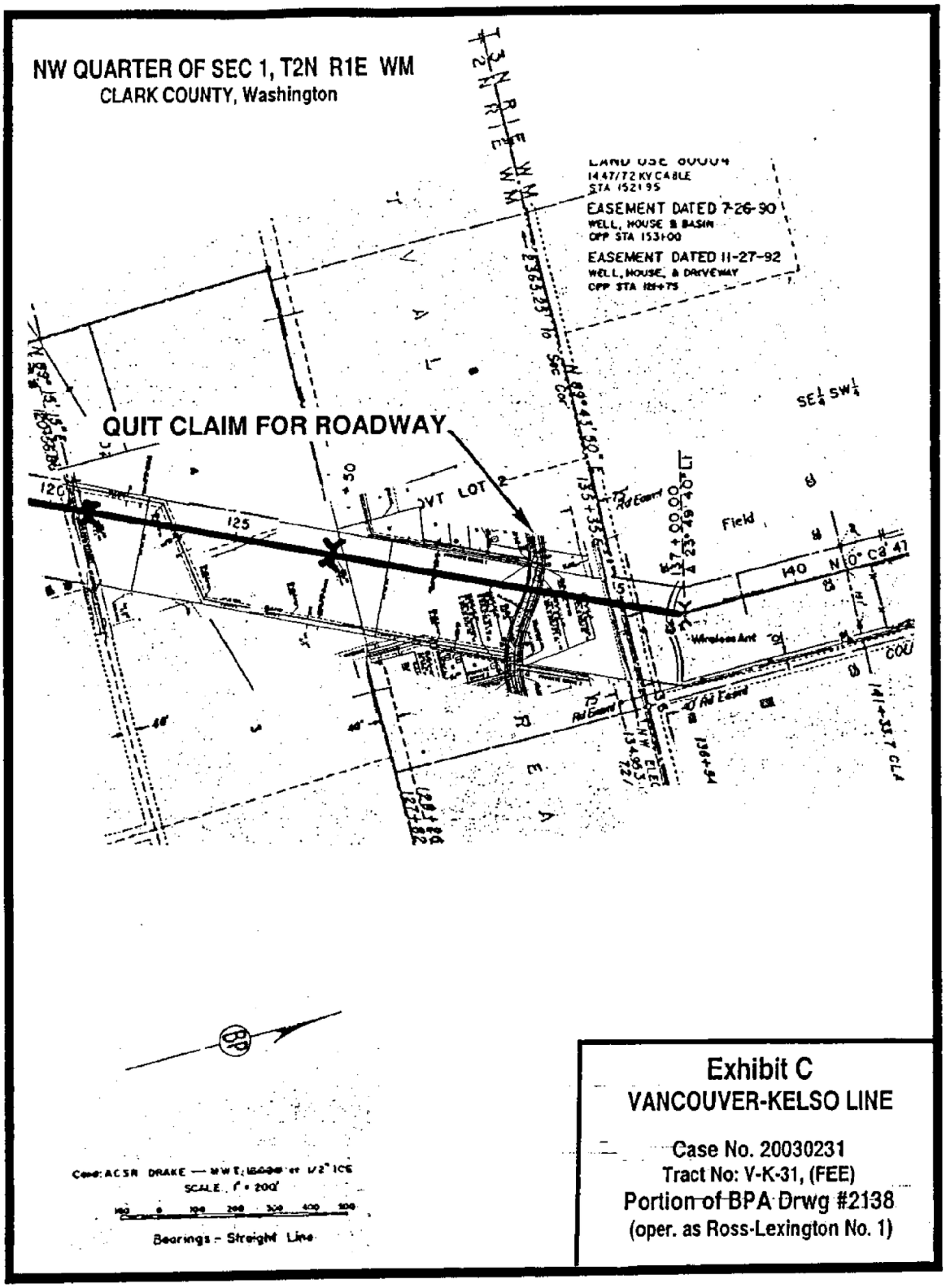


Exhibit C
VANCOUVER-KELSO LINE

Case No. 20030231
Tract No: V-K-31, (FEE)
Portion of BPA Drwg #2138
(oper. as Ross-Lexington No. 1)

BONNEVILLE POWER ADMINISTRATION

INVOICE

Invoice: DSP-00053
Invoice D July 13, 2004
Page: 1 of 1

Please Remit To:
BONNEVILLE POWER ADMIN
FILE NO. 74038
P.O. BOX 60000
SAN FRANCISCO CA 94160-4038

Customer No: 11138
Payment Terms: NET 30
Due Date: August 12, 2004

AHO CONSTRUCTION INC
5512 NE 109TH COURT SUITE 101
VANCOUVER WA 98662

AMOUNT DUE: 43,574.00 USD

To ensure that your account is credited properly, please include the invoice number on your check and/or enclose a copy of the invoice with your payment. Thank You.

For billing questions, please call: CHRISTINE KIMBALL
360-619-6454

Duplicate

Line	Description	Quantity	UOM	Unit Amt	Net Amount
1	QUIT CLAIM DEED — 20040407	1.00		24,066.00	24,066.00
2	STORM DRAIN EASEMENT-20030231	1.00		13,041.00	13,041.00
3	WATER & SEWER EASEMENT -20030231	1.00		6,467.00	6,467.00

Subtotal: 43,574.00

AMOUNT DUE: 43,574.00 USD

AMOUNT DUE BONNEVILLE POWER ADMINISTRATION FOR A QUIT CLAIM DEED AND UTILITY EASEMENT FOR TRACT NOS. V-K-3-A-29, -30, AND -31. CASE NUMBER 20030231 & 20040407

Unpaid balance after the due date will accrue interest at a rate of 1 percent per month, unless otherwise stated in the contract or agreement. You have the right to inspect the records and obtain a review, within BPA, of the determination of this indebtedness. All debts are subject to collection under applicable Federal Laws.

For Internal Use

Real Estate Excise Tax
Ch. 11 Rev. Laws 1951
EXEMPT
Affd. # 552166 Date 10-15-04
For details of tax paid see
Affd. # X
Doug Lasher
Clark County Treasurer
By CRS Deputy

RETURN ADDRESS:

HOME BUILDERS ESCROW LLC
5512 NE 109TH COURT, STE. E
VANCOUVER, WA 98662
Escrow Number: aho

The Auditor/Record will rely on the information provided on the form. The staff will not read the document to verify the accuracy or completeness of the indexing information provided herein.

Document Title(s):

QUIT CLAIM DEED

Reference Number(s) of related documents:
20040407 *

Additional Reference #'s on page *

Grantor(s) **(Last, First and Middle Initial)**
AHO CONSTRUCTION I, INC. *

Additional grantors on page *

Grantee(s): **(Last, First and Middle Initial)**
CLARK COUNTY *

Additional grantees on page *

Legal Description: **(abbreviated form: i.e. lot, block, plat or section, township, range, quarter/quarter)**
NW1/4 SECTION 1, T 2N, R 1 EWM

Additional Legal is on page *

Assessor's Property Tax Parcel / Account Number:
097700.00

The Auditor/Record will rely on the information provided on the form. The staff will not read the document to verify the accuracy or completeness of the indexing information provided herein.

~~I am requesting an emergency~~ nonstandard recording for an additional fee as ~~provided in~~ RCW 36.18.010. I understand that ~~the recording processing requirements~~ may cover up ~~or otherwise obscure~~ some part of the text of the original document.

Signature of Requesting Party

Name: AHO CONSTRUCTION I, INC
Address: 5512 NE 109TH COURT, STE 101
City, State, Zip: VANCOUVER, WA 98662

Escrow Number: aho
Filed for Record at Request of: ***HOME BUILDERS ESCROW LLC***

HOME BUILDERS ESCROW LLC

QUIT CLAIM DEED

THE GRANTOR(S), AHO CONSTRUCTION I, INC., a Washington Corporation, for and in consideration of transferring for public use as required for plat approval conveys and quit claims to CLARK COUNTY the following described real estate, situated in the County of Clark, State of Washington, together with all after acquired title of the grantor(s) therein:

SEE ATTACHED EXHIBITS "A", "B" AND "C"

Assessor's Property Tax Parcel/Account Number:

Dated: Oct 13, 2004

AHO CONSTRUCTION I, INC.

BY: (b)(6) [redacted] BY:
MELVIN S. AHO, PRESIDENT

THOMAS L. ARROWSMITH COMMISSION EXPIRES NOTARY PUBLIC MAY 15, 2008 STATE OF WASHINGTON

STATE OF WASHIGNTON)
) ss.
COUNTY OF CLARK)

I certify that I know or have satisfactory evidence that MELVIN S. AHO is the person who appeared before me, and said person acknowledged that (he/she/they) signed this instrument, on oath stated that (he/she/they) (is/are) authorized to execute the instrument and acknowledged it as the PRESIDENT of AHO CONSTRUCTION I, INC. to be the free and voluntary act of such party(ies) for the uses and purposes mentioned in this instrument.

Dated: 10/13/04. (b)(6) [redacted]
Notary Public in and for the State of WASHINGTON
My appointment expires: 12/01/05

MINISTER-GLAESER
SURVEYING INC.

(360) 694-3313
FAX (360) 694-8410
2200 E. EVERGREEN
VANCOUVER, WA 98661

June 29, 2004

EXHIBIT "A"

ROADWAY EASEMENT:

An easement for ingress, egress, construction, operation, and maintenance of a 46.00 foot wide road over, under and across a strip of land in a portion of the "Fruitvale Acreage", according to the plat thereof recorded in Volume "B" of Plats at Page 50, records of Clark County, Washington, in a portion of the Northeast quarter of the Northwest quarter of Section 1, Township 2 North, Range 1 East, Willamette Meridian, Clark County, Washington, being 46.00 feet in width, 23.00 feet left and right of a centerline more particularly described as follows:

Beginning at the Northeast corner of the Northwest quarter of said Section 1;

Thence South 01°27'14" West, 30.00 feet to the Southerly Right-of-Way line of N.E. 99th Street;

Thence North 88°32'29" West, along the South line of said N.E. 99th Street, 81.74 feet to the Easterly Right-of-Way line of the Bonneville Power Administration Right-of-Way Line;

Thence South 25°47'19" West, along the Easterly line of said Bonneville Power Administration Right-of-Way, 307.69 feet to the TRUE POINT OF BEGINNING;

Thence along the arc of a 300.00 foot radius non-tangent curve to the right through a central angle of 25°50'59" for an arc distance of 135.35 feet, the long chord which bears North 60°21'13" West, 134.20 feet;

Thence along the arc of a 300.00 foot radius reverse curve to the left through a central angle of 22°25'17" for an arc distance of 117.40 feet, to the terminus of said centerline description.

The Northerly and Southerly lines shall be shortened or lengthened to intersect the Easterly and Westerly Bonneville Power Administration Right-of-Way lines.

Containing 8420.32 square feet.

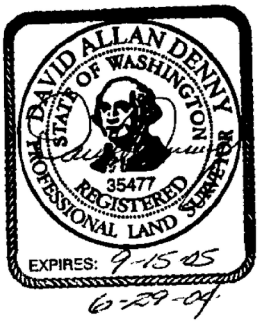
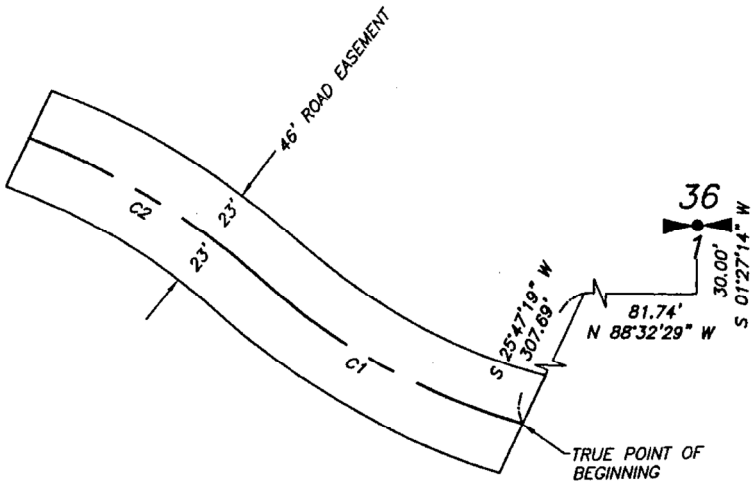


EXHIBIT "B"

JOB NO: 02-242 JUNE 29, 2004

NOT TO SCALE



CURVE TABLE					
CURVE	LENGTH	RADIUS	DELTA	CHORD	CHORD BEARING
C1	135.35'	300.00'	25°50'59"	134.20	N 60°21'13" W
C2	117.40'	300.00'	22°25'17"	116.65	N 58°38'22" W

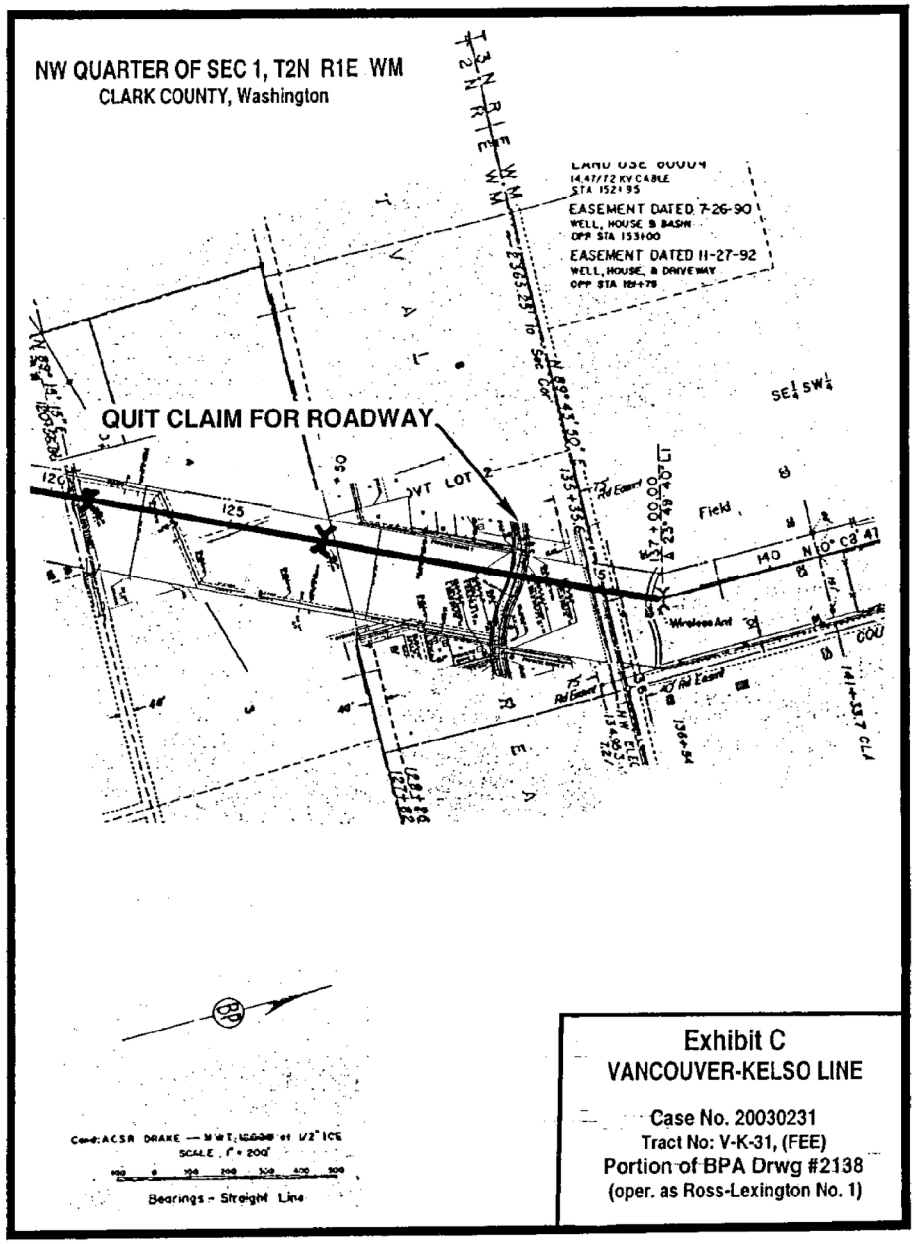


Exhibit C
VANCOUVER-KELSO LINE

Case No. 20030231
Tract No: V-K-31, (FEE)
Portion of BPA Drwg #2138
(oper. as Ross-Lexington No. 1)

MINISTER-GLAESER
SURVEYING INC.

(360) 694-3313
FAX (360) 694-8410
2200 E. EVERGREEN
VANCOUVER, WA 98661

July 13, 2004

EXHIBIT "A"

ROAD RIGHT-OF-WAY AND UTILITY EASEMENT:

A tract of land in a portion of the "Fruitvale Acreage", according to the plat thereof recorded in Volume "B" of Plats at Page 50, records of Clark County, Washington, in a portion of the Northeast quarter of the Northwest quarter of Section 1, Township 2 North, Range 1 East, Willamette Meridian, Clark County, Washington, for a 46.00 foot wide road and utility easement being 23.00 feet left and right of a centerline more particularly described as follows:

Beginning at the Northeast corner of the Northwest quarter of said Section 1;

Thence South 01°27'14" West, 30.00 feet to the Southerly Right-of-Way line of N.E. 99th Street;

Thence North 88°32'29" West, along the South line of said N.E. 99th Street, 81.74 feet to the Easterly Right-of-Way line of the Bonneville Power Administration Right-of-Way Line;

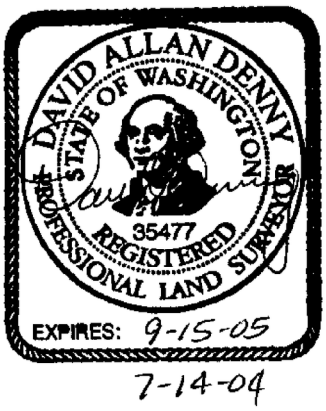
Thence South 25°47'19" West, along the Easterly line of said Bonneville Power Administration Right-of-Way, 307.69 feet to the TRUE POINT OF BEGINNING;

Thence along the arc of a 300.00 foot radius non-tangent curve to the right through a central angle of 25°50'59" for an arc distance of 135.35 feet, the long chord which bears North 60°21'13" West, 134.20 feet;

Thence along the arc of a 300.00 foot radius reverse curve to the left through a central angle of 22°25'17" for an arc distance of 117.40 feet, to the terminus of said centerline description.

The Northerly and Southerly lines shall be shortened or lengthened to intersect the Easterly and Westerly Bonneville Power Administration Right-of-Way lines.

Containing 11626.47 square feet.

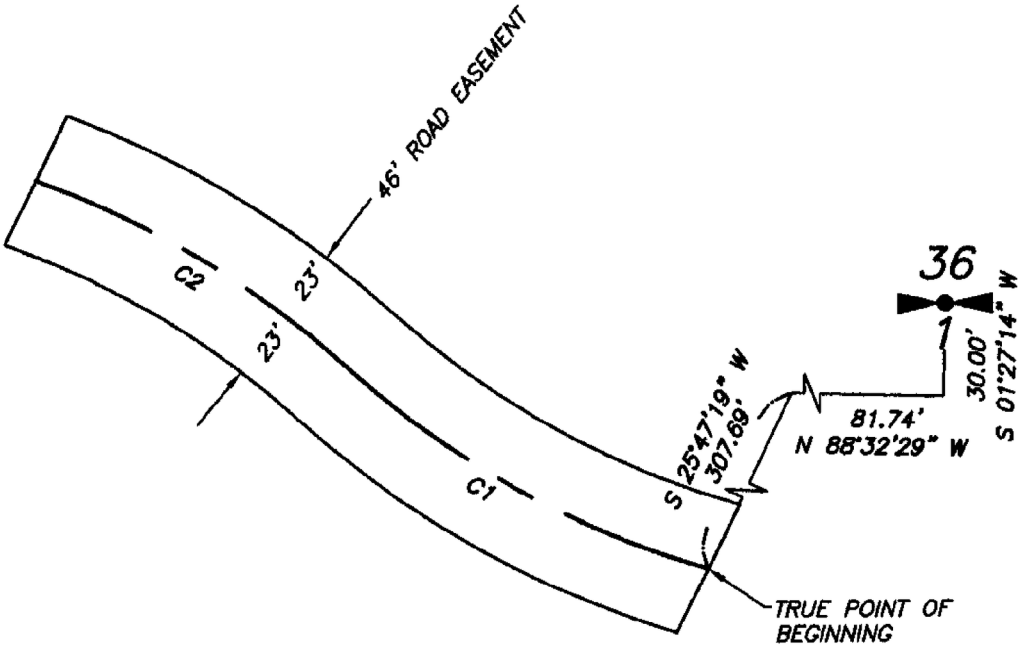


7-14-04

EXHIBIT "B"

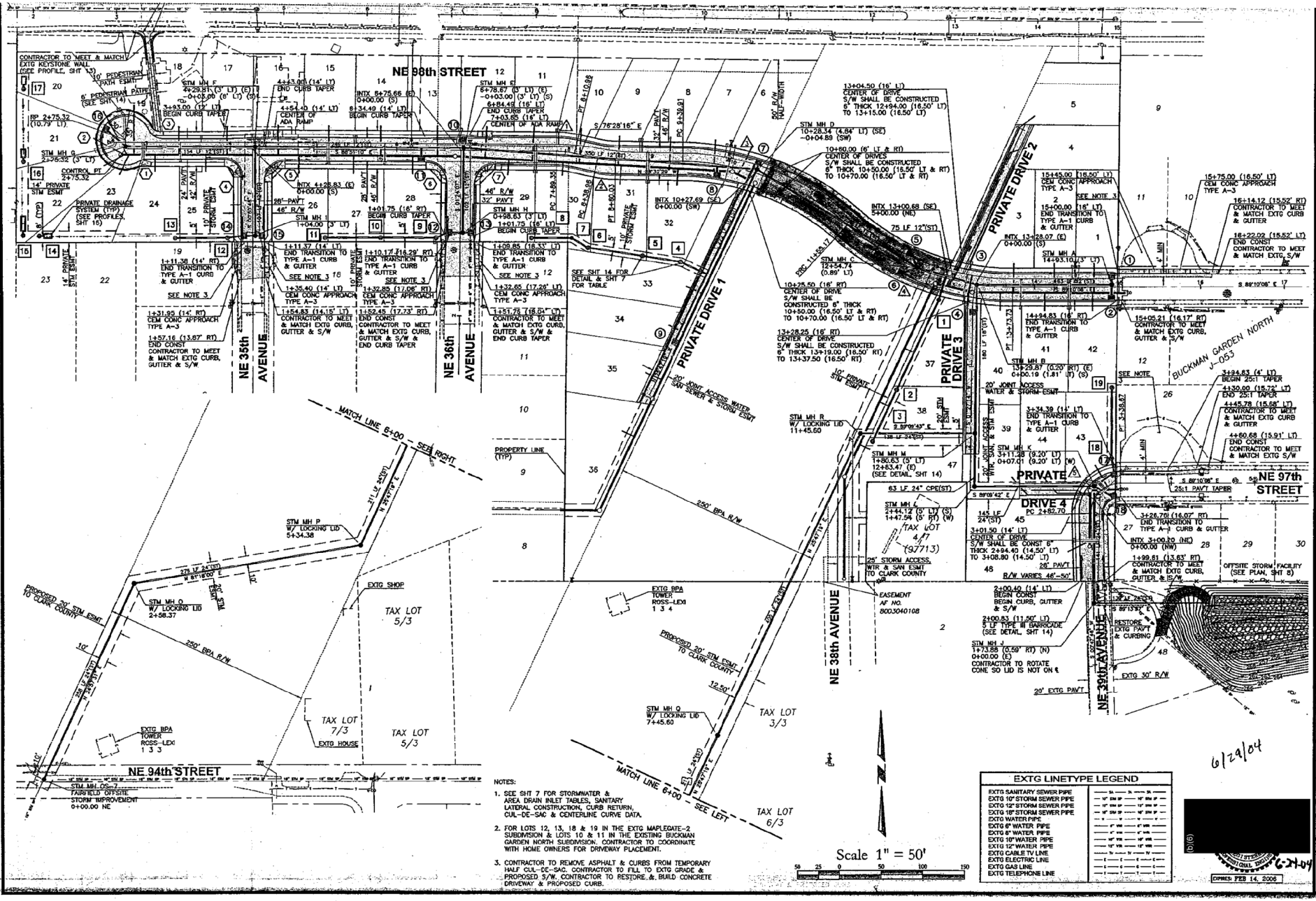
JOB NO: 02-242 JUNE 29, 2004

NOT TO SCALE



CURVE TABLE					
CURVE	LENGTH	RADIUS	DELTA	CHORD	CHORD BEARING
C1	135.35'	300.00'	25°50'59"	134.20	N 60°21'13" W
C2	117.40'	300.00'	22°25'17"	116.65	N 58°38'22" W

DWG FILE: 022422L4.DWG DRAWN BY: JAG CALC. BY: DAD



NOTES:

1. SEE SHT 7 FOR STORMWATER & AREA DRAIN INLET TABLES, SANITARY LATERAL CONSTRUCTION, CURB RETURN, CUL-DE-SAC & CENTERLINE CURVE DATA.
2. FOR LOTS 12, 13, 18 & 19 IN THE EXTG MAPLEGATE-2 SUBDIVISION & LOTS 10 & 11 IN THE EXISTING BUCKMAN GARDEN NORTH SUBDIVISION. CONTRACTOR TO COORDINATE WITH HOME OWNERS FOR DRIVEWAY PLACEMENT.
3. CONTRACTOR TO REMOVE ASPHALT & CURBS FROM TEMPORARY HALF CUL-DE-SAC. CONTRACTOR TO FILL TO EXTG GRADE & PROPOSED S/W. CONTRACTOR TO RESTORE & BUILD CONCRETE DRIVEWAY & PROPOSED CURB.

EXTG LINETYPE LEGEND

EXTG SANITARY SEWER PIPE	SA
EXTG 10" STORM SEWER PIPE	10" STM SP
EXTG 12" STORM SEWER PIPE	12" STM SP
EXTG 18" STORM SEWER PIPE	18" STM SP
EXTG WATER PIPE	W
EXTG 6" WATER PIPE	6" WA
EXTG 8" WATER PIPE	8" WA
EXTG 10" WATER PIPE	10" WA
EXTG 12" WATER PIPE	12" WA
EXTG CABLE TV LINE	TV
EXTG ELECTRIC LINE	E
EXTG GAS LINE	G
EXTG TELEPHONE LINE	T

[redacted]

EXPIRES: FEB 14, 2006

ENGINEERS & PLANNERS
314 W. 13th Street
Vancouver, WA 98660-3227
(360) 693-3483
(503) 954-4002
FAX: (360) 696-8757
E-mail: hdj@hopperdennis.com
HOPPER DENNIS JELLISON

STORM DRAINAGE & STREET PLAN FOR:

NEW VALLEY SUBDIVISION

A SUBDIVISION IN CLARK COUNTY, WASHINGTON

DESIGNED:	AJC/TGL
DRAWN:	GTB
CHECKED:	TGL
SCALE:	H: 1"=50' V: N/A
	MAY 2004 2132
SHEET	6

TEMPORARY UNOFFICIAL CASE SCAN:

20080508

V-K-9-A-69, ET AL

2/18/2021

CASE Has Not gone Through Review

OFFICIAL LAND FILE

U.S. DEPARTMENT OF ENERGY

BONNEVILLE POWER ADMINISTRATION

BPA F 4300.23

(08-93)

- Case number.
    - 20080508

- Operating name and structures id's impacted and/or substation name.
    - Ross-Lexington, structure 9/3

- Schedule for completion of sale. This is the date when you believe disposal/release of easement will be completed. It is now required that an individual work order be set up for each disposal transaction and this information is required to get a new work order.
    - December 31, 2012

- W-9 and/or tax identification number. (This is required in order to establish a new customer in BES. If you believe customer is already established because of prior transactions, this information is not necessary.) **I can check BES to see if customer already set up.
    - Washington State Department of Transportation should already be in the system

- Negotiated amount.
    - $12,700.00

- Full or partial disposal of fee-owned property.
    - Partial disposal, fee - retain BPA easement for a road expansion, NE 219th Street, also known as State Route 502

- Customer name and address.

    WSDOT, Real Estate Field Services
    P.O. Box 47338
    Olympia, WA 98504-7338
    Attention: Cyndi Booze

DRAFT

Department of Energy

Bonneville Power Administration
PO Box 491
Vancouver, WA 98666-0491

December 13, 2012

In reply refer to: TERR-LMT
BPA Case No. 20080508
Tract No.: V-K-9-A-69
Line Name: Vancouver – Kelso (operated as Ross-Lexington No. 1)

CERTIFIED MAIL RETURN RECEIPT REQUESTED

WSDOT, Real Estate Field Services
P.O. Box 47338
Olympia, WA 98504-7338
Attention: Cyndi Booze

Please find enclosed the following:

- **Right of Entry Letter**
  Please sign and return the Right of Entry Letter. Your work can begin once Bonneville Power Administration (BPA) receives the signed copy of the Right of Entry Letter.

- **Quitclaim Deed**
  Please sign and notarize the Quitclaim Deed and return to BPA. Once BPA has received the document, I will accept the Quitclaim Deed on behalf of BPA and have the document recorded.

- **Invoice**
  Please use the enclosed invoice to remit payment.

If BPA does not receive a signed copy of the Right of Entry, the Quitclaim Deed or payment within 30 days, the documents will be null and void.

DRAFT

You and your contractors must be familiar with and aware of the conditions contained in the Right of Entry Letter as some of them pertain to safety issues. A copy of the Right of Entry Letter shall be physically located on the project during construction activities.

If you have any questions, please feel free to contact me at 360-418-2586.

Sincerely,

Dawneen Dostert
Realty Specialist
Real Property Field Services

Enclosures

bcc:
Official File – TERR-LMT (20080508)

JCBeems:jcb:12/6/12(b)(2)

DRAFT

Department of Energy

Bonneville Power Administration
PO Box 491
Vancouver, WA 98666-0491

TRANSMISSION BUSINESS LINE

September 30, 2013

In reply refer to: TERR-3
BPA Case No. 20080508

Tract No.: V-K-9-A-69
Line Name: Vancouver – Kelso (operated as Ross-Lexington No. 1)

FEDERAL EXPRESS

Ms. Cyndi Booze
WSDOT, Real Estate Services
7345 Linderson Way SW
Tumwater, WA 98501

Dear Ms. Booze:

Enclosed are two signed Escrow Agreement documents. Please sign one and return to this office at the above address. The second copy is for your records.

If you have any questions, please feel free to contact Dawneen Dostert at 503-418-2586.

Sincerely,

Christine Kimball
Realty Technician, Real Estate Field Services

Enclosure

DRAFT

bcc:
S. Fenton – TERR-3 (Email)
N. Meisner – TERR-3 (Email)
Official File – TERR-3 (Case No. 20080508)

CMKimball:cmk:09/30/2013:([redacted])

Department of Energy

Bonneville Power Administration
PO Box 491
Vancouver, WA 98666-0491

TRANSMISSION BUSINESS LINE

November 25, 2013

In Reply Refer To: TERR-3
BPA Case No. 20080508

Tract No.: V-K-9-A-69
Line Name: Vancouver-Kelso (Oper. as Ross-Lexington No. 1)
ADNO: 7172; Structure No.: BOL 9/3

CERTIFIED MAIL – RETURN RECEIPT REQUESTED

Ms. Cyndi Booze
WSDOT, Real Estate Field Services
PO Box 47338
Olympia, WA 98504-7338

Dear Ms. Booze:

Enclosed are two copies of Amendment No. 1 to Right of Entry (ROE). Please sign one copy and return it to this office in the enclosed business-reply envelope. The second copy is for your records, until a fully executed copy is returned to you.

If BPA does not receive a signed copy of this ROE within 30 days, it will be null and void.

You and your contractors must be familiar with and aware of the conditions contained in this ROE as some of them pertain to safety issues. Accordingly, a copy of this ROE shall be physically located on the project during construction activities.

If you have any questions, please feel free to contact me at 360-418-2586.

Sincerely,

Dawneen Dostert
Realty Specialist, Real Estate Field Services

Enclosures

DRAFT

bcc:
Official File – TERR3 (Case No. 20080508)

CMKimball:cmk:11/25/2013 ([redacted])

Department of Energy
Bonneville Power Administration
PO Box 3621
Portland, OR 97208-3621

December 16, 2013

In reply to: TERR-LMT
BPA Case No.: 20080508

Tract No.: V-K-9-A-69
Line Name: Vancouver-Kelso (Oper. as Ross-Lexington No. 1)
ADNO No.: 7172; Structure No.: BOL 9/3

Ms. Cyndi Booze
WSDOT, Real Estate Field Services
PO Box 47338
Olympia, WA 98504-7338

Dear Ms. Booze:

Enclosed is a fully executed copy of the Amendment No. 1 to Right of Entry. If you have any questions or need further assistance, please feel free to contact me toll-free at 800-836-6619, extension 5599.

Sincerely,

Christine Kimball
Realty Technician

Enclosure

DRAFT

bcc:
Official File – TERR-3 (20080508)

CMKimball:cmk:12/16/2013 ((b)(2) [redacted])

DOE F 1325.8e Electronic Form Approved by Forms Mgmt. 04/19/2006
(08-89)

United States Government **Department of Energy**

Bonneville Power Administration

memorandum

DATE: July 11, 2012

REPLY TO ATTN OF: TERR-LMT

SUBJECT: Determination and Findings, Quitclaim Deed for Release of a Portion of Fee-Owned Tract No. V-K-9-A-69

TO: Neal Meisner, Real Property Field Services
Supervisory Realty Specialist

The State of Washington, acting by and through its Department of Transportation (WSDOT), applied for the release of a portion of Bonneville Power Adminsitration's (BPA) fee owned rights-of-way located adjacent to State Route 502 for road widening purposes. The proposed release is located in a portion of Government Lot 2 of Section 1, Township 3 North, Range 1 East, Willamette Meridian, County of Clark, State of Washington.

BPA acquired this fee-owned property for BPA's Vancouver-Kelso Line No. 1 by Lis Pendens, File No. 38, dated February 20, 1940, and recorded in Book 3, Page 289.

It has been determined that there are no maintenance, engineering, or environmental concerns for the release of this potion of BPA's fee owned rights-of-way. I recommend the requested portions of the rights-of-way be released to the City with an easement for transmission line purposes retained by BPA.

The City has offered $12,700.00 for the purchase of the fee rights-of-way with the easement retention by BPA.

Based on a review by BPA's appraisal staff, the WSDOT appraisal was approved for agency use. The before and after valuation conclusion resulting in a value of the taking of $12,700 is adequately supported.

I am concluding that the $12,700.00 WSDPT is offering for widening of State Route 503 into BPA's fee owned rights-of-way is adequate.

Dawneen Dostert
Realty Specialist
Real Property Field Services

CONCUR: _____ Date: _____
Neal Meisner, Real Property Field Services, Supervisory Realty Specialist

DRAFT

bcc:
Lineman Foreman III - TFVK/LMT
Helicopter Patrol - TC/Hangar
G. Rehbein - TFV/Longview
N. Meisner - TERR/3 (e-mail)
S. Fenton - TERR-3 (e-mail)
Official File – TR/3 (Case No. 20080508)

DMDostert:dmd:07/11/12:2586 ((b)(2) [redacted])

ESCROW AGREEMENT

TO:	CUSTOMER REFERENCE: (SR/Title)
Clark County Title **1400 Washington Street #100** **Vancouver, WA 98660** **Your Reference: 119166**	**SR 502, N.E. 21st Ct. to N.E. 102nd Ave.** **United States of America, acting by and through the Department of Energy, Bonneville Power Administration** **Parcel No.: 4-07838**

United States of America, acting by and through the Department of Energy, Bonneville Power Administration (Seller) and **the State of Washington, acting by and through its Department of Transportation** (Purchaser), mutually agree and direct Clark County Title ("the Escrow Agent") to close this escrow in accordance with the terms and conditions below.

1. The Escrow Agent shall receive a Quitclaim Deed from the Seller conveying to Purchaser, a portion of the lands described in the preliminary commitment issued by Clark County Title, dated April 12, 2013, Contract Number 119166.

2. Purchaser shall provide the Escrow Agent with a Real Estate Excise Tax Affidavit which includes the exemption code for this transaction.

3. The Escrow Agent shall confirm that the exceptions shown on the preliminary commitment dated April 12, 2013 are reconciled in the following manner:

   1: Delete: The State is exempt per WAC 458-61A-206.
   2: Delete: This transaction is exempt from property taxes.
   3, 4, 5, 6: Purchaser to take subject to easements of record.
   7: Purchaser to take subject to reservations.
   8, 9, 10: Purchaser to take subject to matters of survey.

4. The Escrow Agent shall receive the sum of **$13,089.40** from Purchaser, in the form of a State warrant.

5. The Escrow Agent shall distribute the **$13,089.40** as follows:

   (a) Pay $12,700 to the Seller;
   (b) Retain an escrow fee of $350.00, plus sales tax $29.40.

Note: This transaction is exempt from the Excise Processing Fee of $5.00 and State Technology Fee of $5.00.
Note: There are no utilities to prorate.
Note: The property is owned by the federal government and is tax exempt.
Note: No recording fee or excise tax is to be charged to the Seller. Fees are to be billed directly to the Purchaser at Washington State, Department of Transportation, ATTN: Charlene Mullis, P.O. Box 1709, Vancouver, WA 98668-1709. Please note that the initial preliminary commitment premium was paid on _____.

6. When ready to vest title in the Purchaser, the Escrow Agent shall record the instrument shown in Instruction 1, above, and prepare a Closing Detail Statement as explained on page 3 hereof.

7. As soon as possible after recording, the Escrow Agent shall E-mail or fax, the enclosed recording and disbursement form to Charlene Mullis at the SW Region office. Fax No. 360-905-2159. E-mail Mullisc@wsdot.wa.gov.

8. As soon as possible after recording the Escrow Agent shall remit $12,700 by check to Seller at PO Box 3621, Portland OR 97208-2621, with Escrow Agent's Closing Detail Statement and the original recorded instrument.

9. The Escrow Agent shall issue a standard form owner's policy of title insurance in the sum of **$12,700.00** insuring the Purchaser as owner of the appropriate interest conveyed.

10. Upon completion of closing, the Escrow Agent shall mail a copy of the recorded instrument, a copy of the closing detail statement, and title policy to the State of Washington, Department of Transportation, PO Box 47338, Olympia, WA 98504-7338, Attn: Real Estate Services.

11. Upon completion of closing, the Escrow Agent shall mail a second copy of the closing detail statement and title policy to the State of Washington, Department of Transportation, ATTN: Charlene Mullis, P.O. Box 1709, Vancouver, WA 98668-1709.

Seller:

United States of America,
Department of Energy,
Bonneville Power Administration

BY: _____
Shelley N. Fenton,
Supervisory Realty Specialist
U.S. Department of Energy
Bonneville Power Administration
Phone No. 503-230-4797

Purchaser:

State of Washington
Department of Transportation

By: _____
Date Cyndi Booze

Property & Acquisition Specialist
Department of Transportation
State of Washington
Phone No. 360-705-7377

CLOSING DETAIL STATEMENT

As indicated on the Escrow Agreement, the Escrow Agent shall furnish, upon completion of the closing of the escrow transaction, a Closing Detail Statement, which shall show thereon:

(a) The total amount of escrowed funds.

(b) The fee for escrow services and a statement that the entire escrow fee has been paid solely by the State;

(c) The date on which the Escrow Agent disburses funds to the Seller;

(d) Date of closing of the escrow;

(f) No sums are to be withheld from Seller;

(g) Endorsements to the effect that (1) the statement has been read by the Seller, is approved, (2) acknowledgment by Seller of receipt of $12,7000, and (3) certification by the closing officer that this statement is true and correct.

State of Washington, Department of Transportation
PO Box 47338
Olympia, WA 98504-7338
Attn.: Real Estate Services

State Parcel Number: 4-07838
Preliminary Commitment Number: 119166

Attached is the information requested per the Escrow Agreement

Document: _____

Date Recorded _____ Recording No._____

Document: _____

Date Recorded _____ Recording No._____

Date of Disbursement of Funds: _____

Clark County Title
1400 Washington Street #100
Vancouver, WA 98660

Bonneville Power Administration

INVOICE

Invoice:	**DSP-00122**
Invoice Date:	**3/27/2013**
Page:	**1 of 1**

Please remit payment to BPA electronically. For instructions and payment options, refer to www.bpa.gov/corporate/business, and click on the link to How to Pay BPA.

Customer No:	10599
Payment Terms:	NET 55
Due Date:	5/21/2013

Wash St Dept of Transportation
Cyndi Booze
PO Box 47338
Olympia WA 98504-7338

Amount Due/(Refund): 12,700.00 USD

To ensure that your account is credited properly, please include the invoice number on your check and/or enclose a copy of the invoice with your payment. Thank You.

For billing questions please call: CHRISTINE KIMBALL
5032305599

Original

Line	Description	Quantity	UOM	Unit Amt	Net Amount
1	QUITCLAIM DEED	1.00		12,700.00	12,700.00

Subtotal: 12,700.00

Amount Due/(Refund): 12,700.00 USD

AMOUNT DUE BONNEVILLE POWER ADMINISTRATION FOR SR 502 EXPANSION DISPOSAL/RETAINING EASEMENT/V-K-9-A-69. CASE NO. 20080508

Unpaid balance after the due date will accrue interest at a rate of 1 percent per month, unless otherwise stated in the contract or agreement. You have the right to inspect the records and obtain review, within BPA, of the determination of this indebtedness. Request must be in writing and submitted by the due date of this invoice. Interest and penalties continue to accrue from the due date on debts under review and will be charged for all debts or portion of debts determined to be valid. All debts are subject to collection under applicable Federal Laws.

For Payment options please call:
Esteban Acosta
(503) 230-3574

For Internal Use

DRAFT

Bonneville Power Administration

Report Summary

Printed On:	March 27,2013	1:55:51 PM
Number of Invoices:	1	
Process Instance:	2108874	

INVOICE

Remit Payment To:

Please remit payment to BPA electronically. BPA accepts wire transfers, ACH payments or payment via credit or debit card via the "HOW TO PAY BPA" link at http://www.bpa.gov/corporate/business.To ensure your account is credited properly, please include the invoice number with your payment. Thank You.

For payment questions, please call Esteban Acosta 503-230-3574

Invoice:	DSP-00127RB
Invoice Date:	7/15/2015
Page:	1 of 1
Customer No:	10599
Payment Terms:	NET 55
Due Date:	9/8/2015

Wash St Dept of Transportation
PO Box 47338
Olympia WA 98504-7338

Amount Due/ (Refund): $55,000.00 USD

For billing questions, please call CHRISTINE KIMBALL 503-230-5599

Original

	Description	Net Amount
1	QUITCLAIM DEED	$55,000.00
	Amount Due/ (Refund):	**$55,000.00 USD**

Billing Notes:

AMOUNT DUE BONNEVILLE POWER ADMINISTRATION FOR PARTIAL DISPOSAL OF TRACT NOS. B-V-31-A-123 THROUGH -126 FOR NEW ON AND OFF RAMPS FROM AND TO I-205. CASE NO. 20080504

DRAFT

Unpaid balance after the due date will accrue interest at the Prime Rate multiplied by a factor of 1.5 percent, or the Prime Rate plus 4 percent, whichever is greater, divided by 365 unless otherwise stated in the contract or agreement. You have the right to inspect the records and obtain a review, within BPA, of the determination of this indebtedness. Request must be in writing and submitted by the due date of this invoice. Late interest will continue to accrue form the due date on debts under review and will be charged for all debts or portion of debts determined to be valid. All debts are subject to collection under applicable Federal Laws.

PO BOX 3621 Portland OR, 97208-3621 PLEASE DO NOT REMIT PAYMENT TO THIS ADDRESS

EXHIBIT B

All that portion of the hereinafter described Parcels "A" and "B" lying between the following described Lines 1 and 2:

Line 1
Beginning at a point opposite Highway Engineer's Station (hereinafter referred to as HES) L 120+64 on the L line survey of SR 502, N.E. 21st Ct. to N.E. 102nd Ave. and 75 feet Southerly therefrom; thence Easterly to a point opposite HES L 127+05 on said line survey and 83 feet Southerly therefrom; thence Easterly to a point opposite HES L 128+28± on said line survey and 79.22 feet Southerly therefrom, said point being on the Easterly line of said Parcel "A"; thence Southerly along said easterly line to a point opposite HES 128-21± on said line survey and 204.57 feet Southerly therefrom; thence Easterly to a point opposite HES L 131+07.54 on said line survey and 211.39 feet Southerly therefrom and the terminus of this line description.

Line 2
Beginning at a point opposite Highway Engineer's State (hereinafter referred to as HES) L 120+00 on the L line survey of SR 502, N.E. 21st Ct. to N.E. 102nd Ave. and 77 feet Northerly therefrom; thence Southeasterly to a point opposite HES L 125+84± on said line survey and 67.79 feet Northerly therefrom, said point being on the Westerly line of said Parcel "B"; thence Southerly along said Westerly line to a point opposite said HES and 63.30 feet Northerly therefrom; thence Easterly to a point opposite HES 128+38± on said line survey and 63.90 feet Northerly therefrom, said point being on the Easterly line of said Parcel "B"; thence Northerly along said Easterly line to a point opposite said HES and 68.83 feet Northerly therefrom; thence Northeasterly to a point opposite HES L 131+50 on said line survey and 83 feet Northerly therefrom, and the terminus of this line description.

PARCEL A

That portion of the South 200 feet of the Southwest quarter the Southeast quarter of Section 36, Township 4 North, Range 1 East of the Willamette Meridian, Clark County, Washington, lying within that 250 foot Bonneville Power Administration right of way as described by the Declaration of Taking, recorded under Auditor's File No. E 4186.

EXCEPT that portion lying within the right of way of NE 219th Street.

PARCEL B

That portion of the North 200 feet of the Northwest quarter of the Northeast quarter of Section 1, Township 3 North, Range 1 East of the Willamette Meridian, Clark County, Washington, lying within that 250 foot Bonneville Power Administration right of way as described by the Declaration of Taking recorded under Auditor's File No. E 4186.

EXCEPT that portion lying within the right of way of NE 219th Street.

ALSO, the grantor herein conveys and grants (relinquish) to the state of Washington all rights of ingress and egress (including all existing, future or potential easements of access, light, view and air) to, from and between SR 502, N.E. 21st Ct. to N.E. 102nd Ave., and the remainder of said Parcel "A" and "B". It is expressly intended that these easements, covenants, burdens and restrictions shall run with the land and shall forever bind the grantors, their heirs, successors and assigns.

EXCEPT that the state shall construct on its right of way two (2) Type "C" off and on approaches not to exceed 20 feet in width for use necessary to the normal operation and maintenance of a the Bonneville Power Administration Towers, one being located on the Northerly side of said highway, at or near Highway Engineer's Station L 127+47 and one being located on the Southerly side of said highway, at or near Highway Engineer's Station L 126+00, as shown on Sheet 7 of 23 Sheets of the hereinafter mentioned plan of definite location, and to which off and on approaches only, the grantors, its successors or assigns, reserve a right of reasonable access for that purpose only, which approaches shall be maintained between the right of way line and the shoulder line of said highway by the grantors, its successors or assigns.

The grantor herein further grants to the state of Washington, or its agents, the right to enter upon the grantor's remaining lands where necessary to construct said approaches.

The lands herein described contain an area of 0.49 acres, more or less, the specific details, concerning all of which are to be found on sheet 7 of that certain plan entitled SR 502, N.E. 21st Ct. to N.E. 102nd Ave., now of record and on file in the office of the Secretary of Transportation at Olympia, and bearing date of approval December 17, 2009, and revised November 29, 2012.

Grantor's Initials

EXHIBIT B

All that portion of the hereinafter described Parcels "A" and "B" lying between the following described Lines 1 and 2:

Line 1
Beginning at a point opposite Highway Engineer's Station (hereinafter referred to as HES) L 120+64 on the L line survey of SR 502, N.E. 21st Ct. to N.E. 102nd Ave. and 75 feet Southerly therefrom; thence Easterly to a point opposite HES L 127+05 on said line survey and 83 feet Southerly therefrom; thence Easterly to a point opposite HES L 128+28± on said line survey and 79.22 feet Southerly therefrom, said point being on the Easterly line of said Parcel "A"; thence Southerly along said easterly line to a point opposite HES 128-21± on said line survey and 204.57 feet Southerly therefrom; thence Easterly to a point opposite HES L 131+07.54 on said line survey and 211.39 feet Southerly therefrom and the terminus of this line description.

Line 2
Beginning at a point opposite Highway Engineer's State (hereinafter referred to as HES) L 120+00 on the L line survey of SR 502, N.E. 21st Ct. to N.E. 102nd Ave. and77 feet Northerly therefrom; thence Southeasterly to a point opposite HES L 125+84± on said line survey and 67.79 feet Northerly therefrom, said point being on the Westerly line of said Parcel "B"; thence Southerly along said Westerly line to a point opposite said HES and 63.30 feet Northerly therefrom; thence Easterly to a point opposite HES 128+38± on said line survey and 63.90 feet Northerly therefrom, said point being on the Easterly line of said Parcel "B"; thence Northerly along said Easterly line to a point opposite said HES and 68.83 feet Northerly therefrom; thence Northeasterly to a point opposite HES L 131+50 on said line survey and 83 feet Northerly therefrom, and the terminus of this line description.

PARCEL A

That portion of the South 200 feet of the Southwest quarter the Southeast quarter of Section 36, Township 4 North, Range 1 East of the Willamette Meridian, Clark County, Washington, lying within that 250 foot Bonneville Power Administration right of way as described by the Declaration of Taking, recorded under Auditor's File No. E 4186.

EXCEPT that portion lying within the right of way of NE 219th Street.

PARCEL B

That portion of the North 200 feet of the Northwest quarter of the Northeast quarter of Section 1, Township 3 North, Range 1 East of the Willamette Meridian, Clark County, Washington, lying within that 250 foot Bonneville Power Administration right of way as described by the Declaration of Taking recorded under Auditor's File No. E 4186.

EXCEPT that portion lying within the right of way of NE 219th Street.

ALSO, the grantor herein conveys and grants (relinquish) to the state of Washington all rights of ingress and egress (including all existing, future or potential easements of access, light, view and air) to, from and between SR 502, N.E. 21st Ct. to N.E. 102nd Ave., and the remainder of said Parcel "A" and "B". It is expressly intended that these easements, covenants, burdens and restrictions shall run with the land and shall forever bind the grantors, their heirs, successors and assigns.

EXCEPT that the state shall construct on its right of way two Type "C" off and on approach not to exceed 20 feet in width for use necessary to the normal operation and maintenance of a the Bonneville Power Administration Towers, on the Northerly and Southerly side of said highway, at or near Highway Engineer's Station L 127+47, as shown on Sheet 7 of 23 Sheets of the hereinafter mentioned plan of definite location, and to which off and on approaches only, the grantors, its successors or assigns, reserve a right of reasonable access for that purpose only, which approaches shall be maintained between the right of way line and the shoulder line of said highway by the grantors, its successors or assigns.

The grantor herein further grants to the state of Washington, or its agents, the right to enter upon the grantor's remaining lands where necessary to construct said approaches.

The lands herein described contain an area of 0.49 acres, more or less, the specific details, concerning all of which are to be found on sheet 7 of that certain plan entitled SR 502, N.E. 21st Ct. to N.E. 102nd Ave., now of record and on file in the office of the Secretary of Transportation at Olympia, and bearing date of approval December 17, 2009, and revised March 29, 2012.

Grantor's Initials

BPA F 4300.21e
(08-09)
(Previously BPA 411)
(Prior editions unusable)

U.S. DEPARTMENT OF ENERGY
BONNEVILLE POWER ADMINISTRATION
LAND USE REVIEW REQUEST

Electronic Form Approved by Forms Mgmt.– 08/05/2009

1. CASE NO.	2. DATE	3. FROM: REAL PROPERTY MANAGEMENT – TERR-3
20080508		Belt,Charlene; 503-230-5518; TERR-3

4. TO:

- ☒ A. Transmission Electrical Design; Danna Vermeers, TELC-TPP-3
- ☒ B. Lineman Foreman III: TFVK-Ross
- ☒ C. Pollution Prev. Abate: Sharpe, Joseph - KEPR-4
- ☐ D. Chief Substation Operator
- ☐ E. Survey and Mapping: Jay Conant-TERM-TPP-4
- ☐ F. Other:
- ☐ G. Natural Resource Specialist:
- ☐ H. Customer Account Exec *(See web link below (K.1.))*
- ☐ I. Customer Service Engineer:
- ☒ J. District Manager: TFV-Longview

K1. http://www.transmission.bpa.gov/business/acct_execs/default.cfm

5. BRIEF SUMMARY OF APPLICATION OR ENCROACHMENT
Widening of SR502

6. APPLICANT OR ENCROACHER
WSDOT

7. OPERATING & DESIGN NAME OF LINE(S) and/or SUBSTATION(S)
Vancouver - Kelso Line (operated as Ross - Lexington No. 1)

8A. TRACTS - EASEMENT	8B. TRACTS - FEE	8C. LEAD TRACT ID	Multiple Lead Tracts
	VK-69; VK-70		☐

9. LOCATION ¼, ¼	SECTION	TOWNSHIP	RANGE	MERIDIAN	COUNTY	STATE
SESW; Lot 2	36	3N	1E	WM	Clark	WA
SESW; SWSE	1	4N				

10. ATTACHMENTS

- ☐ A. Encroachment Report
- ☐ B. Letter of Application
- ☒ C. Application For Proposed Use Of BPA Right-Of-Way

D. BPA Drawing Number(s) 2144; 2185

E. Other Drawings Applicant Drawings & Photos

F. Other Attachments or Comments:

11. REALTY SPECIALIST NAME/ PHONE/ ROUTING	SIGNATURE
Dostert,Dawneen; 503-230-5589;TERR-3	

12. THIS REQUEST IS REFERRED FOR EVALUATION AND COMMENTS, INCLUDING ADVERSE EFFECTS ON FUTURE PLANS

PLEASE MAKE COMMENTS OR RESERVATIONS IN RELATION TO YOUR AREA OF EXPERTISE.

- ☐ See attached comments.
- ☐ See attached Transmission Electrical design comment sheet.
- ☐ See attached TLM comment sheet.
- ☐ Approved as Requested.
- ☐ Request Meeting with all reviewers.
- ☐ No review required at this time.

13. SIGNATURE	ROUTING	PHONE	DATE

Return Original w/comments to Realty Specialist - See Item 11

FILE CODE: LA-17
RETENTION: TERR= See disposition; others=A

DRAFT

BPA F 4300.21e
(08-09)
(Previously BPA 411)
(Prior editions unusable)

U.S. DEPARTMENT OF ENERGY
BONNEVILLE POWER ADMINISTRATION
LAND USE REVIEW REQUEST
TRANSMISSION LINE MAINTENANCE LURR COMMENTS

Electronic Form Approved by Forms Mgmt.– 08/05/2009

14. Operating Line Name (s)	15. TLM Log No.	16. Case No.

☐ **Unacceptable** ☐ **TLM, TELC, TERR, NRS Meeting Requested**

☐ **Acceptable as proposed** ☐ **Acceptable with following provisions *(see comments)***

☐ A distance of at least _____ feet from conductors *(wires in the air)*, and the _____

☐ All above ground uses must maintain a distance of at least 50-feet from all structures. ***(Exception: where vegetation is concerned – see comments below)***

☐ Any underground portion of the project is required to be built to HS20 loading standards or to State and Local regulations whichever is greater. Also, maintain a distance of at least 50-ft from all steel lattice structures, and 25-ft from all pole structures. ***(Exceptions: septic / drain fields – see comments below).***

☐ **Please note:** Buried BPA underground facilities; i.e. counterpoise, fiber vaults, etc. may be present and require _____ feet of clearance.

☐ All approved fences shall have a 16-foot gate(s) installed at the approved location for access by BPA maintenance vehicles and BPA is permitted to use its own TM locks, where needed.

☐ Access road use requires joint inspection with applicant and TLM / NRS personnel prior to use - and - an additional inspection at the time of termination of any use/agreement must be made prior to release.

☐ Shall have a BPA approved safety watcher present during construction of the project.

☐ Vegetation – Landscape, low growing vegetation, and shrubs, should not exceed _____ feet in height, and must be at least 50-feet (or _____) away from any structure.

☐ **T & B required – see your NRS for Christmas Tree and Commercial Orchard requirements.**

Comments:

Reviewer	Phone No.	Date

Return Address

AFTER RECORDING RETURN TO:
Bonneville Power Administration
TERR-3
PO Box 3621
Portland, OR 97208-3621

Please print or type information

Document Title(s) (or transactions contained therein):

1. Quitclaim Deed
2.
3.

Reference Number(s) of Documents assigned or released:
(on page {} of document(s)) 20080508

Grantor(s) (Last name first, then first name and initials)

1. U.S. Department of Energy, Bonneville Power Administration
2.
3.
4. ☐ Additional names on page {} of document

Grantee(s) (Last name first, then first name and initials)

1. State of Washington, Acting by and through its Department of Transportation
2.
3.
4. ☐ Additional names on page {} of document

Legal description (abbreviated: i.e., lot, block, plat or section, township, range)

Lot 2 of Section 1, Township 3 North, Range 1 East, Willamette Meridian, County of Clark, State of Washington

☒ Additional legal is on page {} of document

Assessor's Property Tax Parcel/Account Number

Federal tax exempt property - adjacent to and between Tax Lot Nos. 178878-000 and 178852-000

☒ Additional legal is on page {} of document

The Auditor/Recorder will rely on the information provided on the form. The staff will not read the document to verify the accuracy or completeness of the indexing information provided herein.

DRAFT

Case No. 20080508
BPA Tract No. V-K-9-A-69
Line Name: Vancouver-Kelso Line
(operated as Ross-Lexington No. 1)
ADNO: 7172; Structure #s BOL 9/3
Stationing: 451+04.28

AFTER RECORDING, RETURN TO
Bonneville Power Administration
TERR-LMT
P.O. BOX 491
Vancouver, WA 98666-0491

Consideration is $12,700.00

QUITCLAIM DEED

THIS DEED made this _____ day of _____, 20___, between the UNITED STATES OF AMERICA, acting by and through the Department of Energy, Bonneville Power Administration (BPA) hereinafter called Grantor, and the STATE OF WASHINGTON, ACTING BY AND THROUGH ITS DEPARTMENT OF TRANSPORTATION (State), hereinafter called Grantee

NOW THEREFORE, the Grantor, for and in consideration of TWELVE THOUSAND SEVEN HUNDREND DOLLARS and 00/100 ($12,700.00), the receipt whereof is hereby duly acknowledged, does hereby remise, release and quitclaim unto the Grantee, and its assigns, all its right, title, interest and claim in and to a parcel of land to be released being a portion of Government Lot 2 of Section 1, Township 3 North, Range 1 East, Willamette Meridian, in the County of Clark, State of Washington, as shown on the attached segment of BPA Drawing No. 2144 marked as Exhibit A, and as described in Exhibit B, and as shown on the State's SR 502, N.E. 21st Ct. to N.E. 102nd Ave. drawing, Sheet 7 of 23, dated December 16, 2009 and as revised November 29, 2012 marked as Exhibit C, attached hereto and made a part hereof.

The said parcel of land contains .49 acres, more or less.

Reserving to the United States of America (BPA) and its assigns, a perpetual easement and right to enter and to locate, construct, operate, maintain, repair, reconstruct, upgrade, remove and patrol one or more lines of poles or structures and appurtenances thereto, supporting conductors of one or more electric circuits of any voltage and any communication lines or equipment and appurtenances thereto, together with the present and future right to clear the right-of-way and to keep the same clear of all trees, whether natural or cultivated, and all structure-supported crops, other structures, trees, brush, vegetation, fire and electrical hazards.

IN WITNESS WHEREOF, the Grantor, by its duly authorized representative has executed this deed pursuant to the delegation of authority promulgated by the Act of August 20, 1937 (50 Stat. 732, 16 U.S.C. § 832a), as amended, and October 23, 1962 (76 Stat. 1129, 40 U.S.C. § 319) and regulations and delegations of authority issued pursuant thereto, the provisions of which have been met, having determined that the conveyance is in the public interest and will not be adverse to the interests of the United States.

Dated at Portland, Oregon, this _____ day of _____, 2012.

UNITED STATES OF AMERICA
DEPARTMENT OF ENERGY
BONNEVILLE POWER ADMINISTRATION

By _____
Neal Meisner
Manager, Real Estate Field Services
Department of Energy
Bonneville Power Administration

Accepted on behalf of the STATE OF WASHINGTON, ACTING BY AND THROUGH ITS DEPARTMENT OF TRANSPORTATION

By: _____
Terry T. Meara
Real Estate Services Program Administrator
Washington State Department of Transportation

DRAFT

Case No. 20080508
Tract No. V-K-9-A-69,

U.S. DEPARTMENT OF ENERGY
BONNEVILLE POWER ADMINISTRATION

OFFICIAL/FIDUCIARY ACKNOWLEDGMENT

Washington, Oregon, Idaho, Montana, and California

State of _____)
) ss
County _____)

On this _____day of _____, 20_____ , before me personally appeared_____ , known to me or proved to me on the basis of satisfactory evidence to be the person who executed the within instrument as the _____

_____

acknowledged to me that _____he executed the same freely and voluntarily in such capacity; and on oath stated that _____ he was authorized to execute said instrument in such official or representative capacity.

_____
Signature

_____
Print Name

Notary Public in and for the

State of _____

(SEAL) Residing at _____

My commission expires _____

BPA FEBRUARY 2008

U.S. DEPARTMENT OF ENERGY
BONNEVILLE POWER ADMINISTRATION

OFFICIAL/FIDUCIARY ACKNOWLEDGMENT

Washington, Oregon, Idaho, Montana, and California

State of _____)
) ss
County _____)

On this _____day of _____, 20_____ , before me personally appeared_____ , known to me or proved to me on the basis of satisfactory evidence to be the person who executed the within instrument as the _____

_____

acknowledged to me that _____he executed the same freely and voluntarily in such capacity; and on oath stated that _____ he was authorized to execute said instrument in such official or representative capacity.

_____
Signature

_____
Print Name

Notary Public in and for the

State of _____

(SEAL) Residing at _____

My commission expires _____

BPA FEBRUARY 2008

DRAFT

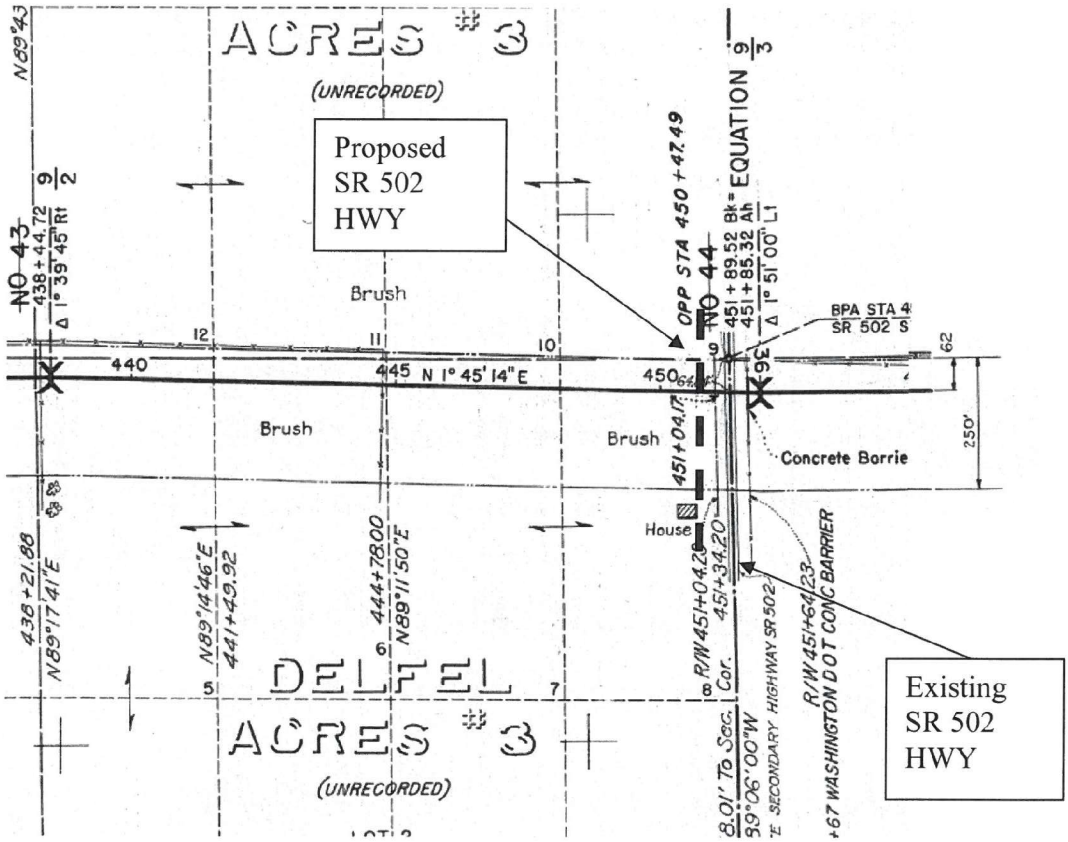
Case No. 20080508
Tract No. V-K-9-A-69,

bcc:
Lineman Foreman III - TFVK/LMT
Helicopter Patrol - TC/Hangar
G. Rehbein - TFV/Longview
N. Meisner - TERR/3 (e-mail)
S. Fenton - TERR-3 (e-mail)
Official File – TR/3 (Case No. 20080508)

DMDostert:jcb:12/6/12:2586 ([redacted])

DRAFT

SEC 1 T3N R1E WM
Clark County, Washington



Replacing existing SR 502 32' wide road edge with a new proposed SR 502 78' wide road edge.

Cond: ACSR DRAKE — MWT 12000 at 1/2" ICE

SCALE 1" = 200'

100 0 100 200 300 400 500

Bearings - Straight Line

UNITED STATES DEPARTMENT OF THE INTERIOR
THE BONNEVILLE PROJECT

VANCOUVER-KELSO LINE
230 KV TRANSMISSION CIRCUIT
MILE 9 FROM VANCOUVER
CLARK COUNTY WASHINGTON

IN 41 SHEETS - SHEET NO. 9

Submitted: [redacted]
Recommended:
Recommended:
(b)(a)

Designed by CAM
Drawn by H.F.F.
Traced by L. J. J.
Checked by L.J.J.
SERIAL NO. 2144
PC 27-JI-344-D2

OPERATED AS ROSS — LEXINGTON NO 1

Exhibit A
WSDOT
Case No. 20080508
A Portion of Drawing No. 2144

DRAFT

Department of Energy

Bonneville Power Administration
P.O. Box 491
Vancouver, WA 98666-0491

TRANSMISSION BUSINESS LINE

December 13, 2012

BPA Case No: 20080508
Tract No. V-K-9-A-69
Line Name: Vancouver-Kelso
(operated as Ross-Lexington No. 1)
ADNO: 7172; Structure #s BOL 9/3
Stationing: 451+04.28

WSDOT, Real Estate Field Services
P.O. Box 47338
Olympia, WA 98504-7338
Attention: Cyndi Booze

This letter will serve as permission for the State of Washington, acting by and through its Department of Transportation (WSDOT), or its contractors, providers, and suppliers, to enter upon the subject Bonneville Power Administration (BPA) fee-owned property for the purpose of constructing and widening State Route 502, also known as NE 219th Street. This right-of-entry letter is a permit for the following location:

A portion of Government Lot 2 of Section 1, Township 3 North, Range 1 East, Willamette Meridian, in the County of Clark, State of Washington, as shown on the attached segment of BPA Drawing No. 2144 marked as Exhibit A, and as described in Exhibit B, and as shown on the State's SR 502, N.E. 21st Ct. to N.E. 102nd Ave. drawing, Sheet 7 of 23, dated December 16, 2009 and as revised November 29, 2012 marked as Exhibit C, attached hereto and made a part hereof.

This right-of-entry is contingent upon agreement by WSDOT to the execution of a Quit Claim Deed document. The total amount of consideration for the Quit Claim Deed will be a one-time payment of $12,700.00.

Right of entry is also subject to the following conditions:

1. The construction/installation of your approved use must be completed by August 1, 2014. If you have not completed your project by the above date, you must inform BPA five working days in advance to receive an extension.
2. WSDOT will notify BPA's Transmission Line Foreman III, at least 48 hrs prior to starting construction. He can be reached at 360-418-2590.
3. Prior to any activity occurring on BPA's transmission line corridor, a safety briefing must be held with all workers to discuss the dangers of working in a high-voltage environment. Please contact BPA's Safety Office, at 360-418-2397 to schedule a time for this briefing.

4. WSDOT is responsible for locating and avoiding all other underground utilities in the area of their construction.
5. WSDOT will ensure that its construction activities and proposed road widening project does not interfere with or impact BPA transmission structure footings.
6. Maintain a minimum distance of at least 20 feet between your facilities and the transmission line conductors (wires).
7. Maintain a minimum distance of at least 50 feet between your facilities and the transmission line structures.
8. Equipment, machinery, and vehicles traveling on BPA's right-of-way shall come no closer than 25 feet to any BPA structure.
9. Design and build WSDOT roads constructed within the BPA's property to withstand HS-20 loading for BPA's heavy vehicles.
10. Provide an approach off the edge of the road wide enough to turn into minimum 16 foot wide access road on the right-of-way on both sides of SR502. Access to the BPA south corridor shall be through the storm water treatment area; BPA shall furnish gate and the State shall install same through the fence on the west side of the storm water treatment area. Roads must not hinder BPA's ability to access the towers and transmission lines
11. BPA shall have the right to use the road for access to its structures, both to and along its transmission line right-of-way.
12. No utilities have been applied for so no utilities are approved.
13. No lighting along road has been requested, and no lighting is approved.
14. BPA right-of-way shall be returned to its original condition following construction. No grade changes to facilitate construction or disposal of overburden. Access to BPA transmission line system by BPA and/or its contractors shall not be obstructed at any time.
15. No storage of flammable materials or refueling of vehicles or equipment on BPA property.
16. Nuisance shocks may occur within the right-of-way. Grounding metal objects helps to reduce the level of shock. It is suggested that construction equipment be grounded with a drag chain.

IN ADDITION, THE FOLLOWING IS BROUGHT TO YOUR ATTENTION

You agree to assume risk of loss, damage, or injury which may result from your use of BPA's fee-owned property, except for such loss, damage, or injury for which BPA may be responsible under the provisions of the Federal Tort Claims Act, 62 Stat. 982, as amended. It is understood that any damage to BPA's property caused by or resulting from your use of the fee area may be repaired by BPA, and the actual cost of such repair shall be charged against and be paid by you.

ENVIRONMENTAL RESPONSIBILITY: You shall be responsible for and comply with all procedural and substantive environmental requirements imposed by local, state or federal laws or regulations applicable to the facility. You shall timely notify BPA of any reportable release of hazardous substances or breaches of environmental requirements and shall mitigate and abate

adverse environmental impacts of its actions. You shall hold BPA harmless for any and all liability arising from the violation of such environmental requirements by you. Violations of such requirements by you shall make this agreement voidable at the election of BPA.

BPA seeks your help maintaining the integrity of its electrical transmission system. Please report any Vandalism or Theft to the BPA Crime Witness program at 1-800-437-2744. Cash rewards of up to $25,000 will be paid should information lead to the arrest and conviction of persons committing a crime.

BPA shall not be liable for damage to your property, facilities, or injury to persons that might occur during maintenance, reconstruction, or future construction of BPA facilities as a result of your facilities being located on BPA's fee property.

If you have any questions or concerns, please notify BPA Realty Office. You may direct any communication to Bonneville Power Administration, Real Estate Field Services (TERR-LMT) PO Box 491, Vancouver, WA 98666-0491, or by telephoning me at 1-800-836-6619 or directly at 360-418-2586.

A copy of this right of entry letter shall be physically located at the project during construction activities.

Sincerely,

Dawneen Dostert
Realty Specialist
Real Estate Field Services
Bonneville Power Administration

DRAFT

Case No. 20080508
Tract No. V-K-9-A-69

THIS RIGHT OF ENTRY BECOMES EFFECTIVE UPON THE SIGNATURE OF ALL PARTIES.

I HAVE READ, UNDERSTAND, AND CONCUR WITH THE TERMS OF THIS AGREEMENT:

Accepted on behalf of the STATE OF WASHINGTON, BY AND THROUGH ITS DEPARTMENT OF TRANSPORTATION

By: _____
Terry T. Meara
Real Estate Services Program Administrator
Washington State Department of Transportation

THIS AGREEMENT IS HEREBY AUTHORIZED BY BONNEVILLE POWER ADMINISTRATION:

_____ _____
Dawneen Dostert Date
Realty Specialist
Real Property Field Services
Bonneville Power Administration

Case No. 20080508
Tract No. V-K-9-A-69

bcc:
Lineman Foreman III - TFVK/LMT
Helicopter Patrol - TC/Hangar
G. Rehbein - TFV/Longview
N. Meisner - TERR/3 (e-mail)
S. Fenton - TERR-3 (e-mail)
Official File – TR/3 (Case No. 20080508)

DMDostert:jcb:12/6/12:2586 ([redacted])

Department of Energy
Bonneville Power Administration
PO Box 3621491
Portland, OR 97208-3621Vancouver, WA 98666-0491

Formatted: Font: (Default) Times New Roman

November 25, 2013{insert date here}

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In Reply Refer To: TERR-3
BPA Case No. 20080508

Tract No.: - V-K-9-A-69
Line Name: Vancouver-Kelso (Oper. as Ross-Lexington No. 1)
ADNO: 7172; Structure #No.: BOL 9/3
Stationing: 451+04.28

Ms. Cyndi Booze
WSDOT, Real Estate Field Services
PO Box 47338
Olympia, WA 98504-7338

LAND USE AGREEMENT
AMENDMENT NO. 1 TO RIGHT OF ENTRY

The Bonneville Power Administration (BPA) has amended the Right of Entry (ROE) executed November 21, 2013, to change condition number 1 as follows:Land Use Agreement (No. **20080508**) dated {fill in blank} as follows:

1. The construction/installation of your approved use must be completed by September 30, 2017. If you have not completed your project by the above date, you must inform BPA five working days in advance to receive an extension.

INSERT TEXT

All other terms and conditions of the ROELand Use Agreement, (No. 20080508) remain remain the same.

If you have any questions or concerns, please notify this BPA Realty Office. You may direct any communication to Bonneville Power Administration, Real Estate Field Services (TERR-3LMT) PO Box 362491, Vancouver, WAPortland, OR 98666-

DRAFT

0491~~7208-3621~~, or telephone me~~Christine M. Kimball~~ at 1-800-836-6619 or directly at 360-418-2586~~503-230-5599~~.

A copy of this agreement shall be physically located at the project during construction activities.

Sincerely,

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Dawneen Dostert
Realty Specialist, Real Estate Field Services

THIS AMENDMENT NO 1 TO RIGHT OF ENTRY~~{fill in blank}~~ BECOMES EFFECTIVE UPON THE SIGNATURE OF ALL PARTIES.

I HAVE READ, UNDERSTAND, AND CONCUR WITH THE TERMS OF THIS AGREEMENT:

Accepted on behalf of the STATE OF WASHINGTON, BY AND THROUGH ITS DEPARTMENT OF TRANSPORTATION

By: _____
Terry T. Meara
Real Estate Services Program Administrator
Washington State Department of Transportation

THIS AGREEMENT IS HEREBY AUTHORIZED BY BONNEVILLE POWER ADMINISTRATION:

_____
Dawneen Dostert Date
Realty Specialist
Real Property Field Services
Bonneville Power Administration

Case No. 20080508
Tract No. V-K-9-A-69

~~**I HAVE READ, UNDERSTAND, AND CONCUR WITH THE TERMS OF THIS AMENDED AGREEMENT:**~~

_____

~~Applicant~~ _____ ~~Date~~

~~**I HAVE READ, UNDERSTAND, AND CONCUR WITH THE TERMS OF THIS AMENDED AGREEMENT:**~~

_____

~~Owner~~ _____ ~~Date~~

~~**THIS AMENDED AGREEMENT IS HEREBY AUTHORIZED BY BONNEVILLE POWER ADMINISTRATION:**~~

_____

~~Christine M. Kimball~~ _____ ~~Date~~
~~Realty Technician~~

bcc:
Lineman Foreman III - TFVK/LMT
N. Meisner - TERR/3 (e-mail)
S. Fenton - TERR-3 (e-mail)
~~S. Fenton - TERR-3 (Email)~~
~~N. Meisner - TERR-3 (Email)~~
Official File – TERR-~~/~~3 (Case No. 20080508)

DMDostert:cmk:11/25/13:5599
(b)(2) [redacted])