



## West Linn – Wilsonville Schools

October 9, 2014

Mr. Shawn M. O'Neil  
O'Neil Law LLC  
8755 SW Citizens Drive, Suite 202  
Wilsonville, OR 97070

RE: Public Records Request Concerning Kinder Morgan Pipeline/Waiver of Fees

Dear Mr. O'Neil:

Please accept the following response regarding your request for public records as identified in your correspondence dated 9/17/14 relating to the Kinder Morgan Pipeline located across the southern portion of Inza R. Wood Middle School located at 11055 SW Wilsonville Road, Wilsonville, OR 97070.

West Linn-Wilsonville has various and comprehensive safety plans but there is no pipeline-specific plan. The District is aware of the pipeline which pre-dates the school district ownership by almost two decades (copy of easement document dated 3/2/62). When the school was built in 1979-80, the building was purposely situated a significant distance from the pipeline (see attached site plan C2.0). Before any excavation or any other major activity in proximity to the pipeline, a "utility locate" is ordered, as is the case with gas, electric and other utility lines. Tualatin Valley Fire & Rescue, county emergency services, City of Wilsonville, and the State Office of Emergency Management are all also aware of the pipeline, and have emergency response plans.

There is no fee associated with this request/response. If you would like to discuss this further, please feel free to call me at 503-673-7995

Sincerely,

Tim Woodley  
Director of Operations  
West Linn-Wilsonville School District

cc: Office of the Superintendent, WLWV  
Thomas W. McPherson, Mersereau Shannon LLP

THE UNIVERSITY OF CHICAGO

1950

PHYSICS DEPARTMENT  
5712 S. UNIVERSITY AVE.  
CHICAGO, ILL.

TO: \_\_\_\_\_

Dear \_\_\_\_\_:

I am pleased to inform you that your application for admission to the Ph.D. program in Physics has been accepted. You will be admitted to the program in the fall of 1950. Your advisor is \_\_\_\_\_.

Sincerely,  
\_\_\_\_\_  
Chairman, Department of Physics

PHYSICS DEPARTMENT  
5712 S. UNIVERSITY AVE.  
CHICAGO, ILL.

SOUTHERN PACIFIC PIPE LINES, INC.

RIGHT OF WAY DEED

KNOW ALL MEN BY THESE PRESENTS THAT

In consideration of value paid to the undersigned, herein collectively called "Grantor", by SOUTHERN PACIFIC PIPE LINES, INC., a corporation, herein called "Grantee", the receipt of which is hereby acknowledged, Grantor does hereby grant, bargain, sell and convey unto Grantee, its successors and assigns, a right of way twenty feet (20') in width, on, over and through the lands of Grantor, hereinafter described, to construct, maintain, use and operate one or more pipe lines, valves, cathodic protection, test leads and other appurtenances useful or convenient in connection therewith or incidental thereto, which right of way is more particularly described as follows:

A strip of land 20 feet wide lying 10 feet Easterly when measured at right angles and 10 feet Westerly when measured at right angles from a survey traverse line over and across a portion of the Robert V. Short Donation Land Claim No. 46 in Section 22, Township 3 South, Range 1 West of the Willamette Meridian, more particularly described as follows:

Commencing at a point on the South line of that tract described in deed recorded in Book 66, Page 273, Deed Records of Clackamas County, Oregon, said point being North 85° 05' 10" West along the North line of said Section 22, 1531.86 feet; and thence South 82° 57' 50" West 46.10 feet from the Northeast corner of said Section 22, and further being described as being on the Northerly margin of the existing drainage ditch; thence South 19° 36' 50" West 1335.94 feet; thence South 9° 12' 00" East 197.63 feet to a point in the centerline of the County Road, Market Road No. 6 and terminus of this description, said point being South 54° 46' 00" East along the centerline of said County Road 2459.32 feet from the Northeast corner of said Section 22, all situated in Clackamas County, Oregon. Total length of right of way is 1533.57 lineal feet of which 33.38 lineal feet are within the right of way of Market Road No. 6 as exempted below. Net length of right of way is 1500.19 lineal feet.

SUBJECT TO rights of the Public on that portion of the above described tract being within the right of way of Clackamas County Market Road No. 6 and other public roads.

All bearings based on Oregon Coordinate System - North Zone Grid.

The additional conditions, restrictions or limitations appearing on the reverse side hereof are by reference made a part hereof and shall be effective in perpetuity so long as Grantee exercises rights granted hereunder.

This grant shall carry with it the right to inspect, patrol (including aerial patrol), alter, remove, replace, reconstruct and repair the said pipe lines, valves, cathodic protection and other appurtenances, the right to mark the location of said right of way by suitable markers set and maintained in the ground at locations which shall not interfere with such reasonable use as Grantor shall make of the land within limits of said right of way, the right to use such lands of the Grantor immediately adjacent to either side of the right of way as may reasonably be required by Grantee in connection with the construction, reconstruction, maintenance, replacement and removal of the pipe lines, valves, cathodic protection and other appurtenances and the right of ingress to and egress from the said right of way across the lands of the Grantor for all purposes useful or convenient in connection with or incidental to the exercise and enjoyment of the rights herein granted.

TO HAVE AND TO HOLD the above-described rights and right of way unto the Grantee, its successors and assigns for as long as Grantor desires to exercise the same, and Grantee may assign the rights and right of way herein granted, either in whole or in part, subject to the terms of this grant.

The pipe, valves, cathodic protection and other appurtenances shall at all times remain the property of Grantee, notwithstanding the same may be annexed or affixed to the freehold, and shall at any time and from time to time be removable, in whole or in part, by Grantee, its successors or assigns.

In the event Grantee permanently abandons the pipe lines, Grantor, at its option, may leave the pipe in place and shall execute and record a conveyance and release of this grant.

Grantor reserves the right to full use and enjoyment of the said premises, except for the purposes herein granted, and agrees that such use and enjoyment shall not hinder, conflict or interfere with the exercise of Grantee's rights hereunder, and that no building, reservoir or structure shall be constructed on the said right of way without Grantee's written consent.

Grantee, insofar as it is practicable so to do shall bury all pipe to a sufficient depth at time of construction so as not to interfere unreasonably with the ordinary cultivation of the right of way and shall restore the surface of the ground, so far as is practicable, to its condition prior to installation of the pipe.

Grantee shall pay Grantor the reasonable amount of actual damages to crops, timber, livestock, fences, buildings, private roads, and other improvements caused by it on said lands in the construction or reconstruction of the pipe line or lines or in the exercise of the right of ingress or egress.

Grantor represents, covenants and warrants that such of the undersigned as are shown on record in said county as owners in fee simple of the lands hereinbefore described are indeed the owners of such fee simple title, subject only to outstanding encumbrances, if any, now on record in said county. This grant shall bind the Grantor to the full extent of the Grantor's interest therein, and if the Grantor shall later acquire a greater interest in said lands this grant shall likewise bind all such after acquired interests.

It is hereby understood that the parties securing this grant on behalf of Grantee are without authority to make any covenant or agreement not herein expressed.

1. Grantee agrees that no above-ground installations or facilities shall be constructed on the above-described right of way.
2. Grantee agrees that no more than one pipeline shall be constructed on the above-described right of way.
3. The pipe line shall be laid below all farm drain-tile lines encountered. All such tile lines which are cut shall be repaired in a good and workmanlike manner, restored on grade, and supported across the pipe line ditch with suitable and adequate supports. Said supports shall extend into the solid ground on either side of the excavation pipe line ditch.
4. Grantee's ingress and egress to and from the said right of way shall be limited to the right of way granted, adjacent work space, and existing farm roads.  
water supply lines, sewer lines,
5. Grantor shall have the right to construct roads, fences, signs and other structures, exclusive of buildings or structures requiring permanent foundations, along, across and within the pipeline right-of-way as long as said construction and use does not hinder, conflict or interfere with the exercise of Grantee's rights hereunder.

11-1-55

My Commission Expires: Feb 7, 1964  
Notary Public for Oregon

*[Signature]*

STATE OF OREGON  
County of Washington  
On the 8th day of March 1962, before me a Notary Public in and for said County and State, personally appeared PEAR KASTRA known to me to be the same person whose name appears on the foregoing instrument as subscribing witness therein and who, being duly sworn, acknowledged to me that he resides at Island in the County of Washington, State of Oregon, and that he knew the person described in and who executed the foregoing instrument and that he was present and witnessed the execution of said instrument by G. MAZZEN and BLANDA M. MAZZEN, husband and wife

WITNESS ACKNOWLEDGMENT

My Commission Expires: Feb 7, 1964  
Notary Public for Oregon

*[Signature]*

STATE OF OREGON  
County of Washington  
On the 8 day of March 1962, before me a Notary Public in and for said County and State, personally appeared CELESTE BOHNIGRAHSEN known to me to be the same person whose name appears on the foregoing instrument as subscribing witness therein and who, being duly sworn, acknowledged to me that she resides at 7275 S.W. Hermosa Way, Tigard in the County of Washington, State of Oregon, and that she knew the person described in and who executed the foregoing instrument and that she was present and witnessed the execution of said instrument by G. MAZZEN and BLANDA M. MAZZEN, husband and wife

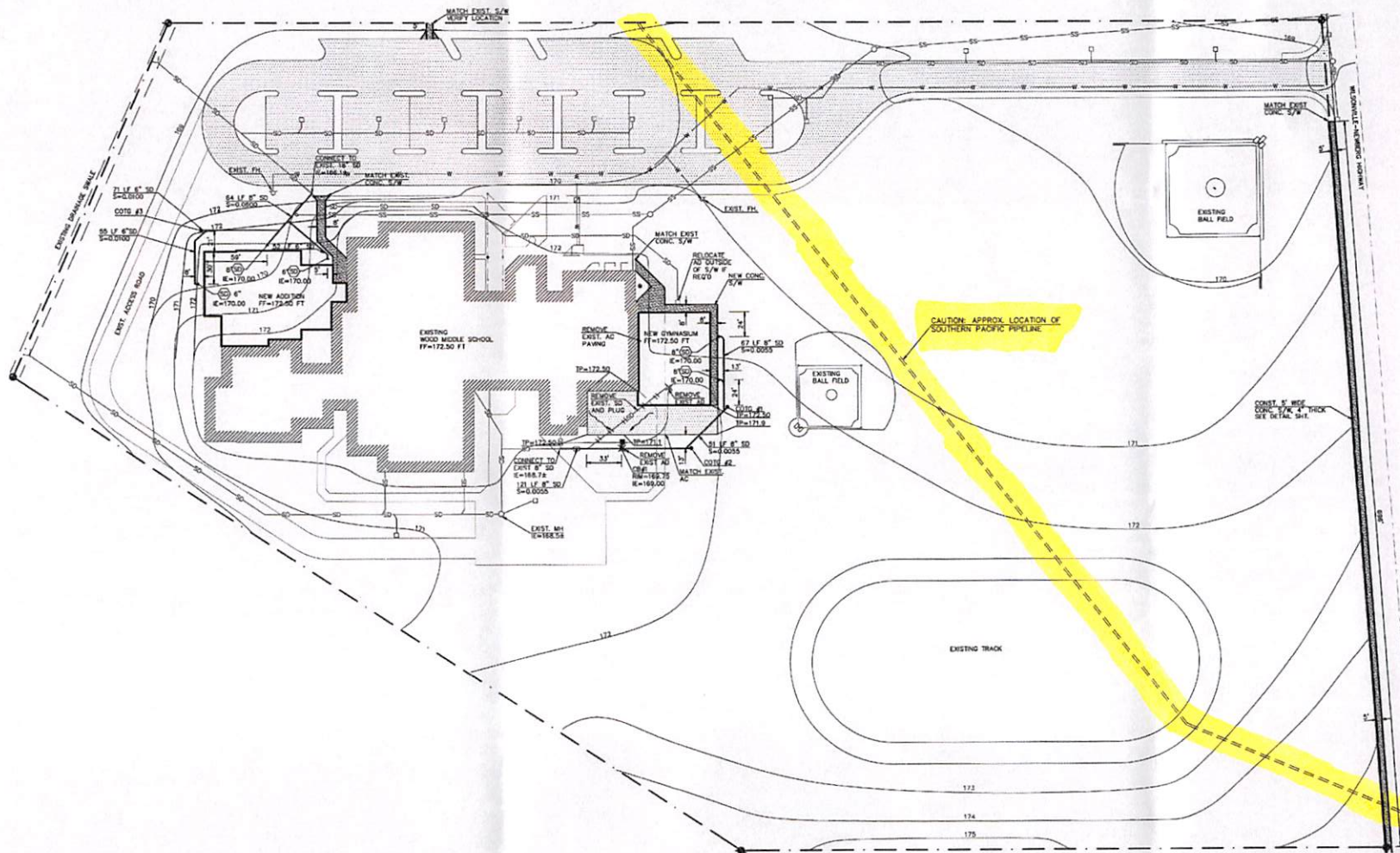
WITNESS ACKNOWLEDGMENT

IN WITNESS WHEREOF, these presents are hereby signed this 2 day of March 1962  
Subscribing Witness  
Subscribing Witness  
Subscribing Witness  
Examined in the presence of:

WOOD  
MIDDLE  
SCHOOL

CLASSROOM/  
GYMNASIUM  
ADDITION

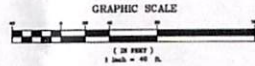
1000 SW  
WILSONVILLE ROAD  
WILSONVILLE, OREGON  
97157



CAUTION: APPROX. LOCATION OF  
SOUTHERN PACIFIC PIPELINE

**LEGEND**

○ CONNECT TO ROOF DRAIN. SIZE AND R AS NOTED.  
SEE MECH. PLANS FOR CONTINUATION.



WEST LINN/  
WILSONVILLE  
SCHOOL  
DISTRICT #017

2010 SCOTTSDALE ROAD  
SUITE 1000, CORVALLIS, OREGON  
97331-3000



707 S.W. Washington St.  
Suite 400  
Portland, Oregon 97208  
503-257-0007

DULL OLSON WEEKS

2000 WASHINGTON ST., SUITE 200  
CORVALLIS, OREGON  
97331-3000  
503-866-0000  
www.dow.com

DATE: 1/20/09  
JOB #: 08001  
JOB BY: DWL  
JOB OF: SITE  
DRAWN BY: DWL  
CHECKED BY: DWL

**SITE PLAN,  
UTILITIES &  
GRADING**

**C2.0**