

**RECORDING REQUESTED BY
AND WHEN RECORDED RETURNED TO:**

**City of Vancouver
Christina Allemang
PO Box 1995
Vancouver, WA 98668-1995**

**Grantor : Clark Community College
Grantee : City of Vancouver, Washington
Abbreviated Legal : #14 U.S. Military Reservation 53.15A
Assessor's Tax Parcel Nos. : 038279929**

AMENDMENT TO INTERLOCAL AGREEMENT

Effective Date: January _____ 2011

**Parties: CLARK COMMUNITY COLLEGE, a
Washington municipal corporation ("the
College")
THE CITY OF VANCOUVER,
WASHINGTON, a Washington municipal
corporation (the "City")**

RECITALS:

- A. The College and the City entered into an Interlocal Agreement dated November 23, 2009, which allowed the City to connect to a Clark Community College transformer in order to provide electrical power to a new crosswalk signal to be constructed by the City. The Interlocal Agreement includes an easement where the City was to install a new conduit and conductors to connect to the transformer.**
- B. The conduit and conductors installed by the City could not be constructed in the easement specified in Exhibits A and C of the Agreement. During construction of the crosswalk signal, the presence of existing subsurface electrical conduits made it necessary to modify the routing of the new conduit from the transformer to the City's Right-Of-Way. The final location of the new conduit does not completely fall within the easement described in Exhibits A and C.**

AGREEMENT:

NOW, THEREFORE, the parties agree as follows:

- 1. The parties agree that the amended utility easement legal description and corresponding drawing (Exhibits A and C, respectively) attached to this Amendment to Interlocal Agreement are the correct legal description and**

drawing.

2. Except as expressly modified hereby, all of the terms and conditions of the Agreement are unmodified and the Agreement remains in full force and effect, subject only to modification above. No other condition to performance has been waived by this Amendment.
3. This Amendment to Interlocal Agreement may be executed simultaneously or in counterparts, each of which shall be deemed an original, but all of which together shall constitute one and the same Amendment.

IN WITNESS THEREOF, the parties have caused this Amendment to Interlocal Agreement to be executed as of the day and year first above written.

CITY OF VANCOUVER,
a Washington municipal corporation




By: SIGNATURE ON FILE
Eric Holmes, City Manager


CLARK COMMUNITY COLLEGE,
a community college organized under
Chapter 28B RCW

By: SIGNATURE ON FILE
Robert K. Knight, President

Attest:

SIGNATURE ON FILE

R. Lloyd Tyler City Clerk

Attest:

SIGNATURE ON FILE

For Clark College

Approved as to form:

SIGNATURE ON FILE

Ted H. Gathe, City Attorney

EXHIBIT "A"
UTILITY EASEMENT

Permanent utility easement for the construction and maintenance of a service cabinet and underground conduit for the Fort Vancouver Way Hawk Pedestrian Signal project, City of Vancouver Project Number 071662, in the Southwest ¼ of Section 23, T2N, R1E, of the Willamette Meridian in Vancouver, Clark County, Washington and being more particularly described as follows;

Beginning at a point on the East Right of Way line of Fort Vancouver Way 50 feet right and opposite when measured at right angle to Engineers Station 23+92.17 of Fort Vancouver Way centerline as described in attached Exhibit "B";

Thence S28°59'08"E a distance of 20.55 feet to a point 70.33 feet right and opposite when measured at right angle to Engineers Station 23+92.17 of said Fort Vancouver Way centerline;

Thence N90°00'00"W a distance of 28.23 feet to a point 84.01 feet right and opposite when measured at right angle to Engineers Station 24+16.86 of said Fort Vancouver Way centerline;

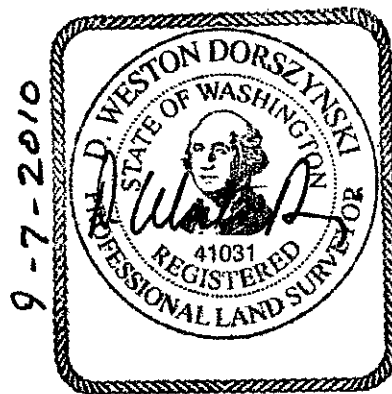
Thence N25°12'41"E a distance of 15.00 feet to a point 75.46 feet right and opposite when measured at right angle to Engineers Station 24+29.03 of said Fort Vancouver Way centerline;

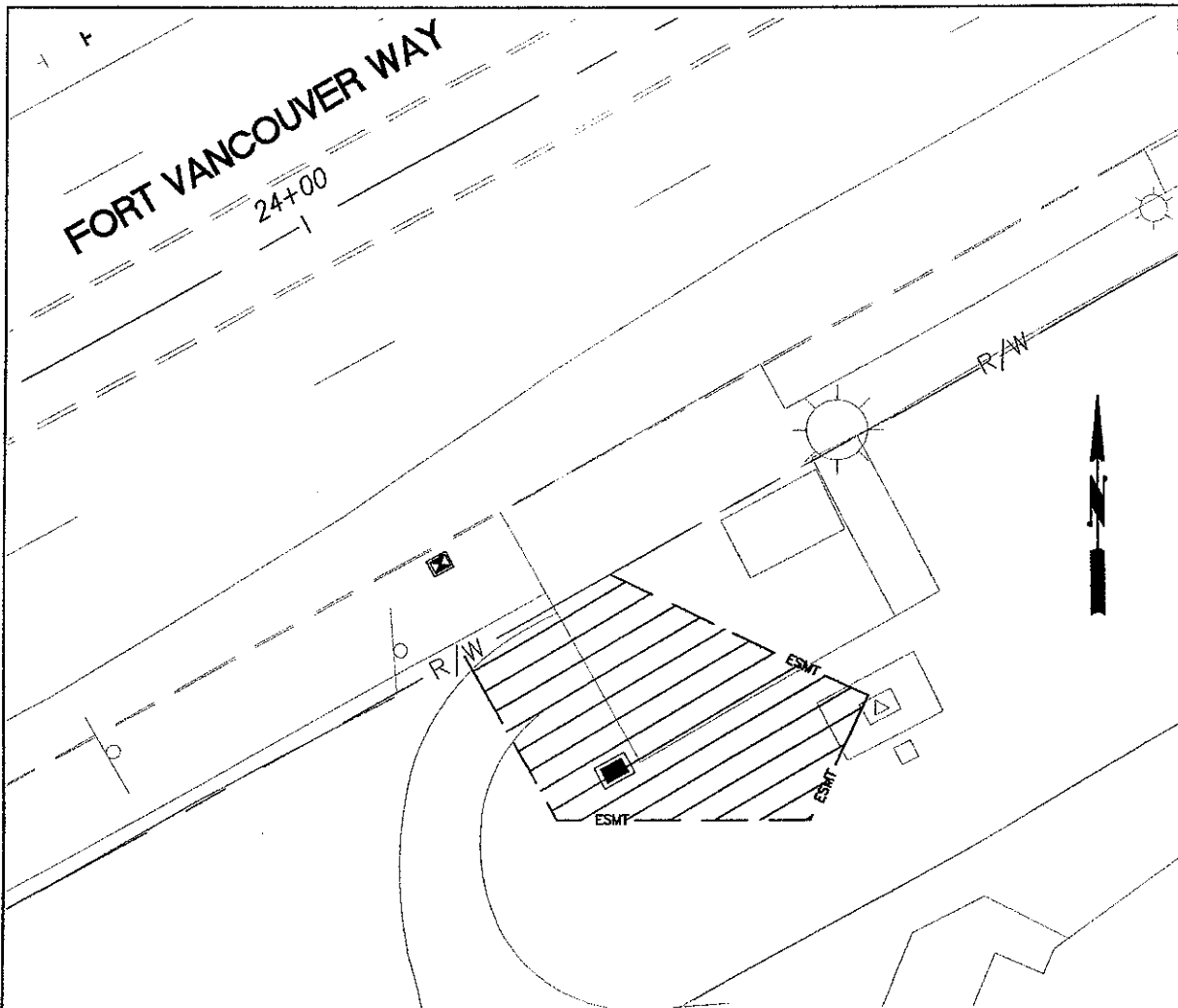
Thence N64°47'19"W a distance of 31.38 feet to a point on the East Right of Way line of said Fort Vancouver Way 50.00 feet right and opposite when measured at right angle to Engineers Station 24+10.67 of said Fort Vancouver Way centerline;

Thence southwest along said Right of Way line 18.49 feet to the point of beginning, all in Vancouver, Clark County, Washington.

Bearings hereon used are based on the Washington State Plane Coordinate System, South Zone, NAD 83 (91).

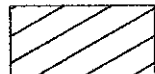
Contains 806 square feet more or less





OWNER: Washington State care of
 Clark College
 1925 Fort Vancouver Way
 Vancouver, Wa 98663
 TAX LOT: #14 U.S. Military Reservation
 53.15A
 SER. NO.: 038279-929
 SE 1/4, SEC 23, T2N, R1E W.M.
 EASEMENT AREA: 552 SQUARE FEET

SCALE:
 1"=20'



EASEMENT
 AREA

EXHIBIT "C"

This exhibit is intended for general location purposes only and does not supercede the written legal description.



CITY OF
 VANCOUVER
 WASHINGTON

FORT VANCOUVER WAY HAWK PEDESTRIAN SIGNAL

City of Vancouver TRANSPORTATION SERVICES