

Court order to restrain group

by MICHAEL P. JONES
Post Correspondent

A court order signed earlier this month will prevent further attempts by the Mt. Hood Natural Resources Coalition to oppose a hydroelectric facility on Minikahda Creek in the Zigzag area.

The order concerns itself with the construction of a micro hydroelectric generating plant, proposed by Paul Sanders of Portland and Zigzag, near the junction of Barlow Trail Road and Lolo Pass.

The Minikahda project was opposed by the coalition at a hearing before the Clackamas County Commission on Feb. 11, when Sanders appealed an earlier denial of his proposed hydro by a hearings officer.

The hearings officer ruled that the project was prohibited by the existing zoning and development ordinance since it was to be constructed on land in excess of 35 percent slope.

Sanders argued through his attorney, Frank Josselson of Portland, that slopes are essential in the generation of power from hydro facilities and that the ordinance was written without the intent of restricting such projects.

The coalition, represented by attorney Edward Sullivan of Portland, requested that the commissioners refuse the applicant's appeal since it was in violation of an existing ordinance.

The commissioners, perhaps fearing a lawsuit, voted to deny the conditional use permit at the time and directed the planning staff to draft an amendment to the ordinance in order to accommodate hydro facilities on such slopes.

Sullivan also said that siting requirements for hydroelectric projects should be established in the county to prevent future problems concerning the location of such facilities. Josselson agreed and a joint citizens committee, comprised of individuals representing both environmental and development concerns (including both attorneys), met and drafted a set of proposed requirements for locating hydro in the county.

On April 12 the slope amendment was approved by the commissioners and a special use permit for Sanders' project was issued.

The Minikahda Creek project was approved based on two sets of conditions the project is required to meet.

The first set relates to ten conditions set forth in the planning staff's Oct. 1 recommendation for the project's approval. These conditions include limiting site excavation to the months of June through September, the protection of a domestic water system located below the project, reseeded exposed soil, and conducting a geological engineering study to identify any instability in the project area.

The second set of conditions Sanders will have to meet is set forth in the April 7 discussion draft of the proposed hydroelectric facility ordinance. The draft contains four pages of requirements in locating hydro facilities.

In exchange the coalition members, including Larry Henderson, a Minikahda Creek property owner, Carol Smith of the Environmental Committee on Suitability, ex-Mt. Hood resident Peg Kaaper, naturalist Arch Diack, and members of the Rhododendron Neighborhood Group, can no longer oppose the project.

Sullivan said that essentially the court order means the coalition members "will not use the mechanism of government to oppose this particular project."

Sullivan said that by agreeing to the terms set forth in the order, Sanders will be held to those standards although no such siting criteria had yet been adopted by the county.

Please turn to Page 7.

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Statement of Condition

CONSOLIDATED REPORT OF CONDITION TO THE SUPERINTENDENT OF BANKS, STATE OF OREGON		STATE BANK NO.	
(Including Domestic Subsidiaries) (Dollar Amounts in Thousands)		71	
LEGAL TITLE OF BANK		FEDERAL RESERVE DISTRICT NO.	
Clackamas County Bank		12	
CITY		CITY OF ORIGIN DATE	
Sandy	Clackamas	Oregon	97055 March 31, 1982
ASSETS			
1. Cash and due from depository institutions		1,443	
2. U.S. Treasury securities		NONE	
3. Obligations of other U.S. Government agencies and corporations		300	
4. Obligations of States and political subdivisions in the United States		2,225	
5. Other bonds, notes, and debentures		NONE	
6. Federal Reserve stock and corporate stock		NONE	
7. Trading account securities		NONE	
8. Federal funds sold and securities purchased under agreements to resell		2,210	
a. Loans, Total (including unearned income)		12,846	
b. Less allowance for possible loan losses		334	
c. Loans, Net		12,512	
9. Lease financing receivables		NONE	
10. Real estate owned other than bank premises		885	
11. Investments in unconsolidated subsidiaries and associated companies		310	
12. Customers' liability to this bank on acceptances outstanding		NONE	
13. Other assets		474	
14. TOTAL ASSETS (sum of items 1 thru 15)		32,163	
LIABILITIES			
17. Demand deposits of individuals, partnerships, and corporations		4,790	
18. Time and savings deposits of individuals, partnerships, and corporations		22,349	
19. Deposits of United States Government		146	
20. Deposits of States and political subdivisions in the United States		553	
21. Deposits of foreign governments and official institutions		NONE	
22. Deposits of commercial banks		NONE	
23. Certified and officers' checks		259	
24. Total deposits (sum of items 17 thru 23)		28,076	
a(1). Total demand deposits		5,275	
a(2). Total time and savings deposits		22,801	
25. Federal funds purchased and securities sold under agreements to repurchase		1,280	
26. a. Interest-bearing demand notes (rate balances) issued to the U.S. Treasury		NONE	
b. Other liabilities for borrowed money		NONE	
27. Mortgage participations and liability for capitalized loans		45	
28. Bank's liability on acceptances executed and outstanding		237	
29. Other liabilities		29	
30. TOTAL LIABILITIES (excluding subordinated notes and debentures) (sum of items 24 thru 29)		29,538	
31. Subordinated notes and debentures		200	
EQUITY CAPITAL			
32. Preferred stock a. No. shares outstanding	NONE	(per value)	NONE
33. Common stock a. No. shares authorized	6,200	b. No. shares outstanding	6,200
34. Surplus			310
35. Undivided profits			1,593
36. Reserve for contingencies and other capital reserves			17,226
37. TOTAL EQUITY CAPITAL (sum of items 32 thru 36)			425
38. TOTAL LIABILITIES AND EQUITY CAPITAL (sum of items 30, 31 and 37)			32,163
MEMORANDA			
1. Amounts outstanding as of report date: a(1). Standby letters of credit, total		218	
a(2). Amount of standby letters of credit to Memo item 1a(1) conveyed to others through participations		NONE	
b. Time certificates of deposit in denominations of \$100,000 or more		439	
c. Other time deposits in amounts of \$100,000 or more		NONE	
2. Average for 30 calendar days (or calendar month) ending with report date:			
a. Cash and due from depository institutions (corresponds to item 1 above)		1,492	
b. Federal funds sold and securities purchased under agreements to resell (corresponds to item 8 above)		17,226	
c. Total loans (corresponds to item 8a above)		12,846	
d. Time certificates of deposit in denominations of \$100,000 or more (corresponds to Memoranda item 1b above)		439	
e. Total deposits (corresponds to item 24 above)		28,076	
f. Federal funds purchased and securities sold under agreements to repurchase (corresponds to item 25 above)		618	
g. Other liabilities for borrowed money (corresponds to item 26b above)		NONE	
h. Total assets (corresponds to item 14 above)		32,163	
NOTE: This report should be signed by an authorized officer and attested by not less than three directors other than the officer, signing the report.			
SIGNATURE OF OFFICER AUTHORIZED TO SIGN REPORT		DATE SIGNED	
s/ Roberta Swan		April 23, 1982	
NAME AND TITLE OF OFFICER AUTHORIZED TO SIGN REPORT		AREA CODE/PREFIX NO.	
Roberta Swan, Sr. Vice President & Cashier		503-668-5501	
SIGNATURE OF DIRECTOR			
s/ Kent Hall		s/ Fred L. Proctor	
s/ Fred L. Proctor		s/ Randy Proctor	
I, _____, Secretary of the State of Oregon, County of Clackamas, do hereby certify that I am not an officer or director of this bank, and I hereby certify that I am not an officer or director of this bank.			
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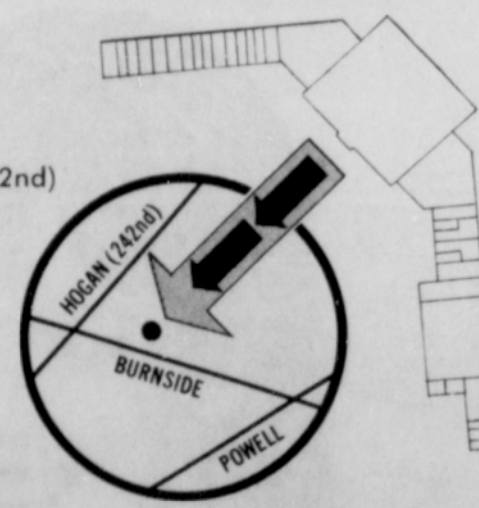
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