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46172

ORDINANCE NO. 4289

AN ORDINANCE VACATING A CERTAIN ALLEY IN
ROSELAWN SUBDIVISION OF BLOCK 70, BUENA
VISTA ADDITION TO KLAMATH FALLS, OREGON.

THE CITY OF KLAMATH FALLS ORDAINS AS FOLLOWS:

SECTION I

That the petition of J. Martin Adams, M. D. and
Elinor M. Adams, for the vacation of an alley in the City of
Klamath Falls, Oregon, hereinafter described, has been duly and
regularly filed with the Police Judge of the City of Klamath
Falls, Oregon, together with the consent of more than two-thirds
of the owners of the property adjoining the above mentioned
alley, and that due proof of the publication of the notice of
presentation of said petition has been filed with the Police
Judge of the City of Klamath Falls showing that such notice has
been duly and regularly published for four successive and
consecutive weeks (five insertions) in the Herald and News,
which is the official newspaper of said city, printed, published
and circulated in the City of Klamath Falls, Oregon, on the
dates as follows: November 10, November 17, November 24,
December 1, and December 8, 1948, and that on December 13,
1948, the date appointed in said notice, at a regular meeting
of the Council of said City of Klamath Falls, said petition
was duly presented to said Council, and that the Council at the
regular meeting on December 13, 1948, fixed and appointed
December 27, 1948, at eight o'clock P.M. in the Council Chambers
as the time and place for hearing said petition and the objections
filed thereto, if any.

SECTION II

That said petition is in due form and sets forth
the description of the alley proposed to be vacated and the
purpose for which the ground is proposed to be used and the

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reasons for such vacation, and there is appended to said
petition as a part thereof and as the basis for such vacation,
and as the basis for the granting of the prayer of the petition,
the consent of the owners in fee simple of more than two-thirds
of the real estate fronting on both sides of the alley which is
proposed to be vacated commencing at a line drawn equidistant
from the termini of the alley proposed to be vacated and extended
along the proposed vacation for the entire length thereof; that
said consent of said owners has been given in writing and is
duly acknowledged before officers duly authorized to take such—
acknowledgements.

SECTION III

That the public interests will not be prejudiced
by the vacation of such alley, and that it will be for the
best interests of the general public that said alley be vacated.

SECTION IV

That the petition for said vacation is approved and
granted, and the alley described as follows, to-wit:

Beginning at the Southwest corner of Lot 17,
Roselawn Subdivision of Block 70, Buena Vista
Addition to Klamath Falls, Oregon; thence
running in a Northerly direction 61.5 feet
along the Easterly line of Lakeview Street
to the true point of beginning; thence running
Easterly at right angles, to the Easterly line
of Lakeview Street, to a point on the Westerly
line of Oregon Avenue; thence running Northwest-
erly along the Westerly line of Oregon Avenue
13.7 feet to a point; thence Westerly to a
point which lies North along the Easterly
line of Lakeview Street 12 feet from the point
of beginning; thence Southerly along the
Easterly line of Lakeview Street to the point
of beginning,

be, and the same is hereby vacated, and title thereto is hereby
vested in the owners of the adjoining property, and the City
of Klamath Falls, Oregon reserves unto itself complete easements
and rights of way for sanitary sewers, storm sewers, water lines
and water mains, and utility pole lines.

Dated this 27th day of December, 1948.

ATTEST:

Police Judge.

Mayor.

EDWIN C. DRISCOLL
ATTORNEY AT LAW
PINE TREE BUILDING
KLAMATH FALLS, ORE.