

NOV 7 9 44 AM 1969

VOY 2761 PAGE 9375

BOARD OF COUNTY COMMISSIONERS

IN AND FOR THE COUNTY OF KLAMATH, STATE OF OREGON

In the Matter of the Vacation of)
a portion of Marshall Avenue, also)
known as United States Forest Service) ORDER.
Road No. 286, located in Section 17,)
Township 28 South, Range 8 East, Willa-)
mette Meridian, Klamath County, Oregon.)

WHEREAS, on the 28th day of March, 1969, a Petition for vacation duly executed by an Officer of Boise Cascade Corporation was filed with the Clerk of Klamath County, Oregon; and

WHEREAS, As reflected by Order of the Board of County Commissioners dated June 4, 1969, proper hearing was had and no adverse interest of the general public was shown, but that it was determined that the Public Utilities Commission of the State of Oregon had not granted a Permit for crossing the railroad at the point of new construction; and

WHEREAS, Said hearing was continued until the 11th day of June, 1969; and

WHEREAS, Said hearing was continued on the 11th day of June, 1969, and the Board of Commissioners was advised that the Public Utilities Commission permit and the necessary agreements had not been reached, and said matter was continued by Order of the Board of Commissioners until June 18, 1969; and

WHEREAS, Said matter was again heard on June 18, 1969, and was continued by Order of the Board of Commissioners until July 2, 1969; and

WHEREAS, On July 2, 1969, the hearing was continued indefinitely until such time as notice was received that the parties had reached an agreement and the Public Utilities Commission permit had been issued; and

WHEREAS, By Order of the Board of County Commissioners dated the 31st day of October, 1969, said hearing was continued until the 5th day of November, 1969; at

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the hour of 10:45 o'clock A.M.; and

WHEREAS, At said time the Board was notified that the Public Utilities Commission permit had been received, and that all of the parties thereto were in agreement, and no adverse interest being shown; and the Board being fully advised, now, therefore,

IT IS HEREBY ORDERED That the certain road described as follows, to-wit:

That portion of Marshall Avenue lying between the easterly intersection of the Southern Pacific Railroad right-of-way with Marshall Avenue and the Easterly boundary of the alleyway in Blocks 11 and 12, Lon Roth, situated in Section 17, Township 28 South, Range 8 East, Willamette Meridian, Klamath County, State of Oregon;

be, and the same is hereby vacated.

Dated this 5th day of November, 1969.

BOARD OF COUNTY COMMISSIONERS

By *[Signature]*
Chairman of the Board.

Commissioner.

[Signature]
Commissioner.

STATE OF OREGON,
County of Klamath

Filed for record at request of

[Signature]

on this 7th day of Nov, A.D. 1969

at 9:59 o'clock A. M. and day

recorded in Vol. 1769 of Deeds

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Wm D. MILNE, County Clerk

By *[Signature]* Deputy

Fee \$5.00