

BOARD OF COUNTY COMMISSIONERS

IN AND FOR THE COUNTY OF KLAMATH, STATE OF OREGON

Oct 21 8 53 AM 1970

In the Matter of the Vacation)
of a Portion of the Old Lake of the) ORDER.
Woods County Road Traversing through)
the S½ Section 17, Township 36 South,)
Range 6 E., W.M., Klamath County,)
Oregon.)

WHEREAS, On the 3rd day of September, 1970, the Board of Commissioners of Klamath County, Oregon, did on its own motion and pursuant to the provisions of ORS 368.565, declare its intention to vacate a portion of the Old Lake of the Woods County Road Traversing through the S½ Section 17, Township 36 South, Range 6 E., W.M., Klamath County, Oregon; and

WHEREAS, The Board of County Commissioners did refer such matter to the County Engineer for his report, which said report approved vacation of said portion of road; and

WHEREAS, The Affidavit of Earl E. Kessler has proved that proper Notice of the Resolution to vacate and the hearing thereon was posted on the bulletin board at the place of meeting of the Board of Commissioners and at three public places in the vicinity of the road to be vacated; and

WHEREAS, The Board of County Commissioners did set the public hearing on the proposed vacation for the hour of 10:30 o'clock A.M., in the Board of Commissioners' Hearing Room, Courthouse, Klamath Falls, Klamath County, Oregon, on the 7th day of October, 1970; and that said Notices were so posted on the 4th day of September, 1970, which said posting was more than 30 days prior to the time set for hearing; and

WHEREAS, The hearing was held at 10:30 o'clock A.M. on the 7th day of October, 1970, at which time it was determined that said road was not generally used by the public; that it appears that said road serves no one; that other more modern roads have replaced the road proposed to be

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vacated, and are being maintained, which furnish access to the terminals of said road; that the said road has not been maintained by the County and is burdensome, and would be burdensome to maintain; that the general public would be benefitted if said road were vacated; now, therefore,

IT IS HEREBY ORDERED That the County Road more particularly described as follows, to-wit:

That portion of the Old Lake of the Woods County Road across the S $\frac{1}{2}$ of Section 17, Township 36 South, Range 6 E., W.M., lying between the Southerly right of way line of the present State Highway 140 and the South line of said Section 17,

be and the same is hereby vacated.

Dated this 7th day of October, 1970.

BOARD OF COUNTY COMMISSIONERS

By Henry C. Stetson
Chairman of the Board.

Edley Clark
Commissioner.

STATE OF OREGON; COUNTY OF KLAMATH, ss.

Filed for record at request of Klamath County

this 21 day of October A. D. 19 70 at 8:58 clock A.M.

duly recorded in Vol. M70, of Deeds on Page 9383

No Fee By Wm D. MILNE, County Clerk

Det.
Det. Journal?
Commissioner

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VS-112 Rev. 2-67

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this 21st