

BEFORE THE BOARD OF DIRECTORS

OF

KLAMATH IRRIGATION DISTRICT

In the Matter of the Petition : ORDER EXCLUDING LANDS
of LLOYD DAY and MARIE DAY :

This matter having come on to be heard this 7th day of July, 1972, at the hour of 10:00 a.m., before the Board of Directors of Klamath Irrigation District at the office of said Board at 6640 K.I.D. Lane, Klamath Falls, Oregon, upon the Petition of Lloyd Day and Marie Day for the exclusion of the lands hereafter described from the Klamath Irrigation District pursuant to the provisions of ORS 545.602 to 545.620, this being the time and place heretofore set by said Board for the Hearing on said Petition, and said Board proceeding to hear said Petition finds as follows:

1.

That on June 2, 1972, said Lloyd Day and Marie Day filed with the Board of Directors their duly verified Petition praying that their lands consisting of a total of 10.00 acres, more or less, in Klamath County, State of Oregon, which said lands are in this Order hereinafter more particularly described, be excluded from Klamath Irrigation District pursuant to the provisions of ORS 545.602 to 545.620.

2.

That said Petitioners did tender to the Klamath Irrigation District with said Petition the sum of \$1,425.00, which said sum was determined by said Board of Directors to be amount provided and required by ORS 545.613.

3.

That the Secretary of the Board of Directors of Klamath Irrigation District caused Notice of the filing of said Petition to be duly published once a week for two weeks in the Herald and News, a newspaper of general circulation published in Klamath County, the County where the Board of Directors of Klamath Irrigation District is situated. That the Notice stated the filing of the Petition, the name of the Petitioners, a description of the lands mentioned in the Petition, and the Prayer of the Petitioners, and Notified all Persons

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Pety 6
GANDON, GORDON
& BISEMORE
ATTORNEYS AT LAW
828 MAIN STREET
KLAMATH FALLS, ORE.
97601

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1 interested in, or who may be affected by such change of the boundaries of the
 2 District to appear at the office of the Board at 6640 K.I.D.L. ave, Klamath
 3 Falls, Oregon, 97601, at 10:00 a.m. on July 7, 1972, and show cause in
 4 writing, if any they have, why the change in boundaries proposed in the Peti-
 5 tion should not be made. That the time so specified in said Notice at which
 6 they were required to show cause was the regular Meeting of the Board next
 7 after the expiration of the time for the publication of said Notice.

8 4.

9 That the Board of Directors of Klamath Irrigation District at said time
 10 and place mentioned in said Notice heard the said Petition and all evidence
 11 or proofs that were introduced by and on behalf of the Petitioners.

12 5.

13 That no person, firm or corporation, whomsoever or whatsoever made,
 14 presented or filed any objections to the granting of said Petition.

15 6.

16 That there were no outstanding bonds of the District at the time of the
 17 filing of said Petition or at any time subsequent thereto.

18 7.

19 That the Secretary of the Interior through the Manager of the Klamath
 20 Irrigation Project, Bureau of Reclamation, has assented in writing to such
 21 exclusion.

22 8.

23 The Board of Directors of Klamath Irrigation District finds and deems it
 24 for the best interests of said District that the lands mentioned in said Peti-
 25 tion, which said lands are hereinafter more particularly described, be
 26 excluded from said Klamath Irrigation District, and the Board of Directors
 27 now being fully advised in the premises,

28 It is hereby ORDERED and RESOLVED as follows:

29 1.

30 That said lands, which are more particularly described as follows, to-wit:

31 The S~~1~~⁴S~~1~~⁴SE~~1~~⁴ of Section 11, Twp. 39 S. R. 9 E.W.M.,
 32 Klamath County, Oregon, containing 10 acres, more or
 less, which are entered in the assessment book by the

County Assessor as follows:

Code 6, Tax Lot No. 3909-1144-3000, containing 5 Acres, more or less, and

Code 6, Tax Lot No. 3909-1144-3100, containing 5 acres, more or less,

be and they hereby are excluded from Klamath Irrigation District and the Boundaries of the District are hereby changed to eliminate said lands.

II.

That a certified copy of these Minutes of the Board excluding the above described land, certified by the Secretary of the Board shall be filed for record in the County Clerk's office of Klamath County, Oregon as required by ORS 545.614.

Done at the regular Meeting of the Board of Directors of Klamath Irrigation District held July 7, 1972.

John A. Marshall
William J. Rogers
W. Barn

I, John L. Stewart, Jr., hereby certify that the foregoing is a full true and correct copy of order duly made and adopted by Board of Directors of Klamath Irrigation District at the regular meeting of said Board held on July 7, 1972 at 10 o'clock A.M., and of the whole thereof.

WITNESS my official hand and the seal of said Klamath Irrigation District this 7th day of July, 1972.

John L. Stewart, Jr.
Secretary of Klamath Irrigation District

STATE OF OREGON; COUNTY OF KLAMATH; ss.

Filed for record at request of KLAMATH IRRIGATION DISTRICT

this 10th day of JULY A.D. 19 72 at 11:12 o'clock A.M., and
duly recorded in Vol. M. 72, of DEEDS on Page 7456

FEE \$6.00

Wm D. MILNE, County Clerk

By *Hazel Drayal*

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GANONG, GORDON
& BIBEMORE
ATTORNEYS AT LAW
330 MAIN STREET
KLAMATH FALLS, ORE.
97601