

BEFORE THE BOARD OF DIRECTORS
OF
KLAMATH IRRIGATION DISTRICT

In the Matter of the Petition

of WASHBURN ENTERPRISES, INC., an
Oregon corporation; HARRY R. WAGGONER;
NORMA E. WAGGONER; DORMAN A. TURNER;
ARLENE I. TURNER; RAY BYRNES; IRENE
BYRNES; ORRIN L. STUEMPGES; SHIRLEY A.
STUEMPGES; and ORE-CAL GENERAL WHOLESALE,
INC., an Oregon corporation.

ORDER EXCLUDING LANDS

This matter having come on to be heard this 2nd day of March, 1973, 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 Washburn Enterprises, Inc., an Oregon corporation; Harry R. Waggoner; Norma E. Waggoner; Dorman A. Turner; Arlene I. Turner; Ray Byrnes; Irene Byrnes; Orrin L. Stuempges; Shirley A. Stuempges; and Ore-Cal General Wholesale, Inc., an Oregon corporation, 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 February 2, 1973, said Petitioners filed with the Board of Directors their duly verified Petition praying that their lands consisting of 4.47 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 \$648.15, which said sum was determined by said Board of Directors to be the amount provided and required by ORS 545.613.

3.

That the Secretary of the Board of Directors of Klamath Irrigation

Order - Page 1

ANDRE BIREMORE
CLERK
ATTEST BY LAW
600 MAIN STREET
KLAMATH FALLS, ORE.
1973

MAR 5 9 34 AM 1973

1 District caused Notice of the filing of said Petition to be duly published
2 once a week for two weeks in the Herald and News, a newspaper of general
3 circulation published in Klamath County, the County where the Board of
4 Directors of Klamath Irrigation District is situated. That the Notice stated
5 the filing of the Petition, the name of Petitioners, a description of the
6 lands mentioned in the Petition, and the Prayer of the Petitioners, and
7 Notified all Persons interested in, or who may be affected by such change of
8 the boundaries of the District to appear at the office of the Board at
9 6640 K.I.D. Lane, Klamath Falls, Oregon 97601, at 10:00 a.m. on March 2, 1973,
10 and show cause in writing, if any they have, why the change in boundaries
11 proposed in the Petition should not be made. That the time so specified in
12 said Notice at which they were required to show cause was the regular Meeting
13 of the Board next after the expiration of the time for the publication of said
14 Notice.

15 4.

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

19 5.

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

22 6.

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

25 7.

26 That the Secretary of the Interior through the Manager of the Klamath
27 Irrigation Project, Bureau of Reclamation, has assented in writing to such
28 exclusion.

29 8.

30 The Board of Directors of Klamath Irrigation District finds and deems it
31 for the best interests of said District that the lands mentioned in said
32 Petition, which said lands are hereinafter more particularly described, be

Order - Page 2

excluded from said Klamath Irrigation District, and the Board of Directors now being fully advised in the premises,

It is hereby ORDERED and RESOLVED as follows:

I

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

South 50.90 feet of Lot 3, Block 4, ALTAMONT ACRES, THIRD ADDITION, containing 0.38 acres, more or less.

Lot 4, Block 4, ALTAMONT ACRES, THIRD ADDITION, containing 1.10 acres, more or less.

Lot 5, Block 4, ALTAMONT ACRES, THIRD ADDITION, containing 1.10 acres, more or less.

Lot 6, Block 4, ALTAMONT ACRES, THIRD ADDITION, containing 1.10 acres, more or less.

North 100.05 feet of Lot 7, Block 4, ALTAMONT ACRES, THIRD ADDITION, containing 0.79 acres, more or less.

All in Section 10, Township 49 S.R. 9 E.W.M., Klamath County, Oregon,

which are entered in the Assessment Book by the Klamath County Assessor as Code 24, Tax Lot 3909-1023-100 -

containing a total of 4.47 acres, more or less, as shown in the records of Klamath County, State of Oregon, 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 March 2, 1973.

John A. Marshall
William T. Rogers
L. B. Ben

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 March 2, 1973 at 10 o'clock A.M., and of the whole thereof.
Order WITNESS my official hand and the seal of said Klamath Irrigation District this 2nd day of March, 1973.

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



2255

STATE OF OREGON,
County of Klamath
Filed for record at request of

Ganong, Sisemore & Aamsky
in this 5 day of March A.D. 1973
at 9:54 o'clock AM, and
recorded on vol. M73 of Deeds
page 2252
Wm D. MILNE, County Clerk
By Capitol Building Report
Fee \$8.00