

83068

Vol. <sup>11</sup> 23 Page 14527

BOARD OF COUNTY COMMISSIONERS

In and For the County of Klamath, State of Oregon

IN THE MATTER OF THE  
APPLICATION FOR CHANGE  
OF ZONE NUMBER 73-69 BY  
C. E. AND VERA DUNN

O R D E R

UCL 30 2 13 PM 1973

This matter having come on for hearing upon the application of C. E. and Vera Dunn for a change of zone, said change application being numbered Zone Change 73-69 and said application having been heretofore recommended from A (Agriculture) zone to RA (Residential Agriculture) zone by the Klamath County Planning Commission, a description of the real property referred to in said application being marked Exhibit A, attached hereto and by reference made a part hereof, and a public hearing on said application having been regularly held on October 1, 1973 before said Board of Commissioners, and the Board of Commissioners having heard and examined the statements and evidence both oral and documentary by the applicant, interested parties, the Planning Commission and Planning Department introduced at said public hearing, and the Board of Commissioners finding, as required by Ordinance No. 17, the same being the Klamath County Zoning Ordinance:

1. That the applicant has provided specific information showing that there exists a public need for said zone change and further that said real property is best suited of available land to meet said need; and
2. The property affected by the change of zone is adequate in size and shape to facilitate those uses normally allowed in conjunction with such zoning; and
3. The property affected by the proposed change of zone is properly related to streets and highways to adequately serve the type of traffic generated by such uses that may be permitted therein, providing the applicant vacates road easements shown on Exhibit B, attached hereto and by reference made a part hereof, and subdivides said real property, including the creation and improvement of such roads as the Planning Commission may

require; and

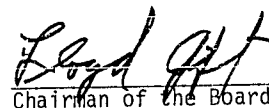
4. The proposed change of zone will have no adverse effect on any property or the permitted uses thereof, within a seven hundred (700) foot radius excluding highways and rights-of-way; and

5. That the proposed change of zone is in keeping with any land use plans duly adopted and does, in effect, represent the highest, best and most appropriate use of the land affected; and

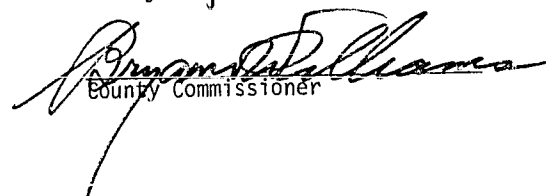
6. That the application is consistent with Klamath County adopted Comprehensive Land Use Plan maps and text.

NOW, THEREFORE, IT IS HEREBY ORDERED That the application of C. E. and Vera Dunn for a change of zone from A (Agriculture) zone to RA (Residential Agriculture) zone, a particular description of the real property referred to in said application being marked Exhibit A, attached hereto and by reference made a part hereof, said change application being numbered Zone Change 73-69 is hereby approved with the condition that the applicant vacates road easements shown on Exhibit B, attached hereto and by reference made a part hereof, and subdivides said real property, including the creation and improvement of such roads as the Planning Commission may require.

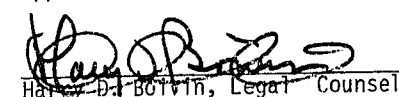
DONE AND DATED THIS 30<sup>th</sup> day of October 1973.

  
Chairman of the Board

  
County Commissioner

  
County Commissioner

Approved as to form

  
Harry D. Botwin, Legal Counsel

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EXHIBIT A  
LEGAL DESCRIPTION  
ZONE CHANGE 73-69

Following is a legal description for the property in zone change request No. 73-69, DUNN:

The following described real property in Klamath County, Oregon:

A parcel of land in the SE 1/4 of the NW 1/4 of Section 9, Township 39 South, Range 10 East of the Willamette Meridian, more particularly described as follows:

Beginning at a point which is S 88°58' E a distance of 30.0 feet and N 0°06' E a distance of 30.0 feet from the Southwest corner of said SE 1/4 of the NW 1/4, said point also being on the East right-of-way line of Pine Grove Road; thence N 0°06' E along said East line a distance of 1263.84 feet; thence leaving said East line, and running S 89°18' E a distance of 297.2 feet; thence S 0°06' W a distance of 1063.20 feet; thence S 89°03' E a distance of 297.2 feet; thence S 0°36' W a distance of 201.50 feet; thence N 88°58' W a distance of 594.4 feet to the point of beginning.

STATE OF OREGON,  
County of Klamath

Filed for record at request of

KLAMATH COUNTY BOARD OF COMMISSIONERS

on this 30th day of OCTOBER A.D. 19 73

at 2:13 o'clock P.M. and duly

recorded in Vol. M 73 of DEEDS

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Wm D. MILNE, County Clerk

By *Hazel Day* Deputy

Per *Hazel Day*