

96203

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BOARD OF COUNTY COMMISSIONERS

In and For the County of Klamath, State of Oregon

IN THE MATTER OF THE )  
APPLICATION FOR ZONE )  
CORRECTION NO. 74-71 )  
BY ELMER JACOBS )

O R D E R

RECEIVED JAN 2 1975  
11:25 am

This matter having come on for hearing upon the application of Elmer Jacobs, said change application being numbered Zone Correction 74-71 and said application having been heretofore recommended from F (Forestry) zone to MHP (Mobile Home Park) 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 November 26, 1974, before the Board of Commissioners and it appearing to said Board of Commissioners from the testimony, reports, and information produced at said hearing by the applicant, the Planning Commission and Planning Department, that the application should be granted, the Board of Commissioners makes the following findings of fact:

1. The applicant testified his property, consisting of approximately 14.4 acres and located approximately one-half mile south of Bly, Oregon, had been improved with the intent of operating a mobile home park.
2. The applicant produced evidence showing conveyance of the property to him, a copy of the water well report, and a well driller's report proving installation of a central 10" well system with 8" casing, a 2 hp pump and a 120-gallon tank, all accomplished prior to the adoption of county-wide zoning on December 7, 1972, and with the intent and purpose of establishing a mobile home park on applicant's property.

ORDER: ZONE CORRECTION 74-71  
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3. Through an error or mistake, confirmed by the Klamath County Planning Director, the subject property had not been properly zoned for the existing use on the Klamath County zoning map.

Based upon the above findings of fact, the Board reaches the following conclusions of law:

1. The Planning Commission acted properly in recommending to the Board of Commissioners a correction from F (Forestry) zone to MHP (Mobile Home Park) zone on the applicant's property.

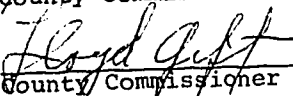
2. There was a mapping error and the zoning map, as originally adopted, should have shown the Mobile Home Park zone on the applicant's property.

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

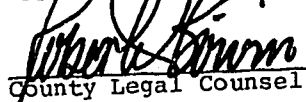
NOW, THEREFORE, IT IS HEREBY ORDERED that the application of Elmer Jacobs for a zone correction from F (Forestry) zone to MHP (Mobile Home Park) zone, a particular description of the real property referred to in said application being marked Exhibit A, attached hereto and by reference made a part hereof, said change application being numbered Zone Correction 74-71 is hereby approved because of a mapping error.

DONE AND DATED THIS 31st day of December 1974.

  
Chairman of the Board

County Commissioner  
  
County Commissioner

Approved as to form

  
County Legal Counsel

ELMER JACOBS

EXHIBIT A  
LEGAL DESCRIPTION

ZONE CHANGE 74-71

An approximate 14.4 acres of land located on the NW side of Keno Springs Rd where it intersects Gerber Rd, and more particularly described as

A parcel of land lying in the S $\frac{1}{4}$ SW $\frac{1}{4}$  of Section 3, Township 37 South, Range 14 East of the Willamette Meridian described as follows:

Beginning at the NW corner of the SW quarter of the SW quarter of Section 3, Township 37 South, Range 14 E.W.M.; thence South along the West section line of Section 3, 300 feet; thence East 1973.25 feet to the West right of way line of a county road; thence Northerly along said right of way line as follows:

North 54°51' East 50 feet; North 43°07' East 83 feet and North 31°42' East 247.66 feet to the North line of the South half of the Southwest quarter of said Section 3; thence West along said North line 2201 feet to the point of beginning, containing 14.49 acres.

KLAMATH COUNTY, ORE.

THIS CONVEYANCE is further subject to the express conditions restricting the use of the property as more fully set forth in Volume M-70 at page 4595 of the Klamath County Deed Records.

STATE OF OREGON; COUNTY OF KLAMATH; ss.

Filed for record at request of KLAMATH COUNTY BOARD OF COMMISSIONERS

this 2nd day of JANUARY A.D. 1975 at 11:25 AM. and,

duly recorded in Vol. M 75, of DEEDS on Page 16

NO FEE

W. D. WILNE, County Clerk

*Hazel Dragic*