

ORDINANCE NO. 5753**Original**

AN ORDINANCE VACATING PORTIONS OF ALANDALE AND APPLEWOOD STREETS BETWEEN EBERLEIN AVENUE AND OLD ORCHARD MANOR, ALL IN THE CITY OF KLAMATH FALLS, OREGON. ~~AND DECLARING AN EMERGENCY.~~ *REV*

WHEREAS, on April 6, 1970, pursuant to Resolution No. 1797, the Common Council of the City of Klamath Falls, Oregon, held a public hearing on a proposal to vacate those portions of Alandale and Applewood Streets between Eberlein Avenue and Old Orchard Manor, all in the City of Klamath Falls, Oregon; and

WHEREAS, the Common Council of the City of Klamath Falls has determined that it is to the best interest of the City that said streets be vacated; therefore

THE CITY OF KLAMATH FALLS ORDAINS AS FOLLOWS:

Section 1.

Those portions of Alandale and Applewood Streets described below as parcels 1 and 2 respectively be, and the same are hereby vacated.

Parcel 1.

A portion of Tract 1 as described in a Warranty Deed from Alfred D. Collier and Ethel F. Collier to Klamath County, recorded in Volume 137, page 542 of Deeds, on file in the Office of the Clerk of Klamath County, Oregon and more particularly described as follows: Beginning at a point on the northerly right-of-way line of Eberlein Avenue which lies South $0^{\circ} 28'$ East along the centerline of Washburn Way a distance of 1223.7 feet and North $89^{\circ} 16'$ East a distance of 235 feet from the $\frac{1}{4}$ section corner common to Sections 33 and 34, Twp38S, R9E, W.M. in Klamath County, Oregon, and running thence; North $0^{\circ} 28'$ West parallel to the centerline of Washburn Way a distance of 290.0 feet to a point; said point being the S.E. corner of Lot 30, "Old Orchard Manor" Addition, Klamath County, Oregon; thence North $89^{\circ} 16'$ East a distance of 60.0 feet to a point; said point being the S.W. corner of Lot 31 of said "Old Orchard Manor" Addition; thence South $0^{\circ} 28'$ East parallel to the centerline of Washburn Way a distance of 290.0 feet to a point on the northerly right-of-way line of Eberlein Avenue; thence South $89^{\circ} 16'$ West along the northerly right-of-way line of Eberlein Avenue a distance of 60 feet to the point of beginning and containing 0.40 acres more or less.

Parcel 2.

A portion of Tract 2 as described in a Warranty Deed from Alfred D. Collier and Ethel F. Collier to Klamath County, recorded in Volume 137, page 542 of Deeds, on file in the Office of the Clerk of Klamath County, Oregon and more particularly described as follows: Beginning at a point on the northerly right-of-way line of Eberlein Avenue, which lies South $0^{\circ} 28'$ East along the centerline of Washburn Way, a distance of 1223.7 feet and North $89^{\circ} 16'$ East, a distance of 495 feet from the $\frac{1}{4}$ section corner common to Sections 33 and 34, Twp38S, R9E, W.M. in Klamath County, Oregon and running thence North $0^{\circ} 28'$ West parallel to the centerline of Washburn Way a distance of 260 feet to a point; said point being South $0^{\circ} 28'$ East, a distance of 30.0 feet from the S.E. corner of lot 60, of "Old Orchard Manor" Addition, Klamath County, Oregon; thence running North $89^{\circ} 16'$ East, a distance of 60.0'

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to a point on the southerly line of Wantland Avenue; thence South 0° 28' East parallel to the centerline of Washburn Way, a distance of 260 feet to a point on the northerly right-of-way line of Eberlein Avenue; thence South 89° 16' West along the northerly right-of-way line of Eberlein Avenue, a distance of 60.0' to the point of beginning, and containing 0.36 acres more or less.

~~Section 2.~~

~~Time being of the essence, an emergency is declared to exist, and this ordinance shall be in full force and effect from and after its passage and its approval by the Mayor.~~

Passed by the Common Council of the City of Klamath Falls, Oregon, this 4th day of May, 1970.

Presented to the Mayor and by him approved and signed this 4th day of May, 1970.

Robert Elliott
Mayor

ATTEST:

Rosie Keller
Recorder

STATE OF OREGON,
COUNTY OF KLAMATH, ss.
CITY OF KLAMATH FALLS.

I, Rosie Keller, Recorder for the City of Klamath Falls, Oregon, do hereby certify that the above and foregoing is a true and correct copy of an Ordinance duly adopted by the Common Council of the City of Klamath Falls, Oregon at the regular meeting held on the 4th day of May, 1970, and thereafter approved and signed by the Mayor and attested by the Recorder.

Rosie Keller
Recorder

After recording.
Return to
City Hall.
Attn: Donna N.

STATE OF OREGON; COUNTY OF KLAMATH; ss.

Filed for record at request of _____
this 15th day of June A.D. 1981 at 2:49 o'clock P.M.,
duly recorded in Vol. MB1, of Deeds on a 10663

Fee \$7.00

By Evelyn Biehn County Clerk