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Vol. 180 Page 8281

BEFORE THE COUNTY COMMISSION OF KLAMATH COUNTY, OREGON
ORDER GRANTING VACATION
ROAD IN RUSSELL ACRES
SECTION 21, T39S, R9EWM, KLAMATH COUNTY, OREGON

THIS MATTER coming before the Klamath County Board of Commissioners upon petitioners' Lowell L. Brandt, Lynn L. Brandt, W. H. Owens, Ruth Owens and United States Bureau of Reclamation petition filed previously herein in which said petition requested a vacation of Road in Russell Acres, Section 21, Township 39 South, Range 6 East, Willamette Meridian, Klamath County, Oregon.

It appearing that said petition contains all the information required by ORS 368.341(3) and that Earl Kessler, Klamath County Engineer, filed herein a written report containing assessment that the requested vacation of the above streets is in the public interest, said report referred to under ORS 368.351(1), and

It further being determined that Lowell L. Brandt, Lynn L. Brandt, W. H. Owens, Ruth Owens and United States Bureau of Reclamation, whose acknowledged signatures are found on the petition filed herein, constitute 100% of the property abutting to the roadways proposed to be vacated, now therefore,
IT IS HEREBY DETERMINED that a vacation is hereby granted without hearing as set forth in ORS 368.341, and

IT IS FURTHER ORDERED that the following-described real property known as Road in Russell Acres, and the same hereby are, vacated, to-wit:

The County Road shown in the plat of Russell Acres, recorded in Klamath County, Oregon, more particularly described as follows:

Beginning at the Southeast corner of Lot 12, Russell Acres; thence North along the Easterly boundary of Lots 12 and 13, 393 feet to the Northeast corner of Lot 13; thence along the boundary of the irrigation canal to the Northwest corner of Lot 14, Russell Acres; thence South along the Westerly boundary of Lot 14, 382.3 feet to the Southwest corner of Lot 14; thence South 88°42' West along the Northerly boundary of the County Road 60 feet to the point of beginning.

DATED this 8 day of May, 1986.

Tom R. Rasmussen
County Commissioner

Out of Office Today
County Commissioner

Carol Ann Beckett
County Commissioner

Order Granting Vacation.

WILLIAM L. SISEMORE
Attorney at Law
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W. H. C.
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Klamath County ~ Public Works Department

VETERANS MEMORIAL BUILDING — 503-882-2501 — KLAMATH FALLS, OREGON 97601

May 5, 1986

ENGINEERS REPORT

VACATION OF UNNAMED ROAD IN THE PLAT OF RUSSELL ACRES

TOWNSHIP 39 SOUTH, RANGE 9 EAST, W.M., SECTION 21, KLAMATH COUNTY, OREGON

This report is made in response to your Order No. 212 dated May 1, 1986 and the petition of Lowell and Lynn Brandt, W. H. & Ruth Owens and the United States Bureau of Reclamation for the vacation of an unnamed road in the Plat of Russell Acres.

Attached is an Assessor's map showing the unnamed road requested to be vacated shaded in red. The ownership is as follows:

- 1) Tax Lot 500 - Lowell L. and Lynn L. Brandt
- 2) Tax Lot 600 - W. H. and Ruth Owens
- 3) Lost River Diversion Channel - United States Bureau of Reclamation

The road requested to be vacated is not constructed and is being utilized as a pasture by Mr. Brandt. Lot 13 of Mr. Brandt's ownership will be the only lot that does not have access to a public road if the vacation is granted.

The petition for the vacation of an unnamed road described on attached Exhibit "A" has signatures of 100% of the property owners representing 100% of the property abutting said unnamed road.

The unnamed road has been utilized as a pasture and never been open to the public for travel. The vacation of the unnamed road would be in the best interest of the public.

I hereby recommend that the Board of Commissioners grant the vacation of the unnamed road described in attached Exhibit "A".

A handwritten signature in cursive script, reading "Earl E. Kessler".

Earl E. Kessler
Director of Public Works

EXHIBIT 'A'

An unnamed road in the Plat of Russell Acres, a recorded subdivision in Klamath County, Oregon; more particularly described as follows:

Beginning at the Southeast corner of Lot 12, Russell Acres; thence North along the Easterly boundary of Lots 12 and 13, 393.0 feet to the Northeast corner of Lot 13; thence Easterly along the boundary of the Lost River Diversion Canal to the Northwest corner of Lot 14, Russell Acres; thence South along the Westerly boundary of Lot 14, 382.3 feet to the Southwest corner of Lot 14; thence South 88°42' West along the Northerly boundary of the County Road sixty (60) feet to the point of beginning.

STATE OF OREGON: COUNTY OF KLAMATH: ss.

Filed for record at request of _____ the 14th day
of May A.D., 19 86 at 3:02 o'clock P M., and duly recorded in Vol. M86,
of Deeds on Page 8281.

FEE \$13.00

Evelyn Biehn, County Clerk
By *Ram Smith*

Return: Commissioner's Journal