

## BEFORE THE HEARINGS OFFICER OF KLAMATH COUNTY, OREGON

In the Matter of the citation	)	Violation Case No. 60-86
against DUANE BARSTAD.	)	ADDITIONAL FINDINGS OF FACT
	)	AND MODIFICATION OF ORDER

At the October 20, 1988 continued hearing of this matter, the Deputy County Hearings Officer Michael C. Miller received testimony which resulted in Finding of Fact No. 1 set out in the October 21, 1988 Order in this case. The Deputy County Hearings Officer has subsequently learned, via letter from the respondent, that the Finding of Fact No. 1 is incorrect. Additionally, a November 1, 1988 letter from the Klamath County Planning Department was also received. After considering the additional evidence, the Deputy County Hearings Officer finds and concludes as follows:

1. Finding of Fact No. 1 of the October 21, 1988 Order in this matter is modified to add the additional language, "Respondent did, however, contact the County Commissioners to request a vacation of a portion of the highway right-of-way. Said request is currently pending."

2. Based on the modified Finding of Fact as set out in paragraph 1 above, paragraph 2 of the Conclusion and Order is modified to add the additional sentence, "Enforcement of this paragraph 2 shall be deferred until ten (10) days after action by the Board of Commissioners or January 2, 1989, whichever comes first."

NOV 9 PM 4 05

3. All other portions of the Order in this case dated October 21, 1988 remain in full force and effect.

DATED THIS 7th day of November, 1988.

*Michael C. Miller*

Michael C. Miller  
Deputy Hearings Officer

Klamath County Land Development Code Section 24.007 provides:

"An Order of the Hearings Officer shall be final unless appealed within ten (10) days of its mailing by a party having standing in accordance with the procedures set forth in Chapter 3, Article 33 of this Code."

STATE OF OREGON: COUNTY OF KLAMATH: ss.

Filed for record at request of Klamath County the 9th day  
of Nov. A.D., 19 88 at 4:05 o'clock P.M., and duly recorded in Vol. M88,  
of Deeds on Page 19037.

FEE none

Evelyn Biehn, County Clerk

By Pauline Muelender

Return: Commissioners Journal