

BOARD OF COUNTY COMMISSIONERS

KLAMATH COUNTY, OREGON

IN THE MATTER OF THE ANNEXATION
OF AREA NO. 3 INTO THE NORTH
SHASTA LIGHTING DISTRICT

ORDER NO. 96-159
SETTING FINAL HEARING

WHEREAS, the Board of County Commissioners initiated by Resolution No. 96-040 the annexation of Area No. 3, attached hereto as Exhibit A and incorporated by reference herein, into the North Shasta Lighting District; and

WHEREAS, a first hearing date was set for May 1, 1996 at 10:20 a.m. for the taking of testimony and the consideration of final action; and

WHEREAS, public notice of the first hearing was posted in three public places and published in the *Herald and News*, a newspaper of general circulation, on April 14, 1996 and April 25, 1996, of the Commissioners' intent to approve the annexation of Area No. 3 into the North Shasta Lighting District; and

WHEREAS, it appears to the Board of County Commissioners that the anproposed annexation would be feasible and serve public convenience and necessity and that no territoy has been included which would not be benefitted and no territory has been excluded which would be benefitted.

NOW THEREFORE IT IS HEREBY ORDERED that the annexation of Area No. 3 into the North Shasta Lighting District is hereby accepted with boundaries as described in Exhibit "A", attached hereto and incorporated by reference herein.

IT IS FURTHER ORDERED that a final hearing on the annexation of Area No. 3 into the North Shasta Lighting District shall be held at the Commissioners' Conference Room, Suite 200, 409 Pine Street, Klamath Falls, Oregon, on the 5th day of June, 1996 at 10:00 a.m., with public notice of this final hearing to be posted in three public places and published in the *Herald and News*, a newspaper of general circulation within Klamath County, on May 20, 1996 and May 30, 1996.

IT IS FURTHER ORDERED that if written requests for an election are not filed as provided at or before the final hearing by not

96 MAY 15 A9:37

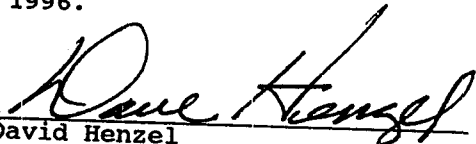
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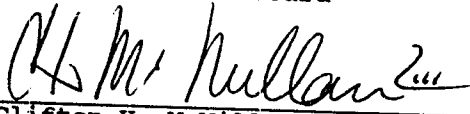
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Annexation of Area No. 3 into North Shasta Lighting District.

less than fifteen percent (15%) of the electors or 100 electors, whichever is the lesser number, registered in the area proposed to be annexed, the Board will, at the time of the final hearing, enter an Order for Annexation of Area No. 3 into the North Shasta Lighting District.

DATED this 1ST day of May, 1996.


David Henzel
Chairman of the Board


Clifton H. McMillan, III
County Commissioner


F. Jean Elzner
County Commissioner

NORTH SHASTA LIGHTING DISTRICT

ANNEXATION NO.3

The District is located in a portion of the SW1/4 Section 1; the SE1/4 and a portion of the SW1/4 Section 2; a portion of the NE1/4 Section 11 and a portion of the NW1/4 Section 12, all in T.39S. R.9E., W.M., Klamath County, Oregon, more particularly described as follows:

Beginning at a point on the south right-of-way of South Sixth Street (Oregon State Highway 39) 50.00 feet west of the west right-of-way of Wiard Street; thence southerly and parallel with said west right-of-way of Wiard Street to the north right-of-way of Hilyard Avenue (portion of 2nd Avenue - "Homedale" Subdivision); thence southeasterly to the northwest corner of a parcel of land described in Klamath County Deed Volume M84 Page 12815; thence southerly along the west boundary of said parcel, 50.00 feet; thence easterly and southeasterly parallel with and 50.00 feet southerly and southwesterly of the southerly right-of-way of said Hilyard Avenue and Walton Drive (2nd Avenue - "Homedale" Subdivision) to the westerly boundary of a parcel of land described in Deed Volume M95 Page 4802; thence southerly along the west boundary of said parcel to the northwest corner of Lot 4, Block 1 of "Koertje Court", a subdivision in Klamath County, also being on the westerly boundary of said subdivision; thence S 8° 06' 40" W along said westerly boundary to the southwest corner of said subdivision; thence S 43° 16' 30" E, 345.30 feet along the subdivision boundary to the southeast corner of said subdivision; thence N 46° 22' 20" E along the subdivision boundary to the intersection of a line 50.00 feet south of and parallel with the south right-of-way of Denver Avenue (portion of 2nd Street - "Homedale" Subdivision); thence easterly, parallel with, and 50.00 south of said south right-of-way of Denver Avenue to a point 50.00 feet east of the east right-of-way of Madison Street; thence northerly, parallel with, and 50.00 feet east of said east right-of-way of Madison Street to the south right-of-way of said South Sixth Street; thence westerly along said south right-of-way to the point of beginning.

REGISTERED
PROFESSIONAL
LAND SURVEYOR

Charles T. Whittlatch

OREGON
JULY 13, 1972
CHARLES T. WHITLATCH
1849

Expires 6-30-96

EXHIBIT A

STATE OF OREGON: COUNTY OF KLAMATH: ss.

Filed for record at request of Klamath County the 15th day
of May A.D., 19 96 at 9:37 o'clock A M., and duly recorded in Vol. M96
of Deeds on Page 13957

FEE No Fee Return: Commissioners Journal

By Bernetha G. Letsch, County Clerk
Cheryl Russell