

IN AND FOR THE COUNTY OF KLAMATH, STATE OF OREGON

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In the Matter of the County Road
south of Cheyne Road.

ORDER 97-046
OF VACATION

7 According to provisions of ORS 368.341 (3) and ORS 368.351, a Petition
8 containing the acknowledged signatures of the owners of 100% of the property
9 abutting the public property described in Exhibit "A" proposed to be vacated and
10 indicating said owners' approval of the proposed vacation was filed with the Board
11 on the 2nd day of October, 1996.

12 Thereafter, Francis Roberts, Public Works Director of Klamath County, filed
13 with this Board a written report that contained the following:

- 14 1. A description of the ownership and uses of the property proposed to be
15 vacated.
16 2. An assessment by the Public Works Director whether the vacation
17 would be in the public interest.
18 3. Other information required by the County Commissioners.

19 And after fully considering the report and other documentation presented
20 NOW AND THEREFORE,

21 This Board finds that the vacation of the County road described in Exhibit "A"
22 is in the public interest and finds that the Petition should be granted and that the real
23 property be vacated.

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96 NOV 13 P3:22

NOW, THEREFORE, IT IS HEREBY ORDERED that the Petition and Order for vacation of a portion of a County Road south of Cheyne Road, as described in Exhibit "A" is hereby vacated with the following conditions:

1. Vacation be granted subject to the final plat approval of Tract 1320 dedicating a road in a satisfactory location; and
2. Specific approval subject to utility easements for Pacific Power & Light and P.T.I. Communications.

IT IS FURTHER ORDERED that all costs of the above entitled vacation have been paid by the petitioners and that the Engineer's Report as requested by the Klamath County Board of Commissioners has been approved.

DONE AND DATED this 6th day of November, 1996.

KLAMATH COUNTY BOARD OF COMMISSIONERS

Out of Office Today

F. Jean Elzner, Chair

Nell Kuonen
Nell Kuonen, Commissioner

Floyd L. Wynne
Floyd L. Wynne, Commissioner

After Recording Return to:

Richard S. Fairclo
Attorney at Law
280 Main Street
Klamath Falls, OR 97601

STATE OF OREGON: COUNTY OF KLAMATH: ss.

Filed for record at request of Klamath County the 13th day
of November A.D., 19 96 at 3:22 o'clock P. M., and duly recorded in Vol. M96,
of Deeds on Page 35736.

FEE No Fee Return: Commissioners
Journal

Bernetha G. Letsch County Clerk

By *Rachelle Ross*