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28244

95-11-12A10:01 RCVD

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IN AND FOR THE COUNTY OF KLAMATH, STATE OF OREGON

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

ORDER 97-046
OF VACATION

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

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

1. A description of the ownership and uses of the property proposed to be vacated.

2. An assessment by the Public Works Director whether the vacation would be in the public interest.

3. Other information required by the County Commissioners.

And after fully considering the report and other documentation presented
NOW AND THEREFORE;

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

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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

INDEXED By Bernetha G. Letsch County Clerk
Bernetha G. Letsch

THU SURVEYING, INC. LINE
TELEPHONE (541) 884-3691
2333 SUMMIT LANE • KLAMATH FALLS, OREGON 97603

AUGUST 21, 1996

LEGAL DESCRIPTION FOR THE VACATION OF A PORTION
OF COUNTY ROAD CJ VII PAGE 87

A 60 FOOT STRIP OF LAND SITUATED IN THE S1/2 OF SECTIONS 31
AND 32, T40S, R10EWM, AND THE N1/2 OF SECTIONS 5 AND 6, T41S,
R10EWM, KLAMATH COUNTY, OREGON, THE CENTERLINE OF WHICH IS MORE
PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT A POINT ON THE SOUTHERLY RIGHT OF WAY LINE OF
BUESING ROAD, AND BEING ON THE SECTION LINE COMMON TO SAID
SECTIONS 31 AND 32, FROM WHICH THE 1/4 CORNER COMMON TO SAID
SECTIONS 31 AND 32 BEARS N00°26'50"E 30.00 FEET; THENCE
S00°26'50"W 2665.23 FEET TO THE CORNER COMMON TO SAID SECTIONS 31
AND 32, AND SAID SECTIONS 5 AND 6; THENCE SOUTH 2640 FEET, MORE
OR LESS, TO THE 1/4 CORNER COMMON TO SAID SECTIONS 5 AND 6.

Dennis A. Ensor
DENNIS A. ENSOR OLS 2442

REGISTERED
PROFESSIONAL
LAND SURVEYOR

Dennis A. Ensor

EXPIRES
JULY 25, 1990
DENNIS A. ENSOR
2442

EXPIRES: 12/31/97

STATE OF OREGON - COUNTY OF KLAMATH: ss.

Filed for record at request of Klamath County the 16th day
of December A.D. 19 96 at 1:11 o'clock P.M., and duly recorded in Vol. M96
of Deeds on Page 38924

FEE No Fee: Re-record to add legal

County Clerk
by Bernetha Letsch

Kathleen Ross