

## PETITION FOR VACATION

TO THE BOARD OF COMMISSIONERS FOR KLAMATH COUNTY, OREGON

IN THE MATTER OF THE VACATION OF )  
PONY LANE, a dedicated public road )  
in the tract of 1018, a recorded ) PETITION TO VACATE  
subdivision in KLAMATH county, ) ORDER 97-142  
situated in the SE 1/4 Section 33 )  
T.39S., R.9E. )

## I

I Gary Ferguson, Eugene Wilson petition the Board of County Commissioners of Klamath County, Oregon, to vacate Pony Lane, more particularly described as follows:

Commencing at the "Initial Point" of said Tract 1018, thence N 00° 10' 55" W, 165.00 feet to the northeast corner of Lot 1, Block 1, the true Point of beginning for this description; thence S 89° 49' 05" W, 360.00 feet to the northwest corner of Lot 1 Block 1; thence N 00° 10' 55" W, 60.00 feet to the southwest corner of Lot 1, Block 2; thence N 89° 49' 05" E, 360.00 feet to the southeast corner of Lot 1, Block 2; thence S 00° 10' 55" E, 60 feet along the west right-of-way of Washburn Way to the point of beginning.

Bearings and distances for this description are based on the recorded map of Tract 1018.

## II

Petitioners are the owners, as shown in the records of Klamath County, of property abutting the property sought to be vacated, and Melvin Stewart, Gordon Lilly are the only persons or corporations particularly affected by the proposed vacation of the property.

## III

No portion of the street proposed to be vacated is situated within the corporate limits of any city.

## IV

The particular circumstances that Justify granting a vacation of the described property are:

The roadway has never been used as a public street by the public. The roadway has never been developed.



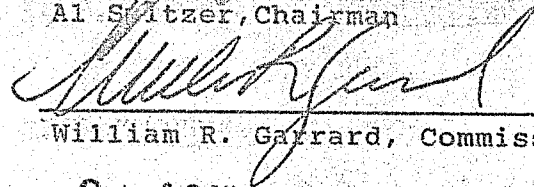
NOW THEREFORE, IT IS HEREBY ORDERED that the petition is granted and that portion described herein is vacated, as said vacation is in the public interest. It is further ordered that pursuant to ORS 368.366(1)(d) the vacated property is vested in the owners of the abutting property by extension of their boundaries.

IT IS FURTHER ORDERED that the costs resulting from approved vacation is determined to be the sum of \$ 100 and that the persons liable for payment of the costs are the petitioners.

DONE AND DATED this 2<sup>nd</sup> day of April, 1997

BOARD OF COUNTY COMMISSIONERS

  
Al Spitzer, Chairman

  
William R. Garrard, Commissioner

Out of Office Today

M. Steven West, Commissioner



V

Names and addresses of all persons owning any real property abutting the public property proposed to be vacated are:

Gordon R. Lilly  
& Dary M & Shirley Johnson  
2999 Lakeshore Drive  
Klamath Falls Or. 97601

Klamath County  
403 Pine St. Ste 300  
Klamath Falls Or. 97601

Eugene S. & Vicky S. Wilson  
18775 Alta Way  
Cottonwood Ca. 96002

Gary A. & Susan L. Ferguson  
10510 Washburn way  
Klamath Falls Or. 97603



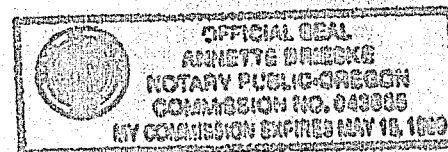
STATE OF OREGON  
County of Klamath

)  
) ss.  
)

Gary A. Ferguson  
Gary A. Ferguson

Susan L. Ferguson  
Susan L. Ferguson

On the 18<sup>th</sup> day of September, 1996, personally appeared the  
above-named Gary A. & Susan L. Ferguson and acknowledged the  
foregoing Petition for Vacation. Before me:



Annette Brucke  
NOTARY PUBLIC FOR OREGON  
My commission expires 5/15/99

STATE OF OREGON : COUNTY OF KLAMATH: ss.

Filed for record at request of Klamath County the 7<sup>th</sup> day  
of April A.D., 19 97 at 9:23 o'clock A. M., and duly recorded in Vol. M97  
of Deeds on Page 10081

FEE

No Fee

by Bernetha G. Letsch, County Clerk  
Kathleen Reed