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Vol. 1997 Page 26025

BEFORE THE BOARD OF COUNTY COMMISSIONERS JUL 17 11:35
KLAMATH COUNTY, OREGON

IN THE MATTER OF THE VACATION)
OF A 16' WIDE STRIP OF LAND BEING)
THE ALLEY WAY ADJACENT TO LOT 6)
BLOCK 6 OF THE RIVERVIEW)
SUBDIVISION AND EASTERLY OF THE)
STATE HIGHWAY 97 RIGHT-OF-WAY)

ORDER 98-011

According to the 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", included hereto and by this reference incorporated herein, proposed to be vacated and indicating said owners' approval of the proposed vacation was filed with the Board of Commissioners on May 12, 1997.

Thereafter, the Public Works Director filed with the Commissioners a written report containing the required information of ORS 368.346(1), finding the vacation to be in the public interest.

Now, after fully considering the report and other documentation presented, the Board of County Commissioners finds that the vacation of a 16' wide strip of land being the alley way adjacent to Lot 6 Block 6 of the Riverview Subdivision and Easterly of the State Highway 97 Right-of-Way, as described in Exhibit "A", included hereto and incorporated herein by this reference, is in the public interest and finds that the petition should be granted and that the real property be vacated.

NOW, THEREFORE IT IS HEREBY ORDERED that the petition is granted and that the portion described herein is vacated, as said vacation in the public interest. It is further ordered that pursuant to ORS 365.366(1)(d) the vacated property is vested in the owners of the abutting property by extension of their property boundaries.

IT IS FURTHER ORDERED that the costs resulting from the approved vacation is determined to be in the sum of \$150.00 and that the persons liable for payment of the costs are the petitioners, who have paid the above mentioned sum on May 12, 1997.

DONE AND DATED this 16 th day of July 1997.

BOARD OF COUNTY COMMISSIONERS


Al Switzer, Chairman


William R. Garrard, Commissioner


M. Steven West, Commissioner



26026

Klamath County - Public Works Department

ROAD DEPARTMENT - PARK DIVISION - SOLID WASTE DIVISION - WEED CONTROL DIVISION - FAX 541-882-3046
3735 SHASTA WAY - KLAMATH FALLS, OREGON 97603 - 541-883-4695

RECEIVED

JUL 09 1997

ROAD OFFICIAL'S REPORT

by Board of Commissioners

DATE: July 7, 1997
TO: BOARD OF COUNTY COMMISSIONERS
FROM: FRANCIS ROBERTS, DIRECTOR OF PUBLIC WORKS *(F.R.)*
SUBJECT: VACATION OF A 16' WIDE ALLEY IN RIVerview SUBDIVISION
NORTH OF CABLE STREET (SEE ATTACHED MAP).

The Board of County Commissioners accepted the petition for vacation and referred it to the County Director of Public Works by Order 97-155, dated May 14, 1997. One hundred percent of the adjoining property owners signed the petition requesting the vacation therefore, notice to adjoining owners was not required. Notice was provided to all utility companies in the area. There are no utility companies that would be affected by this vacation.

The alley proposed to be vacated is being used as a driveway by the adjacent property owner who would benefit from the vacation. Returning the property to the tax rolls would also benefit the public.

I recommend the vacation be granted using the legal description attached as Exhibit A.

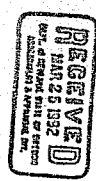
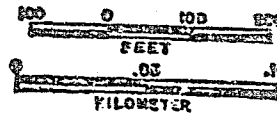
EXHIBIT "A"

A portion of an alley North of Cable Street in the Plat of Riverview located in the SW 1/4 of Section 5, T.39 S., R.9E.W.M., Klamath County, Oregon, more particularly described as follows:

A 16 foot wide alley lying West of and adjacent to lot 6, block 6 of Riverview subdivision and East of the Easterly right-of-way line of Oregon State Highway 97.

26028

SCALE 1"=2400'



SEE MAP 39 09 05CB

THIS MAP WAS PREPARED FOR
ASSISTANT PURPOSE ONLY.

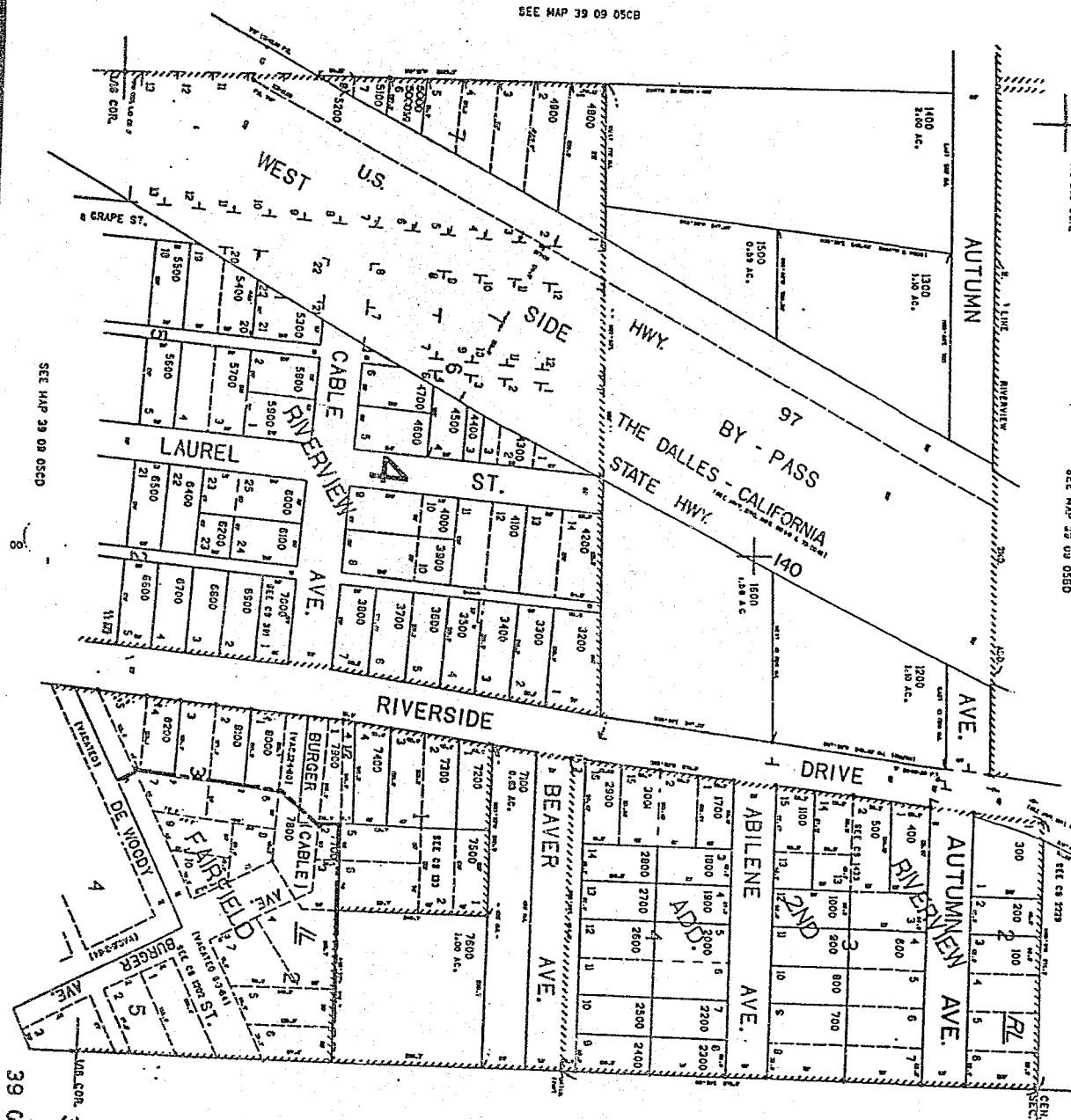
APPROX. U.S. COR.

SEE MAP 39 09 05BD

CLAMAT
COUNTY

KLAMATH

39 9 -5CA



SEE MAP 39 09 05D

STATE OF OREGON: COUNTY OF KLAMATH: ss.

Filed for record at request of Klamath County BOC
of August A.D., 19 97 at 3:30 o'clock P. M., and duly recorded in Vol. M97
of Deeds on Page 26025

FEE No Fee

By Bernetha G. Letsch, County Clerk
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