

BEFORE THE BOARD OF COUNTY COMMISSIONERS
KLAMATH COUNTY, OREGON

IN THE MATTER OF THE VACATION)
OF A PORTION OF CROSBY STREET)
LOCATED IN THE SW 1/4 OF SECTION 2)
T.39S., R.9E., W.M. IN KLAMATH)
COUNTY, OREGON)

ORDER 98- 048

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 August 15, 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.

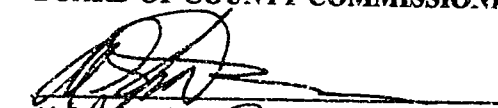
Now, after fully considering the report and other documentation presented, the Board of County Commissioners finds that the vacation of a portion of Crosby Street, located in the SW 1/4 of Section 2, T. 39S., R.9E., W.M., in Klamath County, Oregon, as described in Exhibit "A", included hereto and incorporated herein by this reference, is in the public interest and finds that the petition should be granted and that the real property be vacated, subject to easements for all public utilities and an easement to construct and operate an irrigation line in the vacated area.

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.

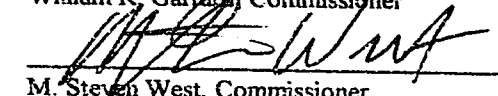
IT IS FURTHER ORDERED that the costs resulting from the approved vacation is determined to be in the sum of \$100.00 and that the persons liable for payment of the costs are the petitioners, who have paid the above mentioned sum on August 15, 1997.

DONE AND DATED this 29th day of October, 1997.

BOARD OF COUNTY COMMISSIONERS


Al Switzer, Chairman


William R. Garrard, Commissioner


M. Steven West, Commissioner

35922-A

EXHIBIT A

A portion of Crosby Street in the Plat of St. Francis Park, a recorded Subdivision located in the Southwest 1/4 of Section 2, T.39S, R.9E.W.M., Klamath County, Oregon.

Beginning at the Southeast corner of Lot 22, Block 3; thence southeasterly to the Northeast corner of Lot 24, Block 4; thence westerly along the North line of Lot 24 to the Northwest corner of Lot 24, Block 4; thence northwesterly along vacated Peck Boulevard to the Southwest corner of Lot 22, Block 3; thence easterly along the South line of Lot 22 to the point of beginning.



35923

Klamath County ~ Public Works Department

ROAD DEPARTMENT - PARK DIVISION - SOLID WASTE DIVISION - WEED CONTROL DIVISION - FAX 541-882-5045
3735 SHASTA WAY - KLAMATH FALLS, OREGON 97603 - 541-883-4696

A M E N D E D R E P O R T

RECEIVED

OCT 28 1997

MEMORANDUM TO: BOARD OF COUNTY COMMISSIONERS

by Board of Commissioners

FROM: DIRECTOR OF PUBLIC WORKS

DATE: OCTOBER 28, 1997

SUBJECT: VACATION OF A PORTION OF CROSBY STREET IN THE PLAT OF
ST. FRANCIS PARK, KLAMATH COUNTY, OREGON

At the August 20, 1997 Action Agenda Meeting, the Board of County Commissioners accepted the vacation petition from Andrew Gigler. The Director of Public Works was directed to prepare this report by Order #98-028.

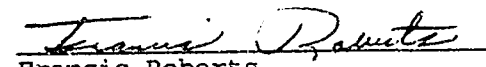
Notice of the pending vacation proceedings was provided to all utilities with facilities in the area. U.S. West Communications, South Suburban Sanitary District and Pacific Power and Light operate facilities in the area to be vacated.

The portion of Crosby Street proposed to be vacated has been improved and maintained by Mr. Gigler. It is currently being used to access mobile homes in the Silver Tip Trailer Court, which is owned by Mr. Gigler.

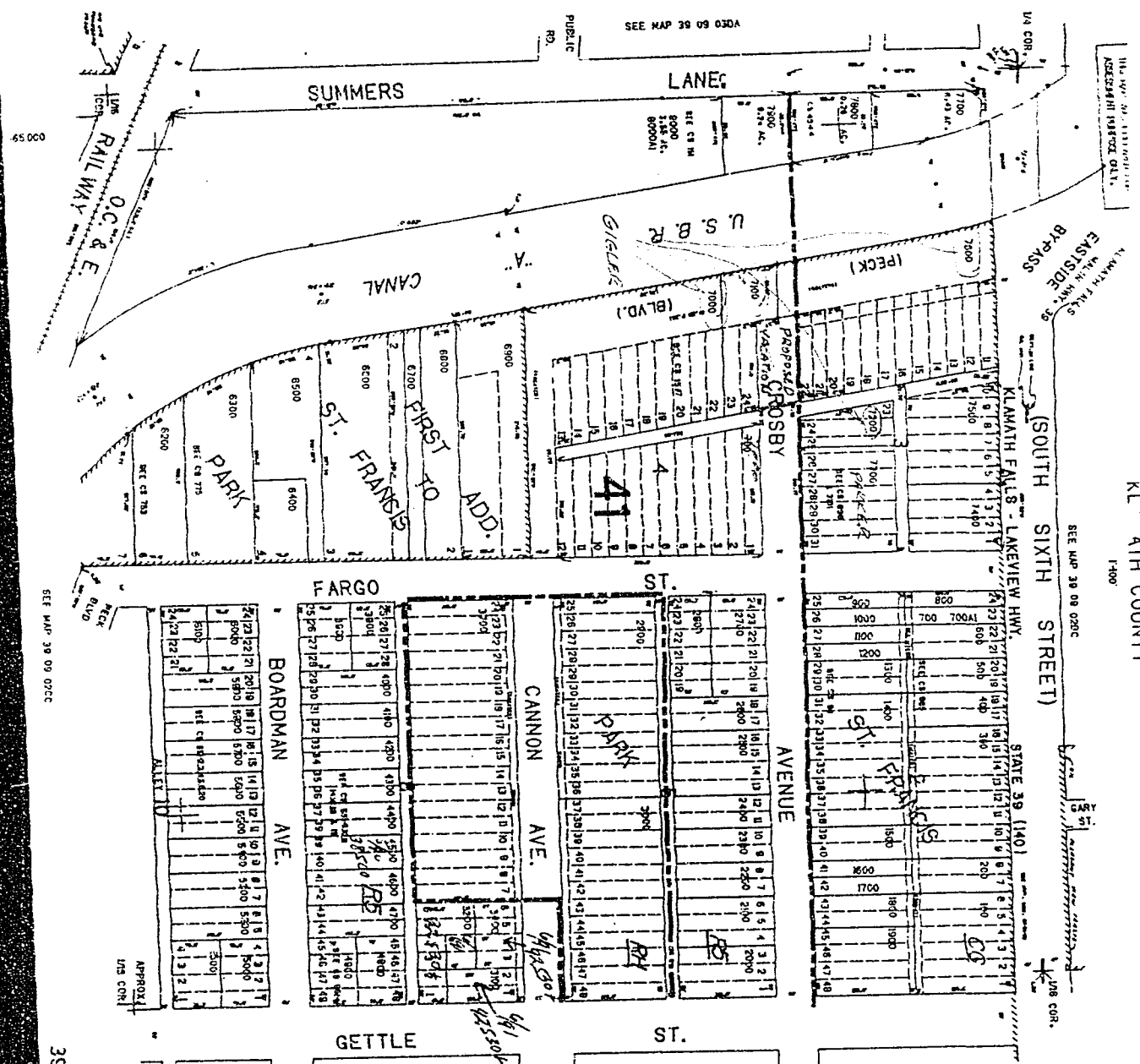
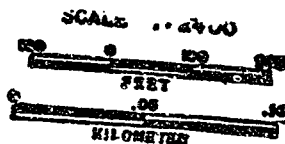
This portion of Crosby Street has not been used by the general public for many years and is not needed as part of the County Road System. Returning the property to the tax rolls would benefit the public.

The petition contains 100% of abutting property owners' signatures. I recommend the portion of Crosby Street described in the petition be vacated.

The order should stipulate that the vacation is subject to easements for all public utilities and an easement to construct and operate an irrigation line in the vacated area.


Francis Roberts
Director of Public Works

35924



STATE OF OREGON: COUNTY OF KLAMATH: ss.

Filed for record at request of Klamath County B.O.C. the 30th day
of October A.D., 19 97 at 3:23 o'clock P. M., and duly recorded in Vol. M97
of Deeds on Page 35922
Return: Commissioners Journal By Bernetha G. Leisch, County Clerk

FEE \$20.00

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