

BEFORE THE BOARD OF COUNTY COMMISSIONERS  
KLAMATH COUNTY, OREGON

IN THE MATTER OF THE VACATION  
OF A PORTION OF AN ALLEY IN THE  
IN THE PLAT OF ST. FRANCIS PARK,  
KLAMATH COUNTY, OREGON

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)  
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)  
ORDER 99- 012

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 27, 1998.

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 an alley located in Block 6, St. Francis Park 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 property vacated would benefit the public by being placed on the tax rolls. This Order stipulated that the vacation is subject to easements for existing public utilities to operate facilities in the vacated areas.


**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 27, 1998.

**DONE AND DATED** this 15th day of July, 1998.

**BOARD OF COUNTY COMMISSIONERS**

  
William R. Garrard, Chairman

  
M. Steven West, Commissioner

  
Al Switzer, Commissioner



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JUN 22 1998

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# Klamath County ~ Public Works Department

by Board of Commissioners

ROAD DEPARTMENT - PARK DIVISION - SOLID WASTE DIVISION - WEED CONTROL DIVISION - FAX 541-882-3046  
3735 SHASTA WAY - KLAMATH FALLS, OREGON 97603 - 541-883-4696

## ROAD OFFICIALS REPORT

DATE: JUNE 19, 1998  
TO: BOARD OF COMMISSIONERS  
FROM: FRANCIS ROBERTS, DIRECTOR OF PUBLIC WORKS  
SUBJECT: VACATION OF PORTION OF ALLEY IN THE PLAT OF ST. FRANCIS PARK, KLAMATH COUNTY, OREGON (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 #98-133 on May 27, 1998. One hundred percent of the adjoining property owners signed the petition requesting the vacation. Therefore, notice to the adjoining owners was not required.

Notice was provided to all utility companies in the area. South Suburban Sanitary District and Pacific Power & Light operate facilities in the area to be vacated.

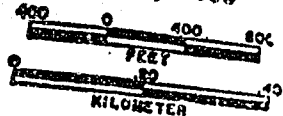
The portion of the Alley proposed to be vacated is not needed to access other properties in the area. Returning the property to the tax rolls would benefit the public.

I recommend the Alley described in the petition be vacated. The order should stipulate that the vacation is subject to easements for existing public utilities to operate facilities in the area.

A handwritten signature of Francis Roberts in cursive script.  
Francis Roberts

26007

SCALE 1:9600



SEE MAP 28 08 02CB

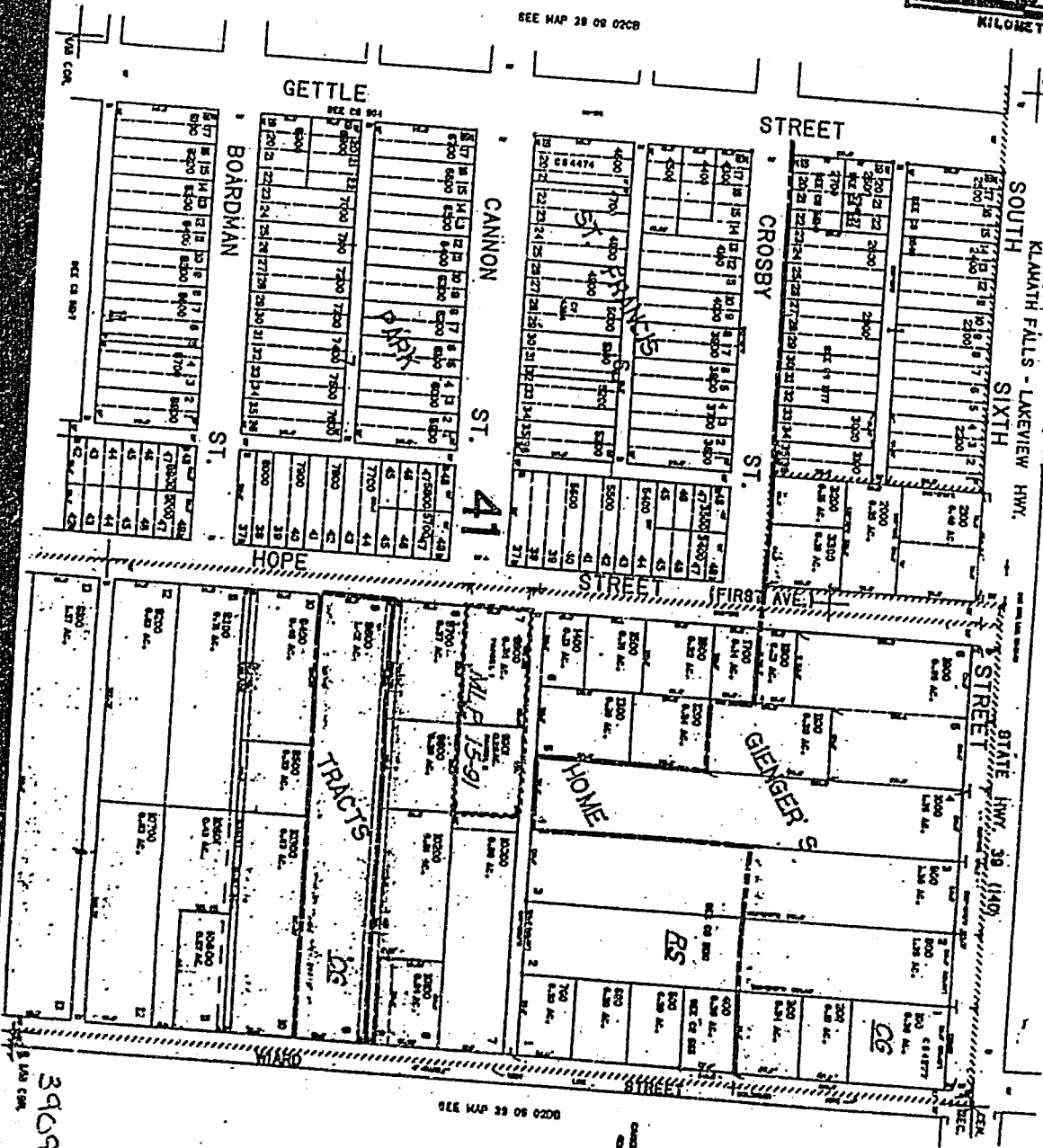
THE MAP WAS PREPARED FOR  
ASSIGNMENT PURPOSE ONLY.

NE1/4 SW1/4 SEC. 02 T.39S. R.09E. W.M.  
KLAMATH COUNTY

SEE MAP 28 08 02CB

1:400

39 09 02CA



SEE MAP 28 08 02CB

ORIGINALS

3909-02CA

3909-02CA

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1912 1915

## EXHIBIT "A"

A 20 foot wide alley located in Block 6, St. Francis Park, a recorded subdivision in Klamath County, Oregon, more particularly described as follows:

Beginning at the Southeast corner of Lot 36, Block 6 of said St. Francis Park; thence Northerly 140.00 feet along the East boundary of said Lot 36 to the Northeast corner of said Lot 36; thence along the Easterly projection of the North boundary of said Lot 36, 20.00 feet to the West boundary of Lot 42 of said St. Francis Park; thence Southerly along the West boundary of Lots 42, 41, 40, 39, 38 and 37 to the Southwest corner of Lot 37 of said St. Francis Park; thence Westerly 20.00 feet along the North boundary of Cannon Street to the point of beginning. Subject to any existing public utilities lying within the above described alley.

STATE OF OREGON: COUNTY OF KLAMATH: ss.

Filed for record at request of Klamath County the 17th day  
of July A.D., 19 98 at 10:43 o'clock A M., and duly recorded in Vol. M98  
of Deeds on Page 26005.

FEE \$25.00

By Bernetha G. Letsch, County Clerk  
Kathleen Rose