

IN THE MATTER OF THE VACATION  
OF A PORTION OF CEDAR STREET,  
LOCATED IN IN THE PLAT OF BEATTY,  
KLAMATH COUNTY, OREGON

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ORDER 99- 013

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 July 8, 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.

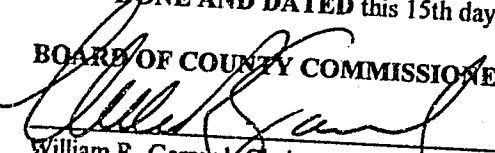
Now, after fully considering the report and other documentation presented, the Board of County Commissioners finds that the vacation of a portion of Cedar Street a dedicated public road in "Beatty" in Klamath County, Oregon, as described in Exhibit "A", included hereto and incorporated herein by this 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.

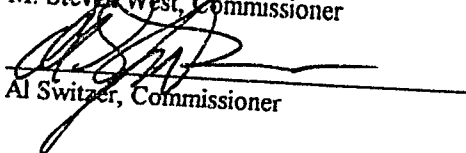
**IT IS FURTHER ORDERED** that the costs resulting from the approved vacation is determined to be in the sum of \$150.00 and that the persons liable for payment of the costs are the petitioners, who have paid the above mentioned sum on July 8, 1997.

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

BOARD OF COUNTY COMMISSIONERS

  
William R. Garrard, Chairman

  
M. Steven West, Commissioner

  
Al Switzer, Commissioner



26010

# Klamath County ~ Public Works Department

ROAD DEPARTMENT - PARK DIVISION - SOLID WASTE DIVISION - WEED CONTROL DIVISION - FAX 541-862-3046  
3735 SHASTA WAY - KLAMATH FALLS, OREGON 97603 - 541-883-4696

## ROAD OFFICIALS REPORT

RECEIVED

JUL 7 1998

by Board of Commissioners

DATE: JULY 7, 1998

TO: BOARD OF COMMISSIONERS

FROM: FRANCIS ROBERTS, DIRECTOR OF PUBLIC WORKS

SUBJECT: VACATION OF PORTION OF CEDAR STREET IN THE PLAT OF  
BEATTY, 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 #98-034 on September 24, 1997. The petition requesting vacation contains 100% of the adjoining property owners signatures. Therefore, notice to the adjoining owners was not required.

Notice was provided to all utility companies in the area. PTI Communications operates facilities in the area to be vacated.

The portion of Cedar Street 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 right-of-Way 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 vacated area.

A handwritten signature in cursive script, appearing to read "Francis Roberts", written over a horizontal line.

Francis Roberts



26012

## "EXHIBIT A"

## PORTION OF CEDAR STREET TO BE VACATED

A portion of Cedar Street, a dedicated public road in "Beatty", a recorded subdivision in Klamath County, situated in the NW 1/4 NW 1/4 Section 23, T.36 S., R.12 E., W.M., Klamath County, Oregon, more particularly described as follows:

All that portion of Cedar Street lying South of Block 6, North of Block 9, East of the Easterly right-of-way line of Jefferson Avenue and West of the Westerly right-of-way line of Spring Avenue.

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 26009

FEE \$25.00

By Bernetha G. Letsch, County Clerk  
Kathleen Rose

