

BEFORE THE BOARD OF COUNTY COMMISSIONERS
KLAMATH COUNTY, OREGON

90 SEP 30 P 4:00

**IN THE MATTER OF THE VACATION
OF A PORTION OF HARBOR VIEW,
SUMMIT AND MIDWAY AVENUES AND
THE ALLEY IN BLOCK 16 AS PER
THE PLAT OF TERMINAL CITY,
KLAMATH COUNTY, OREGON**

REVISED FINAL
ORDER 99-042

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 November 13, 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 find that the vacation of a portion of Harbor View, Summit and Midway Avenues and the alley in Block 16 as per the Plat of Terminal City 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 \$100.00 and that the persons liable for payment of the costs are the petitioners, who have paid the above mentioned sum on November 13, 1997.

DONE AND DATED this 29th day of September, 1998.

BOARD OF COUNTY COMMISSIONERS

William R. Garrard, Chairman

M. Steven West, Commissioner

Al Switzer, Commissioner

36061

for
Order
99-042

Exhibit "A" See attachment.

Exhibit "B"

Vacation of Harborview, Summit, Midway, Juniper Avenues and alleys north of the northerly right-of-way of center street to the northerly boundary of the plat of Terminal City, Klamath Falls, Oregon.

More specifically described as:

Those portions of Harborview, Summit, and Juniper Avenues north of the northerly right-of-way of Center Street and that portion of Midway Avenue 384 feet north of the north right-of-way of Center street to the northerly border of the plat of Terminal City, Klamath County, Oregon. Also, that 20 foot alley located 110 feet north of the northerly right-of-way of Center Street connecting Harborview and Summit Avenues and that 20 foot alley north of Block 6 of Terminal City connecting Harborview and Summit Avenues.

Excepting that portion of Midway Avenue from the north right-of-way of Center Street to 384 feet north of the north right-of-way of Center Street, the 20 foot alley 374 feet north of the north right of way of Center Street connecting Midway and Summit Avenues and that 20 foot portion of Summit Avenue between 364 feet and 384 feet north of the northerly right-of-way of Center Street.

STATE OF OREGON: COUNTY OF KLAMATH: ss.

Filed for record at request of Klamath County BOC the 30th day
of September A.D., 19 98 at 4:00 o'clock P. M., and duly recorded in Vol. M98
of Deeds on Page 36060

Return: Commissioners Journal

By Kathleen Ross Bernetha G. Letsch, County Clerk

FEE

No Fee

Petition: Vacation of portions of Harborview,
Summit, Midway, Juniper Avenues and alleys
north of Center Street in Terminal City, Klamath
County, Oregon.