

'98 DEC 28 P2:50

'98 NOV 25 P2:16

BEFORE THE BOARD OF COUNTY COMMISSIONERS  
KLAMATH COUNTY, OREGON

IN THE MATTER OF THE VACATION OF LOTS 120,  
121 AND A PORTION OF FOREST PARK LANE  
(FORMERLY HAJICEK DRIVE) IN THE THIRD  
ADDITION TO SPORTSMAN PARK, A RECORDED  
SUBDIVISION IN KLAMATH COUNTY, OREGON

FINAL ORDER 99- 056

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 October 21, 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.

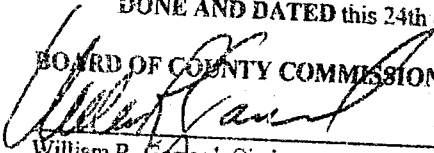
Now, after fully considering the report and other documentation presented, the Board of County Commissioners find that the vacation of Lots 120, 121 and a portion of Forest Park Lane (formerly Hajicek Drive) in the Third Addition to Sportsman Park, a recorded subdivision in Klamath County, Oregon, as 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 currently located within the vacated area, to operate their facilities.

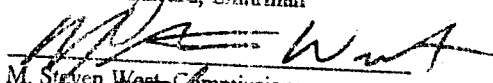
NOW, THEREFORE IT IS HEREBY ORDERED that the petition is granted and that the portion described herein is vacated, as said vacation in the public interest. It is further ordered that pursuant to ORS 365.366(1)(d) the vacated property is vested in the owners of the abutting property by extension of their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

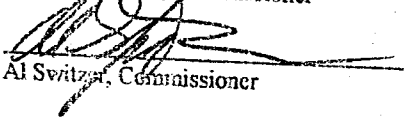
IT IS FURTHER ORDERED that the costs resulting from the approved vacation is determined to be in the sum of \$150.00 and that the persons liable for payment of the costs are the petitioners, who have paid the above mentioned sum on October 21, 1998.

DONE AND DATED this 24th day of November, 1998.

BOARD OF COUNTY COMMISSIONERS

  
William R. Garard, Chairman

  
M. Steven West, Commissioner

  
Al Switzer, Commissioner

47321

## EXHIBIT A

A portion of Third Addition To Sportsman Park, a recorded subdivision in Klamath County, situated in the SE1/4 NW1/4 of Section 3, Township 36 South, Range 6 East of the Willamette Meridian, Klamath County, Oregon, more particularly described as follows:

Lots 120, 121 and all that portion of Forest Park Lane (formerly Hajicek Drive) bounded by the following described real property.

Beginning at a point on the West right-of-way line of Forest Park Lane lying N 2°22' E., 32.87 feet from the Southeast corner of Lot 121; thence along the West right-of-way line of Forest Park Lane N 2°22' E., 95.23 feet; thence 46.90 feet on a 30.00 foot radius curve to the left (the long chord of which bears N42°25' W, 42.27 feet) to the North boundary of the subdivision; thence along the North boundary S 87°12' E, 110 feet to the East right-of-way line of Forest Park Lane; thence along the East right-of-way line 47.35 feet on a 30.00 foot radius curve to the left (the long chord of which bears S 47°35' W, 42.59 feet); thence S 2°22' W, 65.00 feet; thence 46.90 feet on a 30.00 foot radius curve to the left (the long chord of which bears S 42°25' E, 42.47 feet); thence N 87°12' W, 79.77 feet to the point of beginning.

REGISTERED  
PROFESSIONAL  
LAND SURVEYOR

*Dennis Nelson*  
OREGON  
JULY 20, 1962  
DENNIS A. NELSON  
2156

STATE OF OREGON: COUNTY OF KLAMATH: ss.

Filed for record at request of Klamath County BOC the 28th day  
of December A.D., 19 98 at 2:50 o'clock P. M., and duly recorded in Vol. M98  
of Deeds on Page 47320

FEE No Fee

By *Kathleen Ross* Bernetha G. Letsch, County Clerk