

BEFORE THE BOARD OF COUNTY COMMISSIONERS
KLAMATH COUNTY, OREGON

IN THE MATTER OF THE VACATION
OF A PORTION OF JAMES AVENUE
LOCATED IN THE SUBDIVISION OF
HENLEY, KLAMATH COUNTY, OREGON

FINAL
ORDER 99-091

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 September 11, 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.

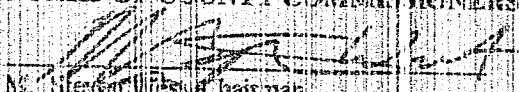
Now, after fully considering the report and other documentation presented, the Board of County Commissioners find that the vacation of James Avenue located in the Subdivision of Henley, Klamath County, Oregon, as described in Exhibit "A", included hereto and incorporated herein by this reference, is 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.

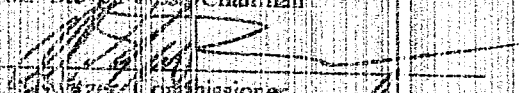
NOW, THEREFORE IT IS HEREBY ORDERED that the petition is granted and that the portion described herein is vacated, as said vacation in the public interest. It is further ordered that pursuant to ORS 365.366(1)(c) the vacated property is vested in the owners of the abutting property by extension of their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

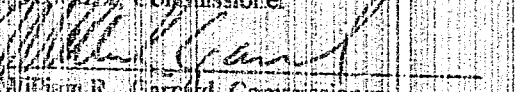
IT IS FURTHER ORDERED that the costs resulting from the approved vacation is determined to be in the sum of \$150.00 and that the persons liable for payment of the costs are the petitioners, who have paid the above mentioned sum on September 11, 1998.

DONE AND DATED this 19th day of January, 1999.

BOARD OF COUNTY COMMISSIONERS


M. Steven West, Chairman


Commissioner


William R. Garrod, Commissioner

1968



Klamath County - Public Works Department

ROAD DEPARTMENT - PARK DIVISION - SOLID WASTE DIVISION - WEED CONTROL DIVISION
305 MAIN STREET - KLAMATH FALLS, OREGON 97601
(541) 883-4096 - FAX (541) 882-3046

ROAD OFFICIALS REPORT

RECEIVED
JAN 13 1989

by Board of Commissioners

DATE: JANUARY 13, 1989
TO: BOARD OF COUNTY COMMISSIONERS
FROM: DENNIS NELSON, COUNTY ENGINEER
SUBJECT: VACATION OF A PORTION OF JAMES AVENUE IN THE
HENLEY SUBDIVISION IN KLAMATH COUNTY, OREGON (See
attached map and description)

The Board of County Commissioners accepted the petition for vacation and referred it to the County Director of Public Works by Order #89-072 on December 15, 1988. One hundred percent of the adjoining property owners signed the petition requesting the vacation. Therefore, notice to the adjoining owners was not required.

According to the County Assessor's records, the owners of the property abutting the road are as follows:

Tax Lots 400 and 500
Frank James Sullivan
7326 Highway 39
Klamath Falls, Oregon 97603

Notice was provided to all utility companies in the area. There are no utilities operating facilities in the area to be vacated.

The portion of James Avenue proposed to be vacated is not improved and is not needed to access other properties in the area. Returning the property to the tax rolls would benefit the public. I recommend the property described in the petition be vacated.

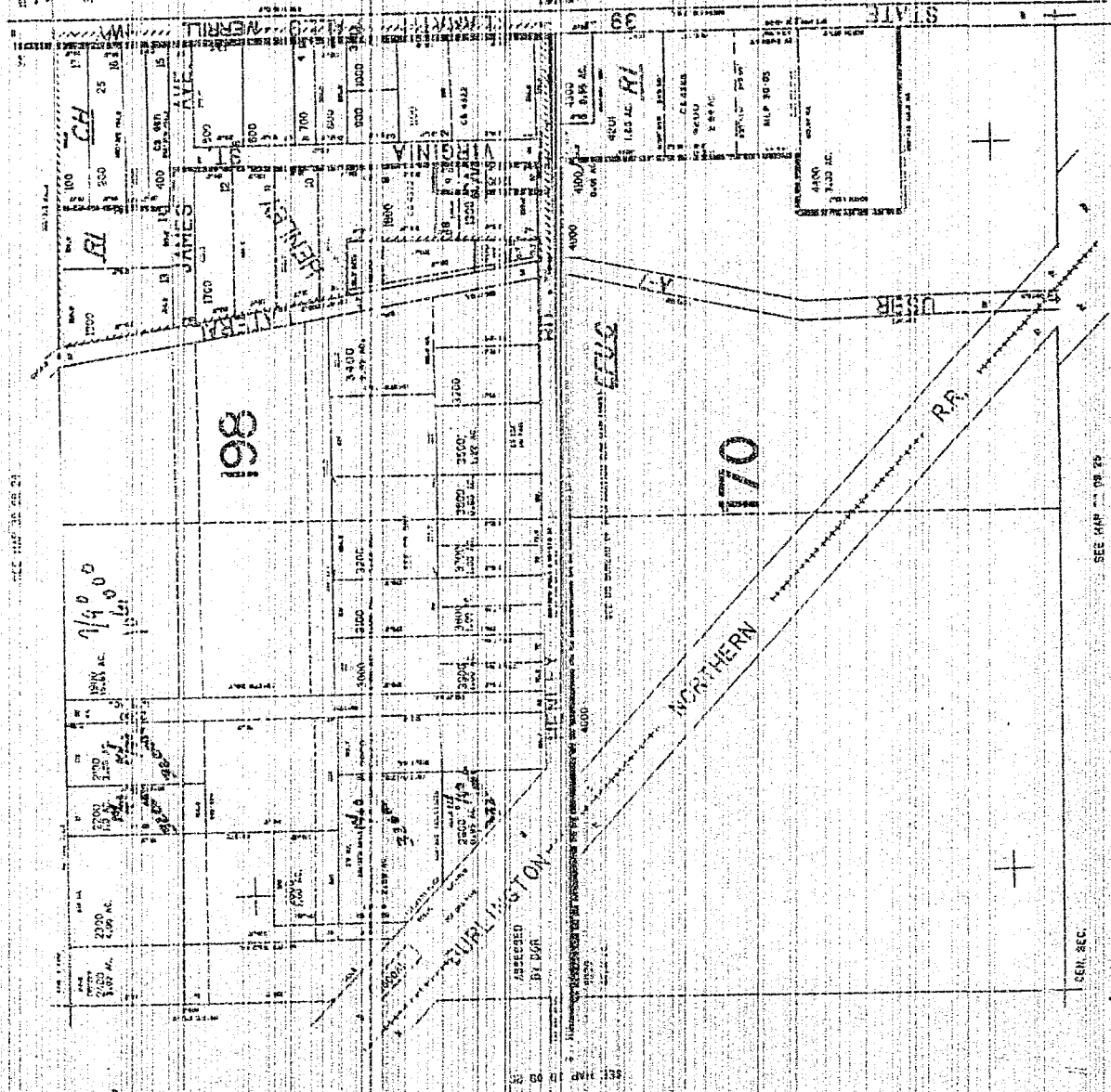
Dennis Nelson
County Engineer

FILED 10/11/25 1:55 PM.
AMATH COUNTY
1900

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CANCELLED NO. 5



1900

1/4 COR.

SEE MAP 1900

CEN. SEC.