

1999 DEC -1 PM 12:45

BEFORE THE BOARD OF COUNTY COMMISSIONERS  
KLAMATH COUNTY, OREGON

Vol M99 Page 47418

LOTS 16, 17, AND 18 AND THAT PORTION )  
OF THE DEDICATED ALLEY LYING SOUTH OF )  
LOTS 5 AND 6 AND NORTH OF LOTS 17 AND 18 )  
LOCATED IN BLOCK 1, MIDLAND SUBDIVISION )  
AS DESCRIBED IN EXHIBIT "A" AND LOCATED )  
IN KLAMATH COUNTY, OREGON )

FINAL

ORDER 2000- 044

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 15, 1999.

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 Lots 16, 17 and 18 and that Portion of the Dedicated alley lying South of Lots 5 and 6 and North of Lots 17 and 18 in Block 1, Midland 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 stipulates 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 October 15, 1999.

**DONE AND DATED** this 30th day of November, 1999.

**BOARD OF COUNTY COMMISSIONERS**

  
M. Steven West, Chairman

  
Al Switzer, Commissioner

  
William R. Garrard, Commissioner



47419

# Klamath County - Public Works Department

ROAD DEPARTMENT - PARK DIVISION - SOLID WASTE DIVISION - WEED CONTROL DIVISION  
305 MAIN STREET - KLAMATH FALLS, OREGON 97601  
(541) 883-4696 - FAX (541) 882-3046

## ROAD OFFICIALS REPORT

**RECEIVED**

NOV 19 1999

BOARD OF COUNTY COMMISSIONERS

**DATE: NOVEMBER 18, 1999****TO: BOARD OF COUNTY COMMISSIONERS****FROM: DENNIS NELSON, COUNTY ENGINEER****SUBJECT: VACATION OF LOTS 16, 17 & 18 AND A PORTION OF THE ALLEY IN BLOCK 1, MIDLAND SUBDIVISION, KLAMATH COUNTY, OREGON (SEE ATTACHED MAP & DESCRIPTION)**

The Board of County Commissioners accepted the petition for vacation and referred it to the County Road Official by Order #2000-034 on November 2, 1999. One hundred percent of the adjoining private property owners signed the petition requesting the vacation, therefore, a public hearing is not required.

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

Tax Lot 800  
Robert A. & Deborah P. Miller  
214 Sharp Road  
Midland, Oregon 97634

Tax Lot 1000, 1100 & 1200  
William R. & Connie E. B. Hall  
P.O. Box 235  
Midland, Oregon 97634


Tax Lot 1300  
Luther J. & Candace O. Horsley  
P.O. Box 209  
Midland, Oregon 97634

Notice was provided to all utility companies in the area. Pacific Power & Light operates facilities in the area to be vacated.

Road Officials Report  
Page 2 of 2

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

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



---

Dennis Nelson  
Klamath County Engineer

## EXHIBIT "A"

All of Lots 16, 17 and 18, and that portion of the dedicated alley lying south of Lots 5 and 6, and north of Lots 17 and 18, all situated in Block 1 "Midland" Subdivision, T.39 S., R.8 E., W.M., Klamath County, Oregon.

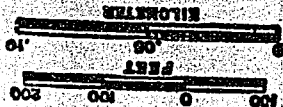


NE 1/4 SEC. 36 T.39S. R.08E. WM.  
KLAMATH COUNTY

39 08 36DA

SEE MAP 39 08 36  
F-100

THIS MAP WAS PREPARED FOR  
ASSESSMENT PURPOSE ONLY.



S.P.R.R. CALIFORNIA H.R. 197  
THE DALLAS (RAILROAD AVE.)

State of Oregon, County of Klamath  
Recorded 12/01/99, at 12:45 p.m.  
In Vol. M99 Page 47418  
Linda Smith,  
County Clerk Fee\$ pd

RECEIVED  
AUG 23 1994  
Klamath County Assessor's Office

47422

3908-36DA

