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BEFORE THE COUNTY COMMISSIONERS, Vol M03 Page 87278

03 DEC 3 AM 9:09

IN AND FOR THE COUNTY OF KLAMATH, STATE OF OREGON

Vol M03 Page 88499

IN THE MATTER OF VACATION OF LOTS 3)
THROUGH 14 OF BLOCK 15, AND OF THE)
ALLEY WAY BISECTING SAID BLOCK;)
LOTS 5 THROUGH 10 AND 17 THROUGH 22,)
BLOCK 18; VACATION OF MAPLE WAY)
BETWEEN THE ABOVE MENTIONED LOTS IN)
BLOCKS 15 AND 18; BLOCK 28; LOT 1, BLOCK 20)
AND THE VACATION OF A PORTION OF)
ELM WAY, ADJOINING THE DESCRIBED LOTS;)
ALL WITHIN EWAUNA PARK, A RECORDED)
SUBDIVISION OF KLAMATH COUNTY, OREGON)

ORDER 2004-044
OF VACATION

State of Oregon, County of Klamath
Recorded 11/26/03 12:14 p. m
Vol M03 Pg 87278
Linda Smith, County Clerk
Fee \$ NC # of Pgs 1

THIS MATTER coming before the Board of Commissioners of Klamath County, Oregon on petition for vacation of that portion of Ewauna Park Subdivision described below, and the streets and alley ways contained therein, that is more fully set forth below, and whereas all persons owning property proposed to be vacated, and all persons owning property abutting the public property described to be vacated have joined in the proposed vacation and whereas the Public Works Director has filed with the Commissioners a report under ORS 368.346(1) confirming that vacation would be in the public interest and whereas upon consideration of the application on file herein, the Board finds it approval thereof be in the public interest.

NOW, THEREFORE, IT IS HEREBY ORDERED that Lots 3 through 14 of Block 15, together with the alleyway between Lots 3 through 8 and 9 through 14, Block 15; Lots 5 through 10 and 17 through 22 of Block 18; Maple Way, separating Lots 10 through 14, Block 15 and Lots 5 through 10, Block 18, Lot 1, Block 20 and Block 28 and Elm Way between Lots 17 through 22, Block 18 and Lot 1, Block 20 and Block 28 commencing at the southeast corner Lot 17, Block 18 and the southwest corner of Lot 1, Block 20; all properties situate in Ewauna Park located within the SW 1/4 section 9, Township 39S, Range 9E Willamette Meridian, Klamath County, OR be and are hereby vacated.

Be it further ordered that pursuant to ORS 365.366(1)(d) that the vacated property is vested in the owners of the abutting property by extension of their property boundaries. Be it further ordered that the legal description of the subject property being vacated shall be as described as Exhibit "A-1" attached hereto and by reference incorporated herein. It is further ordered that the cost resulting from the approved vacation is assessed to the Petitioners herein. That the same has been posted and paid and that no further costs shall be assessed.

DONE AND DATED this 25 day of November, 2003.

KLAMATH COUNTY BOARD OF COMMISSIONERS

Chairman

Commissioner

Commissioner

Return to Commissioner's Journal

State of Oregon, County of Klamath
Recorded 12/03/03 9:09 a. m
Vol M03 Pg 88499-88500
Linda Smith, County Clerk
Fee \$ NC # of Pgs 2

NC re-recorded in add'l legu

88500**REVISED****VACATED****PARCEL****September 23, 2003**

A parcel of land situated in the NE1/4 SW1/4 of Section 9, Township 39 South, Range 9 East of the Willamette Meridian, Klamath County, Oregon and being Lots 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14 of Block 15 and Lots 5, 6, 7, 8, 9, 10, 17, 18, 19, 20, 21, 22 of Block 18 and all of Block 28 and Lot 1 of Block 20 of Ewauna Park Subdivision according to the official plat thereof on file in the office of the Klamath County Clerk, more particularly described as follows:

Beginning at a point on the easterly right of way line of Tingley Lane (formerly Manzanita Way), said point being the intersection of said easterly line with the south line of Lot 2, Block 15 of said Ewauna Park Subdivision; thence S.70°19'42"E. along the southerly line of Lots 2, 15 and 16, Block 15 and Lots 4, 3, 2 and 1, Block 18 and its extension a distance of 560.00 feet to the easterly right of way line of Elm Way; thence N.19°40'18"E. along said easterly right of way, a distance of 27.19 feet, to the easterly line of said Ewauna Park Subdivision at the most northerly corner of Block 28 of said Subdivision; thence S.00°06'02"W. along said easterly line, a distance of 347.25 feet to the southeasterly corner of Lot 1, Block 20; thence N.70°19'42"W., along the southerly lines of the following lots; Lot 1 of Block 20, Lots 10 and 17 of Block 18 and Lots 8, 9 and 10 of Block 15, a distance of 676.32 feet to the south west corner of said Lot 8; thence N.19°40'18"E. along the easterly right of way line of Tingley Lane (formerly Manzanita Way); a distance of 300.00 feet to the Point of Beginning.

Containing 4.29 acres more or less.

OK