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05/21/2012 09:57:56 AM

Fee: NO FEE

**BEFORE THE BOARD OF COUNTY COMMISSIONERS
KLAMATH COUNTY, OREGON**

IN THE MATTER OF THE VACATION OF LOT LINE)
BOUNDARY BETWEEN LOTS 14 AND 15, OF BLOCK 29)
OF KLAMATH FORESTS ESTATES, 1ST ADDITION)
(LOT #14 MTL R3510-021D0-02600-000 AND LOT #15)
R3510-021D0-02700-000) LOCATED IN KLAMATH)
COUNTY, OREGON)

FINAL ORDER
2012- 076.

WHEREAS, a petition for vacation of property containing the acknowledged signatures of 100% of the landowners, was filed with the Board of County Commissioners on January 19, 2012 according to the provisions of ORS 368.341 and ORS 368.351; and

WHEREAS, on March 6, 2012 by Order No. 2012-062, the Board of County Commissioners directed the County Planning Director to prepare a vacation report pursuant to ORS 368.351(3); and

WHEREAS, on April 30, 2012, the County Planning Director filed a written report finding that vacating the interior lot lines of the property described in Exhibit "A", attached hereto and incorporated herein, complies with all applicable land use regulations, would not be detrimental to the public interest and would facilitate future development of the property; and

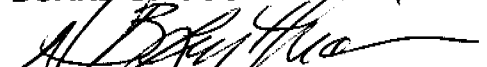
WHEREAS, after fully considering the report and other documentation presented, the Board of County Commissioners finds that the vacation of the lot lines between Lots 14 and 15 Block 29 of Klamath Forests Estates, 1st addition, (Lot #14 MAP R3510-021D0-02600-000 and Lot #15 R3510-021D0-02700-000) located in Klamath County, Oregon described in Exhibit "A", finds that the petition should be granted, and it should be noted that this property is already on the tax roll.

NOW, THEREFORE IT IS HEREBY ORDERED that the petition is granted and that the lot lines and utility easements described herein are vacated; and

IT IS FURTHER ORDERED that the fees resulting from the approved vacation are determined to be \$150.00, which the petitioner submitted payment of \$150.00 on January 19, 2012.

DONE AND DATED this 15th day of May, 2012.

BOARD OF COUNTY COMMISSIONERS


Dennis Linthicum, Chair


Cheryl Hurk, Commissioner


Al Switzer, Commissioner



Klamath County Planning Department


Klamath County Government Center
305 Main Street, Klamath Falls, Oregon 97601

Phone 1-541-883-5121 Option #4
Toll Free in Oregon 1-800-426-9763
Fax 1-541-885-3644

PLANNING DIRECTOR'S REPORT

DATE: April 30, 2012

TO: Board of County Commissioners

FROM: Bill Adams, Planning Director 

RE: Request from Judy L. Erickson to vacate the lot line between lots 14 and 15 of Block 29, Klamath Forest Estates, 1st Addition (Map numbers R-3510-021D0-02600 & 2700).

ORS Chapter 368 provides as follows:

368.351 Vacation without hearing. A county governing body may make a determination about a vacation of property under ORS 368.326 to 368.366 without complying with ORS 368.346 if the proceedings for vacation were initiated by a petition under ORS 368.341 that indicates the owners' approval of the proposed vacation and that contains the acknowledged signatures of owners of 100 percent of private property proposed to be vacated and acknowledged signatures of owners of 100 percent of property abutting public property proposed to be vacated and either:...or

(2) The planning director of the county files a written report with the county governing body in which the planning director, upon review, finds that an interior lot line vacation affecting private property complies with applicable land use regulations and facilitates development of the property subject to interior lot line vacation.

The purpose of the above referenced interior lot line vacation request is to remove interior lot lines established by Klamath Forest Estates Subdivision, situated in Section 21, Township 35 South, Range 10 East Willamette Meridian (see attached map). The two existing lots are 2.37 (TL 2600) and 2.97 (TL 2700) acres in size and are zoned R-2 (Rural Residential – 2 acre minimum lot size). Once the interior lot lines are vacated, they will become one unit of land 5.34 acres in size.

I find that vacating the interior lot lines of the above referenced private property complies with all applicable land use regulations, is not detrimental to the public interest, and facilitates development of the property.

**BEFORE THE BOARD OF COUNTY COMMISSIONERS
KLAMATH COUNTY, OREGON**

IN THE MATTER OF THE VACATION OF LOT LINE)
BOUNDARY BETWEEN LOTS 14 AND 15, OF BLOCK 29)
OF KLAMATH FORESTS ESTATES, 1ST ADDITION)
(LOT #14 MAP R3510-021D0-02600-000 AND LOT #15)
R3510-021D0-02700-000) LOCATED IN KLAMATH)
COUNTY, OREGON)
_____)

ORDER 2012-062
TO PREPARE
PLANNING DIRECTOR
REPORT

THIS MATTER coming on before the Klamath County Board of Commissioners on a petition from Judy L. Erickson for the vacation of the above mentioned property, located in Klamath County, Oregon.

NOW THEREFORE, IT IS HEREBY ORDERED that the County Planning Director of Klamath County prepare a report regarding this Petition for Vacation. The report shall contain the following:

1. A description of the ownership and uses of the property proposed to be vacated; and
2. An assessment by the County Planning Director whether the vacation would be in the public interest; and
3. Any other information required by the County Commissioners.

DONE AND DATED this 6th day of March, 2012

BOARD OF COUNTY COMMISSIONERS



Chairman



Commissioner



Commissioner

IN AND FOR THE COUNTY OF KLAMATH, STATE OF OREGON

SEE ATTACHMENTS #1, #2, #3, #4

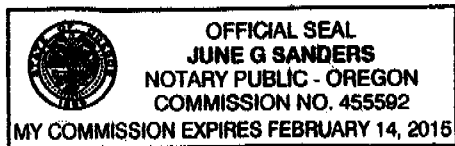
Petitioner

State of Oregon)
County of Klamath)

Before me this 16 day of January, 2012, personally appeared _____

JUDY L. ERICKSON

and acknowledged the foregoing instrument (Petition to Vacate Property previously described) to be
his/her voluntary act and deed.



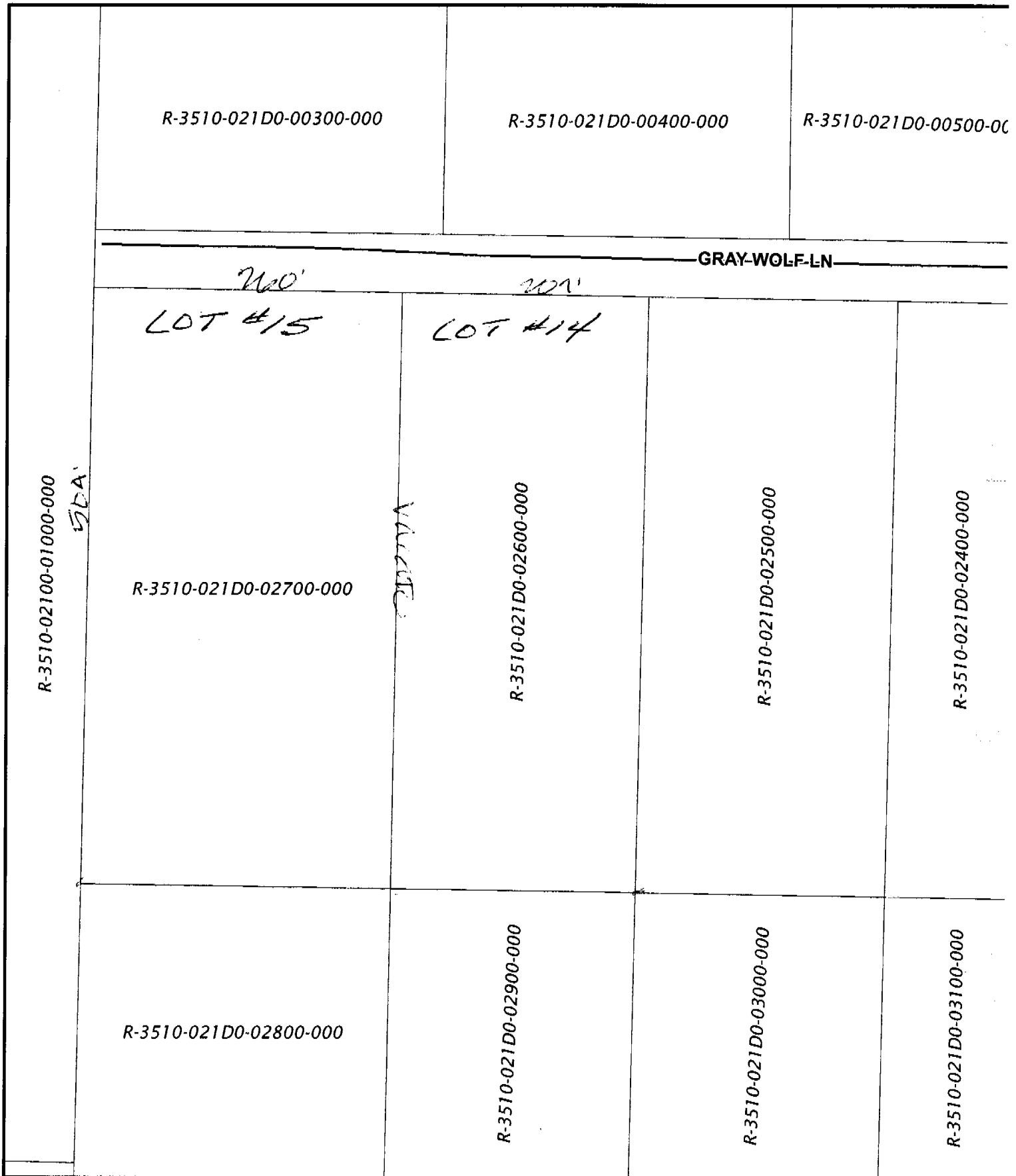
June Sanders
Notary Public for Oregon
My Commission Expires: Feb. 14, 2015

State of Oregon)
County of Klamath)

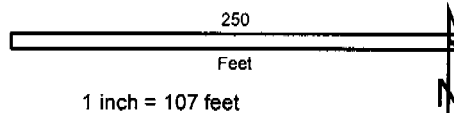
Before me this ____ day of _____, 20__, personally appeared _____

and acknowledged the foregoing instrument (Petition to Vacate Property previously described) to be
his/her voluntary act and deed.

Notary Public for Oregon
My Commission Expires: _____



Klamath County



Date Printed: 4/3/2012

This map is for planning purposes only. This map has been prepared for internal use by Klamath County or Accuracy and completeness is not guaranteed to any other agency, public or private.

Measurements are approximate

*

- - Property Data Selection Menu - -

Prop ID : R261656 (Real Estate) (253851) Owner: ERICKSON JUDY L TRUSTEE &
 Map Tax Lot: R-3510-021D0-02600-000 ERICKSON REVOCABLE LIVING TR
 Legal: KLAMATH FOREST ESTATES 1ST PO BOX 34
 ADDITION, BLOCK 29, LOT 14, Home ID* SPRAGUE RIVER, OR 97639

Situs : 21114 GRAY WOLF LN Year Built : 2006
 SPRAGUE RIVER, OR 97639 Living Area: 1296

Name(s) :

Area : 229

Sale Info :

2011 Roll Values

Deed Type : 03	RMV Land \$	26,260 (+)
Instrument: 09-014881	RMV Improvements \$	47,410 (+)
2011 Tax Status * Unpaid Taxes *	RMV Total \$	73,670 (=)
Current Levied Taxes : 354.04	Total Exemptions \$	0
Special Assessments : 66.25	M5 Net Value \$	73,670
	M50 Assd Value \$	43,020

(AD) Alt Disp	(Y) primary	(SE) condary	(L) and/Impr
(G) en Appr	(O) wnership	(H) istory	(.) More

Enter Option from Above or <RET> to Exit: __

*

- - Property Data Selection Menu - -

Prop ID : R261647 (Real Estate) (253851) ERICKSON JUDY L TRUSTEE &
 Map Tax Lot: R-3510-021D0-02700-000 PO BOX 34
 Legal : KLAMATH FOREST ESTATES 1ST SPRAGUE RIVER, OR 97639
 ADDITION, BLOCK 29, LOT 15

Situs : Year Built :
 Living Area:

Name(s) :

Area : 008

Sale Info :

2011 Roll Values

Deed Type : 03	RMV Land \$	7,710 (+)
Instrument: 09-014881	RMV Improvements \$	0 (+)
2011 Tax Status * Unpaid Taxes *	RMV Total \$	7,710 (=)
Current Levied Taxes : 39.98	Total Exemptions \$	0
Special Assessments : 18.75	M5 Net Value \$	7,710
	M50 Assd Value \$	5,520

(AD) Alt Disp	(Y) primary	(SE) condary	(L) and/Impr
(G) en Appr	(O)wnership	(H) istory	(.) More

Enter Option from Above or <RET> to Exit: __

AGENDA REPORT

BOARD OF COUNTY COMMISSIONERS

AGENDA CATEGORY: ORDER

ITEM NO: J1

OR 2012-076

ORIGINATING DEPARTMENT: BOCC

DATE ACTION REQUESTED: May 15th, 2012

Date Action Taken:

ISSUE: Approve the Final Order for the Vacation of Lot Lines between Lots 14 AND 15 Block 29 of Klamath Forests Estates, 1st Addition, (Lot #14 MTL R3510-021D0-02600-000 and Lot #15 R3510-021D0-02700-000) located in Klamath County, Oregon.

BACKGROUND & CONCLUSIONS: There is only one (1) actual property owner, Judy L Erikson. The property owner(s) has signed petitions requesting this action. The vacation should pose no public harm. On March 6, 2012 by Order # 2012-062, the BOCC signed and authorized the Planning Department to prepare a Planning Director's Report. The Planning Director's Report recommends the vacation of these lot lines and utility easements. This will finalize the vacation.

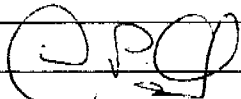
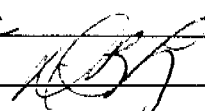
FISCAL IMPACT: \$150.00 total revenue to the County for paperwork

RECOMMENDED MOTION: Approve the Final Order for the vacation of the above described property located in Klamath County, Oregon. (Record original Order and Exhibits).

DEPARTMENT HEAD APPROVAL: _____

COUNTY COUNSEL REVIEW: _____

COMMISSIONER LIAISON APPROVAL: _____

 5/9/12 

APPROVED THIS _____ **DAY OF** _____

by the Klamath County Board
of Commissioners

CERTIFIED by _____
Recording Secretary

DISTRIBUTION:

1 - ORIGINAL - CLERK

- ORIGINAL - _____

1 - PROCEEDINGS

1 - FILE

1 - Department / Agency

1 -

1 -

1 -

Total: _____