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05/07/2015 11:00:03 AM

Fee: NO FEE

BEFORE THE BOARD OF COUNTY COMMISSIONERS
FOR KLAMATH COUNTY, OREGON

IN THE MATTER OF VACATION OF A LOT)
LINE COMMON TO LOTS 1 AND 2, and 2)
and 3, OF BLOCK 4, BEVERLY HEIGHTS)
SUBDIVISION SITUATED IN SECTION 34,)
TOWNSHIP 38 SOUTH, RANGE 9 EAST OF)
THE WILLAMETTE MERIDIAN, KLAMATH)
COUNTY, OREGON.)

FINAL ORDER

No. OR 2015-083

WHEREAS in accordance with the provisions of ORS 368.351, a petition containing the acknowledged signatures of 100% of the owners of the property (David I. and Kathleen J. Vaagen) identified in Exhibit "A" attached where the lot lines to be vacated have been submitted and accepted by the Board of County Commissioners; and

WHEREAS the Board of County Commissioners directed the Planning Director to submit a report regarding the petition for lot line vacation; and

WHEREAS the Planning Director filed with the Board of County Commissioners a report regarding the petition for lot line vacation which was accepted; and

WHEREAS after duly considering the report and other documentation presented, the Board of County Commissioners finds that the vacation of the lot lines within the property identified in Exhibit "A" is acceptable and should be granted;

NOW, THEREFORE IT IS ORDERED that the petition is hereby granted and the identified lot line within the property is vacated.

DONE AND DATED THIS 5th day of May, 2015.

Tom Mellar
Chairman

Kelly Smith
Commissioner

James Bellet
Commissioner

EXHIBIT "A"

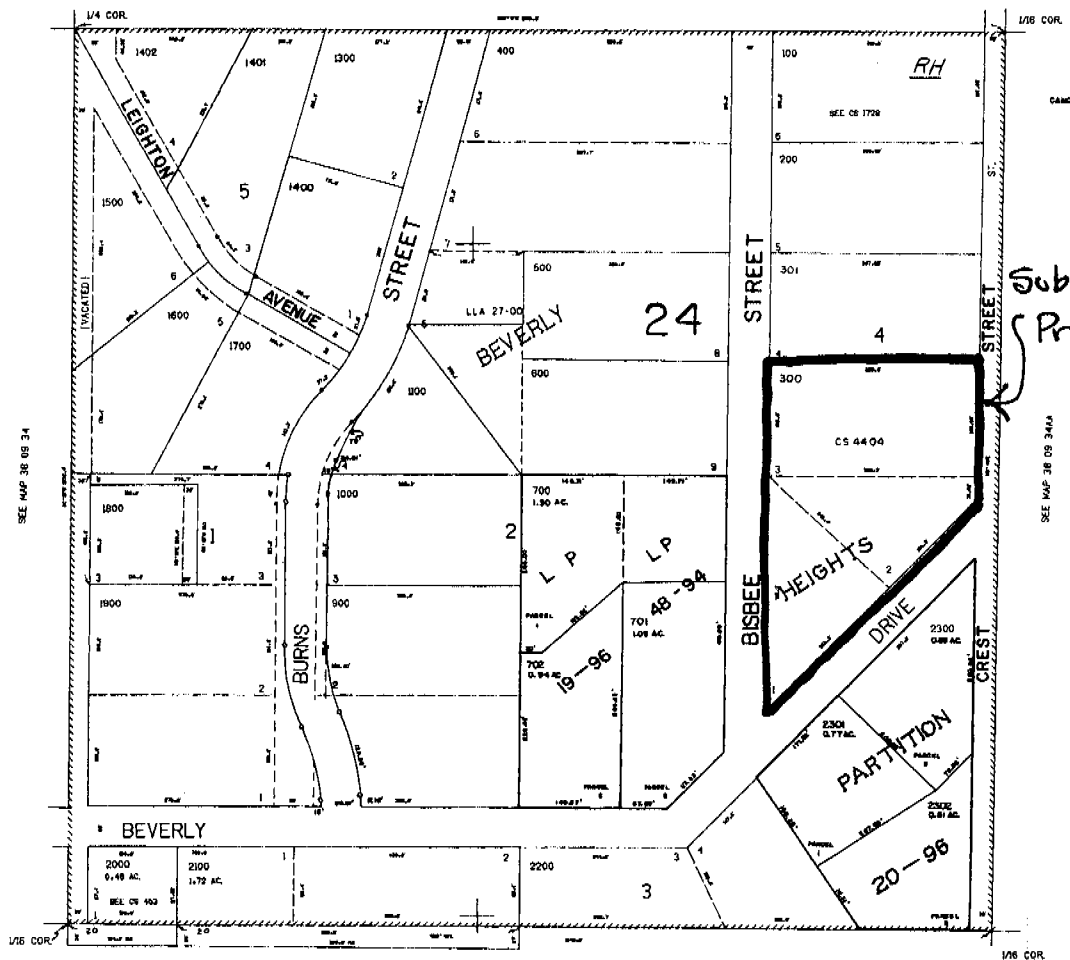
Vacation of a property line common to Lots 1 and 2, and 2 and 3 of Block 4, Beverly Heights
Subdivision located in Klamath County, Oregon

THIS MAP WAS PREPARED FOR
ASSESSMENT PURPOSE ONLY

NW1/4 NE1/4 SEC. 34 T.38S. R.09E. W.M.
KLAMATH COUNTY

38 09 34AB

SEE MAP 38 09 27

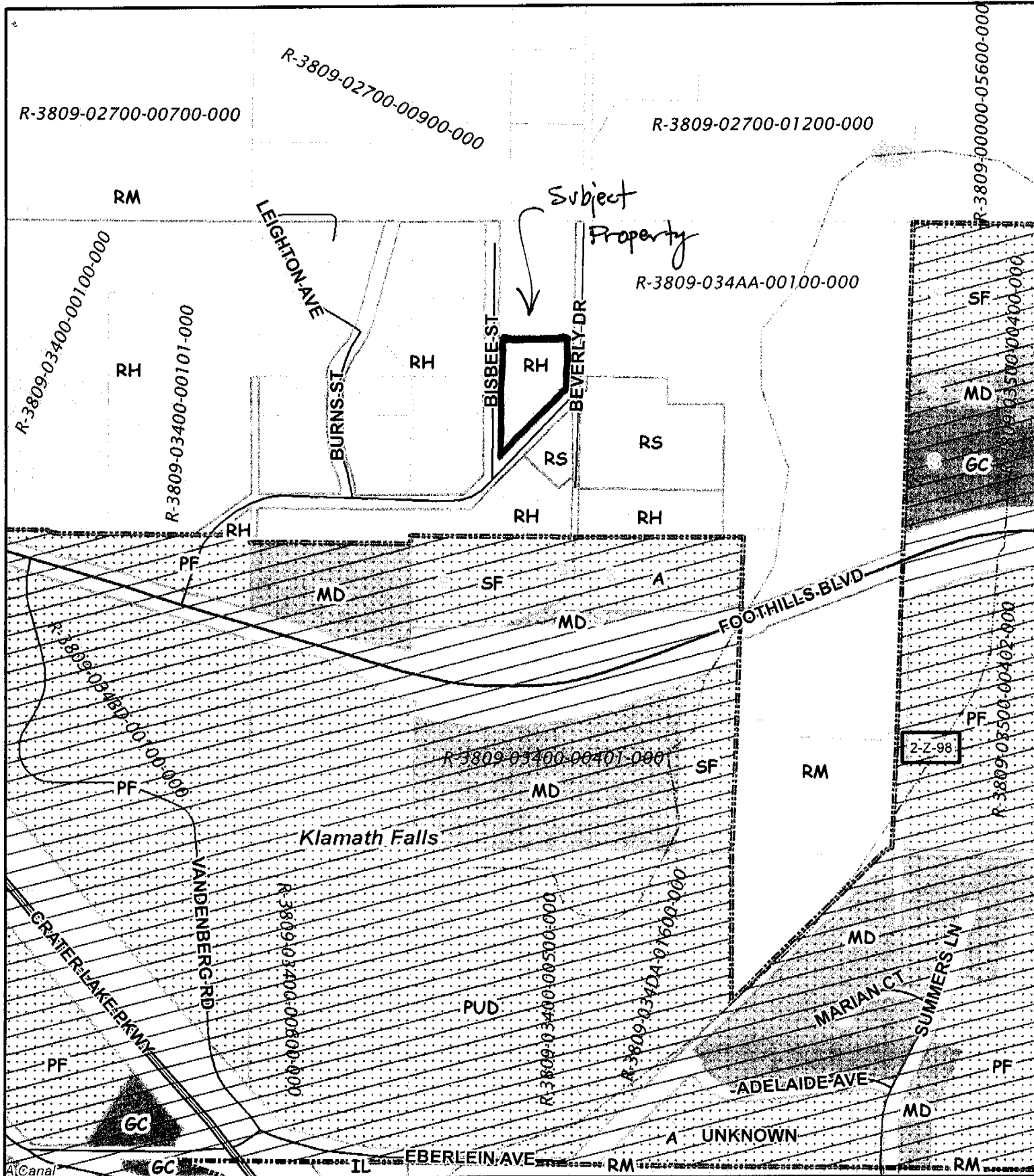


CANCELLED 10'S
900
800
700
1200

Subject
Property
2 1/2 ACRES
TOTAL

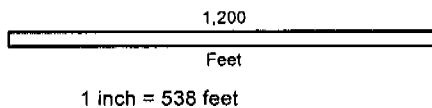
SEE MAP 38 09 34

38 09 34AB



Klamath County

-Vicinity-



Date Printed: 4-1-15

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

5:96

State of Oregon
County of Klamath } ss.
SURVEYOR'S CERTIFICATE.

I, C.C. Kelly, being duly sworn, depose and say that I surveyed, subdivided and platted **BEVERLY HEIGHTS**, situated in the NW 1/4 of the NE 1/4 of Sec. 34 T. 38 S. R. 9 E. of the Willamette Meridian, bounded as follows: Beginning at a point 272 ft. W. of the N.E. Corner of Sec. 34, T. 38 S. R. 9 E. of the Willamette Meridian, thence S. 0° 10' 10" W. a distance of 1334 ft. to a point, thence S. 89° 40' E. a distance of 1349 ft. to a point, thence N. 0° 46' E. a distance of 1835 ft. to a point on the Sec. line between Secs. 27 and 34 in said Twp and Range, thence West a distance of 1360 ft. to the point of beginning; all being in Klamath County, Oregon: That I made such survey and plat by order of and under the direction of L.H. Smith and Marie A. Smith his wife, and that the size of all lots and the width of all streets and alleys are as shown on the annexed plat, and that iron pipe monuments are as shown by the small circles.

Subscribed and sworn to before me this 25th day of October 1929.
Notary Public for Oregon.
My commission expires July 25 1933.

DEDICATION.

State of Oregon
County of Klamath } ss.
We, L.H. Smith and Marie A. Smith his wife, owners of the land described in the surveyors certificate above, do hereby certify that we caused it to be surveyed, subdivided, and platted as **BEVERLY HEIGHTS**, situated in Klamath County, Oregon, as shown here on, and we do for ourselves, our heirs and assigns, dedicate, donate, and convey to the public for public use forever the street as shown on the annexed plat.

Witness my hand and seal this 25th day of October 1929.
Marie A. Smith

State of Oregon
County of Klamath } ss.
As it is remembered that on the 25th day of October 1929, before me the undersigned a Notary Public for said County and State, personally appeared the within named L.H. Smith and Marie A. Smith his wife, who are known to me to be the identical individuals described in, and who executed the above instrument, and acknowledged that they executed the same freely and voluntarily.
In Witness Whereof I hereunto set my hand and Notarial Seal, the day and year above written.

Notary Public for Oregon.
My Commission expires July 25 1933.

Approved this 23rd day of October 1929.
C. B. Kelly
County Surveyor.

Approved this 26th day of October 1929.
A. J. Kelly
County Assessor.

Filed for record this 26th day of October 1929.
C. B. Kelly
County Clerk.

This is to certify that there are no taxes on this land due and payable and unpaid this 26th day of October 1929.

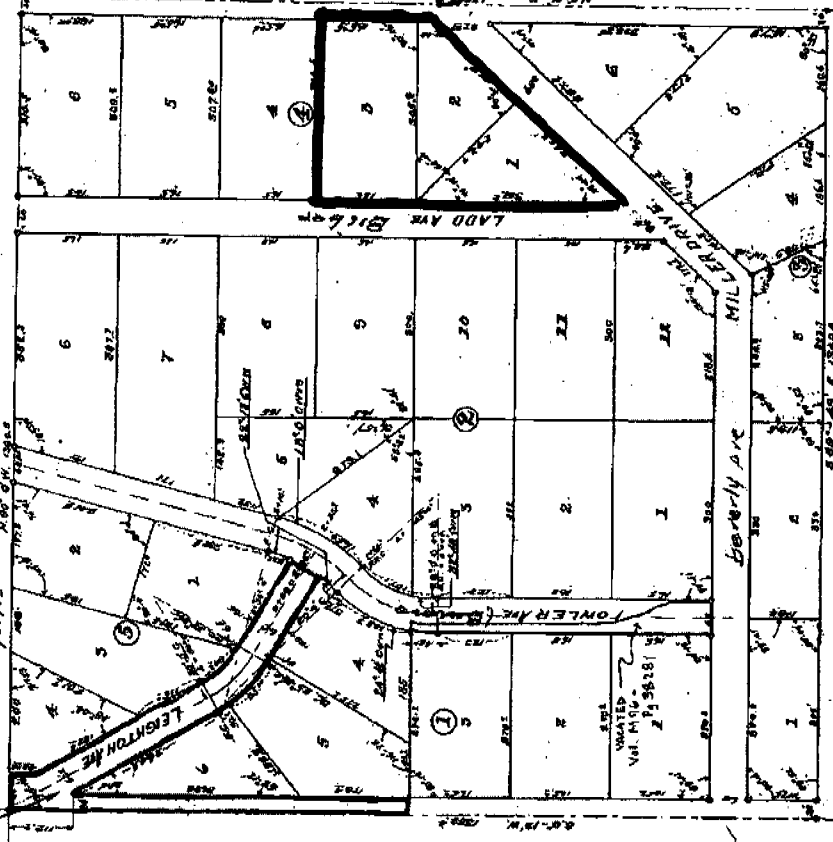
County Sheriff.
J. A. Kelly

Approved this 30th day of October 1929 by the County Court of Klamath County Oregon.

W. B. Kelly
County Commissioner.

County Commissioners:

VACATED By Order of County Court November 8, 1923
Comm. Journal - Vol. 15, Page 81
Ord. Records - Vol. 140, Page 97
Twp. 38 S. Range 9 E. Sec. 34



**PLAT OF
BEVERLY HEIGHTS
KLAMATH COUNTY OREGON**
Scale 1 in. = 150 Ft.

