

49301

vol. 778 page 11636

KNOW ALL MEN BY THESE PRESENTS, that WILD BILLY LAKE, INC., a corporation duly organized and existing under the laws of the State of Oregon, hereinafter called Grantor, for the consideration hereinafter stated, does hereby grant, bargain, sell and convey unto JAMES R. HAWKINS, hereinafter called Grantee, and unto Grantee's heirs, successors and assigns, that certain real property, with the tenements, hereditaments and appurtenances thereunto belonging or appertaining, situated in the County of Klamath, State of Oregon, described as follows, to-wit:

SW $\frac{1}{4}$ SW $\frac{1}{4}$ SE $\frac{1}{4}$, Section 2, Township 35 South, Range 12, East of the Willamette Meridian, Klamath County, Oregon.

SUBJECT TO: Rights of the public in and to any portion of said premises lying within the limits of roads and highways; Right of Way for road purposes granted to the United States of America by instrument recorded Nov. 7, 1958, in Misc. Records 13 at page 265; Reservations and restrictions as set forth in deed recorded April 6, 1959, in Deed Vol. 311 at page 266; Reservations as set forth in deed recorded May 25, 1960, in Deed Vol. 321 at page 402, modified by Decree filed Nov. 12, 1969, in Circuit Court Journal M-69 at page 6695; Easement and other rights as disclosed by deed recorded May 25, 1960, in Book 321 at page 402, modification by Decree filed Nov. 12, 1969 in Circuit Court Journal M-69 at page 6695; Right of way for ditches or canals constructed by authority of the United States as disclosed by Indian Deed recorded Feb. 13, 1930, in Deed Vol. 31, page 321; Reservations and restrictions as set forth in Land Status Report, recorded Oct. 28, 1950, in Deed Vol. 305 at page 457; and also subject to any other existing easements for public roads and highways, for public utilities, and for railroads and pipe lines, and for any other easements or rights of way of record; and to the following building and use restrictions which grantee assumes and agrees to fully observe and comply with, to-wit:

1. That no person shall ever suffer or permit any unlawful, unsightly or offensive use to be made of said premises, nor will any person suffer or permit anything to be done thereon which may be or become a nuisance or annoyance to the neighborhood.
2. That no lot shall be used for industrial or manufacturing purposes.
3. That no building, except one summer home or residence and the usual and necessary outbuildings thereon, shall ever be erected on any one lot, with a minimum of 600 square feet; the electricity, plumbing and septic tank to comply with State of Oregon regulations.
4. That no building shall ever be erected within 50 feet of any exterior property line.
5. That no tree larger than 6 inches in diameter 24 inches above the ground may be cut, except to clear the land for a permanent structure or driveway.
6. That no hunting shall be permitted on any of said lots, and no firearms may be discharged from any of said lots, except for the owner.

7. That garbage must be disposed of in a sanitary manner, and burning must be done in a barrel with a cover of 1/2-inch wire mesh screen.

8. That lot owners may permit guests to camp or pitch tents on their lots for a period of not more than two weeks at any one time; provided, however, that such camping shall be done in a good and campmanlike manner.

9. That no temporary housing shall be permitted on any lot, except during the period of construction of a permanent residence, and in no event shall same be permitted for a period in excess of 90 days; provided, however, trailer or mobile homes may be used as permanent dwellings on the premises which have a retail cost of not less than \$1,500.00.

10. All fires for burning slash shall be done in the properly authorized season, and pursuant to United States Forest Service and/or Klamath Forest Protective Service regulations. Fireplaces in all buildings shall have a heavy mesh screen permanently affixed thereto in the flue line enough to prevent the passage of sparks. No outdoor fires, other than for the clearing of ground, shall be allowed except in permanent fireplaces or firepits, which shall be in the center of an area with a 30-foot cleared radius of all inflammables and which shall have a water hose connection with said area with 100 feet of hose and sufficient water supply and pressure to operate said hose.

The true and actual consideration paid for this transfer is \$3,995.00.

TO HAVE AND TO HOLD the same unto the said grantee and grantee's heirs, successors and assigns forever.

And said grantor hereby covenants to and with said grantee and grantee's heirs, successors and assigns, that grantor is lawfully seized in fee simple of the above granted premises, free from all encumbrances, except those above set forth, and that grantor will warrant and forever defend the above granted premises and every part and parcel thereof against the lawful claims and demands of all persons whomsoever, except those claiming under the above described encumbrances.

In construing this deed and where the context so requires, the singular includes the plural.

Done by order of the grantor's board of directors, with its corporate seal affixed this 19th day of June, 1972.

WILD BILLY LAKE, INC.

Vice-President

By Miller Anderson

Secretary

By Floyd L. Osborn

June 20th, 1972

STATE OF OREGON)
County of Klamath) ss

Personally appeared Miller Anderson and Floyd Osborn who, being duly sworn, each for himself and not one for the other, did say that the former is the Vice-President and that the latter is the Secretary of Wild Billy Lake, Inc., a corporation, and that the seal affixed to the foregoing instrument is the corporate seal of said corporation and that said instrument was signed and sealed in behalf of said corporation by authority of its board of directors; and each of them acknowledged said instrument to be its voluntary act and deed.

NOTARIAL PUBLIC

(8444)

Clayton M. Lacey
Notary Public for Oregon
My Commission expires 12-31-73

STATE OF OREGON; COUNTY OF KLAMATH; ss.

I hereby certify that the within instrument was received and filed for record on the 1st day of June A.D., 19 78 at 9:40 o'clock A M., and duly recorded in Vol. M78, of Deeds on Page 11636.

FEE \$6.00

WM. D. MILNE, County Clerk

By Bernard J. Helich Deputy

Return to
James H. Harkins
1824 21st St #3
San Francisco, Ca 94106