

This Indenture Witnesseth, THAT PEGGY M. STIVERS, who was formerly Peggy M. Sloan, and ELDON V. STIVERS, her husband,

hereinafter known as grantors, for the consideration hereinafter stated have bargained and sold, and by these presents do grant, bargain, sell and convey unto DAN N. SWEENEY and MARJORIE SWEENEY,

husband and wife, grantees, the following described premises, situated in Klamath County, Oregon, to-wit:

Lot 197, Third Addition to Sportsman Park, Klamath County, Oregon, according to the official plat thereof on file in the records of Klamath County, Oregon.

SUBJECT TO: Agreements concerning the operation of the dam and control of the water levels of Upper Klamath Lake; Reservations and easements contained in the Dedication of Third Addition to Sportsman Park; Any easements of record and those apparent on the land, if any; 1979-80 real property taxes which are now a lien but not yet payable; Any matters suffered or created by grantees; and to the following building and use restrictions which grantees, their heirs, grantees, and assigns, assume and agree to fully observe and comply with, to wit:

- (1) That grantees will not suffer or permit any unlawful, unsightly, or offensive use to be made of said premises nor will they suffer or permit anything to be done thereon which may be or become a nuisance or annoyance to the neighborhood.
- (2) That they will use said premises solely as a residence or summer home site.
- (3) That each said lot shall never be subdivided nor shall any less portion than the whole of said lot ever be sold, leased, or conveyed, and that no building except one summer home or residence and the usual and necessary outbuildings thereto shall ever be erected thereon.
- (4) That no building shall ever be erected within 10 feet of any exterior property line.
- (5) That the foregoing covenants are appurtenant to and for the benefit of each and every other lot in said Third Addition to Sportsman Park and shall forever run with the land and shall bind the premises herein conveyed for the benefit of each and every other lot in said addition and the foregoing covenants and restrictions shall be incorporated in and made a part of each and every other deed or conveyance hereafter executed for the purpose of conveying these premises.

The true and actual consideration paid for this transfer, stated in terms of dollars, is \$ 3,200.00.

~~However, the actual consideration paid for this transfer is not to be taken into consideration.~~
(Strike out the above when not applicable)

TO HAVE AND TO HOLD the said premises with their appurtenances unto the said grantees as an estate by the entirety. And the said grantors do hereby covenant, to and with the said grantees, and their assigns, that they are the owner s in fee simple of said premises; that they are free from all incumbrances, except those above set out,

and that they will warrant and defend the same from all lawful claims whatsoever, except those above set forth.

IN WITNESS WHEREOF, grantors have hereunto set their hand s and seal s this 2nd day of August 19 79

Eldon V. Stivers (SEAL)

(SEAL)

Peggy M. Stivers (SEAL)

(SEAL)

STATE OF OREGON, County of Klamath) ss. August 22, 19 79

Personally appeared the above named Peggy M. Stivers, who was formerly Peggy M. Sloan, and Eldon V. Stivers, her husband,

and acknowledged the foregoing instrument to be their voluntary act and deed.

Before me:

Bernice D. Knapp
Notary Public for Oregon.

My commission expires 3-13-80

After recording, return to:

STATE OF OREGON,

County of Klamath } ss.

I certify that the within instrument was received for record on the 5th day of October 1979, at 2:48 o'clock P. M., and recorded in book M79 on page 23665 Record of Deeds of said County.

Witness my hand and seal of County affixed.

Wm. D. Milne

County Clerk—Recorder

By Bernice D. Knapp

Fee \$3.50

Deputy

From the Office of:

Wm. Ganong

Lawyer

P. O. Box 57

Klamath Falls, Ore. 97601

Until a change is requested, all tax statements shall be sent to the following name and address:

Mr. and Mrs. Dan N. Sweeney

3381 Rogue River Hwy.

Grants Pass, Oregon 97526