

K-37445

12/17/84-JEM;bj

44489

Vol. 1184 page 21636

CONSERVATION RESTRICTIVE COVENANT

SAND CREEK RANCH, a co-partnership consisting of The Grupe Company, a California Corporation, and Cortopassi/Graham, Inc., a California Corporation (hereinafter Grupe), covenant with DAYTON O. HYDE and GEFDA V. HYDE (hereinafter Hyde), that, in consideration of their mutual interest in the conservation of that portion of the Williamson River which flows through their properties, hereby covenant and agree with each other for their heirs, executors, administrators and assigns as follows:

1) Grupe agrees for itself, its invitees, guests, agents, employees and others who may have permissive rights, to restrict all fishing activities on that portion of the Williamson River, lying within the boundaries of the real property owned by Grupe and described on Exhibit "A" attached hereto and incorporated by this reference, to fly fishing only.

2) Grupe shall maintain that portion of the Williamson River lying within the boundaries of the real property owned by Grupe and described on Exhibit "A" attached hereto and incorporated by this reference, according to sound conservation practices. Such maintenance shall include, but not be limited to, the removal of all deadfall branches and trees.

3) Hyde agrees for itself, its invitees, guests, agents, employees and others who may have permissive rights, to restrict all fishing activities on that portion of the Williamson River, lying within the boundaries of the real property owned by Hyde and described on Exhibit "B" attached hereto and incorporated by this reference, to fly fishing only.

4) Hyde shall maintain that portion of the Williamson River lying within the boundaries of the real property owned by Hyde and described on Exhibit "B" attached hereto and incorporated by this reference according to sound conservation practices. Such maintenance shall include, but not be limited to the removal of all deadfall branches and trees.

This Agreement constitutes a mutual covenant running with the land, and all successive owners shall have the same

right to invoke and enforce its provisions as the original parties.

In witness whereof, the parties have executed this Agreement at Klamath Falls, Oregon, this 27th day of December, 1984.

21637

SAND CREEK RANCH

By: THE GRUPE COMPANY, Co-Partner

By: [Signature]
GREENLAW GRUPE, JR.
Chairman of the Board

[Signature]
DAYTON O. HYDE

By: CORTOPASSI/GRAHAM, INC.,
Co-Partner

By: [Signature]
DEAN A. CORTOPASSI, President

[Signature]
GERDA V. HYDE

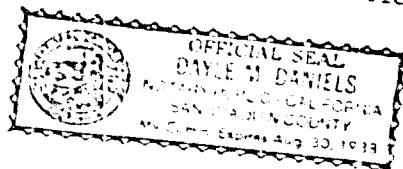
Address: Post Office Box 7576
Stockton, CA 95207

Address: Box 371, Yamsi Ranch
Chiloquin, OR 97624

State of California)
) SS:
County of San Joaquin)

On this 27th day of December, 1984, before me, the undersigned, a Notary Public in and for the said State, personally appeared GREENLAW GRUPE, JR., known to me to be the Chairman of the Board of THE GRUPE COMPANY, the corporation that executed the within instrument, and known to me to be the person who executed the within instrument on behalf of said corporation, said corporation being known to me to be one of the partners of SAND CREEK RANCH, the partnership that executed the within instrument, and acknowledged to me that such corporation executed the same as such partner and that such partnership executed the same.

WITNESS my hand and official seal.



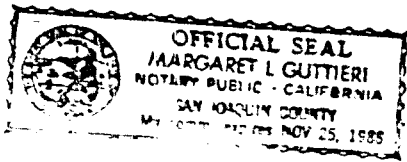
[Signature]
Notary Public

21638

State of California)
) SS:
County of San Joaquin)

On this 27th day of December, 1984, before me, the undersigned, a Notary Public in and for the said State, personally appeared DEAN A. CORTOPASSI, known to me to be the President of CORTOPASSI/CRAHAM, INC., the corporation that executed the within instrument, and known to me to be the person who executed the within instrument on behalf of said corporation, said corporation being known to me to be one of the partners of SAND CREEK RANCH, the partnership that executed the within instrument, and acknowledged to me that such corporation executed the same as such partner and that such partnership executed the same.

WITNESS my hand and official seal.

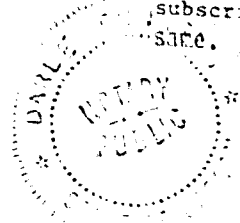


Margaret L. Guttieri
Notary Public

State of California)
) : ss.
County of San Joaquin)

On this 22 day of December, 1984, before me, the undersigned, a Notary Public in and for said State, personally appeared DANTON O. HYDE and GERDA V. HYDE, known to me to be the persons whose names are subscribed to the within instrument and acknowledged that they executed the same.

WITNESS my hand and official seal.



Danton O. Hyde
Notary Public

9-23-87

21639

EXHIBIT "E"

PARCEL 1:

Township 32 South, Range 11 E.W.M.

Section 8: NW 1/4 SW 1/4

PARCEL 2:

Township 32 South, Range 11 E.W.M.

Section 5: S 1/2 S 1/2 SW 1/4

Section 6: E 1/2 SE 1/4, E 1/2 NW 1/4 SE
1/4

Section 7: N 1/2 NE 1/4 NE 1/4, E 1/2 SE
1/4 SE 1/4

Section 8: SW 1/4, E 1/2 SW 1/4

Section 18: NE 1/4 NE 1/4, W 1/2 SE 1/4 NE
1/4, E 1/2 SW 1/4 NE 1/4, S
1/2 SE 1/4

Section 19: NW 1/4 NE 1/4

PARCEL 3:

Township 32 South, Range 11 E.W.M.

Section 8: SW 1/4 SW 1/4

Section 18: W 1/2 SE 1/4 SW 1/4

Section 19: W 1/2 NE 1/4 NW 1/4

EXHIBIT ^B "A"

21640

Township 32 South, Range 10 E.W.M.

Section 36: S 1/2 SE 1/4 NE 1/4, SW 1/4 NE 1/4, N 1/2 N 1/2 SE 1/4, N 1/2 NE 1/4 SW 1/4

Township 32 South, Range 11 E.W.M.

Sec. 5: S 1/2 S 1/2 SW 1/4;
Sec. 6: E 1/2 SE 1/4, E 1/2 NW 1/4 SE 1/4;
Sec. 7: N 1/2 NE 1/4 NE 1/4;
Sec. 8: NW 1/4, E 1/2 SW 1/4, NW 1/4 SW 1/4;
Sec. 17: W 1/2 NE 1/4, W 1/2, W 1/2 SE 1/4;
Sec. 20: W 1/2 E 1/2, W 1/2;
Sec. 29: W 1/2 NE 1/4, NW 1/4, S 1/2;
Sec. 31: NE 1/4 NE 1/4, S 1/2 NW 1/4 NE 1/4, SW 1/4 NE 1/4, S 1/2 NE 1/4 NW 1/4, SE 1/4 NW 1/4, Lot 2.
Sec. 32: All

Township 33 South, Range 11 E.W.M.

Sec. 4: W 1/2 SW 1/4;
Sec. 5: E 1/2, E 1/2 NW 1/4, NW 1/4 NW 1/4, SW 1/4 NW 1/4, SW 1/4
Sec. 8: N 1/2, N 1/2 S 1/2
Sec. 9: W 1/2 NW 1/4, W 1/2 W 1/2 SE 1/4 NW 1/4, N 1/2 NW 1/4 SW 1/4, W 1/2 NW 1/4 N 1/4 SW 1/4

Township 32 South, Range 11 E.W.M.

Sec. 18: S 1/2 SW 1/4 SE 1/4
Sec. 19: NW 1/4 NE 1/4
Sec. 7: E 1/2 SE 1/4 SE 1/4
Sec. 18: NE 1/4 NE 1/4, W 1/2 SE 1/4 NE 1/4, E 1/2 SW 1/4 NE 1/4, NW 1/4 SE 1/4, N 1/2 SW 1/4 SE 1/4

STATE OF OREGON COUNTY OF KLAMATH; ss.

Filed for record

This _____ day of _____

duly recorded in Vol. _____ of _____

December A. D. 1984 at 4:17 o'clock P.M.

21636

EMILY B. BEHN, Clerk

By *[Signature]*

Fee \$21.00

KLAMATH COUNTY TITLE CO.