

MTC 46196-KR
AFFIDAVIT OF DECLARATION
FOR LAND PARTITION 35-98

BEING PARCELS 1, 2 AND THAT PORTION OF PARCEL 3 OF LAND PARTITION 35-98 REMAINING AFTER PROPERTY LINE ADJUSTMENT 42-98 SITUATED IN SECTION 13, TOWNSHIP 38 SOUTH, RANGE 8, E.W.M., KLAMATH COUNTY, OREGON.

JOSEPH MICHAEL HOHMAN, owner of Parcel 1, 2 and that portion of Parcel 3 remaining after Property Line Adjustment 42-98, OF LAND PARTITION 35-98 situate in Section 13, Township 38 South, Range 8 E.W.M., Klamath County, Oregon be subject to the restrictions described in Exhibit "A" attached hereto and made a part hereof.

The portion of Parcel 3 that is to be conveyed to Nora F. Hohman by Property LINE ADJUSTMENT 42-98, IS TO BE EXEMPT from these restrictions as the structure on the Nora F. Hohman parcel is pre-existing.

These restrictions shall be for a period of perpetuity. Adjustments can only be made with a 75% majority vote of the parcel owners of Parcels 1, 2 and all of parcel 3 of Land Partition 35-98, remaining after the Property Line Adjustment 42-98, and the Parcel of Nora F. Hohman being described in Exhibit "B" attached hereto and made a part hereto and that portion of Parcel 3 which Nora F. Hohman acquired through the Property Line Adjustment. The Nora F. Hohman parcel will be included in the 75% majority vote due to the fact that the restrictions will benefit her parcel of land.

Dated this 4th day of January, 1999.

Joseph Michael Hohman

x Joseph Michael Hohman

Witnessed before me on the 4th day of January, 1999

by Joseph Michael Hohman as his voluntary act and deed.

Kristi L. Redd
NOTARY PUBLIC FOR OREGON
My Commission Expires: 11/16/99

After Recording Return To:

Joseph Michael Hohman
PO Box 1514
City 97601



EXHIBIT "B"
LEGAL DESCRIPTION

A tract of land situate in the NW1/4 of the NE1/4 of Section 13, Township 38 South, Range 8 East of the Willamette Meridian, Klamath County, Oregon, being more particularly described as follows:

Beginning at a 3/8 inch iron rod in a mound of stone and on the Section line between Sections 12 and 13, from which the stone marking the 1/4 corner common to Sections 12 and 13 bears North 88 degrees 58' 56" West along said Section line, 671.61 feet; thence Easterly along said Section line, South 88 degrees 43' 15" East 69.63 feet to a point on the centerline of a 40 foot wide road easement as platted for Minor Land Partition Number 51-82; thence Southerly along said centerline the following courses and distances: (1) South 13 degrees 04' 50" East, 65.99 feet; (2) South 40 degrees 32' 19" East, 214.21 feet; (3) South 64 degrees 15' 00" East 201.43 feet; (4) South 32 degrees 45' 00" East, 158.47 feet; (5) South 18 degrees 40' 48" East 514.71 feet; (6) South 62 degrees 58' 12" East, 21.33 feet to a point on the 1/16 line being the East boundary of the NW1/4 of the NE1/4 of Section 13; thence leaving said centerline and continuing along said 1/16 line, South 0 degrees 03' 45" West 400.89 feet to a 3/4" pipe marking the NE 1/16 corner of Section 13; thence North 26 degrees 35' 02" West 1506.90 feet to the point of beginning. (Also described as Parcel 2 of Minor Land Partition 51-82)

STATE OF OREGON: COUNTY OF KLAMATH: ss.

Filed for record at request of Amerititle the 5th day
of January A.D. 19 99 at 11:16 o'clock A. M., and duly recorded in Vol. M99
of Deeds on Page 151

FEE

\$20.00

Linda Smith, County Clerk

By Kashlan Ross