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1396-9219 CONDITIONAL USE PERMIT RESTRICTIVE COVENANT FOR QUIET ENJOYMENT

KNOW ALL MEN BY THESE PRESENTS that Larry P. Belau and Rebecca P. Belau, husband and wife, in consideration of the approval by Klamath County, Oregon, of Conditional Use Permit No 56-98 of the following described real property situated in Klamath County, Oregon:

That portion of Government Lot 3 situated in Section 32, Township 35 South, Range 7 East of the Willamette Meridian, Klamath County, Oregon, lying East of the Dalles-California Highway (Presently commonly known as Modoc Point Highway or State Highway 127). Note: Presently the subject property is identified at the Klamath County Tax Assessor's Office as Tax Account Numbers: 3507-03200-00400 and 3507-03200-00500. EXCEPTING THEREFROM that portion of said Government Lot 3 deeded to the David Hill Cemetery Association, Inc. by instrument recorded September 24, 1958 in Book 304 at page 58.

and in consideration of the benefits accruing to the above-named and the above described real property by reason of said approved Conditional Use Permit, we, the undersign, for ourselves and our successors and assigns, do covenant, grant, bargain and agree to allow the owners and their successors and assigns of all the real property situated within one mile from any boundary line of the above described property, to peaceably and quietly use accepted resource management practices for including but not limited to, the growing and harvesting of crops and other associated accepted farm where such uses pertain to commercial farm activity, and in all ways utilize said real property for said farming purposes and pursuits without complaint, suit, trouble, molestation, eviction or disturbance on our part and of the part of our successors or assigns. We, and our successors and assigns in interest, also agree not to divide or partition the above described property.

AMERITITLE has recorded this instrument by request of or accommodation only, and has not examined it for regularity and sufficiency or as to its effect upon the title to any real property that may be described therein.

Larry P. Belau
Larry P. Belau
Rebecca P. Belau
Rebecca P. Belau

STATE OF

County of

Oregon
Klamath

BE IT REMEMBERED, That on this 26th day of March, 1999, before me, the undersigned, a Notary Public in and for said County and State, personally appeared the within named Larry P. & Rebecca P. Belau known to me to be the identical individual(s) described in and who executed the within instrument and acknowledged to me that the signor(s) executed the same freely and voluntarily.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed my official seal the day and year last above written.



Cristina Floerzi
Notary Public for Oregon
My Commission expires 12-5-2000

STATE OF OREGON COUNTY OF KLAMATH

Filed for record at request of Amerititle
of March A.D. 1999 at 3:50 o'clock P. M. and duly recorded in Vol. 10796
of Deeds

Linda Smith, County Clerk

FFL

\$10.00

by Kathleen P. Ross

Return to: PO Box 441
Jacksonville, OR 97530