

MT-71451 KR

M06-03154

Klamath County, Oregon

02/17/2006 02:53:56 PM

Pages 3 Fee: \$31.00

**RESTRICTIVE COVENANT
FOR CONDITIONAL USE PERMIT**

Know all men by these presents that Kenneth Catanzarite, in consideration of the approval by Klamath County, Oregon, of Conditional Use Permit 67-05, on the following described property:

A 30.32 acre parcel identified as a portion of the SW ¼ SW ¼ of Section 36 T36S R11E WM (exact legal description attached hereto as EXHIBIT "A") also known as Klamath County Tax Lot R-3611-03600-00600-000.

hereby recognizes the rights of adjacent and nearby landowners to conduct farm and forest operations consistent with accepted farm practices and Oregon Forest Practices Act and record this restrictive covenant prohibiting the permit grantee and successors in interest from filing complaint of any type or kind concerning the presently accepted resource management practices and farm uses that may occur on nearby lands devoted to resource use.



Kenneth Catanzarite

State of California

County of _____

This instrument was acknowledged before me on _____, 2006

By _____
(Notary Public Printed Name)

Notary Public-State of California

31.00

CALIFORNIA ALL-PURPOSE ACKNOWLEDGMENT

State of California

County of Orange

ss.

On February 15, 2004

Date

before me,

Jenifer H. de Vera, Notary Public

Name and Title of Officer (e.g., "Jane Doe, Notary Public")

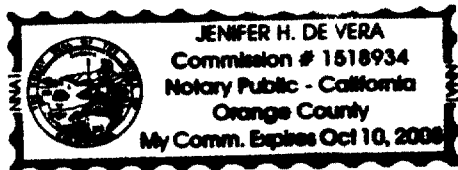
personally appeared

Kenneth Catanzarite

Name(s) of Signer(s)

☒ personally known to me

☐ proved to me on the basis of satisfactory evidence to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.



Place Notary Seal Above

WITNESS my hand and official seal.

Jenifer H. de Vera

Signature of Notary Public

OPTIONAL

Though the information below is not required by law, it may prove valuable to persons relying on the document and could prevent fraudulent removal and reattachment of this form to another document.

Description of Attached Document

Title or Type of Document:

Restrictive Covenant for Conditional Use Permit

Document Date:

none

Number of Pages:

2

Signer(s) Other Than Named Above:

N/A

Capacity(ies) Claimed by Signer(s)

Signer's Name:

Kenneth J. Catanzarite

☒ Individual

☐ Corporate Officer — Title(s):

☐ Partner — ☐ Limited ☐ General

☐ Attorney in Fact

☐ Trustee

☐ Guardian or Conservator

☐ Other:

Signer Is Representing:

RIGHT THUMBPRINT
OF SIGNER

Top of thumb here

Signer's Name:

☐ Individual

☐ Corporate Officer — Title(s):

☐ Partner — ☐ Limited ☐ General

☐ Attorney in Fact

☐ Trustee

☐ Guardian or Conservator

☐ Other:

Signer Is Representing:

RIGHT THUMBPRINT
OF SIGNER

Top of thumb here

EXHIBIT "A"
LEGAL DESCRIPTION

A portion of the SW1/4 of Section 36, Township 36 South, Range 11 East of the Willamette Meridian, Klamath County, Oregon, described as follows:

Beginning at the Southeast corner of the SW1/4 SW1/4 of said Section 36; thence North along the East line of said SW1/4 SW1/4 a distance of 660 feet; thence Northwesterly in a straight line a distance of 1477 feet, more or less, to the Northwest corner of the SW1/4 SW1/4, said Section 36; thence North along the West line of said SW1/4 of Section 36, a distance of 341 feet, more or less, to a point which is 979 feet South of the Northwest corner of said SW1/4; thence East, on a line parallel with and 979 feet at right angles South of the North line of said SW1/4, a distance of 1,581.0 feet to a point; thence South parallel with the West line of said SW1/4, a distance of 1661 feet, more or less, to the South line of said SW1/4; thence West along said South line a distance of 261.0 feet to the point to the point of beginning.

Tax Account No: 3611-03600-00600-000

Key No: 337166

TOGETHER WITH the following appurtenant easement for ingress and egress. 1. Easement recorded on August 19, 1971 in volume M71, Page 8753, records of Klamath County, Oregon. 2. Easement recorded on August 19, 1971 in volume M71, Page 8754, records of Klamath County, Oregon. 3. Easement recorded on August 19, 1971 in volume M71, Page 8755, records of Klamath County, Oregon. 4. Easement recorded on August 26, 1971 in volume M71, Page 9087, records of Klamath County, Oregon. 5. Easement recorded on March 1, 1974 in volume M74, Page 2991, records of Klamath County, Oregon. 6. Easement recorded on January 29, 1982 in volume M82, Page 1200, records of Klamath County, Oregon. 7. Easement recorded on November 4, 2005 in volume M05, Page 68313, records of Klamath County, Oregon.