

2007-005586

Klamath County, Oregon



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01/25/2007 THU 12:21 FAX

03/27/2007 08:22:59 AM

Fee: \$21.00

WILLIAM + DONNA HIGGINBOTHAM

3422 EMERALD

KLAMATH FALLS

ORF

**RESTRICTIVE COVENANT
Accessory Structure Building Permit**

The undersigned, being the record owners of all of the real property described as follows:
Lot 293 Block 6 of Lenox, do hereby make the following restrictive covenant(s) for the above-described real property, specifying that the covenant(s) shall run with the land and shall be binding on all persons claiming under such land and that these restrictions shall be for the benefit of and limitation on all future owners of said real property.

The following restrictive covenant(s) hereafter bind the subject property:

"The 12 foot by 20 foot (240 square feet total) accessory structure described as a Carport and located on property designated by the Klamath County Assessor's Office as Tax Lot 13300 in Township 39 South, Range 09 East, Section _____ is permitted in conjunction with a **primary use** (Single Family Dwelling) on the adjacent parcel described as Tax Lot 13400 in Township 39 South, Range 09 East, Section 7CB. Said structure may be used for purposes customarily accessory and subordinate to the primary use of the above referenced parcel.

"Tax lots 13300 and 13400, as described above, shall not be transferred, conveyed, leased, mortgaged or otherwise liened separately from each other but only to identical transferees, mortgagees or lien claimants until such time as a lawful primary use is permitted on Tax Lot 13300."

The covenant(s) shall not be modified or terminated except by the express written consent of the owners of the land at the time, and Klamath County Community Development, as hereafter provided.

KLAMATH COUNTY, a political subdivision of the State of Oregon, shall be considered a party to this covenant and shall have the right, if it so desires, to enforce any or all of the covenant(s) contained herein by judicial or administrative proceeding. This covenant is made pursuant to the provisions of the Klamath County Land Development Code.

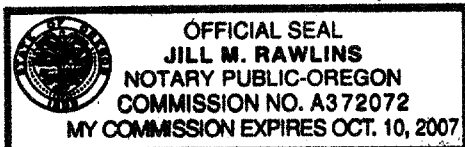
Dated this 27 day of March, 2007.

William Higginbotham
Record Owner

Donna Higginbotham
Record Owner

STATE OF OREGON }
County of Klamath } ss.

Personally appeared the above names William Higginbotham + Donna Higginbotham and acknowledged the foregoing instrument to be his/her voluntary act and deed before me this 27 day of March, 2007.



Jill M. Rawlins
Notary Public for State of Oregon
My Commission Expires: 10/10/07

CA