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04/05/2007 08:11:58 AM

Fee: \$26.00

Leonard W. Marker & Dianna J. Marker  
 14247 Brucite Rd.  
 Victorville, CA 92392

**RESTRICTIVE COVENANT**  
**Discretionary Land Use Permit – Big Game Winter Range**

The undersigned, being the record owners of all of the real property described as follows; Lot 29, Block 6  
Klamath Forest Estates and further identified by "Exhibit A" attached hereto, 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.

In consideration of approval by Klamath County, Oregon of a land use permit to construct a single family dwelling on property designated by the Klamath County Assessor's Office as Tax Lot 3500 in Township 35 South, Range 10 East, Section 015C0, and located within an identified Goal 5 Big Game Winter Range habitat area, the following restrictive covenant(s) hereafter bind the subject property:

"Declarant and Declarant's heirs, legal representatives, assigns, and lessees hereby acknowledge and agree to accept by the recording of this instrument that the property herein described is subject to Statewide Planning Goal 5 resource habitat protections implemented through the Klamath County Land Development Code, which requires the owner to control free-roaming dogs and prohibits off-road vehicle use on the property herein described during the period of November through April each year."

This covenant shall not be modified or terminated except by the express written consent of the owners of the land at the time, and the Klamath County Community Development Department, 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.

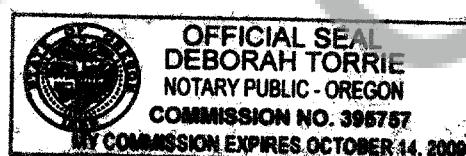
Dated this 4<sup>th</sup> day of April, 2007.

Leonard W. Marker  
 Record Owner

Dianna J. Marker  
 Record Owner

STATE OF OREGON      )  
 County of Klamath      ) ss.

Personally appeared the above names Leonard W. Marker JR. & Dianna J. Marker and acknowledged the foregoing instrument to be his/her voluntary act and deed before me this 4<sup>th</sup> day of April, 2007.



Deborah Torrie  
 Notary Public for State of Oregon  
 My Commission Expires: Oct 14, 2009

**Note:** A copy of the recorded instrument must be returned to Community Development before permits can be issued.

\* -- Property Data Selection Menu --  
Owner: MARLER LEONARD W JR &  
Prop ID : R260700 (Real Estate) (237657) MARLER DIANNA J  
Map Tax Lot: R-2510-015C0-03500-000 14247 ERUCITE RD  
Legal : KLAMATH FOREST ESTATES, BLOCK 6, VICTORVILLE, CA 92392  
LOT 29

|                                  |                           |               |               |
|----------------------------------|---------------------------|---------------|---------------|
| Situs :                          | Year Built :              |               |               |
| Name(s) :                        | Living Area:              |               |               |
| Code Area : 008                  |                           |               |               |
| Sale Info : 01/10/06 \$11,900    |                           |               |               |
| Deed Type : 05                   |                           |               |               |
| Instrument: M06-13653            |                           |               |               |
| 2006 Tax Status * Unpaid Taxes * | 2006 Roll Values          |               |               |
| Current Levied Taxes : 23.73     | RMV Land \$ 7,950 (+)     |               |               |
| Special Assessments : 10.00      | RMV Improvements \$ 0 (+) |               |               |
| 2007-08 SE125 Taxes :            | RMV Total \$ 7,950 (=)    |               |               |
|                                  | Total Exemptions \$ 0     |               |               |
|                                  | M5 Net Value \$ 7,950     |               |               |
|                                  | M50 Assd Value \$ 3,070   |               |               |
| <hr/>                            |                           |               |               |
| (A) All Disp                     | (V) primary               | (S) secondary | (L) Land/Impv |
| (G) en Appr                      | (O) ownership             | (H) history   | (M) More      |
| <hr/>                            |                           |               |               |

Enter Option from Above or <RET> to Exit: \_\_