



01/03/2008 08:32:24 AM

Fee: \$31.00

**RESTRICTIVE COVENANT
Accessory Structure Building Permit**

The undersigned, being the record owners of all of the real property described as follows; TWP 41 - RANGE 11 - BLOCK
SEC 7, TRACT 9012 S2SE4NE4, 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.

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

"The 40 foot by 88 foot (3520 square feet total) accessory structure described as a EQUIPMENT STORAGE BUILDING and located on property designated by the Klamath County Assessor's Office as Tax Lot 101 in Township 41 South, Range 11 East, Section 07 is permitted in conjunction with a **primary use** (COMMERCIAL GENERAL) on the adjacent parcel described as Tax Lot 300 in Township 41 South, Range 11 East, Section 07. Said structure may be used for purposes customarily accessory and subordinate to the primary use of the above referenced parcel."

"Tax lots 101 and 300, 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 101, where the named accessory use is located."

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 the Klamath County Community Development Department, as hereafter provided.

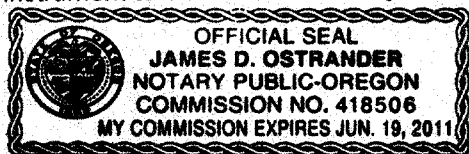
KLAMATH COUNTY, a political subdivision of the State of Oregon, shall be considered a party to this covenant and shall have the right, if it so desires, to enforce any or all of the covenant(s) contained herein by judicial or administrative proceeding. This covenant is made pursuant to the provisions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

Dated this 18 day of OCTOBER, 2007.

Ch. Moudry SEC / TREAS
Record Owner BASIN / FERTILIZER & CHEMICAL Co Record Owner

STATE OF OREGON)
) ss.
County of Klamath)

Personally appeared the above names Christopher Moudry and acknowledged the foregoing instrument to be his/her voluntary act and deed before me this 18 day of October, 2007.



James D. Ostrander
Notary Public for State of Oregon
My Commission Expires: Jun 19 2011

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

TAXLOT 300

1-1-81

M77-15540

* - - - Property Data Selection Menu - - -
Owner: BASIN FERTILIZER & CHEMICAL
Prop ID : R106049 (Real Estate) (80682) P O BOX "X"
Map Tax Lot: R-4111-00700-00300-000 MERRILL, OR 97633
Legal : TWP 41 RNGE 11, BLOCK SEC 7, TRACT
POR NE4, ACRES 1.54

Situs : 22990 MALONE RD
MERRILL, OR 97633

Year Built :
Living Area:

Name(s) :
Code Area : 018

Sale Info :

Deed Type :

Instrument: M77-15540

2007 Tax Status * No Taxes Due *

Current Levied Taxes : 2,551.57

Special Assessments :

2008-09 SB125 Taxes :

2007 Roll Values

RMV Land	\$	47,960 (+)
RMV Improvements	\$	498,520 (+)
RMV Total	\$	546,480 (=)
Total Exemptions	\$	0
M5 Net Value	\$	546,480
M50 Assd Value	\$	264,340

(AD) Alt Disp
(G) en Appr

(Y) primary
(O)wnership

(SE)condary
(H)istory

(L)and/Impr
(.) More

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

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109-55-1

Created 1998 TAX LOT
101.

* - - Property Data Selection Menu - -
Owner: BASIN FERTILIZER & CHEMICAL
Prop ID : R884460 (Real Estate) (80682) P O BOX "X"
Map Tax Lot: R-4111-00700-00101-000 MERRILL, OR 97633
Legal : TWP 41 RNGE 11, BLOCK SEC 7, TRACT
POR S2SE4NE4, ACRES 2.10

Situs : Year Built :
Living Area:

Name(s) :

Code Area : 018

Sale Info : 12/31/98 \$6,300

Deed Type : 01

Instrument: M98-11101 Deed

2007 Tax Status * No Taxes Due *

Current Levied Taxes : 63.51

Special Assessments : 153.18

2008-09 SB125 Taxes :

2007 Roll Values

FMV Land	\$	49,110 (+)
FMV Improvements	\$	0 (+)
FMV Total	\$	49,110 (=)
Total Exemptions	\$	0
M5 Net Value	\$	49,110
M50 Assd Value	\$	6,580

(AD) Alt Disp	(Y) primary	(SE) condary	(L) and/Impr
(G) en Appr	(O) wnership	(H) istory	(.) More

Enter Option from Above or <RET> to Exit: __

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