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2008-001385

Klamath County, Oregon



02/04/2008 11:07:43 AM

Fee: \$26.00

## **RESTRICTIVE COVENANT Conditional Use Permit**

The undersigned, being the record owners of all of the real property described as follows; Volue 1 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  $\frac{30}{+50}$  in Township  $\frac{34}{-50}$  South, Range  $\frac{0}{-7}$  East, Section 23 + 23, the following restrictive covenant(s) hereafter bind the subject property:

"Declarant and Declarant's heirs, legal representatives, assigns, and lessees hereby recognize(s) the rights of adjacent and nearby landowners to conduct farm and forest operations consistent with accepted farming practices and Forest Practices Act, ORS 30.090 and Rules for uses authorized by this Code."

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.

2008 Dated this dav o **Record Owner** Record Owner

STATE OF OREGON County of Klamath

Personally appeared the above names LOWRANZO PANZIK, PAMELA PANZIK and acknowledged the foregoing instrument to be his/her voluntary act and deed before me this 25"day of JANUARY, 2005.



SS.

ary Public for State of Oregon

My Commission Expires: PEB 6 201

Note: A copy of the recorded instrument must be returned to Community Development before permits can be issued. \\mady\cdd\shared\PLANNING\Planning Forms\Covenant-CUP.doc

THIS SPACE RESERVED FOR RECORDER'S USE MR 56247-W

9679 Vol MO2 Page

State of Oregon, County of Klamath Recorded 02/19/2002 <u>3:44 pr</u>m. Vol M02, Pg <u>46.79</u> Linda Smith, County Clerk Fee \$ <u>2100</u> # of Pgs ]

After recording return to: LOWRANZO PANZIK 6800 Panzik Lar Milton, FL 32570 ane

'02 ---- 19 PM3:19

AmeriTitle

Until a change is requested all tax statements shall be sent to the following address: LOWRANZO PANZIK 6800 Panzik Lane

Milton, FL 32570

Escrow No. MT56247-LW Title No.

## WARRANTY DEED

SCOTT A. HUNT and SHELLY K. HUNT, husband and wife, Grantor(s) hereby grant, bargain, sell, warrant and convey to: LOWRANZO PANZIK and PAMELA PANZIK, husband and wife Grantee(s) and grantee's heirs, successors and assigns the following described real property, free of encumbrances except as specifically set forth herein in the County of KLAMATH and State of Oregon, to wit:

PARCEL 1 OF LAND PARTITION 17-93 SITUATED IN THE E1/2 E1/2 E1/2 OF SECTION 22 AND THE W1/2 W1/2 SECTION 23 OF TOWNSHIP 34 SOUTH, RANGE 7 EAST OF THE WILLAMETTE MERIDIAN, KLAMATH COUNTY, OREGON.

KEY NO: 189049 KEY NO: 16761 3407-02300-00500-000 3407-02200-00301-000

SUBJECT TO: all those items of record and those apparent upon the land, if any, as of the date of this deed and those shown below, if any: and the grantor will warrant and forever defend the said premises and every part and parcel thereof against the lawful claims and demands of all persons whomsoever, except those claiming under the above described encumbrances.

The true and actual consideration for this conveyance is \$ 24,000.00.

THIS INSTRUMENT WILL NOT ALLOW USE OF THE PROPERTY DESCRIBED IN THIS INSTRUMENT IN VIOLATION OF APPLICABLE LAND USE LAWS AND REGULATIONS. BEFORE SIGNING OR ACCEPTING THIS INSTRUMENT, THE PERSON ACQUIRING FEE TITLE TO THE PROPERTY SHOULD CHECK WITH THE APPROPRIATE CITY OR COUNTY PLANNING DEPARTMENT TO VERIFY APPROVED USES AND TO DETERMINE ANY LIMITS ON LAWSUITS AGAINST PARMING OR FOREST PRACTICES AS DEFINED IN ORS 30.930.

974 day of \_ FEB this . 02. HUNT SON Sulus

State of Oregon County of

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This instrument was acknowledged before me on <u>Jub 7</u>, <u>Jos 2</u> by SCOTT A. HUNT AND SHELLY K. HUNT.

(Notary Public for Oregon) Alizabeth 1 My commission expires 6-9-05



