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2008-001906
Klamath County, Oregon



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02/14/2008 01:33:37 PM

Fee: \$26.00

After recording return to:
GLEND A J. STILWELL
14043 ALGOMA RD
KLAMATH FALLS, OR 97601

RESTRICTIVE COVENANT
Conditional Use Permit

The undersigned, being the record owners of all of the real property described as follows: Assessors Parcel
R-3709-01800-00600-00 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 600 in Township 37 South, Range 9 East, Section 18, 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.

Dated this 14th day of Feb., 2008.

Record Owner

Glenda J Stilwell
Record Owner

STATE OF OREGON)
) ss.
County of Klamath)

Personally appeared the above names Glenda J. Stilwell and acknowledged the foregoing instrument to be his/her voluntary act and deed before me this 14 day of February 2008
By _____



Margaret John
Notary Public for State of Oregon
My Commission Expires: 9-12-2010

PARCEL A:

That portion of the SW 1/4 of the NE 1/4 of Section 18, Township 37 South, Range 9 East of the Willamette Meridian, Klamath County, Oregon, more particularly described as follows:

Beginning at the Northwest corner of the SW 1/4 of the NE 1/4 of Section 18; thence South 330 feet; thence East and parallel with the North line of said SW 1/4 of the NE 1/4, 1320 feet to the East line of said SW 1/4 of the NE 1/4; thence Southeast to the quarter section corner on the line between Sections 17 and 18; thence North along the East line of the NE 1/4 of Section 18 to the Northeast corner of the SE 1/4 of the NE 1/4 of said Section 18; thence West along the North line of the S 1/2 of the NE 1/4 of Section 18, to the place of beginning.

AND a portion of the S 1/2 of the NE 1/4 of Section 18, Township 37 South, Range 9 East of the Willamette Meridian, Klamath County, Oregon, more particularly described as follows:

Beginning at a point on the West line of the SW 1/4 of the NE 1/4 which point is 330 feet South of the Northwest corner of the SW 1/4 of the NE 1/4; thence East and parallel with the North line of said SW 1/4 of the NE 1/4 1320 feet to the East line of said SW 1/4 of the NE 1/4; thence in a direct line, Southeasterly, to the quarter section corner between Sections 17 and 18 of said Township & Range; thence West along the South line of the NE 1/4 to the Southwest corner of the SE 1/4 of the NE 1/4; thence North along the West line of said SE 1/4 of the NE 1/4 660 feet; thence West and parallel to the North line of the said SW 1/4 of the NE 1/4 to the West line thereof; thence North along the West line of the SW 1/4 of the NE 1/4 330 feet, more or less, to the point of beginning.

AND a portion of the SE 1/4 of the NW 1/4 of Section 18, Township 37 South, Range 9 East of the Willamette Meridian, Klamath County, Oregon, more particularly described as follows:

Beginning at the Northeast corner of the SE 1/4 of the NW 1/4 of Section 18, Township 37 South, Range 9 East of the Willamette Meridian, and running thence South 330 feet to a corner; thence West 341 feet, more or less, to a point 50 feet East of the centerline of the State Highway as now constructed, said point intersecting the present right of way fence of said Highway; thence North along said right of way fence and on a line 30 feet distant from the centerline of said Highway, 222 feet; thence North 20° East, continuing along said right of way fence, and on a line 30 feet distant from the centerline of said Highway, 32 feet to fence corner; thence North 76° East, 338 feet to the place of beginning.