

After recording return to:
Fred C. Tompkins



05/21/2008 09:36:37 AM Fee: \$26.00

RESTRICTIVE COVENANT
Conditional Use Permit

The undersigned, being the record owners of all of the real property described as follows; Fred C. Tompkins 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 500 in Township 35 South, Range 09 East, Section 11, the following restrictive covenant(s) hereafter bind the subject property:
See Exhibit A

"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 21 day of May, 2008.

Fred C. Tompkins
Record Owner

Record Owner

STATE OF OREGON)
County of Klamath) ss.

Personally appeared the above names FRED CHARLES TOMPKINS and acknowledged the foregoing instrument to be his/her voluntary act and deed before me this 21 day of May, 2008
By Susie Costic



Susie Costic
Notary Public for State of Oregon
My Commission Expires: March 13, 2010

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

All that portion of the SW 1/4 NW 1/4 and the SE 1/4 NW 1/4 of Section 11, Township 35 South, Range 9 East of the Willamette Meridian, in the County of Klamath, State of Oregon, more particularly described as follows:

Commencing at a point South 89 degrees 21' 50" East 1203 feet from the Southwest corner of the NW 1/4 of Section 11, Township 35 South, Range 9 East of the Willamette Meridian; thence at right angles and parallel to the West line of the NW 1/4, North a distance of 480 feet to the true point of beginning; thence due West 325 feet; thence due North 690.78 feet, more or less, to the Southerly right of way line of Sprague River Highway; thence Southeasterly along said right of way line to a point due East from the point of beginning; thence West 360.34 feet, more or less, to the true point of beginning.

CODE 8 MAP 3509-1100 TL 500

STATE OF OREGON: COUNTY OF KLAMATH: ss.

Filed for record at request of Aspen Title the 13th day
of March A.D., 19 96 at 3:16 o'clock P M., and duly recorded in Vol. M96
of Deeds on Page 6783.

FEE \$15.00

By Bernetha G. Letsch, County Clerk