

2008-008310

Klamath County, Oregon

After Recording Return To:  
Rhine Cross Group, LLC  
112 N 5<sup>th</sup> Street, Suite 200  
Klamath Falls, OR 97601



00047591200800083100020020

06/09/2008 08:24:46 AM

Fee: \$26.00

**RESTRICTIVE COVENANT**  
**Tax Lots 1200 and 1300**  
**of Tax Map 39-09-02CA**  
**To Remain Zoned RS**

The undersigned, being the record owners of all of the real property described as follows; Tax lots 1200 and 1300 of Section 02, Township 39 South, Range 09 East, of the Willamette Meridian, Klamath County, Oregon, and further identified by "Exhibit A" attached hereto, do hereby make the following restrictive covenant for the above-described real property, specifying that the covenant 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 hereafter binds the subject property:

"Tax lots 1200 and 1300, as described above, shall retain their current zoning as Residential (RS) lots in Klamath County, Oregon."

The covenant shall not be modified or terminated except by the express written consent of the owners of the land at the time, and approved by Klamath County, 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 contained herein by judicial or administrative proceeding. This covenant is made in pursuant to the provisions of the Klamath County Land Development Code.

Dated this 5<sup>th</sup> day of June, 2008.

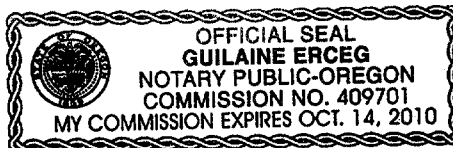
Record Owner

Record Owner

STATE OF OREGON )

) ss.

County of Klamath )



Personally appeared the above names C.A. Galpin & Sam Gressett and  
acknowledged the foregoing instrument to be his/her voluntary act and deed before me this 5<sup>th</sup> day of  
June, 2008.

Guilaine Erceg  
Notary Public for the State of Oregon  
My Commission Expires:

EXHIBIT A

Legal Description of Tax lots 1200 & 1300  
of Tax Map 39-09-02CA  
Zoned RS

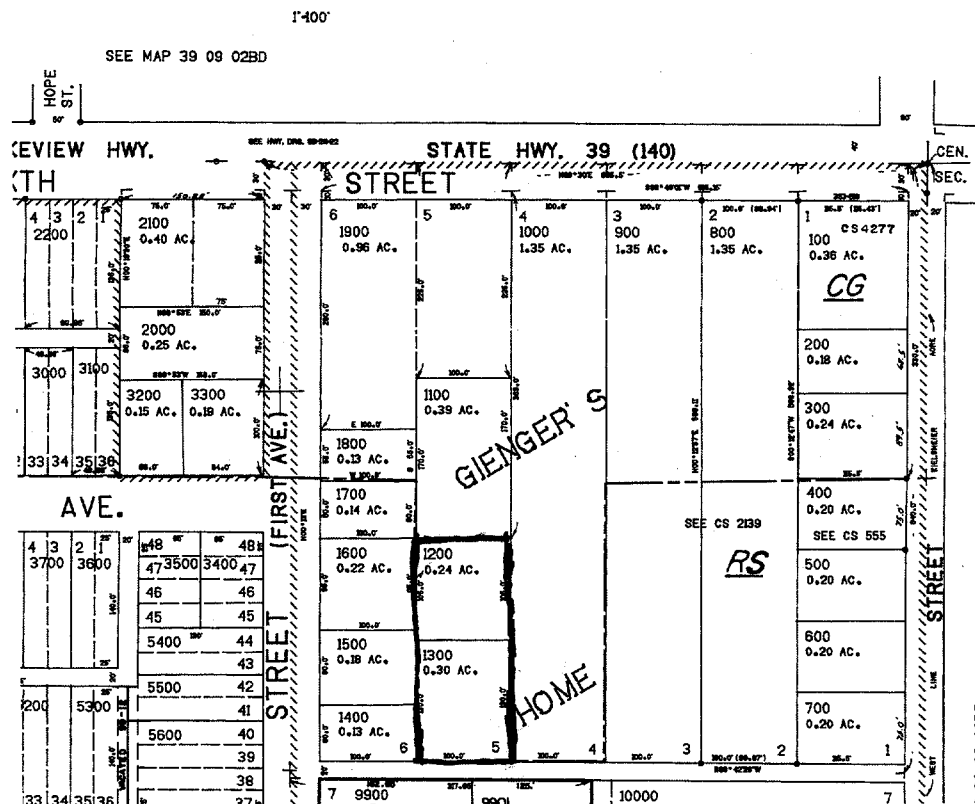
Being a portion of tract 5 of "Gienger's Home Tracts" situated in the NE1/4 of the SW1/4 of Section 2, Township 39 South, Range 9 East of the Willamette Meridian, Klamath County, Oregon, being more particularly described as follows:

Commencing at the southeast corner of tract 4 of said Gienger's Home Tracts, thence North 00°12'46" East, 10.00 feet to a point being marked by a 5/8" rebar with a yellow plastic cap stamped "Templin LS 2359"; thence South 89°42'28" West, 99.98 feet to the east line of said Tract 5 and the TRUE POINT OF BEGINNING; thence South 89°42'28" West, 99.98 feet to the west line of said Tract 5; thence, along said west line, North 00°13'33" East, 235.00 feet; thence, leaving said west line, North 89°42'28" East, 99.95 feet to the east line of said Tract 5; thence, along said east Line, South 00°13'09" West a distance of 235.00 feet to the point of beginning.

Containing 0.54 acres, more or less.

NE1/4 SW1/4 SEC. 02 T.39S. R.09E. W.M.  
KLAMATH COUNTY

39 09 02CA



REGISTERED  
PROFESSIONAL  
LAND SURVEYOR

OREGON  
JULY 11, 2000  
KEITH R. RHINE  
58985  
RENEWAL DATE: 12/31/08