

2008-011495

Klamath County, Oregon

Page \_\_\_\_ of \_\_\_\_

After recording return to:



00051466200800114950030035

08/13/2008 10:49:17 AM

Fee: \$31.00

**RESTRICTIVE COVENANT  
Conditional Use Permit**

The undersigned, being the record owners of all of the real property described as follows: 14915 Sprague  
Rick Rol Chiloquin OR 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 1200 in Township 35 South, Range 9 East,  
Section 11, 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 4th day of August, 2008.

Record Owner

Record Owner

STATE OF OREGON )

) ss.

County of Klamath )

**PLEASE SEE ATTACHED  
ACKNOWLEDGEMENT/JURAT  
FROM NOTARY PUBLIC**

Personally appeared the above names \_\_\_\_\_ and acknowledged the  
foregoing instrument to be his/her voluntary act and deed before me this \_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_.

By \_\_\_\_\_

\_\_\_\_\_  
Notary Public for State of Oregon  
My Commission Expires:

**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

EXHIBIT A

(attach copy of legal description)

That portion of the East half of  
the West half of the Southeast quarter  
of Section 11. Township 35 South, Range  
9 East, Willamette Meridian, lying  
northeasterly of the northerly right  
of way line of the Sprague River  
Highway.

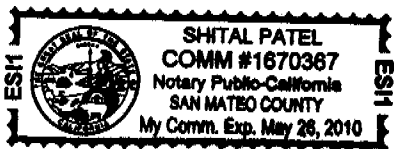
# CALIFORNIA ALL-PURPOSE ACKNOWLEDGMENT

State of California

County of San Mateo

On August 4, 2008 before me, Shital Patel, Notary Public

personally appeared Frank W. Richnak



who proved to me on the basis of satisfactory evidence to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

I certify under PENALTY OF PERJURY under the laws of the State of California that the foregoing paragraph is true and correct.

WITNESS my hand and official seal.

Signature [Signature] Signature of Notary Public

## OPTIONAL

Though the information below is not required by law, it may prove valuable to persons relying on the document and could prevent fraudulent removal and reattachment of this form to another document.

### Description of Attached Document

Title or Type of Document: Restrictive Covenant

Document Date: 08.04.08 Number of Pages: 2

Signer(s) Other Than Named Above: \_\_\_\_\_

### Capacity(ies) Claimed by Signer(s)

Signer's Name: \_\_\_\_\_

- ☐ Individual  
☐ Corporate Officer — Title(s): \_\_\_\_\_  
☐ Partner — ☐ Limited ☐ General  
☐ Attorney in Fact  
☐ Trustee  
☐ Guardian or Conservator  
☐ Other: \_\_\_\_\_

Signer Is Representing: \_\_\_\_\_

RIGHT THUMBPRINT  
OF SIGNER  
Top of thumb here

Signer's Name: \_\_\_\_\_

- ☐ Individual  
☐ Corporate Officer — Title(s): \_\_\_\_\_  
☐ Partner — ☐ Limited ☐ General  
☐ Attorney in Fact  
☐ Trustee  
☐ Guardian or Conservator  
☐ Other: \_\_\_\_\_

Signer Is Representing: \_\_\_\_\_

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OF SIGNER  
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