

2009-004982

Klamath County, Oregon



00063997200900049820020026

04/09/2009 03:29:00 PM

Fee: \$26.00

RESTRICTIVE COVENANT **Big Game Winter Range**

The undersigned, being the record owners of all of the real property described as follows; Lot 21 Block 32 of Klamath Falls Forest Estates Hwy 66 Unit, Plat 2 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 3600 in Township 38 South, Range 11 East, Section 4, and located within an identified Goal 5 Big Game Winter Range habitat area, the following restrictive covenant(s) hereafter bind the subject property:

"Declarant and Declarant's heirs, legal representatives, assigns, and lessees hereby acknowledge and agree to accept by the recording of this instrument that the property herein described is subject to Statewide Planning Goal 5 resource habitat protections implemented through the Klamath County Land Development Code, which requires the owner to control free-roaming dogs and prohibits off-road vehicle use on the property herein described during the period of November through April each year."

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.

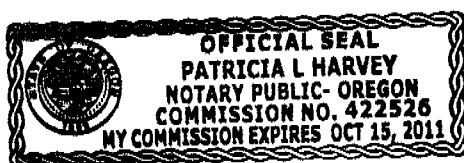
Dated this 9th day of April, 2009.

[Signature]
Record Owner

[Signature]
Record Owner

STATE OF OREGON)
) ss.
County of Klamath)

Personally appeared the above names Christopher & Jennifer Massey and acknowledged the foregoing instrument to be his/her voluntary act and deed before me this 9th day of April, 2009.



[Signature]
Notary Public for State of Oregon
My Commission Expires: 10/15/11

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



THIS SPACE RE

2007-019637
Klamath County, Oregon

00035447200700196370010018

11/19/2007 03:22:55 PM

Fee: \$21.00

MT80939-LW

After recording return to:
CHRISTOPHER T. MASSEY

P. O. BOX 624
ADELANTO, CA 92301

Until a change is requested all
tax statements shall be sent to
The following address:

CHRISTOPHER T. MASSEY
P. O. BOX 624
ADELANTO, CA 92301

Escrow No. MT80939-LW
Title No. 0080939

SWD

STATUTORY WARRANTY DEED

EVERETT V. EKKER, JR. and RUTH D. EKKER, as tenants by the entirety, Grantor(s) hereby convey and warrant to CHRISTOPHER T. MASSEY and JENNIFER M. MASSEY, as tenants by the entirety, Grantee(s) the following described real property in the County of KLAMATH and State of Oregon free of encumbrances except as specifically set forth herein:

Lot 21 in Block 32 of KLAMATH FALLS FOREST ESTATES HIGHWAY 66 UNIT, PLAT NO. 2, according to the official plat thereof on file in the office of the County Clerk of Klamath County, Oregon.

The above-described property is free of encumbrances except all those items of record, if any, as of the date of this deed and those shown below, if any:

The true and actual consideration for this conveyance is \$50,000.00.

BEFORE SIGNING OR ACCEPTING THIS INSTRUMENT, THE PERSON TRANSFERRING FEE TITLE SHOULD INQUIRE ABOUT THE PERSON'S RIGHTS, IF ANY, UNDER ORS 197.352. THIS INSTRUMENT DOES 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 FARMING OR FOREST PRACTICES AS DEFINED IN ORS 30.930 AND TO INQUIRE ABOUT THE RIGHTS OF NEIGHBORING PROPERTY OWNERS, IF ANY, UNDER ORS 197.352.

Dated this 16th day of NOV., 2007.

EVERETT V. EKKER, JR.

RUTH D. EKKER

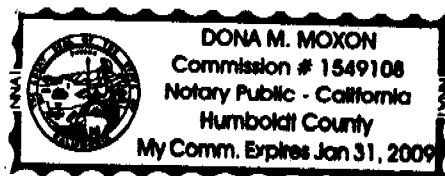
STATE OF CALIFORNIA

COUNTY OF Humboldt^{ss.}

On November 15, 2007 before me, DONA M. MOXON personally appeared EVERETT V. EKKER, JR. and RUTH D. EKKER personally known to me (or 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 they executed the same in their authorized capacity(ies), and that by their signatures(s) on the instrument the person(s) or the entity upon behalf of which the person(s) acted, executed the instrument.

WITNESS my hand and official seal.

Signature



2/AMT