

2009-010194

Klamath County, Oregon

Page ____ of ____

Returned to Counter



00070155200900101940020023

07/28/2009 09:21:13 AM

Fee: \$26.00

After recording return to:

Michael S. Gustavson
356 N 11th St
Klamath Falls OR

97601

RESTRICTIVE COVENANT BIG GAME WINTER RANGE

The undersigned, being the record owners of all of the real property described as follows: 12-3011-016AD-05000 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 5002 in Township 38 South, Range 1 East, Section 16A, 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; and in regard to fencing requires the perimeter of the property, if fenced, to be for livestock control purposes only; that fencing around home sites shall enclose no greater than 1 acre, and where designed to exclude wildlife shall not be placed within critical habitat or a migration corridor as may be identified by the Oregon Department of Fish and Wildlife"

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 28 day of July, 2009.

Record Owner

Record Owner

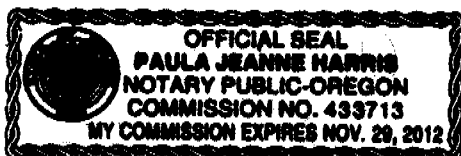
STATE OF OREGON)

) ss.

County of Klamath)

Personally appeared the above names Michael S. Gustavson and acknowledged the foregoing instrument to be his/her voluntary act and deed before me this 28 day of July, 2009

By _____



Paula Jeanne Harris
 Notary Public for State of Oregon
 My Commission Expires:

Nov 29, 2012

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

EXHIBIT A
(Attach copy of legal description)

Sun Valley, NV 89433

Grantee's Name and Address

After recording, return to (Name, Address, Zip):

Mr. Michael Scott Gustavson

5851 Middle Fork Drive

Sun Valley, NV 89433

Until requested otherwise, send all tax statements to (Name, Address, Zip):

Mr. Michael Scott Gustavson

C/O PACIFIC SERVICE CORPORATION

63 Via Pico Plaza #544

San Clemente, Ca 92672

00064377200900053070010016

SPACE RESEI
FOR
RECORDER'S

04/16/2009 12:35:29 PM

Fee: \$21.00

WARRANTY DEED

KNOW ALL BY THESE PRESENTS that

~~PACIFIC SERVICE CORPORATION A NEVADA CORPORATION~~

hereinafter called grantor, for the consideration hereinafter stated, to grantor paid by

~~Michael Scott Gustavson~~

hereinafter called grantee, does hereby grant, bargain, sell and convey unto the grantee and grantee's heirs, successors and assigns, that certain real property, with the tenements, hereditaments and appurtenances thereunto belonging or in any way appertaining, situated in ~~KLAMATH~~ County, State of Oregon, described as follows, to-wit:

LOT 23, BLOCK 43, KLAMATH FALLS FOREST ESTATES, HIGHWAY 66, PLAT 2

KLAMATH COUNTY, OREGON