

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



08/17/2009 11:57:44 AM

Fee: \$26.00

RESTRICTIVE COVENANT
Tax Lots 100 and 200 of Tax Map 38-08-23

The undersigned, being the record owners of all of the real property described as follows; Tax lots 100 and 200 of Section 23, Township 38 South, Range 08 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 undersigned hereby recognize(s) the rights of adjacent and nearby landowners to conduct farm and forest operations consistent with accepted farm practices and the Oregon Forest Practices Act and record this restrictive covenant prohibiting the permit grantee and successors in interest from filing complaint concerning presently accepted resource management practices that may occur on nearby lands devoted to resource use.

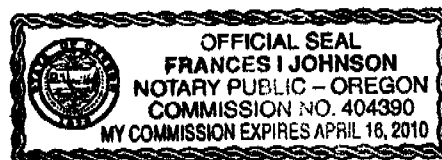
The covenant shall not be modified or terminated except by the express written consent of the owners of the land at the time, and approved by Klamath County, as hereafter provided.

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 17 day of August, ~~2008~~ 2009

Marta C. Carpenter
Record Owner

STATE OF OREGON)
) ss.
County of Klamath)



Personally appeared the above names Marta C. Carpenter and
acknowledged the foregoing instrument to be his/her voluntary act and deed before me this 17th day of
August, ~~2008~~ 2009

Frances I. Johnson
Notary Public for the State of Oregon
My Commission Expires:

EXHIBIT "A"
LEGAL DESCRIPTION

Government Lots 7 and 8 and portions of Government Lots 1, 2, 9, 10 and the NE1/4 of the NW1/4 of Section 23, Township 38 South, Range 8 East of the Willamette Meridian, Klamath County Oregon, more particularly described as follows;

Beginning at a 5/8-inch iron pin marking the Center 1/4 corner of said Section 23, thence South 27°44'00" West, 507.15 feet to the northerly right-of-way line of Lakeshore Drive (formerly known as "Rock Creek Road"); thence along said northerly right-of-way line the following thirteen (13) courses, North 30°22'17" West, 41.50 feet to a point of curvature; thence along the arc of a 602.96 foot radius curve to the left, through a central angle of 02°52'58" (the long chord of which bears North 31°48'46" West, 30.33 feet) an arc distance of 30.34 feet to a point of compound curvature; thence along the arc of a 602.96 foot radius curve to the left, through a central angle of 19°49'02" (the long chord of which bears North 43°09'46" West, 207.51 feet) an arc distance of 208.55 feet; thence North 53°04'17" West, 26.10 feet to a point of curvature; thence along the arc of a 348.31 foot radius curve to the left, through a central angle of 30°39'01" (the long chord of which bears North 68°23'47" West, 184.11 feet) an arc distance of 186.33 feet; thence North 83°43'18" West, 147.03 feet to a point of curvature; thence along the arc of a 764.94 foot radius curve to the right, through a central angle of 12°00'57" (the long chord of which bears North 77°42'50" West, 160.12 feet) an arc distance of 160.42 feet; thence North 71°42'21" West, 792.23 feet to a point of curvature; thence along the arc of a 924.93 foot radius curve to the right, through a central angle of 07°21'00" (the long chord of which bears North 68°01'51" West, 118.57 feet) an arc distance of 118.65 feet; thence North 64°21'21" West, 454.40 feet to a point of curvature; thence along the arc of a 686.20 foot radius curve to the right, through a central angle of 11°21'01" (the long chord of which bears North 58°40'51" West, 135.71 feet) an arc distance of 135.94 feet; thence North 53°00'20" West, 235.83 feet to a point of curvature; thence along the arc of a 921.65 foot radius curve to the left, through a central angle of 02°26'25" (the long chord of which bears North 54°13'33" West, 39.25 feet) an arc distance of 39.26 feet; thence, leaving said northerly right-of-way line North 49°30'28" East, 3094.68 feet to the north line of said Section 23; thence, along said north line, North 89°43'58" East, 399.56 feet to the ordinary high-water line of the Upper Klamath Lake; thence along said ordinary high-water line the following twenty-three (23) courses, South 08°37'51" East, 274.07 feet; thence South 65°22'50" East, 124.46 feet; thence South 58°58'03" East, 113.91 feet; thence South 73°07'10" East, 108.36 feet; thence South 54°07'32" East, 133.07 feet; thence South 54°09'09" East, 242.61 feet; thence South 61°38'05" East, 150.77 feet; thence South 54°48'33" East, 97.44 feet; thence South 45°11'19" East, 128.85 feet; thence South 41°00'59" East, 140.36 feet; thence South 19°56'32" East, 41.65 feet; thence South 00°22'03" West, 57.54 feet; thence South 11°10'46" West, 66.12 feet; thence South 07°50'56" West, 89.95 feet; thence South 42°17'49" West, 222.52 feet; thence South 42°35'02" West, 256.86 feet; thence South 34°18'19" West, 96.31 feet; thence South 37°30'48" West, 131.79 feet; thence South 32°42'14" West, 234.61 feet; thence South 26°03'34" West, 135.95 feet; thence South 10°15'28" West, 215.62 feet; thence South 02°22'49" West, 94.22 feet; thence South 02°09'17" East, 262.44 feet; thence, leaving said ordinary high-water line, North 90°00'00" West, 603.12 feet to the point of beginning;