

2009-014995

Klamath County, Oregon



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After recording return to:

11/23/2009 01:08:18 PM

Fee: \$42.00

Verizon Wireless
c/o Technology Associates International
PO Box 20791
Seattle, WA 98102

RESTRICTIVE COVENANT
Conflicting Use-Farm & Forest Uses

The undersigned, being the record owners of all of the real property described as follows: **tax lot 1200 in SW ¼ of SW ¼ of Section 3, Township 41 South, Range 11 East, WM, Klamath County, State of Oregon**, 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 maintain a wireless telecommunications facility on property designated by the Klamath County Assessor's Office as Tax Lot **1200** in Township **41** South, Range **11** East, Section **3**, 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.

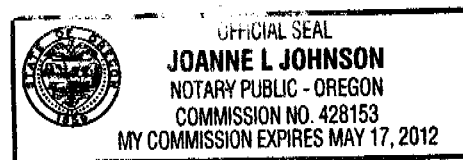
Dated this 16 day of November 2009.


Andy Hickey, Hickey Ranches Incorporated

STATE OF Oregon)
County of Klamath) ss.

Personally appeared the above names Andy Hickey
and acknowledged the foregoing instrument to be his/her voluntary act and deed before me this 16 day
of November, 2009.

By Joanne L Johnson
Notary Public for State Oregon
My Commission Expires: May 17, 2012



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

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