

After recording return to:

Denise Day

00077937201000004450020028

DEED RESTRICTION  
TEMPORARY USE PERMIT

01/13/2010 12:22:30 PM

Fee: \$42.00

The undersigned, being the record owners of all of the real property described at situs address; 7418 HOMEDALE Rd.,  
KLAMATH FALLS OR 97603 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 Temporary Use Permit File Number \_\_\_\_\_ on property  
designated by the Klamath County Assessor's Office as Tax Lot \_\_\_\_\_ in Township \_\_\_\_\_ South, Range \_\_\_\_\_ East,  
Section \_\_\_\_\_, the following restrictive covenant(s) hereafter bind the subject property:

1. A recreational vehicle or manufactured dwelling located on the property identified in Exhibit A is authorized as a medical hardship dwelling pursuant to Article 42 of the Klamath County Land Development Code. This second dwelling is temporary in duration and the permit must be renewed annually. Transfer of this permit to another party is not allowed.
2. Section 42.050(C)(4) of the KCLDC requires the manufactured dwelling or recreational vehicle to be removed when the hardship conditions ceases. The temporary structure must be removed within 90 days of the termination of the hardship or upon expiration of this permit, whichever may be first.
3. Pursuant to 42.060(C), the review body may revoke a temporary use permit upon finding that the temporary nature of the use has expired or that the applicant has not complied with this code or conditions of approval.

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.

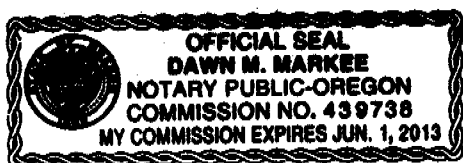
KLAMATH COUNTY, a political subdivision of the State of Oregon, shall be considered a party to this covenant and shall have the right, if it so desires, to enforce any or all of the covenant(s) contained herein by judicial or administrative proceeding. This covenant is made pursuant to the provisions of the Klamath County Land Development Code.

Dated this 13 day of January, 2010.Wayne Day  
Record OwnerDenise Day  
Record Owner

STATE OF OREGON     )  
                                  ) ss.  
County of Klamath    )

Personally appeared the above names Wayne Day + Denise Day and acknowledged the  
foregoing instrument to be his/her voluntary act and deed before me this 13 day of January, 2010.

By \_\_\_\_\_



Dawn M. Markke  
Notary Public for State of Oregon  
My Commission Expires: Jun. 1, 2013



**OREGON TITLE**  
Insurance Company

Vol MOO Page 6244

200 FEB 29 11:11:53

After Recording, Return to:  
Wayne and Denise Day  
7418 Homedale Rd  
Klamath Falls, OR 97603

Until a change is requested, tax statements  
shall be sent to the following address:

SAME AS ABOVE

**MTIC 50093**  
**STATUTORY WARRANTY DEED**  
(Corporation/Partnership)

(Above Space Reserved for Recorder's Use)

SECRETARY OF HOUSING AND URBAN DEVELOPMENT

conveys and warrants to  
Wayne Day and Denise S. Day, as tenants by the entirety

the following described real property in the State of Oregon and County of Klamath  
free of encumbrances, except as specifically set forth herein:  
All that portion of land lying North of drain ditch in the Northeast corner of Government  
Lot 2 in Section 23, Township 39 South, Range 9 East of the Willamette Meridian, Klamath  
County.

Tax Account Number(s): 3909-02300-01800

This property is free of encumbrances, EXCEPT:  
SEE ATTACHED EXHIBIT A

The true consideration for this conveyance is \$75,000.00

THIS INSTRUMENT WILL NOT ALLOW USE OF THE PROPERTY DESCRIBED IN THIS INSTRUMENT IN VIOLA-  
TION OF APPLICABLE LAND USE LAWS AND REGULATIONS. BEFORE SIGNING OR ACCEPTING THIS INSTRU-  
MENT, 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 LAW-  
SUITS AGAINST FARMING OR FOREST PRACTICES AS DEFINED IN ORS 30.930.

DATED this 18 day of February, 2000.

SECRETARY OF HOUSING AND URBAN DEVELOPMENT

By: 

Order No.: 130985x

31.00

M