Page ____ of ____

After recording return to:

DANIEL & CATHY DUARTE
11886 EAST LANGELL VALLEY RD
BONANZA, OR 97623

2010-005065
Klamath County, Oregon

00083319201000050650020025

04/29/2010 01:56:23 PM

Fee: $42.00

RESTRICTIVE COVENANT
Conditional Use Permit

The undersigned, being the record owners of all of the real property described as follows; See exibit A 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 301 in Township 38 South, Range 11 1/2 East, Section 30, 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 28 day of April, 2010.

Peter Nevin
Record Owner

Record Owner

STATE OF OREGON)
) ss.
County of Klamath)

Personally appeared the above names PETER ALAN NEVIN and acknowledged the foregoing instrument to be his/her voluntary act and deed before me this 29 day of April, 2010.

OFFICIAL SEAL
SUSAN M. COSTIC
NOTARY PUBLIC-OREGON
COMMISSION NO. 446650
MY COMMISSION EXPIRES FEBRUARY 15, 2014

Susan M. Costic
Notary Public for State of Oregon
My Commission Expires: 2/15/2014

***Note**: A copy of the recorded instrument must be returned to Community Development before permits can be issued.*
\\mady\cdd\shared\PLANNING\Planning Forms\Covenant-CUP.doc

EXHIBIT A

(attach copy of legal description)

Exhibit "A"

---

* - Property Data Selection Menu - -

Owner: NEVIN PETER A & MALINDA B

Prop Id: [illegible] (Real Property) (TEFFO) 17017 [illegible]

Map Tax Lot: [illegible] Vsoon-0000-000 DAIRY, OR 97022-[illegible]

Legal: [illegible] P.P. 35-96, PARCEL 3, ACRES [illegible],
POTENTIAL ADDITIONAL TAX LIABILITY

Title :

Date built :

Living Area:

Name(s) :

2009 Roll Values

Sale Date: 07/07/2006	Prior Land Mkt Val	$	0 (+)
Sale Price:	Prior Land AVR	$	470 (+)
Deed Type: WD	RMV Improvements	$	0 (+)
Instrument: M62-16696	RMV Total	$	470 (-)
[illegible]	Land MAV	$	[illegible]
Current Levied Taxes: [illegible]	Total Exemptions	$	[illegible]
Special Assessments:	MS Max Value	$	70
2010-11 Bills Sent:	MSA Assd Value	$	50

(A)Ad Val Disp	(P)Primary	(S)Secondary	(L)Land/Impr
(O)ne Acre	(C)omparable	(D)isbanded	(.) More

Enter option [illegible] Alt-[illegible] [illegible] to Exit:

[illegible] 1 [illegible] 1 [illegible] 1 [illegible]/43