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05/19/2010 09:00:42 AM

Fee: \$52.00

After recording return to:

Tom CRISTCDD Dept.**RESTRICTIVE COVENANT
Fire Siting Standards**

The undersigned, Tom Crist, on behalf of Klamath County (insert names) being the owners of record of all of the real property described as follows; R-2408-00000-02302-000 & R-2408-00000-02200-000, 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 develop on property designated by the Klamath County Assessor's Office as a portion of Parcel 1 of Land Partition No. 29-95, and a portion of lands described in Vol. M75, Page 4267, records of Klamath County, Oregon, located in the south half (S1/2) of the north half (N1/2) of Section 26, Township 24 South, Range 8 East, Willamette Meridian, Klamath County, Oregon the following restrictive covenant(s) here

- B. Road surface must be a minimum of 20 feet wide with an all weather surface capable of supporting a fire apparatus at 60,000 lbs minimum or as prescribed by the Fire Marshall.
 - C. The entire legal access way shall be maintained, at all times, as a fuel break free of brush and other flammable material.
 - D. The length of cul-de-sacs shall not exceed 700 feet and have a right-of-way with a 50 foot radius with an improved vehicle turning area not less than 80 feet in diameter.
 - E. Installation of bridges or culverts shall have a minimum load limit of 40,000 lbs (20 ton) and not be narrower than the improved travel surface serving each end.
3. All structures shall be constructed to the following standards:
- A. Roofing materials shall carry a minimum of Class B rating. In areas of extreme fire hazard rating, Class A rated roof shall be required.
 - B. The siting of a manufactured home shall require fully skirting from the floor-line to the ground-line with vents or openings screened with corrosion-resistant mesh not greater than ¼ inch size.
 - C. All chimneys shall have spark arrest installed with nonflammable, corrosive-resistant material having opening in the mesh no larger than ¼ inch.
4. Property fuel breaks, landscaping and maintenance may be planned in accordance with the following minimum standards:
- A. A Primary Fuel Break shall be created and maintained no less than 30 feet in width extending from the wall line of any structure. Vegetation shall be less than 3 inches high, at all times. All trees within the primary break shall be thinned to 15 feet between tree crowns, and dead limbs near or over-hanging any structure shall be removed at all times.
 - B. A Secondary Fuel Break shall be created and maintained no less than 70 feet wide on the down-slope side of a residence and 35 feet on all other sides. Extend the fuel break to 100 feet on the downhill side where steep slopes or dense vegetation are present. Live trees and shrubbery shall be pruned to reduce the possibility of fire reaching roofs of structures or the crowns of trees. Low-growing plants and grasses shall be maintained to prevent the buildup of flammable fuels.
 - C. Fences shall be constructed of nonflammable materials and maintained to eliminate the buildup of flammable refuse.
5. Home identification signs shall be posted at the nearest county, state or federal road serving the residence; and, constructed of nonflammable materials with letters at least 3 inches high, ½ inch line width; and, with a reflective color that contrasts sharply with the background of both the sign itself and the surrounding vegetation.

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 Planning 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 19 day of MAY, 20 10.

Thomas J. Crist
Record Owner

Klamath County
Record Owner

Record Owner

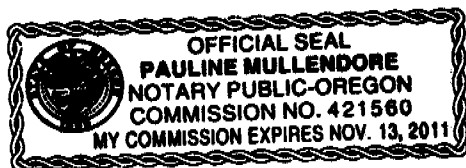
Record Owner

STATE OF OREGON)
County of Klamath) ss.

Personally appeared the above named persons and acknowledged the foregoing instrument to be his/her voluntary act and deed before me this 19th day of May, 2010.

By thomas J. Crist.

Pauline Mullenore
Notary Public for State of Oregon



My Commission Expires:

11-13-11

EXHIBIT A

A portion of Parcel 1 of Land Partition No. 29-95, and a portion of lands described in Vol. M75, Page 4267, records of Klamath County, Oregon, located in the south half (S1/2) of the north half (N1/2) of Section 26, Township 24 South, Range 8 East, Willamette Meridian, Klamath County, Oregon.