

2010-008740

Klamath County, Oregon



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07/22/2010 10:53:09 AM

Fee: \$42.00

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After recording return to:

BRIAN TEMPLETON  
96091 Hwy 99W  
Junction City, OR  
97448

### RESTRICTIVE COVENANT Conditional Use Permit

The undersigned, being the record owners of all of the real property described as follows R2508 - 5106 - 106 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 100 in Township 25 South, Range 08 East, Section 5D, 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.

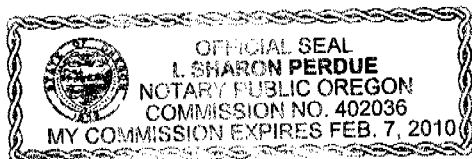
Dated this 25<sup>th</sup> day of June, 2009.

Record Owner

Record Owner

STATE OF OREGON )  
LANE ) ss.  
 County of Klamath )

Personally appeared the above names BRIAN TEMPLETON AND JACKIE TEMPLETON and acknowledged the foregoing instrument to be his/her voluntary act and deed before me this 25 day of JUNE, 2009  
 By BRIAN TEMPLETON & JACKIE TEMPLETON.



L. Sharon Perdue  
 Notary Public for State of Oregon  
 My Commission Expires:

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

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**EXHIBIT A**

**The E 1/2 of the SE 1/4 of Section 5, Township 25 South, Range 8 East, of the Willamette Meridian, Klamath County, Oregon.**

**Key #158563**

**2508-005D0-00100-000**