

2012-009837

Klamath County, Oregon

After recording return to:

Glenn White



00123817201200098370020022

09/06/2012 01:49:17 PM

Fee: \$42.00

RESTRICTIVE COVENANT **Conditional Use Permit**

The undersigned, being the record owners of all of the real property described as follows: 13221 Mum Rd 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 500 in Township 40 South, Range 9 East, Section 9, 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 10 day of Sept, 2012

Record Owner

Record Owner

STATE OF OREGON)
) ss.
County of Klamath)

Personally appeared the above names Mona Treachway / Glenn White and acknowledged the foregoing instrument to be his/her voluntary act and deed before me this 6 day of Sept, 2012

By Mieke Lyn Vaccaro



Mieke Lyn Vaccaro
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.
Covenant-CUP - Rights of Farm and Forest

LEGAL DESCRIPTION

"EXHIBIT A"

PARCEL 1: The S1/2 of the SE 1/4 of the NE 1/4, the S1/2 of the N1/2 of the SE 1/4 of the NE 1/4 of Section 9 and that portion of the SW 1/4 of the NW1/4 of the Section 10, Township 40 South, Range 9 East of the Willamette Meridian, Klamath County, Oregon, lying Westerly of the C-4-H lateral of the United States Reclamation Service, Klamath County, Oregon.

PARCEL 2: Beginning at a point 263 feet West of the quarter section corner between Sections 9 and 10, Township 40 South, Range 9 east of the Willamette Meridian, Klamath County Oregon, thence South 52°40' W 150 feet; thence North 78°30' West 425 feet to the quarter section line; thence East 535.8 feet to the point of beginning.
