

After recording return to:



00179953201500135640020029

12/17/2015 11:16:20 AM

Fee: \$47.00

RESTRICTIVE COVENANT Conditional Use Permit

The undersigned, being the record owners of all of the real property described as follows; see attached 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 200 in Township 41 South, Range 8E East, Section 16, 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 17 day of Dec, 2015.

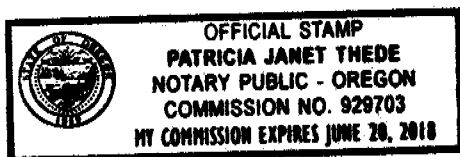
Record Owner

Record Owner

STATE OF OREGON)
County of Klamath) ss.

Returned at Counter

Personally appeared the above names Grant Haigh and Krysten Haigh and acknowledged the foregoing instrument to be his/her voluntary act and deed before me this 17 day of Dec, 2015.



Patricia Janet Thede
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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LEGAL DESCRIPTION

"EXHIBIT A"

Lots 1, 2, 3, 4 and 5 of Section 16, Township 41 South, Range 8 East of the Willamette Meridian, except right of way to California Northeastern Railway Company 100 feet wide, as granted by deed recorded in Volume 22 of Deeds, page 549, and a right of way to said Company as granted by deed recorded in Volume 25 of Deeds, page 154, and also except a strip of land approximately 7.35 acres as included in road and granted by deed to Klamath County, Oregon, dated October 3, 1933, excepting also a tract of land conveyed to Morris J. Knight and Evelyn Knight, husband and wife, dated August 1, 1946, recorded August 2, 1946 in Volume 193, page 266, described as follows:

A part of the fractional South half of the Northwest quarter of Section 16, Township 41 South, Range 8 East of the Willamette Meridian, described as follows:

Beginning at a point on the Easterly line of the right of way of the California Northeastern Railway Company as determined from the grant of right of way to said California Northeastern Railway Company by the deed dated May 10, 1907, and recorded June 7, 1907 in Book 22, page 549, Deed Records of Klamath County, Oregon, 600 feet (when measured along the Easterly boundary of the said right of way), Northeasterly from the intersection of the said right of way with the Southerly line of said fractional South half of the Northwest quarter, Section 16, Township 41 South, Range 8 East of the Willamette Meridian; thence Southwesterly along the Easterly boundary of said right of way to its intersection with the Southerly line of said South half of the Northwest quarter; thence East 886 feet along said Southerly boundary of fractional South half of the Northwest quarter; thence North 366 feet to a point; thence in a Northwesterly direction along a straight line to the point of beginning; saving and excepting therefrom the right of way for public highway given to Klamath County by deed dated October 3, 1933 and recorded October 5, 1933 in Book 101, page 468, Deed Records of Klamath County, Oregon