

Planning Dept.  
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10/31/2016 11:25:40 AM

Fee: \$47.00

**DEED RESTRICTION  
TEMPORARY USE PERMIT**

Timothy G. Stephens  
The undersigned, being the record owners of all of the real property described at situs address; 149471 Midstate  
Rd. La Pine OR 97737 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 Temporary Use Permit File Number 748-16 on property  
designated by the Klamath County Assessor's Office as Tax Lot 136294 in Township 23 South, Range 10 East,  
Section 16, the following restrictive covenant(s) hereafter bind the subject property:

1. A recreational vehicle or manufactured dwelling located on the property identified in Exhibit A is authorized  
as a medical hardship dwelling pursuant to Article 42 of the Klamath County Land Development Code. This  
second dwelling is temporary in duration and the permit must be renewed as required. Transfer of this  
permit to another party is not allowed.
2. Section 42.050(C)(4) of the KCLDC requires the manufactured dwelling or recreational vehicle to be  
removed when the hardship conditions ceases. The temporary structure must be removed within 90 days  
of the termination of the hardship or upon expiration of this permit, whichever may be first.
3. Pursuant to 42.060(C), the review body may revoke a temporary use permit upon finding that the  
temporary nature of the use has expired or that the applicant has not complied with this code or conditions  
of approval.

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.

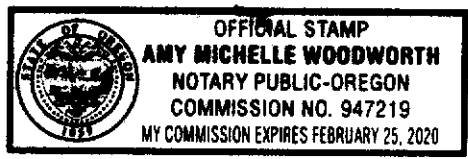
Dated this 17 day of Oct, 2016

[Signature]  
Record Owner

[Signature]  
Record Owner

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

Personally appeared the above names Timothy G. Stephens and acknowledged the  
foregoing instrument to be his/her voluntary act and deed before me this 17 day of October, 2016.  
By Amy Woodworth



[Signature]  
Notary Public for State of Oregon  
My Commission Expires: Feb 25th, 2020

**EXHIBIT "A"**  
**LEGAL DESCRIPTION**

The N1/2 S1/2 NW1/4 SE1/4 of Section 16, Township 23 South, Range 10 East, Willamette Meridian, Klamath County, Oregon; EXCEPTING THEREFROM that portion thereof described as follows:

A parcel of land in the Northeast part of the N1/2 S1/2 NW1/4 SE1/4 of Section 16, Township 23 South, Range 10 East of the Willamette Meridian, Klamath County, Oregon, and more particularly described as follows:

Beginning at a point, being a #5 X 48" steel rod set along the West line of Kurtz Road 30 feet from the centerline thereof, from which the SE/16 corner of said Section 16 bears South 02° 53' 27" East 487.98 feet; thence South 88° 47' 02" West, 504.53 feet to a point, being a #5 X 48" steel rod; thence North 00° 28' 33" East 161.26 feet to a point, being a #5 X 48" Steel rod; thence North 88° 38' 09" East 504.51 feet to a point along said West line of Kurtz Road and 30 feet from the centerline thereof, being a 2" X 60" steel pipe; thence South 00° 27' 19" West 162.57 feet to the point of beginning.

AND EXCEPTING THEREFROM that portion thereof lying within the boundaries of Midstate Road.

Tax Account No: 2310-016D0-00500-000

Key No: 136294