

After recording return to:
Klamath County Public Works
305 Main St
Klamath Falls, OR 97601



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04/16/2020 12:55:43 PM

Fee: NO FEE

RESTRICTIVE COVENANT**(Right to Farm)**

The undersigned, being the record owners of all of the real property described as follows Map Tax Lot No. R-3509-01100-00500; Assessor Parcel Number 252504 and further identified by "Exhibit A" attached hereto, do hereby make the following restrictive covenant for the above-described real property, specifying that the covenant 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 (CUP 1-20) for development of a maintenance yard for public road related projects on property designated by the Klamath County Assessor's Office as Tax Lot 500 in Township 35 South, Range 9 East, Section 11, the following restrictive covenant 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 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 contained herein by judicial or administrative proceeding. This covenant is made pursuant to the provisions of the Klamath County Land Development Code.

Dated this 15th day of April, 2020.

Record Owner Sign

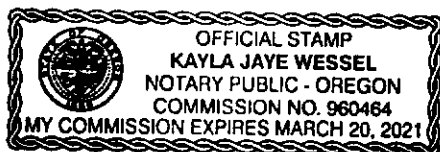
Record Owner Sign

Print Name: Rick Vaughn for Klamath County

Print Name: _____

STATE OF Oregon) ss.County of Klamath)

Personally appeared the above names Rick Vaughn and acknowledged the foregoing instrument to be his voluntary act and deed before me this 15th day of April, 2020.



Kayla Jaye Wesel
 Notary Public for State of Oregon
 My Commission Expires: 3/20/2021

EXHIBIT A

PROPERTY LEGAL DESCRIPTION

All that portion of the SW 1/4 NW 1/4 and SE 1/4 NW 1/4 of Section 11, Township 35 South, Range 9 East of the Willamette Meridian, Klamath County, Oregon, more particularly described as follows:

Commencing at a point South 89°21'50" East, 1203 feet from the Southwest corner of the NW 1/4 of Section 11, Township 35 South, Range 9 East of the Willamette Meridian, Klamath County, Oregon; thence at right angles and parallel to the West line of the NW 1/4, North a distance of 480 feet to a 5/8" pin marking the true point of beginning; thence due West 325 feet to a 5/8" pin; thence due North 690.78 feet more or less to a 5/8" pin marking the Southerly right of way line of Sprague River Highway; thence Southeasterly along said right of way line to a 5/8" pin, said point due East from the point of beginning; thence west 360.34 feet to a 5/8" pin being the true point of beginning. Bearings and distances based on record of survey number 3142, filed in the office of the Klamath County Surveyor.

