



05/19/2021 12:16:35 PM

Fee: \$87.00

re-recorded at the Request of  
John Fanning to correct Legal Description  
Previously recorded in Book 2021-007973

Page \_\_\_\_ of \_\_\_\_

After recording return to:

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

**RESTRICTIVE COVENANT  
Conditional Use Permit**

2021-007973  
Klamath County, Oregon



05/19/2021 11:04:21 AM

Fee: \$82.00

The undersigned, being the record owners of all of the real property described as follows:

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.

37141-01200-00900

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 \_\_\_\_\_ in Township 37 South, Range 14 East, Section 12, 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.

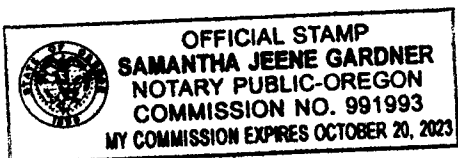
Dated this 19 day of May, 2021.

John Fanning  
Record Owner

[Signature]  
Record Owner

STATE OF Oregon )  
County of Klamath ) ss.

Personally appeared the above names Johnny K. Fanning and acknowledged the foregoing instrument to be his/her voluntary act and deed before me this 19 day of May, 2021.



Samantha Gardner  
Notary Public for State of Oregon  
My Commission Expires: Oct 20, 2023

Please return a copy of the recorded covenant to the Klamath County Planning Department.

## EXHIBIT A

### LEGAL DESCRIPTION

A portion of the SE1/4 of the NE1/4 of Section 12, Township 37 South, Range 14 East of the Willamette Meridian, Klamath County, Oregon, more particularly described as follows:

Beginning at the brass cap monument marking the East quarter corner of said Section 12; thence South 88° 58' 37" West 1309.33 feet to a 5/8 inch iron pin; thence North 00° 38' 01" East 1318.96 feet to a point; thence North 89° 06' 19" East 1309.74 feet to a point; thence South 00° 39' 20" East 1316.05 feet to the point of beginning; with bearings based on Survey No. 2401.