

Returned at Counter

2021-013458

Klamath County, Oregon



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09/02/2021 02:25:13 PM

Fee: \$97.00

After recording return to:

Randal + Susan Norris

**RESTRICTIVE EASEMENT & COVENANT
Adjacent Property Sanitary (Septic) System (Same Owners)**

Pursuant to Oregon Administrative Rules, 340-071-130(11)(b) and 340-071-150(4)(a) and in consideration for approval by Klamath County, Oregon and the issuance of an On-Site Sanitary System placement permit on property described as:

Township 39 South, Range 10 East W.M., Section 30,
Tax Lots 1200 and 1300.
Assessor Parcel Numbers (APN) 602093 and 602119.

The legal description of the real properties, hereby and further referenced as Subject Parcels that are burdened by this Restrictive Covenant:

See Attached Exhibit 'A' & Exhibit 'B'

The common description of the real property, hereby and further referenced as Site Plan Map, and described as:

See Attached Exhibit 'C'

The undersigned, being the record owner(s) of all of the real property described above and further identified by "Exhibits A, B, & C" 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.

I (We), RANDAL NORRIS AND SUSAN NORRIS, the undersigned real property owner(s), for ourselves and for our heirs, executors, administrators and assigns, do hereby agree and stipulate to the following conditions:

- (1) Subject Parcels are restricted from independent or individual sale and are joined together for such period as the On-Site Sanitary System placement permit is in effect.
- (2) Subject Parcels shall not be put to any use which would be detrimental to the permitted system or contrary to any law (including an administrative rule) applicable to a permitted system.
- (3) This covenant shall not be modified or terminated except by the express written consent of the owners of the land at the time, the State of Oregon and/or by the State's Agent Klamath County Community Development Department, as hereafter provided.

Note: A copy of the recorded instrument must be returned to Community Development before permits can be issued.

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MY COMMISSION EXPIRES OCTOBER 20, 2023

I (We), further agree that failure to comply with any provisions of this covenant shall constitute a violation of this covenant. To facilitate the enforcement of this covenant, any violation of this covenant shall constitute a nuisance and may be enjoined, abated or removed by State of Oregon and/or by the State's Agent Klamath County Community Development Department; and, provide irrevocable permission to enter and inspect, including by excavation, the on-site sewage disposal system and all components.

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 2 day of September, 2021.

Susan M. Norris

Owner of Record

Rachel L. Norris

Owner of Record

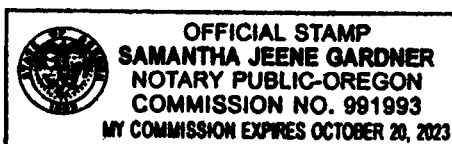
STATE OF OREGON)
) ss.
County of Klamath)

Personally appeared the above names Susan Norris and Rachel Norris and acknowledged the foregoing instrument to be ~~his/her~~ ^{their} voluntary act and deed before me this 2nd day of September, 2021.

By Samantha Gardner
Notary

Samantha Gardner
Notary Public for State of Oregon

My Commission Expires: Oct. 20, 2023



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EXHIBIT A / 6

42893

PARCEL 1:

Beginning at the quarter corner of Sections 29 and 30, Township 39 South, Range 10 East of the Willamette Meridian, Klamath County, Oregon; thence running Westerly along the South line of the Northeast quarter of Section 30, 1,595.2 feet; thence South 30 feet; thence East and parallel to the South line of said Northeast quarter, 1,343.2 feet; thence South 182 feet; thence East 252 feet; thence North 212 feet, more or less, to the point of beginning.

EXCEPTING THEREFROM that portion lying in the County roadway and;

EXCEPT THE FOLLOWING:

Beginning at the quarter corner of Section 29 and 30, Township 39 South, Range 10 East of the Willamette Meridian, Klamath County, Oregon; thence South 86 feet; thence South 89° 35' West, 30 feet to the true point of beginning; thence South 89° 25' West, 155 feet; thence South 126 feet; thence North 89° 25' East, 155 feet; thence North 126 feet to the point of beginning.

PARCEL 2:

A parcel of land situated in the NE 1/4 SE 1/4 of Section 30, Township 39 South, Range 10 East of the Willamette Meridian, Klamath County, Oregon, more particularly described as follows:

Beginning at a point on the East line of said Section 30, said point being on the centerline of the County Road and being South a distance of 86.0 feet from the East quarter corner of said Section 30; thence South 89° 25' West parallel with the South line of the NE 1/4 of said Section 30 a distance of 30.0 feet to an iron pin on the West line of the County Road; thence continuing South 89° 25' West a distance of 155.0 feet to an iron pin; thence South parallel with the East line of said Section 30 a distance of 126.0 feet to an iron pin; thence North 89° 25' East parallel with the South line of the NE 1/4 of said Section 30 a distance of 155.0 feet to an iron pin on the West line of the County Road; thence continuing North 89° 25' East a distance of 30.0 feet to the East line of said Section 30; thence North along the East line of said Section 30 a distance of 126.0 feet, more or less, to the point of beginning.

OFFICIAL STAMP
SAMANTHA JEENE GARDNER

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EXHIBIT C

