

2022-003851

Klamath County, Oregon

After recording return to:
Cherry Creek Solar, LLC
3519 NE 15th Ave., #106
Portland, OR 97212



03/30/2022 12:03:33 PM

Fee: \$87.00

RESTRICTIVE COVENANT

(Right to Farm)

The undersigned, Witty Midnight Salamander LLC, being the record owner of all of the real property described as follows Map Tax Lot No. R-3610-014AD-00100; Assessor Parcel Number 330902 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 18-20) to construct a solar facility on property designated by the Klamath County Assessor's Office as Tax Lot 100 in Township 36 South, Range 10 East, Section 14, 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 22 day of March, 2022.

Record Owner Sign

Record Owner Sign

Print Name:

Troy Snyder

Print Name:

STATE OF

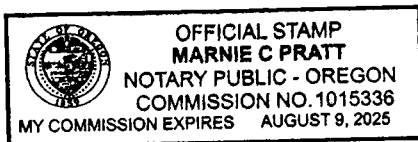
Oregon

County of

Klamath

) ss.

Personally appeared the above names Troy Snyder and acknowledged the foregoing instrument to be his/her voluntary act and deed before me this 22 day of March, 2022.



Notary Public for State of Oregon

My Commission Expires: 8-9-2025

EXHIBIT A

PROPERTY LEGAL DESCRIPTION

The East 1/2 of the East 1/2 of Government Lot 9, in Section 14, Township 36 South, Range 10 East of the Willamette Meridian, Klamath County, Oregon.

EXCEPTING THEREFROM that portion deeded to the County of Klamath in Volume 85 Page 618, deed records of Klamath County, Oregon.