

DEED DECLARATION
Rural Residential Zoned Property

The undersigned, being the record owners of all of the real property described in the instrument recorded as _____ (Volume, Page or Official Record number) of the deed records of Jackson County, Oregon, do hereby make the following deed declaration(s) for the above-described real property, specifying that the declaration(s) shall constitute covenants to run with all of the land and shall be binding on all persons claiming under such land and that this declaration(s) shall be for the benefit of and limitation upon all future owners of said real property.

The following deed declaration(s) hereafter bind the subject property:

"Declarant and Declarant's heirs, legal representatives, assigns, and lessees hereby acknowledge and agree to accept by the placement of this covenant or the acceptance and recording of this instrument that the property herein described is situated near lands zoned for forest or farm use, or in a rural residential area where forest or farm uses may exist, and as such may be subject to common, customary, and accepted forest or farm practices which ordinarily and necessarily produce truck and heavy machinery traffic and noise, dust, smoke, and other types of visual, odor, and noise pollution which Declarant accepts as normal and necessary forest or farm management practices, and as part of the risk of purchasing, constructing, or placing a residential structure in an area which may have resource activities. This covenant also prohibits the Declarant, Declarant heirs, legal representing assigns, lessees, and all future owners from pursuing a claim for relief or cause of action alleging injury from farming of forest practices for which no action or claim is allowed under ORS 30.936 or 30.937. In addition, fire prevention authorities may require curtailment of certain activities during fire season. Jackson County shall be a party to this declaration which cannot be removed or modified without written consent of the County."

The declaration(s) shall not be modified or terminated except by the express written consent of the owners of the land at the time, and Jackson County Development Services, as hereafter provided.

JACKSON COUNTY, a political subdivision of the State of Oregon, shall be considered a party to this deed declaration and shall have the right, if it so desires, to enforce any or all of the declaration(s) contained herein by judicial or administrative proceeding. This declaration is made pursuant to the provisions of the 2004 Jackson County Land Development Ordinance.

Dated this _____ day of _____, 20____.

Record Owner

Record Owner

Record Owner

Record Owner

STATE OF OREGON)
) ss.
County of Jackson)

Personally appeared the above names _____ and acknowledged the foregoing instrument to be his/her voluntary act and deed before me this _____ day of _____, 20____.

Notary Public for State of Oregon
My Commission Expires:

Note: A copy of the recorded instrument must be returned to Jackson County Development Services (10 S. Oakdale, Room 100, Medford, Oregon) before permits can be issued.