



**RESOURCE ZONE EXCEPTION**  
**#851-25-000465-PLNG:**  
**BOQUIST**

*NOTICE TO MORTGAGEE, LIENHOLDER, VENDOR OR SELLER:  
ORS 215 REQUIRES THAT IF YOU RECEIVE THIS NOTICE,  
IT MUST BE PROMPTLY FORWARDED TO THE PURCHASER*

December 11, 2025

Dear Property Owner:

This is to confirm that the Tillamook County Department of Community Development **APPROVED WITH CONDITIONS** the above-cited Resource Zone Exception Request on December 11, 2025.

A copy of the application, along with a map of the request area and the applicable criteria for review are available for inspection on the Tillamook County Department of Community Development website: <https://www.tillamookcounty.gov/commdev/landuseapps> and is also available for inspection at the Department of Community Development office located at 1510-B Third Street, Tillamook, Oregon 97141.

**Appeal of this decision.** This decision may be appealed to the Tillamook County Planning Commission, who will hold a public hearing. Forms and fees must be filed in the office of this Department in accordance with Article 10 of the TCLUO before **4:00 PM on December 23, 2025**. Unless appealed, the Effective Date of Decision shall be December 23, 2025.

**Request:** An exception request to reduce the required 100-foot resource zone setback from the Farm (F-1) zone boundary and establish a 20-foot setback from the westerly (front) property line, a 50-foot setback from the resource zone boundary, to allow for the replacement of a residential structure (single-family dwelling).

**Location:** The subject property is located north of the City of Tillamook, located at 4505 Boquist Road, a County Road and designated as Tax Lot 300 in Section 13A of Township 1 South, Range 10 West of the Willamette Meridian, Tillamook County, Oregon. The property is zoned Rural Residential 2-Acre (RR-2). The applicant and property owner is Thomas Boquist.

**Zone:** Rural Residential 2-Acre (RR-2)

**Applicant/  
Property Owner:** Thomas Boquist, 4505 Boquist Rd N, Tillamook, OR 97141

## CONDITIONS OF APPROVAL:

Failure to comply with the Conditions of Approval and ordinance provisions could result in nullification of this approval.

1. The Applicant/Property owner shall obtain all Federal, State, and Local permits, as applicable, including approved onsite wastewater treatment permits and an approved Building and Zoning Permit from the Tillamook County Department of Community Development.
2. Residential structures shall maintain a minimum 20-foot resource zone setback from the westerly (front yard) property line of the subject property adjacent to the Farm (F-1) zone. All other setback requirements of the Rural Residential 2-Acre (RR-2) zone shall be adhered to.
3. The Applicant/Property owner shall submit a site plan, drawn to scale and depicting all required yard setbacks and the reduced resource zone setback, at the time of consolidated Building/Zoning Permit application submittal.
4. Development shall otherwise comply with the applicable standards and requirements of TCLUO Section 3.010: Rural Residential 2-Acre (RR-2) Zone.
5. In accepting this approval, the property owner understands intensive farm or forest practices may be conducted upon adjacent or nearby land zoned for farm or forest use. The property owner hereby acknowledges that practices may involve but are not limited to the application of herbicides or fertilizers (including aerial spraying), road construction, changes in view, noise, dust, odor, traffic, and other impacts related to natural resource activities. The property owner acknowledges the residential use of this property may be impacted by such activities and is accepting of that fact. In the event of conflict, the property owner understands preference will be given to farm and forest practices.

A covenant to the deed shall be required, informing that intensive farm or forest practices may be conducted upon adjacent or nearby land zoned for farm or forest use and limiting pursuance of a claim for relief or cause of action of alleging injury from farming or forest practices. A copy of the recorded covenant included as 'Exhibit D' shall be provided at the time of applying for Consolidated Zoning/Building Permit.

This approval expires if a Building Permit is not applied for within two (2) years of issuance of this approval.

Sincerely,  
Tillamook County Department of Community Development



Conrad Kurrelmeier, Land Use Planner I

Sarah Absher, CFM, Director

Enc.: Vicinity & Assessor/Zoning Map





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## RESOURCE ZONE EXCEPTION

**#851-25-000465-PLNG:**

**BOQUIST**

**Administrative Decision & Staff Report**

**Decision:** Approved with Conditions

**Decision Date:** December 11, 2025

**Report Prepared By:** Conrad Kurrelmeier, Land Use Planner

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### I. GENERAL INFORMATION:

**Request:** An exception request to reduce the required 100-foot resource zone setback from the Farm (F-1) zone boundary and establish a 20-foot setback from the westerly (front) property line, a 50-foot setback from the resource zone boundary, to allow for the replacement of a residential structure (single-family dwelling).

**Location:** The subject property is located north of the City of Tillamook, located at 4505 Boquist Road, a County Road and designated as Tax Lot 300 in Section 13A of Township 1 South, Range 10 West of the Willamette Meridian, Tillamook County, Oregon. The property is zoned Rural Residential 2-Acre (RR-2). The applicant and property owner is Thomas Boquist.

**Zone:** Rural Residential 2-Acre (RR-2)

**Applicant/**

**Property Owner:** Thomas Boquist, 4505 Boquist Rd N, Tillamook, OR 97141

**Description of Site and Vicinity:** Assessor records indicate the subject property encompasses approximately 11.40-acres and is irregular in shape. The subject property fairly level, is vegetated with grasses and trees and is currently improved with dwelling and accessory structures (Exhibit A & B). No mapped wetlands or other natural features are identified on the proposed development area (Exhibit A & B).

The subject property is located north of the City of Tillamook. The property is adjacent to the Farm zone (F-1) along its westerly (front) boundary abutting Boquist Road, a County road (Exhibit A). The front property line abuts Boquist Road.

The vicinity is comprised of an area of Rural Residential 2-Acre (RR-2) zoned properties which are generally improved with single-family dwellings and accessory structures or are vacant. FEMA Flood Insurance Rate Map #41057C0576F dated September 28, 2018, confirms the subject property is not located in the Special Flood Hazard Area (SFHA) (Exhibit A). The property is not within an area of geologic hazard.

The Applicant proposes to reduce the 100-foot setback from the Farm (F-1) zone boundary located at the center of Boquist Road, a County road, which is measured to be 60-feet wide. The Farm (F-1) zone boundary is maintained 30 feet west of the front property line of the subject property, Tax Lot 300. Thus, the resource zone setback is proposed to be reduced by 50 feet with the establishment of a 20-foot setback from the westerly (front) property line to allow for the replacement of a residential structure (single-family dwelling) (Exhibit A & B).

## **II. APPLICABLE ORDINANCE AND COMPREHENSIVE PLAN PROVISIONS:**

The desired use is governed through the following sections of the Tillamook County Land Use Ordinance (TCLUO). The suitability of the proposed use, in light of these criteria, is discussed in Section III of this report:

A. TCLUO Section 3.010: Rural Residential 2-Acre (RR-2) Zone

## **III. ANALYSIS:**

Notice of the request was mailed to property owners within 250 feet of the subject property and other agencies on November 13, 2025. One comment was received during the 14-day public comment period and is included as “Exhibit C” of this report. Public Works stated a road approach permit would be required for the placement of a new dwelling (Exhibit C).

### **A. Section 3.010: Rural Residential 2-Acre (RR-2) Zone**

**Section 3.010(4) Standards:** *Land divisions and development in the RR-2 and RR-10 zone shall conform to the following standards, unless more restrictive supplemental regulations apply:*

...

*(k) No residential structure shall be located within 100 feet of an F-1, F, or SFW-20 zone boundary, unless it can be demonstrated that natural or man-made features will act as an equally effective barrier to conflicts between resource and residential used; or that a residential structure could not otherwise be placed on the property without requiring a variance to the 100 foot requirement. In either case, all yard requirements in this zone shall still apply.*

**Findings:** The Applicant proposes to reduce the 100-foot setback from the Farm (F-1) zone boundary located at the center of Boquist Road, a County road, which is measured to be 60-feet wide. The Farm (F-1) zone boundary is maintained 30 feet west of the front property line of the subject property, Tax Lot 300. Thus, the resource zone setback is proposed to be reduced by 50 feet with the establishment of a 20-foot setback from the westerly (front) property line to allow for the replacement of a residential structure (single-family dwelling) (Exhibit A & B).

Staff find the subject property is identified as Tax Lot 300 and is 11.40 acres (Exhibits A & B). As depicted on the zoning map included in “Exhibit A” of this report, the Farm Zone boundary runs along the centerline

of Boquist Rd, a county road. Applicant has stated Boquist Rd serves as barrier between the proposed replacement dwelling and the farm uses (Exhibit B).

Staff find that the 60-foot right-of-way of Boquist Road, a County road, currently separates the subject property from resource activities which occur on the adjacent Farm (F-1) zone to the west (Exhibit A). The improved Boquist Road maintains as a man-made barrier to limit conflicts between the residential and resource use. Staff find an existing dwelling situated upon the parcel demonstrated no historical record of conflicts between the residential and resources uses. Staff notified the neighboring properties and received no comments regarding concerns of the proposed replacement dwelling (Exhibit A & B).

Staff finds the man-made feature of Boquist Road can act as an effective barrier between the resource and residential uses. Staff conclude this criterion is met.

#### **IV. DECISION: APPROVED WITH CONDITIONS**

Staff concludes that the applicant has satisfied the review criteria and can meet all applicable ordinance requirements at the time of application. Therefore, Staff approves this request for an exception to the Farm (F-1) zone setback subject to the Conditions of Approval in Section V of this report. This approval does not address any additional development of the subject property.

By accepting this approval, the applicant and property owner agrees to indemnify, defend, save and hold harmless Tillamook County, and its officers, agents, and employees from any claim, suit, action or activity undertaken under this approval, including construction under a Building Permit approved subject to this approval. The applicant /property owner shall obtain all of the necessary local, state, and federal permits and comply with all applicable regulations for the proposed construction.

**Appeal of this decision.** This decision may be appealed to the Tillamook County Planning Commission, who will hold a public hearing. In such cases, forms and fees must be filed in the office of this Department before **4:00 PM on December 23, 2025**.

#### **V. CONDITIONS OF APPROVAL:**

Failure to comply with the Conditions of Approval and ordinance provisions could result in nullification of this approval.

1. The Applicant/Property owner shall obtain all Federal, State, and Local permits, as applicable, including approved onsite wastewater treatment permits and an approved Building and Zoning Permit from the Tillamook County Department of Community Development.
2. Residential structures shall maintain a minimum 20-foot resource zone setback from the westerly (front yard) property line of the subject property adjacent to the Farm (F-1) zone. All other setback requirements of the Rural Residential 2-Acre (RR-2) zone shall be adhered to.
3. The Applicant/Property owner shall submit a site plan, drawn to scale and depicting all required yard setbacks and the reduced resource zone setback, at the time of consolidated Building/Zoning Permit application submittal.
4. Development shall otherwise comply with the applicable standards and requirements of TCLUO Section 3.010: Rural Residential 2-Acre (RR-2) Zone.

5. In accepting this approval, the property owner understands intensive farm or forest practices may be conducted upon adjacent or nearby land zoned for farm or forest use. The property owner hereby acknowledges that practices may involve but are not limited to the application of herbicides or fertilizers (including aerial spraying), road construction, changes in view, noise, dust, odor, traffic, and other impacts related to natural resource activities. The property owner acknowledges the residential use of this property may be impacted by such activities and is accepting of that fact. In the event of conflict, the property owner understands preference will be given to farm and forest practices.

A covenant to the deed shall be required, informing that intensive farm or forest practices may be conducted upon adjacent or nearby land zoned for farm or forest use and limiting pursuance of a claim for relief or cause of action of alleging injury from farming or forest practices. A copy of the recorded covenant included as 'Exhibit D' shall be provided at the time of applying for Consolidated Zoning/Building Permit.

6. This approval expires if a Building Permit is not applied for within two (2) years of issuance of this approval.

## **VI. EXHIBITS**

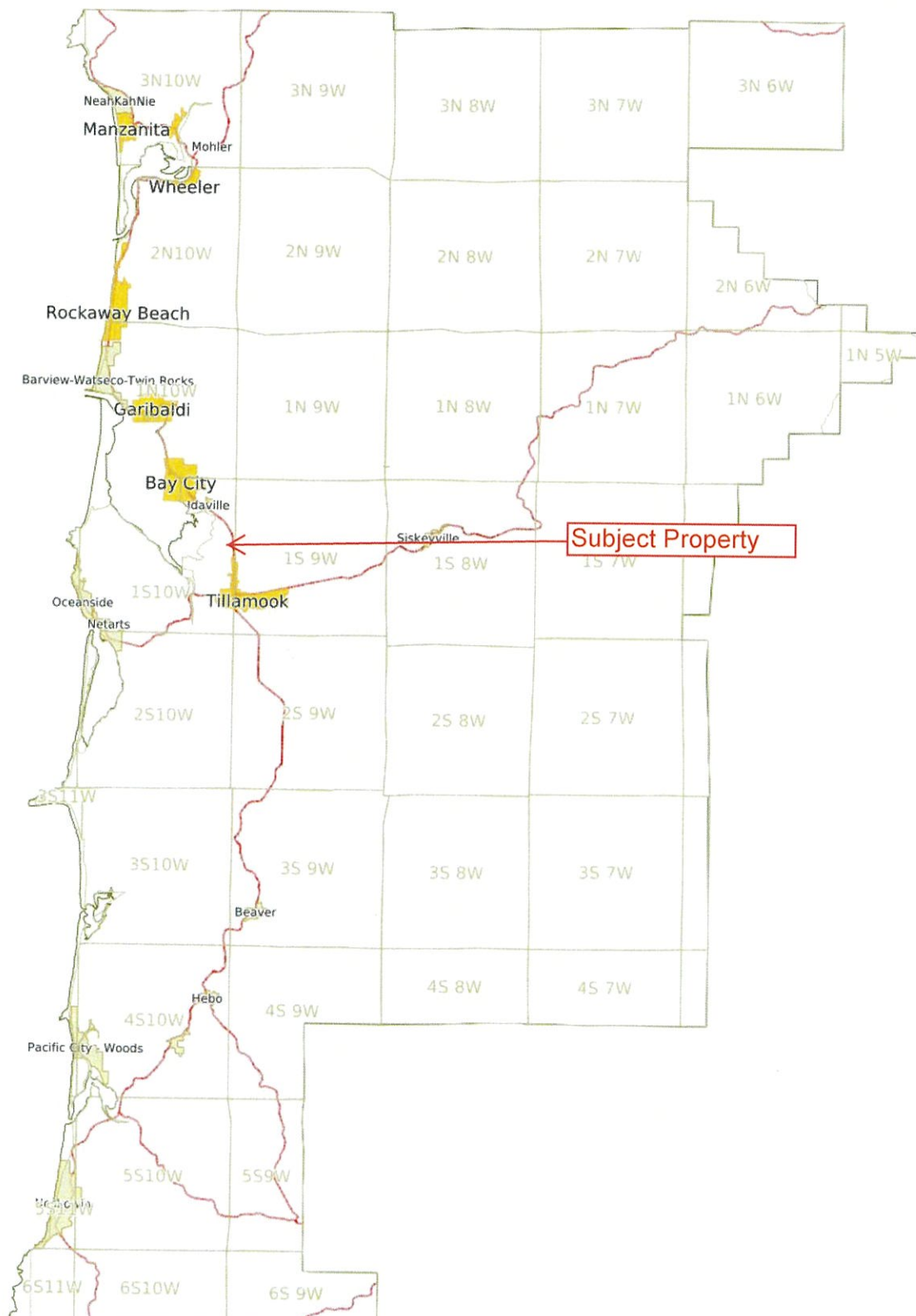
All Exhibits referenced herein are, by this reference, made a part hereof:

- A. Maps
- B. Applicant's submittal
- C. Public Comments
- D. Restrictive Covenant: Farm Forest Practices



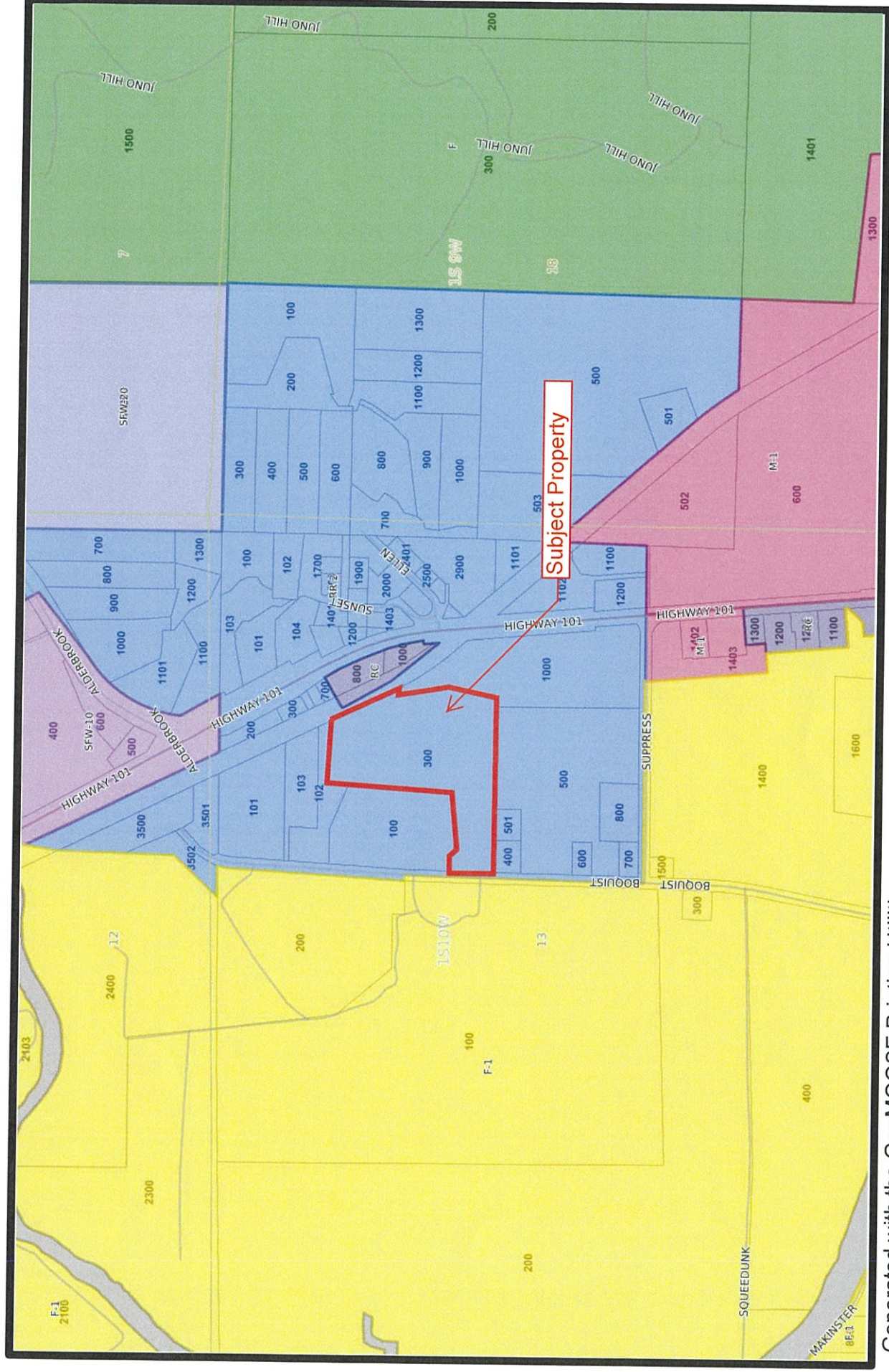
# EXHIBIT A

# Vicinity Map





# Zoning Map





1"= 200'

Canceled No.

01S10W13A  
10/23/2025

**Tillamook County**  
**2025 Real Property Assessment Report**  
 Account 154503

**Map** 1S1013A000300  
**Code - Tax ID** 0905 - 154503

**Tax Status** Assessable  
**Account Status** Active  
**Subtype** NORMAL

**Legal Descr** See Record

**Mailing** BOQUIST, THOMAS  
 4505 BOQUIST RD N  
 TILLAMOOK OR 97141

**Deed Reference #** 2022-7217  
**Sales Date/Price** 12-01-2022 / \$100,000  
**Appraiser** ELIZABETH LOFTIS

**Property Class** 541 MA SA NH  
**RMV Class** 401 01 AC 102

Site	Situs Address	City
1	4505 BOQUIST RD	COUNTY

		Value Summary			
Code Area		RMV	MAV	AV	RMV Exception CPR %
0905	Land	284,660		Land	0
	Impr	191,990		Impr	0
<b>Code Area Total</b>		<b>476,650</b>	<b>175,110</b>	<b>93,023</b>	<b>0</b>
<b>Grand Total</b>		<b>476,650</b>	<b>175,110</b>	<b>93,023</b>	<b>0</b>

Land Breakdown									
Code Area	ID #	RFPD	Ex	Plan Zone	Value Source	Trend %	Size	Land Class	Trended RMV
0905	0	<input checked="" type="checkbox"/>		RR-2	Farm Use Unzoned	109	10.40 AC	SP3	241,270
					LANDSCAPE - AVERAGE	100			1,500
	1	<input checked="" type="checkbox"/>		RR-2	Market	109	1.00 AC		23,200
					OSD - AVERAGE	100			18,690
					Code Area Total				

Improvement Breakdown									
Code Area	ID #	Year Built	Stat Class	Description	Trend %	Total Sqft	Ex%	MS Acct	Trended RMV
0905	1	1920	131	One story	109	1,000			173,470
	2	2000	345	GENERAL PURPOSE BUILDING	109	2,160			18,520
<b>Code Area Total</b>						<b>3,160</b>			<b>191,990</b>

Exemptions / Special Assessments / Notations		
Code Area 0905		
Special Assessments	Amount	Year Used
▪ SOLID WASTE	12.00	2025
Notations		
▪ FARMLAND - POTENTIAL ADDITIONAL TAX LIABILITY 308A.083		
▪ FARM INCOME QUESTIONNAIRE CYCLE 3		



**Tillamook County**  
**2025 Real Property Assessment Report**  
Account 154503

**Comments**

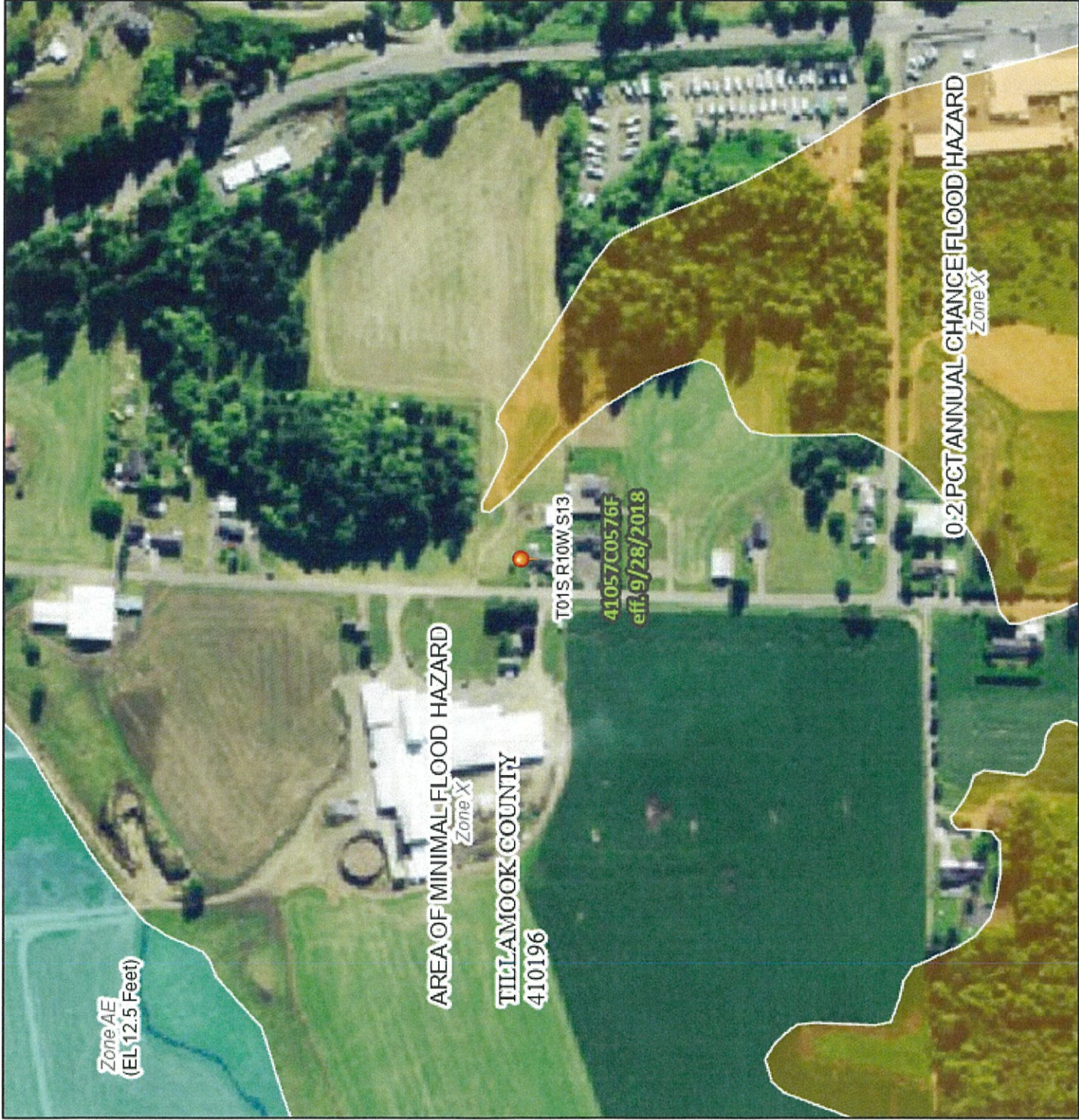
06/23/04 - Addition to GPB complete as of 01/01/03. Removed GPB value from residence and placed on new fragment. Minor exception for 2003 tax year, KL.  
8/25/06 Added RMV/MAV on farmland. KF  
7/14/2010 Phase 1 desk review, updated inventory, tabled values, increased eff. age per photo, updated OSD - RMV changes only. PF.  
3/14/16 - Land reappraisal, tabled values and updated soil classes. EJ.  
4/15/21 Added Heat Pump. RP  
08/21/2025 Due to a lot line adjustment, a portion of tax lot 1S1013A000300 will now be carried in tax lot 1S1013A001000. Brought land to market and apportioned MAV. There was a size correction per the survey. HH



# National Flood Hazard Layer FIRMette



123°51'21"W 45°29'32"N



## Legend

SEE FIS REPORT FOR DETAILED LEGEND AND INDEX MAP FOR FIRM PANEL LAYOUT

Without Base Flood Elevation (BFE)  
Zone A, V, A99

With BFE or Depth Zone AE, AO, AH, VE, AR

Regulatory Floodway

SPECIAL FLOOD HAZARD AREAS

0.2% Annual Chance Flood Hazard, Area of 1% annual chance flood with average depth less than one foot or with drainage areas of less than one square mile Zone X

Future Conditions 1% Annual Chance Flood Hazard Zone X

Area with Reduced Flood Risk due to Levee. See Notes. Zone X

Area with Flood Risk due to Levee Zone X

NO SCREEN

Area of Minimal Flood Hazard Zone X

Effective LOMRs

Area of Undetermined Flood Hazard Zone X

Channel, Culvert, or Storm Sewer

Levee, Dike, or Floodwall

OTHER AREAS

GENERAL STRUCTURES

Cross Sections with 1% Annual Chance Water Surface Elevation

Coastal Transect

Base Flood Elevation Line (BFE)

Limit of Study

Jurisdiction Boundary

Coastal Transect Baseline

Profile Baseline

Hydrographic Feature

OTHER FEATURES

Digital Data Available

No Digital Data Available

Unmapped

MAP PANELS

The pin displayed on the map is an approximate point selected by the user and does not represent an authoritative property location.

This map complies with FEMA's standards for the use of digital flood maps if it is not void as described below. The basemap shown complies with FEMA's basemap accuracy standards

The flood hazard information is derived directly from the authoritative NFHL web services provided by FEMA. This map was exported on 11/13/2025 at 11:43 PM and does not reflect changes or amendments subsequent to this date and time. The NFHL and effective information may change or become superseded by new data over time.

This map image is void if the one or more of the following map elements do not appear: basemap imagery, flood zone labels, legend, scale bar, map creation date, community identifiers, FIRM panel number, and FIRM effective date. Map images for unmapped and unmodernized areas cannot be used for regulatory purposes.





# Statewide Wetlands Inventory

## NHD Streams and Rivers

- Oregon Address
- Sections
- Essential Salmonid Habitat
- LWT Sample Plot points
- LWT Probable Wetland points
- LWT Stream Lines
- LWT Artificial Features, Lines
- LWT Probable Wetland polygons
- LWT Wetlands polygons
- LWT Waterbody polygons
- LWT Artificial Features, Polygons
- LWT Study Area
- Oregon Scenic Waterway Water Courses
- Oregon Scenic Waterway Classification Areas
- NHD Springs/Seeps
- Perennial
- Intermittent
- Ephemeral
- Unknown
- Canal/Ditch
- NHD Area
- NHD Waterbody
- Wetlands
- Estuarine and Marine Deepwater
- Estuarine and Marine Wetland
- Freshwater Emergent Wetland
- Freshwater Forested/Shrub Wetland
- Freshwater Pond
- Lake
- Riverine
- SWI Predominantly Hydric Soil Map Units
- SWI Agate-Winko Soils

0 0.03 0.05 0.1 0.15 0.2  
1:4,090  
mi

The Statewide Wetlands Inventory (SWI) represents the best data available at the time this map was published and is updated as new data become available. In all cases, accurate coordinates determine the presence, absence and location of wetlands and waters (such as creeks and ponds). An onsite investigation by a wetland professional can verify actual field conditions.



Date: 11/13/2025



State of Oregon  
Department of State Lands  
775 Summer Street, NE, Ste 100  
Salem, OR 97301-1279



# EXHIBIT B





## PLANNING APPLICATION

**Applicant** ☒ (Check Box if Same as Property Owner)

Name: Thomas Bogquist Phone: 503-812-5418  
Address: 4505 Bogquist Rd N  
City: Tillamook State: OR Zip: 97141  
Email: tomtbo64@gmail.com

**Property Owner**

Name: Thomas Bogquist Phone: 503-812-5418  
Address: 4505 Bogquist Rd N  
City: Tillamook State: OR Zip: 97141  
Email: tomtbo64@gmail.com

OFFICE USE ONLY	
Date Stamp	SEP 26 2025
BY: .....	
<input type="checkbox"/> Approved <input type="checkbox"/> Denied	
Received by:	
Receipt #:	
Fees:	
Permit No:	851-25-000465-PLNG

Request: old House is in bad shape - Foundation  
Foot print. New house will be around 1500 sq feet, There is  
Laural Hedge and County road serve as barrier between House  
and The Farm Property

**Type II**

- ☐ Farm/Forest Review
- ☐ Conditional Use Review
- ☐ Variance
- ☒ Exception to Resource or Riparian Setback
- ☐ Nonconforming Review (Major or Minor)
- ☐ Development Permit Review for Estuary Development
- ☐ Non-farm dwelling in Farm Zone
- ☐ Fore-dune Grading Permit Review
- ☐ Neskowin Coastal Hazards Area

**Type III**

- ☐ Detailed Hazard Report
- ☐ Conditional Use (As deemed by Director)
- ☐ Ordinance Amendment
- ☐ Map Amendment
- ☐ Goal Exception
- ☐ Nonconforming Review (As deemed by Director)
- ☐ Variance (As deemed by Director)

**Type IV**

- ☐ Ordinance Amendment
- ☐ Large-Scale Zoning Map Amendment
- ☐ Plan and/or Code Text Amendment

**Location:**

Site Address: 4505 Bogquist Rd N Tillamook OR 97141

Map Number: 151013A 000300

Township

Range

Section

Tax Lot(s)

Clerk's Instrument #: \_\_\_\_\_

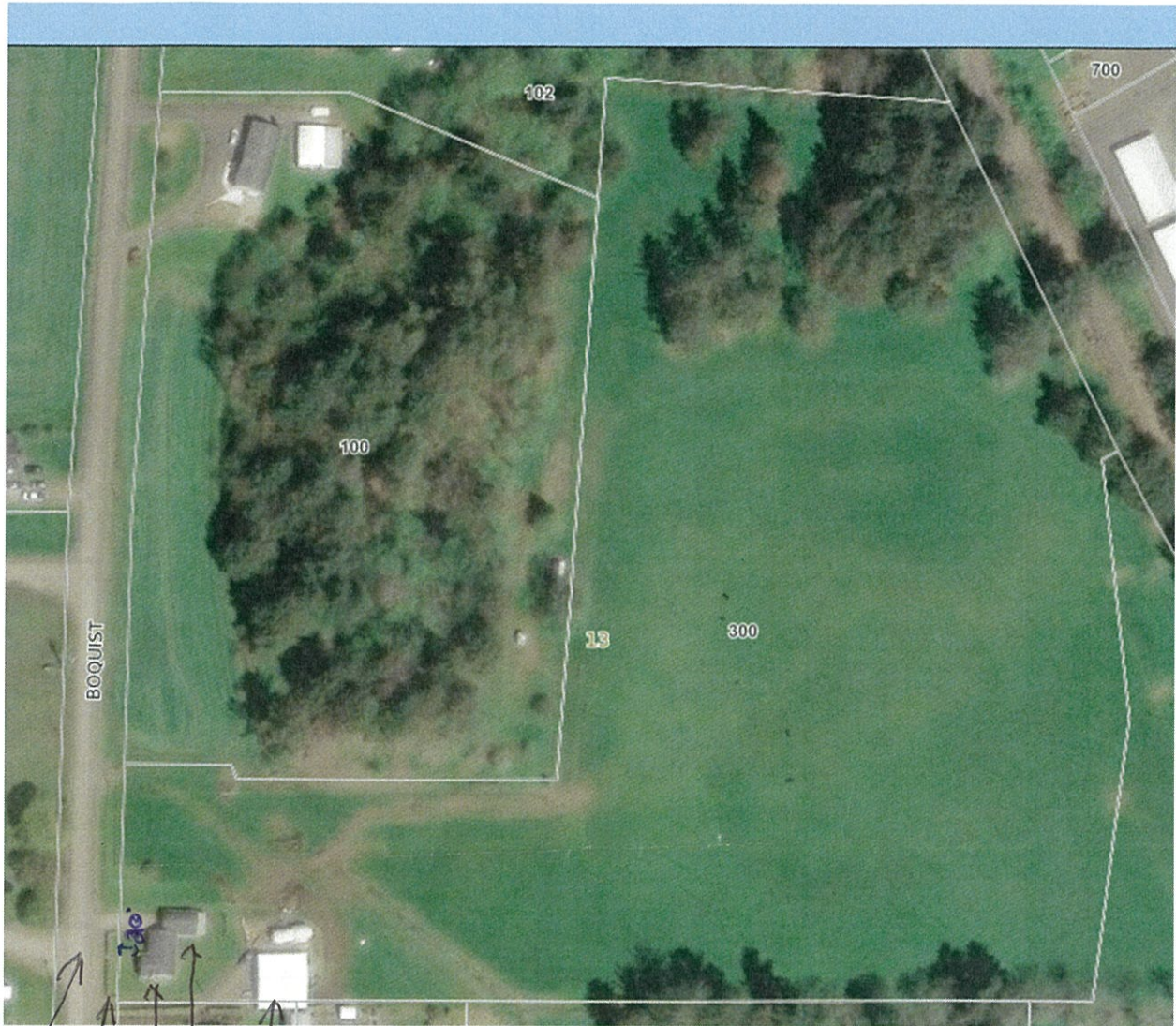
**Authorization**

This permit application does not assure permit approval. The applicant and/or property owner shall be responsible for obtaining any other necessary federal, state, and local permits. The applicant verifies that the information submitted is complete, accurate, and consistent with other information submitted with this application.

Property Owner Signature (Required) [Signature]  
Applicant Signature [Signature]

9-26-25  
Date  
9-26-25  
Date

4505 Boquist Rd



County  
Road  
Hedge  
House  
Garage  
shed



# EXHIBIT C

## Melissa Jenck

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**From:** Brian Olle  
**Sent:** Monday, November 17, 2025 7:36 AM  
**To:** Melissa Jenck  
**Cc:** Sarah Thompson  
**Subject:** RE: Notice of Application: 851-25-000465-PLNG

Good Morning Melissa,

Public Works has no comment or concern with the resource zone exception. However, an approval of this exception that would lead to construction of a new house would trigger the need for a road approach. There is no permitted road approach for this taxlot. I'm not sure if this is the right time to note this, but wanted to put it out there.

Thanks,

**Brian Olle, P.E.** | Engineering Project Manager  
TILLAMOOK COUNTY | Public Works  
Cell: (503)812-6569

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**From:** Melissa Jenck <Melissa.Jenck@tillamookcounty.gov>  
**Sent:** Thursday, November 13, 2025 4:31 PM  
**To:** Melissa Jenck <Melissa.Jenck@tillamookcounty.gov>  
**Cc:** Sarah Thompson <sarah.thompson@tillamookcounty.gov>  
**Subject:** Notice of Application: 851-25-000465-PLNG

Good afternoon,

Please see the notice below, for request #851-25-000465-PLNG for a resource zone exception.

<https://www.tillamookcounty.gov/commdev/project/851-25-000465-plng>

Sincerely,

\*\*\* Please note that the Tillamook County domain has changed, and my email address is now [Melissa.Jenck@tillamookcounty.gov](mailto:Melissa.Jenck@tillamookcounty.gov) Please update your contact information as needed. Thank you. \*\*\*



**Melissa Jenck** (she/her) | Senior Planner  
TILLAMOOK COUNTY | Community Development  
1510-B Third Street  
Tillamook, OR 97141  
Phone (503) 842-3408 x 3301  
[Melissa.Jenck@tillamookcounty.gov](mailto:Melissa.Jenck@tillamookcounty.gov)

**My working hours are 8:00am to 5:30pm, Monday thru Thursday, and 8:00am-12:00pm on Friday.**



# EXHIBIT D



**INSTRUCTIONS FOR FILING RESTRICTIVE COVENANT  
FOR THE CREATION OF A PARCEL OR PLACEMENT OF A DWELLING  
ADJACENT TO LAND ZONED FOR FARM OR FOREST USE**

1. This acknowledgment is required when the County permits the creation of parcels or the location/placement of dwellings adjacent to an area designated by the County as farm or forest lands (F, F-1, SFW-20).
2. Obtain the legal description of the subject property as it's recorded in the Tillamook County Deed Records. This is what is referred to as Exhibit A and must accompany the affidavit/covenant.
3. The attached affidavit/covenant must be filled out showing the names of ALL current property owners who appear on the property deed or contract, and signed before a Notary Public. Community Development has Notaries that can provide the service for free.
4. Once the affidavit/covenant is signed and notarized with the attached legal description, bring these to the Tillamook County Clerk's office to be recorded. **The Clerk's will charge a recording fee.** Please contact the Clerk's office at (503)842-3402 for current fees.
5. A copy of the recorded and notarized affidavit/covenant will be given to DCD to put on file.
6. If you have any questions about the affidavit/covenant, or the recording procedure, please contact the Department of Community Development Staff at (503)842-3408 x3410.

After Recording Return To:

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

**RESTRICTIVE COVENANT**

\_\_\_\_\_,  
(GRANTORS) are the owners of real property described as follows:

**PROPERTY LEGAL DESCRIPTION attached as Exhibit A hereto and incorporated by reference**

Do hereby promise and covenant as follows:

The property herein described is situated adjacent to a Farm or Forest resource zone such as F, F-1, or SFW-20 zones in Tillamook County, Oregon where the intent is to encourage farm and forest use and minimize conflicts with those uses. The owners/residents of this parcel understand that on the adjacent land customary and accepted farm or forest management practices, conducted in accordance with federal and state laws, ordinarily and necessarily produce noise, dust, smoke, odors, the application of manure, fertilizers, or herbicides (including aerial spraying), road construction, changes in view, and other impacts related to a resource zone.

I/We do hereby accept the potential impacts from farm and forest practices as normal and necessary and part of the risk of establishing a structure in this area and shall not pursue a claim for relief or cause of action of alleging injury from farming or forest practices for which no action or claim is allowed under ORS 30.936 or ORS 30.937.

This covenant shall run with the land and is intended to and hereby shall bind my/our heirs, assigns, lessees, and successors and it can not be deleted or altered without prior contact and approval by the Tillamook County Department of Community Development (GRANTEE) or its successor.

IN WITNESS WHEREOF, the said Party has executed this instrument this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_,

\_\_\_\_\_

Signature

Print Names

State of \_\_\_\_\_, County of \_\_\_\_\_

Subscribed and sworn to before me this \_\_\_\_\_ day of \_\_\_\_\_, 20 \_\_\_\_

SEAL

\_\_\_\_\_  
Notary Public of Oregon  
My Commission Expires:

\_\_\_\_\_

STATE OF OREGON  
COUNTY OF TILLAMOOK