

INSTRUCTIONS FOR FILING DECLARATORY STATEMENT
(Farm/Forest)

1. This acknowledgment is required when the County permits dwellings, structures or uses in or near an area designated by the County as farm or forest lands. Documents cannot be accepted until complete and accurate.
2. The attached Declaratory Statement must be filled out (typed or neatly printed) and signed before a Notary Public.
3. Names of **ALL** current property owners who appear on the property deed or contract shall be shown, typed in the appropriate space at the top of the document, and signed in the presence of a Notary Public. (Signatures must be **IDENTICAL** to those listed).

If you need assistance in preparing this document, please feel free to bring your documents to the Planning Division. For your convenience, the Planning Division has employees who are Notary Public.

4. Property description: the property description must be **IDENTICAL** to what has been recorded in the Marion County Deed Records.
5. The notarized Statement shall be returned to the Planning Division for review. After approval by the Planning Division, the Planning Director, or his designee, will sign the Statement.
6. The applicant then records the Statement with the Marion County Clerk located on the second floor of the Courthouse Square Building, 555 Court St. NE, Salem. Please be advised there is a recording fee.
7. The applicant must then either return a copy of the recorded Statement to the Marion County Planning Division **...OR...** call our office with the official Reel and Page Number that will be placed on the original document when recorded. If building permits are pending, they will not be issued until the Planning Division either receives a copy of the recorded document or the Reel and Page Number information.
8. Each parcel involved will require a separate Declaratory Statement.

If you have any questions about the Statement, or the recording procedure, please contact the Planning Division at (503) 588-5038.

AFTER RECORDING RETURN TO:
Marion County Planning Division
5155 Silverton Rd NE, Salem OR 97305

DECLARATORY STATEMENT
(Farm/Forest)

**THIS COVENANT, Made this ____ day of _____, 20____, by and between _____
_____ (owners) and Marion County (County) in consideration of the County
issuance of building permit no. _____ or land use case no. _____, which is incorporated herein
by this reference, for a dwelling, structure or use on real property located in Marion County, Oregon and
described as follows:**

(If space insufficient, continue description on reverse side)

Owners do hereby promise and covenant as follows:

The property herein described is situated in or near a farm or forest zone or area in Marion County, Oregon where the intent is to encourage, and minimize conflicts with, farm and forest use. Specifically, residents, property owners and visitors may be subjected to common, customary and accepted farm or forest management practices conducted in accordance with federal and state laws that ordinarily and necessarily produce noise, dust, smoke and other impacts.

The grantors, including their heirs, assigns and lessees do hereby accept the potential impacts from farm and forest practices as normal and necessary and part of the risk of establishing a dwelling, structure or use in this area, and acknowledge the need to avoid activities that conflict with nearby farm and forest uses and practices grantors will not pursue a claim for relief or course of action alleging injury from farming or forest practice for which no action is allowed under ORS 30.936 or 30.937.

This covenant will run with the land and is intended to and hereby bind owners, their successors, heirs, assigns and lessees.

In Witness Whereof, the owners have executed this instrument this ____ day of _____, 20____

Owner

Owner

STATE OF OREGON)
Marion County) ss.

This instrument acknowledged before me this _____ day of _____, 20____

Notary Signature

Accepted:

Notary Public for Oregon
(OFFICIAL SEAL)

Marion County Planning Director