

NON-REMONSTRANCE AGREEMENT

This Agreement is entered into this 19, day of MARCH, 1998, by and between the City of Klamath Falls and David E. Chambers, Owner.

WHEREAS, Owner is the owner of the following described property:

410 Nosler Street, Lots 1&2, Block 18, Klamath Lake Addition, Tax Account Number R-3809-19DB-09700 (the "Property"); and

WHEREAS, Owner desires to develop the Property, which development will contribute to the need for, as well as benefit from, the following improvements:

Formation of a Local Improvement District for the construction of Nosler and Harvard Streets to City design standards; and

WHEREAS, a condition of the Owner's land use approval from City for development of the Property is agreement to participate in the cost of said future improvements; NOW THEREFORE,

THE PARTIES HERETO AGREE AS FOLLOWS:

1. In the event City initiate formation of a Local Improvement District for the funding and construction of the improvements designated above, Owner agrees to not remonstrate against the formation of such a LID.
2. City agrees that a LID assessment levied against Owner's property shall not exceed the benefit conferred upon the property.
3. This agreement shall run with the Property and shall bind and inure to Owner's successors in interest.

CITY OF KLAMATH FALLS

By: [Signature]

Attest: [Signature]

Dated: 19 MARCH 1998

OWNER

[Signature]
[Signature]

Dated: 3/19/98

After Recording Return to:

City Planning Department
226 South 5th Street
Klamath Falls, OR 97601

STATE OF OREGON: COUNTY OF KLAMATH: ss.

Filed for record at request of City Planning Dept.
of March A.D., 19 98, at 10:47 o'clock A. M., and duly recorded in Vol. M98
of Deeds on Page 9327

FEE \$10.00

By [Signature] Bernetha G. Letsch, County Clerk