

NON-REMONSTRANCE AGREEMENT

This Agreement is entered into this 30th day of April, 1998, by and between the City of Klamath Falls and Larry Smith, Owner.

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

1816 Crescent Avenue, Lot 4, Block 35, Hillside Addition, Tax Account Number R-3809-29AD-5300 (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:

Construction of sidewalks along the front of property, 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: Irish Mason

Attest: [Signature] SANDRA E. ANDERSON

Dated: 4/30/98

OWNER

[Signature]

Dated: 4-30-98

After Recording Return to:

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

STATE OF OREGON,
County of Klamath

Filed for record at request of:

City Planning
on this 4th day of May A.D., 1998
at 11:03 o'clock A. M. and duly recorded
in Vol. M98 of Deeds Page 14847

Bernetha G. Letsch, County Clerk

By Kathleen Ryan

Fee: \$10.00

Deputy