

73938

99 FEB -1 P1:01

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NON-REMONSTRANCE AGREEMENT

This agreement is entered into this 1st day of February, 1999, by and between the City of Klamath Falls and Connie Depew, Owner.

WHEREAS, Owner is the owner of the following property:

2718 Corvallis Street, Map and Tax Account Number 3809-19DC-700, in the Buena Vista Subdivision (the "Property");

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

Construction of curbs, sidewalks and gutters to City design standards on Corvallis Street

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

THE PARTIES HERETO AGREE AS FOLLOWS:

1. In the event the City initiates formation of a Local Improvement District (LID) for the funding and construction of the improvements designated above, Owner agrees to not remonstrate against the formation of such an LID.
2. The City agrees that an 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

Attest:

Dated:

[Signature]
[Signature]
 2/1/99

OWNER

[Signature]
 2/1/99

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 Connie Depew the 1st day of February A.D. 1999 at 1:01 o'clock P. M., and duly recorded in Vol. M99 of Page 3666

Linda Smith, County Clerk

FEE

\$10.00

25c

by *[Signature]*