

76337

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NON-REMONSTRANCE AGREEMENT

This agreement is entered into this 19th day of March 1999 by and between the City of Klamath Falls and Steven Pettit, Owner.

WHEREAS, Owner is the owner of the following described property

Map and Tax Lot Numbers 3809-35AA-2400,
Lot 13, Block 7 of Tract 1152, North Hills ("The Property"), and

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

Construction, to City design standards, of curbs, gutters and sidewalks, and

WHEREAS, a condition of the Owner's land use approval from the 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 the City initiates the 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 LID.
- 2 The 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: SANDRA ZAIDAAttest: James K. KlamathDated: 19 March 99OWNER: Steven PettitDated: 3/19/99

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 City of Klamath Falls
of March A.D., 1999 at 2:35 o'clock P. M., and duly recorded in Vol. 10585
of Deeds on Page 10585

FEE \$10.00

Linda Smith, County Clerk

by Kathleen R. Rasmussen