

## NON-REMONSTRANCE AGREEMENT

This agreement is entered into this 15<sup>th</sup> day of March, 1999, by and between the City of Klamath Falls and Manuel Garcia, Owner:

WHEREAS, Owner is the owner of the following property:

1827 Van Ness Avenue, Map and Tax Account Number 3809-20DD-15101, in the Eldorado Addition (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 sidewalks to City design standards on Van Ness Avenue

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: [Signature]

Attest: [Signature]

Dated: 4/8/99

OWNER

[Signature]

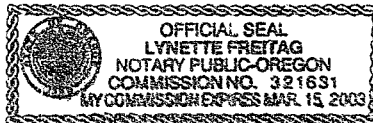
After recording, return to:  
City Planning Department  
226 South 5<sup>th</sup> Street  
Klamath Falls, OR 97601

STATE OF OREGON  
COUNTY OF KLAMATH

THIS INSTRUMENT WAS ACKNOWLEDGED BEFORE ME  
ON APRIL 08, 1999

[Signature]

NOTARY PUBLIC STATE OF OREGON  
MY Commission expires 03/15/03



Garcia Nonremonstrance.doc

3.15.99

STATE OF OREGON : COUNTY OF KLAMATH: ss.

Filed for record at request of City of Klamath Falls the 8th day  
of April A.D. 1999 at 11:41 o'clock A. M., and duly recorded in Vol. M99  
of Deeds on Page 12646

Linda Smith, County Clerk

FEE: \$10.00  
5.00 Notary

by [Signature]