

1999 JUN 17 PM 12:39 REMONSTRANCE AGREEMENT

Replacing Condition #1 within the Final Decision and Conditions for S-CUP-99, this agreement is entered into this 16th day of June, 1999, by and between the City of Klamath Falls and Cross Timbers Baptist Church, Owner.

WHEREAS, Owner is the owner of the following property:

833 N. 9th Street, Map and Tax Account Number 3809-29CD-3000, in the First Addition to Klamath Falls 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 streets, curbs and gutters to City design standards along N. 9th 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: [Signature]

Attest: [Signature]

Dated: 6/16/99

BY OWNER [Signature]

[Signature]

6-17-99

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

State of Oregon, County of Klamath
Recorded 6/17/99, at 12:39 p. m.
In Vol. M99 Page 23924
Linda Smith,
County Clerk

Fee \$ 10 - KR