

1999 JUL -9 PM 2:55

NON-REMONSTRANCE AGREEMENT

Vol M99 Page 27614

This agreement is entered into this 22 day of June, 1999 by and between the City of Klamath Falls and John Novak and Ann Novak, Owner(s).

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

Map and Tax Lot Number 3809-20DD-1400, 1873 Euclid Avenue,  
Lots 19, 20 and 21, Block 21 of the Mountain View Subdivision ("Property"); and

WHEREAS, Owner desires to develop the Property with a garage addition; and

WHEREAS, this development will contribute to the need for, as well as benefit from, the following improvements:

Construction, to City design standards, of sidewalks along Euclid Avenue; 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 Zaipa SANDRA ZAIPA

Attest: Jayne Kulevsky

Dated: 01 JULY 99

OWNER

John Novak

Ann Novak

Dated: 6/22/99

After Recording Return to:

City Planning Department  
226 South 5<sup>th</sup> Street  
Klamath Falls OR 97601

State of Oregon, County of Klamath  
Recorded 7/09/99, at 2:55 p. m.

In Vol. M99 Page 27614

Linda Smith,

County Clerk

Fee \$ 10 RR

100