

**NON-REMONSTRANCE AGREEMENT**

This Agreement is entered into this 20th day of October 1999, by and between the City of Klamath Falls, and Klamath Youth Development Center, 121 Iowa Street, Klamath Falls, OR 97601, Owner.

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

**121 Iowa Street  
Lots 5, 6, 7 and 8, Block 7, Tax Account Number, 3809-29BB-1400  
North Klamath Falls  
Klamath Falls, Oregon 97601**

(the "Property"); and

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

**A sidewalk meeting the City of Klamath Falls Design Standards along Iowa Street as it abuts the subject property.**

and

WHEREAS, a condition of the Owner's land use approval from 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 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 LID.
- 2) 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 insure to Owner's successors in interest.

**CITY OF KLAMATH FALLS**

**OWNER**

By: [Signature] SANDRA ZAIDA

Attest: [Signature] Joyce Kulevsky

Dated: 21 OCTOBER 99

[Signature]  
Ted Nick

Dated: 10/21/99

**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 10/22/99, at 12:44 p.m.  
In Vol. M99 Page 42289  
Linda Smith,  
County Clerk Fee \$ 10.00