

WAIVER OF RIGHTS TO REMONSTRANCE
STREETS, FUTURE STREETS, OR PUBLIC UTILITIES
INCLUDING STORM SEWER, SANITARY SEWER AND WATER LINES

KNOW ALL MEN BY THESE PRESENTS, that the City of Newberg, a municipal corporation of the State of Oregon, hereinafter known as "City", and Jeffrey A. Newville & Sandra D. Newville, the owners of the real property herein described, hereinafter referred to as "Owners", make the following agreement. The real property located in the City of Newberg, Yamhill County, Oregon is more fully described as follows:

Lot 1 of Partition Plat 91-36.

That the said real property is held upon the condition that in the event any streets, future streets, or public utilities, or any part thereof abutting upon said lots are constructed or improved in accordance with certain practices of the City upon petition of the property owners or upon resolution by the Council, no remonstrance to said proposed street or municipal utility improvements shall be made and such remonstrance is hereby waived.

The City and Owners agree that the Owners of said real property shall connect to said City public sewer system and pay all construction, connection, and system development charges in accordance with City standards and ordinances at such time as the City's sewer system is constructed to be within 100 feet of the subject property and the City so requests that the owners connect to said system.

THIS INSTRUMENT WILL NOT ALLOW USE OF THE PROPERTY DESCRIBED IN THIS INSTRUMENT IN VIOLATION OF APPLICABLE LAND USE LAWS AND REGULATIONS. BEFORE SIGNING OR ACCEPTING THIS INSTRUMENT, THE PERSON ACQUIRING FEE TITLE TO THE PROPERTY SHOULD CHECK WITH THE APPROPRIATE CITY OR COUNTY PLANNING DEPARTMENT TO VERIFY APPROVED USES.

This Agreement shall constitute a covenant and restriction running with the land and shall be binding upon the undersigned, who are the legal owners of the real property, and shall bind their heirs, assigns and legal representatives.

IN WITNESS WHEREOF, we have hereunto set our hands and seals this 21 day of June, 1991.

Jeffrey A. Newville
Jeffrey A. Newville

Sandra D. Newville
Sandra D. Newville

STATE OF OREGON)
City of Newberg) ss.
COUNTY OF YAMHILL)

On the 21 day of June, 1991, personally appeared the above-named individual(s) and acknowledged the foregoing instrument to be his/their voluntary act and deed.

Sharon L. White
Notary Public for Oregon
My Commission Expires: 5-4-93

Grantor: Jeffrey A. Newville
Sandra D. Newville
1900 Villa Rd.
Newberg, OR 97132

Grantee: City of Newberg
414 E. First Street
Newberg OR 97132

Return to Grantee after recording
c/o Newberg City Attorney
File No: P-6-91

005675

STATE OF OREGON)
COUNTY OF YAMHILL) ss.

I hereby certify that this instrument was received and duly recorded by me in Yamhill County records.

Instrument #

Charles Stern
CHARLES STERN,
COUNTY CLERK