

WAIVER OF RIGHTS TO REMONSTRANCE FOR STREET LIGHTING IMPROVEMENTS

CITY OF NEWBERG CITY RECORDER INDEX NO. 1304

KNOW ALL MEN BY THESE PRESENTS, that the City of Newberg, a municipal corporation of the State of Oregon, hereinafter known as "City", and T. & C. Wash Systems, Inc., 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:

Description of real property as in Exhibit "A" which is hereby attached and by this reference incorporated.

The City and Owners agree that the above-described real property is held and shall be transferred, sold, and conveyed upon the condition that in the event any future street lighting project abutting upon said property or lots created therefrom, in accordance with the practices and procedures of the City, no remonstrances to said proposed lighting improvements shall be made and such right to remonstrate is hereby waived.

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 be binding upon the undersigned, who are the legal owners of the real property described above, and shall binding upon their heirs, assigns, and legal representatives.

IN WITNESS WHEREOF, we have hereunto set our hands and seals this 23rd day of March, 1993.

By: [Signature] George Johnston, President T. & C. Wash Systems, Inc.

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

This instrument was acknowledged before me on the 23rd day of March, 1993, by George Johnston, Pres.



[Signature] Notary Public for Oregon My Commission Expires: 10-16-95

CITY OF NEWBERG

ACCEPTED AS TO FORM:

By: [Signature] Duane R. Cole - City Manager

By: [Signature] Terrence D. Mahr - City Attorney

Grantor: T. & C. Wash Systems, Inc. George Johnston, Pres. 701 Deborah Road Newberg OR 97132

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

Return to Grantee after recording c/o Newberg City Attorney, File No: DR-9-92

NORTHWEST TITLE COMPANY

