After recording return to City of Brookings, 898 Elk Drive, Brookings, OR 97415.

WAIVER OF TIME LIMIT IMPOSED BY ORS 222.173

WHEREAS, _____
is the owner of certain real property located within Curry County Oregon identified as tax lot(s) _____
Assessor's Parcel Map _____
which property is more particularly described in Exhibit A, and /or Book of Records/Instrument No. _____
Page _____and recorded on the _____ day of _____, _____; and,

WHEREAS, the owner desires initiating and/or renewing a request for water service outside the corporate limits of the City of Brookings; and,
WHEREAS, concomitantly the aforesaid property owner is executing a statement or irrevocable consent to annexation to the City of Brookings; and,
WHEREAS, City of Brookings requires said statement of irrevocable consent to annexation and waiver of the time limit imposed by ORS 222.173 before extending water service to the aforesaid property owner; and,
NOW THEREFORE, it is agreed as follows:

1. The aforesaid property owner is advised that ORS 222.173 provides the following:
"For the purpose of authorizing an annexation under ORS 222.170 or under proceeding initiated as provided by ORS 199.490(2), only statements of consent to annexation which are filed within any one year period shall be effective, unless a separate written agreement waiving the one year period prescribing some other period of time has been entered into between an owner of land, or an elector and the City."

2. In order to obtain water service the City agrees that in exchange for said property owner waiving said one year time limitation and executing a statement of irrevocable consent to annexation, the City will extend water service to said land owner subject to Ordinance No. 88-0-432 of the City of Brookings.

3. The property owner, and all successors in interest of the owner of the above described property hereby consent and agree to waive the one year time period imposed by ORS 122.173 as quoted above.

4. The owner agrees that said statement of irrevocable consent to annexation shall have no time limitation and shall be valid in perpetuity and be binding upon the owner, his/her/their heirs, assigns, and successors, forever.

5. The owner hereby represents and states that the undersigned are the owner(s) of either the legal sense/or equitable title to the property herein described in Exhibit A, and or Book of Records/Instrument # _____ Page _____.

Dated this _____ day of _____, _____.

OWNER:

_____

_____

CITY OF BROOKINGS:

_____
By:

STATE OF OREGON)
ss
COUNTY OF CURRY)

On this _____ day of _____, _____, before me, _____, a Notary Public in and for the State of Oregon, personally appeared_____ known to me to be the person who executed the **Waiver of Time Limit** and acknowledged to me that s/he executed the same for the purposes therein stated.

_____
Notary Public for Oregon
My commission expires: _____

STATE OF OREGON)
ss
COUNTY OF CURRY)

On this _____ day of _____, _____, before me, _____, a Notary Public in and for the State of Oregon, personally appeared _____, on behalf of the city of Brookings and known to me to be the person who executed the **Waiver of Time Limit** and acknowledged to me that s/he executed the same for the purposes therein stated.

_____
Notary Public for Oregon
My commission expires: _____