

FILED FOR RECORD
SKAMIA CO. WASH
BY *City of Stevenson*

Nov 21 1 32 PM '95

P. Laury
AUDITOR

GARY M. OLSON

BOOK 153 PAGE 770

123859

AGREEMENT CREATING LIEN FOR SEWER CONNECTION CHARGES

The undersigned, John Neece and Carol Neece, husband and wife, being the owners of the real property described in Exhibit "A" attached hereto and incorporated herein, commonly known as 853 SW ROCK CR. DRIVE, Stevenson, Washington, having received an extension of time in which to connect said property to the sewer system operated by the City of Stevenson, Washington and pay the applicable connection fee for so doing, do hereby grant a lien to the City of Stevenson in an amount equal to the City's normal connection fee in effect at such time as said property is connected to the City's sewer system. The undersigned understands that as of the date of this agreement the connection fee for such sewer services is Five Hundred Dollars (\$500.00), and that the connection fee will likely be increased prior to the time said property is connected to the City's sewer system.

This lien agreement is executed pursuant to a resolution of the City Council on May 19, 1994 which grants to the undersigned an extension of time in which to connect to the sewer system operated by the City for a period not to exceed five (5) years from the date of the City's acceptance of the Catholic Church Sewer Line, which acceptance occurred on October 23, 1995. In consideration of said extension of time, the undersigned have agreed to connect to the City sewer system, and to pay the above-stated sum as a connection fee therefor, upon the occurrence of the sooner of the following events: (1) failure of the existing septic system presently located on the real property described in Exhibit "A" to properly function or meet sanitary code requirements; or (2) passage of five (5) years from the date of the City Council's acceptance of the aforementioned project; or (3) sale of the property described in Exhibit "A."

In the event of legal action to foreclose the lien granted hereunder, the prevailing party shall recover costs and attorney fees.

Upon payment in full of the connection fee, the City of Stevenson will execute a release of this lien.

John Neece

Carol Neece

FILED	✓
RECORDED	✓
INDEXED	✓
SEARCHED	✓
SERIALIZED	✓

STATE OF WASHINGTON)
) ss.
COUNTY OF SKAMANIA)

I certify that I know or have satisfactory evidence that John Neece and Carol Neece are the persons who appeared before me, and said persons acknowledged that they signed this instrument and acknowledged it to be their free and voluntary act for the uses and purposes mentioned in the instrument.

Dated this 19th day of November, 1995.



Carla J. Cosentino
Print: Carla J. Cosentino
NOTARY PUBLIC in and for
the State of Washington
My commission expires 8-20-96

EXHIBIT "A"

Beginning at an iron pipe on the northerly line of the road which prior to March 16, 1937, was known as State Highway No. 8, which said iron pipe is on the east line of that tract of land heretofore conveyed to Charles Kane et ux, by Edward W. Fields by deed dated June 6, 1941, and recorded at page 350 of Book 28 of Deeds, Records of Skamania County, Washington, and which said iron pipe is located in Section 1, Township 2 North, Range 7 E.W.M., thence from said iron pipe south $63^{\circ} 24'$ west along the northerly line of said highway a distance of 132 feet to the initial point of the tract hereby described; thence north $26^{\circ} 36'$ west a distance of 115 feet; thence south $63^{\circ} 24'$ west a distance of 75 feet; thence south $26^{\circ} 36'$ east a distance of 115 feet to the northerly line of said highway; thence along the northerly line of said highway north $63^{\circ} 24'$ east a distance of 75 feet to the initial point.