

**WAIVER OF RIGHT OR REMONSTRANCE AGAINST  
ANNEXATION BY THE CITY OF SHELBYVILLE**

Pursuant to Ordinance No. 00-2380 of the Code of Ordinances for the City of Shelbyville, \_\_\_\_\_ (hereafter "Owner"), after having had an opportunity to consult with an attorney of his choosing, hereby voluntarily and without duress enters into this Non-Remonstrance Agreement with the City of Shelbyville, Indiana, by and through its Board of Public Works and Safety (hereafter "City"), and agree as follows:

- I. The Owner is the fee simple owners of certain real estate (hereafter "Real Estate"), which is described on the attached Exhibit A, incorporated herein by this reference.
- II. In consideration of the City allowing the Owner to obtain municipal sewer service from the City, the Owner hereby waives his right to remonstrate against the annexation of any or all of the Real Estate by the City for a period of 50 years from the date that this Agreement is last executed by a party hereto. Owner understands that the rates and charges to maintain municipal sewer service, including the minimum charge, shall be 150% of those rates and charges established by city ordinance, and this rate shall continue until the annexation process is final.
- III. The Owner hereby agrees that this Agreement shall be binding upon and inure to the benefit of his heirs, administrators, successors, assigns, and any and all subsequent owners of the Real Estate for the duration of this 50 year waiver period.
- IV. This Agreement shall be recorded by the City at the City's expense in the Office of the Recorder for Shelby County, Indiana, and shall be effective as of the date last executed by a party hereto.

IN WITNESS WHEREOF, the Owner executes this agreement in the City of Shelbyville, State of Indiana, on the \_\_\_\_\_ day of \_\_\_\_\_, \_\_\_\_\_.

\_\_\_\_\_  
(Signed)

\_\_\_\_\_  
(Printed)

STATE OF \_\_\_\_\_ )  
  )SS:  
COUNTY OF \_\_\_\_\_ )

Before me, a Notary Public in and for said County and State, personally appeared \_\_\_\_\_, who acknowledged reading the foregoing Waiver, understanding the contents thereof and voluntarily executing the same.

IN WITNESS WHEREOF, I have hereunto set my hand and seal this \_\_\_\_\_ day of \_\_\_\_\_, \_\_\_\_\_.

My Commission Expires: \_\_\_\_\_

\_\_\_\_\_, Notary Public  
Resident of \_\_\_\_\_ County, \_\_\_\_\_