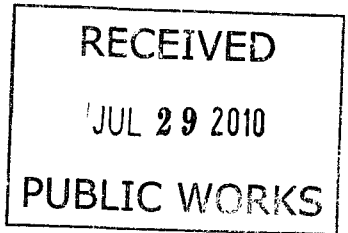


WAIVER OF ASSESSMENT PROCEEDINGS



TO THE GOVERNING BODY OF THE CITY OF LAWRENCE, KANSAS:

The undersigned, (the "Owner"), hereby states that the Owner is the record titled owner of 100% of the real estate situated in the City of Lawrence, Douglas County, Kansas (the "City") hereinafter described (the "Property"), which is all of the property liable for special assessment for the costs of constructing the following described improvements (the "Improvements"):

Resolution No. 6803

The construction of a right turn lane along northbound Stoneridge Drive at the intersection of Stoneridge Drive and Kelly Drive, including property acquisition, bicycle facilities, sidewalks on both sides, subgrade stabilization, stormwater improvements, waterlines within the public right of way and other necessary and appropriate improvements.

After being advised of the Owner's right to a public hearing and other matters related to the Improvements, the Owner hereby agrees to the following:

1. Waiver of formal notice of and the holding of a public hearing by the governing body of the City for the purpose of considering special assessments against the Property;
2. Consent to the levy of special assessments against the Property in the amounts hereinafter described (the "Special Assessment") by appropriate proceedings of the governing body of the City, including but not limited to the amendment of Resolution No. 6803 and Ordinance No. 8351;
3. Waiver of the thirty (30) day period after publication of the amended assessment ordinance of the City to contest the levy of the Special Assessment;
4. Waiver of any period established by the Commission for the prepayment of the Special Assessment;
5. Consent that the City may immediately proceed to issue its general obligation bonds to finance the costs of the Improvements in accordance with K.S.A. 12-6a01 *et seq.*

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Dated: July 27, 2010

Signature: _____

Pear Tree Village LP

By: Patrick Kelley

Amount of Assessment: \$37,272.05

Property Owned and Liable for Assessment:

A TRACT OF LAND IN THE SOUTHEAST QUARTER OF SECTION 29, TOWNSHIP 12 SOUTH, RANGE 19 EAST OF THE SIXTH PRINCIPAL MERIDIAN, IN THE CITY OF LAWRENCE, DOUGLAS COUNTY KANSAS, DESCRIBED AS FOLLOWS:

BEGINNING AT A POINT ON THE WEST LINE, 344.49 FEET NORTH OF THE SOUTHWEST CORNER OF THE SOUTHEAST QUARTER OF SAID QUARTER SECTION, SAID POINT BEING ON THE NORTH RIGHT-OF-WAY LINE OF WEST 6TH STREET; THENCE NORTH 02°01'38" WEST, ALONG THE WEST LINE OF THE SOUTHEAST QUARTER OF SAID QUARTER SECTION, 982.13 FEET TO THE NORTHWEST CORNER THEREOF; THENCE NORTH 88°04'08" EAST, ALONG THE NORTH LINE OF THE SOUTHEAST QUARTER OF SAID QUARTER SECTION, 1339.07 FEET TO THE NORTHEAST CORNER THEREOF, AND THE EAST LINE OF SAID QUARTER SECTION; THENCE SOUTH 02°04'08" EAST, ALONG SAID EAST LINE, 807.31 FEET TO SAID NORTH RIGHT-OF-WAY LINE OF WEST 6TH STREET; THENCE SOUTH 87°55'20" WEST, ALONG SAID NORTH RIGHT-OF-WAY LINE, 40.00 FEET; THENCE SOUTH 02°02'40" EAST, ALONG SAID NORTH RIGHT-OF-WAY LINE, 134.51 FEET; THENCE SOUTH 00°06'04" WEST, ALONG SAID NORTH RIGHT-OF-WAY LINE, 39.59 FEET; THENCE SOUTH 04°31'31" WEST, ALONG SAID NORTH RIGHT-OF-WAY LINE, 238.54 FEET; THENCE SOUTH 42°40'40" WEST, ALONG SAID NORTH RIGHT-OF-WAY LINE, 46.72 FEET; THENCE SOUTH 88°04'34" WEST, ALONG SAID NORTH RIGHT-OF-WAY LINE, 1167.98 FEET; THENCE NORTH 46°28'55" WEST, ALONG SAID NORTH RIGHT-OF-WAY LINE, 42.08 FEET; THENCE NORTH 02°11'30" WEST, ALONG SAID NORTH RIGHT-OF-WAY LINE, 239.58 FEET; THENCE SOUTH 87°58'01" WEST, ALONG SAID NORTH RIGHT-OF-WAY LINE, 40.00 FEET TO THE POINT OF BEGINNING LESS THE DEDICATION OF RIGHT OF WAY RECORDED AT THE DOUGLAS COUNTY REGISTER OF DEEDS AT BOOK 1027, PAGE 2246., SAID AREA CONTAINS 37.705 ACRES, MORE OR LESS.