

Randall B. Printz

In the event that an agreement between the Applicant and Pacific Power cannot be reached regarding the construction of certain improvements; and in the event that a court of competent jurisdiction determines that some or all of the Applicant's proposed improvements violate the provisions of Pacific Power's easement, then the Applicant shall amend the preliminary plat in a manner that does not violate any provisions of the easement, does not create more lots and otherwise complies with all applicable City regulations and the provisions of the Development Agreement.