



NONCONVERSION AGREEMENT

This DECLARATION made this 8 day of November, 2005 by Karl Decker ("Owner") having an address at 916 10th Street, Golden, Colorado.

WITNESSETH:

WHEREAS, Karl Decker is the record Owner of the property located at 916 10th Street in the City of Golden in the County of Jefferson.

WHEREAS, the Owner has applied for a permit to place a structure on that property that either may be noncompliant by later conversion, to the strict elevation requirements of Title 19 (Floodplain Hazard Areas) of the Golden Municipal Code and as verified under Permit Number 2004-304 ("Permit").

WHEREAS, the Owner agrees to record this DECLARATION and certifies and declares that the following covenants, conditions and restrictions are placed on the affected property as a condition of granting the Permit, and affects rights and obligations of the Owner and shall be binding on the Owner, his heirs, personal representatives, successors and assigns.

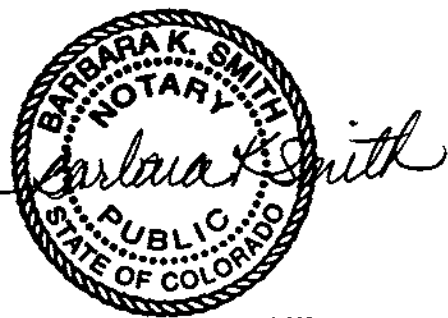
UPON THE TERMS AND SUBJECT TO THE CONDITIONS, as follows:

1. The structure or part thereof to which these conditions apply is: lower level crawl space, mechanical equipment room, garage, and storage area.
2. At this site, the Base Flood Elevation is 5665.7 feet above mean sea level, National Geodetic Vertical Datum of 1929.
3. Enclosed areas below the Base Flood Elevation shall be used solely for parking of vehicles, limited storage, or access to the building. Mechanical, electrical or plumbing devices shall not be installed below the Base Flood Elevation.
4. The walls of the enclosed areas below the Base Flood Elevation shall be equipped and remain equipped with vents as required by Section 19.20.010(2)(c).
5. Any alterations or changes from these conditions constitute a violation of the Permit and may render the structure uninsurable or increase the cost for flood insurance. The jurisdiction issuing the Permit and enforcing the Ordinance may take any appropriate legal action to correct any violation.

In witness whereof the undersigned set their hands and seals this 08 day of 11, 2005.

Karl Decker (Seal)
Owner

Barbara K. Smith (Seal)
Witness



My Commission Expires 04/19/2009