

Date: _____

Mortgage Holder: _____ (“Mortgage Holder”)

Contact Name: _____

Address: _____

RE: **WRITTEN NOTICE TO MORTGAGE HOLDER; REQUEST FOR CONSENT**

Loan No. _____

Borrower’s Name: _____ (“Property Owner”)

Dear _____,

The undersigned is the owner of record (the “**Property Owner**”) of certain real property located at _____, Multnomah County, Oregon, and more particularly described in Exhibit A (the “**Qualifying Real Property**”). The Mortgage Holder is the lienholder of record of a loan secured by a mortgage, deed of trust, assignment of leases and rents, security agreement, fixture filing and/or related financing documents recorded against the Qualifying Real Property (the “**Mortgage Documents**”). The purpose of this written notice is to notify you that the Property Owner intends to participate in Multnomah County’s **PROPERTYFIT** Program for the purpose of financing the costs of installing and/or constructing eligible energy efficiency, renewable energy, water conservation and/or seismic rehabilitation improvements on the Qualifying Real Property (the “**Project**”).

The **PROPERTYFIT** Program was established by Multnomah County, a political subdivision of the State of Oregon (the “**Local Government**”), pursuant to Oregon Revised Statutes (“**ORS**”) 223.680 and 223.685, and the Local Government’s authorizing Resolution Nos. 2015-097, 2016-118 and 2023-015, and Ordinance No. 1278 (collectively, the “**Acts**”). The Local Government has designated **Prosper Portland**, the economic development and urban renewal agency of the City of Portland, as the **PROPERTYFIT** Program Administrator (“**Program Administrator**”). More information regarding the **PROPERTYFIT** Program can be found on the program’s website at: <https://www.propertyfitoregon.com>.

Under the terms of the **PROPERTYFIT** Program, the costs of installing and/or constructing the Project will be financed by _____ (the “**Capital Provider**”) in an amount not to exceed \$_____ (\$_____) (such amount together with interest, fees, penalties, and costs due under the **PROPERTYFIT** Financing Agreement are referred to herein as the “**PROPERTYFIT Financing**”), which will be secured by a Benefit Assessment Lien, assessed and recorded against the Qualifying Real Property, that has the same priority, as determined under ORS 223.230(3), as a lien for assessments for local improvements arising under ORS 223.393. Pursuant to the terms of a private financing agreement between the Property Owner and the Capital Provider (the “**PROPERTYFIT Financing Agreement**”), the term of the loan is ____ years interest only, and ____ years principal and interest payments with an interest rate of ____% per annum.

Pursuant to ORS 223.680(6) and 223.685(5), in order to qualify for **PROPERTYFIT** Financing, property owners are required to:

- (a) Provide a written notice to all mortgagees of the qualifying real property, indicating the property owner intends to participate in the **PROPERTYFIT** Program and obtain **PROPERTYFIT** Financing by entering into a loan or financing agreement and other transaction documents, and authorizing the recording of a Benefit Assessment Lien against the qualifying real property.

- (b) Obtain written consent, in a form acceptable to the Program Administrator, from all mortgagees stating that the property owner’s participation in the **PROPERTYFIT** Program, including entering into the loan or financing agreement and the recording of a Benefit Assessment Lien, does not constitute an event of default or give rise to any remedies under the terms of its mortgage loan agreements. The form of Mortgage Holder Consent required by the Program Administrator is attached hereto.

Contact information for the **PROPERTYFIT** Program Administrator and the Capital Provider are as follows:

Capital Provider:

Name: _____
Contact: _____
Address: _____

Phone: _____
Email: _____
Reference No. _____

Program Administrator:

Prosper Portland, as the **PROPERTYFIT** Program Administrator for
Multnomah County, Oregon
Attn. Shelly Haack, Program Coordinator
220 NW 2nd Avenue, Suite 200
Portland, OR 97209
Phone: 503-360-4555
Email: haacks@prosperportland.us
PROPERTYFIT No. _____

The undersigned, Property Owner, hereby requests that the Mortgage Holder execute the Mortgage Holder Consent attached hereto and return the executed document to:

Sincerely,

_____, Property Owner

By: _____

Name: _____

Title: _____

Address: _____

Phone: _____

Email: _____

Attachments Legal Description of Qualifying Real Property
 Mortgage Holder Consent