

94-37850

ORIGINAL
353 - 0316

CONSENT TO ANNEXATION

The undersigned property owner (s) hereby consents to the annexation of the following described property to the City of Bend, Deschutes County, Oregon described as:

See Exhibit "A"

The undersigned property owner hereby gives express, continuing, written consent to annexation of the property described herein to the City of Bend; and waives the one year period prescribed in ORS 222.173; and does hereby agree to execute such separate, further or additional application, petition and consent as may be hereafter required by the City, or the laws of the State, as now or hereafter enacted for such annexation. This consent is given in consideration of City services that either have been or will be supplied to the property. The undersigned intends this consent to comply with all requirements of law for annexation of the property described. The undersigned and City intend that this consent shall constitute a covenant running with the land, binding on the undersigned and the undersigned's heirs, successors, or assigns. The City may exercise this consent at any time in the City's sole discretion.

The undersigned represents that the undersigned is the owner of this property and has the right to consent to its annexation.

DATED this 2nd day of September, 19 94

REMARKABLE PROPERTIES INC.

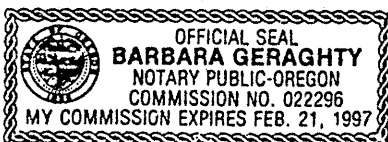
By: M. L. G. D. President

STATE OF OREGON)
) ss
County of Deschutes)

This instrument was acknowledged before me on 9-2-94

by Mark Passin

Barbara Geraghty
NOTARY PUBLIC FOR OREGON
My commission Expires: 2-21-97



Return To:
City of Bend
Development Services
P.O. Box 431
Bend, OR 97709

Page 1 of 2
Wishing Well Phase 2
Project #94-088 9-1-94
G:\dev\agree.94\91-088\cta

BEGINNING AT A 3" DESCHUTES COUNTY ALUMINUM CAP STAMPED LS 1642 AT THE CORNER OF SECTIONS 15, 16, 21 & 22, TOWNSHIP 17 SOUTH, RANGE 12 EAST, WILLAMETTE MERIDIAN, SAID POINT ALSO BEING THE SOUTHEAST CORNER OF TRACT 1, WISHING WELL, PHASE 1 AND THE "INITIAL POINT" FOR THIS PLAT; THENCE NORTH 00°11'40" WEST 791.88 FEET TO A 5/8" IRON ROD, NO CAP AND BENT ON THE SOUTHERLY RIGHT-OF-WAY OF MORNINGSTAR DRIVE; THENCE FOLLOWING THE SAID SOUTHERLY RIGHT-OF-WAY THE FOLLOWING TWO COURSES AND ONE CURVE;

NORTH 83°05'22" WEST, 646.92 FEET TO A 5/8" IRON ROD WITH A PLASTIC CAP STAMPED LS 1642;
ALONG A 1230.00 FOOT RADIUS CURVE RIGHT 241.50 FEET, (CHORD BEARS NORTH 77°26'51" WEST 241.12 FEET);
NORTH 71°48'32" WEST, 114.70 FEET TO THE NORTH EASTERLY CORNER OF LOT 22, WISHING WELL PHASE 1;

THENCE LEAVING SAID RIGHT-OF-WAY AND FOLLOWING THE EASTERLY AND SOUTHERLY BOUNDARY OF LOTS 13 THROUGH 22, WISHING WELL, PHASE 1 THE FOLLOWING EIGHT COURSES AND ONE CURVE;

SOUTH 18°11'03" WEST, 157.06 FEET;
SOUTH 02°01'00" EAST, 96.51 FEET;
SOUTH 37°11'51" EAST, 78.87 FEET;
SOUTH 59°41'35" WEST, 138.60 FEET TO A POINT ON THE EASTERLY RIGHT OF WISHING WELL LANE;

THENCE FOLLOWING SAID RIGHT-OF-WAY THE FOLLOWING CURVE AND COURSE;
ALONG A 420.00 FOOT RADIUS CURVE LEFT 73.41 FEET, (CHORD BEARS SOUTH 32°11'26" EAST, 73.31 FEET); SOUTH 37°11'51" EAST, 156.92 FEET;

THENCE LEAVING SAID EASTERLY RIGHT-OF-WAY SOUTH 52°48'09" WEST, 60.00 FEET;
THENCE SOUTH 37°11'51" EAST, 36.21 FEET; THENCE SOUTH 52°30'00" WEST, 191.51 FEET; THENCE NORTH 80°37'45" WEST, 158.77 FEET TO A 5/8" IRON ROD WITH A PLASTIC CAP STAMPED 'HWA';

THENCE SOUTH 00°01'04" WEST, 236.82 FEET TO A 5/8" IRON ROD WITH A PLASTIC CAP STAMPED 'HWA'; THENCE NORTH 89°59'25" EAST 1314.24 FEET TO THE POINT OF BEGINNING AND TERMINUS OF THIS DESCRIPTION. CONTAINING 21.944 ACRES MORE OR LESS.

STATE OF OREGON) SS.
COUNTY OF DESCHUTES)

I, MARY SUE PENHOLLOW, COUNTY CLERK AND RECORDER OF CONVEYANCES, IN AND FOR SAID COUNTY, DO HEREBY CERTIFY THAT THE WITHIN INSTRUMENT WAS RECORDED THIS DAY:

94 SEP 28 AM 8:38

MARY SUE PENHOLLOW
COUNTY CLERK

BY: T. Moore DEPUTY

NO. 94-37850 DISCHUTES COUNTY OFFICIAL RECORDS