

95-00219

ORIGINAL

362 - 1881

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.

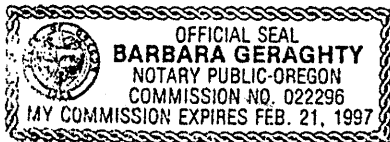
DATED this _____ day of _____, 19_____

REMARKABLE PROPERTIES INC.

By: Renee Sans Properties

STATE OF OREGON)
) ss
County of Deschutes)

This instrument was acknowledged before me on 12-16-94
by Renee Sans



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

Page 1 of 2
Wishong Well Phase 3
Project #94-113 11-1-94
Q:\dev\agree.94\94-113\cta

Return To:
City of Bend
Development Services
P.O. Box 431
Bend, OR 97703

ORIGINAL
362 - 1882

SURVEYOR'S CERTIFICATION

I, PHILIP R. BALDNER, A REGISTERED PROFESSIONAL LAND SURVEYOR IN THE STATE OF OREGON, HEREBY STATE THAT THIS SURVEY WAS PERFORMED BY ME, OR UNDER MY DIRECTION IN COMPLIANCE WITH OREGON REVISED STATUTES CHAPTERS 92, 93 AND 209 IN OCTOBER, 1994, AT THE REQUEST OF MARK CASSIN, REMARKABLE PROPERTIES INC., AND THAT I HAVE CORRECTLY SURVEYED AND MARKED WITH PROPER MONUMENTS THE LAND REPRESENTED ON THIS PLAT OF "WISHING WELL, PHASE III", BEING A PORTION OF TRACT 1, WISHING WELL, PHASE II IN A PORTION OF THE SOUTHEAST ONE-QUARTER OF THE SOUTHEAST ONE-QUARTER OF SECTION 16, TOWNSHIP 17 SOUTH, RANGE 12 EAST, WILLAMETTE MERIDIAN, DESCHUTES COUNTY, OREGON, THAT A 3" ALUMINUM CAP STAMPED LS 1842 EXISTS AT THE INITIAL POINT AND THE PROPERTY PLATTED IS DESCRIBED AS FOLLOWS:

A PORTION OF TRACT 1 WISHING WELL, PHASE II IN A PORTION OF THE SOUTHEAST ONE-QUARTER OF THE SOUTHEAST ONE-QUARTER OF SECTION 16, TOWNSHIP 17 SOUTH, RANGE 12 EAST, WILLAMETTE MERIDIAN, DESCHUTES COUNTY, OREGON, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT A 3" DESCHUTES COUNTY ALUMINUM CAP STAMPED LS 1842 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, PHASES I & II 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:

NORTH 83°05'22" WEST, 838.19 FEET TO THE NORTHWEST CORNER OF LOT 10 OF "WISHING WELL, PHASE II";

THENCE LEAVING SAID RIGHT-OF-WAY AND FOLLOWING THE EASTERLY AND SOUTHERLY BOUNDARY OF LOTS 10 & 13 THRU 18, WISHING WELL, PHASE II THE FOLLOWING SEVEN COURSES AND ONE CURVE;

SOUTH 04°39'04" WEST, 138.54 FEET;
ALONG A 275.00 FOOT RADIUS CURVE LEFT 41.18 FEET,
(CHORD BEARS SOUTH 80°48'50" WEST, 41.14 FEET);
SOUTH 12°53'03" WEST, 108.51 FEET;
NORTH 85°43'42" WEST, 23.01 FEET;
SOUTH 52°48'09" EAST, 260.48 FEET;
NORTH 37°11'51" WEST, 38.21 FEET;
SOUTH 52°48'09" WEST, 87.22 FEET TO A POINT ON THE EASTERLY RIGHT OF WAY OF WISHING WELL LANE;

THENCE LEAVING SAID EASTERLY RIGHT-OF-WAY SOUTH 52°48'09" WEST, 60.00 FEET TO A POINT ON THE WESTERLY RIGHT-OF-WAY FOR WISHING WELL LANE; THENCE FOLLOWING LOT 13 THRU 18, WISHING WELL, PHASE I, THE FOLLOWING THREE COURSES:

SOUTH 37°11'51" EAST, 38.21 FEET;
SOUTH 52°30'00" WEST, 191.50 FEET;
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, 238.82 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 18.017 ACRES MORE OR LESS.

SUBJECT TO: ALL EASEMENTS, RESTRICTIONS AND RIGHT-OF-WAYS OF RECORD AND THOSE COMMON AND APPARENT ON THE LAND.

BY: PHILIP R. BALDNER PLS 2489

DATE:

DECLARATION:

REMARKABLE PROPERTIES INC., AN OREGON CORPORATION AS OWNER IN FEE SIMPLE OF THE LAND ON THIS PLAT OF "WISHING WELL, PHASE III" AND MORE PARTICULARLY DESCRIBED IN THE SURVEYOR'S CERTIFICATE HEREUNTO ATTACHED, HAVE CAUSED SAID LAND TO BE PLATTED AS SHOWN ON THIS PLAT AND DECLARE THE PLAT OF "WISHING WELL, PHASE III" TO BE A CORRECT PLAT AS LOCATED IN TRACT 1, WISHING WELL, PHASE II IN THE SOUTHEAST ONE-QUARTER OF THE SOUTHEAST ONE-QUARTER OF SECTION 16, TOWNSHIP 17 SOUTH, RANGE 12 EAST, WILLAMETTE MERIDIAN, DESCHUTES COUNTY, OREGON AND ANN MAROE, BENEFICIARY UNDER DEED OF TRUST, DATED OCTOBER 20, 1993, RECORDED OCTOBER 21, 1993, VOLUME 318, PAGE 0907. DESCHUTES COUNTY OFFICIAL RECORDS HEREBY CONSENT TO PLATTING OF "WISHING

STATE OF OREGON)
COUNTY OF DESCHUTES) SS.

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

95 JAN -4 AM 8:26

MARY SUE PENNHOLLOW
COUNTY CLERK

BY: Wallace DEPUTY

NO. 95-00219 FEE 10.00

DESCHUTES COUNTY OFFICIAL RECORDS