

REVIEWED  
*KJL*

For Recording Stamp Only

BEFORE THE BOARD OF COUNTY COMMISSIONERS OF DESCHUTES COUNTY, OREGON

Order Approving Calvin Gabert annexation  
into Bend Park & Recreation District \*  
\* ORDER NO. 2023-045  
\*

WHEREAS, Calvin Gabert (“Petitioner”) submitted a petition requesting annexation of the property identified in Exhibit A in the petition attached to this Order, into Bend Park & Recreation District (“District”); and

WHEREAS, the Deschutes County Clerk’s Office and Assessor’s Office verified that the petition was signed by a registered voter or a landowner, respectively, for the property as indicated in Exhibit B in the petition attached to this Order; and

WHEREAS, pursuant to ORS 198.857(4), the Deschutes County Community Development Department coordinated with the city of Bend as the property is located within the Bend urban growth boundary, regarding the land use compatibility statement in Exhibit C in the petition attached to this Order; and

WHEREAS, Oregon Department of Revenue reviewed the petition and granted preliminary approval, as indicated in Exhibit D in the petition attached to this Order; and

WHEREAS, the Board held a duly noticed public hearing on October 25, 2023, to determine whether, in accordance with the County Comprehensive Plan, any applicable service agreement between a local government and the affected district, and the criteria prescribed by ORS 197.175, the affected area would benefit by annexation of said territory into the District; now, therefore

THE BOARD OF COUNTY COMMISSIONERS OF DESCHUTES COUNTY, OREGON,  
HEREBY ORDAINS as follows:

Section 1. The petition for annexation and all exhibits attached to this Order are hereby incorporated by reference.

Section 2. The petition for annexation is hereby approved, and the property identified in Exhibit A is declared annexed and included in the District.

Section 3. A copy of the signed Order will be forwarded to the Oregon Department of Revenue, Oregon Secretary of State Archives Division, Deschutes County Assessor’s Office and County Clerk’s Office, and the District.

Section 4. The purpose of this District is to provide park & recreation services.

Dated this \_\_\_\_ day of \_\_\_\_\_, 2023.

BOARD OF COUNTY COMMISSIONERS  
OF DESCHUTES COUNTY, OREGON

\_\_\_\_\_  
ANTHONY DeBONE, CHAIR

\_\_\_\_\_  
PATTI ADAIR, VICE CHAIR

ATTEST:

\_\_\_\_\_  
Recording Secretary

\_\_\_\_\_  
PHIL CHANG, COMMISSIONER

EXHIBIT A

PETITION TO ANNEX A SINGLE PROPERTY WITHOUT ELECTION INTO

Bend Park and Recreation District  
(Name of District)

FOR COUNTY USE ONLY

\_\_\_\_\_ Date Submitted  
\_\_\_\_\_ Date Verified/  
Filed

To: The Board of County Commissioners, Deschutes County, Oregon

The undersigned, in support of this Petition, states as follows:

1. This Petition for Annexation is submitted pursuant to ORS 198.857 and Petitioner(s) request the Board commence proceedings to annex the territory described herein into Bend Park and Recreation District (name of district), Deschutes County, Oregon.
2. This Petition for Annexation affects only Deschutes County and is not in any incorporated city limits.
3. The Board of Bend Park and Recreation District (name of district) approved the Petition pursuant to ORS 198.857 on \_\_\_\_\_ (insert date).
4. The principal act for Bend Park and Recreation District (name of district) is ORS 216.06.  
*(Proper statutory reference required, see ORS 198.010 for listing of appropriate principal act)*
5. The territory subject to this Petition for Annexation is primarily inhabited / uninhabited (circle one). This Petition is signed by all the land owners of the subject property proposed to be annexed as indicated opposite their respective signature, and all signatures were obtained on or after the 3rd day of, 2023. (August)
6. The property street address of land for annexation (if known) is 61150 Cabin Lane and the total acreage is 18.26 acres. A description of the boundaries of the territory to be annexed is attached hereto as **Exhibit "A"** and depicted on the map attached as **Exhibit "B"**.
7. The Oregon Department of Revenue has conducted a preliminary review of the planned annexation and determined it meets the requirements of ORS 308.225.

Signed this 8<sup>th</sup> day of August, 2023 by Calvin Gabert, Chief Petitioner  
Calvin E Gabert 20603 Overton Pl. Bend, OR 97701  
Signature Address, City, State, ZIP

DATED this 12 day of September, 2023

Approved by the Board of Bend Park and Recreation District  
Name of District

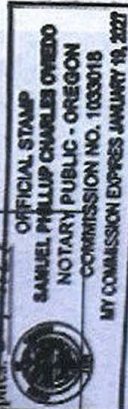
Don P. Horton  
District Signature

By: Don P. Horton  
(Print Name)

Title: Executive Director



NAME OF DISTRICT: Bend Parks and Rec District  Withdrawal  Annexation



PRINT NAME	DATE SIGNED	PROPERTY ADDRESS/ RESIDENCE ADDRESS (If Different)	LANDOWNER IN THE PROPOSED TERRITORY/ REGISTERED VOTER IN THE PROPOSED TERRITORY
1 Susan Osterman [Redacted Signature]	<sup>40</sup> 8/18/2023	<sup>Bend OR</sup> 61150 Cabin Lane 97701 PROPERTY ADDRESS <sup>97504</sup> 3185 Normil Terr Medford OR RESIDENCE ADDRESS (If Different)	Landowner Yes <input checked="" type="checkbox"/> No _____ Acroage _____ Registered Voter Yes <input checked="" type="checkbox"/> No _____ Pro _____
2 [Redacted Name] [Redacted Signature]	Date	PROPERTY ADDRESS RESIDENCE ADDRESS (If Different)	Landowner Yes _____ No _____ Acroage _____ Registered Voter Yes _____ No _____ Pro _____
3 [Redacted Name] [Redacted Signature]	Date	PROPERTY ADDRESS RESIDENCE ADDRESS (If Different)	Landowner Yes _____ No _____ Acroage _____ Registered Voter Yes _____ No _____ Pro _____
4 [Redacted Name] [Redacted Signature]	Date	PROPERTY ADDRESS RESIDENCE ADDRESS (If Different)	Landowner Yes _____ No _____ Acroage _____ Registered Voter Yes _____ No _____ Pro _____
5 [Redacted Name] [Redacted Signature]	Date	PROPERTY ADDRESS RESIDENCE ADDRESS (If Different)	Landowner Yes _____ No _____ Acroage _____ Registered Voter Yes _____ No _____ Pro _____

I, Samuel Phillip Charles Oredo, certify that I subscribed this petition and every person who signed this petition did so in my presence. Signature: [Redacted]

County of T Jackson State of Oregon  
 SUBSCRIBED AND SWORN before me this 8th day of August, 2023.  
 Notary Public for Oregon Samuel Phillip Charles Oredo My Commission Expires 1/18/27  
 Signature: [Signature] (affix notary stamp)



EXHIBIT A

NAME OF DISTRICT: Bend Park and Recreation District  Withdrawal  Annexation

PRINT NAME	DATE SIGNED	PROPERTY ADDRESS/ RESIDENCE ADDRESS (If Different)	LANDOWNER IN THE PROPOSED TERRITORY/ REGISTERED VOTER IN THE PROPOSED TERRITORY
1 Calvin E. Gabert [Redacted Signature]	Date	6150 Cabin Ln PROPERTY ADDRESS	Landowner Yes <input checked="" type="checkbox"/> No <input type="checkbox"/> Acreege <u>18.26</u> Registered Voter Yes <input type="checkbox"/> No <input type="checkbox"/> Pre <input type="checkbox"/>
2 Nancy D. Gabert [Redacted Signature]	Date	6150 Cabin Ln PROPERTY ADDRESS	Landowner Yes <input checked="" type="checkbox"/> No <input type="checkbox"/> Acreege <u>19.26</u> Registered Voter Yes <input type="checkbox"/> No <input type="checkbox"/> Pre <input type="checkbox"/>
3 [Redacted Name] Print Name Signature	Date	PROPERTY ADDRESS RESIDENCE ADDRESS (If Different)	Landowner Yes <input type="checkbox"/> No <input type="checkbox"/> Acreege Registered Voter Yes <input type="checkbox"/> No <input type="checkbox"/> Pre <input type="checkbox"/>
4 [Redacted Name] Print Name Signature	Date	PROPERTY ADDRESS RESIDENCE ADDRESS (If Different)	Landowner Yes <input type="checkbox"/> No <input type="checkbox"/> Acreege Registered Voter Yes <input type="checkbox"/> No <input type="checkbox"/> Pre <input type="checkbox"/>
5 [Redacted Name] Print Name Signature	Date	PROPERTY ADDRESS RESIDENCE ADDRESS (If Different)	Landowner Yes <input type="checkbox"/> No <input type="checkbox"/> Acreege Registered Voter Yes <input type="checkbox"/> No <input type="checkbox"/> Pre <input type="checkbox"/>

I, Montana Elizabeth Kow, certify that I circulated this petition, and every person who signed this petition did so in my presence. Signature: [Signature]

County of Deschutes State of Oregon  
 SUBSCRIBED AND SWORN before me this 7th day of August, 2023  
 Notary Public for Oregon. My Commission Expires: 9/15/24

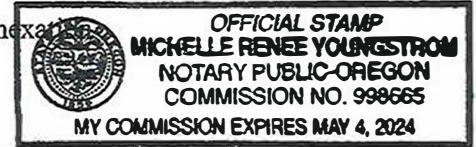
Signature: [Signature] (with notary stamp)



EXHIBIT A

NAME OF DISTRICT: Bend Park and Recreation District

Annexation



	PRINT NAME	DATE SIGNED	PROPERTY ADDRESS/ RESIDENCE ADDRESS (If Different)	LANDOWNER IN THE PROPOSED TERRITORY/
1	<p>Calvin E. Gabert</p> <hr/> <p>Print Name</p> <hr/> <p>Signature</p>	<p>Date</p>	<p>61150 Cabin Lane</p> <hr/> <p>PROPERTY ADDRESS</p> <hr/> <p>RESIDENCE ADDRESS (If Different)</p>	<p>Landowner</p> <p>Yes <input checked="" type="checkbox"/> X</p> <p>No <input type="checkbox"/></p> <p>Acres _____</p>
2	<p>Nancy E. Gabert</p> <hr/> <p>Print Name</p> <hr/> <p>Signature</p>	<p>Date</p>	<p>61150 Cabin Lane</p> <hr/> <p>PROPERTY ADDRESS</p> <hr/> <p>RESIDENCE ADDRESS (If Different)</p>	<p>Landowner</p> <p>Yes <input checked="" type="checkbox"/> X</p> <p>No <input type="checkbox"/></p> <p>Acres _____</p>
3	<p>Dana L. Bratton</p> <hr/> <p>[Redacted Signature]</p>	<p>8/7/23</p> <hr/> <p>Date</p>	<p>61150 Cabin Lane</p> <hr/> <p>PROPERTY ADDRESS</p> <hr/> <p>RESIDENCE ADDRESS (If Different)</p>	<p>Landowner</p> <p>Yes <input checked="" type="checkbox"/> X</p> <p>No <input type="checkbox"/></p> <p>Acres _____</p>
4	<p>Susan M. Osterman</p> <hr/> <p>Print Name</p> <hr/> <p>Signature</p>	<p>Date</p>	<p>61150 Cabin Lane</p> <hr/> <p>PROPERTY ADDRESS</p> <hr/> <p>RESIDENCE ADDRESS (If Different)</p>	<p>Landowner</p> <p>Yes <input checked="" type="checkbox"/> X</p> <p>No <input type="checkbox"/></p> <p>Acres _____</p>
5	<p>Print Name</p> <hr/> <p>Signature</p>	<p>Date</p>	<p>PROPERTY ADDRESS</p> <hr/> <p>RESIDENCE ADDRESS (If Different)</p>	<p>Landowner</p> <p>Yes _____</p> <p>No _____</p> <p>Acres _____</p>

I, \_\_\_\_\_, certify that I am the owner of the property described in this petition, and every person who signed this petition did so voluntarily.

County of Deschutes State of Oregon  
 SUBSCRIBED AND SWORN before me this 7<sup>th</sup> day of August, 2023  
 Notary Public for Oregon Michelle Renee Youngstrom My Commission Expires: \_\_\_\_\_



EXHIBIT A

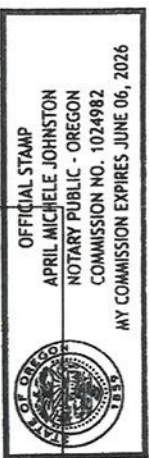
NAME OF DISTRICT: Bend Parks & Rec

Withdrawal  Annexation

	PRINT NAME	DATE SIGNED	PROPERTY ADDRESS/ RESIDENCE ADDRESS (If Different)	LANDOWNER IN THE PROPOSED TERRITORY/ REGISTERED VOTER IN THE PROPOSED TERRITORY
1	<u>Antoinette M. Rotsolk</u> [Redacted] Signature	<u>7/28/23</u> Date	<u>61150 Cabin Ln.</u> PROPERTY ADDRESS <u>154 N. DAVIS LN, OTIS, OR</u> RESIDENCE ADDRESS (If Different)	Landowner Yes <input checked="" type="checkbox"/> No <input type="checkbox"/> Acreage _____ Registered Voter Yes _____ No <input checked="" type="checkbox"/> Pre _____
2	<u>Michael J. Rotsolk</u> [Redacted] Signature	<u>7/28/23</u> Date	<u>61150 Cabin Ln</u> PROPERTY ADDRESS <u>154 N. DAVIS LN, OTIS, OR.</u> RESIDENCE ADDRESS (If Different)	Landowner Yes <input checked="" type="checkbox"/> No _____ Acreage _____ Registered Voter Yes _____ No <input checked="" type="checkbox"/> Pre _____
3	_____ Print Name _____ Signature	_____ Date	_____ PROPERTY ADDRESS _____ RESIDENCE ADDRESS (If Different)	Landowner Yes _____ No _____ Acreage _____ Registered Voter Yes _____ No _____ Pre _____
4	_____ Print Name _____ Signature	_____ Date	_____ PROPERTY ADDRESS _____ RESIDENCE ADDRESS (If Different)	Landowner Yes _____ No _____ Acreage _____ Registered Voter Yes _____ No _____ Pre _____
5	_____ Print Name _____ Signature	_____ Date	_____ PROPERTY ADDRESS _____ RESIDENCE ADDRESS (If Different)	Landowner Yes _____ No _____ Acreage _____ Registered Voter Yes _____ No _____ Pre _____

I, April Michele Johnston, certify that I circulated this petition, and every person who signed this petition did so in my presence. Signature: [Signature]

County of Linn State of Oregon  
 SUBSCRIBED AND SWORN before me this 28<sup>th</sup> day of July, 2023  
 Notary Public for Oregon, April Michele Johnston My Commission Expires: 4-6-26



\_\_\_\_\_  
 Signature (affix notary stamp)



901 NW Carlon Avenue, Suite 3 | Bend, OR 97703  
(541) 797-0954 - [www.sflands.com](http://www.sflands.com)

2021-395-01  
MAY 4, 2023  
BRR

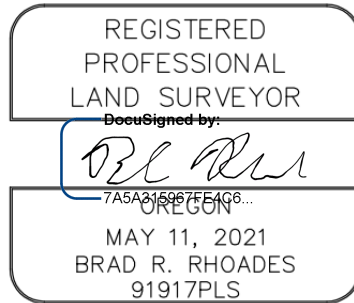
**EXHIBIT A**

**GABERT, CALVIN E & NANCY B ETAL – TAX LOT 1812150000500**  
**BEND PARK & RECREATION DISTRICT PETITION TO ANNEX PROPERTY**

THE EAST HALF OF THE SOUTHWEST QUARTER OF THE NORTHEAST QUARTER (E1/2 SW1/4 NE1/4) OF SECTION 15, TOWNSHIP 18 SOUTH, RANGE 12 EAST OF THE WILLAMETTE MERIDIAN, DESCHUTES COUNTY, OREGON;

EXCEPTING THEREFROM ANY PORTION LYING WITHIN THE BOUNDARIES OF HEARTHSTONE LANE.

SUBJECT TO: EASEMENTS, RESTRICTIONS AND RIGHTS-OF-WAY OF RECORD.



RENEWS: 12/31/2024

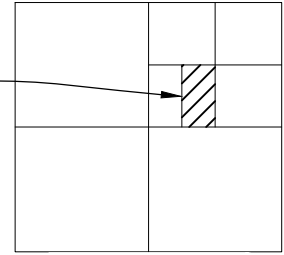


### EXHIBIT "B" ANNEXATION EXHIBIT

LOCATED IN THE SW 1/4 OF THE NE 1/4 OF SECTION 15,  
TOWNSHIP 18 SOUTH, RANGE 12 EAST W.M.,  
DESCHUTES COUNTY, OREGON

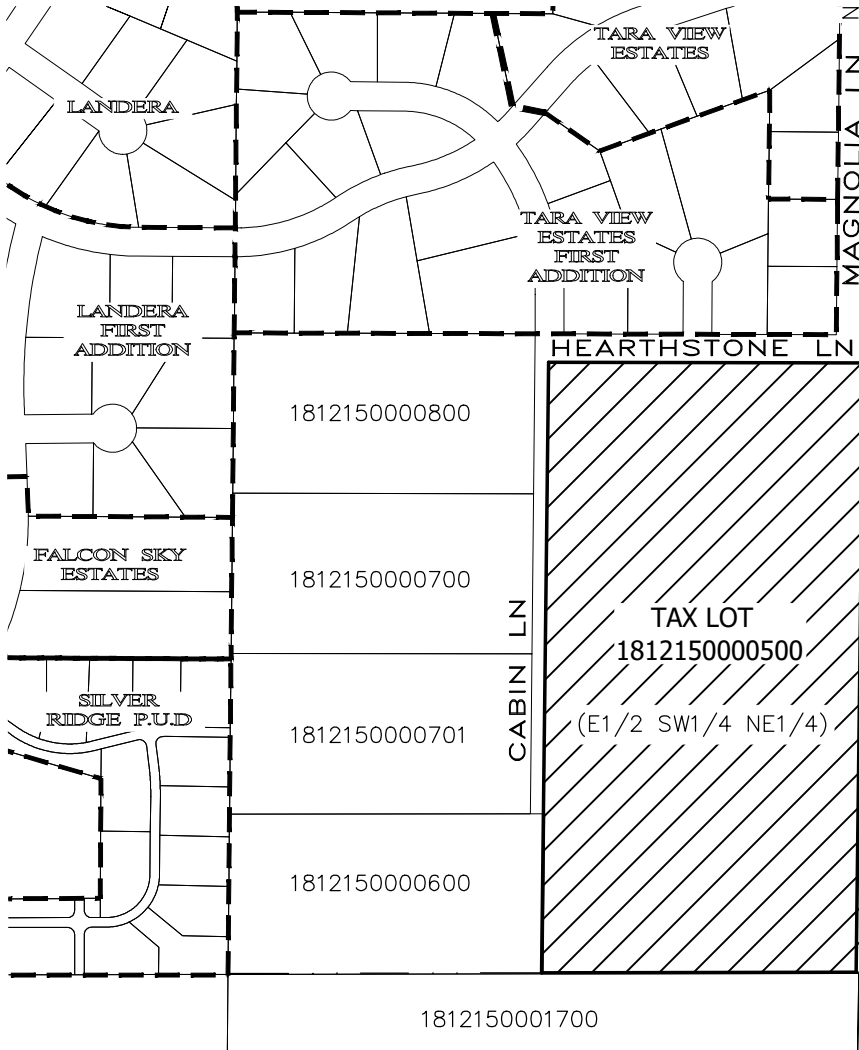
E1/2 SW1/4 NE1/4

SECTION 15



VICINITY MAP  
NOT TO SCALE





1812150000100



1812150000201

1812150000202

**LEGEND:**

-  ANNEXATION EXPANSION BOUNDARY
-  AREA TO BE ANNEXED
-  APPROXIMATE TAX LOT LINE
-  SUBDIVISION/PARTITION BOUNDARY

REGISTERED  
PROFESSIONAL  
LAND SURVEYOR

DocuSigned by:

7A5A315907E34C6...

OREGON  
MAY 11, 2021  
BRAD R. RHOADES  
91917PLS

RENEWS: 12/31/2024



400' 0 200' 400' 800'



SCALE: 1" = 400'



Date: 5/4/2023  
Proj No: 21-395-01

901 NW CARLON AVENUE,  
STE 3, BEND, OR 97703  
(541) 797-0954

www.sflands.com  
info@sflands.com



**Petition for Annexation to  
Bend Park and Recreation District  
(61150 Cabin Ln, Bend,  
Taxlot 1812150000500)**

***Clerk's Certification***

I, Steve Dennison, Deschutes County Clerk, do hereby certify that none of the signatures on the attached petition sheets are voters within the proposed area to be annexed. There are ten (10) voters within the proposed area to be annexed. There are zero (0) valid signatures on the attached petition within the area proposed for annexation.

**Dated this 10<sup>th</sup> day of October, 2023.**

Steve Dennison  
Deschutes County Clerk





EXHIBIT B  
**DESCHUTES COUNTY ASSESSOR'S OFFICE**  
**CARTOGRAPHY DEPARTMENT**

1300 NW Wall Street, Suite 204 | Bend, Oregon 97703

**Office:** (541) 388-6508 | **Fax:** (541) 382-1692

**Website:** <https://www.deschutes.org/assessor>

**Property Info:** <https://dial.deschutes.org/>

October 6, 2023

Steve Dennison

Deschutes County Clerk

Re: **Petition for Bend Park & Recreation District** (GABERT, CALVIN E & NANCY B ETAL)

Please be advised the attached petition meets the requirements of ORS 198.

Sincerely,

*Gregg Rossi*



**Gregg Rossi | Chief Cartographer**

**Deschutes County Assessor's Office, Cartography Dept.**

**1300 NW Wall St. Suite 204 | Bend, Oregon 97703 PO Box 6005 | Bend, Oregon 97708**

**Tel: (541) 617-4703 | Fax: (541) 382-1692**



**TO:** Deschutes County Board of Commissioners

**FROM:** Will Groves, Planning Manager

**DATE:** October 5, 2023

**SUBJECT:** Land Use Compatibility for Annexation, Various Lots Described Herein - Bend Park & Recreation District

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The materials contained in the petition propose to annex lands to the Bend Park & Recreation District. Specifically:

1. 61150 Cabin Lane

I have coordinated with the City of Bend and confirmed that there are no planning or zoning obstacles to the proposed annexation in County or City regulations. The City of Bend commented regarding this property:

Regarding the annexation petition for property at 61150 Cabin Lane, this property was included in the Bend urban growth boundary in 2016 through the adoption of Ordinance 2271. The property's Comprehensive Plan designations are a combination of RS, Residential Urban Standard Density and RM, Residential Urban Medium Density.

There are two applications that have been filed for development of the property. One is an annexation application, PLAN20230396, and an application for a subdivision, PLLD20230395.



**AYERS Robert A \* DOR**

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**From:** Megan Norris <mnorris@hayden-homes.com>  
**Sent:** Thursday, May 4, 2023 10:20 AM  
**To:** Gregg.Rossi@deschutes.org; henrys@bendparksandrec.org; Boundary Changes \* DOR  
**Subject:** Taxing District Boundary Change 61150 Cabin Lane - Magnolia Meadows  
**Attachments:** CabinLn\_BPR\_Annex\_230504.pdf

Good morning,

Please find the attached revised map.

Thank you,

Megan

**Megan Norris** | Central Oregon Forward Planning Manager



2464 SW Glacier Place #110 | Redmond, OR 97756

**M:** 916.529.5691

**E:** [mnorris@hayden-homes.com](mailto:mnorris@hayden-homes.com)

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**Boundary Change Preliminary Review**

**DOR 9-P117-2023**



Cadastral Information Systems Unit  
PO Box 14380  
Salem, OR 97309-5075  
fax 503-945-8737  
boundary.changes@dor.oregon.gov

Bend Park & Recreation District  
799 SW Columbia St  
Bend OR 97702

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May 9, 2023

Documents received: 4/28/2023, 5/4/2023  
From: Megan Norris

This letter is to inform you that the Description and Map for your planned Annexation to Bend Park & Recreation District (Gabert, Calvin & Nancy B) in Deschutes County have been reviewed per your request. They MEET the requirements of ORS 308.225 for use with an Order, Ordinance, or Resolution which must be submitted to the Deschutes County Assessor and the Department of Revenue in final approved form before March 31 of the year in which the change will become effective.

Preliminary Review

If you have any questions please contact Robert Ayers, 503-983-3032