

REVIEWED

LEGAL COUNSEL

After recording return to:
Deschutes County Road Department
61150 S.E. 27th Street
Bend, Oregon 97702

For Recording Stamp Only

PERMANENT SLOPE EASEMENT DEED

Joan Volny, Trustees of the Norbert and Joan Volny Trust dated March 31, 1998, Grantor, does hereby grant to Deschutes County, a political subdivision of the State of Oregon, Grantee, a permanent easement over, across and through that certain parcel of land described in Exhibit "A" and depicted in the attached Exhibit "B", attached hereto and by this reference incorporated herein, to construct and maintain slopes and other roadway facilities.

This Permanent Slope Easement is intended to grant the easement on the property described, not to convey fee title or any interest in the underlying property except as expressly stated herein. The easement granted shall not prevent Grantors from the use of said property provided, however, that such use shall not be permitted to interfere with the rights herein granted. Grantor shall not be permitted to endanger the lateral support of any facilities constructed within or adjacent to the easements granted herein.

Grantor agrees that the consideration recited herein is just compensation for the property or property rights conveyed, including any and all damages to Grantor's remaining property, if any, which may result from the acquisition or use of said property and the construction or improvement in the public way.

Grantor(s) hereby covenant(s) to and with Grantee that it/they/are the owner of said property, which is free from all encumbrances, except for easements, conditions and restrictions of record, and will warrant and defend the easement rights herein granted from all lawful claims whatsoever, except as stated herein.

The true consideration for this conveyance is **Five Hundred Dollars (\$500.00)**.

DATED this 10 day of March, 2022.

**Joan Volny, Trustees
of the Norbert and Joan Volny Trust
dated March 31, 1998**

Joan Volny Trust
Joan Volny, Trustee

STATE OF OREGON)
) SS.
County of Deschutes)

Before me, a Notary Public, personally appeared Joan Volny, Trustee, acknowledged the foregoing instrument.

Dated this 10th day of March, 2022.

Sarah Jensen
NOTARY PUBLIC FOR OREGON
My Commission Expires: 8/14/2023

ACCEPTANCE

Deschutes County, acting by and through its Board of County Commissioners, does hereby accept the foregoing Permanent Slope Easement on behalf of the public pursuant to ORS 93.808.

DATED this ____ day of _____, 2022.

BOARD OF COUNTY COMMISSIONERS
OF DESCHUTES COUNTY, OREGON

PATTI ADAIR, CHAIR

ANTHONY DEBONE, VICE CHAIR

ATTEST:

PHIL CHANG, COMMISSIONER

Recording Secretary

STATE OF OREGON)
) SS.
County of Deschutes)

Before me, a Notary Public, personally appeared Patti Adair, Anthony DeBone, and Phil Chang, the above-named Board of County Commissioners of Deschutes County, Oregon, acknowledged the foregoing instrument, on behalf of Deschutes County, Oregon.

Dated this ____ day of _____, 2022.

NOTARY PUBLIC FOR OREGON
My Commission Expires: _____

EXHIBIT A
Deschutes County Road Department
Hunnell Road Improvement Project: Loco Road to Tumalo Road
File Number 008
Tax Lot 1612330000903

SLOPE EASEMENT

A parcel of land lying in the Southwest one-quarter of Section 33, Township 16 South, Range 12 East, Willamette Meridian, Deschutes County, Oregon, and being a portion of that property described in that Statutory Special Warranty Deed to Norbert J. Volny and Joan Volny, Trustees of the Norbert and Joan Volny Trust dated March 31, 1998, recorded November 12, 2009 as Instrument No. 2009-47903, Deschutes County Official Records, said parcel being that portion of said property lying between lines at right angles to Hunnell Road Centerline Stations 118+82.29 and 119+52.29 and included in a strip of land 40.00 feet in width, lying on the westerly side of said center line, which center line is described as follows:

BEGINNING at Hunnell Road Centerline Station PI 113+14.31, said point being South 85°36'41" East, 15.04 feet from a 5/8 inch iron rod marking the SW 1/16 corner of Section 33, Township 16 South, Range 12 East, Willamette Meridian and the initial point of "SUN CLOUD ESTATES" a duly recorded subdivision in the Deschutes County Official Records; thence North 00°07'56" East, 1329.92 feet to Hunnell Road Centerline Station PI 126+44.23, said point being North 89°58'50" East, 15.00 feet from a 5/8 inch iron rod with a yellow plastic cap (illegible) marking the CW 1/16 corner of said Section 33.

The width in feet of said strip of land is as follows:

Station	to	Station	Width on Westerly Side of Center Line
118+82.29		119+52.29	40.00 in a straight line to 40.00

Containing 700 square feet, more or less.

See map attached as Exhibit "B", which is made a part hereof.

Bearings, Right of Way, Stationing and Monumentation are based on "Control, Recovery, and Retracement Map" filed in the office of the Deschutes County Surveyor's Office May 25, 2021 as County Survey No. 20520.

**REGISTERED
PROFESSIONAL
LAND SURVEYOR**

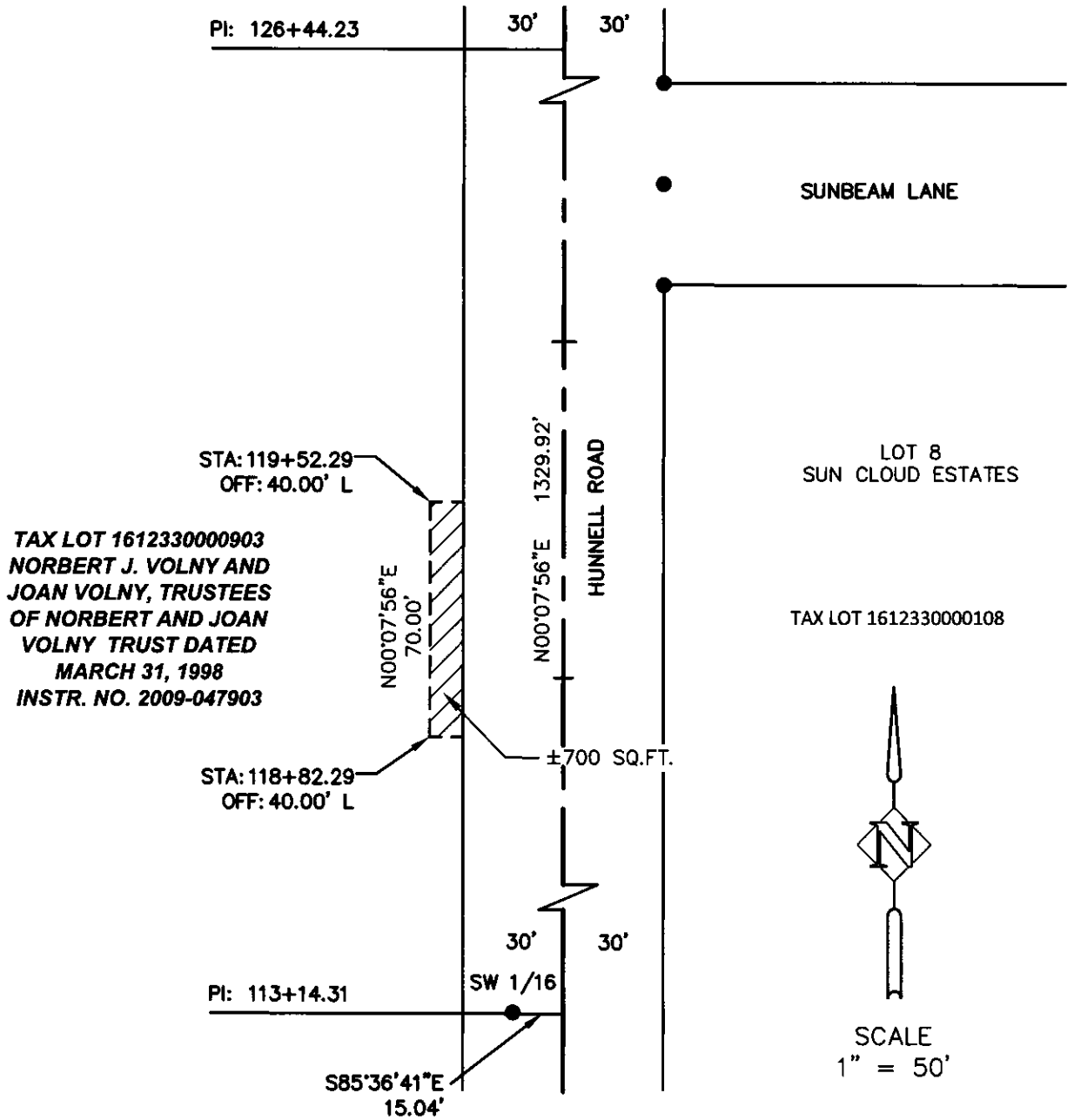


OREGON
JANUARY 8, 2019
REED CARLSON BEAUDUY
93377

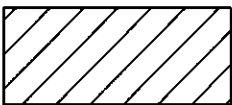
RENEWS: 12-31-2021
SIGNED 09-01-2021

EXHIBIT "B"

LOCATED IN THE SOUTHWEST ONE QUARTER OF SECTION 33,
TOWNSHIP 16 SOUTH, RANGE 12 EAST, WILLAMETTE MERIDIAN,
DESCHUTES COUNTY, OREGON



LEGEND



SLOPE EASEMENT
± 700 SQ.FT.

● - FOUND MONUMENT PER CS20520

SEE ATTACHED LEGAL
DESCRIPTION



**Harper
Houf Peterson
Righellis Inc.**

ENGINEERS • PLANNERS
LANDSCAPE ARCHITECTS • SURVEYORS

250 NW Franklin Avenue, Suite 404, Bend, OR 97703
phone: 541.318.1161 www.hhpr.com fax: 541.318.1141

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