

**REPORT/RECOMMENDATION TO THE BOARD OF SUPERVISORS
OF SAN BERNARDINO COUNTY, CALIFORNIA
AND RECORD OF ACTION**

May 23, 2017

**FROM: JEFFREY O. RIGNEY, Director
Special Districts Department**

**SUBJECT: CONDUCT A PUBLIC HEARING TO CONSIDER ANNEXATION NO. 11 TO
COMMUNITY FACILITIES DISTRICT 2010-1 (EAST VALLEY) FOR
STREETLIGHTING SERVICES**

RECOMMENDATION(S)

1. Conduct a public hearing to:
 - a. Adopt **Resolution 2017-81** declaring the Board of Supervisor's intention to annex Assessor Parcel Number 0292-051-14-0000 into Community Facilities District 2010-1 (East Valley).
 - b. Adopt Resolution **2017-82** calling for a special mailed ballot election of the property owner in accordance with CA Government Code Section 53339.7 for the purpose of streetlighting services.
2. Adopt Resolution **2017-83** declaring the results of the special mailed ballot election and ordering the annexation, and directing the Clerk of the Board to cause the recordation of the annexation map and cause the preparation and recordation of the special tax lien with the San Bernardino County Recorder within 15 days.

Hearing Opened
Public Comment: None
Hearing Closed

(Presenter: Jeffrey O. Rigney, Director, 387-5967)

COUNTY AND CHIEF EXECUTIVE OFFICER GOALS AND OBJECTIVES

Operate in a Fiscally-Responsible and Business-Like Manner.

Ensure Development of a Well-Planned, Balanced, and Sustainable County.

FINANCIAL IMPACT

Approval of this item will not result in the use of Discretionary General Funding (Net County Cost). The annual cost of the streetlights will be funded by a special tax assessed and collected through the annual property taxes of the parcel that is to be annexed to Community Facilities District (CFD) 2010-1 (East Valley) beginning in 2017-18. All costs of the annexation are paid by the developer, Liberty Property Limited Partnership (Developer). The 2017-18 special tax on parcel 0292-051-14-0000 is \$655.34.

Page 1 of 2

cc: w/resolutions
SDD-Rigney
SDD-Joe w/Map
SDD-Reception
CAO-Pajot
File – Special Districts/CFD 2010-1
(East Valley)
jr 5/30/17

ITEM 167

Record of Action of the Board of Supervisors
COUNTY OF SAN BERNARDINO Board of Supervisors

	APPROVED REC. NOS. 1(a) & 1(b)	APPROVED REC. NO. 2			
MOTION	AYE 1	AYE 2	AYE 3	SECOND 4	MOVE 5
MOTION	AYE 1	SECOND 2	MOVE 3	AYE 4	AYE 5

LAURA H. WELCH, CLERK OF THE BOARD
BY _____
DATED: May 23, 2017

**CONDUCT A PUBLIC HEARING TO CONSIDER ANNEXATION NO. 11 TO
COMMUNITY FACILITIES DISTRICT 2010-1 (EAST VALLEY) FOR
STREETLIGHTING SERVICES
MAY 23, 2017
PAGE 2 OF 2**

BACKGROUND INFORMATION

The Special Districts Department (Department) is the administrator of community facilities districts within the County of San Bernardino. CFD 2010-1 provides streetlighting services for 82 existing parcels in the unincorporated area of the County adjacent to the City of Redlands. Funding for the streetlighting services is provided through special taxes assessed on parcels in CFD 2010-1. The recommended actions will annex Assessor Parcel Number 0292-051-14-0000 into CFD 2010-1 and will provide an ongoing funding mechanism for the streetlight energy charges associated with the development of the parcel. The parcel contains 7.17 net acres and will be developed into a 156,403-square foot industrial warehouse with offices. The special tax will fund the annual energy costs of 4 LED streetlights.

The Department has been collaborating with the Developer of this project to ensure that the streetlight planning requirements of the development are met, and that financing of the streetlighting services are provided for on a long-term basis with the annexation of the parcels. This development will help meet the needs of the residents, promote economic growth to the community and ensure a well-planned, balanced and sustainable County by providing financing of streetlighting services for the new development.

The Developer is the sole owner of the properties and has requested that the properties be annexed into CFD 2010-1. The special tax for the properties is calculated using the same Rate and Method of Apportionment as recorded in the Notice of Special Tax. The calculation is based on the acreage of the parcel, the number of streetlights installed for the development and on the annual energy and administrative costs of those streetlights.

The Developer has executed a waiver and consent form that requests annexation and waives various time periods and mailed ballot voting/election related requirements in order to expedite approval of this annexation.

PROCUREMENT

Not applicable.

REVIEW BY OTHERS

This item has been reviewed by County Counsel (Dawn Martin, Deputy County Counsel, 387-5455) on April 17, 2017; Finance (Allegra Pajot, Administrative Analyst, 387-5005) on April 8, 2017; and County Finance and Administration (Matthew Erickson, Chief Administrative Analyst, 387-3937) on April 8, 2017.

RESOLUTION NO. 2017-81

**RESOLUTION OF INTENTION TO ANNEX PROPERTY
TO COMMUNITY FACILITIES DISTRICT**

COMMUNITY FACILITIES DISTRICT NO. 2010-1 (East Valley)

On Tuesday May 23, 2017, on motion of Supervisor Gonzales, duly seconded by Supervisor Hagman and carried, the following resolution is adopted by the Board of Supervisors of San Bernardino County, State of California.

**RESOLUTION OF INTENTION TO ANNEX PROPERTY
TO COMMUNITY FACILITIES DISTRICT**

**Community Facilities District No. 2010-1 (East Valley)
Annexation No. 11**

WHEREAS, in response to a petition (the "Petition") submitted by Liberty Property Limited Partnership (the "Owner"), as the sole owner of the privately-owned real property shown on an exhibit map attached to the Petition (the "Subject Property"), this Board proposes to annex the Subject Property (Assessor Parcel Number 0292-051-14-0000) to the existing community facilities district known as "Community Facilities District No. 2010-1 (East Valley), County of San Bernardino, State of California" (CFD 2010-1") as authorized by Article 3.5 of the Mello-Roos Community Facilities Act of 1982 (the "Act"); and

WHEREAS, the boundaries of CFD No. 2010-1 are set forth in the boundary maps for CFD No. 2010-1, recorded on June 14, 2010, in Book No. 84 of Maps of Assessment and Community Facilities District at Pages 78-89, in the Boundary Map of Annexation No. 1 to CFD No. 2010-1, recorded on March 29, 2012, in Book 85 of Maps of Assessment and Community Facilities Districts, at page 29 as Instrument No. 2012-0121778 and in the Boundary Map of Annexation No. 2 to CFD No. 2010-1, recorded on April 1, 2013, in Book 85 of Maps of Assessment and Community Facilities Districts, at page 62 as Instrument No. 2013-0131597, and in the Boundary Map of Annexation No. 3 to CFD 2010-1, recorded April 5, 2013, in Book 85 of Maps of Assessment and Community Facilities Districts, at page 64 as Instrument No. 2013-0141654 and in the Boundary Map of Annexation No. 4 to CFD 2010-1, recorded April 17, 2014, in Book 86 of Maps of Assessment and Community Facilities Districts, at page 15 as Instrument No. 2014-0136204 and in the Boundary Map of Annexation No. 5 to CFD 2010-1, recorded June 6, 2014, in Book 86 of Maps of Assessment and Community Facilities Districts, at Page 24 as Instrument No. 2014-0205185 and in the boundary Map of Annexation No. 6 to CFD 2010-1, recorded September 16, 2014, in Book 86 of Maps of Assessment and Community Facilities Districts, at page 29 as Instrument No. 2014-0340531, and in the boundary Map of Annexation No. 7 to CFD 2010-1, recorded March 9, 2015 in Book 86 of Maps of Assessment and Community Facilities Districts, at page 47 as Instrument No. 2015-0089790, and in the boundary Map of Annexation No. 8 to CFD 2010-1, recorded April 15, 2015 in Book 86 of Maps of Assessment and Community Facilities Districts, at page 49 as Instrument No. 2015-0148069, and in the boundary Map of Annexation No. 9 to CFD 2010-1, recorded August 4, 2015 in Book 86 of Maps of Assessment and Community Facilities Districts, at page 89 as Instrument No. 2015-0332146, and in the boundary Map of Annexation No. 10 to CFD 2010-1, recorded January 17, 2017 in Book 87 of Maps of Assessment and Community Facilities Districts, at page 36 as Instrument No. 2017-0020516 in the official records of the San Bernardino County Recorder.

WHEREAS, the boundaries of the Subject Property are shown on a map entitled "Proposed Boundaries of Annexation Map No. 11, Community Facilities District 2010-1 (East Valley), County of San Bernardino, State of California" which is on file with the Clerk of this Board (the "Clerk"); and

WHEREAS, Sections 53339.2 and 53339.3 of the Act provides that legal proceedings for the annexation of property to a community facilities district pursuant to the Act shall be instituted by the adoption of a resolution of this Board declaring its intention as provided hereafter in this resolution;

NOW THEREFORE, BE IT RESOLVED by the Board of Supervisors of the County of San Bernardino as follows:

1. This Board hereby finds and determines that public convenience and necessity require that the Subject Property be annexed to the existing territory of CFD No. 2010-1.
2. The types of services proposed to be provided within the Subject Property are the same as for the existing area of CFD No. 2010-1, namely the funding energy charges for streetlights.
3. The plan for providing the funding of energy charges for streetlights within the existing area and the Subject Property shall be the plan presently in existence, as the same may be revised from time to time by the County of San Bernardino (the "County") or any agency of the County through which the County provides the funding of energy charges.
4. Except where funds are otherwise available, a special tax will be annually levied on the Subject Property. Upon recordation of a notice of special tax lien pursuant to Section 3114.5 of the California Streets and Highways Code, a continuing lien to secure each levy of the special tax shall attach to all nonexempt real property included in the Subject Property, and this lien shall continue in force and effect in perpetuity or until the levy and collection of the special tax obligation by the County ceases. The rate and method of apportionment of the special tax shall be as previously established for CFD 2010-1.
5. On the basis of the written consent and waiver form submitted to and on file with the Clerk of this Board by the Owner, as the landowner of 100% of the Subject Property, this Board hereby sets this same date, as soon as the matter may be heard following adoption of this resolution, in the Board Chambers on the First Floor of the County Government Center, 385 North Arrowhead Avenue, San Bernardino, California, as the time and place for the public hearing on the proposed annexation. At the hearing, testimony of all interested persons and taxpayers for or against the proposed annexation will be heard and protests will be considered from both registered voters, if any, residing within CFD No. 2010-1 and persons owning real property within CFD No. 2010-1. As provided by the Act, written protests by a majority of the registered voters, if any, but including a minimum of six registered voters, or by the owners of a majority in area of land within either the existing CFD No. 2010-1 or the proposed annexation area will constitute a "majority protest" and will require suspension of proceedings for at least one year. Written protests must be filed with the Clerk at or before the time fixed for the hearing.
6. It is anticipated that the special tax will be billed as a separate line item on the regular property tax bill of the County of San Bernardino. However, this Board reserves the right, under Section 53340, to utilize any method of collecting the special tax which it shall, from time to time, determine to be in the best interests of the County, including, but not limited to, direct billing by the County to the property owners and supplemental billing.
7. On the basis of the information set forth in that certain certificate entitled "Voter Count Certification", on file with the Clerk of the Board, in the event that an election is held in these proceedings, it is the intention of this Board that the elector will be the Owner, as the sole landowner within the area of the Subject Property in accordance with Section 53339.7 of the Act.

8. This Board ratifies the publication by the Clerk of a notice of hearing, containing the matters specified by Section 53322 of the Act, one time in a newspaper in general circulation in the area of CFD No. 2010-1, said publication having occurred no later than seven days prior to the date of the public hearing.

PASSED AND ADOPTED by the Board of Supervisors of the County of San Bernardino, State of California, by the following vote:

AYES:	SUPERVISORS:	Robert A. Lovingood, Janice Rutherford, James Ramos, Curt Hagman, Josie Gonzales
NOES:	SUPERVISORS:	None
ABSENT:	SUPERVISORS:	None

* * * * *

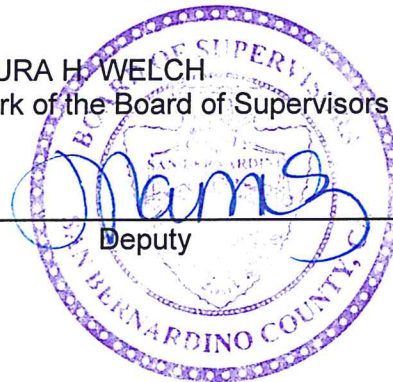
STATE OF CALIFORNIA)	
)	ss.
COUNTY OF SAN BERNARDINO)	

I, **LAURA H. WELCH**, Clerk of the Board of Supervisors of the County of San Bernardino, State of California, hereby certify the foregoing to be a full, true and correct copy of the record of the action taken by the Board of Supervisors, by vote of the members present, as the same appears in the Official Minutes of said Board at its meeting of May 23, 2017. #167

LAURA H. WELCH
Clerk of the Board of Supervisors

By

Deputy



PETITION FOR THE ANNEXATION
OF CERTAIN PRESCRIBED PROPERTY TO
COMMUNITY FACILITIES DISTRICT NO. 2010-1 (EAST VALLEY)

TO THE BOARD OF SUPERVISORS OF THE COUNTY OF SAN BERNARDINO:

Pursuant to Section 53339.2 of the California Government Code, the undersigned, as the authorized representative of Liberty Property Limited Partnership (the "Owner"), hereby represents and petitions as follows:

1. The Owner is the sole owner of the real property (the "Subject Property"), shown on the exhibit map attached hereto as Exhibit A and also identified as Assessor's Parcel Number 0292-051-14 which real property is situated within the unincorporated area of San Bernardino County.

2. The Owner hereby petitions this Board of Supervisors (this "Board") to (a) initiate and conduct legal proceedings pursuant to the provisions of the Mello-Roos Community Facilities Act of 1982, (Sections 53311 et seq. of the of the California Government Code) (the "Act"), for the annexation of the Subject Property to the existing Community Facilities District No. 2010-1 (East Valley), County of San Bernardino, State of California ("CFD No. 2010-1") and (b) conduct a landowner election in accordance with the Act to obtain authorization to annex the Subject Property to CFD 2010-1 and thereby authorize to levy the previously-established special tax for streetlight services of CFD 2010-1 on the Subject Property.

Respectfully Submitted,

By: Erin C Plourde

Signature

Erin C. Plourde
Vice President - Acquisitions

Printed Name and Title

March 29, 2017

Date

Commonwealth of Pennsylvania

County of Chester

On this, the 29th day of March, 20 17, before me a notary public, the undersigned officer, personally appeared Erin C. Plourde, known to me (or satisfactorily proven) to be the person whose name is subscribed to the within instrument, and acknowledged that he/she executed the same for the purpose there in contained.

In witness whereof, I hereunto set my hand and official seal.

Lauren M. Wagner

Notary Public

My commission expires November 18, 2020

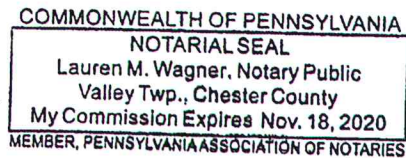


EXHIBIT "A"

CDF ANNEXATION NO. 11

APN: 0292-051-14

LEGAL DESCRIPTION

THE LAND REFERRED TO HEREIN BELOW IS SITUATED IN THE UNINCORPORATED AREA OF SAN BERNARDINO, IN THE COUNTY OF SAN BERNARDINO, STATE OF CALIFORNIA, AND IS DESCRIBED AS FOLLOWS:

THE SOUTH 1/2 OF LOT 16 IN BLOCK 2, ACCORDING TO MAP NO. 1 OF HENRY L. WILLIAMS TRACT, IN THE COUNTY OF SAN BERNARDINO, STATE OF CALIFORNIA, AS PER PLAT RECORDED IN BOOK 2 OF MAPS. PAGE 19, RECORDS OF SAID COUNTY.

EXCEPTING THEREFROM THE WEST 34 FEET THEREOF.

CONTAINING 8.76 ACRES MORE OR LESS.

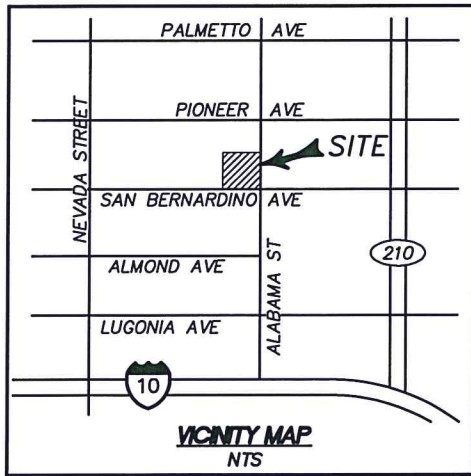
THIS DESCRIPTION ALSO BEING SHOWN ON THE ATTACHED EXHIBIT MAP AND THEREBY BEING MADE A PART HEREOF.

THIS LEGAL DESCRIPTION HAS BEEN PREPARED BY ME, OR UNDER MY DIRECTION, IN CONFORMANCE WITH THE PROFESSIONAL LAND SURVEYORS ACT.


R. MICHAEL CAUGHEY, P.L.S. 8734

3/30/17
DATE



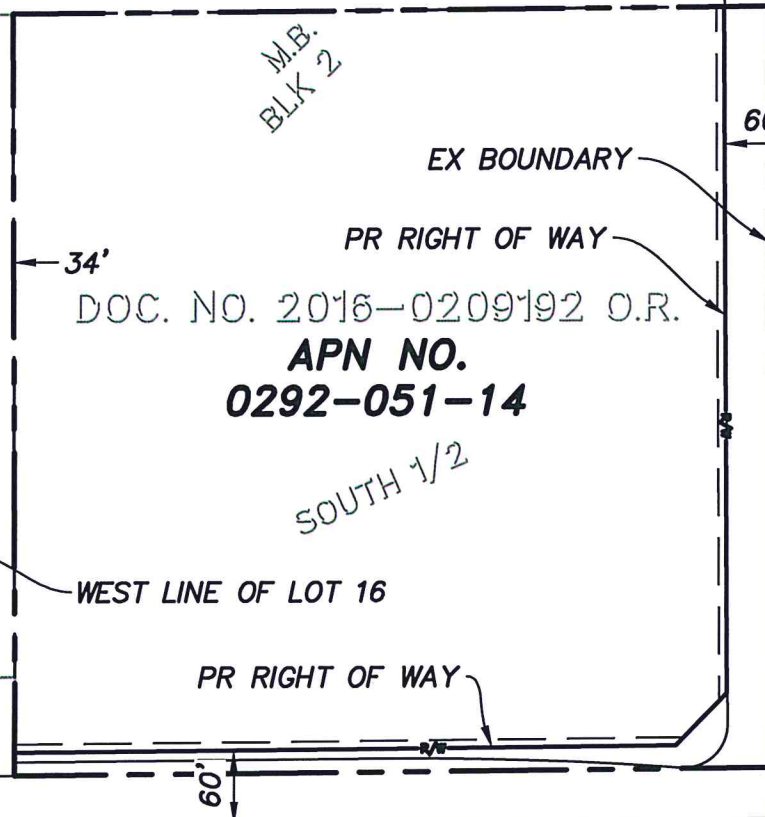


NORTH 1/2

2/19
LOT 16

M.B. 2/19
BLK 2 LOT 15
SOUTH 1/2

SCALE: 1" = 150'



ALABAMA STREET

WEST LINE OF SEC 16
T1S, R3W, S.B.M.

CONSTRUCTION CL
RECORD CL

SAN BERNARDINO AVE

CONSTRUCTION CL

R. Michael Caughey
R. MICHAEL CAUGHEY, P.L.S. 8734

3/30/17
DATE

SB&O inc.
PLANNING ENGINEERING SURVEYING

EXHIBIT "B"
CDF ANNEXATION NO. 11
APN NO. 0292-051-14

PROPOSED BOUNDARIES OF ANNEXATION NO. 11
COMMUNITY FACILITIES DISTRICT 2010-1 (EAST VALLEY)
COUNTY OF SAN BERNARDINO, STATE OF CALIFORNIA

PAGE 1 OF 1

EXEMPT RECORDING REQUESTED,
PER CA GOVERNMENT CODE
§86103

FILED IN THE OFFICE OF THE CLERK OF THE
BOARD OF SUPERVISORS OF THE COUNTY OF
SAN BERNARDINO THIS ____ DAY OF _____
2017.

LAURA H. WELCH, CLERK OF THE BOARD
COUNTY OF SAN BERNARDINO

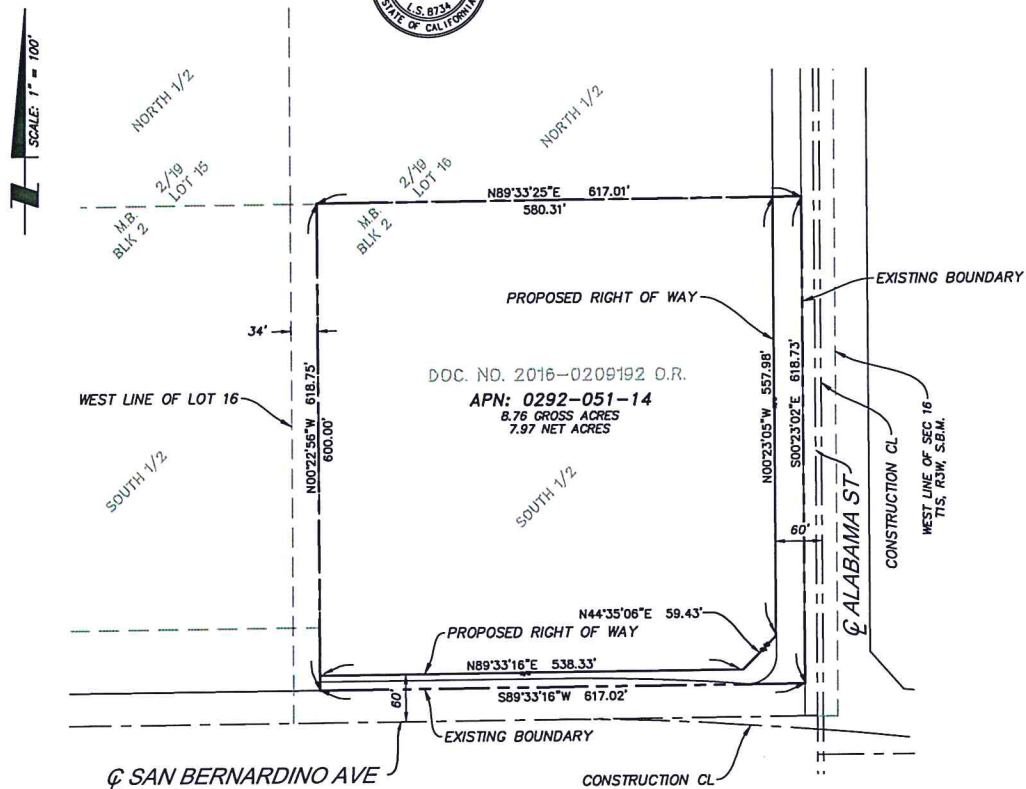
PREPARED BY:
R. MICHAEL CAUGHEY
SB&O INC.
41689 ENTERPRISE CIRCLE N. STE.
126
TEMECULA, CALIFORNIA 92590

R. Michael Caughey
R. MICHAEL CAUGHEY, P.L.S. 8734

3/30/17
DATE

I HEREBY CERTIFY THAT THE WITHIN MAP SHOWING THE
PROPOSED BOUNDARIES OF ANNEXATION NO. 11 OF COUNTY
OF SAN BERNARDINO COMMUNITY FACILITIES DISTRICT NO.
2010-1 (EAST VALLEY), SAN BERNARDINO COUNTY, STATE OF
CALIFORNIA, WAS APPROVED BY THE BOARD OF SUPERVISORS
OF THE COUNTY OF SAN BERNARDINO AT A REGULAR MEETING
THEREOF, HELD ON THE ____ DAY OF _____, 20____, BY
ITS RESOLUTION NO. _____

LAURA H. WELCH, CLERK OF THE BOARD
COUNTY OF SAN BERNARDINO



ASSESSORS' PARCEL NUMBER WITHIN THE
BOUNDARIES OF ANNEXATION NO. 11 CFD 2010-1:
0292-051-14
ASSESSORS' PARCEL NUMBER

REFERENCE IS MADE TO THE ASSESSOR MAPS OF THE COUNTY OF SAN BERNARDINO FOR A DESCRIPTION OF THE LINES AND DIMENSIONS OF THE LOT AND PARCEL, AND THE MAP OF THE BOUNDARIES OF COUNTY OF SAN BERNARDINO COMMUNITY FACILITIES DISTRICT NO. 2010-1 (EAST VALLEY) RECORDED ON JUNE 14, 2010, IN BOOK NO. 84 OF MAPS OF ASSESSMENT AND COMMUNITY FACILITIES DISTRICT AT PAGES 78-89, ON MARCH 29, 2012, IN BOOK NO. 85 OF MAPS OF ASSESSMENT AND COMMUNITY FACILITIES DISTRICT AT PAGE 29 AND ON APRIL 1, 2013, IN BOOK NO. 85 OF MAPS OF ASSESSMENT AND COMMUNITY FACILITIES DISTRICT AT PAGE 62 AND ON APRIL 5, 2013, IN BOOK NO. 85 OF MAPS OF ASSESSMENT AND COMMUNITY FACILITIES DISTRICT AT PAGE 64 AND ON APRIL 17, 2014 IN BOOK 86 OF MAPS OF ASSESSMENT AND COMMUNITY FACILITIES DISTRICT AT PAGE 15 AND ON JUNE 6, 2014, IN BOOK 86 OF MAPS OF ASSESSMENT AND COMMUNITY FACILITIES DISTRICTS, AT PAGE 24 AND ON SEPTEMBER 16, 2014, IN BOOK 86 OF MAPS OF ASSESSMENT AND COMMUNITY FACILITIES DISTRICTS, AT PAGE 29 AND ON MARCH 9, 2015, IN BOOK 86 OF MAPS OF ASSESSMENT AND COMMUNITY FACILITIES DISTRICTS, AT PAGE 47 AND ON APRIL 15, 2015, IN BOOK 86 OF MAPS OF ASSESSMENT AND COMMUNITY FACILITIES DISTRICTS AT PAGE 49, AND ON AUGUST 4, 2015 IN BOOK 86 OF MAPS OF ASSESSMENT AND COMMUNITY FACILITIES DISTRICTS AT PAGE 89 AND ON JANUARY 17, 2017, IN BOOK 87 OF MAPS OF ASSESSMENT AND COMMUNITY FACILITIES DISTRICTS AT PAGE 36 IN THE OFFICIAL RECORDS OF THE SAN BERNARDINO COUNTY RECORDER, STATE OF CALIFORNIA.

LEGAL DESCRIPTION:

THE LAND REFERRED TO HEREIN BELOW IS SITUATED IN THE UNINCORPORATED AREA OF SAN BERNARDINO, IN THE COUNTY OF SAN BERNARDINO, STATE OF CALIFORNIA, AND IS DESCRIBED AS FOLLOWS:

THE SOUTH 1/2 OF LOT 16 IN BLOCK 2, ACCORDING TO MAP NO. 1 OF HENRY L. WILLIAMS TRACT, IN THE COUNTY OF SAN BERNARDINO, STATE OF CALIFORNIA, AS PER PLAT RECORDED IN BOOK 2 OF MAPS, PAGE 19, RECORDS OF SAID COUNTY.

EXCEPTING THEREFROM THE WEST 34 FEET THEREOF.

SAN BERNARDINO COUNTY RECORDERS CERTIFICATE

THIS MAP HAS BEEN FILED UNDER THE DOCUMENT NUMBER _____ THIS ____ DAY OF _____, 20____, AT _____ IN BOOK _____ OF MAPS OF ASSESSMENT AND COMMUNITY FACILITIES DISTRICTS AT PAGE(S) _____ AT THE REQUEST OF THE COUNTY OF SAN BERNARDINO COMMUNITY FACILITIES DISTRICT 2010-1 IN THE AMOUNT OF \$0.00.

ASSESSOR-RECORDER-COUNTY CLERK
COUNTY OF SAN BERNARDINO

BY: _____
DEPUTY RECORDER

**COUNTY OF SAN BERNARDINO
COMMUNITY FACILITIES DISTRICT NO. 2010-1 (EAST VALLEY)**

WAIVER AND CONSENT RESPECTING CONDUCT OF MAILED-BALLOT, LANDOWNER ELECTION

The undersigned is an authorized representative of Liberty Property Limited Partnership (the "Owner"), the sole owner of land (the "Subject Property") shown on the exhibit map attached to the petition submitted to the Board of Supervisors (the "Board") of the County of San Bernardino (the "County") and also identified as Assessor's Parcel Number 0292-051-14, requesting the annexation of the Subject Property to the County of San Bernardino Community Facilities District No. 2010-1 (East Valley) ("CFD No. 2010-1").

The undersigned is a person legally entitled and authorized to cast the ballots for the Owner in the mailed-ballot election to be conducted on May 23, 2017, to determine whether the Subject Property shall be annexed to CFD No. 2010-1 and thereby made subject to the special tax of CFD No. 2010-1 pursuant to the Mello-Roos Community Facilities Act of 1982 (Sections 53311 and following, California Government Code) (the "Act"),

The undersigned, on behalf of the Owner, hereby waives (and, with respect to Item 4, agrees to) each of the following:

1. any and all minimum time periods relative to the landowner election to be held pursuant to Government Code Section 53339.7 of the Act;
2. the preparation and distribution of an impartial analysis of the ballot measure, as well as arguments in favor and against, under the authority of Government Code Section 53327(b) of the Act;
3. the requirements regarding the time to mail ballots to the qualified electors under Elections Code Section 4101, and agrees to accept either mailed service or personal service of the ballot;
4. the requirements regarding identification envelopes for the return of mailed ballots contained in Government Code Section 53327.5 of the Act; and
5. any and all defects in notice or procedure in the proceedings for the annexation of the Subject Property to CFD No. 2010-1, including but not limited to the conduct of the election, whether known or unknown (other than the right to have ballots accurately counted).

**COUNTY OF SAN BERNARDINO
COMMUNITY FACILITIES DISTRICT NO. 2010-1 (EAST VALLEY)**

WAIVER AND CONSENT RESPECTING CONDUCT OF MAILED-BALLOT, LANDOWNER ELECTION

The undersigned expressly acknowledges, represents and states that the election is being expedited by the County, pursuant to this Waiver and Consent, at the particular instance and request of Owner.

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct and that this declaration is executed on March 29, 2017.

Liberty Property Limited Partnership

By: Liberty Property Trust, its Sole general partner

By: Erin C Plourde
Signature

Erin C. Plourde
Vice President - Acquisitions

Print Name and Title

In the event this Waiver and Consent is executed in reliance upon an "Appointment of Representative to Execute Waiver and Consent and to Cast Ballot", a photocopy of the dated and signed appointment form must be attached hereto prior to submission of this Waiver and Consent and the related Special Election Ballot to the Clerk.

PA
Standard California Notary Acknowledgment Form Attached

Commonwealth of Pennsylvania

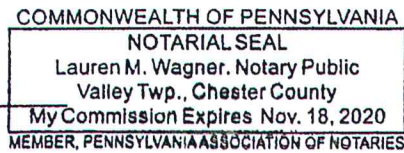
County of Chester

On this, the 29th day of March, 20 17, before me a notary public, the undersigned officer, personally appeared Erin C. Plourde, known to me (or satisfactorily proven) to be the person whose name is subscribed to the within instrument, and acknowledged that he/she executed the same for the purpose there in contained.

In witness whereof, I hereunto set my hand and official seal.

Lauren M. Wagner

Notary Public



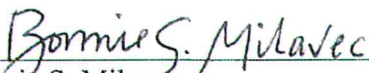
My commission expires November 18, 2020

SECRETARY'S CERTIFICATE
LIBERTY PROPERTY TRUST

The undersigned, Bonnie S. Milavec, Assistant Secretary of Liberty Property Trust ("Liberty"), which is the sole general partner of Liberty Property Limited Partnership, a Pennsylvania limited partnership ("Partnership"), hereby certifies the following:

1. This Certificate is given in connection with Liberty's signing of certain development-related applications (the "Applications") in connection with the development of APN: 0292-051-14, in Redlands, CA (the "Project").
2. Erin C. Plourde is a duly elected Vice President of Liberty and she or any one (1) of the named officers on Exhibit "A", acting alone, is duly authorized and has the full right, power and authority to execute and deliver the Applications and any and all documents related to the Applications.

IN WITNESS WHEREOF, I have hereunto set my hand on behalf of Liberty
this 29th day of August, 2016.



Bonnie S. Milavec
Assistant Secretary

EXHIBIT “A”

William P. Hankowsky

President, Chief Executive Officer & Chairman of the Board

Christopher J. Papa

Executive Vice President & Chief Financial Officer

Michael T. Hagan

Executive Vice President & Chief Investment Officer

Herman C. Fala

Secretary, General Counsel



Elections Office of the Registrar of Voters

Michael J. Scarpello
Registrar of Voters

April 14, 2017

Special Districts Department
157 W. Fifth Street, Second Floor
San Bernardino, CA 92415

Attention: Gail Joe

To Whom It May Concern:

On March 30, 2017, the San Bernardino County Elections Office received a request to provide the number of registered voters residing in a parcel requesting to be annexed to Community Facilities District No. 2010-1. After examining the voter registration records within this area, the Elections Office certifies the following information as of April 5, 2017:

Registered voters within the area: 0

Enclosed is an invoice for services rendered for this request.

If you have any questions, please feel free to contact the Elections Office at (909) 387-8300.

Sincerely,

Audilia Lozada
Chief Deputy Registrar for Administration

ADL/yh
Enclosure

BOARD OF SUPERVISORS

ROBERT A. LOVINGOOD
Chairman, First District

JANICE RUTHERFORD
Second District

JAMES RAMOS
Third District

CURT HAGMAN
Vice Chairman, Fourth District

JOSIE GONZALES
Fifth District

DENA M. SMITH
Interim Chief Executive Officer

RESOLUTION NO. 2017-82

**RESOLUTION CALLING SPECIAL MAILED-BALLOT ELECTION
RESPECTING PROPOSED ANNEXATION NO. 11**

**COMMUNITY FACILITIES DISTRICT NO. 2010-1 (East Valley)
ANNEXATION NO. 11**

On Tuesday May 23, 2017, on motion of Supervisor Gonzales, duly seconded by Supervisor Hagman and carried, the following resolution is adopted by the Board of Supervisors of San Bernardino County, State of California.

WHEREAS, reference is made to the Resolution of Intention to Annex Property to Community Facilities District (the "Resolution of Intention"), adopted by this Board of Supervisors (this "Board" adopted on this same date, for the description of the petition received from Liberty Property Limited Partnership (the "Owner"), as the sole owner of certain real property (the "Subject Property") which the Owner is requesting be annexed to the existing Community Facilities District No. 2010-1 (East Valley) ("CFD No. 2010-1"); and

WHEREAS, this Board scheduled this same date as the date for the public hearing with respect to the proposed annexation of the Subject Property (the "Proposed Annexation"); and

WHEREAS, on this same date, at the time set for the public hearing by the Resolution of Intention, this Board conducted the public hearing, and at the close of the public hearing this Board determined that a majority protest under Section 53324 of the Government Code was not made at the hearing; and

WHEREAS, in order to proceed with the Proposed Annexation, as provided by the Resolution of Intention, the matter must be submitted to an election of the qualified electors in the territory of the Subject Property, as provided in the form of special election ballot attached hereto as Exhibit A and by this reference incorporated herein; and

WHEREAS, a Certificate Regarding Registered Voters and Landowners (the "Certificate") has been filed with the Clerk of this Board (the "Clerk"), certifying that at no time during the ninety days preceding the close of the protest hearing on this date, were there 12 or more persons registered to vote within the territory of the Subject Property, with the result that, pursuant to Section 53326 of the Government Code, the qualified electors for the proposed special election shall be the Owner;

NOW, THEREFORE, BE IT RESOLVED by the Board of Supervisors of the County of San Bernardino as follows:

1. This Board finds and determines that the foregoing recitals are true and correct.
2. This Board accepts the Certificate heretofore filed in these proceedings and finds, in accordance therewith, that there presently are, and at all times during the ninety days just past there have been less than 12 registered voters within the boundaries of the Subject property. Accordingly, under Section 53326 of the Government Code, the qualified electors for the proposed special election shall be the Owner.

3. This Board further finds and determines that the Owner is the sole landowner of record of the Subject Property and that the Certificate correctly sets forth the amount of property owned by the Owner, the number of votes to which the Owner is entitled pursuant to said Section 53326 being said number of acres rounded up to the nearest whole integer.
4. This Board further finds and determines that an authorized representative of the Owner has filed with the Clerk (a) the special election ballot pertaining to the Subject Property and (b) waiver and consent, by which the time limits and related requirements respecting preparation and distribution of election materials are waived.
5. Pursuant to Sections 53326 of the Government Code, this Board hereby calls an election to be held and conducted forthwith upon adoption of this resolution, and sets this same date as the election date. Pursuant to Section 53326 of the Government Code, the election shall be conducted by mailed ballot; provided that personal service of the ballot is permitted under the terms of the waiver and consent on file with the Clerk and shall therefore be permitted and ratified. The action of the Clerk in having made personal service of the ballot, in the form of Exhibit A, to the Owner is hereby ratified.
6. The measure to be submitted to the qualified electors of the Subject Property shall be as set forth in Exhibit A.
7. The Clerk having received the only eligible ballot prior to adoption of this resolution, shall immediately close the election and declare the results to this Board.
8. This resolution shall take effect from and after its adoption.

PASSED AND ADOPTED by the Board of Supervisors of the County of San Bernardino, State of California, by the following vote:

AYES:	SUPERVISORS:	Robert A. Lovingood, Janice Rutherford, James Ramos, Curt Hagman, Josie Gonzales
NOES:	SUPERVISORS:	None
ABSENT:	SUPERVISORS:	None

* * * * *

STATE OF CALIFORNIA)	
)	ss.
COUNTY OF SAN BERNARDINO)	

I, **LAURA H. WELCH**, Clerk of the Board of Supervisors of the County of San Bernardino, State of California, hereby certify the foregoing to be a full, true and correct copy of the record of the action taken by the Board of Supervisors, by vote of the members present, as the same appears in the Official Minutes of said Board at its meeting of May 23, 2017. #167

LAURA H. WELCH
Clerk of the Board of Supervisors

By _____

Deputy



EXHIBIT "A"
COUNTY OF SAN BERNARDINO
COMMUNITY FACILITIES DISTRICT NO. 2010-1 (EAST VALLEY)

Annexation No. 11
SPECIAL ELECTION BALLOT
(Mailed-Ballot Election)

This ballot is for the use of the authorized representative of the following owner of land within the County of San Bernardino Community Facilities District No. 2010-1 ("CFD No. 2010-1"):

<u>Name of Landowner</u>	<u>No. of Acres Owned</u>	<u>Total Votes</u>
Liberty Property Limited Partnership	7.17	8

According to the provisions of the Mello-Roos Community Facilities Act of 1982, and resolutions of the Board of Supervisors (the "Board") of the County of San Bernardino (the "County"), the above-named landowner is entitled to cast the number of votes shown above under the heading "Total Votes", representing the total votes for the property owned by said landowner.

In order to be counted, this ballot must be executed and certified below and be returned to the Clerk of the Board, either by mail or in person, prior to 10:00 a.m. on Tuesday, May 23, 2017, or as soon thereafter as the matter of the special election for CFD No. 2010-1 Annexation No. 11 shall be considered by the Board at its meeting on said date, to:

Clerk of the Board of Supervisors
County of San Bernardino
385 North Arrowhead Avenue
San Bernardino, CA 92415

Mailing by May 23, 2017 will not be sufficient. The ballot must be physically received by the Clerk prior to the deadline in order to be counted.

EXHIBIT "A"
COUNTY OF SAN BERNARDINO
COMMUNITY FACILITIES DISTRICT NO. 2010-1 (EAST VALLEY)

Annexation No. 11
SPECIAL ELECTION BALLOT – PAGE 2

AN "X" OR OTHER MARK WILL CAST ALL VOTES ASSIGNED TO THIS BALLOT.

BALLOT MEASURE

Shall the Board of Supervisors of the County of San Bernardino be authorized to Order the annexation of the property shown on the map entitled "Annexation Map No. 11" to its existing Community Facilities District No. 2010-1 ("CFD No. 2010-1") and levy the special tax previously authorized for CFD No. 2010-1 on said property to finance streetlight services, all as specified in its resolutions pertaining thereto?

Mark "YES" OR "NO
WITH AN "X"

YES

—

NO

—

Certification for Special Election Ballot

Liberty Property Limited Partnership

The undersigned is an authorized representative of the above-named landowner and is legally authorized and entitled to cast this ballot on behalf of the above-named landowner.

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct and that this declaration is executed on _____, _____.

By: _____

Erin Plourde, Vice President - Acquisitions

Liberty Property Limited Partnership, a Pennsylvania limited partnership

By: Liberty Property Trust, a Maryland real estate investment trust

Its: Sole General Partner

In the event this Special Election Ballot is executed in reliance upon an "Appointment of Representative to Execute Waiver and Consent and to Cast Ballot," a photocopy of the dated and signed appointment form must be attached hereto prior to submission of this Special Election Ballot and the related Waiver and Consent to the Clerk.

RESOLUTION NO. 2017-83

RESOLUTION DECLARING ELECTION RESULTS AND ORDERING ANNEXATION

COMMUNITY FACILITIES DISTRICT NO. 2010-1 (East Valley)

ANNEXATION NO. 11

On Tuesday May 23, 2017, on motion of Supervisor Ramos, duly seconded by Supervisor Rutherford and carried, the following resolution is adopted by the Board of Supervisors of San Bernardino County, State of California.

WHEREAS, on this date, at the time set for the public hearing in the matter of annexing certain prescribed land (the "Subject Property") to Community Facilities District No. 2010-1 (East Valley) ("CFD No. 2010-1") by its Resolution of Intention to Annex Property to Community Facilities District, this Board of Supervisors (this "Board") conducted the public hearing, and at the close of the public hearing, this Board determined that a majority protest under Section 53339.6 of the Government Code was not made at the hearing; and

WHEREAS, at the conclusion of the public hearing, this Board adopted its Resolution Calling Special Mailed-Ballot Election pursuant to Section 53339.7 of the Government Code; and

WHEREAS, by said resolution calling the election, the two questions of annexing the Subject Property and levying a special tax as previously authorized for property within CFD No. 2010-1 were combined into a single ballot measure pursuant to Section 53353.5 of the Government Code, as provided in the form of special election ballot attached thereto as Exhibit A; and

WHEREAS, a Certificate of Clerk regarding Receipt of Property Owner Waiver and Consent Form and Ballot and Declaring Election Results, dated this same date (the "Clerk's Certificate") executed by the Clerk of this Board (the "Clerk"), has been filed with this Board, certifying that a completed ballot has been returned to the Clerk for the sole landowner-voter eligible to cast a ballot in said special election, with all votes cast as "Yes" votes in favor of the ballot measure, and further certifying on said basis that the special mailed-ballot election was closed; and

WHEREAS, this Board has received, reviewed and hereby accepts the Clerk's Certificate and wishes by this resolution to declare the results of the special mailed-ballot election;

NOW, THEREFORE, BE IT RESOLVED by the Board of Supervisors of the County of San Bernardino as follows:

1. This Board finds and determines that the foregoing recitals are true and correct.
2. This Board finds and determines and declares that the ballot measure submitted to the qualified elector of CFD No. 2010-1 has been passed and approved by that qualified elector in accordance with Sections 53339.8 and 53355 of the Government Code, and the Subject Property is hereby declared annexed to CFD No. 2010-1 and made subject to the special tax of CFD No. 2010-1 in accordance with the rate and method of apportionment of special tax previously approved for CFD No. 2010-1.

3. This Board hereby authorizes and directs the Clerk to cause the following:

- a. The recordation with the San Bernardino County Recorder (the "County Recorder") of the map entitled "Proposed Boundaries of Annexation No. 11, Community Facilities District No. 2010-1 (East Valley), County of San Bernardino, State of California" which map is on file with the Clerk; and
- b. The preparation and recordation with the County Recorder of a notice of special tax lien in accordance with the provisions of Section 3114.5 of the Streets and Highways Code and Section 53328.3 of the Government Code. Said notice shall be recorded in said County Recorder's office within fifteen days of today's date.

4. This resolution shall take effect from and after its adoption.

PASSED AND ADOPTED by the Board of Supervisors of the County of San Bernardino, State of California, by the following vote:

AYES: SUPERVISORS: Robert A. Lovingood, Janice Rutherford,
James Ramos, Curt Hagman, Josie Gonzales

NOES: SUPERVISORS: None

ABSENT: SUPERVISORS: None

* * * * *

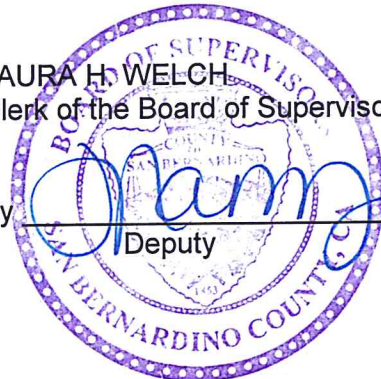
STATE OF CALIFORNIA)
)
COUNTY OF SAN BERNARDINO) ss.

I, **LAURA H. WELCH**, Clerk of the Board of Supervisors of the County of San Bernardino, State of California, hereby certify the foregoing to be a full, true and correct copy of the record of the action taken by the Board of Supervisors, by vote of the members present, as the same appears in the Official Minutes of said Board at its meeting of May 23, 2017. #167 jr

LAURA H. WELCH
Clerk of the Board of Supervisors

By

Deputy



**ANNEXATION NO. 11
COUNTY OF SAN BERNARDINO
COMMUNITY FACILITIES DISTRICT NO. 2010-1
(EAST VALLEY)**

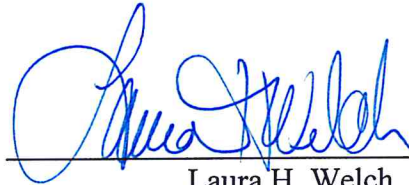
**CERTIFICATE OF THE CLERK OF THE BOARD OF
SUPERVISORS IN DATE OF SPECIAL ELECTION**

I, Laura H. Welch, Clerk of the Board of Supervisors of the County of San Bernardino (the "County"), hereby certify as follows:

(a) I am the election official responsible for conducting the special election referred to herein; and

(b) pursuant to California Government Code Section 53326(a), I do hereby certify to the holding of the special election on Tuesday, May 23, 2017, for the purpose of submitting to the qualified electors of Annexation No. 11 of County of San Bernardino Community Facilities District No. 2010-1 (East Valley) the proposition to levy a special tax within the Annexation No. 11 area to finance street light maintenance to be paid for by the Annexation No. 11 area, as provided in Resolution No. 2017-82 calling the special election, proposed to be adopted by the Board of Supervisors of the County, on May 23, 2017.

Dated: May 23, 2017



Laura H. Welch,
Clerk of the Board of Supervisors of the
County of San Bernardino

PROPOSED BOUNDARIES OF ANNEXATION NO. 11
COMMUNITY FACILITIES DISTRICT 2010-1 (EAST VALLEY)
COUNTY OF SAN BERNARDINO, STATE OF CALIFORNIA

PAGE 1 OF 1

EXEMPT RECORDING REQUESTED,
PER CA GOVERNMENT CODE
§§6103

FILED IN THE OFFICE OF THE CLERK OF THE
BOARD OF SUPERVISORS OF THE COUNTY OF
SAN BERNARDINO THIS 16th DAY OF May
2017.

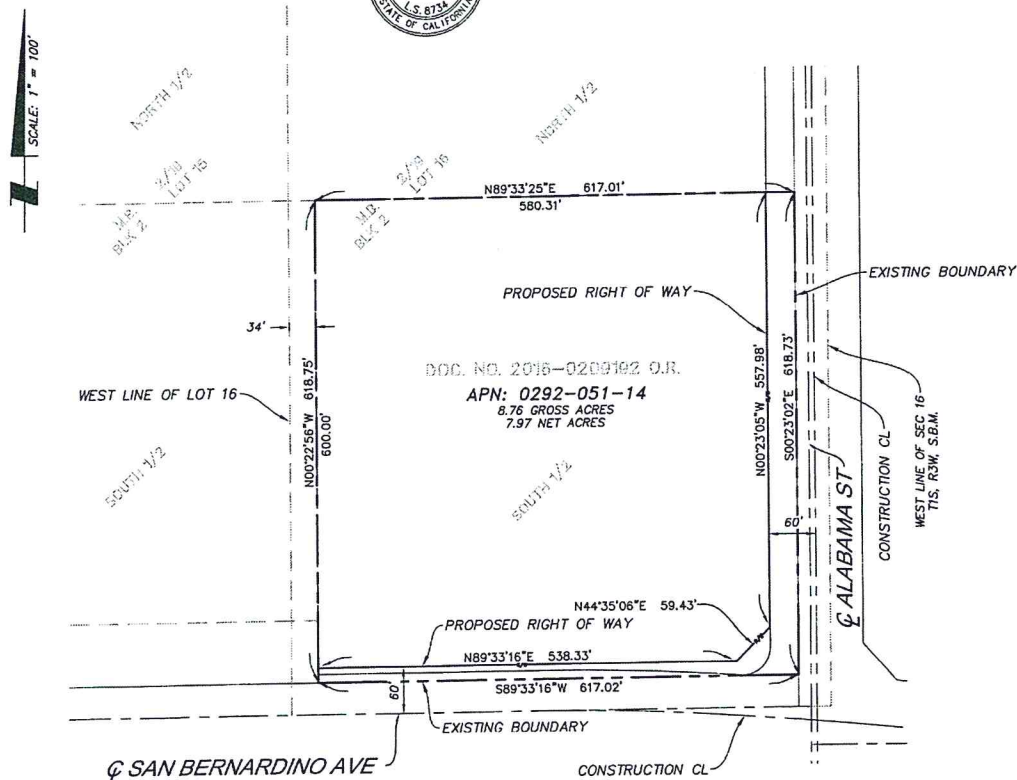
Laura H. Welch
LAURA H. WELCH, CLERK OF THE BOARD
COUNTY OF SAN BERNARDINO

PREPARED BY:
R. MICHAEL CAUGHEY
SB&O INC.
41689 ENTERPRISE CIRCLE N. STE.
126
TEMECULA, CALIFORNIA 92590

R. Michael Caughey
R. MICHAEL CAUGHEY, P.L.S. 8734 DATE 3/30/17

I HEREBY CERTIFY THAT THE WITHIN MAP SHOWING THE
PROPOSED BOUNDARIES OF ANNEXATION NO. 11 OF COUNTY
OF SAN BERNARDINO COMMUNITY FACILITIES DISTRICT NO.
2010-1 (EAST VALLEY), SAN BERNARDINO COUNTY, STATE OF
CALIFORNIA, WAS APPROVED BY THE BOARD OF SUPERVISORS
OF THE COUNTY OF SAN BERNARDINO AT A REGULAR MEETING
THEREOF, HELD ON THE 16th DAY OF May, 2017, BY
ITS RESOLUTION NO. 2017-21

Laura H. Welch
LAURA H. WELCH, CLERK OF THE BOARD
COUNTY OF SAN BERNARDINO



ASSESSORS' PARCEL NUMBER WITHIN THE
BOUNDARIES OF ANNEXATION NO. 11 CFD 2010-1:
0292-051-14
ASSESSORS PARCEL NUMBER

REFERENCE IS MADE TO THE ASSESSOR MAPS OF THE COUNTY OF SAN BERNARDINO FOR A DESCRIPTION OF THE LINES AND DIMENSIONS OF THE LOT AND PARCEL, AND THE MAP OF THE BOUNDARIES OF COUNTY OF SAN BERNARDINO COMMUNITY FACILITIES DISTRICT NO. 2010-1 (EAST VALLEY) RECORDED ON JUNE 14, 2010, IN BOOK NO. 84 OF MAPS OF ASSESSMENT AND COMMUNITY FACILITIES DISTRICT AT PAGES 78-89, ON MARCH 29, 2012, IN BOOK NO. 85 OF MAPS OF ASSESSMENT AND COMMUNITY FACILITIES DISTRICT AT PAGE 29 AND ON APRIL 1, 2013, IN BOOK NO. 85 OF MAPS OF ASSESSMENT AND COMMUNITY FACILITIES DISTRICT AT PAGE 15 AND ON JUNE 6, 2014, IN BOOK 86 OF MAPS OF ASSESSMENT AND COMMUNITY FACILITIES DISTRICTS, AT PAGE 24 AND ON SEPTEMBER 16, 2014, IN BOOK 86 OF MAPS OF ASSESSMENT AND COMMUNITY FACILITIES DISTRICTS, AT PAGE 29 AND ON MARCH 9, 2015, IN BOOK 86 OF MAPS OF ASSESSMENT AND COMMUNITY FACILITIES DISTRICTS, AT PAGE 47 AND ON APRIL 15, 2015, IN BOOK 86 OF MAPS OF ASSESSMENT AND COMMUNITY FACILITIES DISTRICTS AT PAGE 49, AND ON AUGUST 4, 2015 IN BOOK 86 OF MAPS OF ASSESSMENT AND COMMUNITY FACILITIES DISTRICTS AT PAGE 89 AND ON JANUARY 17, 2017, IN BOOK 87 OF MAPS OF ASSESSMENT AND COMMUNITY FACILITIES DISTRICTS AT PAGE 36 IN THE OFFICIAL RECORDS OF THE SAN BERNARDINO COUNTY RECORDER, STATE OF CALIFORNIA.

LEGAL DESCRIPTION:

THE LAND REFERRED TO HEREIN BELOW IS SITUATED IN THE UNINCORPORATED AREA OF SAN BERNARDINO, IN THE COUNTY OF SAN BERNARDINO, STATE OF CALIFORNIA, AND IS DESCRIBED AS FOLLOWS:

THE SOUTH 1/2 OF LOT 16 IN BLOCK 2, ACCORDING TO MAP NO. 1 OF HENRY L. WILLIAMS TRACT, IN THE COUNTY OF SAN BERNARDINO, STATE OF CALIFORNIA, AS PER PLAT RECORDED IN BOOK 2 OF MAPS, PAGE 19, RECORDS OF SAID COUNTY.

EXCEPTING THEREFROM THE WEST 34 FEET THEREOF.

SAN BERNARDINO COUNTY RECORDERS CERTIFICATE

THIS MAP HAS BEEN FILED UNDER THE DOCUMENT NUMBER 2017-0220146, THIS 30th DAY OF MAY, 2017, AT 4:17 PM IN BOOK 87 OF MAPS OF ASSESSMENT AND COMMUNITY FACILITIES DISTRICTS AT PAGE(S) 32 AT THE REQUEST OF THE COUNTY OF SAN BERNARDINO COMMUNITY FACILITIES DISTRICT 2010-1 IN THE AMOUNT OF \$0.00

ASSESSOR-RECORDER-COUNTY CLERK
COUNTY OF SAN BERNARDINO
BY: *Michael Caughey*
DEPUTY RECORDER

**BOB DUTTON**

ASSESSOR – RECORDER – CLERK

P Counter

*GAIL JOE*RECORDING REQUESTED BY AND
WHEN RECORDED, PLEASE RETURN TO:

Laura H. Welch
Clerk of the Board of Supervisors
County of San Bernardino
385 North Arrowhead Avenue, 2nd Floor
San Bernardino, CA 92415-0130

Doc#: 2017-0222153

Titles: 1

Pages: 3



Fees 0.00

Taxes 0.00

Other 0.00

PAID \$0.00

Exempt recording requested per CA Gov Code
6103

SPACE ABOVE THIS LINE FOR RECORDER'S USE

AMENDMENT TO NOTICE OF SPECIAL TAX LIEN

COMMUNITY FACILITIES DISTRICT NO. 2010-1
(EAST VALLEY)
COUNTY OF SAN BERNARDINO

Annexation No. 11

Pursuant to the requirements of Section 3117.5 of the Streets and Highways Code and Section 53339.8 of the Government Code, the undersigned, as the Clerk of the Board of Supervisors of the County of San Bernardino (the "County"), hereby gives notice that a lien is hereby imposed upon the parcel or parcels listed in Exhibit A attached hereto to secure payment of a special tax which the Board of Supervisors of the County is authorized to levy. The special tax secured by this lien is authorized to be levied for the purpose of financing streetlight energy charges and the administrative expenses to be incurred by the County in the course of administering Community Facilities District No. 2010-1 (East Valley) ("CFD No. 2010-1").

The original Notice of Special Tax Lien respecting CFD No. 2010-1 was recorded in the office of the County Recorder of the County of San Bernardino on November 3, 2010, as Document No. 2010-0457542, and reference is hereby made to the provisions of and the exhibits to the original Notice of Special Tax Lien, all of which are applicable to the parcels listed in Exhibit A and all of which are incorporated herein by this reference. The purpose of this Amendment is to simply extend the lien of the original Notice of Special Tax Lien to the parcels listed in Exhibit A hereto, which is owned by Liberty Property Limited Partnership.


The territory of CFD No. 2010-1, as originally established at the time of formation of CFD No. 2010-1 in 2010, is set forth in the boundary map of CFD No. 2010-1 recorded on June 14, 2010, in Book No. 84 of Maps of Assessment and Community Facilities District at Pages 78-89, in the Boundary Map of Annexation No. 1 to CFD No. 2010-1, recorded on March 29, 2012, in Book 85 of Maps of Assessment and Community Facilities Districts, at page 29 as Instrument No. 2012-0121778 and in the Boundary Map of Annexation No. 2 to CFD No. 2010-1, recorded on April 1, 2013, in Book 85 of Maps of Assessment and Community Facilities Districts, at page 62 as Instrument No. 2013-0131597, and in the Boundary Map of

Annexation No. 3 to CFD 2010-1, recorded April 5, 2013, in Book 85 of Maps of Assessment and Community Facilities Districts, at page 64 as Instrument No. 2013-0141654, and in the Boundary Map of Annexation No. 4 to CFD 2010-1, recorded April 17, 2014, in Book 86 of Maps of Assessment and Community Facilities Districts, at page 15 as Instrument No. 2014-0136204, and in the Boundary Map of Annexation No. 5 to CFD 2010-1, recorded June 6, 2014, in Book 86 of Maps of Assessment and Community Facilities Districts, at page 24 as Instrument No. 2014-0205185 and in the Boundary Map of Annexation No. 6 to CFD 2010-1, recorded September 16, 2014, in Book 86 of Maps of Assessment and Community Facilities Districts, at page 29 as Instrument No. 2014-0340531 and in the Boundary Map of Annexation No. 7 to CFD 2010-1, recorded March 9, 2015, in Book 86 of Maps of Assessment and Community Facilities Districts, at page 47 as Instrument No. 2015-0089790 and in the Boundary Map of Annexation No. 8 to CFD 2010-1, recorded April 15, 2015 in Book 86 of Maps of Assessment and Community Facilities Districts, at page 49 as Instrument No. 2015-0148069, and in the Boundary Map of Annexation No. 9 to CFD 2010-1, recorded August 4, 2015 in Book 86 of Maps of Assessment and Community Facilities Districts, at page 89 as Instrument No. 2015-0332146, and in the Boundary Map of Annexation No. 10 to CFD 2010-1, recorded January 17, 2017 in Book 87 of Maps of Assessment and Community Facilities Districts, at page 36 as Instrument No. 2017-0020516 in the official records of the San Bernardino County Recorder . The territory which is added to CFD No. 2010-1 by this Annexation No. 11 is set forth in "Proposed Boundary Map of Annexation No. 11 to Community Facilities District No. 2010-1 (East Valley), County of San Bernardino, State of California," which has been recorded in the office of the San Bernardino County Recorder on May 30, 2017, in Book 87 of Maps of Assessment and Community Facilities Districts, at page 52 as Instrument No. 2017-0220148 (the "Annexation Map No. 11").

The special tax is authorized to be levied on the taxable parcels within CFD No. 2010-1, which taxable parcels now include the parcel listed in Exhibit A. The lien of the special tax is a continuing lien which shall secure each annual levy of the special tax and which shall continue in force and effect until the special tax obligation is prepaid, permanently satisfied, and canceled in accordance with law or until the special tax ceases to be levied and a notice of cessation of special tax is recorded in accordance with Section 53330.5 of the Government Code.

The rate, method of apportionment, and manner of collection of the authorized special tax for CFD No. 2010-1 (the "Rate and Method of Apportionment") is shown on Exhibit B attached to the original Notice of Special Tax Lien.

For further information concerning the current and estimated future special tax liability of owners or purchasers of real property within CFD No. 2010-1 and subject to this special tax lien, interested persons should contact the Special Districts Department, 157 West Fifth Street, Second Floor, San Bernardino, CA 92415, telephone (909) 387-5940.

DATED: May 31, 2017


LAURA H. WELCH
Clerk of the Board of Supervisors

By: 

EXHIBIT A

Additional Parcel Subject to the Special Tax

The following are additional parcels, which, as a result of the legal proceedings for Annexation No. 11, has been added to the list of parcels which are subject to the special tax obligation of CFD No. 2010-1. The original list of parcels which are subject to the special tax obligation of CFD No. 2010-1 is set forth as Exhibit A to the original Notice of Special Tax Lien.

This list is subject to modification without recordation of any further instrument, in accordance with the terms and conditions of the Rate and Method of Apportionment, attached to the original Notice of Special Tax Lien as Exhibit B. Without limiting the generality of the foregoing sentence, the parcels listed below may be divided or subdivided, resulting in one or more new parcels with different APN descriptions and acreages, and ownership thereof is similarly subject to change without recordation of any further instrument.

The general location and exterior boundary of the additional parcels of CFD No. 2010-1 described below is shown on the Annexation Map No. 11 referred to above on page 2 of this Amendment to Notice of Special Tax Lien.

<u>Parcel No.</u>	<u>Owner</u>	<u>Net Acres</u>
0292-051-14-0000	Liberty Property Limited Partnership	7.17

Legal Description:

THE LAND REFERRED TO HEREIN BELOW IS SITUATED IN THE UNINCORPORATED AREA OF SAN BERNARDINO, IN THE COUNTY OF SAN BERNARDINO, STATE OF CALIFORNIA, AND IS DESCRIBED AS FOLLOWS:

THE SOUTH 1/2 OF LOT 16 IN BLOCK 2, ACCORDING TO MAP NO. 1 OF HENRY L. WILLIAMS TRACT, IN THE COUNTY OF SAN BERNARDINO, STATE OF CALIFORNIA, AS PER PLAT RECORDED IN BOOK 2 OF MAPS. PAGE 19, RECORDS OF SAID COUNTY.

EXCEPTING THEREFROM THE WEST 34 FEET THEREOF.

CONTAINING 8.76 GROSS ACRES MORE OR LESS.