

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

April 8, 2014

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

**SUBJECT: CONDUCT A PUBLIC HEARING TO CONSIDER ANNEXATION NO. 4 TO
COMMUNITY FACILITIES DISTRICT 2010-1 (EAST VALLEY) FOR
STREETLIGHTING SERVICES**

RECOMMENDATION(S)

Conduct a public hearing to:

1. Adopt **Resolution No. 2014-42** declaring the Board's intention to annex Assessor Parcel Numbers 0292-082-34 through 0292-082-36, 0292-082-44, 0292-082-45, 0292-082-52 through 0292-082-54, 0292-082-56 through 0292-082-58, 0292-082-60, and 0292-082-62 through 0292-082-64 into Community Facilities District 2010-1 for the purpose of streetlighting services.
2. Adopt **Resolution No. 2014-43** calling for a special mailed ballot election.
3. Adopt **Resolution No. 2014-44** declaring the results of the special mailed ballot election, ordering 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 within 15 days.

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

BOARD OF SUPERVISORS COUNTY GOALS AND OBJECTIVES

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

FINANCIAL IMPACT

Approval of this item will not result in the use of Discretionary General Funding (Net County Cost). The annual cost of the street lights will be funded by special taxes assessed and collected through annual property taxes for the parcels included in this annexation to Community Facilities District 2010-1 beginning in 2014-15. All costs of the annexation are paid for by the Developer (Mountain Grove Partners, LLC). The total 2014-15 special tax for the parcels included in this annexation is \$2,200.46. Each parcel's 2014-15 Special Tax is listed below.

Assessor Parcel No.	Acreage	2014-15 Special Tax
0292-082-34	1.00	\$69.50
0292-082-35	0.54	\$37.53
0292-082-36	0.44	\$30.58
0292-082-44	0.77	\$53.52
0292-082-45	0.81	\$56.30

Page 1 of 2

cc: w/resolutions
SDD-Rigney
SDD/Reception
SDD-Joe w/Map for Recordation
CAO-Brown
File - SDD/CFD 2010-1 (East Valley)
jr 4/10/14

ITEM 74

Record of Action of the Board of Supervisors

**APPROVE REC. NOS. 1 & 2
COUNTY OF SAN BERNARDINO**

Board of Supervisors

MOTION

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**CONDUCT A PUBLIC HEARING TO CONSIDER ANNEXATION NO. 4 TO
COMMUNITY FACILITIES DISTRICT 2010-1 (EAST VALLEY) FOR
STREETLIGHTING SERVICES
APRIL 8, 2014
PAGE 2 OF 2**

Assessor Parcel No.	Acreage	2014-15 Special Tax
0292-082-52	3.11	\$216.15
0292-082-53	1.16	\$80.62
0292-082-54	1.93	\$134.14
0292-082-56	1.65	\$114.68
0292-082-57	1.14	\$79.23
0292-082-58	3.64	\$252.99
0292-082-60	0.84	\$58.38
0292-082-62	5.37	\$373.23
0292-082-63	5.48	\$380.89
0292-082-64	3.78	\$262.72

BACKGROUND INFORMATION

Community Facilities District 2010-1 (East Valley) was established July 13, 2010 (Item No. 90) to provide streetlighting services for 46 existing parcels in the unincorporated area of the County known as the "Donut Hole" adjacent to the City of Redlands. On November 2, 2010 (Item No. 67), Ordinance No. 4127, was adopted authorizing the levy of special taxes to provide an ongoing funding mechanism for the streetlight energy charges. The recommended actions will annex fifteen parcels into Community Facilities District 2010-1 and will provide an ongoing funding mechanism for the streetlight energy charges associated with the additional parcels.

Mountain Grove Partners, LLC, is the sole owner of the property and has requested that the property be annexed to Community Facilities District 2010-1. The special tax for this property is calculated using the same Rate and Method of Apportionment as recorded in the Notice of Special Tax.

Mountain Grove Partners, LLC has executed a "waiver and consent" form that requests annexation and waives various time period and mailed ballot voting/election related requirements in order to expedite approval of the annexation.

REVIEW BY OTHERS

This item has been reviewed by County Counsel (Dawn Messer, Deputy County Counsel, 387-5455) on March 10, 2014; Finance (Jessica Brown, Administrative Analyst, 387-4919) on March 21, 2014; and County Finance and Administration (Mary Jane Olhasso, Assistant Executive Officer, 387-4599) on March 21, 2014.

RESOLUTION NO. 2014-42

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

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

On Tuesday April 8, 2014, on motion of Supervisor Ovitt, duly seconded by Supervisor Ramos 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. 4**

WHEREAS, in response to a petition (the "Petition") submitted by Mountain Grove Partners, LLC (the "Owner"), as the sole owner of the privately-owned real property shown on an exhibit map attached to the Petition (the "Subject Properties"), this Board proposes to annex the Subject Property (Assessor's Parcel Numbers 0292-082-34-0000, 0292-082-35-0000, 0292-082-36-0000, 0292-082-44-0000, 0292-082-45-0000, 0292-082-52-0000, 0292-082-53-0000, 0292-082-54-0000, 0292-082-56-0000, 0292-082-57-0000, 0292-082-58-0000, 0292-082-60, 0292-082-62-0000, 0292-082-63-0000 and 0292-082-64-0000) 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 in the official records of the San Bernardino County Recorder, 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, in the official records of the San Bernardino County Recorder 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

WHEREAS, the boundaries of the Subject Property are shown on a map entitled "Proposed Boundaries of Annexation Map No. 4, 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:	Lovingood, Rutherford, Ramos, Ovitt, Gonzales
NOES:	SUPERVISORS:	None
ABSENT:	SUPERVISORS:	None

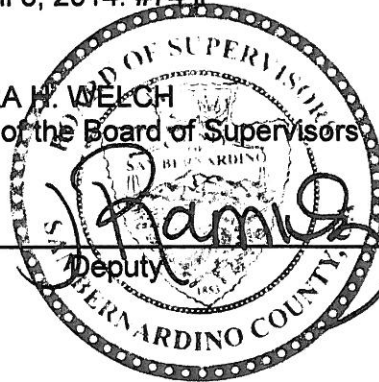
* * * * *

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 April 8, 2014. #74 jr

LAURA H. WELCH
Clerk of the Board of Supervisors

By



**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 Mountain Grove Partners, LLC, a California limited liability company (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 Numbers 0292-082-34-0000 through 0292-082-36-0000, 0292-082-44-0000, 0292-082-45-0000, 0292-082-52-0000 through 0292-082-54-0000, 0292-082-56-0000 through 0292-082-58-0000, 0292-082-60-0000, and 0292-082-62-0000 through 0292-082-64-0000 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 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 ("CFC 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,

Mountain Grove Partners, LLC,
a California limited liability company

Majestic Realty Co.,
a California corporation
Its Manager

By: 

EDWARD P. ROSKI, JR
President and Chairman of the Board

By: _____

Curci-Turner Company, LLC,
a California limited liability company
Its Manager

By: 

Thomas H. Purcell
Chairman

By: 


Michael T. Curci
President

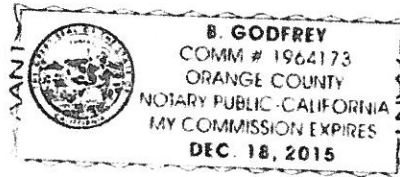
STATE OF CALIFORNIA)
COUNTY OF ORANGE) ss.

On March 12, 2014 before me, B. GODFREY, NOTARY PUBLIC
personally appeared THOMAS H. PURCELL, who proved to me
on the basis of satisfactory evidence to be the person(s) whose name(s) is/are
subscribed to the within instrument and acknowledged to me that he/she/they
executed the same in his/her/their authorized capacity(ies), and that by his/her/their
signature(s) on the instrument the person(s) or the entity upon behalf of which the
person(s) acted, executed the instrument.

I certify under PENALTY OF PERJURY under the laws of the State of
California that the foregoing paragraph is true and correct.

WITNESS my hand and official seal.


B. Godfrey, Notary Public
My Commission Expires: December 18, 2015
Notary Registration Number: 1964173
Notary Phone: 949.673.1060
County of Principal Business: Orange

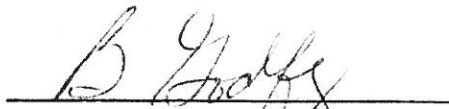


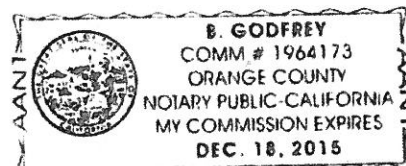
STATE OF CALIFORNIA)
COUNTY OF ORANGE) ss.

On March 12, 2014 before me, B. GODFREY, NOTARY PUBLIC
personally appeared MICHAEL T. CURCI, who proved to me on
the basis of satisfactory evidence to be the person(s) whose name(s) is/are
subscribed to the within instrument and acknowledged to me that he/she/they
executed the same in his/her/their authorized capacity(ies), and that by his/her/their
signature(s) on the instrument the person(s) or the entity upon behalf of which the
person(s) acted, executed the instrument.

I certify under PENALTY OF PERJURY under the laws of the State of
California that the foregoing paragraph is true and correct.

WITNESS my hand and official seal.


B. Godfrey, Notary Public
My Commission Expires: December 18, 2015
Notary Registration Number: 1964173
Notary Phone: 949.673.1060
County of Principal Business: Orange



State of California
County of Los Angeles

On March 13, 2014, before me, Laurie Jenkins, Notary Public, personally appeared Edward P. Roski, Jr., who proved to me on the basis of satisfactory evidence to be the person whose name is subscribed to the within instrument and acknowledged to me that he executed the same in his authorized capacity, and that by his signature on the instrument the person, or the entity upon behalf of which the person acted, executed the instrument.

I certify under PENALTY OF PERJURY under the laws of the State of California that the foregoing paragraph is true and correct.

WITNESS my hand and official seal.

Signature Laurie Jenkins (Seal)



EXHIBIT 'A'
LEGAL DESCRIPTION
FOR PARCEL MAP No. 19467 ANNEXATION
IN THE COUNTY OF RIVERSIDE, STATE OF CALIFORNIA

THOSE PORTIONS OF PARCELS 1, 2, 3, 11, 12, 'A', 'B', 'C', 'E', 'F', 'G', 'J', 'L', 'M' AND 'N' OF PARCEL MAP No. 19467, IN THE COUNTY OF SAN BERNARDINO, STATE OF CALIFORNIA, RECORDED IN BOOK 241, PAGES 71 THROUGH 76, INCLUSIVE OF PARCEL MAPS, RECORDS OF SAID COUNTY, MORE PARTICULARLY DESCRIBED AS FOLLOWS:

PARCEL 1

BEING A PORTION OF SAID PARCELS 1, 2, 3, 11, 'A', 'B', 'C', 'E', 'F' AND 'M' MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT THE MOST SOUTHWESTLY CORNER OF SAID PARCEL 'M', SAID POINT BEING ON THE EASTERLY RIGHT OF WAY OF ALABAMA STREET, HAVING A HALF WIDTH OF 60.00 FEET;

THENCE ALONG SAID EASTERLY RIGHT OF WAY THE FOLLOWING COURSES AND DISTANCES;

N00°25'26"W A DISTANCE OF 314.23 FEET;

THENCE S89°49'07"E A DISTANCE OF 15.64 FEET;

THENCE N00°26'45"W A DISTANCE OF 50.00 FEET;

THENCE N89°49'07"W A DISTANCE OF 15.63 FEET;

THENCE N00°26'24"W A DISTANCE OF 1145.70 FEET TO THE BEGINNING OF A TANGENT CURVE, CONCAVE SOUTHEASTERLY, HAVING A RADIUS OF 42.00 FEET;

THENCE NORTHEASTERLY ALONG SAID CURVE THROUGH A CENTRAL ANGLE OF 90°24'48", AN ARC LENGTH OF 66.28 FEET TO A POINT ON THE SOUTHERLY RIGHT OF WAY OF SAN BERNARDINO AVENUE, HAVING A HALF WIDTH OF 60.00 FEET;

THENCE ALONG SAID SOUTHERLY RIGHT OF WAY, N89°58'24"E A DISTANCE OF 1162.46 FEET TO THE NORTHEAST CORNER OF SAID PARCEL 'F';

THENCE LEAVING SAID PARCEL MAP BOUNDARY AND SOUTHERLY RIGHT OF WAY, ALONG THE EASTERLY LINE OF SAID PARCEL 'F', S00°23'12"E A DISTANCE OF 6.00 FEET;

THENCE LEAVING SAID EASTERLY LINE, S89°58'24"W A DISTANCE OF 242.83 FEET;
THENCE S45°11'14"W A DISTANCE OF 17.84 FEET;

THENCE N44°48'46"W A DISTANCE OF 4.00 FEET;

THENCE S89°52'19"W A DISTANCE OF 125.02 FEET;

THENCE S45°11'15"W A DISTANCE OF 4.00 FEET;

THENCE N44°48'45"W A DISTANCE OF 17.99 FEET;

THENCE S89°58'24"W A DISTANCE OF 547.01 FEET;

THENCE S44°58'25"W A DISTANCE OF 17.97 FEET;

THENCE N45°01'35"W A DISTANCE OF 4.00 FEET;

THENCE S89°58'26"W A DISTANCE OF 72.09 FEET;

THENCE S44°58'25"W A DISTANCE OF 4.00 FEET;

THENCE N45°01'35"W A DISTANCE OF 17.96 FEET;

THENCE S89°58'24"W A DISTANCE OF 127.07 FEET;

THENCE S44°46'00"W A DISTANCE OF 31.96 FEET;

THENCE S00°26'24"E A DISTANCE OF 261.20 FEET;

THENCE S45°01'10"E A DISTANCE OF 17.77 FEET;

THENCE S44°58'50"W A DISTANCE OF 4.00 FEET;

THENCE S00°46'43"E A DISTANCE OF 72.03 FEET;

THENCE S45°01'10"E A DISTANCE OF 4.00 FEET;

THENCE S44°58'50"W A DISTANCE OF 18.05 FEET;

THENCE S00°26'24"E A DISTANCE OF 733.53 FEET TO THE BEGINNING OF A NON-TANGENT CURVE, CONCAVE NORTHEASTERLY AND HAVING A RADIUS OF 64.47 FEET, A RADIAL LINE TO SAID POINT BEARS S71°05'32"W;

THENCE SOUTHEASTERLY ALONG SAID CURVE THROUGH A CENTRAL ANGLE OF 15°32'21", AN ARC LENGTH OF 17.49 FEET;

THENCE S45°26'21"E A DISTANCE OF 54.16 FEET;

THENCE S00°24'49"E A DISTANCE OF 65.00 FEET;

THENCE S44°34'09"W A DISTANCE OF 50.39 FEET TO THE BEGINNING OF A NON-TANGENT CURVE, CONCAVE SOUTHEASTERLY AND HAVING A RADIUS OF 64.50 FEET, A RADIAL LINE TO SAID POINT BEARS N52°26'24"W;

THENCE SOUTHWESTERLY ALONG SAID CURVE THROUGH A CENTRAL ANGLE OF 19°33'19", AN ARC LENGTH OF 22.01 FEET;

THENCE S00°25'26"E A DISTANCE OF 210.73 FEET;

THENCE S45°11'43"E A DISTANCE OF 15.18 FEET;

THENCE S44°48'17"W A DISTANCE OF 4.00 FEET;

THENCE S00°25'26"E A DISTANCE OF 27.79 FEET TO THE SOUTHERLY LINE OF SAID PARCEL 'M';

THENCE ALONG SAID SOUTHERLY LINE, N89°28'36"W A DISTANCE OF 13.85 FEET TO THE POINT OF BEGINNING.

SAID PARCEL CONSISTS OF 24,383 SQUARE FEET, MORE OR LESS.

PARCEL 2

BEING A PORTION OF SAID PARCELS 12 AND 'G' MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT THE NORTHWEST CORNER OF SAID PARCEL 12, SAID POINT BEING ON THE SOUTHERLY RIGHT OF WAY OF SAN BERNARDINO AVENUE, HAVING A HALF WIDTH OF 60.00 FEET;

THENCE ALONG SAID SOUTHERLY RIGHT OF WAY N89°58'24"E A DISTANCE OF 679.05 FEET TO THE BEGINNING OF A TANGENT CURVE, CONCAVE SOUTHWESTERLY AND HAVING A RADIUS OF 42.00 FEET;

THENCE SOUTHEASTERLY ALONG SAID CURVE THROUGH A CENTRAL ANGLE OF 67°01'43", AN ARC LENGTH OF 49.13 FEET;

THENCE N53°20'25"W A DISTANCE OF 32.82 FEET;

THENCE S89°58'24"W A DISTANCE OF 200.39 FEET;

THENCE S45°11'14"W A DISTANCE OF 17.84 FEET;

THENCE N44°48'46"W A DISTANCE OF 4.00 FEET;
THENCE S89°58'24"W A DISTANCE OF 84.21 FEET;
THENCE S44°45'34"W A DISTANCE OF 4.00 FEET;
THENCE N45°14'26"W A DISTANCE OF 17.84 FEET;
THENCE S89°58'24"W A DISTANCE OF 375.80 FEET TO THE WESTERLY LINE OF SAID PARCEL 12;
THENCE ALONG SAID WESTERLY LINE, N00°23'12"W A DISTANCE OF 6.00 FEET TO THE POINT OF BEGINNING.
SAID PARCEL CONSISTS OF 5,330 SQUARE FEET, MORE OR LESS.

PARCEL 3

BEING A PORTION OF SAID PARCELS 'J' AND 'L' MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT THE MOST NORTHEASTERLY CORNER OF SAID PARCEL 'L', SAID POINT BEING ON THE WESTERLY RIGHT OF WAY OF CITRUS PLAZA DRIVE, HAVING A VARIABLE WIDTH;

THENCE ALONG SAID WESTERLY RIGHT OF WAY S02°27'56"E A DISTANCE OF 99.71 FEET;

THENCE LEAVING SAID RIGHT OF WAY, N46°01'56"W A DISTANCE OF 23.24 FEET;

THENCE N43°58'04"E A DISTANCE OF 4.00 FEET;

THENCE N03°36'59"W A DISTANCE OF 72.21 FEET;

THENCE N46°01'56"W A DISTANCE OF 4.00 FEET;

THENCE N43°58'04"E A DISTANCE OF 23.91 FEET TO SAID WESTERLY RIGHT OF WAY OF CITRUS PLAZA DRIVE;

THENCE ALONG SAID WESTERLY RIGHT OF WAY, S02°27'56"E A DISTANCE OF 11.47 FEET TO THE POINT OF BEGINNING.

SAID PARCEL CONSISTS OF 1,364 SQUARE FEET, MORE OR LESS.

PARCEL 4

BEING A PORTION OF SAID PARCELS 'L' AND 'N' MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT THE MOST NORTHEASTERLY CORNER OF SAID PARCEL 'N', SAID POINT BEING ON THE WESTERLY RIGHT OF WAY OF CITRUS PLAZA DRIVE, HAVING A VARIABLE WIDTH;

THENCE ALONG SAID WESTERLY RIGHT OF WAY S02°27'56"E A DISTANCE OF 38.13 FEET;

THENCE LEAVING SAID RIGHT OF WAY, N47°27'56"W A DISTANCE OF 23.57 FEET;

THENCE N42°32'04"E A DISTANCE OF 4.00 FEET;

THENCE N02°27'56"W A DISTANCE OF 80.02 FEET;

THENCE N47°27'56"W A DISTANCE OF 4.00 FEET;

THENCE N42°32'04"E A DISTANCE OF 23.57 FEET TO SAID WESTERLY RIGHT OF WAY OF CITRUS PLAZA DRIVE;

THENCE ALONG SAID WESTERLY RIGHT OF WAY, S02°27'56"E A DISTANCE OF 80.88 FEET TO THE POINT OF BEGINNING.

SAID PARCEL CONSISTS OF 1,471 SQUARE FEET, MORE OR LESS.

PARCEL 5

BEING A PORTION OF SAID PARCEL 'N' MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT THE MOST SOUTHEASTERLY CORNER OF SAID PARCEL 'N', SAID POINT BEING ON THE SOUTHERLY BOUNDARY OF SAID PARCEL MAP No. 19467;

THENCE ALONG THE SOUTHERLY LINE OF SAID PARCEL 'N' AND SOUTHERLY BORDER OF SAID PARCEL MAP, N78°53'56"W A DISTANCE OF 8.80 FEET;

THENCE LEAVING SAID SOUTHERLY LINE, N02°27'50"W A DISTANCE OF 31.17 FEET;

THENCE N54°17'36"W A DISTANCE OF 4.00 FEET;

THENCE N35°45'33"E A DISTANCE OF 18.50 FEET TO THE EASTERLY LINE OF SAID PARCEL 'N', SAID POINT ALSO BEING ON THE WESTERLY RIGHT OF WAY OF SAID CITRUS PLAZA DRIVE, HAVING A VARIABLE WIDTH;

THENCE ALONG SAID WESTERLY RIGHT OF WAY THE FOLLOWING COURSES
AND DISTANCES:

S02°27'56"E A DISTANCE OF 10.28 FEET;

THENCE S89°49'07"E A DISTANCE OF 0.25 FEET;

THENCE S02°27'50"E A DISTANCE OF 39.95 FEET TO THE POINT OF BEGINNING.

SAID PARCEL CONSISTS OF 385 SQUARE FEET, MORE OR LESS.

ALL AS SHOWN ON EXHIBIT "B" ATTACHED HERETO AND MADE A PART HERE OF.



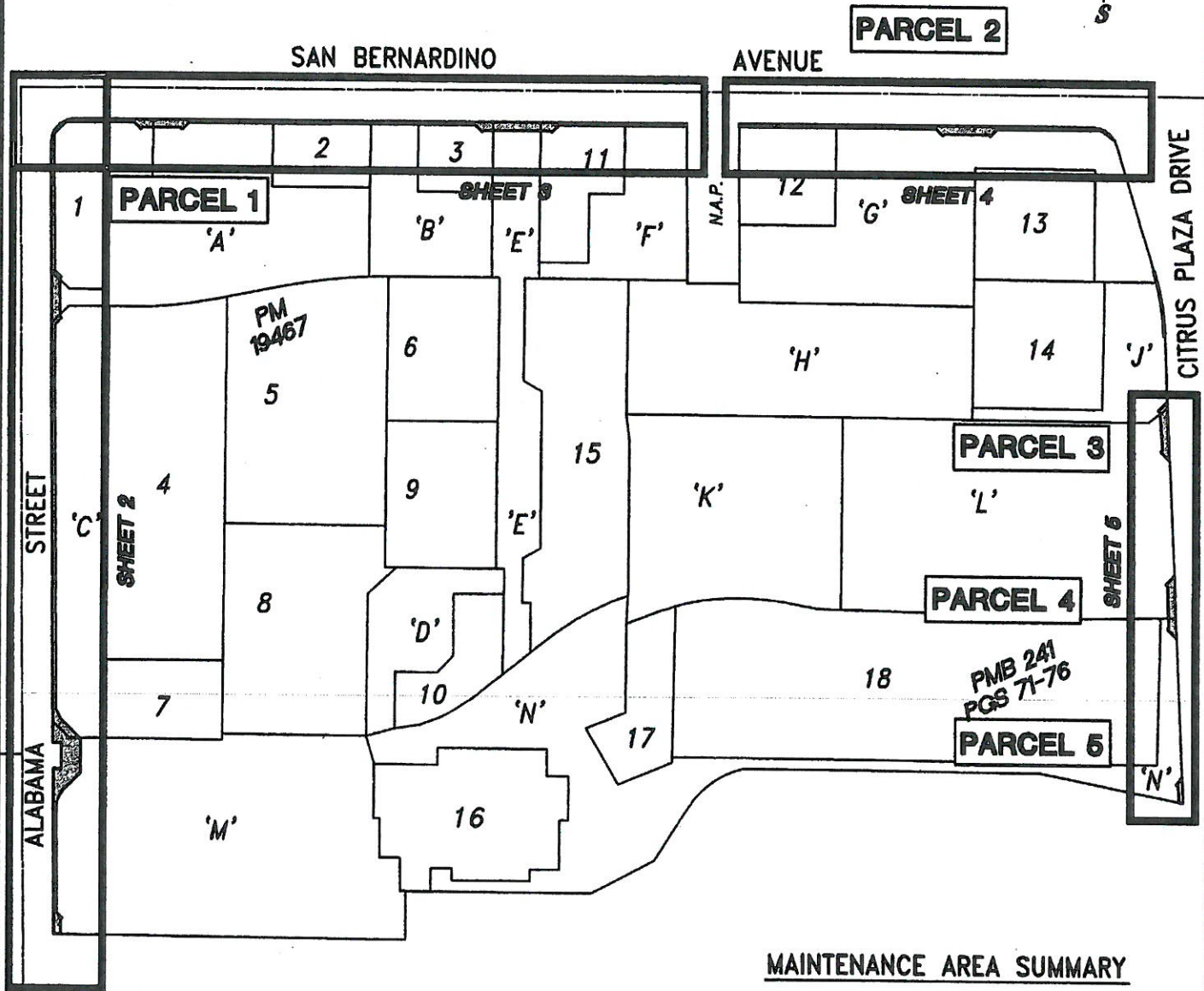
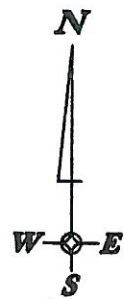
Steve Levissee
RCE 45926 Exp 12/31/13



SHEET 1 of 5
SCALE: 1" = 300'

EXHIBIT 'B'

PROPOSED MAINTENANCE AREAS COMMUNITY FACILITIES DISTRICT



MAINTENANCE AREA SUMMARY

ALABAMA STREET PARKWAY
14,845 SF
SAN BERNARDINO AVENUE
14,868 SF
CITRUS PLAZA DRIVE
3,220 SF

LEGEND



AREA TO BE MAINTAINED BY CFD

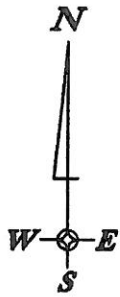
PREPARED BY PBLA ENGINEERING, INC.

ORANGE COUNTY OFFICE
4790 IRVINE BLVD.
SUITE 105-262
IRVINE, CA 92620
(888) 714-9642 x3

EXHIBIT 'B'

PROPOSED MAINTENANCE AREAS COMMUNITY FACILITIES DISTRICT

PARCEL 1



SEE BELOW RIGHT

SAN BERNARDINO AVENUE

SEE SHEET 3

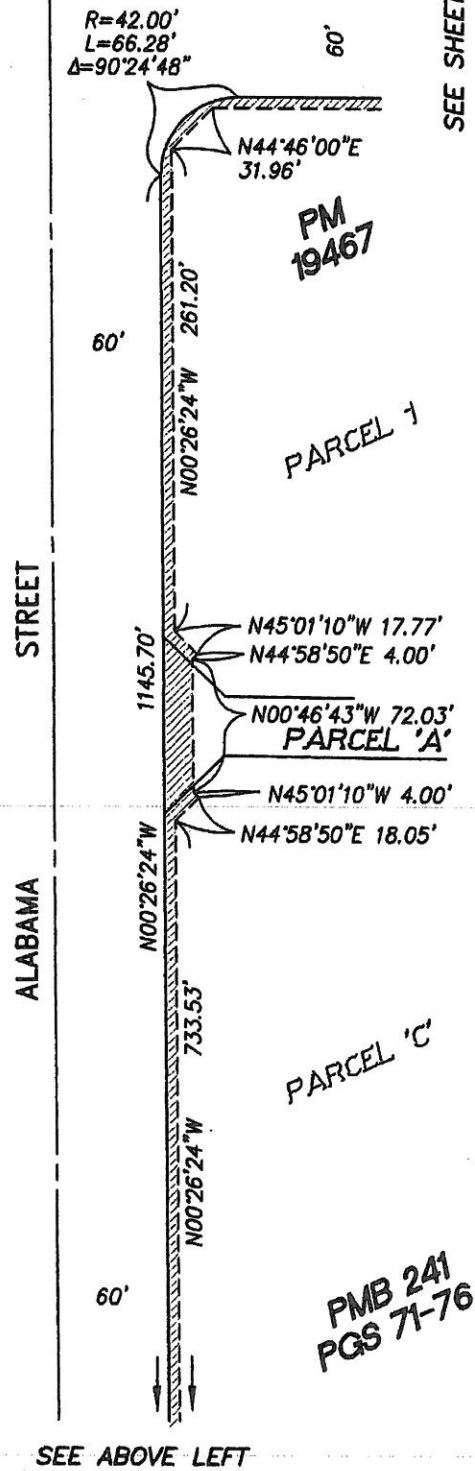
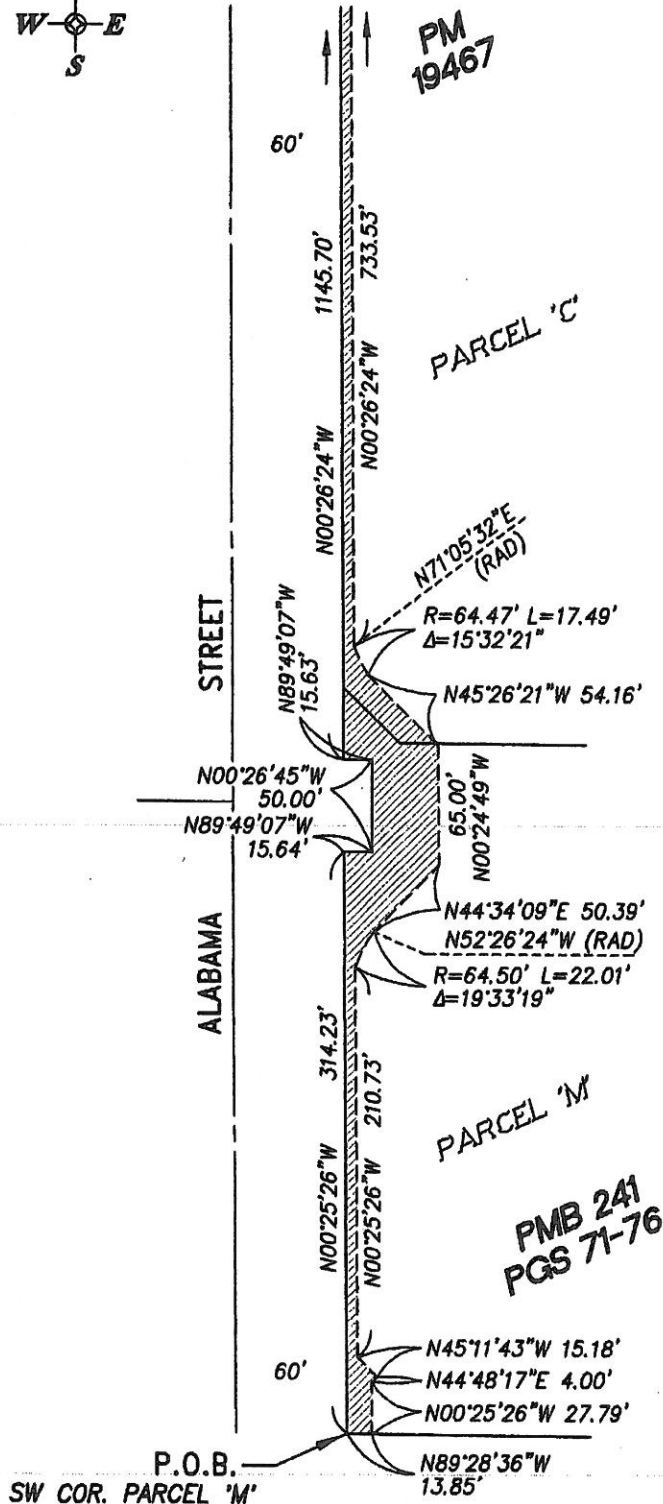
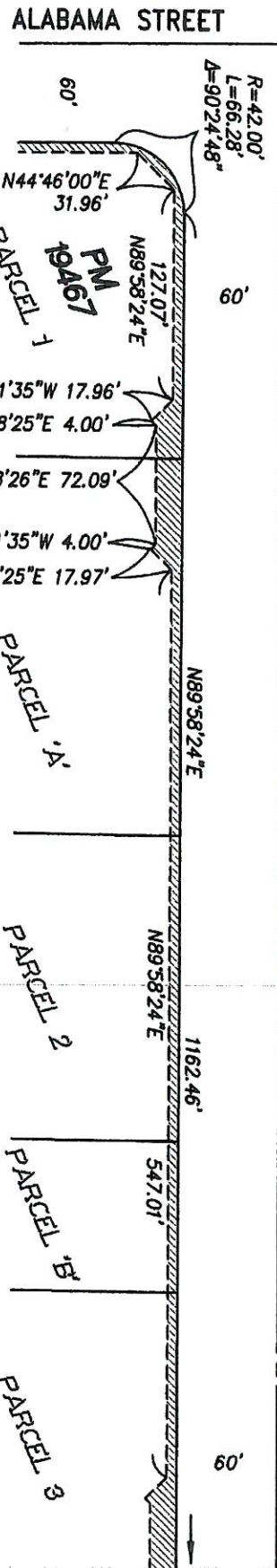


EXHIBIT 'B'

PROPOSED MAINTENANCE AREAS COMMUNITY FACILITIES DISTRICT

PARCEL 1

SAN BERNARDINO AVENUE

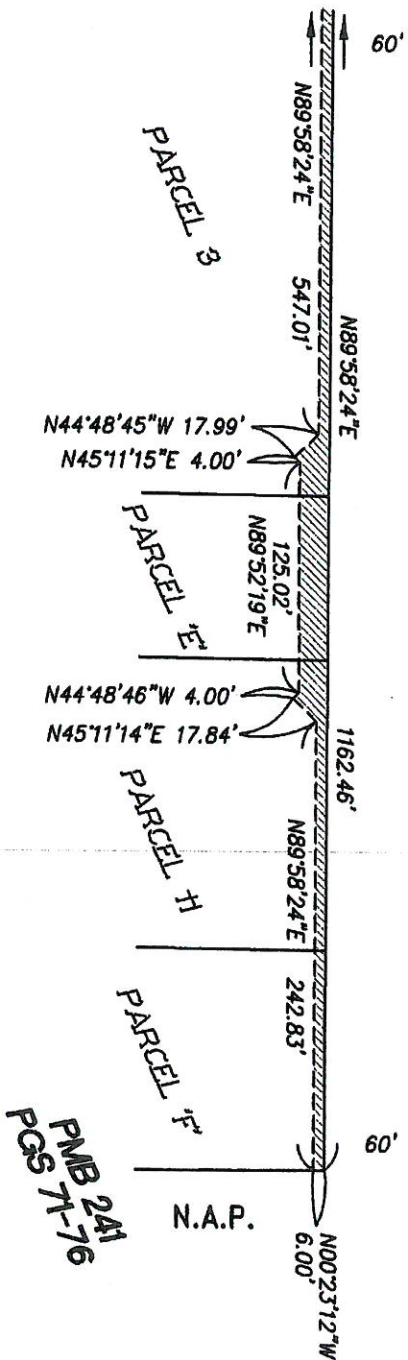


SEE LOWER LEFT



SAN BERNARDINO AVENUE

SEE UPPER RIGHT



PMB 241
PGS 71-76

EXHIBIT 'B'

PROPOSED MAINTENANCE AREAS COMMUNITY FACILITIES DISTRICT

PARCEL 2

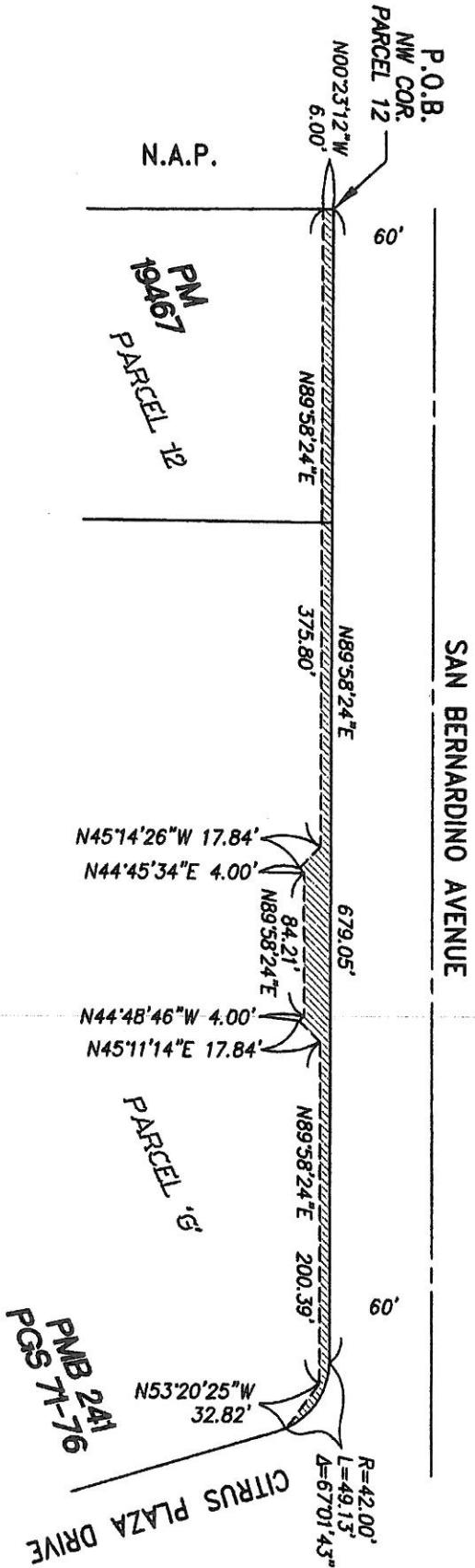
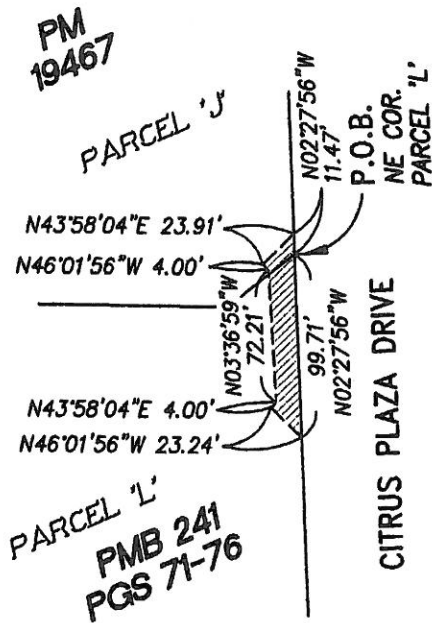


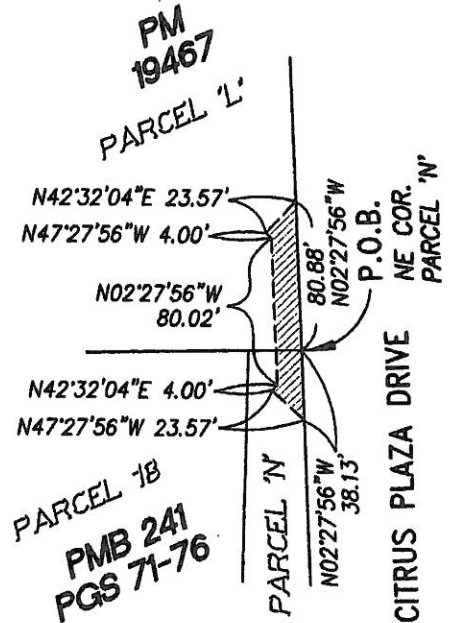
EXHIBIT 'B'

PROPOSED MAINTENANCE AREAS COMMUNITY FACILITIES DISTRICT



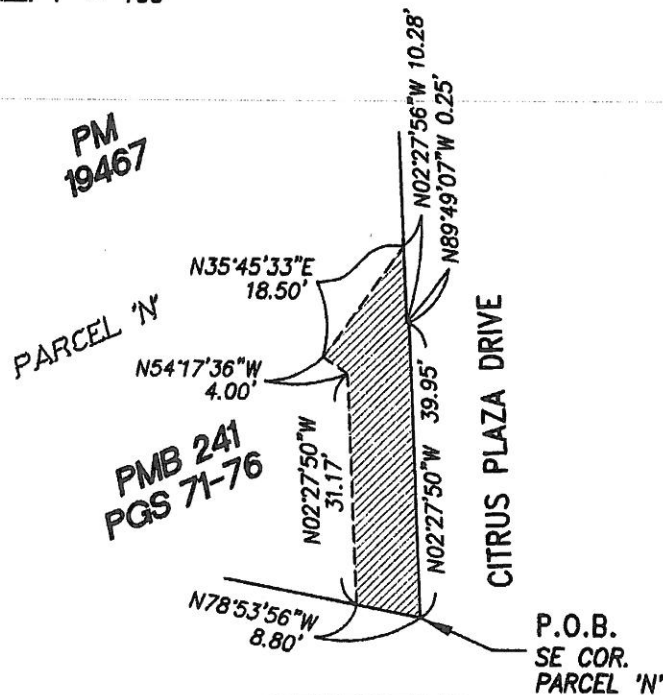
PARCEL 3

SCALE: 1" = 100'



PARCEL 4

SCALE: 1" = 100'



PARCEL 5

SCALE: 1" = 25'

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 Mountain Grove Partners, LLC, a California limited liability company (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 Numbers 0292-082-34-0000 through 0292-082-36-0000, 0292-082-44-0000, 0292-082-45-0000, 0292-082-52-0000 through 0292-082-54-0000, 0292-082-56-0000 through 0292-082-58-0000, 0292-082-60-0000, and 0292-082-62-0000 through 0292-082-64-0000, 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 April 8th, 2014, 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 13, 2014.

Mountain Grove Partners, LLC,
a California limited liability company

Majestic Realty Co.,
a California corporation
Its Manager

By: _____

EDWARD P. ROSKI, JR
President and Chairman of the Board

By: _____

Curci-Turner Company, LLC,
a California limited liability company
Its Manager

By: _____

Thomas H. Purcell
Chairman

By: _____

Michael T. Curci
President

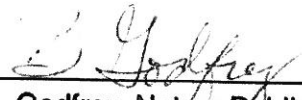
In the event this Waiver and Consent is executed in reliance upon an "Appointment of Representative to Execute Waiver and Consent and to Cast Ballot," a photocopy of the dated and signed appointment form must be attached hereto prior to submission of this Waiver and Consent and the related Special Election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

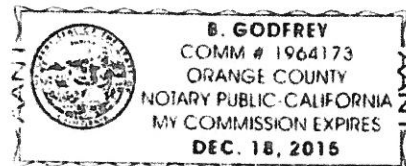
STATE OF CALIFORNIA)
COUNTY OF ORANGE) ss.

On March 12, 2014 before me, B. GODFREY, NOTARY PUBLIC
personally appeared THOMAS H. PURCELL, who proved to me
on the basis of satisfactory evidence to be the person(s) whose name(s) is/are
subscribed to the within instrument and acknowledged to me that he/~~she~~/they
executed the same in his/~~her~~/their authorized capacity(ies), and that by his/~~her~~/their
signature(s) on the instrument the person(s) or the entity upon behalf of which the
person(s) acted, executed the instrument.

I certify under PENALTY OF PERJURY under the laws of the State of
California that the foregoing paragraph is true and correct.

WITNESS my hand and official seal.


B. Godfrey, Notary Public
My Commission Expires: December 18, 2015
Notary Registration Number: 1964173
Notary Phone: 949.673.1060
County of Principal Business: Orange

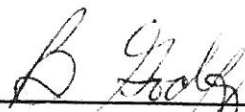


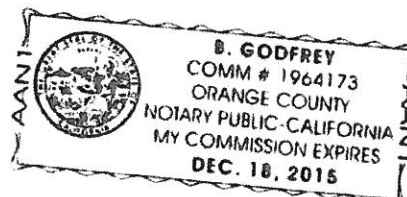
STATE OF CALIFORNIA)
COUNTY OF ORANGE) ss.

On March 12, 2014 before me, B. GODFREY, NOTARY PUBLIC
personally appeared MICHAEL T. CURCI, who proved to me on
the basis of satisfactory evidence to be the person(s) whose name(s) is/are
subscribed to the within instrument and acknowledged to me that he/~~she~~/they
executed the same in his/~~her~~/their authorized capacity(ies), and that by his/~~her~~/their
signature(s) on the instrument the person(s) or the entity upon behalf of which the
person(s) acted, executed the instrument.

I certify under PENALTY OF PERJURY under the laws of the State of
California that the foregoing paragraph is true and correct.

WITNESS my hand and official seal.


B. Godfrey, Notary Public
My Commission Expires: December 18, 2015
Notary Registration Number: 1964173
Notary Phone: 949.673.1060
County of Principal Business: Orange



State of California
County of Los Angeles

On March 13, 2014, before me, Laurie Jenkins, Notary Public, personally appeared Edward P. Roski, Jr., who proved to me on the basis of satisfactory evidence to be the person whose name is subscribed to the within instrument and acknowledged to me that he executed the same in his authorized capacity, and that by his signature on the instrument the person, or the entity upon behalf of which the person acted, executed the instrument.

I certify under PENALTY OF PERJURY under the laws of the State of California that the foregoing paragraph is true and correct.

WITNESS my hand and official seal.

Signature Laurie Jenkins (Seal)





Michael J. Scarpello
Registrar of Voters

County of San Bernardino
Community Services Group
**Elections Office of the
Registrar of Voters**

777 East Rialto Avenue
San Bernardino, CA 92415
Phone (909) 387-8300
Fax (909) 387-2022
www.sbcountyelections.com

March 13, 2014

County of San Bernardino
Special Districts Department
Attention: Gail Joe
157 W. 5th Street, 2nd Floor
San Bernardino, CA 92415-0450

Dear Ms. Joe:

On March 3, 2014, the San Bernardino County Elections Office received a request to provide a Certification of Registered Voters for CFD 2010-1 (Existing and Annexation No. 4). Our office has examined the records of voter registrations on file within this district, and hereby certifies the following information as of March 10, 2014:

CFD 2010-1 (Existing)

Registered voters within the area: 0
Registered voters within the surrounding areas: 0

CFD 2010-1 (Annexation No. 4)

Registered voters within the area: 0
Registered voters within the surrounding areas: 0

As shown on the enclosed invoice, the cost for providing the requested information is \$219.32.

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

Sincerely,

Michael J. Scarpello
Registrar of Voters

Enclosure

BOARD OF SUPERVISORS

ROBERT A. LOVINGOOD - First District • JANICE RUTHERFORD - Second District • JAMES RAMOS - Third District • GARY C. OVITT - Fourth District • JOSIE GONZALES - Fifth District
GREGORY C. DEVEREAUX - Chief Executive Officer

RESOLUTION NO. 2014-~~43~~

**RESOLUTION CALLING SPECIAL MAILED-BALLOT ELECTION
RESPECTING PROPOSED ANNEXATION NO. 4**

**COMMUNITY FACILITIES DISTRICT NO. 2010-1 (East Valley)
ANNEXATION NO. 4**

On Tuesday April 8, 2014, on motion of Supervisor Ovitt, duly seconded by Supervisor Ramos 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 Mountain Grove Partners, LLC (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 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 preceeding the close of the protest hearing on this date, were there ever any 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 no registered voters residing 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: Lovingood, Rutherford, Ramos, Ovitt, 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 April 8, 2014 #74 J.

LAURA H. WELCH
Clerk of the Board of Supervisors

By _____



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

Annexation No. 4
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>Number of Acres Owned</u>	<u>Total Votes</u>
Mountain Grove Partners, LLC	31.66	32

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, April 8, 2014, or as soon thereafter as the matter of the special election for CFD No. 2010-1 Annexation No. 4 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 April 8, 2014 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. 4
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. 4" 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

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 _____, 2014.

Mountain Grove Partners, LLC

By: _____

Edward P. Roski Jr.

President and Chairman of the Board

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 _____, 2014.

Curci-Turner, LLC

By: _____

Thomas H. Purcell, Chairman

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 _____, 2014.

Curci-Turner, LLC

By: _____

Michael T. Curci, President

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

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. 2014-44

RESOLUTION DECLARING ELECTION RESULTS AND ORDERING ANNEXATION

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

ANNEXATION NO. 4

On Tuesday April 8, 2014, on motion of Supervisor Gonzales, duly seconded by Supervisor Lovingood 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 "Annexation Map No. 4 to County of San Bernardino Community Facilities District No. 2010-1 (East Valley), 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:	Lovingood, Rutherford, Ramos, Ovitt, 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 April 8, 2014. #74

LAURA H. WELCH
Clerk of the Board of Supervisors

By _____



**ANNEXATION NO. 4
COUNTY OF SAN BERNARDINO
COMMUNITY FACILITIES DISTRICT NO. 2010-1
(EAST VALLEY)**

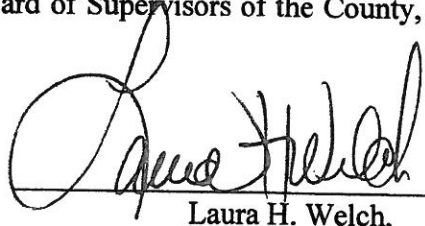
**CERTIFICATE OF THE CLERK OF THE BOARD OF
SUPERVISORS IN DATE OF SPECIAL ELECTION**

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, April 8, 2014, for the purpose of submitting to the qualified electors of Annexation No. 4 of County of San Bernardino Community Facilities District No. 2010-1 (East Valley) the proposition to levy a special tax within the Annexation No. 4 area to finance street light maintenance to be paid for by the Annexation No. 4 area, as provided in Resolution No. ~~2014-43~~ calling the special election, proposed to be adopted by the Board of Supervisors of the County, on April 8, 2014.

Dated: April 8, 2014



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

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

**Annexation No. 4
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>Number of Acres Owned</u>	<u>Total Votes</u>
Mountain Grove Partners, LLC	31.66	32

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, April 8, 2014, or as soon thereafter as the matter of the special election for CFD No. 2010-1 Annexation No. 4 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 April 8, 2014 will not be sufficient. The ballot must be physically received by the Clerk prior to the deadline in order to be counted.

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

Annexation No. 4
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. 4" 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
X


NO
—

Certification for Special Election Ballot

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 MARCH 27, 2014.

Mountain Grove Partners, LLC

By: 
Edward P. Roski Jr.
President and Chairman of the Board

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 27, 2014.

Curci-Turner, LLC

By: 
Thomas H. Purcell, Chairman

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 27, 2014.

Curci-Turner, LLC

By: 
Michael T. Curci, President

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.

PROPOSED BOUNDARIES OF ANNEXATION NO. 4
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 13th day of
March, 2014.

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

Prepared by:
PBLA Engineering, Inc
4790 Irvine Blvd
Ste 105-262
Irvine, CA 92620



Steven D. Levisse
Steven Levisse, RCE 45926

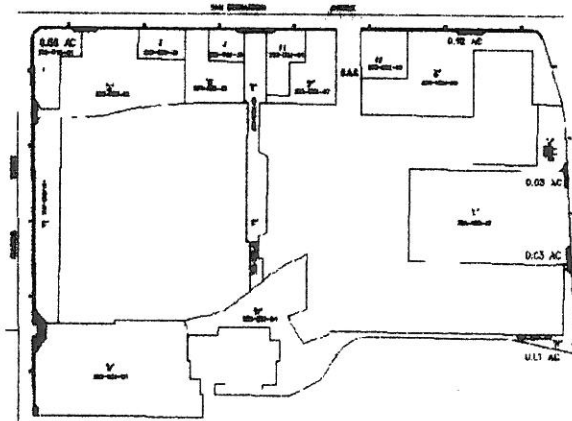
I hereby certify that the within map
showing the proposed boundaries of
Annexation No. 4 of County of San
Bernardino Community Facilities District
No. 2010-1 (East Valley), San Bernardino
County, State of California, was approved
by the Board of Supervisors of the County
of San Bernardino at a regular meeting
thereof, held on the 8th day of
April, 2014, by its Resolution No.
2014-44.

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



Assessors' Parcel Number within the Boundaries
of Annexation No. 4, CFD 2010-1:

APN	Acres
0292-082-34	1.00
0292-082-35	0.54
0292-082-36	0.44
0292-082-44	0.77
0292-082-45	0.81
0292-082-52	3.11
0292-082-53	1.16
0292-082-54	1.93
0292-082-56	1.65
0292-082-57	1.14
0292-082-58	3.64
0292-082-60	0.84
0292-082-62	5.37
0292-082-63	5.48
0292-082-64	<u>3.78</u>
15	31.66



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
January 31, 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 in the official records of the San Bernardino County
Recorder, State of California

LEGAL
DESCRIPTION:

PARCELS 1, 2, 3,
11, 12, AND "A",
"B", "C", "E", "F",
"G", "J", "L", "M",
AND "N" OF
PARCEL MAP NO.
19487, IN THE
COUNTY OF SAN
BERNARDINO,
STATE OF
CALIFORNIA, AS
SHOWN ON MAP
FILED IN BOOK
241, PAGES
71-76 INCLUSIVE
OF PARCEL MAPS,
IN THE OFFICE
OF THE COUNTY
RECORDER OF
SAID COUNTY.

SAN BERNARDINO COUNTY RECORDERS CERTIFICATE

This map has been filed under the Document Number
2014-0134204, this 17th day of
April, 2014, at 9:00 AM, in Book 80 of
Maps of Assessment and Community Facilities Districts at
Page(s) 15, at the Request of County of San
Bernardino, Community Facilities District 2010-1 in the
amount of \$0.00.

Dennis Draeger, Assessor-Recorder-County Clerk
County of San Bernardino

By: Michael L. Lutz
Deputy Recorder

Recorded in Official Records,
County of San Bernardino
Doc# 2014-0134204
4/17/2014 9:06 AM

Maria Segovic

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

Exempt recording requested per CA Gov Code
6103

Recorded in Official Records, County of San Bernardino



DENNIS DRAEGER
ASSESSOR - RECORDER - CLERK

P Counter

Doc#: 2014-0141911



Titles: 1 Pages: 3

Fees	0.00
Taxes	0.00
Other	0.00
PAID	\$0.00

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. 4

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.

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, in the official records of the San

Bernardino County Recorder 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. The territory which is added to CFD No. 2010-1 by this Annexation No. 4 is set forth in "Proposed Boundary Map of Annexation No. 4 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 April 17, 2014, in Book 86 of Maps of Assessment and Community Facilities Districts, at page 15 as Instrument No. 2014-0136204 (the "Annexation Map No. 4).

The special tax is authorized to be levied on the taxable parcels within CFD No. 2010-1, which taxable parcels now include the parcels 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: 4/17/14

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. 4, 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. 4 referred to above on page 2 of this Amendment to Notice of Special Tax Lien.

<u>Parcel Description</u>	<u>Owner</u>	<u>Acres</u>
0292-082-34-0000	Mountain Grove Partners, LLC	1.00
0292-082-35-0000	Mountain Grove Partners, LLC	0.54
0292-082-36-0000	Mountain Grove Partners, LLC	0.44
0292-082-44-0000	Mountain Grove Partners, LLC	0.77
0292-082-45-0000	Mountain Grove Partners, LLC	0.81
0292-082-52-0000	Mountain Grove Partners, LLC	3.11
0292-082-53-0000	Mountain Grove Partners, LLC	1.16
0292-082-54-0000	Mountain Grove Partners, LLC	1.93
0292-082-56-0000	Mountain Grove Partners, LLC	1.65
0292-082-57-0000	Mountain Grove Partners, LLC	1.14
0292-082-58-0000	Mountain Grove Partners, LLC	3.64
0292-082-60-0000	Mountain Grove Partners, LLC	0.84
0292-082-62-0000	Mountain Grove Partners, LLC	5.37
0292-082-63-0000	Mountain Grove Partners, LLC	5.48
0292-082-64-0000	Mountain Grove Partners, LLC	3.78

Legal Description:

Parcels 1, 2, 3, 11, 12, and "A", "B", "C", "E", "F", "G", "J", "L", "M" and "N" of Parcel Map No. 19467, in the County of San Bernardino, State of California, as shown on map filed in Book 241, Pages 71-76 inclusive of parcel maps, in the Office of the County Recorder of the County of San Bernardino.