

**PETITION, WAIVER AND CONSENT TO FORMATION
OF A MUNICIPAL IMPROVEMENT DISTRICT
BY THE CITY OF YUMA**

MID#

Desert Sky Unit No. 1

Subdivision Name

To: Honorable Mayor and
Honorable Councilmembers
City of Yuma, Arizona

Pursuant to Arizona Revised Statutes ("A.R.S.")§48-574, the undersigned property owner respectfully petitions the Mayor and City Council of the City of Yuma, Arizona (the "City Council") to order the formation of a Municipal Improvement District (the "District") under A.R.S., Title 48, Chapter 4, Article 2. In support of this petition, the undersigned agrees to waive certain rights under Arizona Law and to consent to the formation and completion of the District.

1. Area of District. The proposed District is described by a diagram ~~and by a legal~~ description on Exhibit "A" that is attached hereto and incorporated herein by reference. The proposed District consists of 11.2304 acres and is entirely within the corporate boundaries of the City of Yuma.
2. Ownership. The undersigned (is) (are) the sole owner(s) of the real property within the proposed District (the "Petitioner(s)") including any required public dedications of property.
3. Purpose. The District is proposed to be formed for the purpose of the operation, maintenance, repair and improvements of landscape, irrigation, and hardscape in parkways and parkings adjacent to designated public roadways within the proposed District.
4. Public Convenience and Necessity. The necessity for the proposed District is for the operation, maintenance, repair and improvements of landscape, irrigation, and hardscape in parkways and parkings adjacent to designated public roadways within the proposed District by the levying of special assessments in the proposed District.
5. Waiver and Consent. The Petitioners, with full knowledge of their rights being waived hereunder, hereby expressly waive any necessity for publication and posting of the Resolution of Intention and the Notice of Proposed Improvements pursuant to A.R.S §48-578.

Further, the improvements described above are of more than local or ordinary public benefit, and not a general public benefit.

IN WITNESS WHEREOF, the parties have executed this Petition and Waiver Agreement
as of 14th March, 20 18.

[SIGNATURES ON FOLLOWING PAGES]

"Property Owner"

Property Tax Parcel Numbers: #19710014 and #19710015

By: _____



Name: Brian L. Hall

Title: Manager Yuma's Desert Sky Development

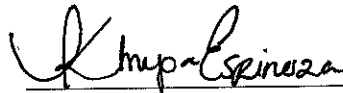
Address: 3064 S. Ave B, Yuma, AZ 85364

Date: MARCH 14, 2018

(ACKNOWLEDGMENT)

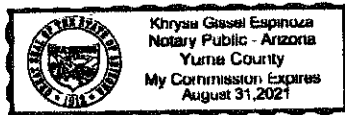
STATE OF Arizona)
) ss.
COUNTY OF Yuma)

This instrument was acknowledged before me on March 14th, 2018,
by Brian L. Hall, as Manager of Yuma's Desert Sky Development, a Limited Liability
Company, on behalf of the Petitioner.



Notary Public in and for the State of Az

(affix notary seal here)



[SIGNATURES CONTINUE ON FOLLOWING PAGES]

ACCEPTED AND APPROVED BY:

"City"

CITY OF YUMA,
an Arizona municipal corporation

Douglas J. Nicholls, Mayor

ATTEST:

Lynda Bushong, City Clerk

(ACKNOWLEDGMENT)

STATE OF ARIZONA)
) ss.
COUNTY OF YUMA)

This instrument was acknowledged before me on _____, 2017,
by Douglas J. Nicholls, the Mayor of the CITY OF YUMA, an Arizona municipal corporation,
on behalf of the City of Yuma.

Notary Public in and for the State of Arizona

(affix notary seal here)

EXHIBIT A

LEGAL DESCRIPTION

Municipal Improvement District Area - 40th Street and Avenue 7-1/2 E

That portion of the Southwest quarter of Section 10, Township 9 South, Range 22 West, Gila and Salt River Base and Meridian, Yuma County, Arizona more particularly described as follows:

Beginning at the Southeast corner of the Southwest quarter of said Section 10 and the TRUE POINT OF BEGINNING;

Thence South $89^{\circ}40'25''$ West along the South line of the Southwest quarter of said Section 10 a distance of 1,204.01 feet;

Thence North $00^{\circ}08'25''$ West a distance of 62.00;

Thence North $89^{\circ}40'25''$ East parallel with and 62.00 feet northerly of the South line of the Southwest quarter of said Section 10 a distance of 1,100.01 feet;

Thence North $44^{\circ}46'00''$ East a distance of 56.66 feet;

Thence North $00^{\circ}08'25''$ West parallel with and 64.00 feet westerly of the East line of the Southwest quarter of said Section 10 a distance of 160.00 feet;

Thence North $89^{\circ}40'25''$ East parallel with and 262.00 feet northerly of the South line of the Southwest quarter of said Section 10 a distance of 24.00 feet;

Thence North $00^{\circ}08'25''$ West parallel with and 40.00 feet westerly of the East line of the Southwest quarter of said Section 10 a distance of 445.63 feet;

Thence North $45^{\circ}08'25''$ West a distance of 35.36 feet;

Thence South $89^{\circ}51'35''$ West a distance of 24.00 feet;

Thence North $00^{\circ}08'25''$ West parallel with and 89.00 feet westerly of the East line of the Southwest quarter of said Section 10 a distance of 58.00 feet;

Thence North $44^{\circ}51'35''$ East a distance of 35.36 feet;

Thence North $00^{\circ}08'25''$ West parallel with and 64.00 feet westerly of the East line of the Southwest quarter of said Section 10 a distance of 176.55 feet;

Thence North $89^{\circ}51'35''$ East a distance of 24.00 feet;

Thence North 00°08'25" West parallel with and 40.00 feet westerly of the East line of the Southwest quarter of said Section 10 a distance of 276.55 feet;

Thence North 45°08'25" West a distance of 35.36 feet;

Thence South 89°51'35" West a distance of 24.00 feet;

Thence North 00°08'25" West a distance parallel with and 89.00 feet westerly of the East line of the Southwest quarter of said Section 10 of 58.00 feet;

Thence North 44°51'35" East a distance of 35.36 feet;

Thence North 00°08'25" West parallel with and 64.00 feet westerly of the East line of the Southwest quarter of said Section 10 a distance of 175.00 feet;

Thence North 89°51'35" East a distance of 24.00 feet;

Thence North 00°08'25" West parallel with and 40.00 feet westerly of the East line of the Southwest quarter of said Section 10 a distance of 194.88 feet;

Thence North 89°40'25" East parallel with and 1,746.60 feet northerly of the South line of the Southwest quarter of said Section 10 a distance of 40.00 feet to a point on East line of the Southwest quarter of said Section 10;

Thence South 00°08'25" East along the East line of the Southwest quarter of said Section 10 distance of 1,746.61 feet to the TRUE POINT OF BEGINNING;

Containing 3.7696 acres, more or less

Municipal Improvement District Area - Tracts

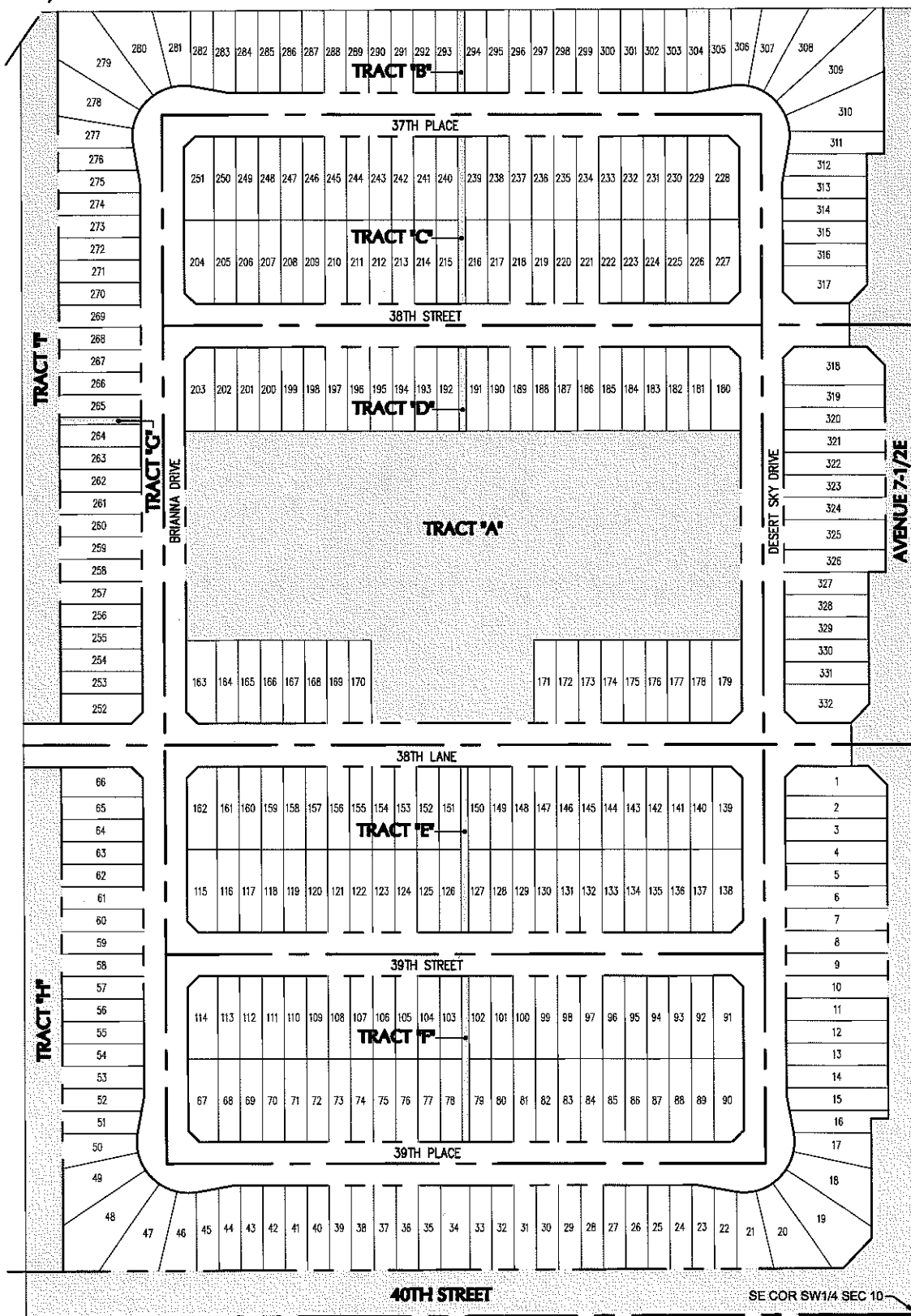
Tract "A", "B", "C", "D", "E", "F", "H" & "I" of Desert Sky Unit No. 1 as recorded in Book ____ of Plats, Page ____, Yuma County Records.



Expires 3/31/2021

MUNICIPAL IMPROVEMENT DISTRICT - ASSESSMENT DIAGRAM

DESERT SKY UNIT No. 1



NOTE:

This improvement district is formed for the express purpose of providing the maintenance and operation of the sidewalks, landscaping, retention basins, and related improvements adjacent to and along the public roadways and parkways within the district.



Expires 3/31/2021