

EXHIBIT 1

PETITION, WAIVER AND CONSENT TO FORMATION OF AN IMPROVEMENT DISTRICT BY THE CITY OF YUMA

MID#114

SECOND AVENUE IMPROVEMENT DISTRICT (BETWEEN 10TH STREET AND 12TH STREET) District Name

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

Pursuant to Arizona Revised Statutes ("A.R.S.") §48-571, *et seq.*, the undersigned property owners respectfully petition the Mayor and City Council of the City of Yuma, Arizona (the "City Council") to order the formation of the Second Avenue Improvement District serving Second Avenue between 10th Street and 12th Street (the "District") under A.R.S., Title 48, Chapter 4, Article 2. In support of this petition, the undersigned agree 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 11.6 acres and is entirely within the corporate boundaries of the City of Yuma.
2. Ownership. The undersigned (is) (are) are the sole owner(s) of the real property within the proposed District (the "Petitioner(s)") including any required public dedications of property, but excluding any mortgages or lienholders.
3. Purpose. The District is proposed to be formed for the purpose of installing streetlights and constructing curb, gutter, and sidewalks on Second Avenue between 10th Street and 12th Street within the proposed District.
4. Public Convenience and Necessity. The proposed District was subdivided under Yuma County standards in 1925 and developed after. A portion of the proposed District was annexed into the City of Yuma in 1946 and the remainder of the District annexed in 2007. Construction in the proposed District has been developed to County standards, which did not include streetlights or curb, gutter, and sidewalk. Residents of the proposed District seek installation of streetlights and construction of curb, gutter, and sidewalks 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 all of the following:
 - (a) Any and all irregularities, illegalities or deficiencies which may exist in the acts or proceedings resulting in the adoption of the Resolution of Intention and the Resolution Ordering the Work relating to the District.

- (b) If a purported 100% of the residents of the proposed District sign the Petition, any necessity for publication and posting of the Resolution of Intention and the Notice of Proposed Improvements pursuant to A.R.S §48-578.
- (c) All rights to petition to dissolve the district pursuant to A.R.S. §48-574(N).
- (d) All protest rights whatsoever under A.R.S. §48-579(A) and (B), as amended.
- (e) All objections to the filing of and legislative adoption by the City Council of the plans and specifications, the Engineer's estimate and the Assessment Diagram, all of which provide for the completion of the District.

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 the final date below.

[SIGNATURES 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 _____,
20___, 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)

Parcel Number	Parcel Address	Owner Name	Signature	Date
665-11-150	N/A	Warner, Antonia F	<i>Antonia F Warner</i>	12/26/19
665-11-151	1006 S 2nd Ave	Roscoe, William J & Annette F, JT	<i>William J Roscoe</i>	11/11/19
665-11-152	1012 S 2nd Ave	Saldana, Manuel L & Lara, Martha R, JT	<i>Manuel Saldana</i>	12/20/19
665-11-153	1022 S 2nd Ave	Avila, Maria D	<i>Maria Avila</i>	12/24/19
665-11-154	1026 S 2nd Ave	Olague, Margaret J	<i>Margaret Olague</i>	11-11-19
665-11-155	1030 S 2nd Ave	Rodriguez, Lydia	<i>Lydia Rodriguez</i>	11-11-19
665-11-156	1032 S 2nd Ave	Espinosa, Joseph S & Nancy A, JT	<i>Joseph S Espinosa</i>	11-11-19
665-11-157	1036 S 2nd Ave	Jaramillo Family Trust 6-6-86	<i>Barbara Rodriguez</i>	12-8-19
665-11-158	1038 S 2nd Ave	Jaramillo, Manuel G	<i>Manuel G Jaramillo</i>	1-12-20
665-11-159	1050 S 2nd Ave	Ramos, Frank V & Connie A Trust 11-17-99		
665-11-149	1025 S 2nd Ave	Leal, Juan AR & Elizabeth V, JT	<i>Juan P Leal</i>	11-12-19
665-11-148	1037 S 2nd Ave	Barajas, Juan P & Suzanna, JT	<i>Juan P Barajas</i>	01-03-20
665-11-147	1049 S 2nd Ave	Higgins, Yvonne		
665-11-146	1053 S 2nd Ave	Covarrubias, Fred R		
665-11-145	1055 S 2nd Ave	Ramos, Joseph F & Yvonne		
665-11-144	1057 S 2nd Ave	Chavez, Beatrice T		
665-11-143	1061 S 2nd Ave	Corea, Charles & Hilda	<i>Hilda J Corea</i>	11-11-19
665-11-142	1069 S 2nd Ave	Guzman, Lupe	<i>Lupe Guzman</i>	11-12-19
665-11-141	1071 S 2nd Ave	Mendoza, Enrique Gonzalez	<i>Enrique Mendoza</i>	11-11-19
665-11-140	1073 S 2nd Ave	Cabrera, Bernabe	<i>Bernabe Cabrera</i>	11-12-19
665-11-139	1077 S 2nd Ave	Fajardo, Ignacio & Beatriz, JT		
665-11-138	1081 S 2nd Ave	Baeza, Adan		
665-11-187	1102 S 2nd Ave	Lopez, Joe Louis		
[SIGNATURES CONTINUE ON FOLLOWING PAGES]				

Parcel Number	Parcel Address	Owner Name	Signature	Date
665-11-188	1104 S 2nd Ave	Edwards, Sherry L & Irene, JT		
665-11-189	1106 S 2nd Ave	Garcia, Maria Teresa	Maria Teresa Garcia	
665-11-190	1108 S 2nd Ave	Perez, Gregorio Clemente	Gregorio Perez	11/20/19
665-11-191	1110 S 2nd Ave	Perez, Clemente G & Maria A, FT	Clemente G. Perez	11/20/19
665-11-192	1112 S 2nd Ave	Nunez, Joe R	Joe R Nunez	12/12/19
665-11-193	1116 S 2nd Ave	Nunez, Jesse C.	(See attached)	
665-11-194	1130 S 2nd Ave	Miguel S. Aguayo		
665-11-195	1132 S 2nd Ave	Finder, William D & Susan E, JT		
665-11-196	1120 S 2nd Ave	Perez, Frank N & Denise	Denise Perez	12/12/19
665-11-197	1140 S 2nd Ave	Perez, Frank R & Denise D, JT	Denise Perez	12/12/19
665-11-198	1196 S 2nd Ave	Cervantes, Maria Isabel		
665-11-232	1101 S 2nd Ave	Zerega, Rodriguez Agustin		
665-11-231	1103 S 2nd Ave	Hernandez, Sally		
665-11-230	1105 S 2nd Ave	Caballero, Carmen		
665-11-229	1107 S 2nd Ave	Perez, Frank R & Denise D, JT	Denise Perez	12/12/19
665-11-228	1109 S 2nd Ave	Haro, Nohemi		
665-11-227	1111 S 2nd Ave	Tello, Socorro Diaz Trust 08-28-96		
665-11-322	1121 S 2nd Ave	Yuma County Flood Control District		
665-11-343	1119 S 2nd Ave	Yuma County Flood Control District		
665-11-225	1121 S 2nd Ave	Villa, Jack		
665-11-224	1123 S 2nd Ave	Villa, Jack		
665-11-223	1125 S 2nd Ave	Baires, Bartolo & Vanessa CPWROS	Bartolo Baires	
665-11-221	1127 S 2nd Ave	Galvez, Rigoberto		

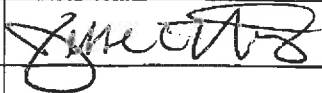
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665-11-189	1106 S 2nd Ave	Garcia, Maria Teresa		
665-11-190	1108 S 2nd Ave	Perez, Gregorio Clemente		
665-11-191	1110 S 2nd Ave	Perez, Clemente G & Maria A, FT		
665-11-192	1112 S 2nd Ave	Nunez, Joe R		
665-11-193	1116 S 2nd Ave	Nunez, Jesse C		13 Dec 19
665-11-194	1130 S 2nd Ave	Graham, Jamal B & Kristina M, JT		
665-11-195	1132 S 2nd Ave	Finder, William D & Susan E, JT		
665-11-196	1120 S 2nd Ave	Perez, Frank N & Denise		
665-11-197	1140 S 2nd Ave	Perez, Frank R & Denise D, JT		
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665-11-224	1123 S 2nd Ave	Villa, Jack		
655-11-223	1125 S 2nd Ave	Baires, Bartolo & Vanessa CPWROS		
655-11-221	1127 S 2nd Ave	Madrigal, Marcial Moreno		

Exhibit "A" – Legal Description

Second Avenue Improvement District (Between 10th Street to 12th Street)

A portion of the Speese Addition as recorded in Book 2 of Plats, Page 15 at the Yuma County recorder Office, Yuma County, Arizona located in the Southwest $\frac{1}{4}$ of the Northeast $\frac{1}{4}$ of Section 28, T8S, R23W, Gila and Salt River Base and Meridian, Yuma County, Arizona, more specifically described as follows:

The west 200 feet of Block 10, including Lots 11 through 22, alley, and road rights-of-way.

The east 200 feet of Block 11, including Lots 1 through 12, alley, and road rights-of-way.

The east 200 feet of Block 14, including Lots 1 through 12, alley, and road rights-of-way.

The west 200 feet of Block 15, including Lots 13 through 24, alley, and road rights-of-way.



Legend

- 24 SIGNED
- 22 NOT SIGNED
- 46 PARCELS
- IMPROVEMENT DISTRICT BOUNDARY

52% TOTAL SIGNATURES



PREPARED BY: ENGINEERING DEPARTMENT

NOTE: THIS MAP IS PREPARED TO SHOW GENERAL SITE LOCATION ONLY
AND REPRESENTS NO SPECIFIC DIMENSIONS RELATED TO THE SITE.

0 62.5 125 250 Feet

DATE: 3/2/2020