

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

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MID#

Desert Sands 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 2.10³ 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 retention basins, parkways and parkings 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 retention basins, parkways and parkings 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) 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 _____, 20_____.

[SIGNATURES ON FOLLOWING PAGES]

"Property Owner"

Property Tax Parcel Numbers:

197-15-007

By:

Name:

Title:

Address:

Date:

[Signature]

Brian L. Hall

Manager Yucca Land Co, LLC

3064 South Avenue B Yuma, AZ 85364

5/21/19

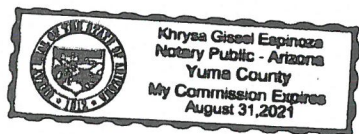
(ACKNOWLEDGMENT)

STATE OF Arizona)
) ss.
COUNTY OF Yuma)

This instrument was acknowledged before me on May 21st,
2019, by Brian L. Hall as manager of Yucca Land Co, a(n) LLC,
on behalf of the _____.

[Signature]
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 _____,
201__, 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 - 44th Street and Avenue 8E

That portion of Section 15, Township 9 South, Range 22 West of the Gila and Salt River Base and Meridian, Yuma County, Arizona, more particularly described as follows:

Avenue 44th Street & Avenue 8E

BEGINNING at the East quarter corner of said Section 15;

Thence South 00°13'51" East along the East line of the Southeast quarter of said Section 15 a distance of 753.00 feet;

Thence South 89°46'09" West a distance of 83.00 feet;

Thence North 00°13'51" West parallel with and 83.00 feet westerly of the East line of the Southeast quarter of said Section 15 a distance of 29.00 feet;

Thence North 44°46'09" East a distance of 35.36 feet;

Thence North 00°13'51" West parallel with and 58.00 feet westerly of the East line of the Southeast quarter of said Section 15 a distance of 180.00 feet;

Thence North 89°46'09" East a distance of 18.00 feet;

Thence North 00°13'51" West parallel with and 40.00 feet westerly of the East line of the Southeast quarter of said Section 15 a distance of 300.00 feet;

Thence South 89°46'09" West a distance of 10.00 feet;

Thence North 00°13'51" West parallel with and 50.00 feet westerly of the East line of the Southeast quarter of said Section 15 a distance of 121.11 feet;

Thence North 45°10'03" West a distance of 56.63 feet;

Thence South 89°53'44" West parallel with and 58.00 feet southerly of the North line of the Southeast quarter of said Section 15 a distance of 150.00 feet;

Thence North 00°13'51" West parallel with and 240.00 feet westerly of the East line of the Southeast quarter of said Section 15 a distance of 18.00 feet;

Thence South 89°53'44" West parallel with and 40.00 feet southerly of the North line of the Southeast quarter of said Section 15 a distance of 973.80 feet;

Thence South 44°49'57" West a distance of 35.32 feet;

Thence South 89°46'09" West a distance of 29.00 feet;

Thence North 00°13'51" West parallel with and 1,267.80 feet westerly of the East line of the Southeast quarter of said Section 15 a distance of 65.06 feet;

Thence North 89°53'44" East along the North line of the Southeast quarter of said Section 15 a distance of 1,267.80 feet to the POINT OF BEGINNING;

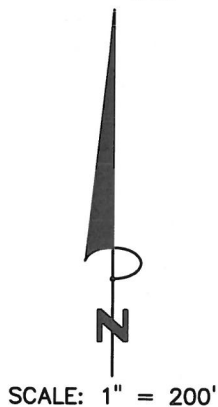
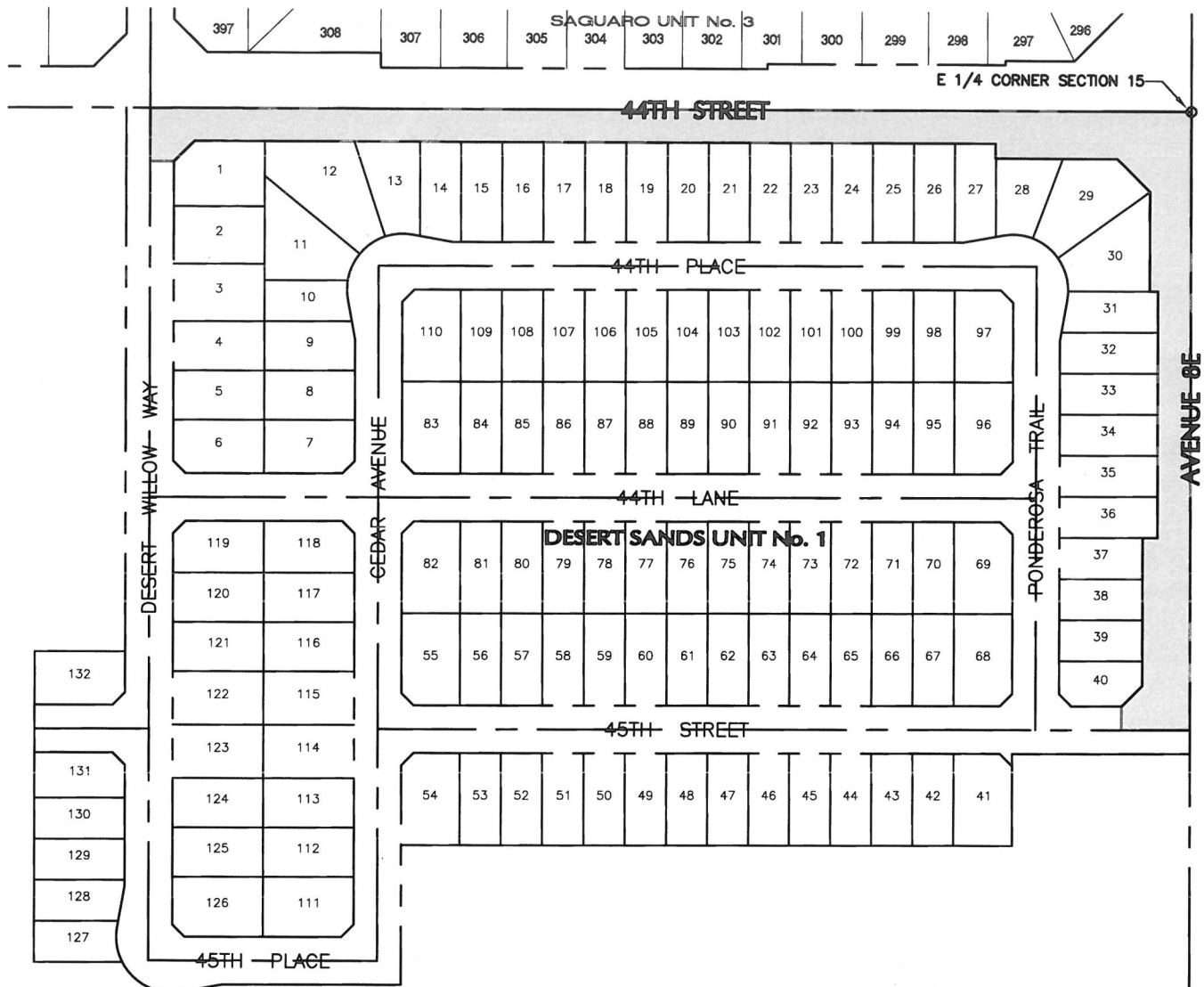
Containing 2.1013 acres, more or less.



Expires 9/30/2020

MUNICIPAL IMPROVEMENT DISTRICT - ASSESSMENT DIAGRAM

DESERT SANDS UNIT No. 1



MUNICIPAL IMPROVEMENT DISTRICT AREA

NOTE:

The District is formed for the purpose of the operation, maintenance, repair and improvements of landscape, irrigation, and hardscape in retention basins, parkways and parking within the proposed District.