

WHEN RECORDED MAIL TO:

Sonia Cuello
City Clerk
City of San Luis
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San Luis, AZ 85349

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REQ BY: CITY OF SAN LUIS
REC BY: Olga Nunez

CAPTION HEADING:

City of San Luis
*Resolution No. 851-Enhanced Municipal Services Frontera Estates No. 2
*Petition, waiver and consent to Formation of an Enhanced Municipal
Services Improvement District by the City of San Luis-Frontera Estates No. 2



Resolution

OFFICE OF THE
MAYOR
CITY OF SAN LUIS

RESOLUTION NO. 851

A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF SAN LUIS, ARIZONA DECLARING ITS INTENTION TO PROVIDE THE ENHANCED MUNICIPAL SERVICES OF OPERATING AND MAINTAINING CERTAIN RETENTION BASINS WITHIN THE AREA DESCRIBED AS FRONTERA ESTATES NO. 2, CITY OF SAN LUIS, YUMA COUNTY, ARIZONA.

WHEREAS, a petition for enhanced municipal services has been presented by all of the real property owners of record for the real property described as Frontera Estates No. 2, Yuma County, Arizona; and

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and City council of the City of San Luis, Arizona, as follows:

Section 1: The City of San Luis hereby creates an enhanced municipal services district to be tentatively known as Frontera Estates No. 2 Municipal Services Improvement District for the area described as Frontera Estates No. 2 Subdivision, City of San Luis, Yuma County, Arizona, and as further shown on the subdivision plat or plats of record for Frontera Estates No. 2 Subdivision with the Office of Public Works Director and the Office of City Engineer of the City of San Luis, Arizona. The legal description for the district is as follows:

A portion of the South Half of the Northeast Quarter of Section 12, Township Eleven (11) South, Range Twenty-five West, of the Gila and Salt River Base and Meridian. See also maps attached as exhibits hereto.

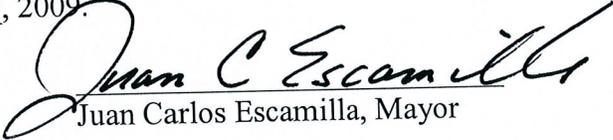
Section 2: That the public interest requires, and it is the intention of the governing body of the City of San Luis to provide, for the enhance municipal services of the operation and maintenance of retention basins described as Frontera Estates No. 2, City of San Luis, Yuma County, Arizona.

municipal services, as well as duplicate diagrams of the property contained within the improvement District which is hereby approved and adopted by the Council of the City of San Luis, Arizona, and on file in the office of the City Engineer, tentatively known as Frontera Estates No.2 Municipal Services Improvement District.

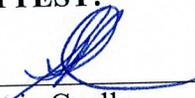
Section 4: That all lots within the Improvement District will benefit by the enhanced municipal services of the operation and maintenance of said retention basins at a higher level or greater degree than provided in the remainder of the City of San Luis that is not included in the Improvement District.

Section 5: That the City Council shall make an annual statement and/or statements of the expenses relative to the District for the operation and maintenance of said retention basins which shall be provided by the levy and collection of the ad valorem taxes of the assessed value of all property, real and personal, in the District as provided in title 48 of the Arizona Revised Statutes, which taxes shall be collected in the amount shown by the statement adopted by the City Council.

PASSED AND ADOPTED by the Mayor and City Council of the City of San Luis, Arizona this 28th day of October, 2009.

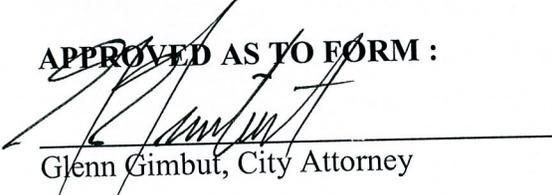

Juan Carlos Escamilla, Mayor

ATTEST:



Sonia Cuello

APPROVED AS TO FORM :



Glenn Gimbut, City Attorney

**PETITION, WAIVER AND CONSENT TO FORMATION
OF AN ENHANCED MUNICIPAL SERVICES IMPROVEMENT DISTRICT
BY THE CITY OF SAN LUIS FOR THE NEW SUBDIVISION FRONTERA
ESTATES –UNIT NO.2
(OWNER: FRONTERA ESTATES, AN ARIZONA GENERAL PARTNERSHIP)**

To: **Honorable Mayor and Council
City of San Luis, Arizona**

[MID _____]

Pursuant to Arizona Revised Statutes, Section 48-571 to 48-617, as amended , and specifically A.R.S. §548-616 AND 548-617 the undersigned property owner respectfully petitions the City Council of the City of San Luis, Arizona (City Council) to order the formation of an Enhancement Municipal Service District under Arizona Revised Statutes, title 48 Chapter 4, Article 2. In support of this petition, the undersigned agrees to waive certain rights under the Arizona Improvement District Law and to consent to the formation and completion of the District.

1. Area of District. The proposed district is described by a map and by a legal description of Exhibit "A" which is attached hereto and incorporated herein by reference. The proposed district consists of approximately 17.07 acres and is entirely within the corporate boundaries of the City of San Luis.

2. Ownership. The undersigned (is) (are) the sole owner(s) of the real property within the proposed district.

3. Purpose. The district is proposed to be formed for the purpose of the operation, maintenance, repair and improvements of retention basins described in Frontera Estates Unit No. 2.

4. Public Convenience and Necessity. The necessity for the proposed district is for the operation, maintenance, repair and improvements of retention basins within the proposed district by the levying of special assessments in the proposed district.

5. Waiver and Consent.

6. The petitioners with full knowledge of their rights being waived hereunder, hereby expressly waive;
 - (a) Any and all irregularities, illegalities or deficiencies which may exist in adoption of

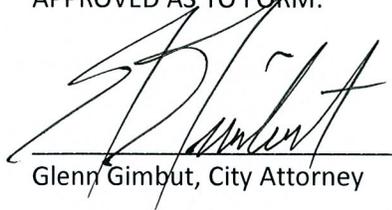
BY 
Juan Carlos Escamilla, Mayor

ATTEST:



City Clerk

APPROVED AS TO FORM:



Glenn Gimbut, City Attorney

Exhibit A

That part of the South half of the Northeast quarter of Section 12, Township 11 South, Range 25 West of the Gila and Salt River Base and Meridian, Yuma County, Arizona, more particularly described as follows:

Beginning at the Southwest corner of said South half of the Northeast quarter; thence North $00^{\circ}28'12''$ East along the West line of said South half of the Northeast quarter, a distance of 589.47 feet to the Southwest corner of Bienestar Estates Subdivision as recorded in Book 9 of Plats, pages 97 and 98, Yuma County Records; thence South $89^{\circ}30'33''$ East along the South line of the Bienestar Estates Subdivision, a distance of 1426.45 feet; thence South $00^{\circ}35'57''$ West, a distance of 578.18 feet to a point on the South line of said South half of the Northeast quarter; thence North $89^{\circ}57'48''$ West, along said South line, a distance of 1425.41 feet to the Place of Beginning;

EXCEPT the West 33 feet and the South 50 feet thereof;

EXCEPT all oil, gas and other hydrocarbon substances, helium or other substances of a gaseous nature, coal, metals, minerals, fossils, fertilizer of every name and description and except all materials which may be essential to production of fissionable material as reserved in Arizona Revised Statutes.