

When recorded, return to:
Clerk of the Board
P.O. Box 827
Florence AZ 85132

RESOLUTION NO. _____

A RESOLUTION OF THE PINAL COUNTY, ARIZONA, BOARD OF SUPERVISORS ACCEPTING INTO THE PINAL COUNTY HIGHWAY MAINTENANCE SYSTEM THE STREETS ASSOCIATED WITH ENTRADA DEL ORO UNIT 2-PARCEL 2B, LOCATED IN SECTION 30, TOWNSHIP 1 SOUTH, RANGE 10 EAST, SUPERVISORY DISTRICT 5, RELEASING THE CURRENT FINANCIAL ASSURANCE(S), AND ACCEPTING MAINTENANCE BOND NO. K41798105

WHEREAS, pursuant to A.R.S. § 11-822, Pinal County has authority to accept subdivision streets into the Pinal County Highway Maintenance System; and,

WHEREAS, this matter has been brought before the Pinal County Board of Supervisors (the “**Board**”) by a request by the subdivision developer (the “**Developer**”) and recommended by the Director of Public Works; and,

WHEREAS, the Pinal County Department of Public Works (the “**Department**”) has found as follows:

1. All required subdivision improvements have been completed in accordance with Pinal County standards of design and construction (the “**Subdivision Improvements**”);
2. Street and drainage design is in accordance with Pinal County standards for design and construction;
3. Construction of the Subdivision Improvements has been monitored by the Department of Public Works;
4. Certified as-built Mylars have been submitted by the Developer and accepted by the Department;
5. The required pavement finishing fee has been accepted by the Department;
6. Street rights-of-way have been duly dedicated; and

WHEREAS, provision has been made by law and ordinance whereby the Developer shall provide security to guarantee against damage to the Subdivision Improvements by on-site construction for a period of one year after acceptance of the Subdivision Improvements by the Board.

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NOW, THEREFORE, BE IT RESOLVED by the Pinal County Board of Supervisors that the Subdivision Improvements are hereby accepted by the Board; and,

BE IT FURTHER RESOLVED, that the streets identified and dedicated to the public in the Final Plat for Entrada Del Oro Unit 2-Parcel 2B, located in Section 30, Township 1 South, Range 10 East, Pinal County, Arizona are hereby accepted into the Pinal County Highway Maintenance System; and,

BE IT FURTHER RESOLVED, that Entrada Del Oro Unit 2-Parcel 2B is hereby released from the Third Party Trust Assurance Agreement for Construction of Subdivision Improvements (No. 201434-T); and,

BE IT FURTHER RESOLVED, that Maintenance Guarantee Bond No. K41798105 in the amount of Two Hundred Seventy Two Thousand Eight Hundred Sixty Five Dollars and 20/100 (\$272,865.20) issued by Federal Insurance Company attached hereto as **Exhibit "A"** is accepted by the Pinal County Board of Supervisors upon execution of this Resolution; and,

BE IT FURTHER RESOLVED, that this Resolution shall become effective upon recording of said Resolution with the Office of the County Recorder, Pinal County, Arizona.

PASSED AND ADOPTED this _____ day of _____, 2024, by the PINAL COUNTY BOARD OF SUPERVISORS.

Chair of the Board

ATTEST:

Clerk/Deputy Clerk of the Board

APPROVED AS TO FORM:



Deputy County Attorney

EXHIBIT A
TO
RESOLUTION NO. _____

[Maintenance Guarantee Bond No. K41798105]

Federal Insurance Company

Surety's Name

MAINTENANCE BOND

Bond No. K41798105

KNOW ALL MEN BY THESE PRESENT, That we, D.R. Horton, Inc.

Principle's Name

2525 W Frye Rd, Suite 100, Chandler, AZ 85224, hereinafter called Principal, and

Principal's Address

Federal Insurance Company , 202B Hall's Mill Road, Whitehouse Station, NJ 08889,

Surety's Name

Surety's Address

hereinafter called Surety, are held and firmly bound unto Pinal County

Obligee's Name

85 North Florence Street, Florence, AZ, 85132, hereinafter called Obligee, in

Obligee's Address

the full and just sum of Two Hundred Seventy Two Thousand Eight Hundred Sixty Five and 20/100 Dollars (\$272,865.20), lawful money of the United States, for the payment of which we bind ourselves, our heirs, administrators, executors, successors and assigns, jointly and severally, firmly by these presents.

WHEREAS, said Obligee has entered into a certain agreement with D.R. Horton, Inc.

Owner's Name

a portion of which requires a One year(s) maintenance bond covering workmanship and materials for the List of Improvements covered, hereinafter called Improvements, at Entrada Del Oro Unit 2 Parcel 2B,

_____, which Improvements have been or
Project Address
are about to be completed and accepted.

NOW, THEREFORE, if said improvements shall be free from defects of workmanship and materials, general wear and tear excepted, for a period of One year(s) from the date of acceptance of said improvements, then this obligation shall be null and void; otherwise to remain in full force and effect.

Signed, sealed and dated this 29th day of December, 2023.

Amber Estili
Witness as to Principal Amber Estili

Bryan Caneschi
Bryan Caneschi

D.R. Horton, Inc.
Principal's Name
By: Jose Castillo, V.P. of Land Development

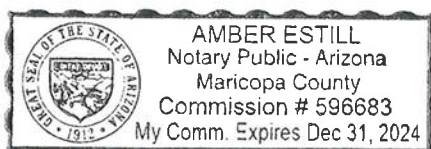
Federal Insurance Company
Surety's Name
By: Noah William Pierce
Noah William Pierce, Attorney-In-Fact

ACKNOWLEDGEMENTS:

State of Arizona)
) ss.
County of Maricopa)

The foregoing instrument was acknowledged before me this 21st Day of February, 2024 by
Brant T. Davis, its Division President of D.R. Horton, Inc., a
Delaware corporation.

IN WITNESS WHEREOF, I hereunto set my hand and official seal:



Amber Estill
Notary Public

My commission expires: 12/31/2024

CHUBB

Power of Attorney

Federal Insurance Company | Vigilant Insurance Company | Pacific Indemnity Company
Westchester Fire Insurance Company | ACE American Insurance Company

Know All by These Presents, that **FEDERAL INSURANCE COMPANY**, an Indiana corporation, **VIGILANT INSURANCE COMPANY**, a New York corporation, **PACIFIC INDEMNITY COMPANY**, a Wisconsin corporation, **WESTCHESTER FIRE INSURANCE COMPANY** and **ACE AMERICAN INSURANCE COMPANY** corporations of the Commonwealth of Pennsylvania, do each hereby constitute and appoint Christine Clinger and Wendy Lewis of Tempe, Arizona -----

each as their true and lawful Attorney-in-Fact to execute under such designation in their names and to affix their corporate seals to and deliver for and on their behalf as surety thereon or otherwise, bonds and undertakings and other writings obligatory in the nature thereof (other than bail bonds) given or executed in the course of business, and any instruments amending or altering the same, and consents to the modification or alteration of any instrument referred to in said bonds or obligations.

In Witness Whereof, said **FEDERAL INSURANCE COMPANY**, **VIGILANT INSURANCE COMPANY**, **PACIFIC INDEMNITY COMPANY**, **WESTCHESTER FIRE INSURANCE COMPANY** and **ACE AMERICAN INSURANCE COMPANY** have each executed and attested these presents and affixed their corporate seals on this 15th day of **December, 2023**.

Dawn M. Chloros

Dawn M. Chloros, Assistant Secretary

Stephen M. Haney

Stephen M. Haney, Vice President



STATE OF NEW JERSEY
County of Hunterdon

SS.

On this 15th day of **December, 2023** before me, a Notary Public of New Jersey, personally came Dawn M. Chloros and Stephen M. Haney, to me known to be Assistant Secretary and Vice President, respectively, of FEDERAL INSURANCE COMPANY, VIGILANT INSURANCE COMPANY, PACIFIC INDEMNITY COMPANY, WESTCHESTER FIRE INSURANCE COMPANY and ACE AMERICAN INSURANCE COMPANY, the companies which executed the foregoing Power of Attorney, and the said Dawn M. Chloros and Stephen M. Haney, being by me duly sworn, severally and each for herself and himself did depose and say that they are Assistant Secretary and Vice President, respectively, of FEDERAL INSURANCE COMPANY, VIGILANT INSURANCE COMPANY, PACIFIC INDEMNITY COMPANY, WESTCHESTER FIRE INSURANCE COMPANY and ACE AMERICAN INSURANCE COMPANY and know the corporate seals thereof, that the seals affixed to the foregoing Power of Attorney are such corporate seals and were thereto affixed by authority of said Companies; and that their signatures as such officers were duly affixed and subscribed by like authority.

Notarial Seal



Albert Contursi
NOTARY PUBLIC OF NEW JERSEY
No 50202369
Commission Expires August 22, 2027

Albert Contursi
Notary Public

CERTIFICATION

Resolutions adopted by the Boards of Directors of FEDERAL INSURANCE COMPANY, VIGILANT INSURANCE COMPANY, and PACIFIC INDEMNITY COMPANY on August 30, 2016; WESTCHESTER FIRE INSURANCE COMPANY on December 11, 2006; and ACE AMERICAN INSURANCE COMPANY on March 20, 2009:

"RESOLVED, that the following authorizations relate to the execution, for and on behalf of the Company, of bonds, undertakings, recognizances, contracts and other written commitments of the Company entered into in the ordinary course of business (each a "Written Commitment"):

- (1) Each of the Chairman, the President and the Vice Presidents of the Company is hereby authorized to execute any Written Commitment for and on behalf of the Company, under the seal of the Company or otherwise.
- (2) Each duly appointed attorney-in-fact of the Company is hereby authorized to execute any Written Commitment for and on behalf of the Company, under the seal of the Company or otherwise, to the extent that such action is authorized by the grant of powers provided for in such person's written appointment as such attorney-in-fact.
- (3) Each of the Chairman, the President and the Vice Presidents of the Company is hereby authorized, for and on behalf of the Company, to appoint in writing any person the attorney-in-fact of the Company with full power and authority to execute, for and on behalf of the Company, under the seal of the Company or otherwise, such Written Commitments of the Company as may be specified in such written appointment, which specification may be by general type or class of Written Commitments or by specification of one or more particular Written Commitments.
- (4) Each of the Chairman, the President and the Vice Presidents of the Company is hereby authorized, for and on behalf of the Company, to delegate in writing to any other officer of the Company the authority to execute, for and on behalf of the Company, under the Company's seal or otherwise, such Written Commitments of the

Company as are specified in such written delegation, which specification may be by general type or class of Written Commitments or by specification of one or more particular Written Commitments.

- (5) The signature of any officer or other person executing any Written Commitment or appointment or delegation pursuant to this Resolution, and the seal of the Company, may be affixed by facsimile on such Written Commitment or written appointment or delegation.

FURTHER RESOLVED, that the foregoing Resolution shall not be deemed to be an exclusive statement of the powers and authority of officers, employees and other persons to act for and on behalf of the Company, and such Resolution shall not limit or otherwise affect the exercise of any such power or authority otherwise validly granted or vested."

I, Dawn M. Chloros, Assistant Secretary of FEDERAL INSURANCE COMPANY, VIGILANT INSURANCE COMPANY, PACIFIC INDEMNITY COMPANY, WESTCHESTER FIRE INSURANCE COMPANY and ACE AMERICAN INSURANCE COMPANY (the "Companies") do hereby certify that

- (i) the foregoing Resolutions adopted by the Board of Directors of the Companies are true, correct and in full force and effect,
- (ii) the foregoing Power of Attorney is true, correct and in full force and effect.

Given under my hand and seals of said Companies at Whitehouse Station, NJ, this 29th day of December, 2023



Dawn M. Chloros

Dawn M. Chloros, Assistant Secretary

IN THE EVENT YOU WISH TO VERIFY THE AUTHENTICITY OF THIS BOND OR NOTIFY US OF ANY OTHER MATTER, PLEASE

CONTACT US AT:

Telephone (908) 903- 3493

Fax (908) 903- 3656

e-mail: surety@chubb.com