

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 QUAIL RANCH-PARCEL B1, LOCATED IN SECTION 2, TOWNSHIP 3 SOUTH, RANGE 8 EAST, SUPERVISORY DISTRICT 2, RELEASING THE CURRENT FINANCIAL ASSURANCE(S), AND ACCEPTING MAINTENANCE BOND NO. 7901158527.

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.

RESOLUTION NO. _____

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 Quail Ranch-Parcel B1, located in Section 2, Township 3 South, Range 8 East, Pinal County, Arizona are hereby accepted into the Pinal County Highway Maintenance System; and,

BE IT FURTHER RESOLVED, that Quail Ranch-Parcel B1 is hereby released from the Subdivision Improvement Performance Bond for Construction of Subdivision Improvements (No. LICX1973730); and,

BE IT FURTHER RESOLVED, that Maintenance Guarantee Bond No. 7901158527 in the amount of One Hundred Thirteen Thousand Four Hundred Thirty Six Dollars and 00/100 (\$113,436.00) issued by Nationwide Mutual 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.

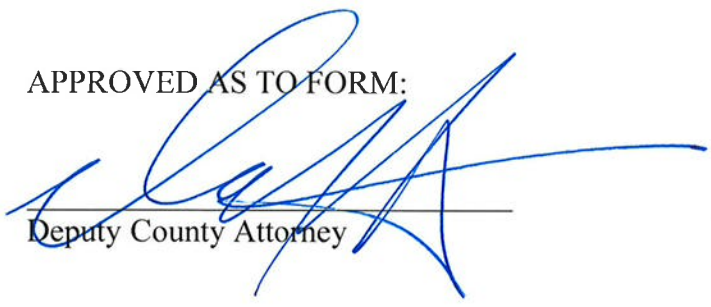
PASSED AND ADOPTED this _____ day of _____, 2024, by the PINAL COUNTY BOARD OF SUPERVISORS.

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.7901158527]

Nationwide Mutual Insurance Company

MAINTENANCE BOND

BOND NO. 7901158527

KNOW ALL MEN BY THESE PRESENT, That we, D.R. Horton, Inc., 2525 W Frye Road, Suite 100, Chandler, AZ 85224, hereinafter called Principal, and Nationwide Mutual Insurance Company, 1100 Locust Street, Dept. 2006, Des Moines, IA 50391-2006, hereinafter called Surety, are held and firmly bound unto PINAL COUNTY, 85 N. Florence Street, P.O. Box 2973, Florence, AZ 85132, hereinafter called Obligee, in the full and just sum of One Hundred Thirteen Thousand Four Hundred Thirty Six and 00/100, Dollars (\$113,436.00), 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.

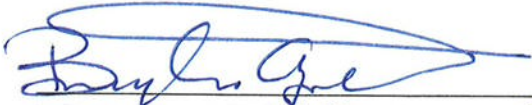
WHEREAS, said Obligee has entered into a certain agreement with D.R. Horton, Inc. a portion of which requires a ONE year(s) maintenance bond covering workmanship and materials for the List of Improvements covered, hereinafter called Improvements, at Quail Ranch – Parcel B1, which Improvements have been or 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 27th day of December, 2023.

D.R. Horton, Inc.

Principal's Name



Witness as to Principal

Bryance Gaster

By:

 (Jose L. Costello)

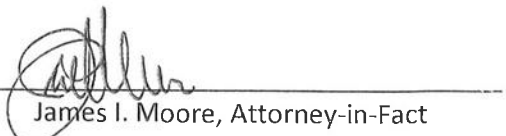
Alexa Costello

Witness as to Surety Alexa Costello

Nationwide Mutual Insurance Company

Surety's Name

By:

 James I. Moore, Attorney-in-Fact

Power of Attorney

KNOW ALL MEN BY THESE PRESENTS THAT:

Nationwide Mutual Insurance Company, an Ohio corporation

hereinafter referred to severally as the "Company" and collectively as "the Companies" does hereby make, constitute and appoint:

JAMES I MOORE, STEPHEN T KAZMER, DAWN L MORGAN, MELISSA SCHMIDT, AMY WICKETT, KELLY A GARDNER, JENNIFER J MCCOMB, TARIESE M PISCIOFFO, DIANE M RUBRIGHT, MARTIN MOSS

each in their individual capacity, its true and lawful attorney-in-fact, with full power and authority to sign, seal, and execute on its behalf any and all bonds and undertakings, and other obligatory instruments of similar nature, in penalties not exceeding the sum of

UNLIMITED

and to bind the Company thereby, as fully and to the same extent as if such instruments were signed by the duly authorized officers of the Company; and all acts of said Attorney pursuant to the authority given are hereby ratified and confirmed.

This power of attorney is made and executed pursuant to and by authority of the following resolution duly adopted by the board of directors of the Company:

"RESOLVED, that the president, or any vice president be, and each hereby is, authorized and empowered to appoint attorneys-in-fact of the Company, and to authorize them to execute and deliver on behalf of the Company any and all bonds, forms, applications, memorandums, undertakings, recognizances, transfers, contracts of indemnity, policies, contracts guaranteeing the fidelity of persons holding positions of public or private trust, and other writings obligatory in nature that the business of the Company may require; and to modify or revoke, with or without cause, any such appointment or authority; provided, however, that the authority granted hereby shall in no way limit the authority of other duly authorized agents to sign and countersign any of said documents on behalf of the Company."

"RESOLVED FURTHER, that such attorneys-in-fact shall have full power and authority to execute and deliver any and all such documents and to bind the Company subject to the terms and limitations of the power of attorney issued to them, and to affix the seal of the Company thereto; provided, however, that said seal shall not be necessary for the validity of any such documents."

This power of attorney is signed and sealed under and by the following bylaws duly adopted by the board of directors of the Company.

Execution of Instruments. Any vice president, any assistant secretary or any assistant treasurer shall have the power and authority to sign or attest all approved documents, instruments, contracts, or other papers in connection with the operation of the business of the company in addition to the chairman of the board, the chief executive officer, president, treasurer or secretary; provided, however, the signature of any of them may be printed, engraved, or stamped on any approved document, contract, instrument, or other papers of the Company.

IN WITNESS WHEREOF, the Company has caused this instrument to be sealed and duly attested by the signature of its officer the 20th day of August, 2021.

[Handwritten signature of Antonio C. Albanese]

Antonio C. Albanese, Vice President of Nationwide Mutual Insurance Company

ACKNOWLEDGMENT

STATE OF NEW YORK COUNTY OF NEW YORK: ss

On this 20th day of August, 2021, before me came the above-named officer for the Company aforesaid, to me personally known to be the officer described in and who executed the preceding instrument, and he acknowledged the execution of the same, and being by me duly sworn, deposes and says, that he is the officer of the Company aforesaid, that the seal affixed hereto is the corporate seal of said Company, and the said corporate seal and his signature were duly affixed and subscribed to said instrument by the authority and direction of said Company.



Stephanie Rubino McArthur
Notary Public, State of New York
No. 02MC6270117
Qualified in New York County
Commission Expires October 19, 2024

[Handwritten signature of Stephanie Rubino McArthur]

Notary Public
My Commission Expires
October 19, 2024

CERTIFICATE

I, Laura B. Guy, Assistant Secretary of the Company, do hereby certify that the foregoing is a full, true and correct copy of the original power of attorney issued by the Company; that the resolution included therein is a true and correct transcript from the minutes of the meetings of the boards of directors and the same has not been revoked or amended in any manner; that said Antonio C. Albanese was on the date of the execution of the foregoing power of attorney the duly elected officer of the Company, and the corporate seal and his signature as officer were duly affixed and subscribed to the said instrument by the authority of said board of directors; and the foregoing power of attorney is still in full force and effect.

IN WITNESS WHEREOF, I have hereunto subscribed my name as Assistant Secretary, and affixed the corporate seal of said Company this 27th day of December, 2023.

[Handwritten signature of Laura B. Guy]

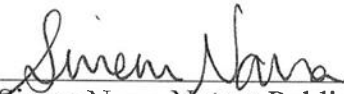
Assistant Secretary

State of Illinois }
 } ss.
County of DuPage }

On December 27, 2023, before me, Sinem Nava, a Notary Public in and for said County and State, residing therein, duly commissioned and sworn, personally appeared James I. Moore known to me to be Attorney-in-Fact of Nationwide Mutual Insurance Company the corporation described in and that executed the within and foregoing instrument, and known to me to be the person who executed the said instrument in behalf of the said corporation, and he duly acknowledged to me that such corporation executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal, the day and year stated in this certificate above.

My Commission Expires August 28, 2025



Sinem Nava, Notary Public



Commission No. 859777