

When recorded, mail to:

ICR Sanitary District
c/o Improvement District Services, Inc.
219 Grove Avenue
Prescott, Arizona 86301

3529381 BK 3986 PG 129
Yavapai County, Arizona
Patsy Jennew-Colon, Recorder
12/19/2002 01:09P PAGE 1 OF 10
ICR SANITARY DISTRICT
RECORDING FEE 5.50
SURCHARGE 0.00
POSTAGE 1.00

RESOLUTION NO. 2002-3

RESOLUTION OF THE ICR SANITARY DISTRICT RATIFYING ANNEXATION OF CERTAIN REAL PROPERTIES CURRENTLY KNOWN AS TALKING ROCK RANCH

WHEREAS, on December 13, 2000, a document entitled "Development Agreement and Order to Extend the Boundaries of the ICR Sanitary District" was recorded in the Office of the Yavapai County Recorder, Book 3799, Page 86; and

WHEREAS, Arizona Revised Statutes § 48-262(H) allows a sanitary district to annex property upon receipt of a written request in writing from the owners of the property that the governing body of the district amend the boundaries to include that property owner's land; and

WHEREAS, no such request was found in the records of either party to the above-described document; and

WHEREAS, the ICR Sanitary District received a letter signed by all known property owners requesting the annexation and agreeing to an effective annexation date of December 13, 2000 of certain real property described on Exhibit "A" attached hereto and incorporated herein; and

WHEREAS, such property is adjacent to the ICR Sanitary District and lies within Yavapai County which contains a sanitary district; and

WHEREAS, the governing body has determined that inclusion of the property benefits the District and the property owners.

THEREFORE, BE IT RESOLVED THAT the property legally described in Exhibit "A" attached hereto and incorporated herein is made a part of the ICR Sanitary District as of December 13, 2000, subject to the conditions listed in (a), (b), and (c) below:

FEE	5.50
\$0	
\$4	
\$5	
\$1	
\$0	

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(a) All improvements required to serve the annexed properties will be bought and paid for by the landowners having property within the annexed area on December 13, 2000. This includes, but is not limited to; financing costs, engineering services, easements and/or rights-of-way, sewer mains, laterals, pump stations and service connections within the annexed area; no capacity fees will be charged by the District because Talking Rock is paying all costs for expansion of the ICR treatment plant to serve both the existing district and the annexed area. There will be no reimbursement under the terms and conditions delineated in the Development Agreement and Order to Extend Boundaries of the ICR Sanitary District.

(b) Said improvements will be designed to meet all Federal, State and local regulations. Prior to construction, all plans and specifications shall be approved by all involved regulatory agencies, including the ICR Sanitary District.

(c) All improvements as specified in (a) above shall be provided at no cost to the present Sanitary District. Free and clear title to all required improvements and all related easements shall be delivered to the District prior to the commencement of any sewage treatment services to the annexed area described above.

Because the Order was recorded on December 13, 2000, that is the effective date of the annexation, however, the Clerk is ordered to record this document for informational purposes.

DATED this 18th day of November, 2002.



Chairperson, Board of Directors
ICR Sanitary District

ATTEST:



District Clerk

When recorded, mail to:

~~Corbin Vandemoer
CORBIN VANDEMOER, P.C
650 N. Main Street
Cottonwood, AZ 86326~~

LETTER TO BOARD OF DIRECTORS
OF
ICR SANITARY DISTRICT

Dear Members of Board of Directors:

First American Title Insurance Agency of Yavapai, Inc., an Arizona corporation, is the Trustee of First American Title Insurance Agency of Yavapai, Inc. Trust No. 4750 ("Trust"), and was the Trustee of said Trust on December 8, 2000, the date of execution of a Development Agreement and Order to Extend the Boundaries of the ICR Sanitary District, recorded in Book 3797, Page 86, Records of Yavapai County, Arizona. Further, First American Title Insurance Agency of Yavapai, Inc. was the Trustee on December 14, 2000, the date of recording the above-referenced document. The Beneficiaries of the Trust on December 8, 2000 and December 14, 2000 were Inscription Canyon Ranch, L.P., and Talking Rock Land, L.L.C.

On December 8, 2000 and December 14, 2000, the Trust held legal title to the real property described and shown in Exhibit "A" attached hereto and incorporated herein. Said real property was and is adjacent to the ICR Sanitary District and pursuant to A.R.S. § 48-262.H., First American Title Insurance Agency of Yavapai, Inc., as Trustee of the Trust, hereby consents to amendment of the district boundaries to include all land described on Exhibit "A", effective December 14, 2000, the date of recording of the above-captioned Development Agreement and Order to Extend the Boundaries of the ICR Sanitary District.

Trustee has been properly authorized to execute this request by all affected parties, and by the signatures set forth below all beneficiaries of the Trust on December 8 and 14, 2000 hereby consent to an amendment of the ICR Sanitary District boundaries to include all land described on Exhibit "A", and explicitly waive any and all irregularities which may have occurred in the annexation. If any signatory hereto is a corporation, trust, limited liability company or general or limited partnership, then each individual executing this agreement on behalf of such entity represents and warrants that he or she is duly authorized to execute and deliver this annexation request on its behalf.

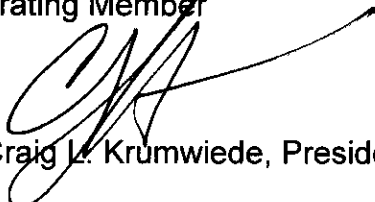
BENEFICIARY

TALKING ROCK LAND, L.L.C.

By: Harvard Simon I, L.L.C.
Its: Sole Member and Manager

By: Harvard Talking Rock, L.L.C.
Its: Operating Member

By: Harvard Investments, Inc.
Its: Operating Member

By: 
Craig L. Krumwiede, President

STATE OF ARIZONA)
County of Marcopa) ss.

The foregoing instrument was acknowledged before me this 18th day of July, 2002 by CRAIG L. KRUMWIEDE, President of Harvard Investments, Inc., Operating Member of Harvard Talking Rock, L.L.C., Operating Member of Harvard Simon I, L.L.C., Operating Member of Talking Rock Land, L.L.C., on behalf of Talking Rock Land, L.L.C.


Notary Public

My Commission Expires:

1322343.1/47094.012



SEAL

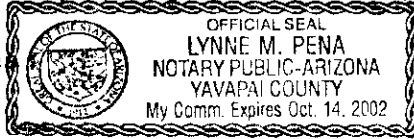
"Unofficial Copy"

FIRST AMERICAN TITLE INSURANCE AGENCY OF YAVAPAI, INC., Trustee
First American Title Insurance Agency of Yavapai, Inc. Trust No. 4750

By *Jeffrey Graham*
Jeffrey Graham, Trust Officer
STATE OF ARIZONA)
) ss.
County of Yavapai)

The foregoing instrument was acknowledged before me this 18th day of July, 2002 by JEFFREY GRAHAM, Trust Officer of First American Title Insurance Agency of Yavapai, Inc., Trustee of First American Title Insurance Agency of Yavapai, Inc., Trust No. 4750, on behalf of Trust No. 4750.

My Commission Expires



Lynne M. Pena
Notary Public

BENEFICIARY

INSCRIPTION CANYON RANCH, L.P.

SEAL

By: Yolo Cattle Company, General Partner

By: *Brian Croll*
Brian C. Croll, President

STATE OF Illinois)
) ss.
County of Cook)

The foregoing instrument was acknowledged before me this 22 day of July, 2002 by BRIAN C. CROLL, President of Yolo Cattle Company, General Partner of Inscription Canyon Ranch, L.P., an Arizona limited partnership, on behalf of the partnership.

My Commission Expires: 09/17/02



Notary Public

Joann M. McGoVERN

SEAL

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EXHIBIT "A"

No. 250-305-320317

PARCEL I:

All of Sections 11, 15 and 16, Township 16 North, Range 3 West of the Gila and Salt River Base and Meridian, Yavapai County, Arizona.

EXCEPT the East 300 acres of Section 11.

PARCEL II:

The Northeast quarter of Section 17, Township 16 North, Range 3 West of the Gila and Salt River Base and Meridian lying Northeasterly of Prescott-Simmons Road as it existed on June 10, 1920.

EXCEPT all that portion of Section 17, Township 16 North, Range 3 West of the Gila and Salt River Base and Meridian, Yavapai County, Arizona, more particularly described as follows:

COMMENCING at the point of intersection of the Easterly right of way of the Simmons Road and the North line of said Section 17, being the TRUE POINT OF BEGINNING;

Thence South 89 degrees, 54 minutes East, along the North line of said Section 17, a distance of 514.55 feet;

Thence South 34 degrees, 33 minutes East, parallel with the said Simmons Road, 514.55 feet;

Thence North 89 degrees, 54 minutes West, 514.55 feet to a point on the said Easterly right of way of the Simmons Road;

Thence North 34 degrees, 33 minutes West, 514.55 feet along the said Easterly right of way of the Simmons Road to the TRUE POINT OF BEGINNING as conveyed in Warranty Deed recorded November 13, 1996 in Book 3310 of Official Records, Page 854.

PARCEL III:

All of Sections 21 and 22, Township 16 North, Range 3 West of the Gila and Salt River Base and Meridian.

EXCEPT THEREFROM all coal, oil, gas and other mineral deposits as reserved in the Patent recorded in Book 25 of Official Records, Page 106.

(Affects Section 22, Township 16 North, Range 3 West)

Continued

EXHIBIT "A"

No. 250-305-320317

EXCEPT for that portion lying within the following described
Parcels:

PARCEL A:

Section 21 and Section 22 of Township 16 North, Range 3 West of the
Gila and Salt River Base and Meridian, County of Yavapai, State of
Arizona, described as follows:

BEGINNING at the intersection of the South line of said Section 22
and the Westerly sideline of Williamson Valley Road, 100 feet wide
(also known as Prescott-Simmons Highway);

Thence along said Westerly line, North 30 degrees, 31 minutes, 54
seconds West, 945.97 feet;

Thence parallel with the Southerly line of said Section 22, North
88 degrees, 54 minutes, 05 seconds West, 2,215.12 feet to the East
line of said Section 21;

Thence parallel with the Southerly line of said Section 21, South
86 degrees, 23 minutes, 15 seconds West, 2,826.98 feet;

Thence continuing along said parallel line, South 88 degrees, 48
minutes, 30 second West, 1,170.00 feet;

Thence South 03 degrees, 42 minutes, 29 seconds East, 805.67 feet
to the South line of said Section 21;

Thence along said Section line, North 88 degrees, 48 minutes, 30
seconds East, 1,151.53 feet to the Southerly quarter corner of said
Section, said corner is monumented with a 3 inch diameter brass
disk set in concrete, stamped "WJ CHEEK 1961 PE 2398";

Thence continuing along said South line North 86 degrees, 23
minutes, 15 seconds East, 2,804.18 feet to the Southeast corner of
said Section 21, said corner is monumented with a 3 inch diameter
brass disk set in concrete, stamped "WJ CHEEK 1961 PE 2398";

Thence along the Southerly line of said Section 22, South 88
degrees, 54 minutes, 05 seconds East, 2,684.88 feet to the POINT OF
BEGINNING.

PARCEL B:

Sections 21 and 22, described as follows:

COMMENCING at the intersection of the South line of said Section 22
and the Westerly sideline of said Williamson Valley Road;

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Continued

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EXHIBIT "A"

No. 250-305-320317

Thence along said Westerly line, North 30 degrees, 31 minutes, 54 seconds West, 945.97 feet to the POINT OF BEGINNING;

Thence parallel with the Southerly line of said Section 22, North 88 degrees, 54 minutes, 05 seconds West, 2,215.12 feet to the East line of said Section 21;

Thence parallel with the Southerly line of said Section 21, South 86 degrees, 23 minutes, 15 seconds West, 2,826.98 feet;

Thence continuing along said parallel line, South 88 degrees, 48 minutes, 30 seconds West, 1,170.00 feet;

Thence North 3 degrees, 42 minutes, 29 seconds West, 2,001.74 feet;

Thence North 89 degrees, 13 minutes, 31 seconds East, 5,210.05 feet to the Westerly sideline of Williamson Valley Road;

Thence along said sideline South 30 degrees, 32 minutes, 28 seconds East, 1,961.02 feet;

Thence South 30 degrees, 31 minutes, 54 seconds East, 254.31 feet to the POINT OF BEGINNING.

PARCEL C:

Any portion lying South of the Northerly right of way line of Nancy Drive as recorded in Book 16 of Maps, Page 63, and East of the Easterly right of way of Williamson Valley Road.

PARCEL IV:

The North half of Section 28, Township 16 North, Range 3 West of the Gila and Salt River Base and Meridian.

EXCEPT for the following described Parcel:

That portion of Section 28, Township 16 North, Range 3 West of the Gila and Salt River Base and Meridian, Yavapai County, Arizona, described as follows:

BEGINNING at the Northeast corner of said Section 28, said corner is monumented with a 3 inch diameter brass disk set in concrete, stamped "WJ Cheek PE 23998";

Thence along the North line of said Section 28, South 86 degrees, 23 minutes, 15 seconds West, 2,804.18 feet to the North quarter corner of said Section 28, said corner is monumented with a 3 inch diameter brass disk set in concrete, stamped "WJ Cheek PE 23998";

Continued

EXHIBIT "A"

No. 250-305-320317

Thence continuing along said North line of Section 28, South 88 degrees, 48 minutes, 30 seconds West, 1,151.53 feet to a line parallel with the East line of said Section 28;

Thence along said parallel line, South 03 degrees, 42 minutes, 29 seconds East, 2,614.40 feet to the mid-section line of said Section 28;

Thence along said mid-section line, North 88 degrees, 26 minutes, 14 seconds East, 3,957.37 feet to the East quarter corner of said Section 28, said corner is monumented with a 3 inch diameter brass disk set in concrete stamped "WJ Cheek PE 23998";

Thence along the East line of said Section 28, North 03 degrees, 42 minutes, 29 seconds West, 2,707.30 feet to the POINT OF BEGINNING.

PARCEL V:

Section 33 of Township 16 North, Range 3 West of the Gila and Salt River Base and Meridian, County of Yavapai, State of Arizona, lying Northerly and Northwesterly of the following described line:

BEGINNING on the West line of said Section, North 0 degrees, 12 minutes, 47 seconds West, 1,992.80 feet from the Southwest corner of said Section, said corner is monumented with a General Land Office survey monument;

Thence North 89 degrees, 47 minutes, 13 seconds East, 1,051.14 feet to an existing 4 strand barbed wire fence;

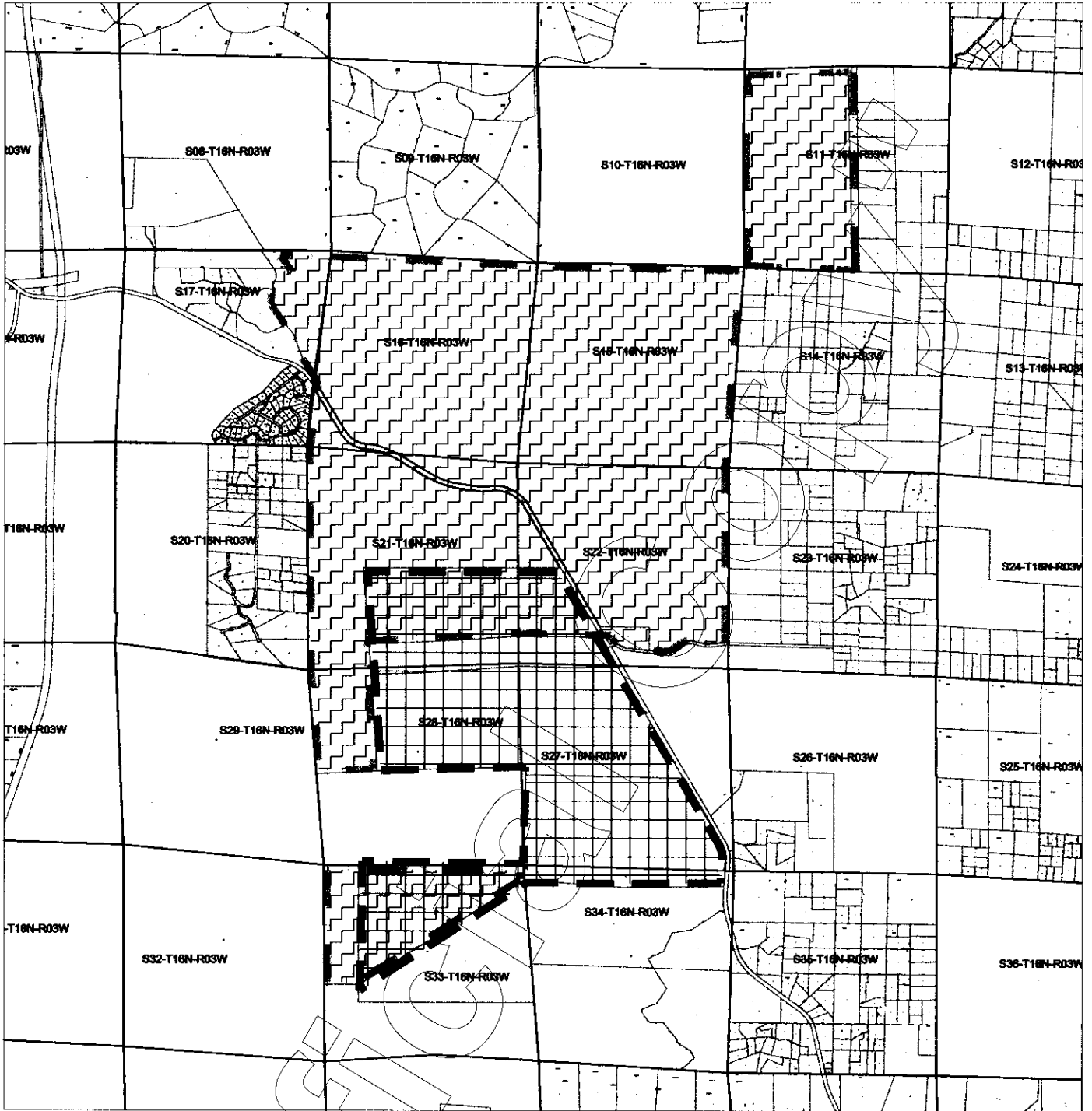
Thence generally along said fence line North 55 degrees, 49 minutes, 36 seconds East, 5,326.57 feet to the East line of said section.

EXCEPT from all Parcels I, II and III any portion lying within Prescott-Simmons Highway right of way.

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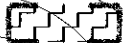
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ICR SANITARY DISTRICT EXISTING BOUNDARIES AND REQUESTED BOUNDARY EXPANSION CORRECTED (MAY 13, 2002)



LEGEND

ICR SANITARY DISTRICT
REQUESTED BOUNDARY EXPANSION



ICR SANITARY DISTRICT
EXISTING BOUNDARIES



RECORDERS MEMO: LEGIBILITY
QUESTIONABLE FOR GOOD REPRODUCTION



CORRECTED: MAY 13, 2002

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