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OFFICIAL RECORDS OF  
PINAL COUNTY RECORDER  
Dana Lewis

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

DATE/TIME: 08/03/2023 1049  
FEE: \$0.00  
PAGES: 5  
FEE NUMBER: 2023-057027

**RESOLUTION NO. 080223-RD23-025**

**A RESOLUTION OF THE PINAL COUNTY, ARIZONA, BOARD OF SUPERVISORS ACCEPTING INTO THE PINAL COUNTY HIGHWAY MAINTENANCE SYSTEM THE STREETS ASSOCIATED WITH BELLA VISTA FARMS PARCEL E&F-PARCEL 8, LOCATED IN SECTION 16, TOWNSHIP 3 SOUTH, RANGE 8 EAST, SUPERVISORY DISTRICT 2, RELEASING THE CURRENT FINANCIAL ASSURANCE(S), AND ACCEPTING MAINTENANCE BOND NO. 30115870-M.**

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 by a request by the subdivision developer and recommended by the Director of Public Works; and

WHEREAS, the Pinal County Department of Public Works has found as follows:

1. Street and drainage design is in accordance with Pinal County Standards;
2. Construction has been monitored by the Department of Public Works;
3. Street rights-of-way have been duly dedicated; and

WHEREAS, provision has been made by law and ordinance whereby the principal shall provide security to guarantee against damage by on-site construction and covering workmanship and materials for the List of Improvements covered, hereinafter called Improvements.

NOW, THEREFORE, BE IT RESOLVED by the Pinal County Board of Supervisors that the streets identified and dedicated to the public in the Final Plat for Bella Vista Farms Parcel E&F-Parcel 8, located in Section 16, Township 3 South, Range 8 East, Pinal County, Arizona are hereby accepted into the Pinal County Highway Maintenance System; and

BE IT FURTHER RESOLVED, Bond No. 30115870 in the original amount of Nine Hundred Thirty-Six Thousand Eight Hundred Seventy-Nine Dollars and 45/100 (\$936,879.45), is released upon execution of this Resolution; and

BE IT FURTHER RESOLVED, Maintenance Bond No. 30115870-M in the amount of Thirty-Nine Thousand Eight Hundred Eighteen Dollars and 65/100 (\$39,818.65) issued by The Continental Insurance Company and attached hereto as Exhibit "A" is accepted by the Pinal County Board of Supervisors upon execution of this Resolution; and

RESOLUTION NO. 080223-RD23-025

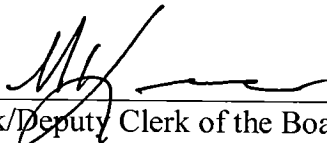
BE IT FURTHER RESOLVED, that this Resolution shall become effective upon recording of said Resolution with the Office of the County Recorder, Pinal County, Arizona.

PASSED AND ADOPTED this 2nd day of August, 2023, 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. 080223-RD23-025**

**[Maintenance Bond No. 30115870-M]**

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H  
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F  
C  
S

The Continental Insurance Company

Surety's Name

MAINTENANCE BOND

Bond No. 30115870-M

KNOW ALL MEN BY THESE PRESENT, That we, Lennar Arizona, LLC

Principle's Name

1665 W. Alameda Drive, Suite 130, Tempe, AZ 85282

Principal's Address

, hereinafter called Principal, and

The Continental Insurance Company

Surety's Name

, 151 N. Franklin Street, Chicago, IL 60606

Surety's Address

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

Obligee's Name

31 N. Pinal Street, Building F, Florence, AZ 85132

Obligee's Address

, hereinafter called Obligee, in

the full and just sum of Thirty-Nine Thousand Eight Hundred Eighteen and 65/100 Dollars (\$ 39,818.65 ), 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 Lennar Arizona, LLC

Owner's Name

a portion of which requires a One (1) year(s) maintenance bond covering workmanship and materials for the List of Improvements covered, hereinafter called Improvements, at Bella Vista Farms

Project Name

Parcel E&F - Parcel 8, S of Roberts Rd. on Schenpf Rd.

Project Address

, 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 (1) 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 15th day of June, 2023.

Lennar Arizona, LLC, an Arizona limited liability company

Principle's Name

*Jana Kelsey*

Witness as to Principal

By:

*Jeff Gunderson*

**Jeff Gunderson  
Vice President**

The Continental Insurance Company

Surety's Name

*Laura E. Sudduth*

Witness as to Surety **Laura E. Sudduth**

By:

*Amanda R Turman Avina*

**Amanda R Turman Avina, Attorney-in-Fact**

**POWER OF ATTORNEY APPOINTING INDIVIDUAL ATTORNEY-IN-FACT**

Know All Men By These Presents, that The Continental Insurance Company, a Pennsylvania insurance company, is a duly organized and existing insurance company having its principal office in the City of Chicago, and State of Illinois, and that it does by virtue of the signature and seal herein affixed hereby make, constitute and appoint Amanda R Turman Avina

, Individually

of Houston, TX, its true and lawful Attorney(s)-in-Fact with full power and authority hereby conferred to sign, seal and execute for and on its behalf bonds, undertakings and other obligatory instruments of similar nature

- In Unlimited Amounts -

Surety Bond Number: 30115870-M

Principal: Lennar Arizona, LLC

Obligee: Pinal County, Arizona

and to bind them thereby as fully and to the same extent as if such instruments were signed by a duly authorized officer of the insurance company and all the acts of said Attorney, pursuant to the authority hereby given is hereby ratified and confirmed.

This Power of Attorney is made and executed pursuant to and by authority of the By-Law and Resolutions, printed on the reverse hereof, duly adopted, as indicated, by the Board of Directors of the insurance company.

In Witness Whereof, The Continental Insurance Company has caused these presents to be signed by its Vice President and its corporate seal to be hereto affixed on this 27th day of April, 2023.



The Continental Insurance Company

Larry Kasten

Vice President

State of South Dakota, County of Minnehaha, ss:

On this 27th day of April, 2023, before me personally came Larry Kasten to me known, who, being by me duly sworn, did depose and say: that he resides in the City of Sioux Falls, State of South Dakota; that he is a Vice President of The Continental Insurance Company, a Pennsylvania insurance company, described in and which executed the above instrument; that he knows the seal of said insurance company; that the seal affixed to the said instrument is such corporate seal; that it was so affixed pursuant to authority given by the Board of Directors of said insurance company and that he signed his name thereto pursuant to like authority, and acknowledges same to be the act and deed of said insurance company.



My Commission Expires March 2, 2026

M. Bent

Notary Public

**CERTIFICATE**

I, D. Johnson, Assistant Secretary of The Continental Insurance Company, a Pennsylvania insurance company, do hereby certify that the Power of Attorney herein above set forth is still in force, and further certify that the By-Law and Resolutions of the Board of Directors of the insurance company printed on the reverse hereof is still in force. In testimony whereof I have hereunto subscribed my name and affixed the seal of the said insurance company this 16th day of June, 2023.



The Continental Insurance Company

D. Johnson

Assistant Secretary