

RANCHO MURIETA COMMUNITY SERVICES DISTRICT

RESOLUTION 90-13

RESOLUTION OF THE BOARD OF DIRECTORS OF
RANCHO MURIETA COMMUNITY SERVICES DISTRICT
ORDERING JUDICIAL FORECLOSURE OF DELINQUENT ASSESSMENTS
PURSUANT TO THE IMPROVEMENT BOND ACT OF 1915, AND
ORDERING THAT THE TAX COLLECTOR BE CREDITED
WITH THOSE ASSESSMENTS

WHEREAS, the Rancho Murieta Community Services District ("the District") has conducted special assessment proceedings from time to time, resulting in the issuance and sale of improvement bonds pursuant to the provisions of the Improvement Bond Act of 1915 (California Streets and Highways Code Section 8500 and following; hereafter referred to as the "1915 Act"); and,

WHEREAS, pursuant to the 1915 Act, the District has duly and regularly issued and recorded the unpaid assessments, which assessments and each installment thereof and interest and penalties thereon constitute liens against the lots and parcels of land against which they are made until the same are paid; and,

WHEREAS, certain assessments and installments are not paid when due, and certain installments of those assessments may not be paid in the future; and,

WHEREAS, under the provisions of Section 8830 of the Streets and Highways Code of the State of California, the Board of Directors of the District is authorized, not later than four (4) years after the due date of the last installment of principal, to order the same to be collected by an action brought in the Superior Court to foreclose the lien of those assessments; and,

WHEREAS, pursuant to certain 1915 Act Bond issues, this agency is required by covenant with the bondholders, as authorized by Streets and Highways Code section 8830(b), to institute judicial foreclosure proceedings; and,

WHEREAS, under the provisions of Section 8833 of the 1915 Act, when such foreclosure action is ordered, the County Tax Collector is to be credited upon the assessment roll then in his hands with the amount charged against him on account of the assessments to be sued on and to be relieved of further duty in regard thereto.

NOW, THEREFORE, BE IT RESOLVED by the Board of Directors of Rancho Murieta Community Services District as follows:

SECTION 1. The District hereby orders that the delinquent assessments identified as of July 1, 1990, and each July 1, thereafter, and all future installments of such assessments

which are not paid when due, be collected by actions brought in the Superior Court of Sacramento County to foreclose the liens thereof.

SECTION 2. The General Manager is hereby authorized and directed to retain Susan Feller, Esq. of Sherman and Feller, as Special Legal Counsel to institute such actions in the name of the District to foreclose the liens of all such delinquent assessments.

SECTION 3. The District' Manager/Finance Officer, in cooperation and in conjunction with special counsel, is authorized and directed to transmit a certified copy of this resolution to the Auditor/Controller's Office of the County of Sacramento with a letter stating that:

a. The Board of Directors of the Community Services District has ordered that the delinquent installments be collected by action brought in the Superior Court of Sacramento County to foreclose the liens thereof;

b. Pursuant to Streets and Highways Code Section 8833, the Sacramento Tax Collector is to be credited upon the assessment roll with the amounts charged on account of the assessments to be sued upon and is to be relieved of further duty in regard thereto; and,

c. All inquiries regarding payment of the delinquent assessments shall be forwarded to the District's Special Counsel.

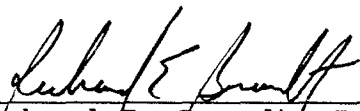
PASSED AND ADOPTED at the regular meeting of the Board of Directors of Rancho Murieta Community Services District on the 20th day of June, 1990, by the following roll call vote:

AYES: Directors: Brandt, Twitchell, Sullivan, Huntley

NOES: None

ABSENT: Director: Reese

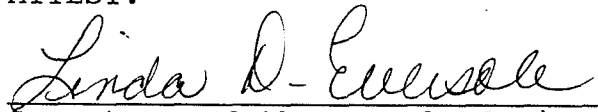
ABSTAIN: None



Richard E. Brandt, President
Board of Directors Rancho Murieta
Community Services District

[Seal]

ATTEST:



Secretary of the Board of Directors
Rancho Murieta Community Services District

CERTIFICATION

I hereby certify that the foregoing is the full, true and correct copy of Resolution 90-13 for the Rancho Murieta Community Services District. This resolution was adopted by the Board of Directors at a regular meeting held on June 20, 1990.

Linda Eversole

Linda Eversole, District Secretary
Rancho Murieta Community Services
District

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