

**Extension of Assurance Agreement and
Substitution of Trustee under ASSURANCE AGREEMENT
FOR COMPLETION OF Morning Star Airpark LLC
SUBDIVISION IMPROVEMENTS**

WHEREAS, an Assurance Agreement between First American Title Insurance Company, a California corporation, as Trustee under Trust No. 9263, hereinafter referred to as “Original Trustee”, Morning Star Airpark, LLC, an Arizona limited liability company, as the Beneficiary under Trust No. 9263, hereinafter referred to as “Beneficiary”, and Cochise County, Arizona hereinafter referred to as “County”. Said Agreement was recorded on August 18, 2008, as Document No. 2008-22501, with the Office of the County Recorder;

SUBSTITUTION OF TRUSTEE

WHEREAS, the Original Trustee is no longer able to continue acting as Trustee under said Agreement;

WHEREAS, Pioneer Title Agency, Inc., an Arizona corporation, as Trustee under Trust No. 70200840, has agreed to act as Trustee under said Agreement;

WHEREAS, the Beneficiary has requested that Pioneer Title Agency, Inc., an Arizona corporation, as Trustee under Trust No. 70200840, be named as the Trustee under said Agreement;

WHEREAS, the County does hereby consent to First American Title Insurance Company, a California corporation, as Trustee under Trust No. 9263 transferring title of the real property described in attached Exhibit A, to Pioneer Title Agency, Inc., an Arizona corporation, as Trustee under Trust No. 70200840

EXTENSION OF ASSURANCE AGREEMENT:

ASSURANCE AGREEMENT

WHEREAS, the Beneficiary has requested an extension of time for completion of improvements to _____; and

WHEREAS, based on criteria established by the Board of Supervisors for extension of assurance agreements, the County believes that such extension is justified;

NOW, THEREFORE, be it resolved that:

Pioneer Title Agency, Inc., an Arizona corporation, as Trustee under Trust No. 70200840, is hereby substituted as the Trustee under said Agreement.

Be it further resolved that the Assurance Agreement for completion of subdivision improvements for Morning Star Airpark, LLC, Lots 1-142 & Common Area "A" & Tract B, Maps and Plats, Book 15, Pages 99-99H, records of Cochise County, Arizona is hereby extended with a new expiration date of _____.

PASSED AND ADOPTED this _____ day of _____, 2018

By:
Cochise County Board of Supervisors

ATTEST:

APPROVED AS TO FORM:

By:
Clerk of the Board

By:
Deputy County Attorney

