

**EXTENSION OF ASSURANCE AGREEMENT FOR COMPLETION OF
THE OAKS SUBDIVISION IMPROVEMENTS,
DOCKET NO. S-04-03**

THIS EXTENSION AGREEMENT made and entered into as of this 16th day of April , 2020, between PIONEER TITLE AGENCY, INC., an Arizona Corporation, as Trustee under Trust No. 319061, hereinafter referred to as "Trustee", CASTLE & COOKE ARIZONA, INC., an Arizona Corporation, as Beneficiary of Trust No. 319061, hereinafter referred to as "Beneficiary", and COCHISE COUNTY, Arizona:

WHEREAS, an Assurance Agreement between Cochise County and PIONEER TITLE AGENCY, INC., an Arizona Corporation, as Trustee under Trust No. 319061, was made for the completion of subdivision improvements for THE OAKS SUBDIVISION, DOCKET NO. S-04-03, as recorded in Book 15, pages 77 and 77G of maps and plats in the Office of the Cochise County Recorder. Said Agreement was recorded on May 9, 2007 by Fee No. 070515786, in the Office of the Cochise County Recorder; and

WHEREAS, a final plat has been recorded for The Oaks Subdivision; and,

WHEREAS, the above referenced assurance agreement was previously extended to May 9, 2020; and,

WHEREAS, good progress has been made towards completion of the improvement plans for the above-referenced subdivision; and,

WHEREAS, Castle & Cooke Arizona, Inc., as Beneficiary of Trust No. 319061, has requested an extension of time for completion of said improvements; and,

WHEREAS, Cochise County believes that such an extension is justified;

NOW, THEREFORE, IT IS HEREBY AGREED THAT:

The Assurance Agreement for completion of subdivision improvements for The Oaks Subdivision, Docket S-04-03, recorded on May 9, 2007 by Fee No.070515786 is hereby extended with a new expiration date of May 9, 2023, and the parties hereto agree to abide by the terms of the said Assurance Agreement recorded on May 9, 2007 by Fee No.070515786.

IN WITNESS WHEREOF, the parties have executed this extension of Assurance Agreement this 16th day of April, 2020.

COCHISE COUNTY:

Chairman, Cochise County Board of Supervisors

ATTEST:

APPROVED AS TO FORM:

Clerk of the Board

Deputy County Attorney

TRUSTEE:

PIONEER TITLE AGENCY, INC., an
Arizona Corporation, as Trustee under
Trust No. 319061

BY: 
Trust Officer

STATE OF ARIZONA)) ss.
COUNTY OF Cochise))

On this the 17th day of April, 2020, before me, the undersigned Officer, personally appeared R. Keith Newlon, who acknowledged him/herself to be the Trust Officer of Pioneer Title Agency, Inc., an Arizona corporation, and that he/she as such Officer being authorized so to do, executed the foregoing instrument for the purposes therein contained by signing the name of the corporation by him/herself as such Officer.

In witness whereof, I have hereunto set my hand and official seal.

Notary Public

My Commission Expires: 3/31/2021



OWNER/BENEFICIARY:

Owner/Beneficiary

Richard S. Coffman Senior Vice President
Name and Title: _____

Owner/Beneficiary

Name and Title: Deanna Coffman, Assistant Secretary

~~The foregoing instrument was acknowledged before me this 16th day of April, 2020, by Diane L. Kawada as senior vice president & assistant secretary of Castle & Cooke Arizona, Inc., an Arizona corporation~~

Notary Public

My Commission Expires: 10/20/2020

See Attached

EXHIBIT "C"

The Oaks – Site Improvement Schedule

<u>Phase Number</u>	<u>Completion Date</u>
Phase 1 (29 lots)	December 31, 2007
Phase 2 (24 lots)	December 31, 2008
Phase 3 (31 lots)	December 31, 2009
Phase 4 (14 lots)	December 31, 2010
Phase 5 (15 lots)	December 31, 2011

December 31, 2023