

RESOLUTION NO. 2015- 04

RESOLUTION OF FINAL ORDER OF THE BOARD OF DIRECTORS OF
THE NORTH SAN JOAQUIN WATER CONSERVATION DISTRICT
LEVYING AN ADDITIONAL AND SUPPLEMENTAL SPECIAL ASSESSMENT
ON ALL LANDS WITHIN IMPROVEMENT DISTRICT NO. 1,
THE TRACY LAKE IMPROVEMENT DISTRICT,

WHEREAS, the Board of Directors of the North San Joaquin Water Conservation District, on January 26, 2015, on or after 2:30 PM, held a public hearing on whether an additional and supplemental assessment pursuant to Water Code Section 75214 should be levied on all lands within Improvement District No. 1, the Tracy Lake Improvement District.

Based upon the evidence presented at the public hearing, the Board of Directors finds the following:

A. Proper and timely notice of the hearing was given in accordance with California Water Code Section 75191 and the California Constitution.

B. Timely notice of the hearing and of the proposed assessment was given to the lien holders of record of the parcels to be included in the proposed improvement district, and all lien holders' objections, if any, were resolved to the satisfaction of the Board of Directors.

C. The additional and supplemental assessment hereinafter levied is necessary for the purpose of constructing the proposed improvements, known as the Tracy Lake Groundwater Recharge Project.

IT IS HEREBY ORDERED as follows:

1. The Board of Directors of the North San Joaquin Water Conservation District does hereby levy and apportion the additional and supplemental capital assessment according to benefits in the manner set forth in Exhibit A, which is attached hereto and incorporated herein by

reference.

2. To the above capital assessment shall be added both of the following sums: (a) an amount equal to interest on any deferred payments at the rate of four percent (4.0%) per annum, and (b) an amount equal to ten percent (10%) more than all other sums to be raised by the assessment in order to provide for anticipated delinquencies.

3. The capital assessment shall be payable over seven (7) years in fourteen (14) semi-annual installments with the first installment due and payable at the time the first installment of the year 2015 improvement district assessments are due and payable.

4. The improvement district assessment and each installment thereof, shall be and remain a lien on such lands in the same manner and effect as would an annual assessment of the North San Joaquin Water Conservation District, whether or not any such annual assessment is actually levied by the District.

5. This Final Order levying the additional and supplemental assessment shall be entered in the minutes of the Board and the Secretary of the Board shall cause a certified copy of this Final Order to be recorded in the office of the San Joaquin County Recorder.

Moved by Director _____, seconded by Director _____, that the foregoing resolution be adopted.

Upon roll call the following vote was had:

Ayes:

Noes:

Absent:

The President declared the resolution adopted.

I, Shasta Burns, Deputy Secretary of the Board of Directors of the NORTH SAN JOAQUIN WATER CONSERVATION DISTRICT, do hereby CERTIFY that the foregoing is a full, true and correct copy of a resolution duly adopted at a regular meeting of the Board of Directors held the 26th day of January, 2015.

EXHIBIT A
STATEMENT OF ADDITIONAL AND SUPPLEMENTAL CAPITAL ASSESSMENT
IMPROVEMENT DISTRICT NO. 1, TRACY LAKE IMPROVEMENT DISTRICT

PARCEL #	COUNTY APN	NAME AND ADDRESS OF OWNER	NUMBER OF ACRES	ASSESSMENT PER ACRE	MAXIMUM TOTAL AMOUNT OF ASSESSMENT
1	003-110-08	FJ Venture Partnership c/o John Franzia 6342 Bystrum Road Ceres, CA 95307	63.45	\$915.48	\$58,087.11
2	003-110-01	FJ Venture Partnership c/o John Franzia 6342 Bystrum Road Ceres, CA 95307	156.76	\$915.48	\$143,510.40
3	003-110-03	FJ Venture Partnership c/o John Franzia 6342 Bystrum Road Ceres, CA 95307	158.94	\$915.48	\$145,506.15
4	003-100-02	FJ Venture Partnership c/o John Franzia 6342 Bystrum Road Ceres, CA 95307	77.71	\$915.48	\$71,141.83
5	003-100-03	FJ Venture Partnership c/o John Franzia 6342 Bystrum Road Ceres, CA 95307	34.00	\$915.48	\$31,126.27
6	003-120-03	FJ Venture Partnership c/o John Franzia 6342 Bystrum Road Ceres, CA 95307	223.01	\$915.48	\$204,160.85
7	003-140-01	FJ Venture Partnership c/o John Franzia 6342 Bystrum Road Ceres, CA 95307	160.00	\$915.48	\$146,476.55
8	003-140-02	FJ Venture Partnership c/o John Franzia 6342 Bystrum Road Ceres, CA 95307	160.00	\$915.48	\$146,476.55
9	003-150-01	FJ Venture Partnership c/o John Franzia 6342 Bystrum Road Ceres, CA 95307	56.30	\$915.48	\$51,541.44
10	003-150-13	FJ Venture Partnership c/o John Franzia 6342 Bystrum Road Ceres, CA 95307	46.04	\$915.48	\$42,148.63

11	005-030-01	FJ Venture Partnership c/o John Franzia 6342 Bystrum Road Ceres, CA 95307	112.93	\$915.48	\$103,384.98
12	005-030-06	FJ Venture Partnership c/o John Franzia 6342 Bystrum Road Ceres, CA 95307	61.65	\$915.48	\$56,439.25
TOTALS			1,310.79		\$1,200,000.00