## Exhibit E

# PETITION TO THE CITY COUNCIL OF THE CITY OF SAN BERNARDINO REQUESTING ANNEXING TERRITORY INTO COMMUNITY FACILITIES DISTRICT NO. 2019-1 OF PROPERTY THE CITY OF SAN BERNARDINO AND A WAIVER WITH respects to certain procedural matters under the mello-roos COMMUNITY FACILITIES ACT OF 1982 AND CONSENTING TO THE LEVY OF SPECIAL TAXES THEREON TO PAY THE COSTS OF SERVICES TO BE PROVIDED BY THE COMMUNITY FACILITIES DISTRICT 

1. The undersigned requests that the City Council of the City of San Bernardino, initiate and conduct proceedings pursuant to the Mello-Roos Community Facilities Act of 1982 (the "Act") (Government Code Section 53311 et seq.), for the annexation of territory to Community Facilities District No. 2019-1 (Maintenance Services) of the property described below and consents to the annual levy of special taxes on such property to pay the costs of services to be provided by the Community Facilities District.
2. The undersigned requests that the community facilities district provide any services that are permitted under the Act including, but not limited to, all necessary service, operations, administration and maintenance required to keep landscape lighting, street lighting, flood control facilities, ground cover, shrubs, plants and tree, irrigation systems, graffiti removal, sidewalks and masonry walls, fencing entry monuments, tot lot equipment and associated appurtenant facilities within the district in a healthy, vigorous and satisfactory working condition.
3. The undersigned hereby certifies that as of the date indicated opposite its signature, it is the owner of all the property within the proposed boundaries of the Community Facilities District described in Exhibit A herofo and as shown on the map Exhibit B hereto.
4. The undersigned requests that a special election be held under the Act to authorize the special taxes for the proposed annexation into Community Facilities District No. 2019-1. The undersigned waives any requirement for the mailing of the ballot for the special election and expressly agrees that said election may be conducted by mailed or hand-delivered ballot to be returned as quickly as possible to the designated election official, being the office of the City Clerk and the undersigned request that the results of said election be canvassed and reported to the City Council at the same meeting of the City Council as the meeting on annexing territory into Community Facilities District No. 2019-1 or at the next available meeting.
5. Pursuant to Sections 53326(a) and 53327(b) of the Act, the undersigned expressly waives all applicable waiting periods for the election and waives the requirement for analysis and arguments relating to the special election, and consents to not having such materials provided to the landowner in the ballot packet, and expressly waives any requirements as to the form of the ballot. The undersigned expressly waives all notice requirements relating to hearings and special elections (except for published notices required by the Act), and whether such requirements are found in the California Elections Code, the California Government Code or other laws or procedures, including but not limited to any notice provided for by compliance with the provisions of Section 4101 of the California Elections Code.
6. The undersigned hereby consents to and expressly waives any and all claims based on any irregularity, error, mistake or departure from the provisions of the Act or other laws of the State and any and all laws and requirements incorporated therein, and no step or action in any proceeding relative to annexing territory into Community Facilities District No. 2019-1 of the portion of the incorporated area of the City of San Bernardino or the special election therein shall be invalidated or affected by any such irregularity, error mistake or departure.

IN WITNESS WHEREOF, I hereunto set my hand this 12 day of 位ptombV, 2022.
Verdemont Ranch 20, LLC
a Delaware limited liability Company
By: Verdemont Ranch 20, LLC


OWNER'S PROPERTY:
TRACT MAP OR PARCEL MAP NO. or PROJECT NO. 17329

OWNER'S MAILING ADDRESS:
434 North $2^{\text {nd }}$ Avenue
Upland, CA 91786

FILED IN THE OFFICE OF THE CITY CLERK OF THE CITY COUNCIL OF THE CITY OF SAN BERNARDINO THIS $\qquad$ DAY OF $\qquad$ , 20 $\qquad$

City Clerk of the City Council of the City of San Bernardino

EXHIBIT A
LEGAL DESCRIPTION

## LEGAL DESCRIPTION

> All that certain real property located in the City of San Bernardino, County of San Bernardino, State of California, as more particularly described as follows:

TENTATIVE TRACT MAP NO. 17329-4 IS A SUBDIVISION OF THE LAND DESCRIBED AS FOLLOWS:

PARCEL A OF CERTIFICATE OF COMPLIANCE RECORDED FEBRUARY 21, 2018 AS INSTRUMENT NO. 0061908 OFFICIAL RECORDS BEING ALL THAT PORTION OF BLOCK 80, AS SHOWN ON THE PLAT OF LANDS OF THE IRVINGTON LAND AND WATER COMPANY, IN THE CITY OF SAN BERNARDINO, COUNTY OF SAN BERNARDINO, STATE OF CALIFORNIA, RECORDED IN BOOK 3 OF MAPS, PAGE 9, RECORDS OF SAID COUNTY, LYING SOUTH AND WEST OF THE NORTHEASTERLY LINE OF THE MUSCUPIABE RANCHO, AS SHOWN ON MAP OF SURVEY MADE BY GEORGE H. PERRIN, APPROVED BY THE UNITED STATES SURVEYOR GENERAL FOR CALIFORNIA, JUNE 24,1898, MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT THE SOUTHEAST CORNER OF SAID BLOCK 80; THENCE NORTH $61^{\circ} 55^{\prime} 14$ " WEST, ALONG THE SOUTH LINE OF SAID BLOCK 80, A DISTANCE OF 931.62 FEET; THENCE NORTH $18^{\circ} 45^{\circ} 14^{\prime \prime}$ WEST. A DISTANCE OF 401.18 FEET; THENCE NORTH $10^{\circ} 09^{\prime} 14$ " WEST, A DISTANCE OF 320.00 FEET; THENCE NORTH 1850'46" EAST, A DISTANCE OF 400.00 FEET TO THE INTERSECTION WITH SAID PERRIN LINE, PRODUCED NORTHWESTERLY AT A POINT WHICH IS NORTH 6402' $35^{\prime \prime}$ WEST, A DISTANCE OF 44.00 FEET FROM STATION \#23 OF BOUNDARY LINE OF RANCHO MUSCUPIABE AS SURVEYED BY PERRIN; THENCE SOUTH 6402'35" EAST, A DISTANCE OF 1061.46 FEET; THENCE SOUTH $25 " 57$ '25" WEST, A DISTANCE OF 50.00 FEET TO THE BEGINNING OF A TANGENT CURVE CONCAVE TO THE EAST, HAVING A RADIUS OF 300.00 FEET: THENCE SOUTHERLY ALONG SAID CURVE AN ARC DISTANCE OF 218.94 FEET, THROUGH A CENTRAL ANGLE OF 41 " 48 ' 50 "; THENCE SOUTH $15^{\circ} 51$ ' $25^{\prime \prime}$ EAST, A DISTANCE OF 170.59 FEET TO THE BEGINNING OF A TANGENT CURVE CONCAVE TO THE WEST, HAVING A RADIUS OF 900.00 FEET; THENCE SOUTHERLY ALONG SAID CURVE AN ARC DISTANCE OF 452.74 FEET, THROUGH A CENTRAL ANGLE OF 28"49' 21" TO A POINT ON THE EASTERLY LINE OF SAID BLOCK 80, A RADIAL LINE FROM SAID POINT BEARS NORTH 77"02'04" WEST; THENCE SOUTH $27^{\circ} 48^{\prime} 02^{\prime \prime}$ WEST, ALONG SAID EASTERLY LINE, A DISTANCE OF 200.29 FEET TO THE POINT OF BEGINNING.

APN 0348-111-51-0-000

EXHIBIT B
TENTATIVE TRACT MAP





Acknowledgment Regarding Property to be Included into Community Facilities District No. 2019-1
The developer/property owner of (Tract No. I Assessor's Parcel No.) 17329 / 0348-111-51-0000 hereby acknowledges that:

If the landscaping, drainage, lighting and eligible public improvements within the Community Facilities District No. 2019-1 the maintenance areas of (Assessor's Parcel No.) 0348-111-51-0000, which is to be included in the Community Facilities District No. 2019-1 of the City of San Bernardino are completed prior to the levy and collection of special taxes upon property within said tract for the maintenance of such landscape and improvements, the developer/property owner will continue to be responsible for and will maintain the landscaping, drainage, lighting, and eligible public improvements within such maintenance areas at its sole expense, and the City will not assume responsibility for the maintenance of such landscaping, drainage, lighting and eligible public improvements until such time as the City is able to collect such special taxes to pay the costs of the maintenance of such landscaping, drainage, lighting, and eligible public improvements.

## DATED:




President of Joe fenteppises ine
(Title) Ifr: Manags.

TRACT 17329-4 VERDEMONT DRIVE


