

**EXTENSION OF ASSURANCE AGREEMENT
FOR COMPLETION OF LINDA VISTA PHASE 4 SUBDIVISION IMPROVEMENTS**

EXTENSION AGREEMENT made and entered as of the ___ day of ____, 20___, between Pioneer Title Agency, Inc., as Trustee under Trust 305619, hereinafter referred to as "Trustee", Edward O. Garcia, President Garcia Development, LLC, as Beneficiary of Trust 305619, hereinafter referred to as "Beneficiary", and COCHISE COUNTY, Arizona, hereafter referred to as "County."

WHEREAS, an assurance agreement between Cochise County and Pioneer Title Agency, Inc., as Trustee under Trust 305619, was entered on March 22, 2005, for the completion of subdivision improvements for Linda Vista Phase 4 Subdivision, with an expiration date of March 22, 2008, as recorded in Book 15, pp. 33-33A of maps and plats, in the Office of the Cochise County Recorder. Said agreement was recorded on March 22, 2005; Fee # 050309558, Office of the Cochise County Recorder; and,

WHEREAS, a final plat has been recorded for the Linda Vista Phase 4 Subdivision; and,

WHEREAS, the above-referenced assurance agreement was previously extended to March 22, 2014; and,

WHEREAS, the above-referenced assurance agreement provides that the agreement may be extended at the discretion of the County; and,

WHEREAS, good progress has been made towards approval of the improvement plans for completion of improvements of the above project; and,

WHEREAS, Pioneer Title Agency, Inc., as Trustee under Trust 305619, and Beneficiaries Edward O. Garcia, President Garcia Development, LLC, have requested a further extension of time for completion of 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 recorded on March 22, 2005, Fee # 050309558, is extended with a new expiration date of March 22, 2017, and the parties hereto agree to abide by the terms of such Assurance Agreement.

IN WITNESS WHEREOF, the parties have executed this extension of Assurance Agreement this

JP day of *FEBRUARY* 2013

COCHISE COUNTY:

Chairman, Cochise County Board of Supervisors

ATTEST:

APPROVED AS TO FORM:

