

RESOLUTION 2007-01

RANCHO MURIETA COMMUNITY SERVICES DISTRICT ACTING AS THE GOVERNING BODY OF ITS COMMUNITY FACILITIES DISTRICT NO. 1 ORDERING JUDICIAL FORECLOSURE OF DELINQUENT SPECIAL TAXES PURSUANT TO THE MELLO-ROOS COMMUNITY FACILITIES ACT OF 1982

WHEREAS, Rancho Murieta Community Services District ("District"), an agency of the State of California, has conducted proceedings resulting in the formation of its Community Facilities District No. 1 ("CFD") and the issuance and sale of bonds or debt pursuant to the Mello-Roos Community Facilities Act of 1982 (Cal. Gov. Code Section 53311, et seq.; the "Act"); and,

WHEREAS, pursuant to the Act, the District has duly recorded a Notice of Special Tax Lien and has duly and regularly levied special taxes, which special taxes and interest and penalties thereon constitute a lien against the parcel of the land against which it was levied until the same are paid, which liens secure in whole or part debt issued pursuant to the Act; and,

WHEREAS, certain installments of the special taxes have not been paid when due, and certain special taxes may not be paid when due in the future; and,

WHEREAS, pursuant to Section 53356.1(a) of the Act, the District is authorized to order the delinquent special taxes to be removed from the County tax roll and collected by an action brought in the Superior Court to foreclose their liens; and,

WHEREAS, pursuant to Section 53356.1(b) of the Act, the District covenanted for the benefit of owners of the debt to file such foreclosure actions on behalf of the debt holders thereto; and,

WHEREAS, the District has previously retained Sherman & Feller, a Law Corporation to prosecute such judicial foreclosure lawsuits:

NOW, THEREFORE, BE IT RESOLVED AS FOLLOWS:

1. The Board finds that the Act authorizes the filing of judicial foreclosure lawsuits to collect delinquent special taxes, and hereby orders that the delinquent special taxes listed on the attached Exhibit A and all future delinquent special taxes as to such property, be collected by action brought in the appropriate Superior Court to foreclose the liens thereof.

2. The Board confirms that Sherman & Feller, a Law Corporation, as special counsel, shall prosecute the foreclosure actions and collect on behalf of the District all amounts due on account of the special taxes listed in Exhibit A and any subsequent delinquent special taxes levied.

3. The Board finds that the Act provides for the payment of the costs and attorneys fees for prosecution of the foreclosure lawsuits authorized by the District on redemption prior to entry of judgment as well as on post-judgment redemption, and hereby authorizes Attorneys to require payment on its behalf of all costs and all attorneys fees incurred in the applicable foreclosure lawsuit as a condition of such redemption as provided in its agreement.

4. District and CFD personnel in conjunction with special counsel and other District and CFD consultants are authorized and directed if and as applicable, pursuant to Government Code Section 53356.2: 1) to record notices of intent to remove the delinquent special taxes from the tax rolls, and 2) to request that the applicable County officials remove current and future delinquent special taxes from the tax rolls.

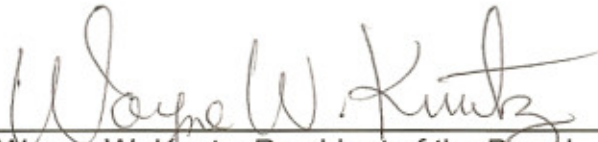
PASSED AND ADOPTED by the Board of Directors of the Rancho Murieta Community Services District acting as the governing body of its Community Facilities District No. 1 at their regular meeting held on this 21st day of February, 2007, by the following roll call vote:

Ayes: *Kuntz, Taylor, Belton, Kjome, White*

Noes: *None*

Absent: *None*

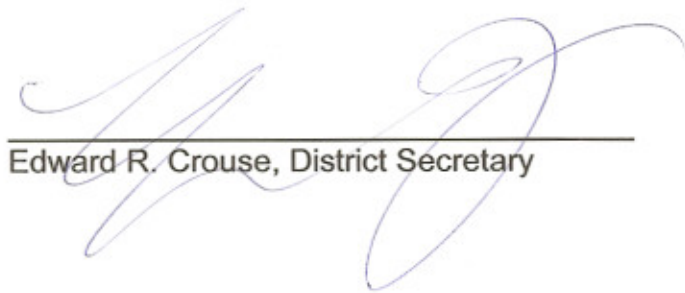
Abstain: *None*



Wayne W. Kuntz, President of the Board
Rancho Murieta Community Services District
Acting as the Governing Body of its Community
Facilities District No. 1

[seal]

Attest:



Edward R. Crouse, District Secretary

EXHIBIT A

CFD No.1

<u>APN</u>	<u>Fiscal Year</u>	<u>Installment</u>	<u>Amount</u>
073-0790-007-0000	2004-2005	2 nd	\$67,159.66
	2005-2006	both	\$134,048.72