

**RECORDING REQUESTED BY AND
AFTER RECORDATION RETURN TO:**

CITY CLERK
CITY OF YUCAIPA
34272 YUCAIPA BOULEVARD
YUCAIPA CA 92399

No Recording Fee Req'd – Gov't Code Sec. 6103

Space above this line for Recorder use only

NOTICE OF ASSESSMENT

**CITY OF YUCAIPA
ENERGY INDEPENDENCE PROGRAM**

On July 27, 2009, the City Council (the "City Council") of the City of Yucaipa, State of California (the "City") adopted its Resolution No. 2009-44 (the "Resolution") whereby the City Council approved the report (the "Report") prepared by the Director of Administrative Services, as Program Administrator (the "Administrator"), in accordance with Section 5898.22 of Chapter 29 of Part 3 of Division 7 of the California Streets and Highways Code (the "Act"), established the City of Yucaipa Energy Independence Program (the "EIP") to be implemented as provided in the Report, and confirmed contractual assessments to be levied against parcels within the City, within the parameters of the Report to finance certain distributed generation renewable energy sources and/or energy efficiency improvements, including water efficiency improvements (the "Improvements").

Pursuant to the Act, the Resolution, and the Report, the City and the record owner(s) (the "Record Owners") of the real property described on Exhibit "A" to this Notice, attached hereto and incorporated herein by reference (the "Property") have entered into an assessment contract pursuant to the EIP entitled "Assessment Contract, City of Yucaipa Energy Independence Program" and dated as of _____, 20__ (the "Assessment Contract"). Pursuant to the Assessment Contract, the City is making a disbursement in the principal amount of up to \$_____ (the "Disbursement") to the Record Owners of the Property to finance the acquisition and installation and/or construction on the Property of the Improvements. Pursuant to the Assessment Contract, the Record Owners agree that the Property is subject to an assessment levied against the Property pursuant to the Act in the principal amount of the Disbursement, as provided in the Assessment Contract (the "Assessment"), together with interest thereon. In addition, so long as the Assessment is unpaid, the Record Owners agree that the Property is subject to an annual administrative assessment levied against the Property to pay costs of the City which result from the administration and collection of the Assessment and from the administration or registration of any associated bonds or other financing arrangement, as described in the Report, and from the administration of any reserve fund and other related funds (the "Annual Administrative Assessment"). The

Annual Administrative Assessment shall not exceed forty dollars (\$40.00) in the first year of the Assessment, and shall thereafter be adjusted annually for the cost of living based on the U.S. Department of Labor, Bureau of Labor Statistics, Consumer Price Index for all urban consumers for the Greater Los Angeles area.

Pursuant to the requirements of California Streets and Highways Code Section 3114, the undersigned City Clerk of the City of Yucaipa ("City Clerk") hereby gives notice that the Assessment Contract, a diagram, the Assessment and the Annual Administrative Assessment were recorded in the offices of the Administrator, and an Assessment Diagram is recorded with the City Clerk, as provided for in California Streets and Highways Code Section 3114 and relating to the Property. The name[s] of the Record Owners of the Property, along with the Property description, are shown on Exhibit "A" to this Notice, attached hereto and incorporated herein by reference.

Notice is further given that upon the recording of this Notice in the office of the County Recorder of the County of San Bernardino, the Assessment assessed on the Property shall become a lien upon the Property. In addition, the installments of the Assessment (including principal and interest) and the Annual Administrative Assessment shall become a lien upon the Property at the same time as the property taxes upon the Property become a lien each year and shall become a lien each year and shall be collected on the property tax bill pertaining to the Property, and shall be subject to the same penalties, remedies, and lien priorities as for property taxes in the event of non-payment.

Reference is hereby further made to the Assessment Contract on file in the Office of the Administrator for the terms and provisions of the Assessment Contract, including the Disbursement, the Assessment, and the conditions for prepayment of the Assessment. Pursuant to the Assessment Contract, the principal amount of the Disbursement may be adjusted, but will not exceed the amount set forth above.

Dated: _____, 20_____

Jennifer Shankland
City Clerk, City of Yucaipa

EXHIBIT A
IDENTIFICATION OF OWNERS AND PROPERTY DESCRIPTION