

**SAN BERNARDINO COUNTY FIRE PROTECTION DISTRICT  
COMMUNITY FACILITIES DISTRICT NO. 94-01 (HESPERIA)**

**WAIVER AND CONSENT RESPECTING CONDUCT OF MAILED-BALLOT, LANDOWNER ELECTION**

The undersigned is authorized representative of Floyd Family Trust  
(the "Owner"), the sole owner of land (the "Subject Property") shown on the exhibit map attached to the petition submitted to the Board of Directors (the "Board") of the San Bernardino County Fire Protection District ("SBCFPD") and also identified as Assessor's Parcel Number(s) 3039-321-08-0-000 requesting the annexation of the Subject Property to the San Bernardino County Fire Protection District Community Facilities District No. 94-01 (Hesperia) ("CFD No. 94-01").

The undersigned is a person legally entitled and authorized to cast the ballots for the Owner in the mailed-ballot election to be conducted on \_\_\_\_\_, 20\_\_\_\_, to determine whether the Subject Property shall be annexed to CFD No. 94-01 and thereby made subject to special tax of CFD No. 94-01 pursuant to the Mello-Roos Community Facilities Act of 1982 (Sections 53311 and following, California Government Code) (the "Act"),

The undersigned, on behalf of the owner, hereby waives (and, with respect to Item 4, agrees to) each of the following:

1. Any and all minimum time periods relative to the landowner election to be held pursuant to Government Code section 53339.7 of the Act;
2. The preparation and distribution of an impartial analysis of the ballot measure, as well as arguments in favor and against, under the authority of Government Code section 53327(b) of the Act;
3. The requirements regarding the time to mail ballots to the qualified electors under Elections Code section 4101, and agrees to accept either mailed service or personal service of the ballot;
4. The requirements regarding identification envelopes for the return of mailed ballots contained in Government Code section 53327.5 of the Act; and
5. Any and all defect in notice or procedure in the proceedings for the annexation of the Subject Property to CFD No. 94-01, including, but not limited to, the conduct of the election, whether known or unknown (other than the right to have ballots accurately counted).

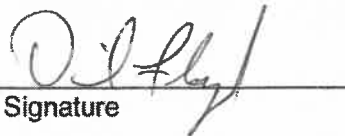
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The undersigned expressly acknowledges, represents and states that the election is being expedited by the San Bernardino County Fire Protection District, pursuant to this Waiver and Consent, at the particular instance and request of Owner.

I declare under penalty of perjury under the laws of the State of California that the forgoing is true and correct and that this declaration is executed on Sept. 20, 2022.

FLOYD FAMILY TRUST  
Company

By:   
Signature

DAVID FLOYD - Trustee - MGR  
Print Name and Title

In event this Waiver and Consent is executed in reliance upon an "Appointment of Representative to Execute Waiver and Consent and to Cast Ballot", a photocopy of the dated and signed appointment form must be attached hereto prior to submission of this Waiver and Consent and the related Special Election Ballot to the Secretary.

**Standard California Notary Acknowledgment Form Attached**

# CALIFORNIA ALL-PURPOSE ACKNOWLEDGMENT

CIVIL CODE § 1189

State of California

County of Riverside

On September 20, 2022 before me, Sheri Corey, Notary Public,  
Date Here Insert Name and Title of the Officer

personally appeared John David Floyd  
Name(s) of Signer(s)

who proved to me on the basis of satisfactory evidence to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

I certify under PENALTY OF PERJURY under the laws of the State of California that the foregoing paragraph is true and correct.

WITNESS my hand and official seal.



Place Notary Seal Above

Signature: Sheri Corey  
Signature of Notary Public

## OPTIONAL

Though the information below is not required by law, it may prove valuable to persons relying on the document and could prevent fraudulent removal and reattachment of this form to another document.

### Description of Attached Document

Title or Type of Document: \_\_\_\_\_

Document Date: \_\_\_\_\_ Number of Pages: \_\_\_\_\_

Signer(s) Other Than Named Above: \_\_\_\_\_

### Capacity(ies) Claimed by Signer(s)

Signer's Name: \_\_\_\_\_ Signer's Name: \_\_\_\_\_

☐ Corporate Officer — Title(s): \_\_\_\_\_ ☐ Corporate Officer — Title(s): \_\_\_\_\_

☐ Individual ☐ Individual

☐ Partner — ☐ Limited ☐ General ☐ Partner — ☐ Limited ☐ General

☐ Attorney in Fact ☐ Attorney in Fact

☐ Trustee ☐ Trustee

☐ Guardian or Conservator ☐ Guardian or Conservator

☐ Other: \_\_\_\_\_ ☐ Other: \_\_\_\_\_

Signer Is Representing: \_\_\_\_\_ Signer Is Representing: \_\_\_\_\_

RIGHT THUMBPRINT  
OF SIGNER  
Top of thumb here

RIGHT THUMBPRINT  
OF SIGNER  
Top of thumb here