

RESOLUTION NO. R-35-2004

A RESOLUTION RELATING TO CITY OF LAS VEGAS, NEVADA, SPECIAL IMPROVEMENT DISTRICT NO. 404 (SUMMERLIN AREA); APPROVING THE FORTY-FIRST ASSESSMENT LIEN APPORTIONMENT REPORT WITH RESPECT TO CERTAIN LOTS AND PARCELS OF PROPERTY WITHIN SAID DISTRICT; AND DIRECTING THE RECORDATION OF SAID REPORT.

WHEREAS, the City Council of the City of Las Vegas (the "City Council" and the "City", respectively, herein) in the County of Clark and State of Nevada, has taken the requisite legal action that is preliminary to and in the creation of "City of Las Vegas, Nevada, Special Improvement District No. 404 (Summerlin Area)" (the "District" herein), for the purposes of providing for the acquisition, construction and installation of a street, water, sanitary sewer, storm sewer, curb and gutter project (the "Project" herein), and of defraying the entire cost and expenses thereof by special assessments against the assessable lots and parcels of property within the District according to the benefits that would be derived from the Project by the respective lots and parcels that were to be so assessed, all in accordance with the provision of Chapter 271, et seq., of the Nevada Revised Statutes (hereinafter "NRS") and

WHEREAS, the City Council, pursuant to NRS 271.425, has directed the City Treasurer of the City (the "City Treasurer" herein) to apportion, upon an equitable basis, the uncollected and heretofore unapportioned amounts of the special assessments that were heretofore levied upon those certain lots or parcels of property that are situate within the District and is identified by the Clark County, Nevada, County Assessor's parcel numbers as Parcels 138-19-420-005 and 138-19-420-006, (the "Parcels" herein) among the several parts into which the Parcels have been divided or amended and to prepare, submit and file with the City Clerk of the City (the "City Clerk" herein) a report of such apportionment; and

WHEREAS, the City Treasurer, on the 17th day of March 2004, filed with the City Clerk a copy of his report of such apportionment that is entitled "Forty-First Assessment Lien Apportionment Report for City of Las Vegas, Nevada, Special Improvement District No. 404 (Summerlin Area)"; and

WHEREAS, the City Council has reviewed said Report and has found the same, in all respects, to be satisfactory;

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Las Vegas, Nevada, at this regular meeting thereof, held on this 17th day of March 2004, as follows:

SECTION 1. That the certain document entitled "Forty-First Assessment Lien Apportionment Report for City of Las Vegas, Nevada, Special Improvement District No. 404 (Summerlin Area)", a copy of which is attached as Exhibit "A" hereto, is hereby approved and adopted as and for the City's plan for the apportionment of the uncollected and heretofore unapportioned amounts of the special assessments that were heretofore levied upon the Parcels among the several parts into which said Parcels have been divided.

SECTION 2. That the City Clerk is hereby authorized, empowered and directed to record in the Office of the County Recorder of Clark County, Nevada, a copy of said Report, together with a statement that the current payment status of any of the assessments that are shown thereon may be obtained from the City Treasurer.

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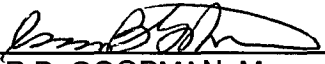
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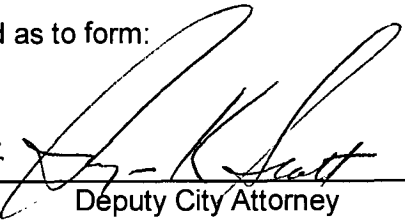
SECTION 3. That all resolutions, or parts thereof, that are in conflict with the provisions of this Resolution be, and they are hereby repealed.

PASSED, ADOPTED AND APPROVED this 17th day of March, 2004.



OSCAR B. GOODMAN, Mayor

Approved as to form:

3/4/04 

Date Deputy City Attorney

ATTEST:



BARBARA JO RONEMUS, City Clerk

APN: 138-19-420-005
138-19-420-006

City of Las Vegas, Nevada
Special Improvement District No. 404
(Summerlin Area)

FORTY-FIRST ASSESSMENT LIEN APPORTIONMENT REPORT
March 17, 2004

RETURN TO:

City of Las Vegas
Department of Public Works
Special Improvement District - 4th Floor
400 Stewart Avenue
Las Vegas, Nevada 89101

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CITY CLERK
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FORTY-FIRST ASSESSMENT LIEN APPORTIONMENT REPORT

The assessment that has heretofore been levied against those certain parcels of property identified by the County Assessor's parcel numbers as Parcel 138-19-420-005 and – 006, each in the original amount of \$22,790.72 are hereby combined, as follows:

OWNER/DEVELOPER	Previous APN	New APN	ASSESSMENT
Trail Gate L L C	138-19-420-005	138-19-420-008*	\$ 22,790.72
	138-19-420-006		\$ 22,790.72
		TOTAL	\$ 45,581.44

* Survey Areas 1 and 2 as described in Record of Survey File 122, Page 20 recorded in the office of the County Recorder, Clark County, Nevada, in Book 20020510 as Instrument Number 418 on May 10, 2002.

DATED this 17th day of March 2004

I concur with the foregoing Apportionment Report.

TRAIL GATE, L L C, a Nevada limited liability company
BY: NIKKO CAPITAL CORP., a California Corporation, MANAGER

Yukinori Yoshimura, Secretary
Print Name/Title

Signature William J. Adams Date 3/1/04

Respectfully submitted,


MICHAEL K. OLSON, City Treasurer

THE CURRENT PAYMENT STATUS OF ANY OF THE FOREGOING ASSESSMENTS MAY BE OBTAINED FROM THE OFFICE OF THE CITY TREASURER OF LAS VEGAS, NEVADA.