

# Municipal Secondary Market Disclosure Information Cover Sheet

This cover sheet should be sent with all submissions made to the Municipal Securities Rulemaking Board, Nationally Recognized Municipal Securities Information Repositories, and any applicable State Information Depository, whether the filing is voluntary or made pursuant to Securities and Exchange Commission rule 15c2-12 or any analogous state statute.

See [www.sec.gov/info/municipal/nrmsir.htm](http://www.sec.gov/info/municipal/nrmsir.htm) for list of current NRMSIRs and SIDs

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## IF THIS FILING RELATES TO A SINGLE BOND ISSUE:

Provide name of bond issue exactly as it appears on the cover of the Official Statement  
(please include name of state where issuer is located):

\$9,000,000  
Poway Unified School District  
Community Facilities District No. 11  
(Stonebridge Estates)  
Zone 1  
2004 Special Tax Bonds

Provide nine-digit CUSIP\* numbers if available, to which the information relates:

738855JH9	738855JJ5	738855JK2	738855JL0
738855JM8	738855JN6	738855JP1	738855JQ9
738855JR7	738855JS5	738855JT3	738855JU0
738855JV8	738855JW6	738855JX4	738855JY2
738855JZ9	738855KC8	738855KD6	

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## IF THIS FILING RELATES TO ALL SECURITIES ISSUED BY THE ISSUER OR ALL SECURITIES OF A SPECIFIC CREDIT OR ISSUED UNDER A SINGLE INDENTURE:

Issuer's Name (please include name of state where Issuer is located): Poway Unified School District

Other Obligated Person's Name (if any): N/A

(Exactly as it appears on the Official Statement Cover)

Provide six-digit CUSIP\* number(s), if available, of Issuer: 738855

\*(Contact CUSIP's Municipal Disclosure Assistance Line at 212.438.6518 for assistance with obtaining the proper CUSIP numbers.)

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## TYPE OF FILING:

Electronic (number of pages attached) 15

Paper (number of pages attached) \_\_\_\_\_

If information is also available on the Internet, give URL: \_\_\_\_\_

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**WHAT TYPE OF INFORMATION ARE YOU PROVIDING? (Check all that apply)**

**A. Financial Information and Operating Data pursuant to Rule 15c2-12**

(Financial information and operating data should not be filed with the MSRB.)

- Annual  
 Semi-annual  
 Quarterly

**Fiscal Period Covered:** July 1, 2004 – June 30, 2005

**B.  Audited Financial Statements or CAFR pursuant to Rule 15c2-12**

**Fiscal Period Covered:** July 1, 2004 – June 30, 2005

(For a copy of the School District's Audited Financial Statements, please refer to the Annual Continuing Disclosure Report of Series 1998 Bonds of CFD No. 1 of the School District.)

**C.  Notice of a Material Event pursuant to Rule 15c2-12** (Check as appropriate)

- |  |  |
|--|--|
| 1. <input type="checkbox"/> Principal and interest payment delinquencies                                 | 6. <input type="checkbox"/> Adverse tax opinions or events affecting the tax-exempt status of the security   |
| 2. <input type="checkbox"/> Non-payment related defaults   | 7. <input type="checkbox"/> Modifications to the rights of security holders                                  |
| 3. <input type="checkbox"/> Unscheduled draws on debt service reserves reflecting financial difficulties | 8. <input type="checkbox"/> Bond calls   |
| 4. <input type="checkbox"/> Unscheduled draws on credit enhancements reflecting financial difficulties   | 9. <input type="checkbox"/> Defeasances  |
| 5. <input type="checkbox"/> Substitution of credit or liquidity providers, or their failure to perform   | 10. <input type="checkbox"/> Release, substitution, or sale of property securing repayment of the securities |
|  | 11. <input type="checkbox"/> Rating changes  |

**D.  Notice of Failure to Provide Annual Financial Information as Required**

**E.  Other Secondary Market Information** (Specify): \_\_\_\_\_

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**I hereby represent that I am authorized by the issuer or obligor or its agent to distribute this information publicly:**

**Issuer/Filer Contact:**

Name: John Collins

Title: Deputy Superintendent

Employer: Poway Unified School District

Address: 13626 Twin Peaks Road

City: Poway

State: CA

Zip Code: 92064

Telephone: (858) 748-0010

Fax: (858) 668-2711

Email Address: [jjcollins@powayusd.com](mailto:jjcollins@powayusd.com)

Issuer Web Site Address: [www.powayusd.sdcoe.k12.ca.us](http://www.powayusd.sdcoe.k12.ca.us)

**Dissemination Agent Contact, if any:**

Name: Benjamin Dolinka

Title: President, School's Division

Employer: David Taussig and Associates, Inc.

Address: 1301 Dove Street, Suite 600

City: Newport Beach

State: CA

Zip Code: 92660

Telephone: (949) 955-1500

Fax: (949) 955-1590

Email Address: [ben@taussig.com](mailto:ben@taussig.com)

Relationship to Issuer: Special Tax Consultant

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**Obligor Contact, if any:**

Name \_\_\_\_\_ Title \_\_\_\_\_

Employer \_\_\_\_\_

Address \_\_\_\_\_ City \_\_\_\_\_ State \_\_\_\_\_ Zip Code \_\_\_\_\_

Telephone \_\_\_\_\_ Fax \_\_\_\_\_

Email Address \_\_\_\_\_ Obligor Web site Address \_\_\_\_\_

**Investor Relations Contact, if any:**

Name \_\_\_\_\_ Title \_\_\_\_\_

Telephone \_\_\_\_\_ Email Address \_\_\_\_\_

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**ANNUAL REPORT  
FOR  
SERIES 2004 SPECIAL TAX BONDS OF  
ZONE 1 OF  
COMMUNITY FACILITIES DISTRICT No. 11  
POWAY UNIFIED SCHOOL DISTRICT**

**January 31, 2006**

**FISCAL YEAR 2004-05  
ANNUAL REPORT**

**\$9,000,000.00**

**ZONE 1 OF  
COMMUNITY FACILITIES DISTRICT NO. 11  
OF POWAY UNIFIED SCHOOL DISTRICT  
SERIES 2004 SPECIAL TAX BONDS**

**Prepared for:**

**POWAY UNIFIED SCHOOL DISTRICT**  
13626 Twin Peaks Road  
Poway, California 92064-3098  
(858) 748-0010

**Prepared by:**

**DAVID TAUSSIG & ASSOCIATES, INC.**  
1301 Dove Street, Suite 600  
Newport Beach, California 92660  
(949) 955-1500

**January 31, 2006**

# TABLE OF CONTENTS

<b>Section</b>	<b>Page</b>
Introduction.....	1
I. Audited Financial Statements .....	1
II. Principal Amount of Bonds Outstanding.....	1
III. Bond Service Fund Balance.....	1
IV. Reserve Fund Balance .....	1
V. Fund and Account Balances .....	1
VI. Total Assessed Value and Value-to-Lien of Parcels within Zone 1 of CFD No. 11 .....	2
VII. Fiscal Year 2004-05 Special Tax Levy and Delinquencies.....	3
VIII. Foreclosure Proceedings .....	3
IX. Major Taxpayers .....	3
X. Report to the California Debt and Investment Advisory Commission.....	4
XI. Changes to the Rate and Method of Apportionment of CFD No. 11 .....	4

## **EXHIBITS**

**Exhibit A** - Detailed Direct and Overlapping Debt Report

**Exhibit B** - Report to the California Debt and Investment Advisory Commission

## **INTRODUCTION**

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This Annual Report ("Report") has been prepared pursuant to the Continuing Disclosure Agreement ("Disclosure Agreement") executed in connection with the issuance of Zone 1 2004 Special Tax Bonds ("Bonds") by Community Facilities District ("CFD") No. 11 of the Poway Unified School District ("School District") in the amount of \$9,000,000. The Bonds were issued pursuant to a Bond Indenture dated March 1, 2004 by and between the School District and Zions First National Bank as fiscal agent, ("Fiscal Agent"). The Bonds were issued to (i) the acquisition and construction of certain School Facilities ("School Facilities"), (ii) a reserve fund for the Bonds, (iii) interest on the Bonds through October 1, 2005, (iv) certain administrative expenses associated with Zone 1 of CFD No. 11, and (v) the costs of issuing the Bonds.

### **I. Audited Financial Statements**

For a copy of the School District's annual audited financial statements, please refer to the Continuing Disclosure Annual Report for the Series 1998 Special Tax Bonds for CFD No. 1 of the School District issued January 1998 ("Series 1998 Bonds").

### **II. Principal Amount of Bonds Outstanding**

As of the date of the Report, the outstanding principal amount of the Bonds was \$9,000,000..

### **III. Bond Service Fund Balance**

As of January 1, 2006, the balance in the Bond Service Fund was \$0.00.

### **IV. Reserve Fund Balance**

The Reserve Requirement for the Bonds is an amount equal to the lesser of (i) ten percent (10%) of the original principal amount of the Bonds (ii) one hundred percent (100%) of the remaining maximum annual debt service on the Bonds (iii) one hundred and twenty-five percent (125%) of the average annual debt service on the Bonds. As of January 1, 2006, the Reserve Requirement of the Bonds was \$822,694.29. Due to an oversight by the Fiscal Agent, funds needed to satisfy the Reserve Requirement were transferred into the Improvement Fund as "excess" reserve funds. The Fiscal Agent has been notified of this error and has replenished the Reserve Fund to meet the Reserve Requirement as of February 2006.

### **V. Fund and Account Balances**

The balance in each fund and account of the Bonds as of January 1, 2006, is listed in Table 1.

**TABLE 1**

**FUND AND ACCOUNT BALANCES (AS OF 1/01/06)**

<b>Fund and Account</b>	<b>Balance</b>
Administrative Expense Fund	\$428.20
Interest Account of the Bond Service Fund	\$12,800.86
Principal Account of the Bond Service Fund	\$0.00
Capitalized Interest Subaccount of the Bond Service Fund	\$55,571.77
School Facilities Fund	\$3,512,039.40
Rebate Fund	\$0.00
Redemption Fund	\$0.00
Reserve Fund	\$816,795.02
Special Tax Fund	\$185,828.91
Costs of Issuance Fund	\$11,678.43

**VI. Total Assessed Value and Value-to-Lien of Parcels within Zone 1 of CFD No. 11**

Table 2 shows the total assessed value, total direct and overlapping debt, and total value-to-lien ratio for all parcels within Zone 1 of CFD No. 11.

**TABLE 2**

**ASSESSED VALUE-TO-LIEN**

<b>Unit Type/ Land Use</b>	<b>Assessed Value<sup>1</sup></b>	<b>Total Direct and Overlapping Debt<sup>2</sup></b>	<b>Assessed Value-to-Lien</b>
Attached/Detached Unit	\$106,160,323	\$20,035,435.10	5.30:1
Undeveloped Property	\$99,175,063	\$33,103.50	2995.91:1
Exempt Property <sup>3</sup>	\$124,049	\$41.41	2995.91:1
<b>Total<sup>4</sup></b>	<b>\$205,459,435</b>	<b>\$20,068,580.00</b>	<b>10.24:1</b>

- 1 Assessed value reported on the County of San Diego Fiscal Year 2005-06 equalized tax roll.
- 2 Source: Detailed Direct and Overlapping Debt Report, National Tax Data, Inc. dated January 23, 2006 (attached as Exhibit A).
- 3 Property is exempt from the Zone 1 of CFD No. 11 Special Tax, but may be subject to ad valorem taxes.
- 4 Numbers may not sum due to rounding.



**VII. Fiscal Year 2004-05 Special Tax Levy and Delinquencies**

There were six (6) parcels delinquent in paying their Fiscal Year 2004-05 Special Taxes in an amount of \$6,058.02. The total Special Taxes levied by Zone 1 of CFD No. 11 for Fiscal Year 2004-05 was \$127,218.42. Therefore, the delinquency rate within Zone 1 of CFD No. 11 for Fiscal Year 2004-05 was 4.76%.

**VIII. Foreclosure Proceedings**

Since no single parcel is delinquent in the payment of Special Taxes in an amount greater than \$5,000, no single parcel or parcels under common ownership is delinquent in the payment of Special Taxes in an amount greater than \$10,000, and the overall delinquency rate within Zone 1 of CFD No. 11 for Fiscal Year 2004-05 did not exceed five percent (5.00%), CFD No. 11 has not initiated any foreclosure proceedings to date.

**IX. Major Taxpayers**

"Major Taxpayers" are those property owners responsible for more than five percent (5.00%) of the Special Tax levy in a given Fiscal Year. The Major Taxpayer's assessed value and their respective share of the Special Tax obligation for Fiscal Year 2005-06 are shown in Table 3.

**TABLE 3**  
**MAJOR TAXPAYERS**

<b>Major Taxpayer</b>	<b>Fiscal Year 2005-06 Assessed Value<sup>1</sup></b>	<b>Percentage of Total Levy</b>
Brookfield 6 LLC	\$13,485,111.00	25.41%
McMillan Montecito 109 LLC	\$9,082,142.00	15.47%
<b>Total</b>	<b>\$22,567,253.00</b>	<b>40.88%</b>
<sup>1</sup> Includes only taxable property.		

**X. Report to the California Debt and Investment Advisory Commission**

A copy of the report prepared and filed with the California Debt and Investment Advisory Commission pursuant to Section 53359.5(b) of the Act is included as Exhibit B.

**XI. Changes to the Rate and Method of Apportionment for CFD No. 1**

No changes have been made to the Rate and Method of Apportionment for Zone 1 of CFD No. 11 as of the date of the Annual Report.

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**EXHIBIT A**

**DETAILED DIRECT AND  
OVERLAPPING DEBT REPORT**

**POWAY UNIFIED SCHOOL DISTRICT**  
**Community Facilities District No. 11, Zone 1**  
**Special Tax Bonds**

**Detailed Direct and Overlapping Debt**

**Report Date: 12/15/2005**

**Report Time: 12:00:00 PM**

**I. Assessed Value**

2005-2006 Secured Roll Assessed Value

**\$119,227,504**

**II. Secured Property Taxes**

Description on Tax Bill	Type	Total Parcels	Total Levy	% Applicable	Parcels	Levy
Basic Levy	PROP13	917,031	\$2,959,910,664.51	0.04011%	294	\$1,187,257.04
Voter Approved Debt	VOTER	906,545	\$195,933,669.33	0.00706%	294	\$13,829.98
County of San Diego Mosquito / Disease Control	VECTOR	904,648	\$7,312,817.72	0.02015%	279	\$1,473.86
County of San Diego Vector Control, Zone A	VECTOR	449,910	\$1,248,364.20	0.00048%	2	\$6.00
County of San Diego Vector Control, Zone B	VECTOR	405,036	\$908,491.68	0.09642%	292	\$876.00
Metropolitan Water District of Southern California Standby Charge	STANDBY	338,933	\$4,206,542.70	0.09542%	293	\$4,013.90
Palomar Pomerado Health Debt Service	GOB	178,332	\$8,814,005.21	0.00000%	2	\$0.24
Poway Unified School District CFD No. 11, Impv Area A	CFD	181	\$443,100.24	100.00000%	181	\$443,100.24
Poway Unified School District CFD No. 11, Zone 1	CFD	327	\$372,812.94	100.00000%	181	\$372,812.94
San Diego County Water Authority Standby Charge	STANDBY	346,167	\$3,697,096.38	0.09467%	294	\$3,499.90

**2005-2006 TOTAL PROPERTY TAX LIABILITY**

**\$2,026,870.10**

**TOTAL PROPERTY TAX LIABILITY AS A PERCENTAGE OF 2005-2006 ASSESSED VALUATION**

**1.70%**

**III. Land Secured Bond Indebtedness**

Outstanding Direct and Overlapping Bonded Debt	Type	Issued	Outstanding	% Applicable	Parcels	Amount
Poway Unified School District CFD No. 11, Impv Area A	CFD	\$11,000,000.00	\$11,000,000.00	100.00000%	181	\$11,000,000.00
Poway Unified School District CFD No. 11, Zone 1	CFD	\$9,000,000	\$9,000,000	100.00000%	327	\$9,000,000

**TOTAL LAND SECURED BOND INDEBTEDNESS (1)**

**\$20,000,000**

**TOTAL OUTSTANDING LAND SECURED BOND INDEBTEDNESS (1)**

**\$20,000,000**

**IV. General Obligation Bond Indebtedness**

Outstanding Direct and Overlapping Bonded Debt	Type	Issued	Outstanding	% Applicable	Parcels	Amount
City of San Diego Public Safety Communication System Debt Service	GOB	\$25,500,000	\$11,520,000	0.08117%	327	\$9,351
Metropolitan Water District of Southern California Debt Service	GOB	\$850,000,000	\$419,390,000	0.00726%	327	\$30,448
Palomar Pomerado Health Debt Service	GOB	\$80,000,000	\$80,000,000	0.00001%	2	\$8
San Diego Unified School District Debt Service	GOB	\$1,510,000,000	\$1,455,999,179	0.00001%	2	\$146

**TOTAL GENERAL OBLIGATION BOND INDEBTEDNESS (1)**

**\$39,952**

**TOTAL OUTSTANDING GENERAL OBLIGATION BOND INDEBTEDNESS (1)**

**\$39,952**

<b>TOTAL OF ALL OUTSTANDING AND OVERLAPPING BONDED DEBT</b>	<b>\$20,039,952</b>
<b>VALUE TO ALL OUTSTANDING DIRECT AND OVERLAPPING BONDED DEBT</b>	<b>5.95:1</b>

(1) Additional bonded indebtedness or available bond authorization may exist but are not shown because a tax was not levied for the referenced fiscal year.

Source: National Tax Data, Inc.

**EXHIBIT B**

**REPORT TO THE CALIFORNIA DEBT AND  
INVESTMENT ADVISORY COMMISSION**

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**STATE OF CALIFORNIA  
MELLO ROOS/MARKS ROOS  
YEARLY STATUS FISCAL REPORT  
FOR LOCAL OBLIGATORS**

California Debt and Investment Advisory Commission  
915 Capitol Mall, room 400, Sacramento, CA 95814  
P.O. Box 942809, Sacramento, CA 94209-001  
(916) 653-3269 FAX (916) 654-7440

For Office Use Only	
CDIAC #	_____
Fiscal Year	_____

**I. General Information**

This issue is subject of the Mello-Roos Fiscal Status Reporting Requirements only Yes  No   
 This issue is subject to the Marks-Roos Yearly Fiscal Status Reporting Requirements for local obligation/loan issues only Yes  No   
 This issue is subject to both Marks/Mello-Roos Yearly Fiscal Status Reporting Requirements Yes

A. Issuer Poway Unified School District  
 B. Community Facilities District Number (Mello-Roos only) Community Facilities District No. 11  
 C. Name/Title/Series of Bond Issue Zone 1 2004 Special Tax Bonds  
 D. Indicate Credit Rating Rating Agency \_\_\_\_\_ Rating \_\_\_\_\_ Not Rated \_\_\_\_\_ X \_\_\_\_\_  
 E. Date of Bond Issue April 1, 2004  
 F. Original Principal Amount of Bonds \$ 9,000,000.00  
 G. Reserve Fund Minimum Balance Required Yes  Amount \$ 822,694.29 No   
 Percent of Authority Reserve Fund (Marks-Roos only) Yes  % of Reserve Fund \_\_\_\_\_  
 H. Name of Authority that purchased debt (Marks-Roos only) \_\_\_\_\_  
 Was this a Senior/Subordinate Authority Bond? Yes  No  (If yes, list Senior and Subordinate below)

(Senior Authority bond issue)

(Subordinate Authority bond issue)

I. Date of Authority Bond(s) Issuance \_\_\_\_\_ (Marks-Roos only)

**II. FUND BALANCE FISCAL STATUS**

Balances Reported as of fiscal year ending June 30, 2005 (Year)  
 A. Principal Amount of bonds Outstanding \$ 9,000,000.00  
 B. Bond Reserve Fund \$ 812,594.11  
 C. Capitalized Interest Fund \$ 283,569.81  
 D. Construction Fund(s) (Mello-Roos only) \$ 7,210,970.10

**III. ASSESSED VALUE OF ALL PARCELS IN CFD SUBJECT TO SPECIAL TAX (Mello-Roos only)**

A. Assessed Value Reported as of: Fiscal Year 2005-2006 (Date) (Check one)  
 (Most recent tax roll)  From Tax Roll  
 From Appraisal of Property  
 (Use only in first year or before annual tax roll billing commences)  
 B. Total Assessed Value of All Parcels \$ 119,227,504.00

**IV. TAX COLLECTION INFORMATION**

Reported as of fiscal year ending of: June 30, 2005 (Year)  
 A. Total Amount of Taxes Due \$ 127,218.42  
 B. Total Amount of Unpaid Taxes \$ 2,019.34  
 C. Taxes are Paid Under the County's Teeter Plan Yes  No

**V. DELINQUENT REPORTING INFORMATION**

Delinquent Parcel Information Reported as of the current Tax Roll of June 30, 2005 (Date)  
 A. Total Number of Delinquent Parcels 2  
 B. Total Amount of Taxes Due on Delinquent Parcels \$ 2,019.34  
 C. Percent of Delinquency Rate 1.59%  
 (Percent)

**STATE OF CALIFORNIA  
YEARLY STATUS FISCAL REPORT**

(Continued)

**VI. FORECLOSURE INFORMATION FOR FISCAL YEAR** *(Mello-Roos only)*

*(Aggregate totals, if foreclosure commenced on the same date)*

<i>Date Foreclosure Commenced</i>	Total Number of Foreclosure Parcels	Total Amount of Tax Due on Foreclosure Parcels
		\$
		\$
		\$
		\$
		\$
		\$
		\$

*(Attach additional sheets if necessary)*

**VII. ISSUE RETIRED**

This issue is retired and no longer subject to the Yearly Fiscal Status filing requirements. *(Indicate reason for retirement.)*

- A. Matured:                      Yes                       No                       If yes, indicate final maturity date: \_\_\_\_\_
- B. Refunded Entirely:            Yes                       No                       If yes, state refunding bond title: \_\_\_\_\_  
and issue date: \_\_\_\_\_
- C. Other: \_\_\_\_\_

**VIII. NAME OF PARTY COMPLETING THIS FORM**

Name: Benjamin Dolinka  
 Title: President, Schools Division  
 Firm/Agency: David Taussig & Associates, Inc.  
 Address: 1301 Dove Street, Suite 600  
 City/State/Zip: Newport Beach, CA 92660  
 Phone No.: (949) 955-1500                      Date of Report: October 28, 2005

**Completion and submittal of this form to the California Debt and Investment Advisory Commission will assure your compliance with California State law. Section 53359.5 of the California Government code requires that all agencies issuing Mello-Roos Community Facilities bonds after January 1, 1993 to report specific information to the Commission by October 30th of each year.**

**Section 6599.1 of the California Government Code requires that all issuers selling Mark-Roos bonds, which is part of the Mark-Roos Local Bond Pooling Act of 1985, after January 1, 1996 are required to report specific information to the Commission by October 30th of the current year and each year thereafter.**