RESOLUTION AND ORDER
ESTABLISHING AND ORGANIZING
TIMBERLAND ACRES DOMESTIC WATER IMPROVEMENT DISTRICT
NAVAJO COUNTY, ARIZONA

70-79

WHEREAS, the Clerk of the Board of Supervisors of Navajo County set Monday, November 5, 1979 at the hour of 10:45 o'clock A.M., as the time and place for hearing on the Petition for the formation of the Timberland Acres Domestic Water Improvement District and any objections thereto; and

WHEREAS, notice was appropriately posted, published and mailed to the nonresident property owners pursuant to the provisions of A.R.S. Sec. 11-705 as amended, Laws of the 33rd Legislature, Second Regular Session, 1978, Chapter 59, and

WHEREAS, it appears that the Petition is signed by the requisite number of owners of real property, and that the public convenience, necessity or welfare will be promoted by the establishment of the District;

NOW, THEREFORE, IT IS FOUND, RESOLVED, DETERMINED AND ORDERED AS FOLLOWS:

1. The Board of Supervisors finds that:

a. The Petition is signed by the owners of more than fifty-one percent (51%) of the real property, which is the requisite number of owners;

b. That the public convenience, necessity or welfare will be promoted by the establishment of the District;

c. That notice has been published, posted and mailed pursuant to A.R.S. Sec. 11-705;

d. That all the property included within the District will be benefited thereby;

e. That the public health of the inhabitants within the boundaries of the District will be served and promoted by the establishment of the District.

2. That the boundaries of the District shall be those set forth in Exhibit "A" attached hereto and incorporated herein by reference.

3. That the Improvement District shall be known in all proceedings as the Timberland Acres Domestic Water Improvement District.

4. That these findings and orders are made after public hearing required by A.R.S. Sec. 11-705.

5. That by virtue of the authority set forth in A.R.S. Sec. 11-706 the Timberland Acres Domestic Water Improvement District is hereby established, formed, organized, and shall be a body corporate with the powers of a municipal corporation for the purposes of carrying out the provisions of Title 11, Chapter 5, Aritcles 1, 1.1, 1.2, and 1.3 of the Arizona Revised Statutes.

6. That the District is to be governed by an elected Board of Directors of three (3) members who are qualified electors of the District. The first Board of Directors shall be:

1. Judy L. Gill
2. Edward J. Dwyer
3. Kay Miller

7. That the term of every elected office shall commence on the second day of January following the election of Board members to fill vacancies on the Board, said election to be held on the first Tuesday of each November of every even numbered year.

ADOPTED this 5th day of November, 1979.

NAVAJO COUNTY BOARD OF SUPERVISORS

Norman W. Durley

Johnny L. Butler

Charles A. Patten

ATTEST:

Connie J. Mazon

Connie Mazon
Clerk of the Board of Supervisors

(S E A L)

EXHIBIT "A"

LEGAL DESCRIPTION

Beginning at the NE corner of Section 13, T 10 N, R 20 E, the true point of beginning; thence along the Northerly line of said Section 13 N 90° 00' 00" W, 2539.77 feet; thence continuing along said northerly line N 89° 54' 00" W, 46.54 feet; South, 181.65 feet; thence S 65° 57' 00" W, 322.91 feet; thence S 24° 03' 00" E, 124.46 feet; thence S 65° 57' 00" W, 335.60 feet; thence S 29° 39' 20" E, 40.00 feet; thence S 48° 51' 00" W, 364.04 feet; thence N 41° 09' 00" W, 65.51 feet; thence S 48° 51' 00" W, 210.00 feet; thence S 41° 09' 00" E, 238.02 feet; thence S 35° 19' 00" W, 267.77 feet; thence S 54° 41' 00" E, 45.00 feet; thence S 35° 19' 00" W, 250.00 feet; thence S 54° 41' 00" E, 178.03 feet; thence S 11° 18' 00" E, 408.19 feet; thence S 34° 40' 00" E, 821.03 feet; thence S 84° 36' 00" E, 256.56 feet; thence S 5° 24' 00" W, 260.00 feet; thence N 84° 36' 00" W, 389.06 feet; thence S 5° 24' 00" W, 214.37 feet; thence S 6° 20' 00" W, 276.85 feet; thence N 84° 47' 00" W, 471.46 feet; thence N 71° 03' 00" W, 354.19 feet; thence N 27° 29' 00" W, 36.56 feet; thence S 59° 09' 00" W, 247.89 feet; thence S 7° 49' 39" E, 115.49 feet; thence S 12° 00' 40" W, 266.20 feet; thence S 77° 05' 00" E, 717.53 feet; thence N 7° 33' 00" E, 50.00 feet; thence S 82° 27' 00" E, 349.08 feet; thence N 13° 56' 50" E, 2.88 feet; thence S 71° 42' 00" E, 324.98 feet; thence N 62° 08' 30" E, 36.09 feet; thence East, 242.25 feet; thence S 18° 18' 00" W, 412.14 feet; thence S 2° 36' 40" E, 198.09 feet; thence S 63° 24' 49" E, 69.32 feet; thence S 13° 58' 00" W, 25.00 feet; thence S 76° 02' 00" E, 94.86 feet; thence S 13° 58' 00" W, 200.00 feet; thence S 76° 02' 00" E, 467.74 feet; thence South, 299.62 feet to the Southerly line of said Section 13, thence along said Southerly line S 89° 55' 00" E, 1312.00 feet; thence N, 0° 08' 57" W, 331.48 feet; thence S, 89° 55' 38" E, 329.72 feet; thence N, 0° 13' 00" W, 331.54 feet; thence S, 89° 56' 14" E, 605.24 feet to the westerly line of said section 13; thence along said westerly line of said section 13, N, 0° 38' 00" W, 1738.88 feet; thence continuing along said westerly line N, 0° 13' 00" E, 251.14 feet; thence continuing along said westerly line N, 0° 08' 00" W, 2416.36 feet; thence continuing along said westerly line N, 0° 37' 00" W, 226.25 feet to the True Point of Beginning.

EXCEPTION #1 - Beginning at the Northeast Corner of Section 13, T 10 N, R 20 E; thence along the westerly line of said Section 13, S 0° 37' 00" E, 226.25; thence proceeding along said westerly line S 0° 08' 00" E, 67.33 feet; thence S 80° 07' 00" W, 279.03 feet; thence South, 1387.39 feet; thence West 25.00 feet; thence N 52° 25' 00" W, 221.64 feet to the true point of beginning; thence N 52° 25' 00" W, 740.00 feet; thence West 592.48 feet; thence S 6° 04' 00" E, 410.19 feet; thence S 83° 56' 00" W, 51.86 feet; thence S 6° 04' 00" E, 250.00 feet; thence N 83° 56' 00" E, 513.99 feet; thence S 53° 43' 40" E, 715.18 feet thence S. 53° 43' 40" E, 715.18 feet; thence East, 48.00 feet; thence N 14° 05' 50" E, 273.68 feet; thence N 51° 58' 04" W, 152.75 feet; thence N 19° 41' 00" E, 233.53 feet to the true point of beginning.

EXCEPTION #2 - Beginning at the Northeast corner of Section 13, T 10 N, R 20 E; thence along the northerly line of said Section 13 West, 2539.77 feet; thence continuing along said northerly line N 89° 54' 00" W, 46.54 feet; thence South, 181.65 feet; thence S 65° 57' 00" W, 322.91 feet; thence S 24° 03' 00" E, 124.46 feet; thence S 65° 57' 00" W, 335.60 feet; thence S 29° 39' 20" E, 40.00 feet; thence S 48° 51' 00" W, 339.04 feet; thence S 41° 09' 00" E, 326.00 feet; thence N 48° 51' 00" E, 25.00 feet the true point of beginning;

EXHIBIT "A"

LEGAL DESCRIPTION (Cont'd)

thence N 48° 51' 00" E, 341.84 feet; thence S 45° 46' 40" E, 574.38 feet; thence S 70° 18' 00" E, 312.00 feet; thence S 10° 21' 00" E, 1068.59 feet; thence S 27° 19' 40" W, 628.33 feet; thence N 23° 59' 00" W, 295.58 feet, thence N 32° 40' 00" W, 445.18 feet; thence S 74° 49' 00" W, 64.21 feet; thence N 15° 11' 00" W, 225.00 feet; thence N 19° 54' 10" W, 25.09 feet; thence N 35° 52' 00" W, 644.04 feet; thence N 72° 50' 10" E, 142.53 feet; thence N 24° 39' 25" E, 220.88 feet; thence N 41° 09' 00" W, 314.00 feet; to the true point of begging.

EXCEPTION #3 - Beginning at the Northeast Corner of Section 13, T 10 N, R 20 E; thence along the easterly line of said Section 13, S 0° 37' 00" E, 226.25 feet thence continuing along said easterly line S 0° 08' 00" E, 67.33 feet; thence S 80° 07' 00" W, 279.03 feet; thence South, 2,107.11 feet; thence West, 273.97 feet; thence South, 166.76 feet; to the true point of beginning; thence N 84° 20' 39" W, 374.19 feet; thence N 39° 42' 20" W, 421.66 feet; thence S 55° 09' 00" W, 341.32 feet; thence S 34° 51' 00" W, 74.90 feet; thence S 47° 03' 00" E, 50.00 feet; thence S 42° 57' 00" W, 217.28 feet; thence N 87° 06' 00" W, 184.48 feet; thence S 2° 54' 00" W, 305.98 feet; thence S 87° 06' 00" E, 64.45 feet; thence S 2° 54' 00" W, 264.67 feet; thence S 73° 15' 00" E, 105.89 feet; thence S 66° 01' 00" W, 185.00 feet; thence S 15° 14' 10" E, 212.44 feet; thence N 77° 08' 30" E, 234.60 feet; thence S 15° 42' 40" E, 242.90 feet; thence S 50° 20' 00" E, 610.00 feet; thence Eastl 415.97 feet; thence North, 200.00 feet; thence East, 45.00 feet; thence North, 300.00 feet; thence West, 55.00 feet; thence North, 780.14 feet; thence N 0° 10' 58" W, 25.75 feet; thence N 5° 39' 21" E, 225.00 feet; thence N 84° 20' 39" W, 41.27 feet; to the true point of beginning.

EXHIBIT "B"