JAN 5 '81

RESOLUTION NO. 3-81

BOARD OF SUPERVISORS
NAVAJO COUNTY, ARIZONA

A RESOLUTION AND ORDER APPROVING THE ADDITION OF CERTAIN LANDS TO THE PINETOP LAKES SANITARY DISTRICT

RESOLVED, by the Board of Supervisors of the County of Navajo, State of Arizona, that:

WHEREAS, a Petition for the annexation of certain lands to the Pinetop Lakes Sanitary District in Navajo County, Arizona, was filed with the Board of Supervisors on the 24th day of November, 1980.

WHEREAS, the Board of Supervisors satisfied itself that said Petition was signed by the owners of fifty-one percent (51%) or more of the real property in the area proposed to be annexed; that the Petition fully conforms with the requirements of Article 1, Chapter 11, Title 36, Arizona Revised Statutes; that a good and sufficient bond conditioned for the payment to the County of Navajo of all expenses incurred by the Board of Supervisors in the proceedings in the event the annexation should not be effected has been filed; and having fixed Monday, the 5th day of January, 1981, at the hour of 10:00 o'clock A.M. in the Supervisors Chambers, Courthouse, Holbrook, as the time and place for hearing of the Petition, at which time and place it appeared to the Board that due notice of the time and place of hearing had been given according to the law and the order of the Board, all as appears from the affidavits of publication and posting which have been duly filed with the Board and the Board finding that all requirements for the hearing upon the Petition have been met, the Board proceeded to hear the matter pertaining to the annexation.

WHEREAS, no persons have filed objections or have appeared and objected to the inclusion of land in the District as proposed in the Petition; and

WHEREAS, the Board is satisfied and finds that the annexation will promote the public health, comfort, convenience, necessity or welfare and that the properties within the area proposed to be annexed and the property already within the Pinetop Lakes Sanitary District will be benefited by the annexation.

C.C to C. Jaley 1-6-81

NOW, THEREFORE, BE IT RESOLVED:

1. That the owners of fifty-one percent (51%) or more of the real property in the area proposed to be annexed have duly signed and verified the Petition filed with this Board;

2. That all things required by law to be done have been done in the time, form and manner required by law;

3. That the public health, comfort, convenience, necessity or welfare will be promoted by the annexation;

4. That the prayer of the Petitioner be and the same is hereby granted; and

5. That the property described in the Exhibit A attached hereto, and by reference made a part hereof, is annexed to and made a part of the Pinetop Lakes Sanitary District, Navajo County, Arizona.

DATED this 5th day of January, 1981.

NAVAJO COUNTY BOARD OF SUPERVISORS

Norman L. Turley

Johnny L. Butler

Peter D. Thompson

81 00390

RECORDED AT THE REQUEST OF
Board of Supervisors -Navajo County
January 9, A. D. 19 81 AT 4:30 O'CLOCK P. M.
IN DOCKET 615 Off. Records PAGE 983-984
RECORDS OF NAVAJO COUNTY, ARIZONA
JAY H. TURLEY RECORDER
BY Kerri Lee Fullerton DEPUTY

COUNTY RECORDER NAVAJO CO., STATE OF ARIZONA

MICROFILMED
INDEXED

to be replaced w/ orig *

JAN 5 '81

RESOLUTION NO. 3-80

BOARD OF SUPERVISORS
NAVAJO COUNTY, ARIZONA

A RESOLUTION AND ORDER APPROVING THE ADDITION OF CERTAIN LANDS TO THE PINETOP LAKES SANITARY DISTRICT

RESOLVED, by the Board of Supervisors of the County of Navajo, State of Arizona, that:

WHEREAS, a Petition for the annexation of certain lands to the Pinetop Lakes Sanitary District in Navajo County, Arizona, was filed with the Board of Supervisors on the 24th day of November, 1980.

WHEREAS, the Board of Supervisors satisfied itself that said Petition was signed by the owners of fifty-one percent (51%) or more of the real property in the area proposed to be annexed; that the Petition fully conforms with the requirements of Article 1, Chapter 11, Title 36, Arizona Revised Statutes; that a good and sufficient bond conditioned for the payment to the County of Navajo of all expenses incurred by the Board of Supervisors in the proceedings in the event the annexation should not be effected has been filed; and having fixed Monday, the 5th day of January, 1981, at the hour of 10:00 o'clock A.M. in the Supervisors Chambers, Courthouse, Holbrook, as the time and place for hearing of the Petition, at which time and place it appeared to the Board that due notice of the time and place of hearing had been given according to the law and the order of the Board, all as appears from the affidavits of publication and posting which have been duly filed with the Board and the Board finding that all requirements for the hearing upon the Petition have been met, the Board proceeded to hear the matter pertaining to the annexation.

WHEREAS, no persons have filed objections or have appeared and objected to the inclusion of land in the District as proposed in the Petition; and

WHEREAS, the Board is satisfied and finds that the annexation will promote the public health, comfort, convenience, necessity or welfare and that the properties within the area proposed to be annexed and the property already within the Pinetop Lakes Sanitary District will be benefited by the annexation.

C.C. to C. Jolley 1-6-81

* Orig to J. Jurley for Recording 1-9-81 J

NOW, THEREFORE, BE IT RESOLVED:

1. That the owners of fifty-one percent (51%) or more of the real property in the area proposed to be annexed have duly signed and verified the Petition filed with this Board;

2. That all things required by law to be done have been done in the time, form and manner required by law;

3. That the public health, comfort, convenience, necessity or welfare will be promoted by the annexation;

4. That the prayer of the Petitioner be and the same is hereby granted; and

5. That the property described in the Exhibit A attached hereto, and by reference made a part hereof, is annexed to and made a part of the Pinetop Lakes Sanitary District, Navajo County, Arizona.

DATED this 5th day of January, 1981.

NAVAJO COUNTY BOARD OF SUPERVISORS

Norman L. Turley

Johnny L. Butler

Peter D. Thompson

PETITION FOR THE ADDITION OF TERRITORY
TO THE PINETOP LAKES SANITARY DISTRICT

TO: The Honorable Board of Supervisors
County of Navajo, State of Arizona

Gentlemen:

The undersigned respectfully petition for the addition of Territory to the Pinetop Lakes Sanitary District pursuant to Chapter 11, Title 36, Arizona Revised Statutes, and allege:

1. The proposed addition to the Pinetop Lakes Sanitary District is located entirely within the County of Navajo, State of Arizona, and not within any incorporated city or town formed pursuant to A.R.S. Section 9-101 et seq.

2. A general description of the boundaries of the proposed addition is: Lot 112, Pinetop Lakes County Club Unit 3, as recorded in Book 11 of Maps, page 25, Records of Navajo County Recorder.

3. The estimated total acreage to be benefited by the proposed addition is 1.70 acres more or less.

4. The addition to the District is proposed for purposes of purchasing, establishing, constructing and operating a sewerage system, including collection, transportation, pumping, treatment and disposal of sewage; and for purposes of purchasing, establishing, constructing and operating a garbage disposal and treatment system, not including the correction thereof, to-wit: the development and maintenance of a system for the collection and treatment of sewage and other waste within the Pinetop Lakes Sanitary District, and the exercise of any other powers as are established by Arizona Revised Statutes, Chapter 11, Title 36.

5. The undersigned are the owners of at least fifty-one (51%) percent of the real property set forth in the attached Legal Description.

6. That the addition is necessary for the health, safety and welfare of the residents and property owners of the additional territory, and further for the health, safety and welfare of those persons who visit upon the land.

WHEREFORE, in furtherance of their desire to provide for the development and maintenance of sanitary and sewerage facilities in the proposed addition to the Pinetop Lakes Sanitary District, the undersigned propose that you initiate proceedings for the addition of territory to a sanitary district and establish the new boundaries of the Pinetop Lakes Sanitary District through the addition of the territory described, and further prays as follows:

1. That you approve as good and sufficient the bond filed herewith conditioned upon the payment to the County of all expenses incurred by your Honorable Body in the proceedings, if the addition is not effected.

2. That you fix a time for hearing this Petition, and cause notice thereof to be duly given.

3. That you find that this Petition conforms with all legal requirements and can proceed to hear the matter relating to the addition of territory to the Pinetop Lakes Sanitary District and define and establish the boundaries of the Pinetop Lakes Sanitary District including the territory sought to be annexed.

4. To perform such other and further acts as are required by law.

DATED this 9 day of Sept., 1980.

QUALITY HILL CONSTRUCTION CO.

By: Robert D. Kerley
Robert D. Kerley

CONSENTED TO:
UNITED BANK OF ARIZONA

by: _____
Its Executive Vice-President

SOUTHWEST FOREST INDUSTRIES, INC.

By: R. A. Mueller
Its Vice-President

PINETOP LAKES DEVELOPMENT COMPANY

By: Mueller
John Mueller, President

CONTINENTAL SERVICE CORPORATION
Trustee under Trust No. 9907 and not personally

By: _____
Trust Officer

RESORCO, Inc.

By: Jacobson
L. C. Jacobson, Attorney-In-Fact

STATE OF ARIZONA)
) ss.
COUNTY OF MARICOPA)

Before me this 16th day of September, 1980, personally appeared KATHRYN CARNAHAN who acknowledged herself to be a Trust Officer of the CONTINENTAL SERVICE CORPORATION and that she as such officer, being authorized so to do, executed the foregoing instrument for the purposes therein contained by signing the name of the corporation as Trustee, by herself as such officer.

Mary R. Harden
Notary Public

My Commission Expires:
Nov. 26, 1980

IN THE MATTER OF THE ADDITION OF TERRITORY TO PINETOP LAKES SANITARY DISTRICT	)))	AFFIDAVIT AUTHENTICATING SIGNATURES ON PETITION

VERIFICATION

STATE OF ARIZONA)
) ss.
County of Maricopa)

Robert D Kuley, being first duly sworn, upon his oath deposes and says:

That he is a property owner, and has personal knowledge of the facts relating to the signing of the Petition requesting the annexation of territory to the Pinetop Lakes Sanitary District, Navajo County, Arizona. That said Petition was signed by him on behalf of Quality Hill Construction Co. pursuant to the direction of the Board of said corporation.

Further the affiant in his corporate capacity has knowledge of the facts relating to the annexation of the property described in the Petition for Annexation of Territory to the Pinetop Lakes Sanitary District and verifies that the facts set forth in the Petition are true and correct.

Robert D Kuley

Subscribed and Sworn to before me the undersigned Notary Public this 1 day of _____, 1980.

_____
Notary Public

My Commission Expires:

_____

IN THE MATTER OF THE ADDITION OF TERRITORY TO PINETOP LAKES SANITARY DISTRICT	))))	AFFIDAVIT AUTHENTICATING SIGNATURES ON PETITION

VERFICATION

STATE OF ARIZONA)
) ss.
County of Maricopa)

John E. Hamilton, Jr. being first duly sworn, upon his oath deposes and says:

That he is a property owner, and has personal knowledge of the facts relating to the signing of the Petition requesting the annexation of territory to the Pinetop Lakes Sanitary District, Navajo County, Arizona. That said Petition was signed by him on behalf of Pinetop Lakes Development Company pursuant to the direction of the Board of said corporation.

Further the affiant in his corporate capacity has knowledge of the facts relating to the annexation of the property described in the Petition for Annexation of Territory to the Pinetop Lakes Sanitary District and verifies that the facts set forth in the Petition are true and correct.

[signature]

SUBSCRIBED AND SWORN to before me the undersigned Notary Public this 9 day of September, 1980.

Amy J. Hafford
Notary Public

My Commission Expires:

February 15, 1983

IN THE MATTER OF
THE ADDITION OF TERRITORY TO
PINETOP LAKES SANITARY DISTRICT

AFFIDAVIT AUTHENTICATING
SIGNATURES ON
PETITION

VERFICATION

STATE OF ARIZONA)
) ss.
County of Maricopa)

T. C. Jacobsen, being first duly sworn, upon his oath deposes and says:

That he is a property owner, and has personal knowledge of the facts relating to the signing of the Petition requesting the annexation of territory to the Pinetop Lakes Sanitary District, Navajo County, Arizona. That said Petition was signed by him on behalf of Hamco, Inc. pursuant to the direction of the Board of said corporation.

Further the affiant in his corporate capacity has knowledge of the facts relating to the annexation of the property described in the Petition for Annexation of Territory to the Pinetop Lakes Sanitary District and verifies that the facts set forth in the Petition are true and correct.

T. C. Jacobsen

SUBSCRIBED AND SWORN to before me the undersigned Notary Public this 9 day of September, 1980.

Amy J. Hafford
Notary Public

My Commission Expires:

February 15, 1983