RESOLUTION NO. 72-82

BOARD OF SUPERVISORS
NAVAJO COUNTY, ARIZONA

A RESOLUTION AND ORDER APPROVING THE DELETION OF CERTAIN LANDS FROM 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 deletion of certain lands from the Pinetop Lakes Sanitary District in Navajo County, Arizona, was filed with the Board of Supervisors on the 20 day of July, 1982.

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 deleted; 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 deletion should not be effected has been filed; and having fixed Tuesday, the 24 day of August, 1982, at the hour of 2:45 o'clock P .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 deletion.

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 Pinetop Lakes Sanitary District has heretofore consented to the deletion; and

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

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 deleted 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 deletion;

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 deleted from the Pinetop Lakes Sanitary District, Navajo County, Arizona.

DATED this 24th day of August, 1982.

NAVAJO COUNTY BOARD OF SUPERVISORS

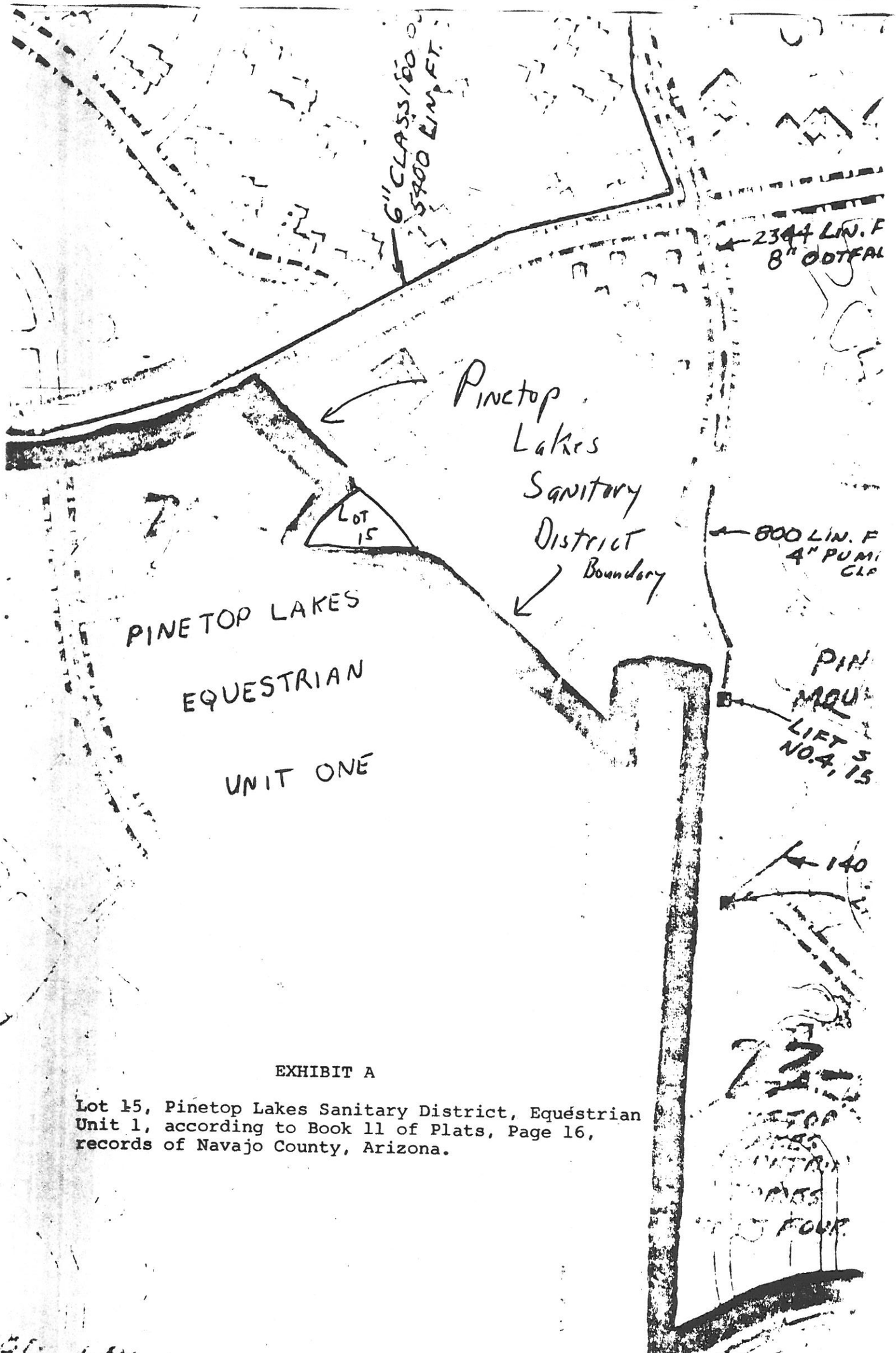


EXHIBIT A

Lot 15, Pinetop Lakes Sanitary District, Equestrian Unit 1, according to Book 11 of Plats, Page 16, records of Navajo County, Arizona.

PETITION FOR THE DELETION OF TERRITORY
FROM THE PINETOP LAKES SANITARY DISTRICT

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

RESOLUTION 81-33

PINETOP LAKES SANITARY DISTRICT

A RESOLUTION CONSENTING TO THE DELETION OF PROPERTY FROM PINETOP LAKES SANITARY DISTRICT

WHEREAS, certain persons have expressed an interest in having their property deleted from the Pinetop Lakes Sanitary District; and

WHEREAS, it is in the best interest of the Pinetop Lakes Sanitary District to delete the property in question from its territory:

THEREFORE, BE IT RESOLVED:

That the Board of Directors of the Pinetop Lakes Sanitary District hereby consents to the deletion of the property described in the Petition for Deletion of Property from the Pinetop Lakes Sanitary District attached hereto and incorporated herein by reference.

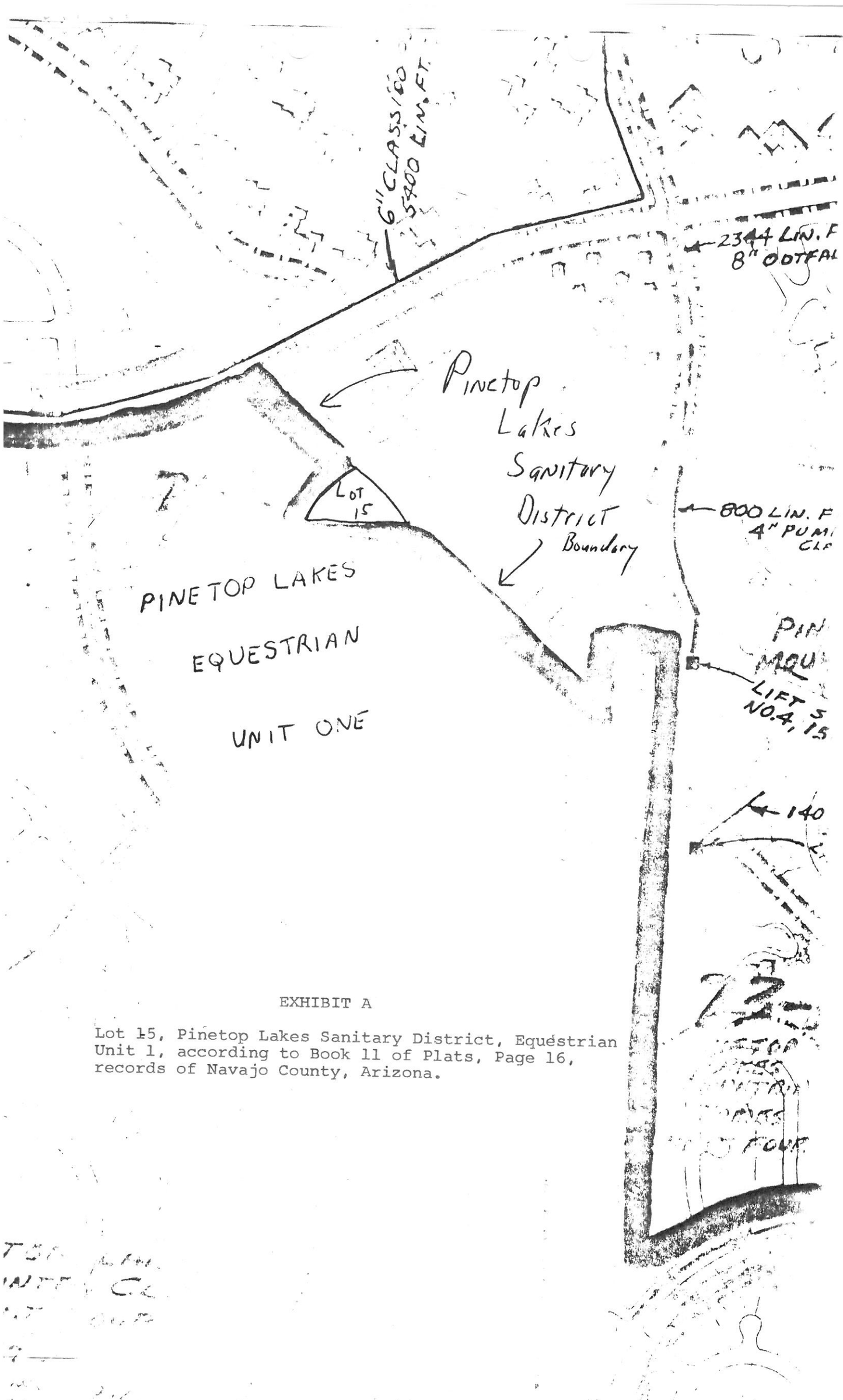
ADOPTED this 11 day of February, 1981.

George Hyde

Yoshio Takeoka

ATTEST:

Secretary



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B O N D

Bond given by _____ on the _____ day of _____, 1982.

WHEREAS, pursuant to Arizona Revised Statutes, Sec. 36-1303 et seq., the undersigned has petitioned the Board of Supervisors, Navajo County, State of Arizona, for deletion of certain property from the Pinetop Lakes Sanitary District; and

The undersigned is bound to the Navajo County Board of Supervisors in the sum of Five Hundred Dollars ($500.00) for the payment of which it firmly binds itself.

The condition of this obligation is that the Bond shall be forfeited or returned as directed by the Board of Supervisors pursuant to Arizona Revised Statute, Sec. 36-1303. No claim shall be levied against the Bond prior to the entry of the Order by the Board forfeiting or returning the Bond.

IN WITNESS WHEREOF the undersigned has executed this Bond.

DATED this 16 day of March, 1982.

Duane D. King

_____

IN THE MATTER OF THE DELETION OF TERRITORY FROM PINETOP LAKES SANITARY DISTRICT) AFFIDAVIT AUTHENTICATING SIGNATURES ON PETITION

VERIFICATION

STATE OF ARIZONA)
) ss.
County of Navajo)

Ronald G. & Susan T. Kime , being first duly sworn, upon their oath depose and say:

That they are property owners, and have personal knowledge of the facts relating to the signing of the Petition requesting the deletion of territory from the Pinetop Lakes Sanitary District, Navajo County, Arizona.

Further the affiants have knowledge of the facts relating to the deletion of the property described in the Petition for Deletion of Territory from the Pinetop Lakes Sanitary District and verify that the facts set forth in the Petition are true and correct.

Susan T. Kime

Ronald G. Kime

SUBSCRIBED AND SWORN to before me the undersigned Notary Public this 16 day of March, 1982.

Dennis L. Davis
Notary Public

My Commission Expires:

4-11-85

STATE OF ARIZONA)
) ss.
County of Navajo)

AFFIDAVIT OF POSTING

OSCAR BUTTERFIELD, being first duly sworn, upon his oath deposes and says:

1. That he makes this Affidavit from and of his own personal knowledge of the facts herein set forth;

2. That on the 12 day of August, 1982, he inspected the posting of true and correct copies of the attached NOTICE OF HEARING OF THE PETITION FOR DELETION OF TERRITORY FROM THE PINETOP LAKES SANITARY DISTRICT, and has determined that said notices were posted publicly in three (3) places within the District, said posting occurring not less than ten (10) days prior to the date of the hearing.

3. Further Affiant sayeth not.

Oscar Butterfield
Oscar Butterfield

SUBSCRIBED AND SWORN to before me this 12 day of August, 1982.

Betty L Markle
Notary Public

My Commission Expires:

My Commission Expires February 13, 1983

STATE OF ARIZONA)
) ss. AFFIDAVIT OF MAILING
County of Coconino)

CAROL A. GLIEGE, being first duly sworn, upon her oath deposes and says:

That she mailed by certified mail a copy of the attached Notice of Hearing for Deletion of Territory from the Pinetop Lakes Sanitary District to the Arizona Department of Health Services, on August 14, 1982.

FURTHER THE AFFIANT SAYETH NOT.

Carol A. Gliege
CAROL A. GLIEGE

SUBSCRIBED AND SWORN to before me this 14 day of August, 1982.

John S. Foley
Notary Public

My Commission Expires:
Jan 2, 1985

BEFORE THE BOARD OF SUPERVISORS OF NAVAJO COUNTY, ARIZONA

NOTICE OF HEARING OF THE PETITION OF DELETION OF TERRITORY FROM THE PINETOP LAKES SANITARY DISTRICT

NOTICE IS HEREBY GIVEN that a Petition has been filed with the Board of Supervisors of Navajo County, Arizona requesting the deletion of territory from the Pinetop Lakes Sanitary District pursuant to the provisions of Article 1, Chapter II, Title 36, Arizona Revised Statutes by adding the following described territory:

Lot 15, Pinetop Lakes Sanitary District, Equestrian Unit 1, according to Book 11 of Plats, Page 16, records of Navajo County, Arizona.

Please take notice that a public hearing on said Petition will be held at the office of the Board of Supervisors in the Courthouse in Holbrook, Arizona, on the 24th day of August, 1982 at the hour of 2:45 o'clock P .M. All interested persons and property owners may appear and file written objections.

DATED this 20th day of July, 1982, at Holbrook, Arizona.

NAVAJO COUNTY BOARD OF SUPERVISORS

Sharon Keene
Clerk of the Board

RESOLUTION NO. 72-82

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NAVAJO COUNTY, ARIZONA

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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 Pinetop Lakes Sanitary District has heretofore consented to the deletion; and

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

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 deleted 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;

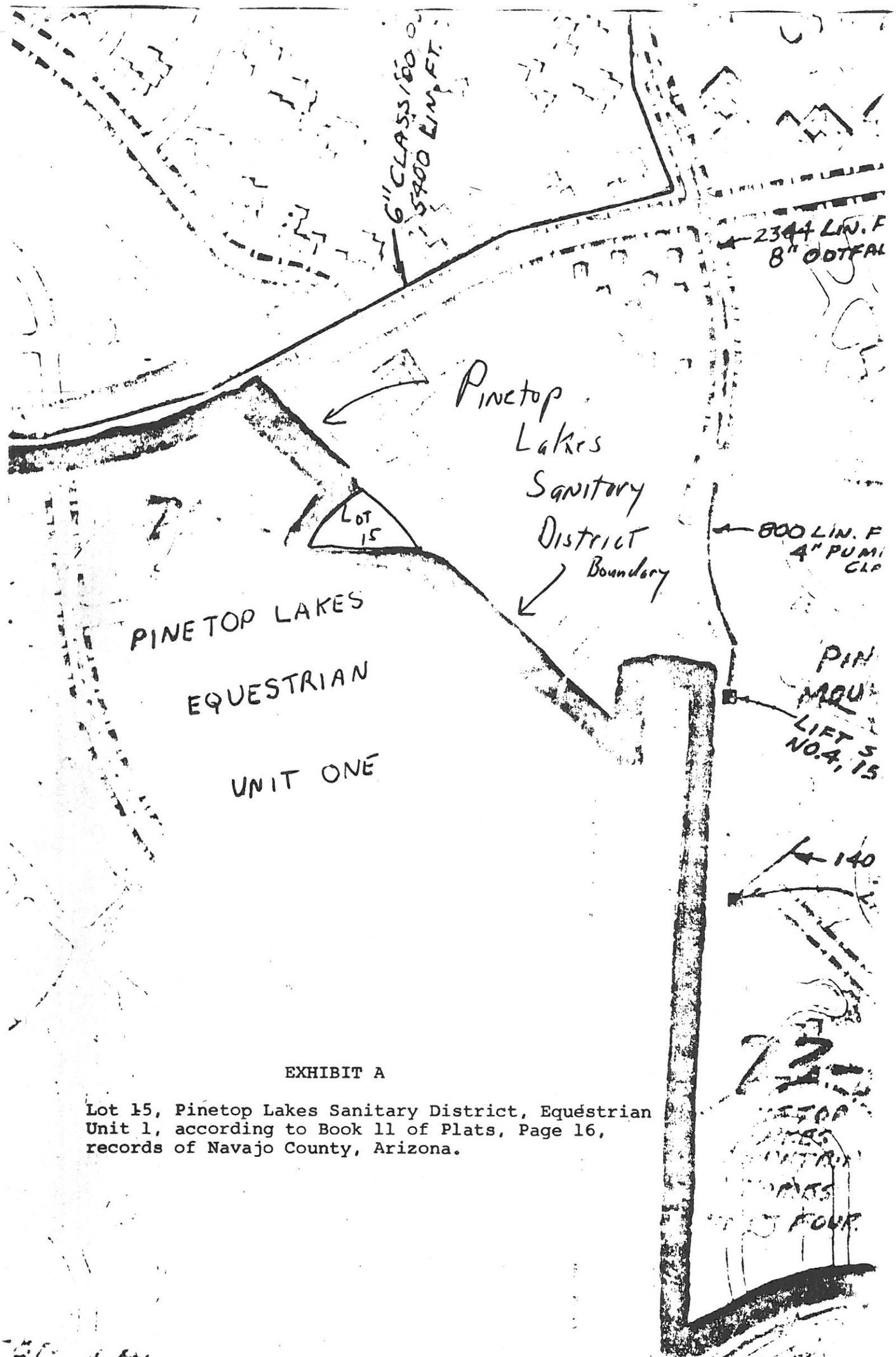
3. That the public health, comfort, convenience, necessity or welfare will be promoted by the deletion;

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 deleted from the Pinetop Lakes Sanitary District, Navajo County, Arizona.

DATED this 24th day of August, 1982.

NAVAJO COUNTY BOARD OF SUPERVISORS



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