

RESOLUTION NO. 97-83

BLUE RIDGE SEWER IMPROVEMENT DISTRICT

RESOLUTION APPROVING SETTLEMENT AGREEMENT BETWEEN BLUE RIDGE
SEWER IMPROVEMENT DISTRICT ASSESSMENT AREA 1C AND ERIC PENROD

WHEREAS, the District wishes to settle all past and future claims of Eric Penrod against the District relating to the construction of a sewer in Blue Ridge Sewer Improvement District, Assessment Area 1C; and

WHEREAS, Eric Penrod has agreed to accept \$8,038.17 dollars as final settlement for all past and future claims for damages relating to the construction of the above mentioned sewer.

THEREFORE, BE IT RESOLVED that:

The attached Settlement Agreement between Blue Ridge Sewer Improvement District and Eric Penrod is hereby approved and the chairman is authorized to execute the same.

ADOPTED this 19th day of December, 1983.

BLUE RIDGE SEWER IMPROVEMENT DISTRICT

By: 
Chairman

ATTEST:



RESOLUTION NO. 83-11

PINETOP-LAKESIDE SANITARY DISTRICT

**RESOLUTION RECOMMENDING THAT THE
BOARD OF DIRECTORS OF THE BLUE RIDGE SEWER IMPROVEMENT DISTRICT
ASSESSMENT AREA 1C AUTHORIZE SETTLEMENT WITH ERIC PENROD**

WHEREAS, Eric Penrod has made claim for damages done to his property during the construction of the sewer in Blue Ridge Sewer Improvement District, Assessment Area 1C; and

WHEREAS, Eric Penrod has agreed to accept \$8,038.17 dollars in consideration for his release of all claims against the Blue Ridge Sewer Improvement District; and

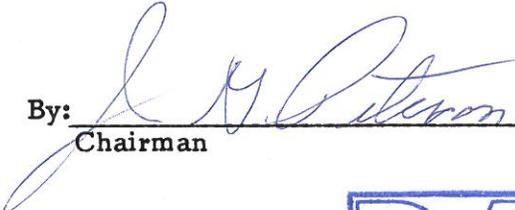
WHEREAS, it is in the best interest of the Blue Ridge Sewer Improvement District to settle Eric Penrod's damage claim in the amount of \$8,038.17 dollars.

THEREFORE, BE IT RESOLVED that:

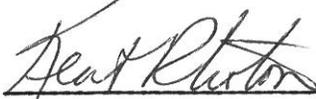
The Board of Directors of the Pinetop-Lakeside Sanitary District hereby recommends to the Board of Supervisors of Navajo County, acting as the Board of Directors of Blue Ridge Sewer Improvement District that they offer Eric Penrod \$8,038.17 dollars for the settlement of his claim.

ADOPTED this 18th day of October, 1983.

PINETOP-LAKESIDE SANITARY DISTRICT

By: 
Chairman

ATTEST:





SETTLEMENT AGREEMENT

This Agreement made and entered into this 17th day of October, 1983, by and between the Blue Ridge Sewer Improvement District, Assessment Area 1C, Navajo County, Arizona and Eric Penrod of Pinetop, Arizona.

WHEREAS, the Blue Ridge Sewer Improvement District has constructed certain sewers within Assessment Area 1C and in the course of the construction, damaged trees on the property of Eric Penrod; and

WHEREAS, Eric Penrod has previously requested damages from the District as compensation for the destruction of his trees; and

THEREFORE, the Blue Ridge Sewer Improvement District Assessment Area 1C and Eric Penrod hereby agree as follows:

1. Without admitting any liability therefore, the Blue Ridge Sewer Improvement District will pay to Eric Penrod the sum of \$8,038.17 in consideration of his release for the above-described damages.
2. That by this Agreement Eric Penrod releases any and all present and future claims against Blue Ridge Sewer Improvement District relating to the construction in Assessment Area 1C.
3. That each party will be responsible for all costs incurred and attorney's fees as a result of this Agreement.

IN WITNESS WHEREOF, the parties have executed this Agreement the day and year first above written.

Eric Penrod
Eric Penrod

SUBSCRIBED AND SWORN to before me this 17th day of October, 1983, by:
ERIC PENROD

[Signature]
Notary Public

My Commission Expires: April 30, 1985

BLUE RIDGE SEWER
IMPROVEMENT DISTRICT



[Signature]
Chairman

ATTEST: [Signature]

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Eric Penrod

Eric Penrod

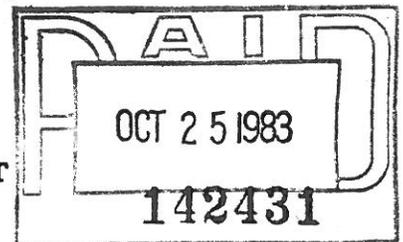
SUBSCRIBED AND SWORN to before me this 17th day of October, 1983, by:
ERIC PENROD

[Signature]

Notary Public

My Commission Expires: April 30, 1985

BLUE RIDGE SEWER
IMPROVEMENT DISTRICT



[Signature]
Chairman

ATTEST: [Signature]

RESOLUTION NO. 83-11

PINETOP-LAKESIDE SANITARY DISTRICT

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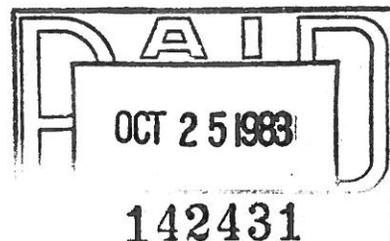
ADOPTED this 18th day of October, 1983.

PINETOP-LAKESIDE SANITARY DISTRICT

By: *L. G. Peterson*
Chairman

ATTEST:

Dea R. R. Rector



RESOLUTION NO. 97-83

BLUE RIDGE SEWER IMPROVEMENT DISTRICT

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ADOPTED this 19th day of December, 1983.

BLUE RIDGE SEWER IMPROVEMENT DISTRICT

By: [Signature]
Chairman

ATTEST:

[Signature]

DEMAND ON NAVAJO COUNTY, ARIZONA

Date 10/18, 19 83

Eric Penrod Penrod Realty, P.O. Box 603, Pinetop, AZ 85935

(Claimant)

(Address)

(Zip Code)

presents this demand on the County of Navajo through following office,

Blue Ridge Sewer Improvement District AALC for the sum of

(County office authorizing obligation)

\$8038.17

DOLLARS

Warrant No. _____

Demand No. 42849

Amount \$ 8,038.17

(Do Not Write Here)

for Settlement agreement attached

the items of which are hereto annexed:

Date

ITEMS OF THE FOREGOING DEMAND

Dollars

Cents

| | | | |
|--|---|---------|----|
| | Settlement for damage done by contractor in Blue Ridge Sewer Improvement District AALC | \$8038. | 17 |
|--|---|---------|----|

18 19 20
 11 12 13 14 15 16 17
 00 1983
 1284567891011121314151617181920
 FUND BALANCE \$ 138,956.33
 AS OF 10/19/83 BY [Signature]

PAID
 OCT 25 1983
 142431

Note: I do solemnly swear that the above is a just and true account against the County of Navajo; that the services or goods therein stated have been furnished, done and performed by me; that the items thereunto annexed are true and correct in every particular, and that no part thereof has been paid, and that I am not indebted in any manner to the County of Navajo.

ORIGINAL INVOICES AND/OR RECEIPTS MUST BE ATTACHED

Claimant/Vendor

ERIC Penrod

Claimant sign here

OK to pay [Signature]

| ACCOUNT CODE DISTRIBUTION | | | | |
|---------------------------|---------|-----|-------|-------------|
| | Dollars | | Cents | |
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Filed 10/25, 19 83

Sherril Pogue

DEPUTY CLERK OF THE BOARD OF SUPERVISORS

APPROVED AND ORDERED PAID FROM

Fund Blue Ridge Sewer

RESOLUTION NO. 83-11

PINETOP-LAKESIDE SANITARY DISTRICT

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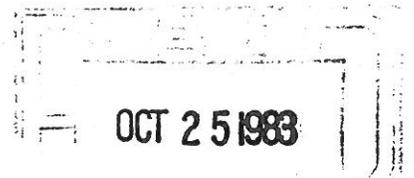
ADOPTED this 18th day of October, 1983.

PINETOP-LAKESIDE SANITARY DISTRICT

By: [Signature]
Chairman

ATTEST:

[Signature]



142431

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Eric Penrod
Eric Penrod

SUBSCRIBED AND SWORN to before me this 17th day of October, 1983, by:
ERIC PENROD

[Signature]
Notary Public

My Commission Expires: April 30, 1985

BLUE RIDGE SEWER
IMPROVEMENT DISTRICT

OCT 25 1983

142431

Chairman

ATTEST: _____

VOUCHER

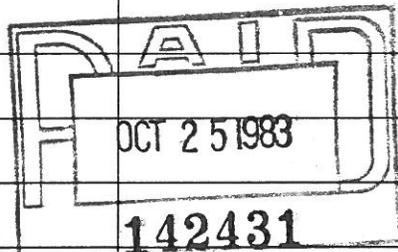
42849

- 2. 10 18 83 (VOUCHER DATE)
MO DAY YR
- 3. 10 25 83 (PAYMENT DATE)
MO DAY YR
- 4. 1018838311
INVOICE NUMBER
- 5. _____
PURCHASE ORDER NUMBER
- 6. _____ COMPLETE _____ PARTIAL

- 7. 107760
PAYEE NUMBER
- 8. Eric Perrod
PAYEE NAME
- 9. _____
PAYEE MAILING ADDRESS
- 10. _____
PAYEE CITY, STATE, ZIP

ACCOUNT DISTRIBUTION

| ENTITY | FUND | UNIT OR DEPT. | FUNCTION OR SUB-DEPT. | PRO-JECT | OBJECT | PAYMENT AMOUNT | AMOUNT TO UNENCUMBER |
|----------------------|------------|---------------|-----------------------|-----------|-------------|----------------|----------------------|
| 11. <u>R</u> | <u>477</u> | <u>46</u> | <u>000</u> | <u>00</u> | <u>7920</u> | <u>8038.17</u> | |
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| 13. | | | | | | | |
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| 19. | | | | | | | |
| 20. | | | | | | | |
| VOUCHER TOTAL | | | | | | <u>8038.17</u> | |
| 21. | | | | | | | |



INITIAL EACH TASK

| | |
|---|---|
| <input type="checkbox"/> RECEIVING REPORT <input type="checkbox"/> QUANTITIES AGREED WITH ORDER <input type="checkbox"/> PRICES AGREED WITH ORDER | <input type="checkbox"/> CHECK EXTENSIONS <input type="checkbox"/> CHECK SUBTOTALS, DISCOUNTS <input checked="" type="checkbox"/> CHECK FREIGHT, TAX, TOTAL |
|---|---|

REMARKS:

PREPARED BY SP DATE 10/20 APPROVED BY [Signature] DATE 10/21

COMPUTER ENTRY BY _____ DATE _____

cc 12/12 Joan
RM

DEC 13 '83

Law Office of
John G. Gliege
10 MOUNT ELDEN LOOKOUT ROAD
RURAL ROUTE 4 BOX 722B
FLAGSTAFF, ARIZONA 86001
(602) 779-3674

RECEIVED
DEC 12 AM 10:57
NAVAJO COUNTY BOARD
OF SUPERVISORS

JOHN GLIEGE
SUSAN BLISS

December 9, 1983

Address: Navajo County Governmental Complex
So. Highway 77
Holbrook, Az 86025
Attention: Joan Marie Mickle

RE: BLUE RIDGE AAIC
PAPERWORK ON ERIC PENROD SETTLEMENT

Dear Joan:

I have enclosed the necessary resolution to be adopted by the Blue Ridge Board of Directors in order to authorize payment to Eric Penrod in settlement of his claim for construction related damages in AAIC. Then, the agreement between Blue Ridge and Eric Penrod must be executed by Pete Shumway as Chairman of the Blue Ridge Board of Directors

Sincerely,

LAW OFFICE OF JOHN G. GLIEGE

By Susan Bliss
SUSAN BLISS

SB/ps
Enclosures

Law Office of
John G. Gliege
10 MOUNT ELDEN LOOKOUT ROAD
RURAL ROUTE 4 BOX 722B
FLAGSTAFF, ARIZONA 86001
(602) 779-3674

JOHN GLIEGE
SUSAN BLISS

December 9, 1983

Board of Supervisors of Navajo County
So. Highway 77
Holbrook, AZ 96025

RE: Blue Ridge Sewer Improvement District

Dear Diane:

Please schedule the enclosed Resolution approving settlement agreement between Blue Ridge Sewer Improvement Assessment AAIC and Eric Penrod for the next Board of Supervisors meeting and arrange for Pete Shumway to sign the settlement agreement with Eric Penrod.

I have enclosed the necessary documents. Thank you very much.
Sincerely,

LAW OFFICE OF JOHN G. GLIEGE

BY Susan Bliss
SUSAN BLISS

SB/ps

Enclosure

Loan

- Give to Diane for the Dec 13 or Dec 20 mtg:*
- the BRSIP Resolution (enclosed)*
 - the original agreement which you have*
 - the original demands which I think you have*
 - newsletter*

I will call you or ask John before this is scheduled Thanks SB/Bliss