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RESOLUTION NO. 07-84

ALCHESAY DRIVE COUNTY ROAD IMPROVEMENT DISTRICT

RESOLUTION CONFIRMING THE RECORDATION OF THE DIAGRAM AND ASSESSMENT

WHEREAS, the Board of Directors has adopted a Resolution Ordering the Work described in the Resolution of Intention to Order the Work Adopted on July 26, 1983; and

WHEREAS, the proceedings are being held in accordance with Article 1 of Title 11, Chapter 5, Arizona Revised Statutes; and

WHEREAS, a contract for construction was contingently awarded to Joy T. Pearce Construction, Inc. in the Amount of $100,208.77 and whose bonding company is CNA, Olliver Pilcher, and all other expenses to the project are as follows: Engineering $7,312.50, Construction supervision and testing $4,531.25, Bond Sale $2,400.00, Bond Opinion $1,274.00, Printing and registration of bonds $600.00, Interest on bonds for 6 months at 12% $7,620.00, Bond discount $3,189.08; and

WHEREAS, there has been prepared a diagram as required by A.R.S. Sec. 11-726 and an assessment levied against the lots and parcels of property within the District in proportion to the benefit to be received by each lot.

THEREFORE, BE IF RESOLVED THAT:

1. The diagram and assessment herewith filed for the District, a copy of which is attached hereto and incorporated herein by reference, is hereby declared recorded subject to the provisions setforth in A.R.S. Section 11-727.

2. That the Clerk shall give notice of the day the assessment was recorded as required by A.R.S. Section 11-726.

3. That following the publication and mailing of said notice and the expiration of the forty (40) day period set forth in A.R.S. Section 11-727 bonds will be issued to represent unpaid assessments.

4. That in declaring the recordation of said diagram and assessment in the Board of Directors has reaffirmed its position set forth earlier in these proceedings in the Resolution forming said District and the Resolution of Intention to Order the Improvement that each parcel set forth in the assessment will be benefited by the improvements to be constructed.

5. The assessment so confirmed includes the sum due for the work performed and specified in the Contract and incidental expenses of said work and assessment.

6. That in recording the diagram and assessments the Treasurer of Navajo County is hereby authorized to demand and receive the amount of the several assessments and that upon the expiration of forty days the Treasurer shall return the assessment to the superintendent, verified upon oath, stating the character of the demand and whether any assessments remain unpaid in full or in part and the amount thereof.

7. The diagram and assessments have been recorded in the office of the superintendent this 3rd day of January 1984.

ADOPTED this 3rd day of January, 1984.

Pete Shumway

Johnny Butler

Percy Deal

Approved as to form:

County Attorney