RESOLUTION NO. 26-85

BOARD OF SUPERVISORS, NAVAJO COUNTY, ARIZONA

A RESOLUTION GRANTING PERMISSION TO PROCEED TO ESTABLISH A DOMESTIC WATER IMPROVEMENT DISTRICT

(Heber)

WHEREAS, Chapter 338, Session Laws 36th Legislature, Second Regular Session, was signed by the Governor of the State of Arizona and filed in the Office of the Secretary of State on May 2, 1984 said act to be effective on August 3, 1984; and

WHEREAS, said Act, hereto attached as "Exhibit A" and incorporated herein by reference, prohibits the formation or initiation or circulation of petitions to form domestic water improvement districts authorized by Title 11, Chapter 5, Articles 1 and 1.3, Arizona Revised Statutes until December 31, 1986, except as provided in Section 2 of subsection C; and

WHEREAS, Section 2 of subsection C of said Act provides for permission to begin proceedings to create a domestic water improvement district before December 31, 1986; and

WHEREAS, permission shall be applied for in writing to begin proceedings to create a domestic water improvement district before December 31, 1986; and

WHEREAS, the Board of Supervisors may authorize by resolution proceedings to establish a domestic water improvement district; and

WHEREAS, a concerted effort will be made to establish the most cost-effective facility for the provision of domestic water; and

WHEREAS, the formation of the Heber Domestic Water Improvement District shall facilitate compliance with the Arizona Department of Health Services water quality requirements and shall facilitate fire protection; and

WHEREAS, the public health, comfort, convenience, necessity and welfare will be promoted by establishment of the district and the property included therein will be benfitted.

NOW THEREFORE IT IS RESOLVED AS FOLLOWS THAT:

1. The application for permission to proceed with the formation of the Heber Domestic Water Improvement District is hereby accepted by the Board of Supervisors.

2. Permission is hereby granted to begin and continue proceedings to create the Heber Domestic Water Improvement District authorized by title 11, chapter 5, Articles 1 and 1.3, Arizona Revised Statutes before December 31, 1986.

3. The Board of Supervisors, by a separate resolution, will approve establishment of the Heber Domestic Water Improvement District if the formation proceedings, held pursuant to Title 11, Chapter 5, Articles 1 and 1.3, Arizona Revised Statutes, are successful.

ADOPTED this 2nd day of April, 1985.

NAVAJO COUNTY BOARD OF SUPERVISORS

Johnny L. Butler
Chairman

ATTEST:

Sharon D. Deems
Clerk

DD/RGrPerHDWI
3/15/85