

RESOLUTION NO. 97-85
BOARD OF SUPERVISORS
NAVAJO COUNTY, ARIZONA

**A RESOLUTION AND ORDER ESTABLISHING AND ORGANIZING
HEBER DOMESTIC WATER IMPROVEMENT DISTRICT**

WHEREAS, the Clerk of the Board of Supervisors of Navajo County set October 15, 1985, at the hour of 10:30 o'clock A.M., as the time and place for the hearing on the formation of the Heber Domestic Water Improvement District and any objections thereto; and

WHEREAS, notice was appropriately posted, published and mailed to the property owners pursuant to the provisions of A.R.S. Section 48-905; and

WHEREAS, it appears that the Petition is signed by the requisite number of owners of real property, and that the public convenience, necessity or welfare will be promoted by the establishment of the Heber Domestic Water Improvement District; and

WHEREAS, portions of the property included within the boundaries of the Heber Domestic Water Improvement District, as those boundaries are described in the petition for the formation of the Heber Domestic Water Improvement District, will not be benefited by the acquisition of the improvements within the Heber Domestic Water Improvement District.

NOW, THEREFORE, IT IS FOUND, RESOLVED, DETERMINED AND ORDERED AS FOLLOWS:

1. The Board of Supervisors finds that:
 - a. The Petition is signed by a majority of the owners or by the owners of more than fifty-one percent (51%) of the real property, which is the requisite number of owners as provided by A.R.S. Section 48-903;
 - b. That the public convenience, necessity or welfare will be promoted by the establishment of the Heber Domestic Water Improvement District;
 - c. That notice has been published, posted and mailed pursuant to A.R.S. Section 48-905;

d. That the property included within the Heber Domestic Water Improvement District will be benefited thereby.

2. That the boundaries of the Heber Domestic Water Improvement District shall be those set forth in Exhibits A and B, attached hereto and incorporated herein by reference. That these boundaries differ from those described in the petition for the formation of the Heber Domestic Water Improvement District, and Territory has been deleted because it would not be benefited by inclusion in the District.

3. That the Improvement District shall be known in all proceedings as the Heber Domestic Water Improvement District.

4. That these findings and orders are made after public hearing required by A.R.S. Section 48-905.

5. That by virtue of the authority set forth in A.R.S. Section 48-906 the Heber Domestic Water Improvement District is hereby established, formed, organized, and shall be a body corporate with the powers of a municipal corporation for the purposes of carrying out the provisions of Title 48, Chapter 6, Articles 1 and 4, of the Arizona Revised Statutes.

6. That the Heber Domestic Water Improvement District is to be governed by an elected Board of Directors of five (5) members who are qualified electors of the district. The first Board of Directors shall be:

- 1. _____
- 2. _____
- 3. _____
- 4. _____
- 5. _____

7. That the term of every elected office shall commence on the second day of January following the election of Board members to fill vacancies on the Board, said election to be held on the first Tuesday of each November of every even numbered year.

ADOPTED this 15th day of October, 1985.

BOARD OF SUPERVISORS
NAVAJO COUNTY, ARIZONA

Johnny L. Butera
Chairman

ATTEST:

Sharon A. Deens
Clerk

(SEAL)

DD/ResOrdHDWI
R.10/09/85

DESCRIPTION FOR
HEBER DOMESTIC WATER IMPROVEMENT DISTRICT AND
BUCKSKIN CANYON COUNTY IMPROVEMENT DISTRICT

Beginning at the northeast corner of Section 13, T 12 N, R 16 E, Gila and Salt River Meridian, the True Point of Beginning; thence proceeding southerly along the east line of said Section 13 to the intersection of the line between points 1 and 2 of Homestead Entry Survey 194; thence proceeding southeasterly along the line between points 1 and 2 of Homestead Entry Survey 194 to point 2 of Homestead Entry Survey 194; thence proceeding southwesterly along the line from point 2 to point 3 of Homestead Entry Survey 194 to the intersection of the line from point 2 to point 3 of Homestead Entry Survey 194 to the east line of Section 13, T 12 N, R 16 E; thence proceeding southerly along the east line of said Section 13 to the northeast corner of Section 24, T 12 N, R 16 E; thence continuing southerly along the east line of said Section 24 to the northeast corner of Section 25, T 12 N, R 16 E; thence proceeding southerly along the east line of Section 25, T 12 N, R 16 E to the northeast corner of the southeast quarter of Section 25; thence proceeding westerly along the midsection line of said Section 25 to the intersection with the line between points 4 and 5 of Homestead Entry Survey 455; thence northeasterly along said line between points 4 and 5 of Homestead Entry Survey 455 to point 4 of Homestead Entry Survey 455; thence northwesterly along the line between points 4 and 3 of Homestead Entry Survey 455 a distance of 1,352 feet; thence south 54° 45' West a distance of 945 feet to the intersection with the line between points 1 and 5 of Homestead Entry Survey 455; thence northwesterly along said line between points 1 and 5 of Homestead Entry Survey 455 a distance of 888.1 feet; thence north 89° 56' 11" west to the west line of said Section 25; thence northerly along the west line of said Section 25 to the southeast corner of Section 23, T 12 N, R 16 E; thence proceeding westerly along the south line of said Section 23 to the southwest corner of said Section 23; thence proceeding northerly along the west line of said Section 23 to the northwest corner of Section 23; thence proceeding easterly along the north line of said Section 23 to the southwest corner of Section 13, T 12 N, R 16 E; thence proceeding northerly along the west line of said Section 13 to the northwest corner of said Section 13; thence proceeding easterly along the north line of Section 13 to the northeast corner of said Section 13, the True Point of Beginning.

RECORDED
INDEXED

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RECORDED AT THE REQUEST OF
Navajo County Board of Supervisors
November 8 A. D. 1985 AT 4:45 O'CLOCK P.M.
IN DOCKET 803 PAGE S763-766 Incl

DV/LegalHDWID

RECORDS OF NAVAJO COUNTY, ARIZONA
JAY H. TURLEY RECORDER
BY Lana Willis DEPUTY



