

RESOLUTION NO. 46-86

BOARD OF SUPERVISORS
NAVAJO COUNTY, ARIZONA

**A RESOLUTION FIXING AMOUNT AND APPROVING BOND, FIXING TIME
AND PLACE OF HEARING ON THE QUESTION OF FORMATION OF THE
OVERGAARD DOMESTIC WATER IMPROVEMENT DISTRICT**

WHEREAS, a Petition for the establishment of the Overgaard Domestic Water Improvement District in Navajo County, Arizona, pursuant to Articles 1 and 4, Chapter 6, Title 48, Arizona Revised Statutes, which requests that if established, the District be named the Overgaard Domestic Water Improvement District, was received by this Board and filed with the Clerk hereof; and

WHEREAS, said Petition is certified by the Petitioners and is accompanied by a plat or sketch indicating the approximate area and boundaries of the proposed District; and

WHEREAS, accompanying said Petition is a Bond in the amount of FIVE HUNDRED DOLLARS (\$500.00), conditioned upon the payment to the County of all expenses incurred by this Board in the proceedings, in case this Board refuses to establish the District;

NOW, THEREFORE, it is resolved, determined and ordered as follows:

1. The Bond is approved as good and sufficient pursuant to the terms and conditions of A.R.S Sec. 48-904.
2. That Tuesday the 8 day of JULY, 1986, at the hour of 10 o'clock a.M. said day being not later than forty (40) days from the date the Petition was filed in the Supervisors chambers, Navajo County, Holbrook, Arizona, is hereby fixed as the time and place when and where this Board will hear said Petition and all matters relating to the establishment of the proposed District, and when and where all interested property owners may appear and be heard, and any person or persons may appear and show cause, if any there may be, why the prayer of the Petitioners should not be granted, or why any territory should be excluded from said proposed District, or other territory included therein, and all written objections to the establishment thereof shall have been filed with the Clerk of this Board before the date set for hearing.

3. The Clerk shall cause a signed notice, announcing the hearing and setting forth the boundaries of the proposed District to be published twice, one week apart, in the White Mountain Independent, a newspaper of general circulation published in Navajo County, Arizona, the first of which shall be not less than ten (10) days prior to the date of the hearing, and to be posted pursuant to A.R.S. Sec. 48-905, not less than ten (10) days prior to the date of the hearing and to be mailed, by first-class mail to the home address of each property owner within the proposed District. The purpose of the District is to lease or acquire, operate and maintain the domestic water system within the District.

ADOPTED this 10th day of June, 1986.

BOARD OF SUPERVISORS,
NAVAJO COUNTY, ARIZONA

[Signature]
Chairman

ATTEST:

[Signature]
Clerk

DD/RFixAmtHDW
R.04/17/86

BOND

Bond given by _____ on the _____ day
of _____, 198__.

WHEREAS, pursuant to Arizona Revised Statutes Sec. 48-901, et seq., a Petition
has been filed before the Board of Supervisors, Navajo County, State of Arizona for
formation of a County Improvement District; and

WHEREAS, Arizona Revised Statutes Sec. 48-904 requires the Petitioners to post a
bond.

_____, on behalf of the Petitioners, is bound to Navajo
County, Arizona in the sum of Five Hundred Dollars (\$500.00) for the payment of which
he firmly binds himself.

The condition of this obligation is that upon final order of the Board of Supervisors
denying the formation of the Overgaard Domestic Water Improvement District, the Bond
shall be forfeited or returned as directed by the Board of Supervisors pursuant to Arizona
Revised Statutes Section 48-904. No claim shall be levied against the Bond prior to the
entry of the Order by the Board.

IN WITNESS WHEREOF _____ has executed this Bond.

DATED this _____ day of _____, 198__.

STATE OF ARIZONA)
) ss.
County of Navajo)

SUBSCRIBED AND SWORN TO before me this _____ day of _____, 198__.

Notary Public

My Commission Expires:

DD/BondHDWID