

RESOLUTION NO. 59-88

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
HIDDEN WAY ROAD ACCESS COUNTY IMPROVEMENT DISTRICT**

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

WHEREAS, a petition was prepared and a letter was sent to everyone explaining the basic provisions of the project (a copy of said letter is attached hereto); and

WHEREAS, under the provisions of A.R.S. Section 48-903, the Board of Supervisors shall allow a petition to be amended in form and substance to conform with the provisions of Title 48, Chapter 6, Article 1; 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 \$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 Amended Petition for the Establishment of the Hidden Way Road Access County Improvement District in order to comply with the provisions of Arizona Revised Statutes, Title 48, Chapter 6, Article 1 is accepted.
2. The Bond is approved as good and sufficient pursuant to the terms and

conditions of Arizona Revised Statutes Section 48-904.

3. That Monday the 23 day of May, 1988, at the hour of 10:30 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.
4. 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 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 Arizona Revised Statutes Section 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.

ADOPTED this 25 day of April, 1988.

BOARD OF SUPERVISORS,
NAVAJO COUNTY, ARIZONA


Chairman

ATTEST:


Clerk

January 4, 1988

Dear Property Owner:

The Hidden Way Road Association met in November at the Price residence. As a result of that meeting a committee was formed to meet with the County Engineer. The purpose of that meeting was to find an approach to our road maintenance problems.

On December 14, 1987, the committee met with Mr. Jim Bruce, Navajo County Engineer, to discuss available alternatives. The only solution available to us, in which the County will assume the responsibility of proper road maintenance, is to bring the road up to County specification.

This can only be done by forming a Tax Assessment District, whereby the County will issue bonds to pay for the construction of the new road. To do this, requires that we file a petition with the Navajo County Board of Supervisors requesting to improve Hidden Way Road and the utility easement leading to the Blumberg, Joseph, Ketcham, Kwiatkowski and John Whitlow properties. Four owners will be required to dedicate the existing utility easement for a County road.

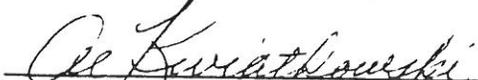
It is the belief of the committee that the foregoing is the only viable solution to our road problem. The few people who have faithfully contributed to the problem of keeping our road in good repair can no longer do so by themselves. Therefore, we are seeking the support and signatures of at least 51% of our property owners who access their land from Hidden Way.

The cost of the total improvement is not to exceed \$70,000 and that cost will be shared equally by the 27 property owners involved. It will be placed on our tax bill and spread over a ten year period.

It is the belief of the committee that your property will be greatly improved in value. Also, perpetual road care and snow plowing will be provided. The road will be totally paved and meet all drainage and safety specifications. We urge your support in this matter!

Please sign the appropriate statement attached, indicating your acceptance or rejection of the proposed improvement. Send your response to Mr. Wm. Price, Rt. 2 Box 9500-F, Show Low, AZ 85901. If you do not respond by Jan. 31, 1988, we will consider you a no vote.

Thank you, Road Improvement Committee



Al Kwiatkowski
537-2502



Bill Price
537-8279

cc: County Engineer

NOTICE OF HEARING ON ESTABLISHMENT OF PROPOSED IMPROVEMENT DISTRICT

NOTICE IS HEREBY GIVEN That on April 25, 1988, at _____, the Board of Supervisors for Navajo County did receive a Petition for the establishment of **Hidden Way Road Access County Improvement District** pursuant to Article 1, Chapter 6, Title 48, Arizona Revised Statutes. The boundaries of said District are described in Exhibit A and attached hereto. The improvements include the grading, filling and paving of all roads within the boundaries of the Hidden Way Road Access County Improvement District.

NOTICE IS FURTHER GIVEN that the 23 day of May, 1988, at the hour of 10:30 o'clock a. m. of said day, at the Governmental Complex, Navajo County, Holbrook, Arizona, has been set by the Board of Supervisors of said County as the time and place for the hearing of Petition. Any person or persons may appear at said hearing and show cause, if any there 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.

Written objections to said establishment may be filed in the office of the Clerk of the Board of Supervisors before the date set for hearing. Written objections or comments should be sent to Sharon Keene, Clerk of the Board of Supervisors, Navajo County Governmental Complex, South Highway 77, Holbrook, AZ 86025

DATED this 25th day of April, 1988.

Clerk of the Board of Supervisors
Navajo County, Arizona

EXHIBIT A

The Hidden Way Road Access Improvement District is the Navajo County road as it leaves Fawnbrook Rd. of the Fawnbrook Subdivision. The road and spur extend one-half mile providing access to all persons (27) listed in Navajo County maps, 212-04 and one member of 210-33. The taxation would be divided equally by all members of the outlines district. The spur (can be named) gives access from Hidden Way to five area residents. Members on aread 212-04-192 B, 195 B, 178, and 156 E, will dedicate necessary land for improvement. The attached map describes all the residents in the county assessor's attached map.

HIDDEN WAY ROAD ACCESS IMPROVEMENT DISTRICT

Sitgreaves

FAWN BROWN

212-52

Taken from Assessor's map No. 212-04;
a portion of Township 22E, Section 5,
NE 4.

