

RESOLUTION NO. 27-89

BOARD OF SUPERVISORS
NAVAJO COUNTY, ARIZONA

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**A RESOLUTION AND ORDER ESTABLISHING AND ORGANIZING
SKY-HI DOMESTIC WATER IMPROVEMENT DISTRICT**

WHEREAS, the Clerk of the Board of Supervisors of Navajo County set April 3, 1989, at the hour of 10:00 o'clock a.m., as the time and place for the hearing on the formation of the Sky-Hi 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 Sky-Hi Domestic Water Improvement District; and

WHEREAS, the property included within the boundaries of the Sky-Hi Domestic Water Improvement District as those boundaries are described in the petition for the formation of the Sky-Hi Domestic Water Improvement District, will be benefited by the acquisition of its improvements within the Sky-Hi Domestic Water Improvement District; and

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 and more than fifty percent (50%) of the qualified electors in the District, 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 Sky-Hi 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 Sky-Hi Domestic Water Improvement District will be benefited thereby.

2. That the boundaries of the Sky-Hi Domestic Water Improvement District shall be those set forth in Exhibits A and B, attached hereto and incorporated herein by reference.

3. That the Improvement District shall be known in all proceedings as the Sky-Hi 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 Sky-Hi 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 Sky-Hi 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. James Bushman
2. Brian Patrick
3. Thomas Potts
4. Howard Rose
5. Scott West

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 second Tuesday of each October of every odd numbered year.

8. That request is hereby made of the Department of Property Valuation, State of Arizona, that the establishment of the Sky-Hi Domestic Water Improvement District become effective for assessment and tax levying purposes for the tax years beginning from and after December 31, 1989.

9. That the Clerk of the Board file with said Department and with the County Assessor of Navajo County, a certified copy of this resolution on or before November 1, 1989.

10. That said filing shall constitute the notice provided to be given pursuant to A.R.S. Section 42-483.

ADOPTED this 3rd day of April, 1989.

BOARD OF SUPERVISORS
NAVAJO COUNTY, ARIZONA


Chairman

ATTEST:


Clerk

(SEAL)

ESTORG. RES/SKYHI
3/24/89jd

EXHIBIT "A"

Legal Description

Proposed Sky-Hi Domestic Water Improvement District

All land within the subdivision boundaries (Tracts A, B, C, D and D(A)), Sky-Hi Retreat Subdivision Units One and Two, amended and corrected, according to Book 13, Pages 8 and 9, records of the Navajo County Recorder, Navajo County, Arizona (a subdivision of part of Section 22, T9N, R23E, G. & S. R. B. & M., of record in Book 5, Page 47 and Book 6, Page 12, records of Navajo County Recorder) and including the Apache Railroad Right of Way as indicated on the Map attached hereto as Exhibit "B"; and the land lying immediately South of Subdivision Lot 24 and East of Subdivision Lots 24, 25 and 26, on the Southeast corner boundary of the Subdivision, and indicated as "Private Land" on the map attached hereto as Exhibit "B".

Exhibit A. Agr/SkyHj

08/31/88/rgb

