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RESOLUTION NO. 31-90

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
PORTER CREEK DOMESTIC WATER IMPROVEMENT DISTRICT**

WHEREAS, a Petition for the establishment of the Porter Creek 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 Porter Creek 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 Porter Creek Domestic Water Improvement 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 Porter Creek Domestic Water Improvement 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. Section 48-904.
2. That Monday, the 4th day of June, 1990, at the hour of 10:30 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 Porter Creek Domestic Water Improvement 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 Porter Creek Domestic Water Improvement District, or other territory included

therein. 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 Porter Creek Domestic Water Improvement 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 along the streets within the proposed district 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 not less than fourteen (14) days prior to the date of the hearing.

ADOPTED this 30th day of April, 1990.

BOARD OF SUPERVISORS,
NAVAJO COUNTY, ARIZONA


Chairman

ATTEST:


Clerk

FIXAMT. RES/PORTER

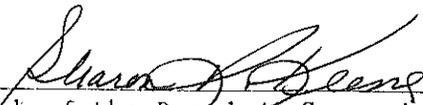
NOTICE OF HEARING ON ESTABLISHMENT OF PROPOSED IMPROVEMENT DISTRICT

NOTICE IS HEREBY GIVEN that on April 30, 1990 at 10:10 a.m., the Board of Supervisors for Navajo County did receive a Petition for the Establishment of **PORTER CREEK DOMESTIC WATER IMPROVEMENT DISTRICT** pursuant to Articles 1 and 4, Chapter 6, Title 48, Arizona Revised Statutes. The boundaries of said District are described on EXHIBITS "A" and "B" attached hereto. The improvements include the acquisition and development of a domestic water delivery system.

NOTICE IS FURTHER GIVEN that the 4th day of June, 1990, at the hour of 10:30 o'clock a.m. of said day, at the Supervisor's Chambers, Navajo County, Holbrook, Arizona, has been set by the Board of Supervisors of said County as the time and place for the hearing on the 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 Porter Creek Domestic Water Improvement 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. Comments should be sent to Sharon Keene, Clerk of the Board of Supervisors, Navajo County Governmental Complex, P.O. Box 668, Holbrook, Arizona 86025.

DATED this 30th day of April, 1990.


Clerk of the Board of Supervisors
Navajo County, Arizona

Legal Description

Proposed Porter Creek Domestic Water Improvement District

PORTER CREEK ESTATES SUBDIVISION, described as being the Southeast Quarter of the Northeast Quarter and the Northeast Quarter of the Southeast Quarter of Section 14, in Township 9 North, Range 22 East, G&SRB&M, Navajo County, Arizona, except that parcel thereof beginning at the Southeast corner of said Northeast Quarter of the Southeast Quarter of Section 14; thence North 466.7 feet; thence West 466.7 feet; thence South 466.7 feet; thence East 466.7 feet to the point of beginning, containing approximately 5 acres.

The said whole parcel being also described as follows:

Commencing at the Southeast corner of Section 14, Township 9 North, Range 22 East, G&SRB&M, Navajo County, Arizona; thence North 0 degrees 43' East 1766.95 feet to the point of beginning; thence North 0 degrees 43' East 2137.80 feet; thence South 89 degrees 40' 49" West 1328 feet; thence South 0 degrees 22' 10" West 2607.6 feet; thence North 89 degrees 39' 39" East 845.3 feet; thence North 0 degrees 43' 00" East 466.7 feet; thence North 89 degrees 39' 39" East 466.7 feet to the point of beginning, containing approximately 73.97 acres.

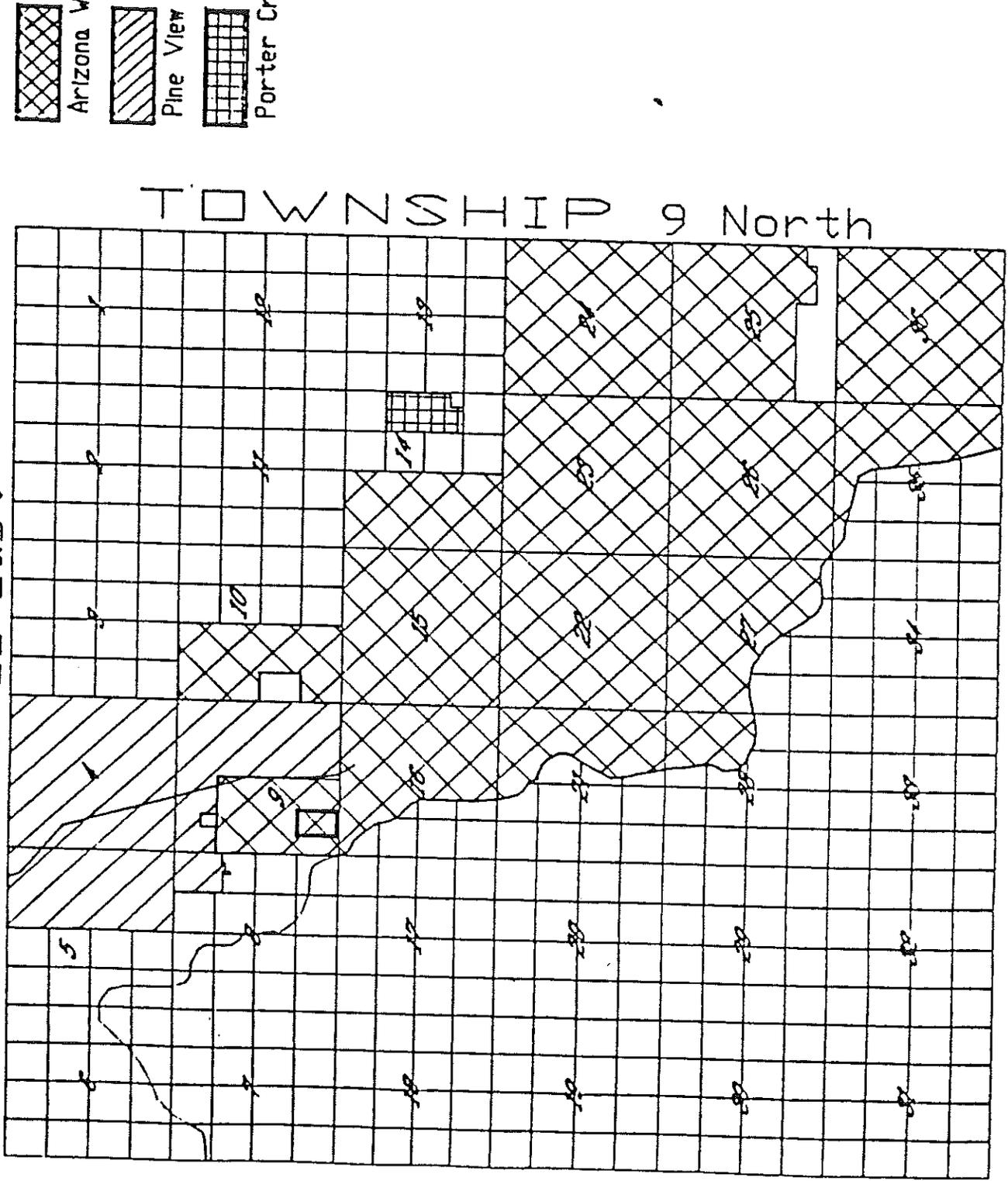
It is the intention of the petitioners to establish a domestic water improvement district contiguous with the certificated area of Porter Creek Water Company, as said certificated area is described in Arizona Corporation Commission Docket No. U-1793 and in Exhibit B hereto attached.

ExhibitA/Porter
190-004
03/01/89 dh

COUNTY: Navajo

RANGE 22 East

TOWNSHIP 9 North



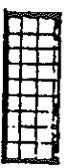
-  U-1445 (M) (3)
Arizona Water Co.
-  U-1676 (H) (2)
Pine View Land & Water Co.
-  U-1793 (S)
Porter Creek Water Co., Inc.

Exhibit B