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CAPTION HEADING: Resolution #49-97

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Res #49-97

**SHORE LINE DRIVE COUNTY ROAD IMPROVEMENT DISTRICT:
Resolution approving the diagram, acknowledging the recording of the
assessment, providing that demands for assessments be made, providing for
notice of hearing on assessments, and ratifying all proceedings.**

RESOLUTION NO. 49-97

SHORE LINE DRIVE COUNTY ROAD IMPROVEMENT DISTRICT

A RESOLUTION APPROVING THE DIAGRAM, ACKNOWLEDGING THE RECORDING OF THE ASSESSMENT, PROVIDING THAT DEMANDS FOR ASSESSMENTS BE MADE, PROVIDING FOR NOTICE OF HEARING ON ASSESSMENTS, AND RATIFYING ALL PROCEEDINGS.

WHEREAS, on March 24, 1997, the Board of Directors adopted Resolution No. 33-97 ordering Improvements in Shore Line Drive County Road Improvement District, and as described in the Resolution of Intention to pave and otherwise improve roads within the District. This Resolution No.03-97 was adopted on January 6, 1997; and

WHEREAS, a Notice of Passage of the Resolution of Intention was posted and published as required by law; and

WHEREAS, the proceedings are being held in accordance with Title 48, Chapter 6, Article 1, Arizona Revised Statutes; and

WHEREAS, there has been prepared a diagram as required by A.R.S. Section 48-927 and an Assessment levied against the lots and parcels of property within the District; and

WHEREAS, Navajo County will perform the work required for the road improvement and will purchase the Bonds of the District; and

WHEREAS, the Assessment, a copy of which is filed this date and incorporated herein by reference has been recorded in the Office of the Superintendent of Streets, which Assessment covers the cost of the project plus incidentals for a total amount of \$31,000.00.

THEREFORE, BE IT RESOLVED THAT:

1. It is hereby ordered this 5th day of May, 1997, that Navajo County will complete the road improvements in an amount not to exceed \$31,000.00.
2. The contract and all work done thereunder shall be in accordance with the plans and specifications prepared by the District's Engineer, said plans and specifications having been heretofore filed with the Clerk of the District. Any change orders must be approved by this Board.

BE IT FURTHER RESOLVED THAT:

1. The diagram heretofore filed for Shore Line Drive County Road Improvement District, a copy of which is incorporated herein by reference, is hereby approved in all respects; and the recording of the Assessment, a copy of which is filed this date and which is approved, is acknowledged.
2. The Board of Directors shall give notice of a time when it will hear and pass upon the Assessment and the proceedings had and taken as required by A.R.S. Section 48-928(E); a copy of said Notice being filed this date and incorporated herein by reference.
3. At any time after the recording of the return of the Assessment, as set forth in A.R.S. Section 48-935(C), Bonds will be issued to represent unpaid Assessments.
4. The Board of Directors hereby reaffirms its position set forth earlier in these proceedings in the Resolution forming said District and the Resolution of Intention to pave and improve roads within the District that each parcel set forth in the Assessment will be benefitted by the improvements to be constructed.
5. The Assessment includes the sum due for the work performed and specified in the Contract and incidental expenses of said work and Assessment.
6. The form of the Assessment is approved and the Superintendent of Streets is authorized to record the same.
7. All Assessment installments shall be collected in the manner provided for the collection of County taxes, pursuant to A.R.S. Section 48-946.
8. Navajo County will purchase the Bonds of the District.
9. The Board of Directors of the District hereby confirms, approves, ratifies and validates all proceedings in this matter heretofore taken.

APPROVED AND ADOPTED this 5th day of May, 1997.

SHORE LINE DRIVE COUNTY ROAD
IMPROVEMENT DISTRICT

BY: Jane Thompson
Chairman

ATTEST:

Judy Jones
Clerk

APPROVED AS TO FORM:

Mark B. ...
Attorney

SHORE LINE DRIVE COUNTY ROAD IMPROVEMENT DISTRICT

ASSESSMENT

IN THE MATTER OF SHORE LINE DRIVE COUNTY ROAD IMPROVEMENT DISTRICT
PERTAINING TO THE PAVING OF THE ROADS WITHIN THE SHORE LINE DRIVE COUNTY ROAD
IMPROVEMENT DISTRICT, NAVAJO COUNTY, ARIZONA.

Pursuant to the provisions of Title 48, Chapter 6, Article 1, Arizona Revised Statutes, and amendments and supplements thereto, I Chuck Williams, Superintendent of Streets, Navajo County, Arizona, hereby assess and apportion the total amount of the costs and expenses of the work, as shown hereinafter, and in the Assessment Diagram (a copy of which was heretofore approved and is on file in the offices of the Superintendent of Streets, Navajo County, Arizona) upon the lots and parcels of land as described in Resolution of Intention No. 03-97, adopted by the Board of Directors of the District on January 6, 1997, to be paid to the District, its agent or assigns, to finance the paving and improving within the District, all of the above work or improvements to be done in accordance with that certain set of Plans and Specifications as approved and adopted by the Board of Directors of the District on January 6, 1997, and is on file in the office of the District designated as the Plans, Specifications and Estimate for Shore Line Drive County Road Improvement District. Said Plans, Specifications and detailed drawings are hereby referred to for a more particular description of the work and made part hereof and as the said work is more fully described in the official contract documents for constructing such improvement. The District has awarded a contract for such construction to Navajo County. The total amount of said contract is \$31,000 Pursuant to Section 48-927, Arizona Revised Statutes, I hereby apportion the cost of said work, and hereby assess against each lot, portion of lot, or parcel of land within the District to be assessed, each in proportion to the benefits to be received, the respective amounts set forth below. Opposite the description of each lot or parcel of land the District has set out the names of the owners or property as known to me and as shown on the most recently certified assessment for State and local taxes.

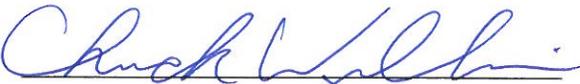
THE COST OF THIS WORK IS ASSESSABLE AGAINST THE PARCELS BENEFITTING AS DETERMINED BY THE WORK OR IMPROVEMENT DESCRIBED IN THE PLANS AND SPECIFICATIONS FOR SHORE LINE DRIVE COUNTY ROAD IMPROVEMENT DISTRICT, AND THE ESTIMATED INCIDENTAL EXPENSES, IS \$31,000 AND IS MORE PARTICULARLY BROKEN DOWN AS FOLLOWS:

COST ESTIMATE

CONSTRUCTION, ENGINEERING AND INCIDENTAL COSTS	\$31,000.00
AVERAGE ESTIMATED COST PER LOT (41 Lots)	\$ 756.10

DONE IN HOLBROOK, ARIZONA, on the 5th day of May, 1997.

RECORDED THIS 5TH DAY OF MAY 1997, IN THE OFFICE OF THE SUPERINTENDENT OF
STREETS, NAVAJO COUNTY, ARIZONA.


Chuck Williams, Superintendent of Streets
Navajo County, Arizona

SHORE LINE DRIVE COUNTY ROAD IMPROVEMENT DISTRICT
ASSESSMENT ROLL

ASSMT. NO.	PARCEL NUMBER	NAME AND ADDRESS:	ASSESSMENT AMOUNT	AMOUNT PAID	ASSESSMENTS TO BOND
1	212-33-061	CHEVALIER, ROBERT & KATHERINE IVOR, MICHAEL & FAYE 1811 W. TOWNLEY AVE. PHOENIX, AZ. 85021	\$756.10		
2	212-33-062	HORNE, JOHN & MARSHA 1746 E. GARNET MESA, AZ 85204	\$756.10		
3	212-33-063	McCABE, ROBERT & ARLENE BOX 1482 GILBERT, AZ 85299	\$756.10		
4	212-33-064	BARRETT, BOBBY & JANE BOX 10012 CASA GRANDE, AZ. 85230	\$756.10		
5	212-33-065	FRALEY, CARLA 4442 W. MONTE CRISTO GLENDALE, AZ. 85306	\$756.10		
6	212-33-066	NEWCOMB, VIVIAN L.. 5053 N. 39TH DRIVE PHOENIX, AZ. 85019	\$756.10		
7	212-33-067	FERRELL-KUHNS, SHARON RT 2 BOX 702 LAKESIDE, AZ 85929	\$756.10		
8	212-33-068	SHERWOOD, DONNA HETRICK, LAWERENCE & SANDRA BOX 1772 LAKESIDE, AZ 85929	\$756.10		
9	212-33-069	PONDEROSA RESORT MHP ECKSTROM, RAYMOND & MARTHA 6430 VARIEL AVE. #203 WOODLAND HILLS, CA. 91367	\$756.10		
10	212-33-070	PETERS, JOSEPH & MARIE 664 E. BARBARITA AVENUE GILBERT, AZ. 85234	\$756.10		
11	212-33-071	HUSK, RICHARD & OLIVIA CRAWFORD, DOUGLAS & JUANITA BOX 948 FLORENCE, AZ 85232	\$756.10		

12	212-33-072	HOEFLER, ROBERT J. 809 N. LEHMBERG CASA GRANDE, AZ. 85222	\$756.10
13	212-33-073	HOEFLER, ROBERT J. 809 N. LEHMBERG CASA GRANDE, AZ 85222	\$756.10
14	212-33-074	MORRISON, WILLIAM & EARLINE RR 2 BOX 707 LAKESIDE, AZ 85929	\$756.10
15	212-33-075	SANCHEZ, VICTOR & GUADALUPE 6829 W PIONEER STREET PHOENIX, AZ 85043	\$756.10
16	212-33-076	LYMAN, WILLIAM & MARY RR 2 BOX 709 LAKESIDE, AZ 85929	\$756.10
17	212-33-077	HOWELL, DORMAN & BEVERLY BOX 581 MAMMOTH, AZ 85618	\$756.10
18	212-33-078	HATCH, GEORGE & JOYCE RT 2 BOX 711 LAKESIDE, AZ 85929	\$756.10
19	212-33-079	BOYD, GARY & REBECCA NAYLOR, JAMES & BETTY 3045 N. MARIGOLD PHOENIX, AZ 85018	\$756.10
20	212-33-080	BOYD, GARY & REBECCA NAYLOR, JAMES & BETTY 3045 N. MARIGOLD PHOENIX, AZ 85018	\$756.10
21	212-33-81	GRANT, PATRICIA 817 N ORACLE MESA, AZ 85203	\$756.10
22	212-33-82	ROBERTSON, WILLIAM 1340 TELEMAR DR WOODLAND PARK, CO 80863	\$756.10
23	212-33-083	SIMMONS, LESTER & LUCY 310 W. PIMA AVE. COOLIDGE, AZ 85228	\$756.10
24	212-33-084	SIMMONS, LESTER & LUCY 310 W. PIMA AVE. COOLIDGE, AZ 85228	\$756.10

25	212-33-085	REED, PAUL & BETTY RT 1 BOX 718 LAKESIDE, AZ 85929	\$756.10
26	212-33-086	MILLER, DOROTHY BOX 749 LAKESIDE, AZ 85929	\$756.10
27	212-33-087	NELSON, ANN E. RT 2 BOX 718N LAKESIDE, AZ 85929	\$756.10
28	212-33-088	MORGAN, THOMAS RT 1 BOX 719 LAKESIDE, AZ 85929	\$756.10
29	212-33-089	SCHMIDT, RICKI & SANDRA BOX 2201 LAKESIDE, AZ 85929	\$756.10
30	212-33-090	HARRISON, RAMON & MARY 2147 MOAPPA CASA GRANDE, AZ 85222	\$756.10
31	212-33-091	FRALEY, CARLA WILSON, LEN & RITA 1161 ACALA CASA GRANDE, AZ 85222	\$756.10
32	212-33-092	FRALEY, CARLA WILSON, LEN & RITA 1161 ACALA CASA GRANDE, AZ 85222	\$756.10
33	212-33-093A	McCARTNEY, BARBARA BOX 1599 LAKESIDE, AZ 85929	\$1,512.20
34	212-33-095	KARAKEY, CHARLES & JOYCE 2442 S. TAYLOR DR TEMPE, AZ 85282	\$756.10
35	212-33-096	KARAKEY, CHARLES & JOYCE 2442 S. TAYLOR DR TEMPE, AZ 85282	\$756.10
36	212-33-097	WILSON, MICHAEL BOX 421 LAKESIDE, AZ 85929	\$756.10
37	212-33-098	RICE, CHARLES RT 1 BOX 715 LAKESIDE, AZ 85929	\$756.10

38	212-33-099	GREEN, JAMES & JERRI 9966 W. FILLMORE TOLLESON, AZ 85353	\$756.10
39	212-33-100	SCOTT, KIMBERLY 6341 S. MILTON AVE #B WHITTIER, CA 90601	\$756.10
40	212-33-101	BUTCHER, M. B. & LINDA 1101 16TH STREET YUMA, AZ 85364	\$756.10

TOTAL

\$31,000.10

SHORE LINE DRIVE COUNTY ROAD IMPROVEMENT DISTRICT

**DEMAND FOR CASH PAYMENT OF ASSESSMENT
NOTICE OF HEARING ON ASSESSMENT**

TO: THE OWNERS OF PROPERTY WITHIN THE SHORE LINE DRIVE COUNTY ROAD IMPROVEMENT DISTRICT AND ALL OTHER PERSONS CLAIMING AN INTEREST IN SUCH PROPERTY OR AN INTEREST IN THE CONSTRUCTION OF ROAD IMPROVEMENTS IN SUCH DISTRICT.

You and each of you listed on the most recently certified tax roll for State and local taxes, or as are know to Shore Line Drive County Road Improvement District (the "District") to be the owner(s) of the property described herein.

The land is located within the Shore Line Drive County Road Improvement District. You are hereby notified that your assessment in the amount set forth herein next to the words "ASSESSMENT AMOUNT" is now due and payable. The work to be performed within the District is fully described in the Plans and Specifications heretofore approved by the Board of Directors of the District, and generally consists of, but is not limited to, the paving and improving of roads within the District.

The assessment against such property was recorded on the 5th day of May, 1997, in the office of Superintendent of Streets of Navajo County, Arizona. The District herewith demands payment of your assessments. The amount assessed (or any portion of that amount) may be paid in cash on or before June 16, 1997, at 5:00 p.m. If the assessment is not paid in full by that date, bonds will be issued against the amount remaining unpaid. The bonds will be payable only out of the special fund to be provided from collection of assessments levied against your property situated within the District. The bonds will extend over a period of five (5) years and will bear interest at a rate of not to exceed eight and one-half percent (8½%) per annum on the unpaid balance.

THEREFORE, NOTICE IS HEREBY GIVEN that a hearing on the assessment heretofore recorded by the Board of Directors of the District will be held at the following time and place:

DATE OF HEARING: June 2, 1997
TIME OF HEARING: 10:30 A.M.
PLACE OF HEARING: Navajo County Governmental Complex
Supervisors Chambers
South Highway 77
Holbrook, Arizona 86025

Said assessment covers the cost and expenses of the construction of improvements within the District and is in the following amount:

	<u>Total</u>	<u>Per Lot</u>
Total Construction, Engineering and Incidental Costs:	\$31,000	756.10

Pursuant to law, this notice is to be mailed to you if you are the owner of property within such District as shown on the most recent certified assessment roll for State and local taxes or as your ownership of such land is known to the District. If you do not own the parcel or parcels mentioned, we request that you forward this demand to the owner, if such is known to you, or return it to the District with a notice that you do not own the property. A form is attached for your convenience.

If you desire that no bond be issued for the assessment upon your lot, you should notify the District in writing prior to the certification of the list of unpaid assessments by the District which will occur on June 16, 1997. Your notification should be accompanied by your affidavit and by a certificate of a searcher of real property records to the effect that you are the owner of the lot assessed. If no bond is issued for the assessment upon your lot, in accordance with such notification, the assessment shall be collectable pursuant to the provisions of Title 48, Chapter 6, Article 1, Arizona Revised Statutes. If such a request is filed and the assessment is not paid in cash, the District will sue to foreclose the assessment lien, at any time after thirty-five (35) days from the date of the recording of the assessment.

Unless the assessment is paid in cash, or the owner requests that bonds not be issued against the parcel, semiannual installments of interest on the unpaid balance and a portion of the principal will be due each April 1st and October 1st (and will become delinquent on May 1st and November 1st, respectively if not paid). The first installment of principal and interest will become due on October 1, 1997. The principal and interest payment combined shall be in approximately equal, annual installments payable along with the property taxes on the parcel(s).

If you desire to pay the assessment in cash, please return the attached Remittance Slip together with your check in the amount set forth below made payable to the "Shore Line Drive County Road Improvement District". If you wish bonds to be issued against the property and the assessment to be paid in installments, you do not have to take further action and do not need to return this notice or the Remittance Slip.

A hearing on the assessment will be held on June 2, 1997, as described herein. You will have an opportunity to object to the legality of the assessment or to any of the previous proceedings connected therewith. Any objection or claim must be in writing and filed with the District prior to the hearing, and you will have the burden of producing evidence at the hearing to support your objection or claim.

Any owner, and all other persons interested in the work or in the assessment who have any objections to the legality of the assessment or to any of the previous proceedings connected therewith or who wish to file an objection to the legality of the proceedings or who wish to object to the assessment or any part thereof or who wish to seek the modification of any assessment, may, at any time prior to the date and time set for hearing, file with the District at the office of the Clerk of the Navajo County Board of Supervisors, a written notice briefly specifying the grounds of such objection. At the time fixed for such hearing, said Board of Supervisors acting

as the Board of Directors of the District will hear and pass upon all objections so made and filed. The decision of the Board of Directors upon the hearing, shall be final upon all persons entitled to object as to all errors, informalities and irregularities which said Board of Directors might have remedied or avoided at any time during the progress of the proceedings.

Said work is to be done in accordance with the contract between the District and Navajo County. Copies of all proceedings pertaining thereto are on file in the office of the District. Said work is to be done in accordance with Resolution No. 33-97, the Resolution Ordering the Improvements adopted by the Board of Directors of the District on March 24, 1997.

The property assessed to pay for the costs and expenses of the construction of the aforementioned work comprises all the lots, portion of lots and pieces of land included within the boundaries as set forth in Exhibit "A".

This notice is published and mailed in accordance with the Resolution of the Board of Directors ordering that this Notice be given, passed and adopted on May 5, 1997.

EXECUTED this 5th day of May, 1997.

SHORE LINE DRIVE COUNTY ROAD
IMPROVEMENT DISTRICT
NAVAJO COUNTY, ARIZONA


Clerk

The Board of Directors for the District has ordered that this Notice be published and mailed in compliance with A.R.S. Section 48-928 (E) as follows:

PUBLICATION:

Two (2) times in the White Mountain Independent, a semi-weekly newspaper published and of general circulation in Navajo County, first publication to be at least ten (10) days prior to the hearing.

MAILING:

By first class mail, at least twenty (20) days before the hearing date, to all persons owning real property affected by the assessments as the names and addresses appear on the last equalized certified tax roll for State and County purposes. If no address appears for any person on the last equalized certified tax roll, then no notice need be mailed to such person.

REMITTANCE SLIP

SHORE LINE DRIVE COUNTY ROAD IMPROVEMENT DISTRICT

Please fill in Section A if you wish to pay the assessed amount or part of it at this time. Please fill in Section B if you do not own the property. If you do own the property and wish for the amount you owe to be financed through bonds, do not fill out either section and you will be billed.

SECTION A. PAYMENT OF ASSESSMENT

TO: Shore Line Drive County Road Improvement District Navajo County Treasurer P.O. Box 668 Holbrook, AZ 86025 Parcel No. _____

I herewith deliver to you the sum of \$_____ in payment of that certain assessment mentioned above.

Signature of Property Owner

TOTAL ASSESSMENT FOR EACH LOT IN THE DISTRICT IS \$756.10

SECTION B. STATEMENT OF NON-OWNERSHIP

TO: Shore Line Drive County Road Improvement District Navajo County Treasurer P.O. Box 668 Holbrook, Arizona 86025 Parcel No. _____ Unit No. _____ Lot No. _____

Please be advised that I do not own the parcel of land described in the Notice mailed to me.

To the best of my knowledge, the owner is:

NAME: _____

ADDRESS: _____

EXHIBIT A

Description of the Shore Line Drive County Road Improvement District in Ponderosa Park Shores Unit Two, as recorded in Book 8, Page 35 of the Navajo County Records.

Ponderosa Park Shores Unit Two

Shore Line Drive

Lots 61 through 101 inclusive

For a total of 41 lots.

Containing 7.2 acres more or less

NAVAJO COUNTY, JAY TURLEY - COUNTY RECORDER BY: BOARD OF SUPERVISORS
DATE: 05/06/1997 TIME: 09:20 PAGE #: 0013 OF 0013 FEE #: 1997 7319

