RESOLUTION NO. 2169

A RESOLUTION OF THE MAYOR AND COMMON COUNCIL OF THE TOWN OF PAYSON, ARIZONA, APPROVING AND AUTHORIZING THE MAYOR TO EXECUTE A QUIT CLAIM DEED TRANSFERRING TITLE TO A GRAVITY SEWER LINE INSTALLED IN SOUTH WESTERLY ROAD TO THE NORTHERN GILA COUNTY SANITARY DISTRICT.

WHEREAS, as a result of the Westerly Road Improvement District project, the Town of Payson received a gravity sewer line described on Exhibit "1" hereto; and

WHEREAS, the Town does not operate a sewer collection or treatment system; and

WHEREAS, the Northern Gila County Sanitary District does operate a sewer collection and treatment system; and

WHEREAS, the gravity sewer line described in Exhibit "1" is a part of the Northern Gila County Sanitary District sewer collection and treatment system; and

WHEREAS, the Town desires to transfer the gravity sewer line described in Exhibit "1" to the Northern Gila County Sanitary District for the benefit of the general public,

NOW, THEREFORE, THE MAYOR AND COMMON COUNCIL OF THE TOWN OF PAYSON, ARIZONA, DO HEREBY RESOLVE AS FOLLOWS:

Section 1. That Barbara G. Brewer, Mayor of the Town of Payson, be and is hereby authorized to execute the quit claim deed attached hereto marked Exhibit "1" in substantially the form as attached.

Section 2. That the Town of Payson be and is hereby authorized to take and perform such other and further actions as are necessary or appropriate to carrying out the purposes provided for in this Resolution Number 2169.

PASSED AND ADOPTED BY THE MAYOR AND COMMON COUNCIL OF THE TOWN OF PAYSON, ARIZONA, this _____ day of _____, 2006, by the following vote:

AYES _____ NOES _____ ABSTENTIONS _____ ABSENT _____

_____
Barbara G. Brewer, Mayor

ATTEST:

_____
Silvia Smith, Town Clerk

APPROVED AS TO FORM:

_____
Samuel I. Streichman, Town Attorney

Prepared by Town of Payson Legal Department
SIS:drs April 19, 2006 (10:00AM)
C:\MyFiles\Resolutions\2169 Approving Quit Claim for Sewer Facilities in S Westerly Rd.wpd

APR 2 7 2006 G.5*

EXHIBIT "1"

to Resolution No. 2169

When recorded, return to:
Sharon Owens
Northern Gila County Sanitary District
P.O. Box 619
Payson, Arizona 85547

QUIT CLAIM DEED

KNOW ALL MEN BY THESE PRESENTS:

For valuable consideration, the undersigned Town of Payson, an Arizona Municipal Corporation ("Grantor"), do hereby release, remise, and forever quit-claim unto the Northern Gila County Sanitary District ("Grantee"), all right, title and interest of Grantor in and to that certain property situated in Gila County, Arizona, which is described as follows:

> Approximately 227 Linear feet of gravity sewer line extension, including manholes and fittings, together with all appurtenances, installed in S. Westerly Road north of Aero Drive as part of the Westerly Road Improvement District.

Approximate value of the lines, manholes and appurtenances described above:

Engineering: $1,400 Construction: $18,326.00

DATED: _____

Town of Payson,
an Arizona Municipal Corporation

By: _____
Barbara G. Brewer, Mayor

STATE OF ARIZONA)
)§
County of Gila)

The foregoing quit-claim deed was signed before me on _____ , 2006 by Barbara G. Brewer, Mayor of the Town of Payson, on behalf of the Town.

_____
Notary Public

My commission expires:

EXEMPT PER A.R.S.§ 11-1134(A)(3)