RESOLUTION NO. 2209

A RESOLUTION OF THE MAYOR AND COMMON COUNCIL OF THE TOWN OF PAYSON, ARIZONA, TO APPROVE, PURSUANT TO A.R.S. SECTION 48-262(f), AN ANNEXATION OF ADDITIONAL TERRITORY INTO THE NORTHERN GILA COUNTY SANITARY DISTRICT OF THOSE CERTAIN PARCELS OF REAL PROPERTY AS DENOMINATED ON THE ATTACHED EXHIBIT "A" (MANZANITA HILLS SIX, L.L.C, PAYSON, ARIZONA, BRUCE T. GRIFFIN, OWNER, ASSESSOR'S PARCEL NOS. 304-09-113J, 304-09-114C, 304-09-114B, 304-09-112A, 304-09-112B, 302-43-002C).

WHEREAS, under A.R.S. Section 48-262(f), the governing body of a municipal corporation is required to pass a resolution approving the annexation to an existing sanitary district of new territory within the boundaries of an incorporated town, and,

WHEREAS, the territory sought to be annexed to the Northern Gila County Sanitary District is described on Exhibit "A" attached hereto, and it is hereby confirmed that all of said property lies within the boundaries of the Town of Payson and is contiguous to existing territory within the Sanitary District, and,

WHEREAS, the petitioners and their real property as set forth by parcel number in Exhibit "A" hereto represent a lawful majority of the qualified electors owning real property within said territories to be annexed.

NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND COMMON COUNCIL OF THE TOWN OF PAYSON, ARIZONA, that approval is hereby given, pursuant to A.R.S. Section 48-262(f), of the annexation of those certain parcels of real property as denominated on the attached Exhibit "A", and such annexation is endorsed by the Town of Payson.

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 ___

_____
Robert Edwards, Mayor

ATTEST

_____
Silvia Smith, Town Clerk

Approved as to Form:

_____
Samuel I. Streichman, Town Attorney

SEP 07 2006 G.4

EXHIBIT "A"

Manzanita Hills Six, L.L.C.	Assessor Parcel Numbers 304-09-113J, 304-09-114C, 304-09-114B, 304-09-112A, 304-09-112B
600 East Hwy. 260, Ste 12	
Payson, AZ 85541	20.34 Acres

Legal Description

NE 5 10N 10E EX ANY PT LYING IN MANZANITA HILL PHASE FOUR
Split B Book-Map-Parcel 304-09-112
Split B Book-Map-Parcel 304-09-113
Split B Book-Map-Parcel 304-09-114
Referenced as Exhibit A in Fee Number 2006-010674

2209

2200 W. Doll Baby Ranch Road
P.O. Box 619
Payson, Arizona 85547

(928) 474-5257
(928) 474-5258 FAX
(602) 256-0047 Phoenix

S. Smith

RECEIVED
AUG 18 2006
Town of Payson

August 17, 2006

Town Council, Town of Payson
Attn. Ms. Sylvia Smith
303 North Beeline Hwy.
Payson, Arizona 85541

REF: Request for Resolution by the Town Council endorsing annexation of property to Northern Gila County Sanitary District

SUBJECT: Manzanita Hills Six, L.L.C.
Gila County Tax Parcels 304-09-113J, 304-09-114C, 304-09-114B, 304-09-112A, 304-09-112B, 302-43-002C

Dear Ms. Smith:

Enclosed please find an executed petition to the Town Council, Town of Payson, requesting Establishment of an addition to the Northern Gila County Sanitary District.

The Board of Directors requests the petition for the referenced property be placed on the Agenda for the next available Council meeting (September 7, 2006) for approval.

If the Town has no objection to the Sanitary District proceeding with the annexation process, we request that the Town Council pass a resolution of endorsement of said annexation. **I would appreciate if you could fax me a copy of the Town's executed Resolution so we could prepare the District's Resolution for our Board meeting on September 14, 2006.**

If you have any questions or require further information, please do not hesitate to contact either Joel Goode, General Manager or myself.

Sincerely,

NORTHERN GILA COUNTY SANITARY DISTRICT

Kellie Costello

Kellie Costello
Account Clerk

Enclosure
pc: File

F:\HOME\KELLIE\WPDOCS\Annexation\FORMS\TOPLTR.WPD

REQUEST FOR ESTABLISHMENT OF AN ADDITION TO THE NORTHERN GILA COUNTY SANITARY DISTRICT

TO THE TOWN COUNCIL, TOWN OF PAYSON

The undersigned real property owners request the establishment of an addition to the Northern Gila County Sanitary District under the provisions of Title 36, Chapter 11, Article 1, Section 1301 to 1329, both inclusive, Arizona Revised Statutes 1956, and amendments thereto.

The necessity for the proposed addition to the District is planning and accomplishing of sanitary improvements as provided by law and the operation and maintenance of said improvements. The public health, comfort, convenience, necessity or welfare will be promoted by the establishment of the addition to the District and the property to be included therein will be benefitted.

The boundaries of the proposed addition to the District are contiguous to territory within the Sanitary District, and are described as follows: **SEE EXHIBIT "A"**

Said boundaries are delineated on the plat attached hereto, which also indicates the approximate area of the addition to the District.

The undersigned are the sole owners of the property described above.

A general outline of the proposed improvements consists of the planning and construction of certain sanitary facilities to serve the area and provide for the operation and maintenance thereof, suitable for the needs of the addition to the District either in one or more proceedings as the need therefore may arise.

The existing, duly elected, Board of Directors of the Northern Gila County Sanitary District shall, upon formation of this addition, become the governing body for this addition.

Petitioners pray the Town Council set this petition for hearing, direct notice to be given to interest property owners and upon the hearing, after consideration of any objections that may be made, pass a resolution declaring its findings, establishing the boundaries and declaring approval of the addition to the Sanitary District.

DATE	PRINTED NAME	STREET ADDRESS	SIGNATURE
8-17-2006	BRUCE T GRIFFIN	8404 E Golden ASTER DR PAYSON, AZ	Bruce T. Griffin

STATE OF ARIZONA)
) ss.
County of)

This instrument was acknowledged before me this 17 day of August, 2006, by BRUCE T GRIFFIN.

Sharon M Owens
Notary Public

My Commission Expires:

OFFICIAL SEAL
SHARON M. OWENS
NOTARY PUBLIC - State of Arizona
GILA COUNTY
My Comm. Expires March 1, 2008

F:\HOME\KELLIE\WPDOCS\Annexation\Manzanita Hills PH Six\TOP-request.wpd

EXHIBIT "A"

Manzanita Hills Six, L.L.C.	Assessor Parcel Numbers 304-09-113J, 304-09-114C, 304-09-114B, 304-09-112A, 304-09-112B
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Split B Book-Map-Parcel 304-09-114
Referenced as Exhibit A in Fee Number 2006-010674