

**RESOLUTION NO. 2830**

**A RESOLUTION OF THE MAYOR AND TOWN COUNCIL OF THE TOWN OF PAYSON, ARIZONA, APPROVING THE ANNEXATION OF ADDITIONAL TERRITORY INTO THE NORTHERN GILA COUNTY SANITARY DISTRICT OF THAT CERTAIN PARCEL OF REAL PROPERTY DESCRIBED ON EXHIBIT "A" (1211 NORTH HEATHER CIRCLE, PAYSON, ARIZONA, GILA COUNTY ASSESSOR'S PARCEL NUMBER 302-23-112B).**

**WHEREAS**, A.R.S. § 48-262(f) requires the governing body of a municipal corporation to pass a resolution approving the annexation of new territory into an existing sanitary district within the boundaries of an incorporated town; and

**WHEREAS**, the territory sought to be annexed into 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 Sanitary District; and

**WHEREAS**, the petitioners and their real property described in Exhibit "A" represent a lawful majority of the qualified electors owning real property within said territory to be annexed,

**NOW, THEREFORE, THE MAYOR AND TOWN COUNCIL OF THE TOWN OF PAYSON, ARIZONA, DO HEREBY RESOLVE** that, pursuant to A.R.S. § 48-262(f), approval of the annexation of that certain parcel of real property described on Exhibit "A" attached, is hereby given, and such annexation is endorsed by the Town of Payson.

**PASSED AND ADOPTED BY THE MAYOR AND TOWN COUNCIL OF THE TOWN OF PAYSON, ARIZONA**, this 5th day of February, 2015, by the following vote:

AYES \_\_\_\_\_ NOES \_\_\_\_\_ ABSTENTIONS \_\_\_\_\_ ABSENT \_\_\_\_\_

\_\_\_\_\_  
Kenny J. Evans, Mayor

ATTEST:

APPROVED AS TO FORM:

\_\_\_\_\_  
Silvia Smith, Town Clerk

\_\_\_\_\_  
Patricia E. Ronan, Town Attorney

*Prepared by Town of Payson Legal Department*

*drs January 29, 2015 (11:50am)*

*O:\Civil\Resolutions\2800\2830 NGC\SD Annexation.wpd*

Page 1

**FEB 5 - 2015** J, Z\*

EXHIBIT "A"

Owner of Record: PHILLIP M. COOK and PENNY M COOK, Co-Trustees and Trust Makers of  
The Cook Revocable Living Trust Dated 5/25/10  
303 W Saddle Lane, Payson, AZ 85541

Property Address: 1211 N HEATHER CIRCLE, PAYSON, AZ 85541

Legal Description: That portion of the North half of the Northwest quarter of the Southeast quarter of the Southwest quarter of Section 26, Township 11 North, Range 10 East, of the Gila and Salt River Base and Meridian, Gila County, Arizona, more particularly described as follows:

BEGINNING at the Northeast corner of said North half of the Northwest quarter of the Southeast quarter of the Southwest quarter;

THENCE South  $00^{\circ}01'14''$  E, along the East line of said North half of the Northwest quarter of the Southeast quarter of the Southwest quarter, a distance of 229.97 feet to the TRUE POINT OF BEGINNING;

THENCE continuing South  $00^{\circ}014'$  East, along said East line, a distance of 100 feet to the Southeast corner of said North half of the Northwest quarter of the Southeast quarter of the Southwest quarter;

THENCE South  $89^{\circ}59'22''$  West, a distance of 629.06 feet to a point on the East line of Heather Circle;

THENCE North  $00^{\circ}03'44''$  West, along said East line, a distance of 230.12 feet to a point;

THENCE South  $89^{\circ}59'49''$  East, a distance of 160.00 feet to a point;

THENCE South  $67^{\circ}12'10''$  East, a distance of 335.49 feet to a point;

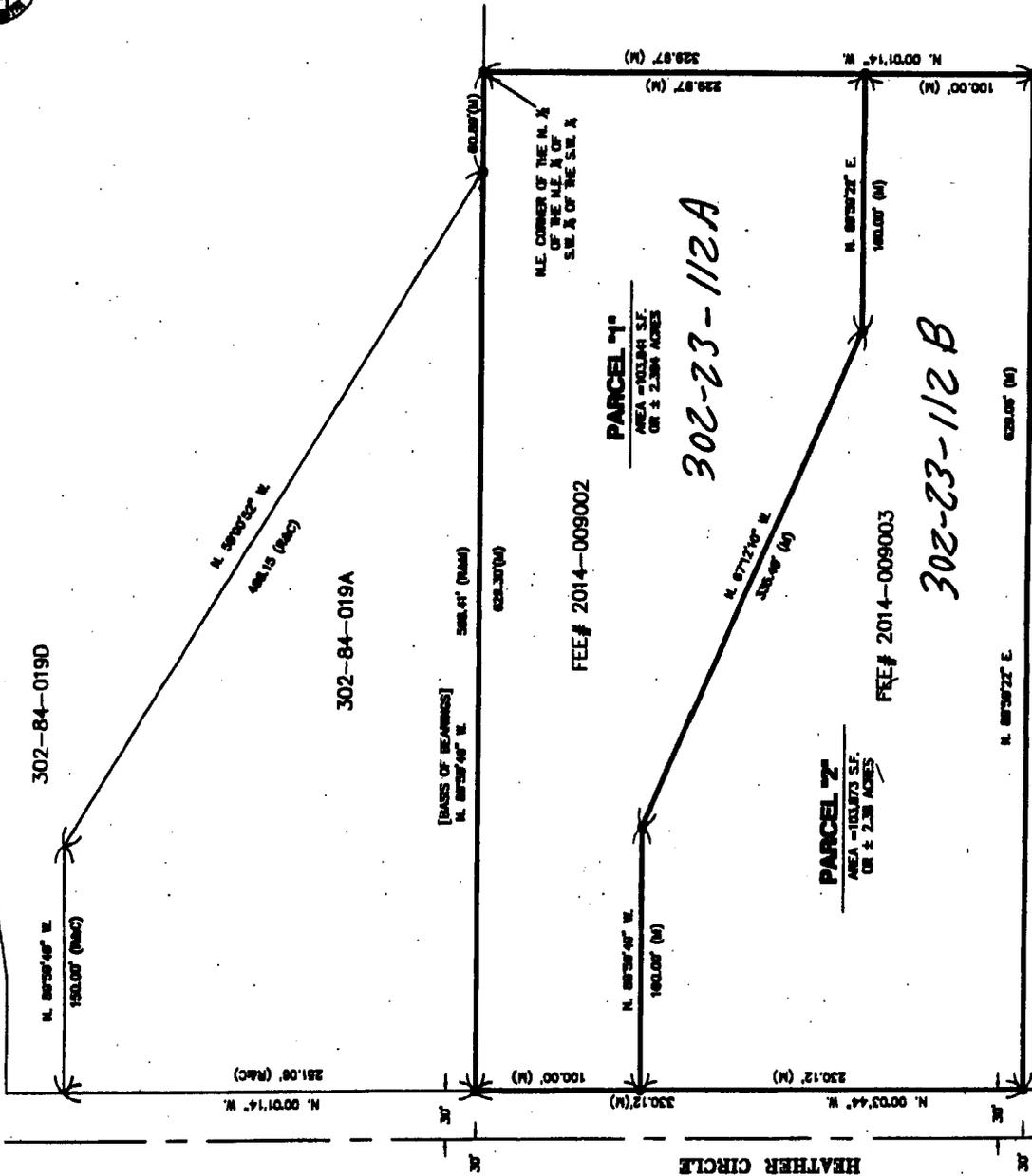
THENCE North  $89^{\circ}59'22''$  East, a distance of 160.00 feet to the TRUE POINT OF BEGINNING.

Parcel Number: 302-23-112B

Apx. Acreage: 2.38

# RECORD OF SURVEY

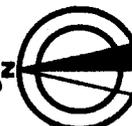
OF THE NORTH HALF OF THE NORTHEAST QUARTER OF THE SOUTHWEST QUARTER OF THE SOUTHWEST QUARTER AS RECORDED IN FEES 2014-009002 & FEES 2014-009003, G.C.R. SITUATED IN A PORTION OF SEC. 28, T.-11-N., R.-10-E. OF THE G.A.R.E.M., GILA COUNTY, ARIZONA



State of Arizona, County of Gila  
I hereby certify that this is a true and correct copy of the original of the same as recorded in the office of the County Recorder of Gila County, Arizona.

Date: 11/27/14 Time: 9:13 AM File No: 4400

Prepared For: DONALD E. FAIRBANKS, LLC  
20 WESTERN BLVD  
GEOXIE PURITE FARMS #4, 48228  
SITE ADDRESS:  
271 N. HEATHER CIRCLE  
PATSON, AZ 85641



## LEGEND

- (C) CALCULATED INFORMATION
- (R) RECORD INFORMATION
- (M) MEASURED INFORMATION
- (\*) FOUND 1/2" REBAR W/OUT TAG (UNLESS OTHERWISE NOTED)
- (•) SET 1/2" REBAR W/TAG L.S. 5713 (UNLESS OTHERWISE NOTED)
- (•) CURRENT ZONING- RI-10 MH

Surveyor's Signature: [Signature]  
DATE: 11/26/14  
ZONING ADMINISTRATOR: [Signature]  
DATE: 7-25-14  
PUBLIC WORKS DIRECTOR: [Signature]  
TOP. JOB NO. 44126

THIS SURVEY WAS PERFORMED UNDER MY SUPERVISION DURING THE MONTH OF AUGUST, 2014.



**RJS RAY JONES SURVEYING**

1118 North Karen Way  
Payson, AZ 85541  
Phone: (928) 474-4004

RAYMOND LEE JONES, P.L.S. #80713  
LICENSE EXPIRES 8/31/15

JOB NO: RJA-018 DATE: 08/10/14  
SCALE: 1" = 50' SHEET 1 OF 1

4400

4400

**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"  
GILA COUNTY TAX PARCEL 302-23-112B**

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.

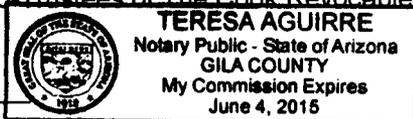
Respectfully requested this 29 day of January, 2015.

Signature of recorded property owner The Cook Revocable Living Trust Dated 5/25/10 <i>Phillip M. Cook</i> PHILLIP M. COOK, Co-Trustee	Signature of recorded property owner The Cook Revocable Living Trust Dated 5/25/10 <i>Penny M. Cook</i> PENNY M. COOK, Co-Trustee
Mail Address 303 W Saddle Lane, Payson, AZ 85541	Mail Address 303 W Saddle Lane, Payson, AZ 85541

STATE OF ARIZONA            )  
  ) ss.  
County of Gila                 )

This instrument was acknowledged before me this 29 day of January, 2015, by PHILLIP M. COOK and PENNY M. COOK, Co-Trustees of The Cook Revocable Living Trust Dated 5/25/10.

*Teresa Aguirre*  
Notary Public



My Commission Expires: 6-4-15

**REQUEST FOR SINGLE PARCEL ANNEXATION  
PURSUANT TO A.R.S. SECTION 48-262(H)**

The undersigned, whose property is located within Gila County, Arizona,

Gila County Parcel  302-23-112B	Street address of subject property  1211 North Heather Circle, Payson, AZ 85541	Acre  2.38
---------------------------------------	---	------------------

and whose property is adjacent to the boundaries of the Northern Gila County Sanitary District (the "District"), hereby requests that the Board of Directors of the District amend the District boundaries to include the property of the undersigned, as the same is described in Exhibit A attached hereto.

The benefit to the property to be conferred by its inclusion in the District is that the property will be provided sewer service and will not have to rely on on-site means of sewage disposal. Further, the property can be developed once sewer service is available.

The benefit to the District is an increase in the tax base of the District and further it fulfills the District's function of providing sewer service to the improved property located within the general area.

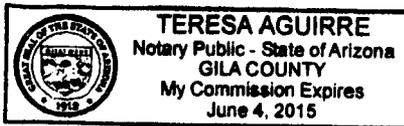
Therefore, it is respectfully requested that this matter be placed on the agenda of the next available meeting of the Board of Directors of the District, and that the Board enter an order annexing this property to the District.

Respectfully requested this 29 day of January, 2015.

Signature of recorded property owner The Cook Revocable Living Trust Dated 5/25/10  <i>Phillip M. Cook</i> PHILLIP M. COOK, Co-Trustee			Signature of recorded property owner The Cook Revocable Living Trust Dated 5/25/10  <i>Penny M. Cook</i> PENNY M. COOK, Co-Trustee		
Mail Address 303 W Saddle Lane			Mail Address 303 W Saddle Lane		
City Payson	State AZ	Zip 85541	City Payson	State AZ	Zip 85541
Telephone (602) 999-1777			Telephone ( )		

STATE OF ARIZONA            )  
  ) ss.  
County of GILA                )

This instrument was acknowledged before me this 29 day of January, 2015, by PHILLIP M. COOK and PENNY M. COOK, Co-Trustees of The Cook Revocable Living Trust Dated 5/25/10.



*Teresa Aguirre*  
\_\_\_\_\_  
Notary Public

My Commission Expires: 6-4-15