

RESOLUTION NO. 2955

A RESOLUTION OF THE MAYOR AND COUNCIL OF THE TOWN OF PAYSON, ARIZONA, TO APPROVE, PURSUANT TO A.R.S. § 48-262(f), AN ANNEXATION OF ADDITIONAL PROPERTY INTO THE NORTHERN GILA COUNTY SANITARY DISTRICT OF A CERTAIN PARCEL OF REAL PROPERTY AS DENOMINATED ON THE ATTACHED EXHIBITS "A" AND ("B") (3525 NORTH HOUSTON MESA ROAD, PAYSON, ARIZONA, 6.705 ACRES), UNITED STATES OF AMERICA, ACTING BY AND THROUGH THE FOREST SERVICE, DEPARTMENT OF AGRICULTURE, OWNER.

WHEREAS, under A.R.S. § 48-262(f) *et seq.*, 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 Exhibits "A" and "B" 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 Petitioner's real property represents sole property ownership within said territory to be annexed to be used for the Payson Water Treatment Plan.

NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND COUNCIL OF THE TOWN OF PAYSON, ARIZONA, that approval is hereby given, pursuant to A.R.S. § 48-262(f) *et seq.*, for the annexation of Petitioner's real property as set forth within the Legal Description in Exhibit "A" and fully depicted within the Location Map in Exhibit "B", and that such annexation is endorsed by the Town of Payson.

PASSED AND ADOPTED BY THE MAYOR AND COUNCIL OF THE TOWN OF PAYSON, ARIZONA, this _____ day of _____, 2016, by the following vote:

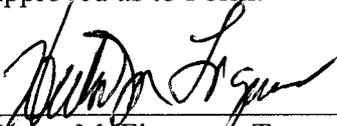
AYES ___ NOES ___ ABSTENTIONS ___ ABSENT ___

Kenny J. Evans, Mayor

ATTEST

Approved as to Form:

Silvia Smith, Town Clerk



Héctor M. Figueroa, Town Attorney

Exhibit A

to Resolution 2955

(Annexation Legal Description)

**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.

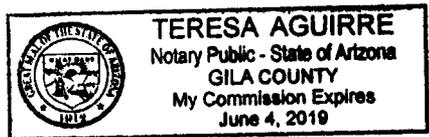
Respectfully requested this 31st day of August, 2016.

Signature of recorded property owner UNITED STATES OF AMERICA, acting by and through the Forest Service, Department of Agriculture X <u><i>Debbie Cress</i></u> By: DEBBIE CRESS, District Ranger
Mail Address 1009 East Highway 260, Payson, AZ 85541

STATE OF ARIZONA)
) ss.
County of *Gila*)

This instrument was acknowledged before me this 31st day of August, 2016, by DEBBIE CRESS, District Ranger.

Teresa Aguirre
Notary Public



My Commission Expires: 6-4-19

EXHIBIT "A"

Owner of Record: UNITED STATES OF AMERICA, acting by and through the Forest Service,
Department of Agriculture
1009 EAST HIGHWAY 260, PAYSON, AZ 85541

Property Address: 3525 N HOUSTON MESA ROAD, PAYSON, AZ 85541

Legal Description: THAT PORTION OF THE PROTRACTED WEST HALF OF THE NORTHEAST QUARTER OF SECTION 23 AND A PORTION OF THE PROTRACTED EAST HALF OF THE NORTHWEST QUARTER OF SECTION 24, IN AN UNSURVEYED PORTION OF TOWNSHIP 11 NORTH, RANGE 10 EAST, OF THE GILA AND SALT RIVER MERIDIAN, GILA COUNTY, ARIZONA, MORE PARTICULARLY DESCRIBED AS FOLLOWS: BEGINNING AT CORNER NUMBER 3 OF HOMESTEAD ENTRY SURVEY NUMBER 577, DATED SEPTEMBER 23, 1914, ALSO KNOWN AS "MESA DEL CABALLO", THENCE SOUTH 34 DEGREES 49 MINUTES 04 SECONDS WEST, A DISTANCE OF 326.67 FEET; THENCE SOUTH 63 DEGREES 51 MINUTES 37 SECONDS WEST, A DISTANCE OF 475.99 FEET; THENCE NORTH 23 DEGREES 23 MINUTES 04 SECONDS WEST, A DISTANCE OF 415.93 FEET; THENCE NORTH 49 DEGREES 22 MINUTES 27 SECONDS EAST, A DISTANCE OF 191.20 FEET; THENCE NORTH 66 DEGREES 00 MINUTES 17 SECONDS EAST, A DISTANCE OF 396.58 FEET TO A POINT ON THE SOUTH LINE OF SAID HOMESTEAD ENTRY SURVEY; THENCE SOUTH 55 DEGREES 03 MINUTES 46 SECONDS EAST, ALONG SAID SOUTH LINE, A DISTANCE OF 331.16 FEET TO THE POINT OF BEGINNING. AN AREA CONTAINING 292102 SQUARE FEET OR 6.705 ACRES, MORE OR LESS.

Apx. Acreage: 6.705

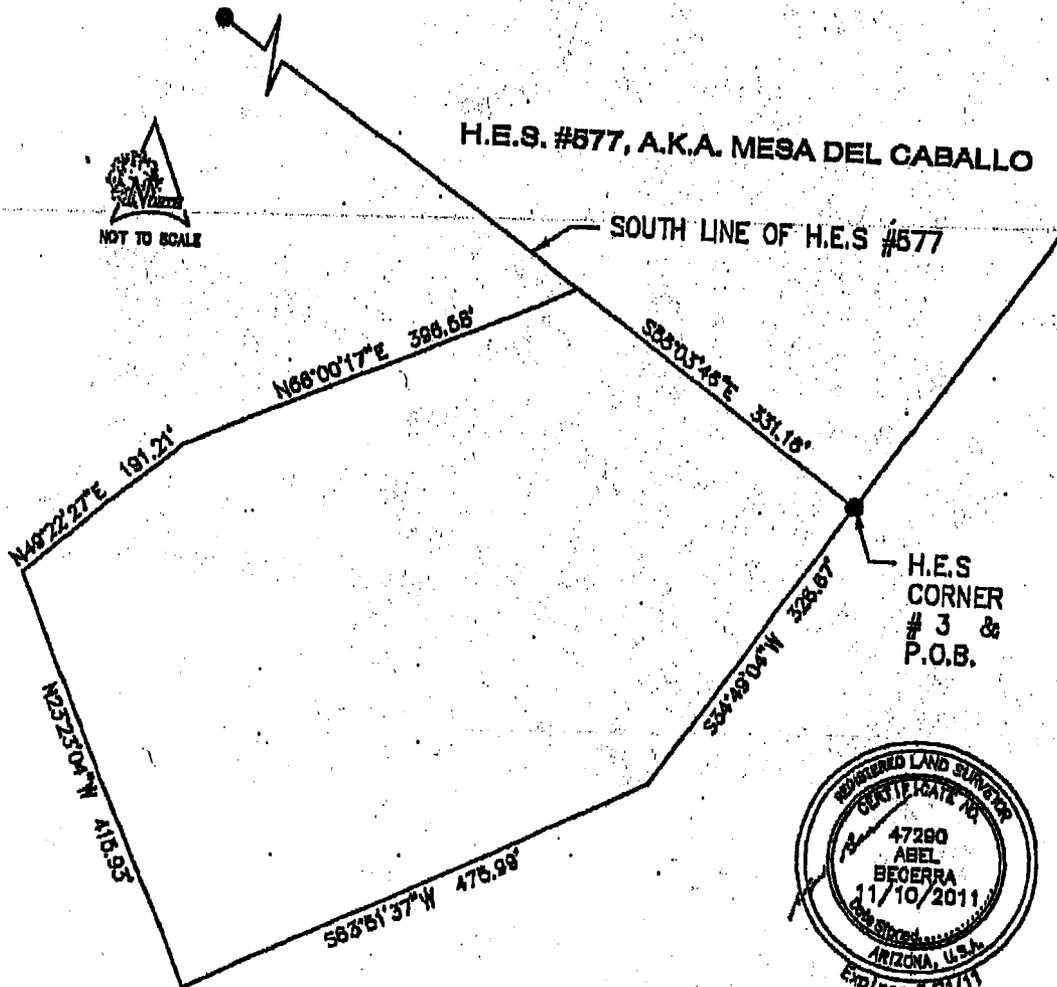
Exhibit B

to Resolution 2955

(Annexation Location Map)

EXHIBIT B

H.E.S. #577, A.K.A. MESA DEL CABALLO



H.E.S
CORNER
3 &
P.O.B.



LEGEND

- HOMESTEAD ENTRY SURVEY LINE
- SUBJECT PROPERTY LINE
- R/W RIGHT OF WAY

SUPPORTING DOCUMENTS

- SURVEYS [R]**
1. GLO ENLARGED DIAGRAM OF SECTION 33 & 34 DATED 3-31-1989
 2. GLO PLAT OF T11 N, R 10E DATED 2-19-1889
 3. GLO TOWNSHIP EXTERIOR PLAT DATED 4-18-1904
 4. HOMESTEAD ENTRY SURVEY # 577 DATED 10-1-1918

TOWN OF PAYSON - WATER TREATMENT SITE
TOWNSHIP 11 NORTH, RANGE 10 EAST
GILA & SALT RIVER MERIDIAN



SUNRISE
2152 SOUTH VINEYARD, SUITE 123
MESA, ARIZONA 85210
TEL 480.768.8600 • FAX 480.768.8608
WWW.SUNRISE-ORG.COM