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Leslie E. Thompson  
Chairman,  
District 3

Arizona Corporation Commission

DOCKETED



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Jody N. Klein  
County Administrator

Paul Newman  
District 2

MAY - 3 2002

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Nedine Parkhurst  
Clerk

Patrick Call  
District 1

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AZ CORP COMMISSION  
DOCUMENT CONTROL

W-02084A-02-0314

RESOLUTION NO. 02 - 21

**A RESOLUTION OF THE COCHISE COUNTY BOARD OF SUPERVISORS, ESTABLISHING AN IMPROVEMENT DISTRICT KNOWN AS THE ST. DAVID DOMESTIC WATER IMPROVEMENT DISTRICT AND SETTING FORTH THE BOUNDARIES THEREOF**

WHEREAS, A.R.S. 48-902 authorizes the Board of Supervisors to establish a county improvement district; and

WHEREAS, A.R.S. 48-909A(6) authorizes this improvement district to acquire, construct, reconstruct or repair domestic water works; and

WHEREAS, A.R.S. 48-905 requires that, prior to the establishment of any such improvement district the Cochise County Board of Supervisors shall conduct a public hearing, noticed in the manner required by law, at which any interested property owner may be heard on any matter relating to the establishment of the proposed district; and

WHEREAS, on petition of the owners of fifty-one percent or more of the real property or by a majority of persons owning real property situated within the boundaries of a proposed improvement district to be known as Water Improvement District, the requisite statutory notice of hearing was given and said hearing was conducted on March 19, 2002, at the Board of Supervisors, Hearing Room, Bisbee, Arizona; and

WHEREAS, it appears that after consideration of any and all objections that the petition is signed by the requisite number of owners of real property and that the public convenience, necessity and welfare will be promoted by the establishment of this district; and

WHEREAS, it is the intent of the Cochise County Board of Supervisors to appoint a Board of Directors to govern the proposed Improvement District until such time as the election of the Board of Directors is held;

**NOW, THEREFORE, BE IT RESOLVED AS FOLLOWS that,**

- (1) That it is the finding of the Cochise County Board of Supervisors that the petition is signed by the requisite number of owners of real property and that the public convenience, necessity and welfare will be promoted by the establishment of an improvement district to be known in all proceedings as the St. David Domestic Water Improvement District.
- (2) That the boundaries of said District shall be those set forth on the map attached hereto as Exhibit "A" and incorporated by reference herein.
- (3) That it is the finding of the Cochise County Board of Supervisors that all properties within the area shown in Exhibit "A" will be benefited by the establishment of the proposed District.
- (4) That said District shall be a body corporate with the powers of a municipal corporation for the purposes for which it is organized.
- (5) That the establishment of said District shall be effective upon execution of this Resolution by the Chairman of the Board of Supervisors.

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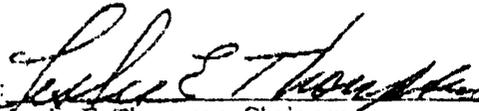
(6) That the District shall be governed by a five-member elected Board of Directors. That until such time as their successors are elected, the initial Board shall consist of the following members:

- a. Reg Garavito
- b. Truman Thomas
- c. Jeremy Wiley
- d. Albert Duff
- e. Laura DuPee

(7) That these first directors shall meet and divide themselves into two classes, as specified at A.R.S. 48-1012.B, for purposes of establishing their respective terms. All regular elections shall be held on the first Tuesday of November of each even numbered year A.R.S. 16-48-1012B.

APPROVED AND ADOPTED in Formal Session this 19<sup>th</sup> day of March 2002.

COCHISE COUNTY BOARD OF SUPERVISORS

By:   
Leslie E. Thompson, Chairman

ATTEST:

  
Nadine M. Parkhurst, Clerk of the Board



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OFFICIAL RECORDS  
COCHISE COUNTY  
DATE            HOUR  
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REQUEST            OF  
COCHISE COUNTY BOARD OF SUPV  
CHRISTINE RHODES-RECORDER  
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