

PETITION FOR ESTABLISHMENT OF THE _____ ROAD IMPROVEMENT AND MAINTENANCE DISTRICT AND PETITION TO INCUR EXPENSES

TO THE HONORABLE BOARD OF SUPERVISORS OF YAVAPAI COUNTY, ARIZONA:

The undersigned real property owners request the establishment of a road improvement and maintenance district pursuant to Sections 48-901 to 48-966, inclusive, and Sections 48-1081 to 48-1088, inclusive, Arizona Revised Statutes (the "County Road Improvement and Maintenance District Laws"), and all amendments and supplements thereto.

The name of the proposed district is the _____ Road Improvement and Maintenance District of Yavapai County, Arizona.

The necessity for the proposed district is the need for road improvements in the area of the proposed improvement district (as hereinafter described) and the financing of such improvements by the issuance of bonds secured by special assessments on the parcels of land so benefited in said district, charging and collecting fees and charges as may be permitted by law, and levying taxes within such district to operate the district and maintain said improvements. The public convenience, necessity and welfare will be promoted by the establishment of the district and the real property to be included therein will be benefited by the improvements which can be ordered upon the formation of the district.

The boundaries of the proposed district are as shown on the attached description, marked Exhibit A and the attached plat, marked Exhibit B.

A general outline of the proposed improvement is to improve: *choose only one of the following options and if the choice is option (2) or (3) be sure to name the specific road or roads to be improved*

- (1) The **roads** within the district to a standard that is less than Yavapai County standard as defined in Yavapai County Resolution No. 1036 with said road or roads to be accepted by the _____ Road Improvement and Maintenance District as public roads and for maintenance upon completion of the improvements.
- (2) The **following road** within the district to a standard that is less than Yavapai County standard as defined in Yavapai County Resolution No. 1036 with said road or roads to be accepted by the _____ Road Improvement and Maintenance District as public roads and for maintenance upon completion of the improvements: _____
- (3) The **following roads** within the district to a standard that is less than Yavapai County standard as defined in Yavapai County Resolution No. 1036 with said road or roads to be accepted by the _____ Road Improvement and Maintenance District as public roads and for maintenance upon completion of the improvements:

The petitioners pray that the Board of Supervisors set this petition for hearing; direct notice be given to all interested property owners concerning the hearing in the manner prescribed in A.R.S. § 48-905(B); after consideration of any objections that may be made, enter a formal order declaring its findings; establish the boundaries; and declare the road improvement and maintenance district to be organized.

The Petitioners request that the district have an elected Board of Directors consisting of at least three members that are qualified electors of the district as set

forth on Exhibit C, attached to this petition, be appointed as the initial Board of Directors:

Election dates shall be the county wide general election date of each even numbered year, commencing November and terms of the applicable class shall expire on the last day of December following the election.

When the district is formed, this petition shall be deemed to be a petition to the Board of Directors of the district that the district incur the expense of appointing a district clerk and district superintendent, and of employing a district engineer, drafting and preparing plans, specifications and estimates of the district's improvements or any one of them, and of taking all action to initiate and complete such improvements.

Petitioners agree to pay all expenses connected with the proceedings in case the Board of Supervisors refuses to establish the district. If the district is established but the improvement work is abandoned by the district, the costs incurred previous to the abandonment (i.e., costs for engineering, legal, financial and other incidental expenses) will be paid by the district, such payment will be provided for by the levy and collection of taxes upon all the property, real and personal, in the district, or payment for such costs will be made by any other remedy or law in force at the time of abandonment.

The petitioners understand and acknowledge that in the event any property assessed within the district is, or becomes, subject to the ownership or control of the United States Government or any agency or instrumentality of, or which is controlled by, the United States Government, the portion of the costs assessed against such property may be required to be reapportioned to the remaining property within the district if and to the extent that the assessment cannot be enforced against the property owned or controlled by the United States Government or any agency or instrumentality of, or which is controlled by, the United States Government.

The petitioners understand that the engineer's estimate of costs of the improvement has not been completed nor has the assessment methodology been determined or approved by the Board of Directors, and that therefore no maximum limit on the amount of any assessment or the aggregate of all assessments has been established.

EXHIBIT B

**ROAD IMPROVEMENT AND MAINTENANCE DISTRICT OF
YAVAPAI COUNTY, ARIZONA**

IMPROVEMENT DISTRICT BOUNDARY MAP

EXHIBIT C

**ROAD IMPROVEMENT AND MAINTENANCE DISTRICT
OF YAVAPAI COUNTY, ARIZONA**

PROPOSED MEMBERS OF THE INITIAL GOVERNING BOARD OF THE DISTRICT

The persons listed below are qualified electors who reside within the boundaries of the proposed improvement district. It is understood that, should the district be established, the decision regarding who to appoint to the initial governing board rests solely with the Yavapai County Board of Supervisors.

(1) Name: _____

Address: _____

(2) Name: _____

Address: _____

(3) Name: _____

Address: _____

(4) Name: _____

Address: _____

(5) Name: _____

Address: _____

