

**RESOLUTION 14-\_\_**

**ESTABLISHING RAMSEY CANYON MULTI USE PATH AS A COUNTY HIGHWAY**

**WHEREAS**, pursuant to A.R.S. § 28-6701, there has been presented to the Board of Supervisors of Cochise County, Arizona, a recommendation by the County Engineer, praying for the establishment of a County Highway to be known as Ramsey Canyon Multi Use Path:

**LEGAL DESCRIPTION**

**A Multi-Use Path, located in Sections 2 and 3 of Township 23 South, Range 20 East and Sections 35 and 36 of Township 22 South, Range 20 East of the Gila and Salt River Meridian, Cochise County, Arizona, and more particularly described as follows:**

**Said Path, being 23-32 feet in width, beginning 0.16 miles southwest of Calle Metate, heading east approximately 1.1 miles to Richards Road.**

**WHEREAS**, the Board of Supervisors on December 16, 2014, at the hour of 10:00 a.m., held a public hearing on said petition, and notice having been given by publication thereof once a week for two (2) weeks in the San Pedro Valley News-Sun, the designated official newspaper for Cochise County notices, and said notice having directed all persons wishing to object to the action prayed for in the petition to file with Clerk of the Board of Supervisors, a statement in writing setting forth any objections or opposition and to show cause why said petition should not be granted; and

**WHEREAS**, at said hearing the Board of Supervisors considered the feasibility, advantages and necessity of the highway and determined that the establishment of said multi-use path as requested in said petition is a public necessity, and that no landowner would be adversely affected thereby; and

**WHEREAS**, it having been determined that it is in the best interest of the County and the public at large to acquire said public rights-of-way; and

**WHEREAS**, the parcels to be affected by these rights-of-way acquisition are identified as:

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Assessor Parcel Number 105-36-001

Ruth Arlen Thompson; Catherine Ellen Nunn, Celeste W. Williams, Trustee of the Ellen I. Wright Revocable Trust dated August 19, 1991; Linda Lee Knepper; Rex A. Newman; Don O. Newman and Betty L. Newman, Co-Trustees of the Don O. Newman and Betty L. Newman Revocable Living Trust dated May 29, 2008; Newmans U Lazy U, LLC

Assessor Parcel Number 105-36-002

Don O. Newman and Betty L. Newman, Co-Trustees of the Don O. Newman and Betty L. Newman Revocable Living Trust dated May 29, 2008

**WHEREAS**, once said multi-use path has been constructed in accordance with approved engineering plans issued for this project, this multi-use path will be eligible to be added to the County Maintained Roads System Maps,

**NOW, THEREFORE, IT IS RESOLVED** that the establishment of the County Highway as above described is hereby approved.

**IT IS FURTHER RESOLVED** that the Clerk of the Board of Supervisors is authorized and directed to file in the office of the County Recorder of Cochise County, Arizona, a certified copy of this resolution and order, together with a map of said highway.

**IT IS FURTHER RESOLVED** that the Director of the Community Development Department, or her designee, is authorized to negotiate on behalf of the County to acquire said public rights-of-way, and settle resulting damages through donation, purchase, or condemnation action as necessary.

**IT IS FURTHER RESOLVED** that should a condemnation action become necessary to acquire all, or any portion of, said rights-of-way, the Cochise County Attorney's Office is authorized to proceed with said action.

**IT IS FINALLY RESOLVED** that the Chairman of the Board of Supervisors, or the Vice-Chairman, is authorized to accept conveyance documents for said rights-of-way.

**IT IS FINALLY RESOLVED** that the multi-use path described herein shall be added to the Cochise County Maintained Road Systems Maps as specified herein.

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**PASSED AND ADOPTED** by the Board of Supervisors of Cochise County, Arizona,  
this \_\_\_\_\_ day of \_\_\_\_\_, 2014.

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Patrick Call, Chairman  
Cochise County Board of Supervisors

ATTEST:

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Arlethe Rios,  
Clerk of the Board

APPROVED AS TO FORM:



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Britt W. Hanson,  
Chief Civil Deputy County Attorney

# RESOLUTION EXHIBIT

