

## **Director and Elector Qualifications Roosevelt Irrigation District**

The following requirements must be met in order for a person to be qualified to be a director or an elector of the district:

1. **Land Ownership.** The person must be a holder of title or evidence of title to at least one acre of agricultural land within the District and have possessed such qualification for 90 days immediately preceding the date of the election.

“Holder of title” means a person who possesses legal title to the land; the deed or other instrument granting legal title must have been recorded in the office of the Maricopa County Recorder not less than 90 days prior to the election.

“Evidence of title” includes bona fide real estate purchase contracts, agreements of sale, or other instruments under which the purchaser will be entitled to receive legal title to the land upon the payment of an agreed-upon amount. Such contract must be recorded in the office of the Maricopa County Recorder not less than 90 days prior to the election, and the purchaser must be given possession of the land, must be required to pay all taxes and assessments levied on the land and must be expressly authorized to vote as to the land in the contract.

2. **Residency.** An individual elector must be a resident of the State of Arizona.

3. **Age.** An individual elector must be 18 years of age on or before the date of the District’s election.

4. **Voting and Directors in a Representative Capacity.** In the following situations, a person may vote on behalf of another person or entity and be a director of the district:

a. **Administrator or Executor; Guardian.** The administrator or executor of a deceased person may be a director and cast the vote of the estate, and the legal guardian of a minor or incompetent person may be a director and cast the vote of the person he represents, as long as he has been duly appointed and qualified under Arizona law. In this situation, the estate, or minor or incompetent person, must be a holder of title or evidence of title to land within the District, as described above.

b. **Corporation.** An officer of a corporation which is a holder of title or evidence of title to land within the District may be a director and register and cast the corporation’s vote, as long as he is personally designated and authorized to do so by a resolution of the board of directors of such corporation. This resolution must be submitted to the District at least 30 days prior to the election. (No residency requirement.) (*See Certification attached as Attachment A.*)

c. **Partnership.** A general partner of a partnership which is a holder of title or evidence of title to land within the District may be a director and register and cast the vote of the partnership, as long as he is personally designated and authorized in writing by all of its partners to do so. (No residency requirement.) (*See Certification attached as Attachment A.*)

d. Trust. The trustee of a trust which is a holder of title or evidence of title to land within the district may be a director and cast the vote of the trust. If there is more than one trustee, the trustee entitled to vote must be personally designated and authorized in writing by all of the trustees to register and cast the vote of the trust. (*See Certification attached as Attachment A.*)

5. Divisions and At-Large Directors. The board of directors of the district consists of five members. There are three directors elected by division. There also are two at-large directors.

In order to be eligible to be a division director, the elector must own land in the division for which the election is held. Each year, an election is held for the director of one of the district's three divisions, for a three-year term.

The two at-large directors can own land anywhere in the district. The initial election for the at-large positions will be held in November 2017. The at-large director receiving the most votes will serve a three-year term. The at-large director receiving the next highest number of votes will serve a two-year term. In the following elections, at-large directors will serve three-year terms.

It is the district's policy to limit the total number of directors owning land in a particular division to two directors.

6. Nominating Petitions. There are three ways to get a candidate on the ballot.

a. First, not less than 90 nor more than 120 days before the election, any person desiring to become a candidate and have the person's name printed on the official ballot must sign and file a nomination paper giving the person's actual residence address or description of place of residence and post office address; stating the office and district, if any, for which the person offers the person's candidacy; stating the exact manner in which the person desires to have the person's name printed on the official ballot; and giving the date of the election. *See* A.R.S. § 16-311. A sample of the candidate nomination paper is attached at **Attachment B**.

b. Second, a write-in candidate can file the nomination paper not later than 5:00 p.m. on the 40th day before the election. *See* A.R.S. § 16-312. *See* a sample write-in nomination paper at **Attachment C**. Write-in candidates also may be directly voted for on the ballots.

c. Third, not less than 10 days before the election, a person wishing to have their name placed on the ballot can circulate a nominating petition requesting that their name be placed on the ballot as a candidate. *See* A.R.S. § 48-3011. The nominating petition must be signed by any ten or more electors in the District. **Attachment D** contains a sample nominating petition for the Director-at-Large positions.