
Facsimile Cover Sheet

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Date: 11/19/03
Pages including this
cover page: 6

Comments: John - attached as the 4th
District Court order creating the District
on June 2, 1966.

IN THE DISTRICT COURT OF THE
FOURTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO
IN AND FOR THE COUNTY OF BLAINE
NO. 3162

FILED BY 2-21-661966
2-21-66

CLERK OF DISTRICT COURT

IN THE MATTER OF THE
ORGANIZATION OF SUN VALLEY
WATER AND SEWER DISTRICT

FINDINGS AND
ORGANIZATIONAL DECREE

This matter coming on to be heard on the 26th day of May, 1966, upon the Certificate of Election Results filed by the Judges of Election heretofore selected, said election being for the organization of Sun Valley Water and Sewer District (herein sometimes designated as the "District"), and held on Thursday, the 26th day of May, 1966, and upon the Findings and Order of this Court heretofore entered on the 28th day of April, 1966, and the Court having heard the statements of counsel, having considered documentary evidence, and being fully advised in the premises, DOTH FIND:

1. A petition for the organization of the proposed District was heretofore filed and presented to the Court in conformity with the statute in such case made and provided; the allegations of said petition are true; said petition is signed by not less than ten percent of the taxpayers of the proposed District who pay a general tax on real property owned by him or her within said proposed district; and a bond sufficient to cover all costs and expenses connected with these proceedings was duly filed in this Court with security approved by the Court.

2. The evidence presented to the Court at the hearing on the 28th day of April, 1966, conclusively established that the signers of said petition represent not less than ten percent of the taxpayers within the boundaries of the District and that all of the property included in said proposed District, as modified by said Findings and Order, was lawfully included therein and benefited thereby.

3. Notice of hearing on said petition was published for the time and in the manner prescribed by law, and notice thereof was duly mailed by the United States registered mail to the Board of County Commissioners of Blaine County, Idaho, and to the governing body of the municipality having territory within the proposed district, namely the Village of Sun Valley, and additionally to the governing body of the Village of Ketchum, all in the County of Blaine and State of Idaho.

4. The question of the organization of the District was, by order of this Court duly entered, submitted to the qualified electors of the proposed District at an election held within the boundaries of the proposed District on Thursday, the 26th day of May, 1966.

5. Except for territory in which there are no qualified electors, the entire proposed district lies within one general election precinct, and therefore the polling place for said election was the same as was established by the Board of County Commissioners of Blaine County, Idaho, for the general election held on the 3rd day of November, 1964, namely at the Sun Valley, Idaho, Village Clerk's Office.

6. The polls at said election were kept open from 8:00 o'clock a.m. until 8:00 o'clock p.m. of said day, and said election was held and conducted as nearly as could be in the same manner as general elections in this State; there was no registration for said election, but, for the purpose of determining qualifications of electors, the Judges required the execution of an oath concerning the qualification of each elector; and the following were duly appointed as Judges of said election by order duly entered on the 28th day of April, 1966:

Harry Holmes
Virginia Graves
Leslie Outz

7. Published notice of said election was duly given, said notice being published on May 5, 1966, on May 12, 1966, and on May 19, 1966, in The Hailey Times, a newspaper of general circulation in the District, printed and published

in Hailey, Blaine County, Idaho, the first publication of said notice being more than twenty days prior to the date of said election.

8. The Judges of said election have duly certified to this Court and filed herein the returns of said election; at said election a total of 23 ballots were cast; 22 of said votes were cast in favor of the organization of the proposed District; 0 of said ballots were cast against the organization of the proposed District; None of said ballots were spoiled; and the majority of said votes were cast in favor of the organization of the proposed District.

9. At said election E. F. Seagle received the highest number of votes for Director to serve until the first biennial election; Everett Taylor and James A. Patterson received the highest number of votes for Directors to serve until the second biennial election; and Joan D. Higgins and Mary Lou Smith received the highest number of votes for Directors to serve until the third biennial election.

IT IS, THEREFORE, ORDERED, ADJUDGED AND DECREED:

1. Sun Valley Water and Sewer District be, and the same hereby is, ordered and declared duly organized and established under the laws of the State of Idaho as a governmental subdivision of said State and a body corporate with all the powers of a public or quasi-municipal corporation.

2. The corporate name of said District be, and it is hereby ordered that said district shall hereafter be known as, "Sun Valley Water and Sewer District."

3. The District shall have and exercise through its proper officers all of the power and authority conferred upon water and sewer districts under and by virtue of the provisions of chapter 32, title 42, Idaho Code 1947, as amended, and all laws thereunto enabling, by virtue of the provisions of chapter 29, title 50, Idaho Code 1947, as amended, and all

laws thereunto enabling, and by virtue of section 50-910, Idaho Code 1947, as amended, and all laws thereunto enabling; and such power and authority as may hereafter be conferred by law.

4. The following are, pursuant to the vote at said election and by order of this Court, duly designated as the first Board of Directors of Sun Valley Water and Sewer District for the terms set opposite each of their respective names, to-wit:

<u>E. F. Seagle</u>	To serve until the first biennial election
<u>Everett B. Taylor</u>	To serve until the second biennial election
<u>James A. Patterson</u>	To serve until the second biennial election
<u>Joan D. Higgins</u>	To serve until the third biennial election
<u>Mary Lou Smith</u>	To serve until the third biennial election

and the said Board of Directors shall have, and they are hereby vested with, all the powers, duties and obligations of directors of the Sun Valley Water and Sewer District.

5. The boundaries of the Sun Valley Water and Sewer District and the territory to be included therein are located in the County of Blaine, as follows, to-wit:

6. The Certificate of Election Results of said Judges of Election heretofore filed herein be, and the same hereby is, approved and confirmed.

7. The form of Director's bond and the form of Treasurer's bond hereto attached as Exhibit "A" be, and the same hereby are, fixed and approved as the form of bond to be executed by the Directors of the District and Treasurer of the District in qualifying for their respective offices.

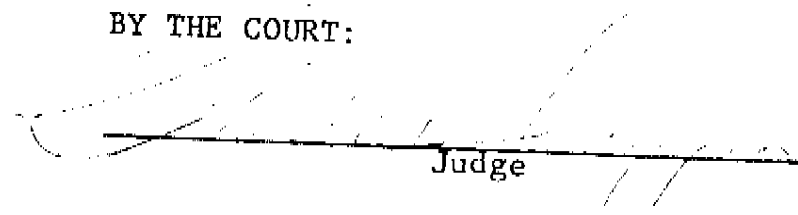
8. The form of oath of office hereto attached as Exhibit "B" be, and the same hereby is, fixed and approved as the form of oath to be executed by the Directors of the District in qualifying for their offices.

9. Within ten days following the date of this decree, the Secretary of the District shall file with the County Recorder in the County of Blaine, State of Idaho, with the County Assessor in the County of Blaine, State of Idaho, and with the State Tax Commission of the State of Idaho, a legal description and map prepared in a draftsmanlike manner which shall plainly and clearly designate the boundaries of the District to insure compliance with section 63-2215, Idaho Code 1947, as amended.

10. The members of the Board of Directors of the District shall qualify for office and organize said board in the manner prescribed by the laws of the State of Idaho.

DONE IN OPEN COURT the day and year first above written.

BY THE COURT:


Judge