

# NEVADA STATE JOURNAL

## PROOF OF PUBLICATION

STATE OF NEVADA }  
COUNTY OF WASHOE } ss.

DOROTHY YOCOM

being first duly sworn, deposes and says: That she is the legal clerk of THE NEVADA STATE JOURNAL, a daily newspaper published at Reno, in Washoe County, in the State of Nevada.

That the notice... **BILL**... **227**.....

.....  
of which a copy is hereto attached, was first published in said newspaper in its issue dated the ..**7th** day of .....**May**....., 19. **69** . and .....  
..... **May 14** .....,  
the full period of ...**2**.. days, the last publication thereof being in the issue dated the **14th** day of ..... **May** ....., 19. **69** ..


Signed *Dorothy Yocom*.....

Subscribed and sworn to before me this

... **14th** day of ..... **May** ....., 19**69** ..

*Richard J Taylor*  
Notary Public.

NOTICE OF COUNTY ORDINANCE  
Notice is hereby given that Bill No. 227, amending Ordinance No. 97, entitled "An Ordinance amending Ordinance No. 97, as amended, by adding to the Incline Village General Improvement District powers relating to electric light and power and providing for matters properly relating thereto," was adopted on May 5, 1969 by Commissioners: Cunningham, McKenzie, Sauer and Coops, all voting aye; Commissioner McKissick, being absent and not voting.  
Typewritten copies of the Ordinance are available for inspection by all interested persons at the office of the County Clerk.  
H. K. BROWN, County Clerk  
334700-Notice May 7-14

 RICHARD J. TAYLOR  
Notary Public — State of Nevada  
Washoe County  
My Commission Expires Jan. 22, 1971

WJML:ACH:ea 4/11/69 15c

Summary - An Ordinance Amending Ordinance No. 97, as Amended, by Adding to the Incline Village General Improvement District Powers Relating to Electric Light and Power.

## BILL NO. 227

ORDINANCE NO. 97  
(of Washoe County, Nevada)

AN ORDINANCE AMENDING ORDINANCE NO. 97, AS AMENDED, BY ADDING TO THE INCLINE VILLAGE GENERAL IMPROVEMENT DISTRICT POWERS RELATING TO ELECTRIC LIGHT AND POWER AND PROVIDING FOR MATTERS PROPERLY RELATING THERETO

WHEREAS, on the 20th day of May, 1961, this Board adopted its Ordinance No. 97, entitled "An Ordinance Creating the Incline Village General Improvement District Proposed for Paving, Curbs and Gutters, Sidewalks, Storm Drainage, Sewer Disposal and Water Supply, and Declaring an Emergency" and this Board has from time to time thereafter amended Ordinance No. 97 to add further powers to said District;

WHEREAS, on the 5th day of April, 1969, at the request of the Board of Trustees of the District, this Board, pursuant to NRS 318.077 and pursuant to the exclusion contained in NRS 308.020 2(c), initiated proceedings for the addition to Incline Village General Improvement District of powers relating to electric light and power by adopting its Ordinance numbered 165 entitled "An Ordinance Initiating Proceedings for Adding to the Incline Village General Improvement District Powers Relating to Electric Light and Power, Providing for the Publication and Notice of Hearing and Hearing Thereon," wherein it did provide for the publication of notice of hearing and hearing on the adding of said powers to the District;

WHEREAS, as appears from the affidavit of publication on file in the office of the County Clerk, a copy of said Ordinance

was published by title, together with a separate statement to the effect that typewritten copies of the Ordinance were available for inspection at the office of the County Clerk by all interested persons, together with the names of the County Commissioners voting for or against its passage, in The Nevada State Journal, a newspaper of general circulation printed and published in the County of Washoe, and being the newspaper which was most likely to give notice to persons interested therein, at least once a week for a period of two weeks before said Ordinance became effective;

WHEREAS, as appears from the affidavit of publication on file in the office of the County Clerk, said Clerk gave notice by publication of the intention of this Board to add such powers to the District, which notice set forth the powers to be added and the time and place of hearing, in The Nevada State Journal, a newspaper of general circulation in the District, and being the newspaper most likely to give notice to interested persons in said matter, once a week for three consecutive weeks, the first of which was at least fifteen days prior to the day of hearing;

WHEREAS, at or before the time fixed in the initiating ordinance, no written protests were filed with the County Clerk, signed by taxpaying electors within the District, and, therefore, said protests were filed by 0% of the taxpaying electors within the District, and this Board finds that protests were not filed with the County Clerk, signed by 51% or more of the taxpaying electors within the District;

WHEREAS, said matter came on regularly for hearing before this Board at the hour of 9:30 o'clock A.M., on the 25th day of April, 1969, in the Chambers of this Board, County Court

House, Reno, Nevada, being the time and place fixed for said hearing;

WHEREAS, all persons interested who appeared were given an opportunity to and were fully heard, and all written communications were fully considered;

WHEREAS, proof, oral and documentary, was presented to the Board upon which this Ordinance is based and from which this Board finds that the public convenience and necessity require the vesting of powers relating to electric light and power in such District, and the vesting of such powers therein is economically sound and feasible; and

WHEREAS, NRS 318.070 authorizes this Board to make changes in the Ordinance adding such powers and this Board, after due consideration of the proof, oral and documentary so presented, has determined to diminish the breadth of the powers as initially proposed;

NOW, THEREFORE, THE BOARD OF COUNTY COMMISSIONERS OF THE COUNTY OF WASHOE, IN THE STATE OF NEVADA, DO ORDAIN:

1. County Ordinance No. 97, Section 3, is hereby amended by adding thereto a subsection (1) to read as follows:

1. To acquire, either by purchase, condemnation or other legal means, all lands, rights and other property necessary for the construction, use and supply, operation, maintenance, repair and improvement of the works of the district, including without limitation, works, system, facilities or properties, together with all parts thereof, the appurtenances thereto, including contract rights, used and useful primarily for the distribution of electric energy to or for the public for any purpose, works constructed and being constructed by private owners, and all other works and appurtenances, either within or without the State of Nevada; provided that all such tangible works of the district shall, upon acquisition and for adequate consideration, be transferred to and be thereafter owned and maintained by a public utility which is regulated by the Public Service Commission of Nevada.

2. Based on the proof heretofore presented, the Board hereby determines that the change in the Ordinance adding powers of electric light and power to diminish the scope of such powers (as more particularly described in paragraph 1 of this Ordinance) is equitable and necessary.

3. The public convenience and necessity require the addition of the described powers relating to electric light and power to the District and the addition of such powers is economically sound and feasible.

4. The Board of Trustees of the Incline Village General Improvement District are not requested to obtain a modified service plan because of the exclusion contained in NRS 308.020 2(c) and, further, said District has no service plan which can be modified.

5. This Ordinance shall be in full force and effect from and after its passage, approval and publication as prescribed by NRS 244.100.

\* \* \* \* \*

Proposed on the 25th day of April, 1969.

Proposed by Commissioner McKenzie

Passed on the 5th day of May, 1969

Vote:

Ayes: Commissioners: Cunningham, McKenzie,  
Sauer and Coppa

Nays: Commissioners: None

Absent: Commissioners: McKissick

J. B. Cunningham  
Chairman of the Board  
J. B. Cunningham

ATTEST: [Signature]  
County Clerk  
SEAL OF WASHINGTON COUNTY NEVADA

This Ordinance shall be in force and effect from and after  
the 14th day of May, 1969.