

RESOLUTION NO. 10-03
RESOLUTION OF CONFIRMATION
BONNEVILLE COUNTY LIGHTING DISTRICTS
NOS. 68-85 and 87-92 INCLUSIVE
BONNEVILLE COUNTY, IDAHO

BE IT HEREBY RESOLVED by the County Commissioners of the County of Bonneville, State of Idaho, that they have examined the proceedings heretofore had in connection with Bonneville County Lighting District Nos. 68-85 and 87-92 INCLUSIVE, AS FOLLOWS: NO.68 (RED ROCK ESTATES DIVISION NO. 2), NO. 69 (OLD MILL SUBDIVISION DIVISION NO. 2), NO. 70 (WARM SPRING MEADOWS DIVISION NO. 4), NO. 71 (CORNERSTONE COMMUNITY DIVISION NO. 3), NO. 72 (SUMMIT PARK DIVISION NO. 7), NO. 73 (CORNERSTONE COMMUNITY DIVISION NO. 2), NO. 74 (AMMON-LINCOLN INDUSTRIAL PAK, DIVISION NO. 3), DISTRICT NO. 75 (CALICO SKY SUBDIVISION DIVISION NO. 3), NO. 76 (WOOD RIVER ESTATES DIVISION NO. 1), NO. 77 (CALICO SKY SUBDIVISION DIVISION NO. 4), NO. 78 (FALL CREEK SUBDIVISION DIVISION NO. 4), NO. 79 (WARM SPRING MEADOWS DIVISION NO. 5), NO. 80 (CLOVER CANYON SUBDIVISION DIVISION NO. 1), NO. 81 (TIMBERLINE ESTATES DIVISION NO. 2), NO. 82 (CRIMSON VALLEY SUBDIVISION DIVISION NO. 4), NO. 83 (OLD MILL SUBDIVISION DIVISION NO. 3), NO. 84 (SUMMIT PARK DIVISION NO. 8), NO. 85 (RED ROCK ESTATES DIVISION NO. 3), NO. 87 (SUMMIT PARK DIVISION NO. 9), NO. 88 (TIMBERLINE ESTATES DIVISION NO. 3), NO. 89 (CROW CREEK SUBDIVISION DIVISION NO. 1), NO. 90 (PHEASANT GROVE DIVISION NO. 1), NO. 91 (SWEET COUNTRY ESTATES DIVISION NO. 1 AND SWEET COUNTRY ESTATES DIVISION NO. 1 FIRST AMENDED), NO. 92 (RIDGE VIEW DIVISION NO. 1) for the collection of fees to pay the operation and maintenance costs under schedules adopted by the Idaho Public Utilities Commission for the furnishing of energy and power and maintenance to operate a residential security lighting system.;

THAT the Affidavit of Publication of the *Post Register*, the official newspaper of the County of Bonneville, has been made and placed in the files of the County Clerk;

THAT the Clerk of the County of Bonneville did cause a copy of the Resolution of Intention and Notice of Hearing of Protest to be mailed to each owner of property within the proposed Lighting Districts, and that the Commissioners have examined the Affidavits of Mailing, the Resolutions of Intention, and the Notices of Hearing of Intention to Create Bonneville County Lighting District Nos. 68-85 and 87-92 inclusive;

THAT the Commissioners have examined the Affidavits of Publication and of Mailing and have found the same in all respects sufficient, and that the said Resolutions of Intention passed by the Commissioners on the 24th day of November, 2009, are hereby confirmed as herein stated.

THAT the Commissioners do hereby make the following findings of fact:

1. That there were no Protests to the creation of the Bonneville County Lighting District Nos. 68-85 and 87-92.

(a) The Commissioners reviewed the development agreements and found that the same required the creation of Lighting District and had petitioned the County to create the District and have the lights installed.

2. That the majority of the residents within the Lighting Districts have not objected to or otherwise provided a means for creation of the Lighting Districts other than as set forth in the Development Agreements.

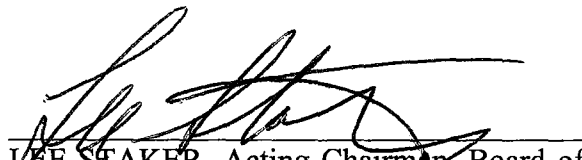
3. That the purpose of the creation of the Lighting Districts was for the collection of fees to pay the operation and maintenance costs of Rocky Mountain Power Company under schedules adopted by the Idaho Public Utilities Commission for the furnishing of energy and power to operate a residential security lighting system.

4. That the fees and charges to be collected by the Lighting Districts will be for the operation and maintenance on a continuing basis and will be imposed and collected for services provided by the County which would otherwise be funded by ad valorem tax revenues.


5. That the intent is to collect fees pursuant to the authority of the Idaho Statutes, which should be reasonably related to, but should not exceed, the actual cost of the services being rendered.

That Bonneville County Lighting Districts Nos. 68-85 and 87-92 inclusive, are hereby created and the Resolution of Intention is ratified and confirmed.

DATED this 5th day of January, 2010.


LEE STAKER, Acting Chairman, Board of
County Commissioners, Bonneville County,
Idaho

ATTEST:


CHERYL MATTHIESEN, Deputy Clerk
and Secretary to the Board of County
Commissioners

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