

signers of petitions in the matter of the organization of Heber Public Utility District; that said County Clerk did further certify that he thereupon examined the Great Register and supplements thereto of the County of Imperial, and of Heber Precinct therein, said Heber Precinct being the precinct within which is embraced the territory to be included within the boundaries of said Heber Public Utility, and did find that the persons signing said written application, and John C. Stindt and George A. Boren, the persons asked to be appointed as such verification deputies, were on said date qualified electors of the territory to be included in the public utility district so proposed to be formed as aforesaid; that said County Clerk did further certify that thereafter, and on June 26, 1931 and before such appointment of said John C. Stindt and George A. Boren as such verification deputies, they did make and file with him, as such County Clerk, on oath as to their ages, places of residence and occupation, and that they were qualified electors residing within the territory of the proposed district for which they were appointed; that said County Clerk attached said appointments and oaths to said Certificate; that said County Clerk did further certify that on July 2, 1931, there was filed with him as County Clerk, a petition praying for the organization of the Heber Public Utility District, signed by fifty-three persons; that said County Clerk thereafter examined said petition and verified the signatures thereon and did find that there appeared on the Great Register of said County of Imperial, and in supplements thereto, the names of fifty persons who signed said petition and further found that the names of three persons who signed said petition were not included on said Great Register and/or in any supplement thereto; that said County Clerk further certified that there were 165 votes cast for all candidates for Governor within the territory to be embraced within said proposed public utility district at the last preceding general election at which a governor was elected and that said petition was signed by electors of such territory equal in number to fifteen per centum of all votes cast for Governor at said preceding general election.

AND WHEREAS, said Certificate of said County Clerk was received and filed by said Board of Supervisors on July 20, 1931, and said Certificate and the Petitions therein referred to have been fully considered by the said Board of Supervisors, and whereas Section 2 of Act 6391 of Deerings General Laws (Statutes 1921, page 906) is as follows:

"Whenever the people of unincorporated territory shall desire to organize such a district (public utility district in unincorporated territory) their petition shall describe such territory, and shall be signed by electors of such territory equal in number to 15% of all the votes cast for all candidates for governor within the same at the last preceding general election at which a governor was elected, and shall be presented to the Board of Supervisors of the County within which such territory is situated, and it shall be the duty of the Clerk of such Board to immediately proceed to examine and verify the signatures to such petition and to certify the result of such examination to such Board of Supervisors. Nothing herein contained shall be so construed as to prevent such Board of Supervisors from

responding to such petition by proceeding to pass at any regular meeting an ordinance declaring that the public interest requires the incorporation by such unincorporated territory of a public utility district under this act, comprising such unincorporated territory and stating the name of the proposed district, which shall include the words "Public Utility District". Such ordinance, if enacted, shall provide for the submission of the proposition by such Board of Supervisors to the electors of such incorporated territory at a special election".

Now, therefore, in pursuance of law and after a full consideration of said petitions aforesaid and of the certificate of the said County Clerk, the Board of Supervisors of the County of Imperial, State of California do further ordain as follows:

Section 1. That the public interest requires the incorporation by the unincorporated territory in the County of Imperial, State of California, described as the East half of the West half and the East half of Section twenty-eight (28) and the West half of the West half of Section twenty-seven (27) all in Township Sixteen (16) South, Range Fourteen (14) East, San Bernardino Base and Meridian, being further described as the land embraced within the original Township Map of the Town of Heber in said County of Imperial, of public utility district under the provisions of the Act of May 31, 1931 (Statutes 1921 page 906) known as Act No. 6391 of Deering's General Laws and known as Act No. 3780b of Henning's General Laws all as amended.

Section 2. That a special election be and the same is hereby ordered and called to be held on Tuesday, the 15th day of September, 1931, in the territory within the said County of Imperial described as the East half of the West half and the East half of Section twenty-eight (28) and the West half of the West half of Section twenty-seven (27) all in Township Sixteen (16) South, Range Fourteen (14) East, San Bernardino Base and Meridian, being further described as the land embraced within the original Township Map of the Town of Heber, in said County of Imperial; that said special election be and the same is hereby ordered to be held for the purpose of the submission to the electors of the above described unincorporated territory of the question of the incorporation by such unincorporated territory of a public utility district, to be known and designated as "Heber Public Utility District".

Section 3. That for the purpose of holding said special election one precinct is hereby established situated within the unincorporated territory heretofore described in Section 2 hereof, known as Heber Precinct"; that the polling place within said "Heber Precinct" is hereby fixed as follows: Palm Garden Dance Hall, on North Side of Main Street, of Heber California, said Polling place as herein defined being situate within the unincorporated territory described in Section 2 hereof.

Section 4. That for the purpose of holding said Special Election, the election board for said "Heber Precinct" shall consist of one Inspector, one Judge, and two Clerks, as provided for under Section 1151 of the Political Code of the State of California.

Section 5. That the names of the election officers of said election board of said "Heber Precinct" for the purpose of holding said special election are hereby designated as follows:

H E B E R P R E C I N C T

Polling Place: Palm Garden Dance Hall on North side of Main Street, Heber, California.

Inspector: R. Robertson
Judge: Patrick J. St. John
Clerk: John C. Stindt
Clerk: Mrs. Mae Wood

Section 6. That the proposition to be submitted at such special election shall be stated upon the ballot to be used in the unincorporated territory described in Section 2, hereof, as follows, to-wit:

"Shall Heber Public Utility District be organized under the provisions of the public utility district act?"

Yes _____

No _____

Section 7. That the County Clerk of the said County of Imperial, is hereby ordered to prepare all the necessary ballots, sample ballots, notices of said special election, election supplies, instructions to voters, polling lists, precinct lists and such other necessary supplies as may be required by law for holding said special election and to provide the polling place and do each and every thing necessary and required by law for holding said special election in the manner required by law. That notice of said special election shall be posted by said County Clerk in two public places in said Heber precinct within such unincorporated territory in which such special election is to be held for at least ten days prior to such special election; that such special election shall be held and conducted, the returns thereof canvassed and the results thereof declared in the manner that is now or may hereafter be provided by general law for such special election in the particulars wherein such provision is now or may hereafter be made therefor, and in all other respects in the manner provided by law for holding of special elections within the County.

Section 8. That the compensation to be paid to each Inspector, Judge and Clerk composing said election board for the purpose of conducting the aforementioned Special Election is hereby fixed at the sum of five dollars each in full for all services to be performed by each of them as members of said Election Board.

Section 9. That the County Clerk of said County of Imperial publish this Ordinance, prior to said Special Election, five times in the Calexico Chronicle, a daily newspaper printed, published and circulated in the said County of Imperial, which newspaper is found to be the newspaper deemed most likely to give notice to the electors of the unincorporated territory described in Section 2 hereof, it being hereby found to be a fact that there is no daily or weekly newspaper printed, published and circulated in said unincorporated territory.

This Ordinance is approved, adopted and signed this third day of August, 1931.

A. Y. Preble, Chairman of the Board of Supervisors of said County of Imperial.

Imperial, State of California, together with duplicate Resolution and Order of said Board of Supervisors, covering the Special Election held within the unincorporated territory described as the East Half of West Half and East Half of Section 28 and West Half of Section 27, all in Township 16 South, Range 14 East, S.B.M., being further described as the land embraced within the original Townsite Map of the Town of Heber in said County of Imperial, and canvassing the returns of such Special Election, showing that at such Special Election a total of 83 votes was cast, and that 67 of said votes so cast at said Special Election were in favor of the formation of said Heber Public Utility District, and 16 of said votes were against such formation of said District, is filed in his office, and that the Heber Public Utility District is incorporated as a public utility district under the provisions of Act 6391 Deerings General Laws of California, (Statutes 1921, page 906), and which said Certificate so issued by said Secretary of State aforesaid was by the latter forwarded to the Board of Supervisors of the County of Imperial, State of California, being the County in which said Heber Public Utility District is situated, and which said certificate is now held by said Board of Supervisors aforesaid to be delivered to the Board of Directors of said Heber Public Utility District after the election and organization of said Board of Directors of said Heber Public Utility District; and

WHEREAS, it appears that all of the unincorporated territory embraced within said Heber Public Utility District is all within one County, to-wit: within the County of Imperial, California, and is described as the East Half of West Half and East Half of Section 28 and West Half of West Half of Section 27, all in Township 16 South, Range 14 East, S.B.M., being further described as the land embraced within the original Townsite Map of the Town of Heber in the said County of Imperial; and

WHEREAS, Section 12 of said Act 6391 Deerings General Laws of Cal. (Statutes 1921, page 906), provides as follows:

"All unincorporated territories situated in one and the same county and included within the district shall be so regarded and treated as an entirety and as a territorial unit of the district. Each unit of unincorporated territory having a population of at least five thousand, shall be entitled to one director, and candidates for the office of one director shall be nominated for each such respective unincorporated territory, and the remaining number of directors shall be nominated from the district at large.

Each director shall have the status of a separate office for the purpose of nomination and election thereto, and, in the case of a vacancy, for the purpose of filing such vacancy. Candidates for directors at large shall be designated in all declarations of candidacy, nominating certificates, and on all official election ballots as candidates for director at large number one, number two, number three, or number four (said numbers to be stated after the designating title "director at large", there being as many numbers from one up as