

ORDINANCE NO. 107

AN ORDINANCE PROVIDING FOR THE EXTENSION, IMPROVEMENT, REPAIR AND REPLACEMENT, WHERE NECESSARY, OF THE EXISTING WATER SYSTEM OF THE VILLAGE OF CLARKS FORK, IDAHO, IN ACCORDANCE WITH THE MAPS, PLANS AND SPECIFICATIONS PREPARED BY ARTHUR TIGGELBACK FOR THE VILLAGE OF CLARKS FORK, IDAHO, WHICH ARE HEREBY APPROVED, DESCRIBING SUCH WORK REQUIRED BY THE FOREGOING, AT THE TOTAL ESTIMATED COST AND EXPENSE OF \$28,000.00, AND FOR THE INCURRING OF A GENERAL INDEBTEDNESS OF SAID VILLAGE IN SAID AMOUNT FOR THE FOREGOING PURPOSE, BY THE ISSUANCE OF GENERAL OBLIGATION COUPON BONDS IN SAID AMOUNT, SUBJECT, HOWEVER, TO THE APPROVAL OF THE INCURRING OF SAID INDEBTEDNESS FOR SAID PURPOSE BY THE QUALIFIED TAXPAYER ELECTORS OF THE VILLAGE OF CLARKS FORK AT THE SPECIAL ELECTION ORDERED HEREBIN: SAID BONDS TO RUN TWENTY (20) YEARS AFTER DATE OF ISSUE, SPECIFYING THE MAXIMUM RATE OF INTEREST WHICH SAID BONDS SHALL BEAR, AND OTHER DETAILS OF SAID BOND ISSUE: PROVIDING FOR EQUAL ANNUAL INTEREST TAX LEVIES AND ANNUAL BOND PRINCIPAL TAX LEVIES, FOR THE CREATION OF A SINKING FUND FOR THE PAYMENT OF THE PRINCIPAL AND INTEREST OF SAID BONDS: CALLING A SPECIAL ELECTION FOR THE SUBMISSION TO THE QUALIFIED TAXPAYER ELECTORS OF SAID VILLAGE THE QUESTION OF THE RATIFICATION OR REJECTION OF SAID BOND ISSUE AND OF SAID INDEBTEDNESS: PROVIDING FOR NOTICE OF SUCH ELECTION AND FOR THE PUBLICATION AND POSTING THEREOF: PROVIDING FOR THE SALE OF SAID BONDS IF RATIFIED BY THE ELECTORS, AS PERMITTED BY STATUTE, AND PROVIDING FOR THE PUBLICATION OF THIS ORDINANCE AND THE EFFECTIVE DATE THEREOF.

original  
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2-drawer fire proof file  
cabinet

BE IT ORDAINED BY THE CHAIRMAN AND BOARD OF TRUSTEES OF THE VILLAGE OF CLARKS FORK, IDAHO:

Section 1: That the Chairman and Board of Trustees of the Village of Clarks Fork, Idaho, deem it advisable to issue the municipal coupon bonds of the Village of Clarks Fork, Idaho, in the sum of Twenty-eight Thousand Dollars (\$28,000.00), and incur a municipal indebtedness of said Village in said amount, for the purpose of acquiring funds for the purpose of paying the cost and expense of the extension, improvement, repair and replacement, where necessary, of the existing water system of said Village, by the installation of new water mains and appurtenances on the various streets, and for the purpose of acquiring necessary pipes and other materials for the doing of the foregoing and thereby incur said indebtedness for said purpose, subject to the approval of the qualified taxpayer electors of this Village at a special election hereinafter required, which system thus improved shall be operated by this Village for the purpose of furnishing to this Village and its inhabitants and all those legally entitled, an adequate water supply.

Section 2: The following extension, improvement, repair and replacement, where necessary of the existing water system of said Village shall be acquired, done and installed in the following manner:

A 4 inch water main of suitable material will be installed on Pine Street from 4th Avenue to Tenth Avenue, a distance of approximately 1780 feet.

A 4 inch water main of suitable material will be installed on Cedar Street from 2nd Avenue to Fourth Avenue, a distance of approximately 600 feet.

A 4 inch water main of suitable material will be installed on Main Street from Railroad Right of Way to Second Avenue, a distance of approximately 170 feet.

An 8 inch water main of suitable material will be installed on Main Street from First Avenue to Fifth Avenue, a distance of approximately 1200 feet.

A 4 inch water main of suitable material will be installed on Main Street from Eighth Avenue to City Limits, a distance of approximately 660 feet.

A 4 inch water main of suitable material will be installed on Mill Street from Third Avenue to Fourth Avenue, a distance of approximately 320 feet.

A 4 inch water main of suitable material will be installed on Stephens Street from Second Avenue to Third Avenue and from First Avenue to Blow-off, a distance of approximately 500 feet.

A 4 inch water main of suitable material will be installed on the Northern Pacific Right of Way from Main Street to Whites Corner and from Stephens Street to the Northern Pacific Water Tank, a distance of approximately 1400 feet.



A 4 inch water main of suitable material will be installed on First Avenue from Section line to Main Street, a distance of approximately 360 feet.

A 6 inch water main of suitable material will be installed on First Avenue from Main Street to Stephens Street, a distance of approximately 820 feet.

A 4 inch water main of suitable material will be installed on Second Avenue from Cedar Street to Calahan Street, a distance of approximately 1520 feet.

A 4 inch water main of suitable material will be installed on Third Avenue from Section line to Cedar Street, a distance of approximately 310 feet.

A 4 inch water main of suitable material will be installed on Third Avenue from Main Street to Calahan Street, a distance of approximately 1180 feet.

A 4 inch water main of suitable material will be installed on Fourth Avenue from Section line to Main Street, a distance of approximately 900 feet.

A 4 inch water main of suitable material will be installed on Fourth Avenue from Mill Street to Stephens Street, a distance of approximately 440 feet.

A 4 inch water main of suitable material will be installed on Fifth Avenue from Section line to Cedar Street, a distance of approximately 650 feet.

An 8 inch water main of suitable material will be installed on Fifth Avenue from Cedar Street to Main Street, a distance of approximately 420 feet.

A 4 inch water main of suitable material will be installed on Sixth Avenue from Section Line to Main Street, a distance of approximately 1210 feet.

A 4 inch water main of suitable material will be installed on Eighth Avenue from Pine Street to Main Street, a distance of approximately 800 feet.

A 4 inch water main of suitable material will be installed on Ninth Avenue from Cedar Street to Main Street, a distance of approximately 410 feet.

There will be installed all necessary fittings, and valves to permit of proper connections with existing lines and with fire hydrants and with lines to be constructed in the future, and to install new fire hydrants at all points required to assure full fire protection to the areas through which water lines are laid.

The foregoing distribution system will have a head of <sup>100</sup>~~150~~ feet.

The foregoing description is in accordance with the maps, plans and specifications as prepared by Arthur Tiggelback, Engineer for the Village of Clarks Fork, Idaho, for the carrying out of the herein described plan of construction, details for which said project are fully set forth and specified in the above maps, plans and specifications, which said maps, plans and specifications have been filed, and are now on file, in the office of the Clerk of the Village of Clarks Fork, Idaho, which said maps, plans and specifications are hereby expressly adopted and approved.



Section 3: The cost and expense of all the foregoing, together

costs and engineering expenses, legal costs, labor costs and incidental costs, as estimated by the Chairman and Board of Trustees, will be \$28,000.00, being the amount of said proposed bond issue.

Section 4; The foregoing bonds in the foregoing amount, each of which shall be of the denomination of \$1000.00, shall run for a period of twenty (20) years after their date of issue, which shall be the ultimate maturity of said bonds; the annual amortized bond principal maturities thereof and the bond principal amounts which will be paid annually shall be amortized and payable in accordance with the provisions of the "Municipal Bond Law" of the State of Idaho, being Chapter 262 of the Session Laws of Idaho of 1927, whereby (and it is further ordained hereby) the first annual amortized bond principal payment thereof shall mature and be payable at the expiration of two years from and after the date of issue of said bonds, and the various subsequent annual principal maturities of said bond issue, as nearly as practicable, shall be in such principal amounts as will, together with accruing interest on all outstanding bonds of this bond issue, be met and paid by an equal annual tax levy for the payment of the principal of said bonds and the interest thereon during the term of years for which said bonds shall be issued; which said bonds shall bear interest at a rate, or rates, not exceeding six per centum (6%) per annum, which interest shall be payable semi-annually, and which bonds in denominations and in all other respects shall be as provided by law and be consistent with the provisions of said "Municipal Bond Law" and the law of this state and as subsequently prescribed specifically by the Chairman and Board of Trustees of this Village of Clarks Fork, Idaho. The Chairman and Board of Trustees of the Village of Clarks Fork reserve the right to redeem Bonds Nos. 1 to 10, both inclusive, or any of them, on any interest payment date on and after one year from date of issue of said bonds, and also Bonds Nos. 11 to 20, both inclusive, or any of them, on <sup>NOVEMBER</sup> ~~October~~ 1, 1949, or on any semi-annual interest payment date thereafter; and Bonds Nos. 21 to 28, both inclusive, or any of them, on any interest payment date on and after one year from date of said bonds, said redemptions in each classification, to be in the inverse order of their bond numbering, highest numbers first, upon prior published notice of the intention to redeem any of said bonds as subsequently set forth in the Notice of Sale of said bonds consistent with the foregoing.

Section 5: The Chairman and Board of Trustees of the Village of Clarks Fork, Idaho, shall levy, and cause to be levied and collected, annually, at the time when, and in the manner in which other general taxes of said Village are levied and collected, upon all the taxable property within the limits of this Village, in addition to all other <sup>2</sup> authorized taxes and assessments, an annual tax in each year sufficient in each annual amount to meet and pay the interest on such indebtedness as it falls due, according to the foregoing, and also to meet and pay the foregoing bond principal amounts as



they mature and also to constitute a Sinking Fund for the payment of the principal of said indebtedness and said bond issue as said bonds mature and within twenty (20) years from the time of contracting the said indebtedness, as required by law; and said tax levies thus specified are hereby ordained and directed to be made, and said Sinking Fund is hereby ordained and directed to be made, and is hereby constituted and created in the office of the Treasurer of this Village. Nothing expressed herein shall be construed as denying to said Village the right to apply any other funds legally available thereto, to the payment of said bonds and interest thereon.

Section 6: That a special election of the qualified electors of this Village who are taxpayers thereof, shall be, and is hereby, ordered to be held in this Village on TUESDAY, April 19th, 1949, between the hours of nine o'clock A.M. and seven o'clock, P.M. on said day, at which election the question of the issuance of said bonds and the incurring of said indebtedness thereby for the foregoing purpose shall be submitted to the qualified, registered voters who are also taxpayers of this Village; and to their assent or rejection, as provided by law; all qualified electors of said State and of this Village, as provided by law, who are taxpayers of said Village and were registered as required by law, shall be entitled to vote at such election; the election will be held at the following place, or places, within said Village, viz:

At the Village Hall in the Village of Clarks Fork, Idaho, located on Second Avenue west of Main Street, which shall be the only precinct and voting place therein for said election.

Such voting place and the ballot box therein for said special election will be opened at the hour of nine o'clock, A.M. and will continue open until, and will close at, the hour of seven o'clock, P.M. on said day. The voting at said election shall be by ballot, and the Proposition which shall be submitted thereon at said election, shall be substantially in the following alternative form, viz:

"IN FAVOR OF ISSUING BONDS to the amount of \$28,000.00  
for the Water Works Purpose stated in Ordinance No. 107".

"AGAINST ISSUING BONDS to the amount of \$28,000.00  
for the Water Works Purpose stated in Ordinance No. 107".

If at such election two-thirds of the electors qualified and entitled to vote at said election and being taxpayers of and in said Village voting at such election, assent

to the issuing of such bonds and the incurring of the indebtedness thereby created for the purpose aforesaid, such bonds for said purpose shall be issued as provided herein and in the manner provided by the "Municipal Bond Law" of the State of Idaho above referred to.

Section 7: Notice of said election shall be posted in five public places in this Village, one of which shall be at the voting place, and shall also be published in the Sandpoint News-Bulletin, a legal newspaper, printed and published weekly at Sandpoint, Idaho, and of general circulation within Clarks Fork, Bonner County, Idaho, and being the official newspaper of said Village of Clarks Fork, Idaho; that said publication shall be had once a week for five successive weeks on March 10, 17, 24, 31 and April 7, 1949, prior to the date fixed for said election, the first publication of which shall be at least thirty full days before the date fixed for said election, which said published notice shall clearly set forth the date of such election, the voting place therefor, the Proposition which shall be submitted at such election, the qualified electors, the hours during which the voting place shall be open, and shall contain such other information as is required, or as may be permitted by law, and shall refer to this Ordinance for further details and particulars; and shall be given in the name of the Village of Clarks Fork, Idaho, by the Chairman of the Board of Trustees and attested by the Clerk thereof.

Section 8: The Village Clerk, the registrar for Village Elections, shall register the qualified electors who are taxpayers for said election, commencing with the date that the Notice of Election is given and first published and thereafter, as provided by law, at any time during office hours, and at any other times, all as provided by statute, and shall cause notice of registration to be given as required by law.

Section 9: Inasmuch as it is proper under the law of Idaho to commence the publication of the Notice of Sale of said bonds prior to, or contemporaneously with, the publication of the Notice of Election above provided for, it is also provided and ordained that the said bonds shall be sold, if authorized by this election, on TUESDAY, the 3rd day of MAY, 1949, at 1:00 o'clock P. M., and that proper notice, as required by law, shall be published in due form, manner and times, as required by law for the sale of said bonds, if approved by said electors at said election.

Section 10: This Ordinance shall take effect after its passage, approval and publication in one issue of the SANDPOINT NEWS-BULLETIN, a weekly newspaper published at Sandpoint, Idaho, and of general circulation in said Village, and being the official newspaper of said Village.



Passed under suspension of all rules and regulations of this Board of Trustees upon which proper roll call votes were duly taken, and duly enacted an Ordinance of this Village at a special meeting of the Chairman and Board of Trustees of the Village of Clarks Fork, Idaho, held on February 25, 1949.

Passed: February 25, 1949

APPROVED: Jay G. Carter  
Chairman of the Board of Trustees  
of the Village of Clarks Fork,  
Bonner County, Idaho

ATTEST:

Clarence Reed  
Village Clerk

(Impress Seal of  
Village here)

Approved as to form:

Attorney for the Village of Clarks  
Fork, Bonner County, Idaho.