

STATEMENT OF CREATION

of

ELK COUNTY WATER DISTRICT

To the County Assessor of the County of Mendocino, and  
To the Board of Equalization of the State of California:

NOTICE IS HEREBY GIVEN that a county water district,  
entitled ELK COUNTY WATER DISTRICT, has been created and  
formed by the Board of Supervisors of Mendocino County,  
California, under the provisions of Division 12 of the Water  
Code of the State of California, consisting of the property  
within the boundaries more particularly described in Exhibit  
"A" hereto attached and by reference incorporated herein. A  
map indicating such boundaries is also attached hereto.

Dated: April 22, 1957

~~W. L. BOGARDUS~~  
County Clerk of Mendocino  
County

By Michaela L. Bressler  
Deputy



SEN 458 22487

RESOLUTION 2231

OF THE BOARD OF SUPERVISORS OF THE COUNTY OF  
MENDOCINO, STATE OF CALIFORNIA, CONCERNING  
ELECTION RETURNS, DECLARING RESULTS OF ELEC-  
TION, AND ORDER DECLARING DISTRICT DULY FORMED

ELK COUNTY WATER DISTRICT

RESOLVED, by the Board of Supervisors of the County of  
Mendocino, State of California, that

WHEREAS, on the 15th day of January, 1957 at the hour of  
11 15 o'clock a.m. in a regular meeting of this Board, a petition  
duly signed by the registered voters in accordance with law, for  
the incorporation of a portion of the territory of said County  
into the Elk County Water District under Division 12 of the  
Water Code of the State of California (Stats. 1949, ch. 274), as  
amended, was presented to this Board, together with an affidavit  
of publication of said petition and a notice of hearing thereon;

WHEREAS, at said time and place a hearing was held on said  
petition and all persons interested were given opportunity to be  
heard on the subject of said petition;

WHEREAS, at the conclusion of said hearing and on the day  
of February 15, 1957 this Board adopted its Resolution in which  
it granted the petition for incorporation, established and  
fixed the boundaries of the proposed district, and called an  
election at which the question of said incorporation should be  
submitted to the voters of said territory and the five directors  
of the Board of Directors of said District should be elected;

WHEREAS, said resolution ordered said election to be held  
on the 9th day of April, 1957, within the boundaries as so  
established, and established one special election precinct for  
the conduct thereof, and designated the polling place and the  
election officers thereof;

WHEREAS, in and by said resolution said Board further  
directed that notice of said election should be given as re-  
quired by law and that the Clerk of said Board should issue and

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publish notice of said election for formation and for the election of the first Board of Directors of said District in the Ukiah News, Ukiah, California, for at least two weeks prior to the day fixed for said election, the form of which notice of election was set forth in said resolution;

WHEREAS, it now duly appears that notice of said election was duly and legally given by the publication of notices as by said Code and said Resolution and Order of said Board directed;

WHEREAS, it duly appears that said election was held and conducted on the 9th day of April, 1957, and that the polls at said election were duly open for the hours appointed therefor, and that said votes of said election were cast, received and canvassed, and that the returns thereof were made and declared in the time, form and manner as required by said Law and by said Resolution and in accordance with the law governing such election; and

WHEREAS, it further duly appears that this Board has met on the 15th day of April, 1957, said date being on the first Monday which is six or more days after such election, and has canvassed the returns of said election, as required by law, from which it appears that the said proposition for the formation of said proposed district was duly submitted to the qualified electors of said proposed district and that the number of votes cast in favor of and in opposition to said proposition are as hereinafter set forth, and five directors for the Board of Directors of said District were elected as hereinafter set forth;

NOW, THEREFORE, IT IS HEREBY FOUND, DETERMINED AND ORDERED as follows:

1. That said election was duly called, held and conducted in the said territory on Tuesday, the 9th day of April, 1957, and the votes cast thereat were tabulated and the returns made and canvassed in the time, form and manner as required by law, and the proposition voted upon thereat as follows:



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"Shall the proposition to form Elk County Water District under the County Water District Law be adopted?"

2. That for the purpose of holding said election one election precinct was duly established and provided which precinct included the whole of said proposed County Water District, and was designated as SPECIAL ELECTION PRECINCT.

3. That at said election in said precinct the number of votes cast at said election for the formation of such County Water District was 50 of which total number of votes cast in said proposed district 35 votes were cast in favor of the adoption of said proposition and 0 votes were cast against the adoption of said proposition.

4. That one duly registered voter, who expected to be absent from her respective election precinct on the day of the election, secured a ballot from the County Clerk.

5. That the total number of votes cast in said District for and against the proposition is as follows:

For	35
Against	0

6. That at said election a majority of the votes cast within said proposed county water district were in favor of the adoption of said proposition and the formation of said Elk County Water District, and said proposition was duly adopted.

7. That the territory so proposed to be incorporated has been duly organized as said District under Division 12 of the Water Code, as amended, of the State of California entitled "County Water Districts".

7. That the territory comprising said district is situate in the County of Mendocino, California, and particularly bounded and described in exhibit "A" hereto attached and by reference made a part thereof.

9. The County Clerk of said County of Mendocino shall immediately cause to be filed with the Secretary of State and recorded in the office of the County Recorder of said County, each a certificate stating the county in which the district is situated, each a certificate stating that the formation of the district was approved by the voters as required by Sec. 3.321 of the Water Code.

10. That the candidates voted on in said election for the five offices of director of Elk County Water District and votes cast for each of the candidates therefor were as follows:

<u>Director</u>	<u>Votes For At Polls</u>	<u>Absentee Votes For</u>	<u>Total</u>
Sid Baker	42	1	43
Curtis Berry	43	1	44
Warren Daniels	48	1	49
Ralph Emay	30	1	31
Roy Palleri	42	0	42
Walter Watson	49	1	50

11. That the following candidates, Sid Baker, Curtis Berry, Warren Daniels, Roy Palleri and Walter Watson, being the five receiving the largest number of votes cast for directors of said District, are hereby declared elected to the office of Directors.

12. On behalf of the Board of Supervisors of the County of Mendocino, the Clerk of said Board shall issue Certificates of Election to each of the successful candidates.

13. The County Clerk of Mendocino County is further directed to cause this resolution and order to be entered in full upon the minutes of this Board as a statement of the results of said election.

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PASSED AND ADOPTED by the Board of Supervisors of the  
County of Mendocino, California this 15th day of April,  
by the following vote:

AYES, and in favor of said Resolution,

Supervisors: Hartley, Poulos, Sawyers, Bainbridge  
and Scaramella

NOES, and against said Resolution, Supervisors: None

ABSENT, Supervisors: None

Chairman of said Board

EXHIBIT

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EXHIBIT "A"

BOUNDARY DESCRIPTION OF THE  
PROPOSED KLM COUNTY WATER DISTRICT

BEGINNING at a point on the westerly side of California State Highway 56, Route 1, from which the section corner common to sections 22, 23, 24 and 25, Township 15 North, Range 17 West, Mount Diablo Meridian bears N 8° E, a distance of 134.0 feet; thence from said point of beginning S 9° E, a distance of 65.0 feet, more or less, to the easterly line of said Highway; thence in a general southerly direction on and along the easterly line of said Highway, following the meanderings thereof, to the point where it is intersected by the northerly line of the Land, now or formerly of Mary E. Burke, described in Deed dated April 26, 1924, and recorded in Book 12 of Official Records, at page 129, Mendocino County Records; thence easterly along said northerly line a distance of 112 feet; thence southerly parallel to, and 112 feet easterly of said Highway, a distance of 160 feet, to a point on the northerly line of the Lands, now or formerly of Kathryn Sprout Kay, as described in parcel 2 of that certain Decree of Distribution to Mrs. Catherine Sprout (now Kathryn Sprout Kay) et al, dated January 5, 1943, recorded in Book 227 of Official Records, at page 23, Mendocino County Records; thence easterly along said northerly line so described, a distance of 110 feet; thence southerly along the easterly line of said Lands, a distance of 121.5 feet; thence westerly along the southerly line of said Lands 20 feet; thence southerly parallel to and 100 feet easterly from the easterly line of said Highway, a distance of 155 feet, more or less; thence S 69° 30' E, a distance of 105 feet, more or less; thence southwesterly on and along the southeasterly line of Lands now or formerly of Lorene M. Ross, as described in that certain Decree of Distribution, recorded September 7, 1951, in Book 296 of Official Records, at page 232, Mendocino County Records, a distance of 265 feet, more or less; thence northeasterly on and along the northerly line of the Lands now or formerly of Melvin F. Matson, et al, as described in Deed recorded October 23, 1945, in Book 192 of Official Records, at page 220, Mendocino County Records, a distance of 65 feet; thence southerly on the easterly line of said Lands, a distance of 227 feet; thence N 60° 15' E, a distance of 25 feet; thence E 29° 45' E, a distance of 250 feet; thence S 60° 15' W, a distance of 50 feet; thence southeasterly parallel to and 100 feet northeasterly from State Highway 56, Route 1, a distance of 25 feet; thence N 60° 15' E, a distance of 102 feet; thence southeasterly, parallel to and 200 feet, more or less, northeasterly of Highway 1, a distance of 130 feet; thence continuing southeasterly on the prolongation of last mentioned line, a distance of 148 feet; thence S 83° 45' E, a distance of 247 feet; thence northeasterly, parallel to and 124 feet northerly of the northerly line of that certain county road known as Bonville Avenue, a distance of 50 feet; thence due north 4 feet; thence easterly, parallel to and 125 feet northerly of said Avenue 75 feet; thence due south 3 feet; thence easterly, parallel to and 125 feet northerly of said Avenue 100 feet; thence northeasterly, in a direct line 267 feet,



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more or less, to a point from which the quarter (2) section corner common to sections 26 and 35, Township 1<sup>st</sup> North, Range 17 West, Mount Diablo Base and Meridian bears S 4<sup>th</sup> 00' E, a distance of 125 feet to the northerly line of said Rockville Avenue; thence crossing said Avenue at right angles, a distance of 12 feet; thence southwesterly on and along the southeasterly line of said Avenue and following the meanderings thereof to the place where it is intersected by the line common to sections 26 and 35 of the aforementioned Township; thence due east on and along said section line to the common quarter (2) section corner of said sections 26 and 35; thence due south on and along the quarter section line of said section 35 to the quarter (2) section corner thereof; thence westerly on the quarter section line of said section 35 to the place where it intersects the northeasterly line of a public road known as Cliff Edge Road; thence following the said line of said Road to the place where it intersects the easterly line of State Highway 56, Route 1; thence crossing said Highway and running due west to the mean high water mark of the Pacific Coast Line; thence in a general northerly direction following said line to a point thereon; said point being on the southerly bank of Laurel Creek; thence crossing the mouth of Laurel Creek N 15° 45' E, a distance of 200.1 feet to a 1/2 inch steel pin set in the bed rock on the northerly margin of Laurel Creek; thence N 51° 41' E, a distance of 131.6 feet to a 7/8 inch iron belt set in the bed rock on the northerly margin of Laurel Creek; thence recrossing Laurel Creek, and following a fence line, S 51° 10' E, a distance of 261.0 feet; thence S 74° 20' E, a distance of 323 feet; thence S 42° 15' E, a distance of 147.0 feet; thence N 63° E, a distance of 143.8 feet to a point on the westerly line of Highway 1, aforementioned; thence S 39° E 260.0 feet to the point of beginning.

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24887  
RECORDED AT REQUEST OF  
County Clerk  
458-485  
APR 24 1957  
OFFICIAL RECORDS  
APPROVED FOR  
RECORDS  
No fee

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