

Affidavit of Publication

STATE OF NEVADA,
County of Washoe—SS.

Mary Hefling

being duly sworn, deposes and says that he is the

Record Clerk

of The SPARKS TRIBUNE, a weekly newspaper,
published in Sparks, Washoe County, Nevada; that
he has charge of and knows the advertising ap-
pearing in said newspaper, and the

Bill No. 747

Ordinance No. 574

of which a copy is hereunto attached, was first
published in said newspaper in its issue dated

June 22, 19 83

and was published in each of the following issues

thereafter: June 29, 1983

the date of the last publication being in the issue

of June 29, 19 83

Mary Hefling

Subscribed and sworn to before me this, the

29th day of June, 19 83

Loretta Dickerson

Notary Public in and for the County of Washoe,

State of Nevada.

My Commission expires: October 25, 1984

BILL NO. 747
ORDINANCE NO. 574
(of Washoe County, Nevada)

AN ORDINANCE CREATING WASHOE COUNTY, NEVADA, SPECIAL ASSESSMENT DISTRICT NO. 4; ORDERING A SANITARY SEWER PROJECT WITHIN WASHOE COUNTY, NEVADA; PROVIDING FOR THE LEVY AND COLLECTION OF SPECIAL ASSESSMENTS THEREFOR; RATIFYING, APPROVING AND CONFIRMING ALL ACTION PREVIOUSLY TAKEN DIRECTED TOWARD THE ACQUISITION AND CONSTRUCTION OF SANITARY SEWER IMPROVEMENTS IN SPECIAL ASSESSMENT DISTRICT NO. 4; AND PRESCRIBING DETAILS IN CONNECTION THEREWITH AND OTHER MATTERS RELATING THERETO.

PUBLIC NOTICE IS HEREBY GIVEN that typewritten copies of the above-numbered and entitled ordinance are available for inspection by the interested parties at the office of the County Clerk of Washoe County, Nevada, at her office at the County Courthouse, Virginia and Court Streets, Reno, Nevada; and that said ordinance was proposed by Commissioners Williams, King, Lillard, McDowell & Ritter on May 24, 1983, and following a public hearing passed and adopted without amendment at a regular meeting held not more than 35 days after the close of the hearing, i.e., at the regular meeting on June 14, 1983, by the following vote of the Board of County Commissioners:

Those Voting Aye: James Lillard, James King, Gene McDowell, Dick Ritter.
Those Voting Nay: None.
Those Absent: Belie Williams.

This ordinance shall be in full force and effect from and after June 29, 1983, i.e., the date of the second publication of such ordinance by its title only.

Judi Bailey, County Clerk
Pub: June 22, 29, 1983.

83-695



LORETTA DICKERSON
Notary Public - State of Nevada
Washoe County

My Appointment Expires Oct. 25, 1984

Summary - An ordinance creating Washoe County, Nevada, Special Assessment District No. 4 ratifying action taken by County officers toward the creation of such District and providing other matters related thereto.

0574

BILL NO. 747
ORDINANCE NO. 574
(of Washoe County, Nevada)

AN ORDINANCE CREATING WASHOE COUNTY, NEVADA, SPECIAL ASSESSMENT DISTRICT NO. 4; ORDERING A SANITARY SEWER PROJECT WITHIN WASHOE COUNTY, NEVADA; PROVIDING FOR THE LEVY AND COLLECTION OF SPECIAL ASSESSMENTS THEREFOR; RATIFYING, APPROVING AND CONFIRMING ALL ACTION PREVIOUSLY TAKEN DIRECTED TOWARD THE ACQUISITION AND CONSTRUCTION OF SANITARY SEWER IMPROVEMENTS IN SPECIAL ASSESSMENT DISTRICT NO. 4, AND PRESCRIBING DETAILS IN CONNECTION THEREWITH AND OTHER MATTERS RELATING THERETO.

WHEREAS, the Board of County Commissioners of the County of Washoe in the State of Nevada (the "Board," "County" and "State", respectively), deems it necessary to create Washoe County, Nevada, Special Assessment District No. 4 (the "District"), for the purpose of acquiring and constructing a Sanitary Sewer Project (the "Project"), and to defray a portion of the entire cost and expense of such improvements by special assessments, according to benefits, against the benefited lots and premises in said District; and

WHEREAS, by Resolution No. 83-357 passed and approved April 12, 1983 (the "provisional order resolution"), the Board declared its determination to create the District for the purpose of acquiring and constructing the Project, stating therein the improvements, what portion of the entire expense thereof shall be paid by special assessment, and that the assessment is to be made according to benefits, by apt description designating the District, including the lands to be so assessed and definitely locating the improvements to be made; and

WHEREAS, pursuant to the provisional order resolution, the Board gave notice (in the manner specified by NRS 271.305), of

the filing of the preliminary plans, assessment plat, typical section of the contemplated improvements, preliminary estimate of cost, and estimate of maximum benefits, and of the time and place of hearing thereon; and

WHEREAS, the manner of giving such notice by mail, publication and posting was reasonably calculated to inform the parties of the proceedings concerning the District which might directly and adversely affect their legally protected interests; and

WHEREAS, all owners of property to be assessed and interested persons so desiring were permitted to file a written protest or objection or to appear before said Board on Tuesday, May 10, 1983, and be heard as to the propriety and advisability of acquiring the Project provisionally ordered, as to the cost thereof, and manner of payment therefor, and as to the amount thereof to be assessed against said property; and

WHEREAS, the 126 written and oral objections and protests received were duly considered, and the Board has determined that it is in the best interests of said District, the County, and the inhabitants thereof to create the District as theretofore proposed; and

WHEREAS, the owners of lots, tracts or parcels of land in said District representing less than half of the unit lots to be assessed of all lots, tracts or parcels of land in said District filed written or oral objections thereto; and

WHEREAS, every written protest and other objection was found to be without sufficient merit and was overruled by said Board by Resolution No. 83-644, passed and approved on May 24, 1983; and

WHEREAS, any person filing a written complaint, protest or objection shall have the right, within 30 days after the Board has finally passed on such complaint, protest or objection to commence an action or suit in any court of competent jurisdiction to correct or set aside such determination; and

WHEREAS, the Board and officers of said County have done all things necessary and preliminary to the creation of the District, including but not necessarily limited to the filing with the County Clerk on May 24, 1983 of an accurate estimate of cost, full and detailed and revised and final plans and specifications, revised assessment plat, and revised and final map by the Chief Sanitary Engineer (herein "Engineer"), with the

assistance of Greeley and Hansen, Engineers, and the said Board desires now to authorize such Project by this ordinance.

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

Section 1. This ordinance shall be known as, and may be cited by, the short title "Special Assessment District No. 4, Creation Ordinance" (herein the "ordinance").

Section 2. The Board has heretofore determined and does hereby determine that each and every protest and objection made in connection with the District is without sufficient merit and the same be, and the same heretofore has been by Resolution No. 83-644, overruled, and finally passed on by said Board.

Section 3. There shall be, and hereby is, created in the County an improvement district designated the "Washoe County, Nevada, Special Assessment District No. 4" (the "District") for the purpose of acquiring the Project as more particularly described below.

Section 4. The project, which is hereby ordered to be constructed and acquired, shall be as shown on the final plans and specifications for the District filed with the County Clerk on May 24, 1983. The kind and location of the Project (without mentioning minor details) is as follows:

The Project consists of the acquisition, construction and improvement of sanitary sewer collection lines and service laterals in and along the below described streets and easements, and all appurtenances and incidentals necessary, useful or desirable for the collection, interception, transportation or disposal of sewage, including real and other property therefor, to wit:

(1) Lupin Drive: from 396 feet northeast of Honey Bear Drive southwesterly 396 feet to Honey Bear Drive (8" diameter).

(2) Second Avenue: from Honey Bear Drive westerly and northwesterly 1080 feet to the existing sewer line 40 feet east of Leon Drive (8" diameter).

(3) Big Knob Drive: from 820 feet east of Oetting Lane westerly 820 feet to Oetting Lane (8" diameter).

(4) Oetting Lane: from 125 feet south of Big Knob Drive northerly 440 feet to Second Avenue; and from 142 feet north of First Avenue southerly 142 feet to First Avenue (8" diameter).

(5) Lindville Ct.: from 221 feet east of Second Avenue westerly 221 feet to Second Avenue (8" diameter).

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(6) Dickton Circle: from 436 feet south of Second Avenue northerly 436 feet to Second Avenue (8" diameter).

(7) Honey Bear Drive: from 359 feet north of Second Avenue southerly 359 feet to Second Avenue (8" diameter).

(8) First Avenue: from 771 feet east of Oetting Lane westerly 1,456 feet to the existing stub 339 feet west of Carnes Circle (8" diameter).

(9) Carnes Circle: from 100 feet north of First Avenue northerly 283 feet to 383 feet north of First Avenue (8" diameter).

(10) Easement: from Carnes Circle 225 feet north of the intersection of Carnes Circle and First Avenue westerly 125 feet in an easement along the lot line common to Parcels Nos. 085-181-11 and 085-181-12, thence north 63 feet in an easement along the west lot line of Parcel No. 085-181-11, thence due west 310 feet to an existing manhole (8" diameter).

(11) Carnes Drive: from 588 feet southeast of First Avenue northwesterly 588 feet to First Avenue (8" diameter).

(12) Rampion Way:^{*} from Columbine Ct. southerly 826 feet to 245 feet southwest of Leopard Lilly Drive (8" diameter).

(13) Leopard Lilly Drive: from Rampion Way westerly 564 feet to 140 feet west of Tiger Lilly Ct. (8" diameter).

(14) Columbine Ct.: from 550 feet west of Rampion Way easterly 550 feet to Rampion Way (8" diameter).

(15) Tiger Lilly Ct.: from 290 feet south of Leopard Lilly Drive northerly 100 feet to 190 feet south of Leopard Lilly Drive (8" diameter).

(16) Easement: from Tiger Lilly Ct. 190 feet south of the intersection of Tiger Lilly Ct. and Leopard Lilly Drive, westerly 143 feet in an easement along the lot line common to Parcels Nos. 035-102-01 and 035-102-02, thence northerly 167 feet in an easement along the west lot line of Parcel No. 035-102-01 to Leopard Lilly Drive (8" diameter).

(17) Leopard Lilly Ct.: from 176 feet southeast of Rampion Way northwesterly 176 feet to Rampion Way (8" diameter).

(18) Easement:^{*} from a point 5 feet west of the west right-of-way line of Sun Valley Drive and 687 feet north of Skaggs Circle southerly in an easement along the west right-of-way line of Sun Valley Drive 1,749 feet to an existing stub on the west right-of-way line of Sun Valley Drive 49 feet north of the intersection of Sun Valley Drive and El Rancho Drive (8" diameter).

(19) Sunflower Drive: from Sagebrush Drive easterly 402 feet to Buttercup Circle; and from 174 feet south of Rosebud Circle northerly 174 feet to Rosebud Circle (8" diameter).

(20) Buttercup Circle: from Sunflower Drive southeasterly 181 feet to 181 feet southeast of Sunflower Drive (8" diameter).

(21) Easement: from Buttercup Circle 181 feet southeast of the intersection of Buttercup Circle and Sunflower Drive easterly 206 feet in an easement along the lot line common to Parcels Nos. 035-120-11 and 035-120-10; thence southerly 205 feet in an easement along the east lot line of Parcel No. 035-120-10, thence easterly 219 feet along a line parallel to the southerly lot line of Parcels Nos. 035-120-10 and 035-120-09 extended; thence southeasterly 35 feet to a point 5 feet west of the west right-of-way line of Sun Valley Drive and 687 feet north of the intersection of Sun Valley Drive and Skaggs Circle (8" diameter).

(22) Sagebrush Drive: from 80 feet south of First Avenue southerly 646 feet to Sunflower Drive (8" diameter).

(23) Easement:* from 10 feet north and 15 feet west of the southeast corner of Parcel No. 035-120-01, easterly 831 feet in an easement along the south lot lines of Parcels Nos. 035-120-01 through 035-120-10 to a point 10 feet north and 10 feet east of the southeast corner of Parcel No. 035-120-10 (8" diameter).

(24) Easement: from 3 feet east and 10 feet south of northwest corner of Parcel No. 035-112-10, northerly 235 feet in an easement along the west lot lines of Parcels Nos. 035-112-10 through 035-112-08 to First Avenue (8" diameter).

(25) First Avenue:* from 170 feet west of Sunflower Drive easterly 859 feet to an existing stub 40 feet west of Sun Valley Drive (8" diameter).

(26) Rosebud Circle: from Sunflower Drive easterly 241 feet to 241 feet east of Sunflower Drive (8" diameter)

(27) Easement: from Rosebud Circle 241 feet east of the intersection of Rosebud Circle and Sunflower Drive easterly 126 feet in an easement along the lot line common to Parcels Nos. 035-113-05 and 035-113-04, thence northerly 468 feet in an easement along the east lot lines of Parcels Nos. 035-113-05, 035-113-06 and 035-113-12 to First Avenue (8" diameter).

(28) Wayne Drive: from 160 feet northwest of W. Leonesio Drive southeasterly 160 feet to W. Leonesio Drive (8" diameter).

(29) Leonesio Drive: from Wayne Drive easterly 310 feet to Ted Court (8" diameter).

(30) Easement: from the northwest corner of Parcel No. 035-073-09, southerly in an easement along the lot lines common to Parcels Nos. 035-073-10 and 035-073-09, 201 feet to Leonesio Drive (8" diameter). **0574**

(31) Ted Court: from E. Leonesio Drive northeasterly 223 feet to 223 feet northeast of E. Leonesio Drive (8" diameter).

(32) Easement: from the edge of Ted Court 223 feet northeast of the intersection of Ted Court and E. Leonesio Drive easterly 263 feet in an easement along the southerly lot line of Parcel No. 035-073-05 to a point 10 feet west of the west right-of-way line of Sun Valley Drive and 305 feet north of the intersection of Sun Valley Drive and Skaggs Circle (8" diameter).

(33) Skaggs Circle: from 130 feet west of Sun Valley Drive easterly 130 feet to Sun Valley Drive; and from 170 feet east of Sun Valley Drive southerly 378 feet to the Skaggs Circle cul de sac (8" diameter).

(34) Easement: from 5 feet south and 112 feet west of the northeast corner of Parcel No. 035-064-08 southerly in an easement parallel to the east lot line of Parcel No. 035-064-08 38 feet to Skaggs Circle (8" diameter).

(35) Easement: from the Skaggs Circle cul de sac southeasterly 99 feet in an easement along the lot line common to Parcels Nos. 035-064-06 and 035-064-05 to an existing manhole (8" diameter).

(36) E. Leonesio Drive: from Skaggs Circle southerly 1,030 feet to a stub 40 feet north of El Rancho Drive; and from 575 feet south of Enos Way northerly 1046 feet to an existing stub 50 feet south of El Rancho Drive (8" diameter).

(37) Easement: from the southeast corner of Parcel No. 035-072-02, southerly 804 feet in an easement along the easterly lot lines of Parcels Nos. 035-072-01 and 035-062-02 through 035-062-09 to northeast corner of Parcel No. 035-062-01; thence easterly 266 feet in an easement along the lot line common to Parcels Nos. 035-062-16 and 035-062-17 to E. Leonesio Drive 300 feet north of the intersection of E. Leonesio Drive and El Rancho Drive (8" diameter).

(38) El Rancho Drive: from an existing manhole 125 feet east of Sun Valley Drive easterly 20 feet to 145 feet east of Sun Valley Drive (10" diameter); and from 145 feet east of Sun Valley Drive easterly 299 feet to an existing manhole 450 feet east of Sun Valley Drive (8" diameter); and from 196 feet west of W. Leonesio Drive easterly 671 feet to an existing manhole at E.

Leonesio Drive (8" diameter); and from 5 feet northeast and 15 feet northwest of the northwest corner of Parcel No. 026-021-120574 southeasterly 348 feet to 320 feet northwest of Weems Way (8" diameter).

(39) W. Leonesio Drive: from 1,126 feet north of El Rancho Drive southerly 2,081 feet to 495 feet south of Enos Way (8" diameter).

(40) Easement: from 22 feet south of the northeast corner of Parcel No. 035-357-02 northerly 310 feet in an easement along the east lot lines of Parcels Nos. 035-357-02 through 035-357-05 to El Rancho Drive 217 feet west of the intersection of El Rancho Drive and W. Leonesio Drive (8" diameter).

(41) Easement:* from the northeast corner of Parcel No. 035-343-05, northerly 760 feet in an easement along the east lot lines of Parcels Nos. 035-343-01 through 035-343-04 and 035-358-01 through 035-358-03, to southeast corner of Parcel No. 035-358-04; thence westerly 158 feet in an easement along the lot line common to Parcels Nos. 035-358-04 and 035-358-03 to E. Leonesio Drive 240 feet south of the intersection of E. Leonesio Drive and El Rancho Drive (8" diameter).

(42) Clem Circle: from 228 feet west of Maynard Way easterly 228 feet to Maynard Way (8" diameter).

(43) Maynard Way: from an existing manhole 221 feet south of Clem Circle northerly 439 feet to 218 feet north of Clem Circle (8" diameter).

(44) Easement: from Maynard Way 218 feet north of the intersection of Maynard Way and Clem Circle easterly 94 feet in Maynard Way and in an easement along the southerly lot line of Parcel No. 035-351-09 to the southwest corner of Parcel No. 035-052-01 (8" diameter).

(45) Easement:* from Maynard Way 25 feet south and 5 feet east of the southwest corner of Parcel No. 035-052-01 northerly 328 feet in an easement along the west lot line of Parcel No. 035-052-01 to a point 5 feet east and 5 feet south of the northwest corner of Parcel No. 035-052-01; thence easterly 118 feet across El Rancho Drive to an existing stub on the northeast right-of-way line of El Rancho Drive 150 feet southeast of the intersection of Clinton Court and El Rancho Drive (8" diameter).

(46) Clinton Ct.: from 343 feet west of El Rancho Drive easterly 273 feet to 70 feet west of El Rancho Drive (8" diameter).

(47) Easement: from Clinton Ct. 70 feet west of the intersection of Clinton Ct. and El Rancho Drive southeasterly 105 feet in Clinton Ct. and in an easement along the north lot line of Parcel 035-351-08 to a point 5 feet east and 5 feet south of the northwest corner of parcel No. 035-052-01 (8" diameter).

(48) Easement: from 20 feet south and 40 feet east of northwest corner of Parcel No. 026-021-38 easterly 272 feet in an easement 20 feet south of and parallel to the north lot lines of Parcels Nos. 026-021-38 and 026-021-39 to a point 20 feet south and 20 feet west of the northeast corner of Parcel 026-021-39; thence northerly 140 feet in an easement 20 feet west of and parallel to the east lot line of Parcel 026-021-26 to a point 17 feet southwest of the southwest right-of-way line of El Rancho Drive 15 feet northwest of the northwest corner of Parcel No. 026-021-12; thence northeasterly 22 feet to a point in El Rancho Drive 5 feet northeast and 15 feet northwest of the northwest corner of Parcel No. 026-021-12 (8" diameter; includes three 6-foot long in line stubs).

(49) Easement:* from El Rancho Drive 320 feet northwest of the intersection of El Rancho Drive and Weems Way northeasterly 30 feet in El Rancho Drive; thence northerly 168 feet in El Rancho Drive and in an easement along the east lot line of Parcel No. 035-051-05 to the northeast corner of Parcel No. 035-051-05; thence easterly 340 feet in an easement along the north lot lines of Parcels Nos. 035-051-04, 035-051-03 and 035-051-06 to the northeast corner of Parcel No. 035-051-06; thence southerly 131 feet in an easement along the east lot line of Parcels Nos. 035-051-06 and 035-051-13 to a point 55 feet north of the southeast corner of Parcel No. 035-051-13; thence easterly 9 feet to an existing stub 55 feet north and 14 feet east of the southeast corner of Parcel No. 035-051-13 (8" diameter).

(50) Weems Way:* from 250 feet south of El Rancho Drive northerly 256 feet to El Rancho Drive (8" diameter).

(51) Easement: from the intersection of El Rancho Drive and Weems Way northeasterly 143 feet across El Rancho Drive and in an easement across Parcel No. 035-051-08 to a point 30 feet south and 5 feet east of the northeast corner of Parcel No. 035-051-08; thence northerly 90 feet in an easement along the east lot lines of Parcels Nos. 035-051-08 and 035-051-13 to a point 55 feet north of the southeast corner of Parcel No. 035-051-13 (8" diameter).

* Include one 6-foot long in-line stub. Properties identified by Parcel Numbers above and in the description of the extent of the District below refer to the properties listed with those parcel numbers in the records and maps of the Washoe County Assessor. Such parcels and a description thereof by lot, block and subdivision, or metes and bounds, as the case may be, are also shown on the maps, final plans and as an attachment to the Preliminary Assessment Roll for the District filed with the Board of County Commissioners and available for inspection at the office of the County Clerk and the office of the County's Chief Sanitary Engineer. In all cases, except as otherwise shown on said final plans for the District, new 4-inch diameter sanitary service laterals will be installed from the collection lines to the property line of each lot in the District.

The character of the sanitary sewer improvements shall be as follows:

(A) The acquisition and installation of sanitary sewer collection lines in the locations and with the diameters specified above, such lines to consist of asbestos cement pipe, polyvinyl chloride pipe or ABS composite pipe, whichever is listed in the bid of the lowest responsible bidder for construction work in the District, and all necessary excavations, filling, grading, and appurtenances incidental to the sanitary sewer collection line improvements.

(B) The acquisition and installation of 4 inch sanitary sewer service laterals, to be installed between the collection lines and the individual lot lines of the various parcels located along right-of-ways of the above described streets and easements in and along which the collection lines are being installed, such lines to consist of asbestos cement pipe, polyvinyl chloride pipe or ABS solid wall pipe, whichever is listed in the bid of the lowest responsible bidder for construction work in the district, and all necessary excavation, filling, grading and appurtenances incidental to the sanitary sewer service laterals.

Section 5. The total cost of the Project is estimated to be \$1,497,000. The County has applied for certain grants to pay a portion of the costs of the Project. If the grants are received, they will be applied to appropriately reduce the costs

to be assessed. If the grants are not received, all of such costs will be paid by the levy of special assessment against property in the District as further described below.

Section 6. The amount to be assessed for the Project will be levied upon all tracts in the District, i.e., upon each piece, lot, tract or parcel in the District, in proportion to the special benefits derived and on a per service unit (i.e., a unit lot or per lot) basis; provided that in the case of wedge or V or any other irregularity shaped lots, if any, the amount of the assessment levied thereagainst shall be in proportion to the benefits thereby derived, and an equitable adjustment will be made for assessments levied against any tract or parcel of land not specially benefitted so that the assessments according to the benefits are equal and uniform. The portion of the costs to be assessed against, and the maximum amount of benefits estimated to be conferred upon, each piece or parcel of property in the District is stated in the Preliminary Assessment Roll.

Section 7. The extent of the District, i.e., a description of the land comprising the District including the parcels to be assessed is as follows: The District shall consist of the streets and easements in and along which the improvements are to be installed as described above and all of the following parcels:

- Parcels No. 026-021-12
- Parcels Nos. 026-021-14 through 026-021-18
- Parcel No. 026-021-21
- Parcels Nos. 026-021-23 through 026-021-26
- Parcels Nos. 026-021-28 through 026-021-29
- Parcels Nos. 026-021-38 through 026-021-39
- Parcels Nos. 035-051-02 through 035-051-06
- Parcel No. 035-051-08
- Parcel No. 035-051-13
- Parcel No. 035-052-01
- Parcel No. 035-053-01
- Parcels Nos. 035-061-01 through 035-061-07
- Parcels Nos. 035-062-01 through 035-062-18
- Parcels Nos. 035-063-03 through 035-063-11
- Parcels Nos. 035-064-01 through 035-064-08
- Parcels Nos. 035-071-01 through 035-071-05
- Parcels Nos. 035-072-01 through 035-072-06
- Parcel No. 035-073-03
- Parcels Nos. 035-073-05 through 035-073-17

Parcel No. 035-074-02
 Parcels Nos. 035-091-01 through 035-091-18
 Parcels Nos. 035-092-01 through 035-092-05
 Parcels Nos. 035-093-01 through 035-093-04
 Parcels Nos. 035-101-01 through 035-101-06
 Parcels Nos. 035-102-01 through 035-102-09
 Parcels Nos. 035-103-01 through 035-103-08
 Parcels Nos. 035-111-01 through 035-111-07
 Parcels Nos. 035-112-01 through 035-112-14
 Parcels Nos. 035-113-01 through 035-113-12
 Parcels Nos. 035-120-01 through 035-120-13
 Parcels Nos. 035-341-01 through 035-341-03
 Parcels Nos. 035-342-01 through 035-342-02
 Parcels Nos. 035-342-05 through 035-342-09
 Parcels Nos. 035-343-01 through 035-343-05
 Parcels Nos. 035-344-01 through 035-344-16
 Parcels Nos. 035-351-01 through 035-351-10
 Parcels Nos. 035-353-01 through 035-353-02
 Parcels Nos. 035-354-01 through 035-354-05
 Parcels Nos. 035-355-01 through 035-355-02
 Parcels Nos. 035-356-01 through 035-356-06
 Parcels Nos. 035-357-01 through 035-357-10
 Parcels Nos. 035-358-01 through 035-358-04
 Parcel No. 035-358-06
 Parcels Nos. 085-171-01 through 085-171-12
 Parcels Nos. 085-172-01 through 085-172-05
 Parcels Nos. 085-173-01 through 085-173-18
 Parcels Nos. 085-174-03 through 085-174-13
 Parcels Nos. 085-174-18 through 085-174-19
 Parcels Nos. 085-181-01 through 085-181-13
 Parcels Nos. 085-182-01 through 085-182-18
 Parcels Nos. 085-183-01 through 085-183-10

Section 8. The District shall constitute one construction unit with one construction contract.

Section 9. The Engineer is hereby authorized on behalf of the County to advertise for the doing of the work and making the improvements on behalf of the County once a week for three consecutive weeks by three weekly insertions in the Nevada State Journal a daily newspaper published in the City of Reno, in the County, and of general circulation in the County. The first insertion in such newspaper shall be at least 15 days prior to the time set for acceptance of bids, and at least 14 days shall

intervene between the time of the first and last publications, in such newspaper. The notice shall be in substantially the form provided by the plans and specifications. The Board will authorize the construction contract for the District by resolution.

Section 10. After the award of the contract to the lowest bidder, the Board shall determine the total cost of such work, including incidentals, and assessments shall be levied in accordance with the laws of the State, and the Board shall provide that the assessments may be payable without interest or demand during a specific cash payment period, or at the election of the owner, or in fifteen substantially equal annual installments of principal. The Board shall provide the time and terms of payment of such assessments and shall fix penalties to be collected upon delinquent payments. The Board shall also provide the rate of interest on unpaid installments of assessments which will not exceed 16.71% or such lesser maximum rate of interest prescribed by statute; and if assessment bonds are issued, such rate will not exceed by more than 1% the rate of interest on the assessment bonds for the District. If bonds are not issued for the District, the Board shall by resolution establish the rate of interest on unpaid and deferred installments of assessments.

Section 11. All action, proceedings, matters and things heretofore taken, had and done by the County, and the officers thereof (not inconsistent with the provisions of this ordinance), concerning the District, including, but not limited to, the performing of all prerequisites to the creation of said District, the acquisition of the Sanitary Sewer improvements, the specifically benefited property therein, and the levy of assessments for that purpose be, and the same hereby are, ratified, approved and confirmed.

Section 12. The officers of the County be, and they hereby are, authorized and directed to take all action necessary or appropriate to effectuate the provisions of this ordinance, including without limiting the generality of the foregoing, the preparation of all necessary documents, legal proceedings, construction contracts and other items necessary or desirable for the completion of the levying of the assessments for the District and the issuance of the bonds therefor.

Section 13. All ordinances or resolutions, or parts thereof, in conflict with the provisions of this ordinance, are hereby repealed to the extent only of such inconsistency. This

repealer shall not be construed to revive any ordinance or resolution, or part thereof, heretofore repealed.

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Section 14. In accordance with NRS 244.100, this ordinance when first proposed is to be read by title to the Board, immediately after which several copies of the proposed ordinance are to be filed with the office of the County Clerk for public examination; thereafter, the County Clerk is authorized and directed to give notice of the filing together with the title of the ordinance and an adequate summary of the ordinance, and the date upon which a public hearing will be held on such ordinance by publication at least once in the Nevada State Journal, i.e., a newspaper published and having general circulation in the County, at least three (3) working days before the date set for such hearing, i.e., at least three (3) working days before the 14th day of June, 1983, such publication to be in substantially the following form:

Bill No. 747
Ordinance No. _____

Notice of Public Hearing Before

The Washoe County Board of County Commissioners

NOTICE IS HEREBY GIVEN that the Board of County Commissioners of Washoe County, Nevada, will hold a public hearing at the Auditorium, Washoe County Administration Building, 1205 Mill Street, Reno, Nevada, at 10:00 a.m., on Tuesday, the 14th day of June, 1983, for the purpose of hearing objections to the adoption of a proposed ordinance. At such hearing, interested persons may present their views. The ordinance is entitled:

BILL NO. 747
ORDINANCE NO. _____
(of Washoe County, Nevada)

AN ORDINANCE CREATING WASHOE COUNTY, NEVADA, SPECIAL ASSESSMENT DISTRICT NO. 4; ORDERING A SANITARY SEWER PROJECT WITHIN WASHOE COUNTY, NEVADA; PROVIDING FOR THE LEVY AND COLLECTION OF SPECIAL ASSESSMENTS THEREFOR; RATIFYING, APPROVING AND CONFIRMING ALL ACTION PREVIOUSLY TAKEN DIRECTED TOWARD THE ACQUISITION AND CONSTRUCTION OF SANITARY SEWER IMPROVEMENTS IN SPECIAL ASSESSMENT DISTRICT NO. 4, AND PRESCRIBING DETAILS IN CONNECTION THEREWITH AND OTHER MATTERS RELATING THERETO.

An adequate summary of the ordinance is as follows:

The preambles of the Ordinance recite that the Board of County Commissioners deems it necessary to create Washoe County, Nevada Special Assessment District No. 4 for the purpose of acquiring sanitary sewer improvements; recite that the Board declared its determination to create the District by Resolution No. 83-357, adopted on April 12, 1983; recite that the Board fixed a time and place, i.e., May 10, 1983, for a hearing on the creation of the District and provided for the giving of mailed,

posted and published notice of such hearing; recite that the requisite Notice was given and that such Notice was reasonably calculated to inform the parties of the proceedings concerning the District; recite that the hearing was held, that all written and oral objections were duly considered and were found without sufficient merit and were overruled by resolution adopted on May 24, 1983; recite that the owners of tracts representing less than one-half of the unit lots to be assessed filed such written or oral objections; recite that any person filing a written protest has the right within thirty (30) days to commence an action in any Court of competent jurisdiction to set aside the Board's determination; and recite that the Board and the Officers of the County have done all things necessary and preliminary to the creation of the District.

The ordaining clause is then set forth.

Sections 1 and 2 provide that the ordinance shall be designated "Special Assessment District No. 4 Creation Ordinance," and recite that the complaints, protests and objections made at the May 10, 1983 hearing have been overruled.

Sections 3 and 4 create Washoe County, Nevada, Special Assessment District No. 4, and describe the kind and location of the Sanitary Sewer Improvements:

Sections 5, 6, and 7 provide that an estimate of the total cost to be assessed is \$1,497,000; provide that all of such total cost shall be paid for by the levy of special assessments unless certain grants are received which will be applied to reduce the cost assessed; provide that the assessments will be levied on a unit lot basis; and described the extent of the District, including the parcels to be assessed.

Section 8 provides that the District shall constitute one construction unit, with one construction contract.

Sections 9 and 10 provide that the Chief Sanitary Engineer is authorized to advertise for the construction contract; that upon the receipt of an acceptable bid, the Board will authorize the construction contract by Resolution; that after the award of the construction contract, the Board shall levy the assessments, which may be payable without interest or demand during a cash payment period to then be specified, or in fifteen (15) substantially equal annual installments of principal with interest at a rate which will not exceed 16.71% or such lesser maximum rate of interest prescribed by statute and if

special assessment bonds are issued, will not exceed by more than one percent (1%) the rate or rates of interest on the special assessment bonds. 0574

Sections 11, 12 and 13 ratify, approve and confirm all consistent prior action taken in connection with Special Assessment District No. 4 and the levying of special assessments against the property in the District; authorize the County officials to take any action necessary to effectuate the ordinance; and provide a repealer clause for conflicting provisions.

Section 14, 15 and 16 provide for notice by publication of the June 14, 1983 hearing on the ordinance, and for this summary of the provisions of the ordinance; provide that the ordinance shall be in effect from and after its publication for two weeks following its final adoption on June 14, 1983; provide the form for such publication which includes the names of the Commissioners voting for and against the adoption of the ordinance; and provide a severability clause.

Copies of Bill No. 747 are on file in the office of the Washoe County Clerk at the Washoe County Courthouse, Virginia and Court Streets, Reno, Nevada, for public examination. The Board shall adopt or reject the ordinance (or the ordinance as amended) within 35 days after the date of the final public hearing.

IN WITNESS WHEREOF, the Board of County Commissioners of Washoe County, Nevada, has ordered this notice to be published.

DATED: May 24, 1983

/s/
Judi Bailey, County Clerk

(SEAL)

(End of form for publication)

Section 15. This ordinance shall be in effect from and after its publication as hereinafter provided, and after this ordinance is signed by the Chairman of the Board and attested and sealed by the County Clerk, this ordinance shall be published by title only, together with the names of the Commissioners voting for or against its passage, and with a statement that typewritten copies of said ordinance are available for inspection by all interested parties at the office of the County Clerk, such publication to be made in the Sparks Tribune, a newspaper published and having general circulation in the County, at least once a week for a period of two (2) weeks by two (2) insertions, pursuant to NRS 244.100 and all laws thereunto enabling, such publication to be in substantially the following form:

BILL NO. 747

ORDINANCE NO. 574

(of Washoe County, Nevada)

AN ORDINANCE CREATING WASHOE COUNTY, NEVADA, SPECIAL ASSESSMENT DISTRICT NO. 4; ORDERING A SANITARY SEWER PROJECT WITHIN WASHOE COUNTY, NEVADA; PROVIDING FOR THE LEVY AND COLLECTION OF SPECIAL ASSESSMENTS THEREFOR; RATIFYING, APPROVING AND CONFIRMING ALL ACTION PREVIOUSLY TAKEN DIRECTED TOWARD THE ACQUISITION AND CONSTRUCTION OF SANITARY SEWER IMPROVEMENTS IN SPECIAL ASSESSMENT DISTRICT NO. 4, AND PRESCRIBING DETAILS IN CONNECTION THEREWITH AND OTHER MATTERS RELATING THERETO.

PUBLIC NOTICE IS HEREBY GIVEN that typewritten copies of the above-numbered and entitled ordinance are available for inspection by the interested parties at the office of the County Clerk of Washoe County, Nevada, at her office at the County Courthouse, Virginia and Court Streets, Reno, Nevada; and that said ordinance was proposed by the Board as a whole on May 24, 1983, and following a public hearing passed and adopted without amendment at a regular meeting held not more than 35 days after the close of the hearing, i.e., at the regular meeting on June 14, 1983, by the following vote of the Board of County Commissioners:

Those Voting Aye:

- James Lillard
- James King
- Gene McDowell
- Dick Ritter

Those Voting Nay:

Those Absent:

Belie Williams

This ordinance shall be in full force and effect from and after June 29, 1983, i.e., the date of the second publication of such ordinance by its title only.

IN WITNESS WHEREOF, the Board of County Commissioners of Washoe County, Nevada, has caused this ordinance to be published **0574** by title only.

DATED: June 14, 1983.

/s/
Chairman
Board of County Commissioners
Washoe County, Nevada

(SEAL)

Attest:

/s/
County Clerk

provision of this ordinance shall for any reason be held to be invalid or unenforceable, the invalidity or unenforceability of such section, paragraph, clause or other provision shall not affect any of the remaining provisions of this ordinance. 0574

Proposed on the 24th day of May, 1983.

Proposed by Commissioners Williams, Lillard, King, McDowell
and Ritter.

Passed the 14th day of June, 1983.

Those Voting Aye:

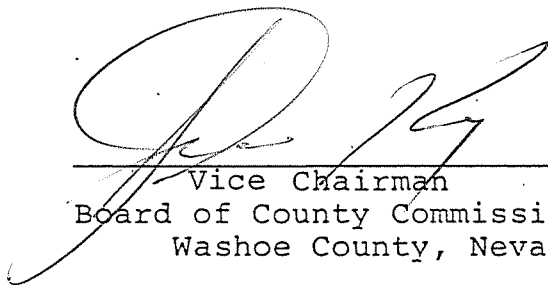
James Lillard
James King
Gene McDowell
Dick Ritter

Those Voting Nay:

None

Those Absent:

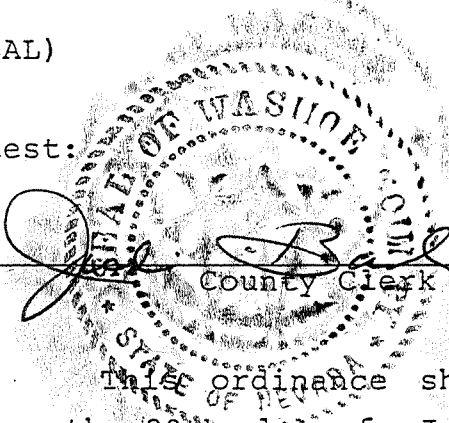
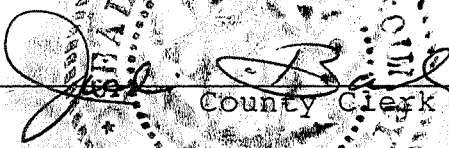
Belie Williams



Vice Chairman
Board of County Commissioners
Washoe County, Nevada

(SEAL)

Attest:

County Clerk

This ordinance shall be in force and effect from and after the 29th day of June, 1983, i.e., the date of the second publication of such ordinance by its title only.

83-644