

Original Copy

ORDINANCE NO. 460

1 AN ORDINANCE PROVIDING FOR THE INCURRING BY THE CITY OF PAYETTE,  
2 COUNTY OF PAYETTE, IDAHO, OF AN INDEBTEDNESS OF \$36,000.00 BY THE  
3 ISSUANCE OF NEGOTIABLE COUPON BONDS OF SAID CITY IN THE PRINCIPAL  
4 AMOUNT OF \$36,000.00, FOR THE PURPOSE OF PUBLIC PARK IMPROVEMENT BY  
5 BUILDING AND CONSTRUCTING IN SUCH PARK A SWIMMING POOL WITH THE  
6 NECESSARY AND PROPER EQUIPMENT FOR THE OPERATION OF THE SAME IN  
7 THE CITY OF PAYETTE, IDAHO; ALL IN ACCORDANCE WITH THE GENERAL PLANS  
8 THEREFOR ON FILE IN THE OFFICE OF THE CITY CLERK OF PAYETTE, IDAHO;  
9 CALLING A SPECIAL ELECTION IN THE CITY OF PAYETTE FOR THE PURPOSE  
10 OF SUBMITTING TO THE QUALIFIED ELECTORS WHO ARE TAXPAYERS OF SAID  
11 CITY, THE QUESTION OF THE ISSUANCE BY SAID CITY OF ITS MUNICIPAL  
12 COUPON BONDS IN THE SUM OF \$36,000.00; AND PROVIDING FOR NOTICE OF  
13 AND THE HOLDING OF SAID ELECTION; PROVIDING FOR THE ULTIMATE MATURITY  
14 OF SAID BONDS AND MAXIMUM RATE OF INTEREST THEREON, AND FOR THE  
15 ISSUANCE OF SAID BONDS ON THE AMORTIZATION PLAN; PROVIDING FOR A  
16 LEVY AND COLLECTION OF AN ANNUAL TAX UPON ALL OF THE TAXABLE PROP-  
17 erty IN SAID CITY OF PAYETTE, SUFFICIENT TO CREATE A SINKING FUND  
18 FOR THE PAYMENT OF THE PRINCIPAL OF SAID BONDS WITHIN FIFTEEN YEARS  
19 FROM THE DATE OF ISSUANCE OF THE SAME AS THEY FALL DUE, AND TO  
20 PROVIDE FOR THE PAYMENT OF THE INTEREST THEREON AND CREATING FUNDS  
21 FOR THAT PURPOSE.

22 BE IT ORDAINED BY THE MAYOR AND COUNCIL OF THE CITY OF PAYETTE,  
23 IDAHO:

24 Section 1. That the Mayor and Council of the City of Payette,  
25 Payette County, Idaho, deem it advisable to issue municipal coupon  
26 bonds of said City in the sum of \$36,000.00 and to incur said  
27 indebtedness for the purpose of providing funds for a park improve-  
28 ment in a public park of Payette, Payette County, Idaho, and build-  
29 ing and constructing in such park a public municipal swimming pool  
30 with the necessary or proper equipment and machinery for the opera-  
31 tion of the same. Said park improvement and swimming pool to be  
32 located on a part of the public park of the City of Payette, Idaho,  
situated in Payette, Idaho, and particularly described as follows:  
Commencing at the Northwest corner of the intersection of Sixth  
Avenue South and Ninth Street as shown on the official plat of the  
City of Payette, Idaho; thence North along the West line of said  
Ninth Street a distance of 124 feet, more or less, to the Westerly  
side line of the 80 ft. right-of-way of State Highway as now con-  
structed (said Highway being generally designated as the Eighth  
Street Highway approach to Payette); thence Northeasterly along the  
the Westerly side line of said right-of-way a distance of 725 feet,  
more or less, to the South side line of Pence Subdivision of Payette,  
Idaho; thence West 711.5 feet, more or less, to the East side line  
of Sixth Street; thence South along the East side line of said Sixth  
Street a distance of 1009 feet, more or less, to the North side line  
of Sixth Avenue South, at a point located 1065 feet West of the  
point of beginning; thence East 1065 feet to the point of beginning;  
the following described tracts of land, to wit: commencing at a  
point on the North side line of Sixth Avenue South from which the  
Section corner common to Sections 33 and 34, Twp. 9 N. R. 5, W. B. M.  
and Sections 3 and 4, Twp. 8, N. R. 5, W. B. M., bears South 28 feet  
and East 522 feet; thence West 655 feet; thence North 20 feet; thence  
East 655 feet; thence South 20 feet, to the place of beginning; and  
commencing at a point from which the Section corner common to Sec-  
tions 33 and 34, Twp. 9 N. R. 5 W. B. M., and Sections 3 and 4,  
Twp. 8 N. R. 5 W. B. M. bears South 28 feet and East 1162 feet;  
thence North 203 feet; thence South at an angle of 4°15' West 206  
feet; thence East 15 feet, more or less, to the point of beginning;  
the said plans of said park improvement and swimming pool and  
method of equipping and operating the same are on file in the office  
of Alice Bulmer, City Clerk, of the City of Payette, Idaho, and to

1 which said plans reference is hereby made for more detailed informa-  
2 tion.

3 Section 2. That the Mayor and Council of the City of Payette  
4 in the event the taxpayers, who are duly qualified electors, at the  
5 special election herein called shall authorize the same, shall  
6 issue said coupon bonds of said City for the purpose as aforesaid;  
7 that the ultimate maturities of said bonds shall be fifteen years  
8 from and after the date of the issuance thereof, and the annual  
9 maturities of said bonds so issued shall be amortized and payable  
10 in accordance with the "Municipal Bond Law" of the State of Idaho  
11 and particularly Section 55-203 of Idaho Codes Annotated, as amended.  
12 That the first annual principal payment of said bonds shall mature  
13 and be payable at the expiration of two years from the date of  
14 issuance and thereafter succeeding maturities shall be annually as  
15 near as practicable in such amounts as will together with the accrued  
16 interest on all outstanding bonds of such issue be met and paid by  
17 an equal annual tax levied for the payment of principal and interest  
18 thereof during the fifteen year period from and after the date of  
19 said bond issue. That said bond issue and each bond thereof, shall  
20 bear interest at a rate not exceeding four per cent (4%) per annum,  
21 to be evidenced by interest coupons attached to each of said bonds,  
22 interest payable semiannually, and such rate of interest not exceed-  
23 ing 4% shall be fixed by the Mayor and Council of said City prior  
24 to the issuance of said bonds. That the form of said bonds and  
25 interest coupons attached thereto, shall be such as are consistent  
26 and in accordance with the provisions of the statutes and laws of  
27 the State of Idaho, and as hereafter prescribed by the Mayor and  
28 Council of said City after the sale of said bonds, and prior to  
29 the issuance and delivery thereof to the purchaser of said bonds.

30 Section 3. That a special election of the qualified electors,  
31 who are taxpayers of said City of Payette, Idaho, be and the same  
32 is hereby called for and shall be held on the 6th day of November,  
33 1945, within said City of Payette, between the hours of 9 o'clock  
34 A. M. and 7 o'clock P. M., ~~mountain~~ Time of said day, for the  
35 purpose of submitting to the qualified electors, who are taxpayers  
36 of said City, the question of the issuance by the said City of  
37 Payette of its Municipal Coupon Bonds in the total principal sum  
38 of \$36,000.00, as herein provided for.

39 Section 4. That the City Clerk of the City of Payette is here-  
40 by authorized and directed to give notice of said election by the  
41 publication of such notice in the Independent-Enterprise, a weekly  
42 newspaper printed and published in said City of Payette and of gen-  
43 eral circulation therein, such notice to be given for a period of  
44 not less than thirty days prior to the date of said election, and  
45 by posting a copy of said notice in each voting place where said  
46 election is authorized to be held. Such election shall be conducted  
47 as other municipal elections. The voting at such election shall be  
48 by ballot and which said ballot shall contain in addition to the  
49 necessary explanatory language, substantially the following:

50 "In favor of issuing municipal coupon bonds of the City of  
51 Payette in the principal amount of \$36,000.00 for the purpose of a  
52 public park improvement, and building and constructing therein a  
53 public municipal swimming pool and equipping the same with the  
54 necessary and proper machinery for the operation thereof, as stated  
55 in Ordinance number 460 of said City." ( )

56 "Against issuing municipal coupon bonds of the City of Payette  
57 in the principal amount of \$36,000.00 for the purpose of a public  
58 park improvement, and building and constructing therein a public  
59 municipal swimming pool and equipping the same with the necessary  
60 and proper machinery for the operation thereof, as stated in Ordin-  
61 ance number 460 of said City." ( )

1 That the notice of said election to be given by the City Clerk  
shall be substantially in the following form, to wit:

2 "PUBLIC NOTICE OF REGISTRATION OF VOTERS AND OF A MUNICIPAL COUPON  
3 BOND ELECTION OF THE CITY OF PAYETTE, IDAHO, TO BE HELD IN THE CITY  
OF PAYETTE, IDAHO, THE 6th DAY OF November, 1945."

4 Pursuant to the "Municipal Bond Law" of the State of Idaho and  
5 Ordinance number 460 passed by the Mayor and Council of the City  
of Payette, Payette County, Idaho, and approved on the 25th day of  
6 September, 1945, special notice is hereby given that a special  
election will be held within the City of Payette, Idaho, on Tuesday,  
7 the 6th day of November, 1945, beginning at the hour of  
9 o'clock A. M., Mountain Time, and will close at the hour of  
8 7 o'clock P. M., Mountain Time, of said day for the purpose of  
submitting to the qualified electors of said City, who are taxpayers  
9 thereof, the proposition of whether or not the City of Payette shall  
incur an indebtedness and issue its municipal coupon bonds in the  
10 principal sum of \$36,000.00 for the purpose of a public park improve-  
ment and building and constructing therein a swimming pool, with the  
11 necessary or proper machinery and equipment for the operation of the  
same, as provided for in the general plans on file in the office of  
12 the City Clerk of said City and also as provided for in Ordinance  
number 460 of said City, to which said plans and ordinance  
13 reference is hereby made for further particulars relative to all  
matters referred to in this Notice.

14 Said election will be held at the following named polling  
15 places in the City of Payette and the following named persons have  
16 been appointed to act as judges and distributing clerks of said  
election.

17 FIRST WARD

18 Polling Place:  
19 Court House

Judges:  
Edna Horton  
Ida L. Cole  
Elizabeth Reed

Distributing Clerk:  
Malinda Precht  
Elizabeth Daniels

21 SECOND WARD

22 Polling Place:  
23 Library Building

Judges:  
Dora McKinney  
Elva Griggs  
Delia Pence

Distributing Clerk:  
Florence Eastman  
Irene Little

25 THIRD WARD

26 Polling Place:  
27 S.D. Sallee residence  
325 North 6th Street

Judges:  
Edna Surber  
Beulah Cornelius  
C.S. Fulton

Distributing Clerk:  
Dora Fisk  
Elsie Oldham

~~FOURTH WARD~~

~~Polling Place:~~

~~Judges:~~

~~Distributing Clerk:~~

1 All persons who at the time of said election are qualified  
2 electors of the City of Payette and taxpayers thereof, shall be  
3 qualified to vote at said election on said question. The voting  
4 at said election will be by ballot and the ballot shall be supplied  
5 voters at the polls on the day of said election and shall be in the  
6 form as set forth in said ordinance Number 460.

#### 7 NOTICE OF REGISTRATION

8 At any time preceding said election during office hours at the  
9 office of Alice Bulmer, City Clerk, of said City of Payette, said  
10 Clerk of said City will register all electors who are qualified to  
11 vote at said election.

12 Dated at Payette, Idaho, this 25th day of September, 1945.

13 Alice Bulmer  
14 City Clerk

15 Section 5. That if said bonds are authorized at said election  
16 and are issued, the Mayor and Council of said City shall in the  
17 year, 1946, levy and cause to be levied at the time when and in  
18 the manner other taxes in the said City are levied, upon all  
19 taxable property within said City limits, in addition to all other  
20 authorized taxes and assessments, a tax sufficient to meet the first  
21 two semi-annual payments of interest which will accrue on said  
22 bonds after and from date thereof, and thereafter in each year  
23 beginning with 1946, to the maturity of said bonds the Mayor and  
24 Council of the City of Payette shall levy and cause to be levied  
25 annually at the time and in the manner and upon all the taxable  
26 property in the City of Payette, in addition to all other taxes and  
27 assessments, a tax each year sufficient to meet the interest which  
28 shall accrue and become payable upon all the unpaid bonds of said  
29 bond issue during the ensuing year following such interest tax levy;  
30 and commencing with a levy in the year 1946 and in each and every  
31 year thereafter until all of said bonds are matured and paid, the  
32 Mayor and Council of said City shall levy and cause to be levied  
annually at the said time and in the manner as aforesaid, and upon  
all the taxable property within the limits of said City, in addition  
to all other taxes and assessments, a tax sufficient to meet, in  
the case of each such annual levy, for the purpose of paying the  
principal of said bonds as the same shall mature in accordance with  
the foregoing plan of amortization payments and in order to con-  
stitute a sinking fund for the payment of the principal amount of  
the bonds within fifteen years from the date of issuance of said  
bonds as aforesaid; and such taxes shall be levied, assessed, certi-  
fied, extended, and collected by the proper officers, at the time  
of, and as fixed by the laws of Idaho and as other taxes are levied,  
assessed, certified, extended and collected for and/or by the said  
City and the proper officers thereof, until the principal and inter-  
est on all said bonds shall be fully paid. A separate interest fund  
shall be and is hereby created in the office of the Treasurer of  
said City to be known as "Public Park Improvement Swimming Pool Fund"  
and into which shall be paid all interest taxes thus collected. And  
a like bond principal sinking fund, is hereby created in the office  
of the City Treasurer of said City into which shall be paid all the  
foregoing bond principal tax money when collected and said funds  
shall be maintained in the office of the said Treasurer by said  
Treasurer until the full payment of all of said bonds. Both princi-  
pal and interest, and said taxes when collected shall be applied  
and used solely for the payment of said interest and principal pay-  
ments only.

1 In the event that any tax for the payment of interest on any of  
2 said bonds is not levied or collected in time to meet such interest  
3 payments, the interest on such bonds shall be paid out of the  
4 current expense or general expense fund of said City, and the money  
5 so used for such payment of interest must immediately thereafter  
6 be paid to said fund from which it was so taken, out of the first  
7 taxes collected thereafter for the payment of such interest. And  
8 there shall be added any year in to the interest tax levy of that  
9 year and to the principal tax levy of such year, a tax in a suffi-  
10 cient amount to provide for such reimbursement of said fund and also  
11 to meet and pay any and all previous or existing defaults in inter-  
12 est and/or bond principal payments and all the delinquent payments;  
13 and all the foregoing levies are hereby made and declared.

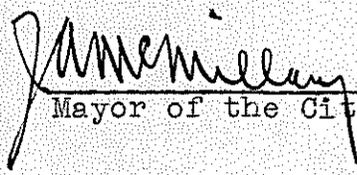
8 Section 6. That in the case of issuance of said bonds, or any  
9 of the same, said bonds shall be dated at such time and their form,  
10 terms and maturity dates shall be fixed by ordinance herein to be  
11 adopted by the Mayor and Council, after they have determined the  
12 best terms offered, and the least rate of interest at which said  
13 bonds can be sold.

12 Section 7. The voting places shall be the places provided  
13 in the notice herein in this ordinance contained and the persons  
14 named in said notice are hereby appointed judges and clerks of  
15 said election respectively for the purpose of conducting the same  
16 in their respective wards.

15 Section 8. The Clerk of said City of Payette, is hereby  
16 authorized and directed to secure the printing of and have printed  
17 the ballots for said election, and make all other arrangements  
18 for the holding of said election.

17 Section 9. This ordinance shall be in full force and effect  
18 from and after its passage and approval and the publication thereof  
19 as provided by law.

19 Passed and approved this 25th day of September, 1945.

20  
21   
22 Mayor of the City of Payette.

22 Attest:

23  
24   
25 City Clerk

26  
27 First Publication, Sept. 27, 1945  
28 Last Publication, Oct. 25, 1945.

NOTICE OF REGISTRATION

PUBLIC NOTICE OF REGISTRATION OF VOTERS AND OF A MUNICIPAL COUPON BOND ELECTION OF THE CITY OF PAYETTE, IDAHO, TO BE HELD IN THE CITY OF PAYETTE, IDAHO, THE SIXTH DAY OF NOVEMBER, A.D., 1945.

Pursuant to the "Municipal Bond Law" of the State of Idaho and Ordinance Number 460 passed by the Mayor and Council of the City of Payette, Payette County, Idaho, and approved on the 25th day of September, 1945, a special notice is hereby given that a special Election will be held within the City of Payette, Idaho, on Tuesday the 6th day of November, 1945, beginning at the hour of 9 o'clock A.M. and will close at the hour of 7 o'clock P.M. of said day for the purpose of submitting to the qualified electors of said City, who are tax payers thereof, the proposition of whether or not the City of Payette shall incur an indebtedness and issue its municipal coupon bonds in the principal sum of \$36,000.00 for the purpose of a Public Park Improvement and building and constructing therein a swimming Pool, with the necessary or proper machinery and equipment for the operation of the same, as provided for in general plans on file in the office of the City Clerk of said City, and also as provided for in Ordinance No. 460 of said City, to which said plans and Ordinance reference is hereby made for further particulars relative to all matters referred to in this Notice.

Said Election will be held at the following named polling places in the City of Payette, and the following named persons have been appointed to act as Judges and distributing Clerks of said Election:

FIRST WARD

Polling Place: Court House.

Judges: Edna Horton, Ida L. Cole, Elizabeth Reed.

Distributing Clerks: Malinda Precht, Mrs. Elizabeth Daniels.

SECOND WARD

Polling Place: Library Building

Judges: Dora McKinney, Elva Griggs, Delia Pence

Distributing Clerks: Florence Eastman, Irene Little.

THIRD WARD

Polling Place: S.D. Sallee residence, 325 No. 6th Street.

Judges: Edna Surber, Beulah Cornelius, C.S. Fulton.

Distributing Clerks: Dora Fisk, Elsie Oldham.

All persons who at the time of said election are qualified electors of the City of Payette, and Tax Payers thereof, shall be qualified to vote at said election on said question. The voting at said election will be by ballot and the ballot shall be supplied voters at the polls on the day of said election and shall be in the form as set forth in said Ordinance Number 460.

NOTICE OF REGISTRATION

At any time preceding said election during office hours at the office of Alice Bulmer, City Clerk of said City of Payette, said Clerk or Kathryn Ahrens, deputy Clerk, of the said City will register all electors who are qualified to vote at said Election. Dated at Payette, Idaho, this 25th day of September, 1945.

*Alice Bulmer*  
Alice Bulmer, City Clerk

SEAL

First Publication, Sept. 27, 1945

Last Publication, Oct. 25, 1945.