

Entry No. 62791 Book 204 Page 805-810  
Recorded Dec 23, 1986 Time 11:56 P.M. by None  
Request of Millard County  
LAVOY MARTIN MILLARD CO. RECORDED BY 1-22

Fillmore, Utah  
December 23, 1986

#### MILLARD COUNTY FIRE SERVICE DISTRICT

A regular meeting of the County Commission of Millard County, Utah was held on Tuesday, December 23, 1986, at the hour of 11:00 a.m., at its regular meeting place in Fillmore, Utah, at which meeting there were present the following commission members who constituted a quorum:

Warren Jensen  
Abner B. Johnson  
Michael R. Styler

Chairman  
Commissioner  
Commissioner

Also Present:

Marlene A. Whicker  
Steven R. Jackson

County Clerk  
County Attorney

Absent: None

After the meeting had been duly called to order and minutes of the proceeding meeting read and approved, the following proceedings, among others, were taken:

The clerk notified the County Commission that the Notice of Intention to Annex Fillmore City and Kanosh Town to the Millard County Fire Service District ("District"), authorized by the resolution adopted by the County Commission on the 23rd day of September, 1986, had been published in the Millard County Chronicle Progress, a newspaper of general circulation in Millard County, Utah, said notice having been published three times, once during each week for 3 consecutive weeks, the first publication being not less than 21 days nor more than 35 days before December 23, 1986, and that the affidavit of publishing said Notice of Intention with a copy of the notice as published was duly filed in her office, and a copy of said affidavit has been attached to these proceedings.

The chairman thereafter conducted a public hearing to answer questions in

62791

806

regard to the proposed annexation submitted to the Board of County Commissioners by any interested party. An opportunity was given to all present to protest either verbally or in writing the proposed annexation. The public had also been given an opportunity to protest prior to the public hearing in writing by following the procedures set forth in the Notice of Intention to Annex Fillmore City and Kanosh Town.

Total number protesting the annexation of Fillmore City and Kanosh Town to the Millard County Fire Service District: one, Jack McBride, Fillmore, Ut.

The County Commission considered each and every protest so filed, whether written or oral, and heard each and every person who wished to be heard in protest against the establishment of the district.

The following resolution was then moved for adoption by Abner B. Johnson, Commission.

62791

RESOLUTION 86-12-23

A RESOLUTION TO ANNEX FILLMORE CITY AND KANOSH TOWN TO THE MILLARD COUNTY FIRE SERVICE DISTRICT AND TO PROVIDE THOSE SERVICES SET FORTH IN THE NOTICE OF INTENTION.

WHEREAS, on September 23, 1986, the Board of County Commissioners adopted a Notice Intention to Annex Fillmore City and Kanosh Town to the Millard County Fire Service District; and

WHEREAS, after proper notification by publication, a hearing was held on the date hereof wherein all interested parties were invited to submit written protest against the proposed annexation or against the services to be provided within the area proposed for annexation; and

WHEREAS, the Board of County Commissioners has received no written protests; and

WHEREAS, the Board of County Commissioners has determined that fewer than fifty percent of the assessed value of the taxable property within the area proposed to be annexed, and the owners of less than fifty percent of the assessed value of the taxable property within the established district, and fewer than fifty percent of the qualified electors of the area proposed for annexation and less than fifty percent of the qualified electors of the established district have filed written or oral protest to the annexation at or prior to the hearing regarding it; and

WHEREAS, the incorporated municipalities of Fillmore City and Kanosh Town have each consented by resolution to their inclusion within the district; and

WHEREAS, the Board of County Commissioners now desire to annex Fillmore City and Kanosh Town to the district to provide those services set forth in the Notice of Intention;