

**CERTIFICATE OF PROCEEDINGS
RELATING TO THE INCORPORATION OF RIO
SAN DIEGO MUNICIPAL WATER DISTRICT**

STATE OF CALIFORNIA }
COUNTY OF SAN DIEGO } ss.

I, **CARL C. MILLER**, Secretary of RIO SAN DIEGO MUNICIPAL WATER DISTRICT, do hereby certify and declare as follows:

1. That RIO SAN DIEGO MUNICIPAL WATER DISTRICT is a Municipal Water District organized and existing under and by virtue of the Municipal Water District Act of 1911, as amended, (hereinafter referred to as "The Act") and that its corporate area lies entirely within the County of San Diego, State of California.

2. That on the 5th day of July, 1955, there was filed with the County Clerk of the County of San Diego, State of California, a DECLARATION OF INTENTION TO CIRCULATE PETITION FOR THE FORMATION OF A MUNICIPAL WATER DISTRICT PROPOSED TO BE NAMED "RIO SAN DIEGO MUNICIPAL WATER DISTRICT", consisting of three (3) separate instruments, each setting forth and describing the boundaries of a proposed Municipal Water District to be incorporated under The Act, signed by not less than One Hundred (100) proponents; that a true and correct counterpart of said Declaration so filed (with the names and signatures omitted) is a part of and set forth in full in the NOTICE OF FILING OF "DECLARATION OF INTENTION TO CIRCULATE PETITION FOR THE FORMATION OF A MUNICIPAL WATER DISTRICT PROPOSED TO BE NAMED 'RIO SAN DIEGO MUNICIPAL WATER DISTRICT'" AND CERTIFICATE OF SUFFICIENCY THEREOF, attached hereto, marked "EXHIBIT 1" and by reference incorporated herein; that a certified copy of said Declaration is on file in the records and files of RIO SAN DIEGO MUNICIPAL WATER DISTRICT.

3. Said Declaration of Intention was filed with the County Clerk of San Diego County not later than ten days following the date upon which the last signature was affixed thereto and within ten days of such filing the County Clerk examined the same and on July 11, 1955 executed a NOTICE OF FILING OF "DECLARATION OF INTENTION TO CIRCULATE PETITION FOR THE FORMATION OF A MUNICIPAL WATER DISTRICT PROPOSED TO BE NAMED 'RIO SAN DIEGO MUNICIPAL WATER DISTRICT'" AND CERTIFICATE OF SUFFICIENCY THEREOF, certifying that said Declaration was sufficient having been signed by One Hundred Sixty (160) voters residing within the boundaries of the proposed District and that said Declaration was sufficient in all matters required by law; that an executed copy of said Certificate is attached hereto, marked "EXHIBIT 1" and by such reference incorporated herein; that a certified copy of said Certificate is on file in the records and files of RIO SAN DIEGO MUNICIPAL WATER DISTRICT.

4. That the County Clerk thereupon published said NOTICE OF FILING OF "DECLARATION OF INTENTION TO CIRCULATE PETITION FOR THE FORMATION OF A MUNICIPAL WATER DISTRICT PROPOSED TO BE NAMED 'RIO SAN DIEGO MUNICIPAL WATER DISTRICT'" AND CERTIFICATE OF SUFFICIENCY THEREOF which contained the text of such Declaration and a Notice stating that such Declaration had been filed in his office on July 5, 1955, in THE LAKESIDE STAR, a newspaper printed and published in San Diego County; that the Affidavit of Publication of said newspaper certifying to the publication of said Notice is attached hereto, marked "EXHIBIT 2" and by reference incorporated herein.

5. That on the 22nd day of July, 1955, there was filed with the County Clerk of the County of San Diego, State of California, a Petition consisting of twenty-three (23) separate instruments, each setting forth and describing the boundaries of

of a proposed municipal water district to be incorporated under The Act, and containing a prayer that said proposed municipal water district be incorporated under the provisions of The Act, and that said District be designated "RIO SAN DIEGO MUNICIPAL WATER DISTRICT"; that a true and correct counterpart of the Petition so filed (with the names of signers omitted), is attached hereto, marked "EXHIBIT 3" and by reference incorporated herein; that a certified copy of such Petition is on file in the records and files of RIO SAN DIEGO MUNICIPAL WATER DISTRICT.

6. That the County of San Diego has a Registrar of Voters, other than the County Clerk, and upon filing of said Petition, the County Clerk, on the 22nd day of July, 1955, delivered said Petition to Lex Lord, the duly qualified and acting Registrar of Voters of the County of San Diego, who thereupon, and within ten (10) days from the filing of said Petition, examined the same and ascertained whether or not said Petition had been signed by the requisite number of voters. When said Registrar of Voters completed his examination of the Petition, he attached thereto his Certificate dated August 1, 1955, certifying that said Petition was sufficient and that ten percentum of the number of qualified electors residing in said proposed municipal water district, and voting for all candidates for the office of Governor of this State at the last general election held prior to the filing of said Petition, was 292 persons, and certifying that a total of 408 qualified electors had signed said petition, and that their signatures and the data following the same complied with all the requirements of law; that an executed copy of said Certificate is attached hereto, marked "EXHIBIT 4" and by reference incorporated herein; that a certified copy of said Certificate is on file in the records and files of RIO SAN DIEGO MUNICIPAL WATER DISTRICT.

7. That thereafter on August 22, 1955, August 22, 1955 and October 13, 1955, respectively, Delight V. Swain, the City Clerk of the City of El Cajon, L.L. Freeman, the City Clerk of the City of La Mesa, and Fred W. Sick, the City Clerk of the City of San Diego, certified that no portion of the area described in the description attached to said Certificates (which description is the same description as that contained in EXHIBIT 3 hereto) was within the boundaries of each said City and that on July 23, 1955, there were no pending proceedings for the annexation of any of said area to any of said cities prior to said date; that an executed original of said Certificates is attached hereto, marked "EXHIBIT 5" and by such reference incorporated herein; that an executed duplicate original of said Certificates is on file in the records and files of RIO SAN DIEGO MUNICIPAL WATER DISTRICT.

8. That thereafter, on the 9th day of August, 1955, said Registrar of Voters delivered said Petition with his Certificate attached to the County Clerk of the County of San Diego, who thereupon presented said Petition, together with said Registrar of Voters' Certificate to the Board of Supervisors of the County of San Diego, and the Board thereupon, and on said date, duly adopted a Resolution entitled:

"IN RE PROPOSED INCORPORATION AND FORMATION OF A MUNICIPAL WATER DISTRICT TO BE DESIGNATED AS "RIO SAN DIEGO MUNICIPAL WATER DISTRICT"; RESOLUTION DIVIDING AREA TO BE INCLUDED IN SAID DISTRICT INTO DIVISIONS UNDER AND AS PROVIDED FOR IN THE MUNICIPAL WATER DISTRICT ACT OF 1911, AS AMENDED, AND RESOLUTION ORDERING, PROCLAIMING, CALLING, GIVING NOTICE OF, AND PROVIDING FOR THE HOLDING OF A SPECIAL ELECTION WITHIN THE AREA PROPOSED TO BE SO INCORPORATED WHICH ELECTION IS FOR THE PURPOSE OF SUBMITTING TO THE VOTERS RESIDING WITHIN THE BOUNDARIES OF THE PROPOSED DISTRICT THE PROPOSITION AND MEASURE OF FORMING A MUNICIPAL WATER DISTRICT TO BE KNOWN BY SAID NAME AND FOR THE FURTHER PURPOSE OF ELECTING THE FIRST DIRECTORS OF SAID DISTRICT WHO SHALL TAKE OFFICE IF THE DISTRICT IS INCORPORATED, ALL IN ACCORDANCE WITH AND AS PROVIDED FOR IN THE MUNICIPAL WATER DISTRICT ACT OF 1911, AS AMENDED."

That a certified copy of said Resolution is attached hereto, marked "EXHIBIT 6" and by such reference incorporated herein; that a certified copy thereof is on file in the records and files of RIO SAN DIEGO MUNICIPAL WATER DISTRICT.

9. That thereafter, and on the 18th day of October, 1955, the Board of Supervisors of the County of San Diego duly adopted its Resolution entitled:

"IN RE RIO SAN DIEGO MUNICIPAL WATER DISTRICT: RESOLUTION ESTABLISHING ELECTION PRECINCTS, POLLING PLACES, APPOINTING ELECTION OFFICERS, FIXING COMPENSATION OF ELECTION OFFICERS, AND PROVIDING FOR THE CANVASSING OF VOTES CAST AT THAT ELECTION TO BE HELD ON NOVEMBER 8, 1955, TO DETERMINE WHETHER OR NOT THE RIO SAN DIEGO MUNICIPAL WATER DISTRICT SHALL BE INCORPORATED UNDER THE MUNICIPAL WATER DISTRICT ACT OF 1911 AS AMENDED, AND FOR THE FURTHER PURPOSE OF ELECTING THE FIRST DIRECTORS OF SUCH DISTRICT IF THE DISTRICT BE INCORPORATED AS PROVIDED IN SAID ACT."

That a certified copy of said Resolution is attached hereto, marked "EXHIBIT 7" and by such reference made a part hereof; that a certified copy thereof is on file in the records and files of RIO SAN DIEGO MUNICIPAL WATER DISTRICT.

10. That thereafter, and on the 18th day of October, 1955, the Board of Supervisors of the County of San Diego duly adopted its Resolution entitled:

"IN RE RIO SAN DIEGO MUNICIPAL WATER DISTRICT: APPROVAL OF ELECTION PROCLAMATION AND NOTICE OF SPECIAL ELECTION OF NOVEMBER 8, 1955, FOR THE PURPOSE OF DETERMINING WHETHER OR NOT RIO SAN DIEGO MUNICIPAL WATER DISTRICT SHALL BE INCORPORATED UNDER THE MUNICIPAL WATER DISTRICT ACT OF 1911 AS AMENDED, AND FOR THE FURTHER PURPOSE OF ELECTING THE FIRST BOARD OF DIRECTORS OF SUCH DISTRICT."

That a certified copy of said Resolution and Election Proclamation and Notice is attached hereto marked "EXHIBIT 8" and by such reference incorporated herein. That a certified copy of said Resolution is on file in the records and files of RIO SAN DIEGO MUNICIPAL WATER DISTRICT.

11. That thereafter said Election Proclamation and Notice, was published once in THE LAKESIDE STAR, a newspaper of general circulation, printed and published in the County of San Diego, State of California; that said publication occurred not less than one week, nor more than four weeks prior to the date fixed for such election; that the original Affidavit of Publication of said Election Proclamation and Notice is on file in the office of the County Clerk of San Diego County, and an originally executed

counterpart is on file in the files and records of RIO SAN DIEGO MUNICIPAL WATER DISTRICT; that attached hereto and marked "EXHIBIT 9", and by such reference made a part hereof, is an originally executed counterpart of said Affidavit of Publication.

12. That in accordance with the requirements of Section 3711 of the Elections Code of the State of California, the Registrar of Voters of the County of San Diego caused to be mailed to each registered voter residing in RIO SAN DIEGO MUNICIPAL WATER DISTRICT a sample ballot and precinct card stating the location of the precinct polling place of each voter. That said mailing commenced on October 27, 1955, and was completed on October 27, 1955; that said date of commencement of mailing was not less than fifteen (15) days before the day fixed by law for the election and was completed at least ten (10) whole days before said election; that attached hereto, marked "EXHIBIT 10" and by this reference made a part hereof is an originally executed counterpart of a Certificate of the Registrar of Voters of the County of San Diego as to Rio San Diego Municipal Water District Election held November 8, 1955; that said Certificate contains as exhibits copies of all sample ballots and precinct cards so mailed to the registered voters residing within said municipal water district, and recites the matters herein set forth; that an originally executed counterpart of said Certificate is on file in the files and records of RIO SAN DIEGO MUNICIPAL WATER DISTRICT.

13. That on the 8th day of November, 1955, that being the date specified in the Resolution of the Board of Supervisors of the County of San Diego, adopted October 18, 1955, and the date specified in Election Proclamation and Notice published on October 20, 1955, for the holding of said election, an election was held for the purpose of determining whether or not RIO SAN DIEGO MUNICIPAL WATER DISTRICT should be organized and incorporated, and for the

purpose of electing the first Board of Directors of said District in the event that it was incorporated; that at said election there was submitted to the qualified electors of said proposed district the following proposition and measure:

"SHALL THE PROPOSITION TO ORGANIZE RIO SAN DIEGO MUNICIPAL WATER DISTRICT UNDER THE MUNICIPAL WATER DISTRICT ACT OF 1911 AS AMENDED, BE ADOPTED?"

That a copy of each of the official ballots used at said election is attached to the Certificate of the Registrar of Voters (EXHIBIT 10).

14. That thereafter, within seven days after said special election, the vote cast at said special election was canvassed by the Registrar of Voters of the County of San Diego, pursuant to the Resolution of the Board of Supervisors adopted October 18, 1955 (EXHIBIT 7) and Sections 17 and 7960 of the Elections Code; that attached hereto and marked "EXHIBIT 11" and by such reference incorporated herein, is an originally executed counterpart of a Certificate of the Registrar of Voters Certifying Results of Canvass of Special Election Re Formation of Rio San Diego Municipal Water District Held November 8, 1955; that an originally executed counterpart of said Certificate is on file in the files and records of RIO SAN DIEGO MUNICIPAL WATER DISTRICT.

15. That thereafter, on the 15th day of November, 1955, the Certificate of the Registrar of Voters attached hereto as "EXHIBIT 11" was delivered to the Board of Supervisors of the County of San Diego and it appearing from said Certificate that the majority of the votes cast at said special election were in favor of organizing Rio San Diego Municipal Water District, said Board of Supervisors did adopt its RESOLUTION AND ORDER OF THE BOARD OF SUPERVISORS OF SAN DIEGO COUNTY DECLARING THE RESULTS OF THE CANVASS OF THE SPECIAL ELECTION HELD IN PROPOSED RIO SAN DIEGO MUNICIPAL WATER DISTRICT ON NOVEMBER 8, 1955; DECLARING THE TERRITORY INCLUDED THEREIN DULY ORGANIZED AS SAID RIO SAN DIEGO MUNICIPAL WATER DISTRICT AND DESIGNATING THE PERSONS ELECTED AS THE FIRST DIRECTORS THEREOF; that a certified copy of said Resolution and Order is

attached hereto as "EXHIBIT 12" and by this reference incorporated herein; that a certified copy of said Resolution and Order is on file in the files and records of RIO SAN DIEGO MUNICIPAL WATER DISTRICT.

16. That thereafter, and on the 15th day of November, 1955, the County Clerk of the County of San Diego issued his Certificate entitled:

"CERTIFICATE OF THE COUNTY CLERK OF SAN DIEGO COUNTY, STATE OF CALIFORNIA, RELATIVE TO THE ORGANIZATION OF A MUNICIPAL WATER DISTRICT WITHIN THE BOUNDARY OF SAID COUNTY NAMED AND DESIGNATED RIO SAN DIEGO MUNICIPAL WATER DISTRICT AND STATING THAT THE PROPOSITION TO ORGANIZE SAID RIO SAN DIEGO MUNICIPAL WATER DISTRICT UNDER THE MUNICIPAL WATER DISTRICT ACT OF 1911 AS AMENDED, WAS ADOPTED."

That an originally executed counterpart of said Certificate is attached hereto, marked "EXHIBIT 13" and by this reference made a part hereof; that said Certificate was recorded in the office of the County Recorder of San Diego County on November 22, 1955, as Document No. 153611 in Book 3879, Page 491 of Official Records; that an originally executed counterpart of said Certificate is on file in the files and records of RIO SAN DIEGO MUNICIPAL WATER DISTRICT.

17. That an originally executed counterpart of said Certificate ("EXHIBIT 13") was filed with the Secretary of State of the State of California on November 23, 1955; that the Secretary of State on said date issued his Certificate declaring that the incorporated territory situated and lying wholly within the County of San Diego, State of California, and particularly described in said Certificate, had been duly incorporated on the 23rd day of November, 1955, according to the laws of the State of California, under the name "RIO SAN DIEGO MUNICIPAL WATER DISTRICT"; that a certified copy of said Certificate is attached hereto, marked "EXHIBIT 14" and by this reference made a part hereof; that the original of said Certificate is on file in the records and files of

RIO SAN DIEGO MUNICIPAL WATER DISTRICT; that a certified copy of said Certificate is on file in the office of the County Clerk of the County of San Diego as Document No. 190194.

18. That thereafter on December 8, 1955, each of the Directors elected at said election, and constituting the first directors of RIO SAN DIEGO MUNICIPAL WATER DISTRICT took and subscribed the oath of office and the loyalty oath as required by the laws of the State of California, which were administered by the County Clerk of the County of San Diego, and thereafter said Board held its first meeting on December 8, 1955, pursuant to a call of the meeting executed by a majority of the members of said Board, which call was personally delivered to and served upon each member of said Board more than twenty-four (24) hours prior to the time set for the holding of said meeting; that an original counterpart of the Minutes of the first meeting of the first Board of Directors of RIO SAN DIEGO MUNICIPAL WATER DISTRICT so held is attached hereto, marked "EXHIBIT 15" and by this reference made a part hereof.

19. That no proceedings of any kind have been commenced wherein the validity of the incorporation of said District has been questioned, either directly, indirectly or at all.

WITNESS my hand and the Seal of said District this 16th day of December, 1955.

Carl C. Miller

Carl C. Miller
Secretary

RIO SAN DIEGO MUNICIPAL WATER DISTRICT

Subscribed and sworn to before me

this 16th day of December, 1955

Robt. J. Keenan
Notary Public in and for said
County and State.

My Commission Expires Jan. 2, 1957