

RESOLUTION CREATING THE KEARNEY PARK FIRE PROTECTION DISTRICT

WHEREAS, on the 4th day of June, 2018, the Madison County Board of Supervisors adopted a Resolution declaring its intention to create a fire protection district in and for Northwest Madison County, which Resolution described the territorial limits of the proposed district and contained a finding by the Board that the creation of the district was economically feasible and that the public convenience and necessity require the creation of such district; and

WHEREAS, a copy of said Resolution was published in the Madison County Journal on June 14, 21, and 28, 2018; and

WHEREAS, no petition calling for an election on the question of the creation of the district has been filed with the Board of Supervisors as called for in Section 19-5-157 of the Mississippi Code of 1972, as amended.

NOW, THEREFORE BE IT RESOLVED BY THE BOARD OF SUPERVISORS OF MADISON COUNTY, MISSISSIPPI, as follows, to wit:

1. That on the 4th day of June, 2018, the Board of Supervisors adopted a Resolution of Intent to create the Kearney Park Fire Protection District; said Resolution contained a finding that the public convenience and necessity required the creation of a district and that the creation of the district is economically sound and desirable; said Resolution further designated the name of the proposed district, defined its territorial limits, and stated that the Board would levy a tax of 6 mills on taxable real property within the district as authorized by Section 19-5-189 of the Mississippi Code of 1972.

2. That a true and correct copy of the above described Resolution was published in the Madison County Journal, a newspaper having a general circulation within the proposed district, on June 14, 21, and 28, 2018, in accordance with the provisions of Section 19-5-187 of the Mississippi Code of 1972, as amended, and publication of same is evidenced by Proof of Publication attached hereto as Exhibit "A."

3. That no written petition protesting the creation of the proposed district has been filed with the Board of Supervisors as of the date of this Resolution.

4. Therefore, pursuant to Section 19-5-159 of the Mississippi Code of 1972, as amended, the Madison County Board of Supervisors hereby creates the Kearney Park Fire Protection District, in accordance with and as described in its Resolution of June 4, 2018, on this the 16th day of July 2018, the territorial boundaries of said district being fully set out in the meets and bounds description attached to this Resolution as Exhibit "B."

After a discussion of the subject, Supervisor Bishop called for the adoption of the above and foregoing resolution, Supervisor _____ seconded the motion to adopt the above and foregoing resolution and the question being put to a roll call vote, the vote was as follows:

Supervisor Trey Baxter	Aye
Supervisor Sheila Jones	Aye
Supervisor Gerald Steen	Aye
Supervisor David Bishop	Aye
Supervisor Paul Griffin	Aye

the motion carried unanimously and said Resolution was and is hereby adopted.

SO ORDERED this the 16th day of July, 2018.

Sheila Jones, President
Madison County Board of Supervisors

Ronny Lott, Chancery Clerk

PROOF OF PUBLICATION

THE STATE OF MISSISSIPPI

MADISON COUNTY

PERSONALLY appeared before me, the undersigned notary public, Michael Simmons, Associate Editor and Publisher of THE MADISON COUNTY JOURNAL, a weekly newspaper of general circulation in Madison County, Mississippi, defined and prescribed in Section 13-3-31, of the Mississippi Code, being duly sworn, states that the notice, a true copy of which was published in the issues of said newspaper as follows:

Date June 28, 2018
 Vol. 37, No. 26

Date June 21, 2018
 Vol. 37, No. 25

Date June 14, 2018
 Vol. 37, No. 24

Date _____, 2018
 Vol. _____, No. _____

Signed: [Signature]
 Associate Editor and Publisher

THE MADISON COUNTY JOURNAL

SWORN TO AND SUBSCRIBED before me the 28 day of June, 2018.

[Signature]
 Notary Public

RESOLUTION OF THE BOARD OF SUPERVISORS OF MADISON COUNTY, MISSISSIPPI, DECLARING ITS INTENTION TO CREATE THE KEARNY PARK FIRE PROTECTION DISTRICT AND DETERMINING THE PUBLIC CONVENIENCE AND NECESSITY, AND ECONOMIC FEASIBILITY OF THE SAME

WHEREAS the Madison County Board of Supervisors was presented with a Petition for the formation of Kearny Park Fire Protection District in the northwestern part of Madison County, Mississippi and said Petition was signed by more than twenty-five (25) owners of real property residing within the boundaries of the proposed district and said Petition substantially complied with the requirements of Section 19-5-151 and related Sections of the Mississippi Code of 1972, as amended, and

WHEREAS upon the filing of the above described Petition, the Board of Supervisors adopted a resolution to declaring the intent of the board to incorporate said Fire Protection District and the board thereafter fixed the 21st day of May, 2018 at 5:00 p.m. in the board room of the Madison County Board of Supervisors at Canton, Mississippi as the time and place for a public hearing upon the question of the public convenience and necessity of the incorporation of the proposed district, and notice of the same was published in the Madison County Journal on April 26, 2018, May 3, 2018, and May 10, 2018 in the manner set forth in Section 19-5-155 of the Mississippi Code of 1972, as amended, and

WHEREAS said public hearing was held on May 21, 2018 at 5:00 p.m. in the board room of the Madison County Board of Supervisors at Canton, Mississippi.

WHEREAS the Board heard and considered the testimony and other information presented at said hearing, and

NOW, THEREFORE be it resolved by the Board of Supervisors of Madison County, Mississippi as follows to wit:

1. Having consider the Petition for the formation of a Fire Protection District in the northwestern part of Madison County, Mississippi and having heard and considered the testimony and other information presented at a public hearing on the matter, the Board of Supervisors found that the public convenience and necessity require the creation of said district and that the creation of the district is economically

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EXHIBIT "A"

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Signed: [Signature]
 Associate Editor and Publisher

THE MADISON COUNTY JOURNAL

SWORN TO AND SUBSCRIBED before me the 28 d

[Signature]
 Notary Public

upon the question of the public convenience and necessity of the incorporation of the proposed district, and notice of the same was published in the Madison County Journal on April 26, 2018, May 3, 2018, and May 10, 2018 in the manner set forth in Section 19-5-155 of the Mississippi Code of 1972, as amended, and.

WHEREAS said public hearing was held on May 21, 2018 at 5:00 p.m. in the board room of the Madison County Board of Supervisors at Canton, Mississippi.

WHEREAS the Board heard and considered the testimony and other information presented it said hearing, and NOW THEREFORE be it resolved by the Board of Supervisors of Madison County, Mississippi as follows to wit:

1. Having considered the Petition for the formation of a Fire Protection District in the northwestern part of Madison County, Mississippi and having heard and considered the testimony and other information presented at a public hearing on the matter, the Board of Supervisors found that the public convenience and necessity require the creation of said district and that the creation of the district is economically sound and desirable within the proposed boundaries.

2. The Board of Supervisors hereby declares its intent to create a Fire Protection District in the northwestern part of Madison County in the proposed boundaries described in Exhibit "A" attached hereto on the 2nd day of July, 2018 in accordance with the provisions of Section 19-5-155 of the Mississippi Code of 1972, as amended, and the Board hereby directs the clerk of the Board of Supervisors to publish a certified copy of this Resolution as called for in Section 19-5-157 of said Code.

3. That said Fire Protection District shall be known as the Kearny Park Fire Protection District.

4. That the territorial limits of the Kearny Park Fire Protection District shall be as set forth and described hereto, as required by Section 19-5-153 of the Mississippi Code of 1972, as amended, to wit:

Commencing in Township 9N, Range 1W with the Northwest corner of Section 30, proceed East to the Northwest corner of Section 28 in Township 9N, Range 1W, then North to the Northwest corner of Section 21 in Township 9N, Range 1W, then East to the Northwest corner of Section 22 in Township 9N, Range 1W, then North to the Northwest corner of Section 15, then East to the Northeast corner of Section 14, then South, crossing into Township 8N, Range 1W to the Southeast corner of Section 2, then West to the intersection of the south boundary of Section 5 of Township 8N, Range 1W and the east boundary of the Illinois Central Gulf Railroad then continue along the east boundary of the Illinois Central Gulf Railroad northwesterly to the intersection of the north boundary of Middle Road and the east boundary of the Illinois Central Gulf Railroad then continue Southwest along the north boundary of Middle Road to the intersection of the north boundary of Middle Road and the west boundary of U.S. Hwy 49 then Northwesterly along the west boundary of U.S. Hwy 49, into Township 9N, Range 1W, to the intersection of the west boundary of U.S. Hwy 49 and west boundary of Section 31 Township 9N, Range 1W then North to the point of beginning at the Northwest corner of Section 30 in Township 9N, Range 1W.

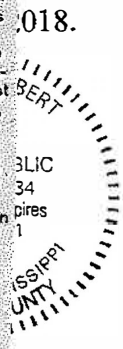
5. That the Board of Supervisors proposes to levy a special tax in the amount of six (6) mills as authorized by Section 19-5-159 of the Mississippi Code of 1972, as amended, and the Board of Supervisors proposes to assess said millage to taxable property within the district.

After a discussion of the subject, Supervisor Bishop called for the adoption of the above and foregoing resolution, Supervisor Baxter seconded the motion to adopt the above and foregoing resolution and the question being put to a roll call vote, the vote was as follows:

Supervisor Tre Baxter Aye
 Supervisor Sheila Jones Aye
 Supervisor Gerald Steen Aye
 Supervisor David Bishop Aye
 Supervisor Paul Griffin Absent

The motion carried unanimously and said Resolution was and is hereby adopted.

SO ORDERED this the 4th day of June, 2018.
 s/Sheila Jones
 President, Madison County Board of Supervisors
 Published June 14, 2018 and 28, 2018.



LEGAL DESCRIPTION OF PROPOSED BOUNDARY FOR KEARNEY PARK FIRE PROTECTION DISTRICT

Commencing in Township 9N, Range 1W with the Northwest corner of Section 30, proceed East to the Northwest corner of Section 28 in Township 9N, Range 1W, then North to the Northwest corner of Section 21 in Township 9N, Range 1W, then East to the Northwest corner of Section 22 in Township 9N, Range 1W, then North to the Northwest corner of Section 15, then East to the Northeast corner of Section 14, then South, crossing into Township 8N, Range 1W to the Southeast corner of Section 2, then West to the intersection of the south boundary of Section 5 of Township 8N, Range 1W and the east boundary of the Illinois Central Gulf Railroad then continue along the east boundary of the Illinois Central Gulf Railroad northwesterly to the intersection of the north boundary of Middle Road and the east boundary of the Illinois Central Gulf Railroad then continue Southwesterly along the north boundary of Middle Road to the intersection of the north boundary of Middle Road and the west boundary of U.S. Hwy 49 then Northwesterly along the west boundary of U.S. Hwy 49, into Township 9N, Range 1W, to the intersection of the west boundary of U.S. Hwy 49 and west boundary of Section 31 Township 9N, Range 1W then North to the point of beginning at the Northwest corner of Section 30 in Township 9N, Range 1W.

EXHIBIT "B"