

SPECIAL SESSION
QUARTERLY COUNTY COURT
MAY 17, 1976

The Quarterly County Court of Haywood County, Tennessee, met in special session on Monday, May 17, 1976, at 9:30 A.M. pursuant to the following call:

TO MEMBERS OF THE HAYWOOD COUNTY QUARTERLY COURT:

You are hereby notified that a special called session of the Quarterly County Court of Haywood County, Tennessee, is called to meet at 9:30 A.M. on May 17, 1976, at the regular meeting place of said Court in the Courthouse in Brownsville, Tennessee, for the purpose of considering an amendment to the \$488,000.00 Industrial Park Bond Resolution and any other business that might be properly brought before the Court.

Dixon Hood, County Judge, presiding, Ann D. Medford, County Court Clerk, James Sullivan, Sheriff, Lyle Reid, County Attorney and the following Justices of the Peace: David Hooper, C. Thomas Hooper, III., Allen King, H. D. Miller, Roy B. Bond, Joe S. Moore, Ned Rooks, J. D. Clinton, A. D. Powell, Richard English, W.H. Williams, James T. Carlton, J. O. Stephenson, Hubert Barcroft, Roland Reid, R. W. Leath, J. T. Newson, C. H. Stuart, and Lofton K. Stuart. Absent: Dan Nixon.

A Quorum being present, Court was opened in due form of law by James Sullivan Sheriff, and prayer was offered by Squire J. T. Newson.

Motion by Allen King and seconded by Roy Bond that the following Resolution be adopted.

A RESOLUTION AUTHORIZING THE ISSUANCE OF A FOUR HUNDRED EIGHTY-EIGHT THOUSAND (\$488,000) Dollar INDUSTRIAL PARK BOND OF HAYWOOD COUNTY, TENNESSEE; AND MAKING PROVISION FOR THE ISSUANCE AND SALE OF SAID BOND, THE COLLECTION AND DISPOSITION OF REVENUES FROM THE INDUSTRIAL PARK AND THE LEVY OF TAX UNDER CERTAIN CONDITIONS FOR THE PAYMENT OF SUCH BOND.

WHEREAS, the Quarterly County Court of Haywood County, Tennessee did on December 15, 1975, adopt an Initial Resolution authorizing the issuance of \$488,000 in bonds to finance the acquisition and development of an industrial park facility, which is to be developed as a joint project with the City of Brownsville, Tennessee; and

WHEREAS, no protest was received by the County Court Clerk following publication of the said Initial Resolution as required by law; and

WHEREAS, there has been obtained by the City and County a Certificate of Public Purpose and Necessity from the Building Finance Committee of the State Industrial

WHEREAS, the City and County will comply with the requirements and conditions of such Certificate of Public Purpose and Necessity; and

WHEREAS, it is necessary and advisable to authorize the issuance of a bond of the County payable from a portion of the revenues derived from the sale of industrial park property and from taxes, if necessary, for the purposes hereinabove stated and to authorize the sale and award thereof; and

WHEREAS, the Quarterly County Court did, on April 19, 1976, adopt a resolution confirming the sale of \$488,000 Industrial Park Bonds of Haywood County, Tennessee to the United States of America, acting through Farmers Home Administration, at par at a 5% interest rate pursuant to a Loan Agreement with said Agency; and

WHEREAS, the Quarterly County Court did, on April 19, 1976, adopt a resolution authorizing the issuance of a \$488,000 Industrial Park Bond of Haywood County, Tennessee and making provision for the issuance and sale of said bond, the disposition of revenues from the facility and the levy of tax under certain conditions, which resolution should be amended to comply with the provisions of the Certificate of Public Purpose and Necessity with respect to the application of revenues from the sale of property within the industrial park and in certain other respects; and

WHEREAS, the Farmers Home Administration has been advised of these amendments and has agreed to accept the \$488,000 Industrial Park Bond of the County as amended; and

WHEREAS, in order that the amendments be contained in a single resolution, the Quarterly County Court desires to repeal and revoke the prior resolution in its entirety and adopt a new resolution.

NOW, THEREFORE, BE IT RESOLVED by the Quarterly County Court of Haywood County, Tennessee that the resolution adopted April 19, 1976, authorizing the issuance of a \$488,000 Industrial Park Bond, be and hereby is resolved and repealed; and

BE IT FURTHER RESOLVED by the Quarterly County Court as follows:

Section 1. Authority. The Bond issued by this resolution is issued pursuant to Sections 5-1101 to 5-1125, inclusive, and Sections 13-1301, et seq., of Tennessee Code Annotated and other applicable provisions of law.

Section 2. Definitions. The following terms shall have the following meanings in this resolution unless the text expressly or by necessary implication requires otherwise:

- (a) "the County" shall mean Haywood County, Tennessee;
- (b) "the municipality" shall mean the "City of Brownsville, Tennessee;
- (c) "the bond" or "the bonds" shall mean the \$488,000 Industrial Park Bond of the County, authorized to be issued by this resolution, or the serial bonds of which the installment bond may be exchanged pursuant to Section 3 hereof;
- (d) "the original purchaser" shall mean the purchaser of the bond as specified in Section 9 hereof;
- (e) "the Government" shall mean Farmers Home Administration, United States Department of Agriculture;
- (f) "the industrial park" or "the project" shall mean the essential public works or facilities consisting of the complete industrial park facility to be acquired and developed from the proceeds of the sale of the bond in accordance with plans and specifications developed and presented by the Municipality and the County in obtaining their Certificate of Public Purpose and Necessity, all as specifically set forth in the Application for such Certificate, which Application is herein referred to as the "Tennessee Building Finance Committee Application."

Section 3. Authorization and Terms of the Bond. For the purpose of procuring funds to pay part of the cost of acquiring and developing the project in accordance with the Tennessee Building Finance Committee Application, including the payment of legal, fiscal and engineering costs incident thereto, and interest during development thereof and for six months thereafter, there is hereby authorized to be issued a general obligation bond of the County in the principal amount of not to exceed

\$488,000. The bond shall be known as "Industrial Park Bond" and shall be dated as of the date of delivery thereof unless interim certificates are issued as hereinafter authorized in which event the bond shall be dated the date of delivery of the first interim certificate. The bond shall be payable in installments on January 1 of each year as follows:

<u>Years</u> <u>(Inclusive)</u>	<u>Amount</u>
1979 through 1989	\$ 5,000
1990 through 1999	10,000
2000 through 2006	15,000
2007 through 2011	20,000
2012 through 2015	25,000
2016	28,000

The bond shall bear interest at the rate of five (5%) percent per annum, payable semi-annually on January 1 and July 1 of each year, with the first interest payment due on January 1 or July 1 next following delivery of the bond. All payments in respect of such bond, principal and interest, shall be made directly to the registered owner at his address shown on the Bond Registration Book of the County, without, except for final payment, the presentation and surrender of such registered bond, and all such payments shall discharge the obligation of the County in respect of such bond.

The County shall have the right, at its option, to prepay the bond or any installment thereof, in whole or in part, at any time, without penalty. Any partial prepayment shall be applied on installments in inverse order of maturity. Notice of prepayment shall be given to the registered holder(s) of the bond not less than thirty (30) days prior to the date of prepayment.

The bond shall be signed by the County Judge of the County, shall be attested by the County Court Clerk, and shall have impressed thereon the corporate seal of the County.

At the request of the holder of the installment bond (if the bond is so issued), the County shall cause to be prepared, executed and delivered to the holder, in exchange for such installment bond, serial bonds in an aggregate principal amount equal to the principal amount of such installment bond then unpaid, having maturities corresponding to the maturities of the installments of principal of such installment bond then unpaid, and bearing interest at the same rate or rates as provided in such installment bond. Upon any such exchange, such installment bond shall be cancelled. The reasonable expenses in connection with such exchange shall be paid by the holder of the installment bond.

Section 4. Source of Payment. The bond shall be payable first from the County's share of the net revenues derived from the sale of the property within the project; the County being entitled to forty-two (42%) percent of such revenues pursuant to its agreement with the Municipality, and in the event of a deficiency of the County's portion of such revenues, the bond shall be payable from ad valorem taxes to be levied on all taxable property within the corporate limits of the County without limitation as to time, rate or amount, to the extent such taxes are necessary.

Section 5. Form of Bond. The bond, the registration provisions and form of assignment to appear on the reverse side thereof, and the payment record and schedule of principal installments on which payments have been made prior to maturity shall be in substantially the following form, the omissions to be appropriately completed when the bond is printed:

(Form of Fully Registered Bond)

UNITED STATES OF AMERICA

STATE OF TENNESSEE

COUNTY OF HAYWOOD

INDUSTRIAL PARK BOND

R-1

\$488,000

KNOW ALL MEN BY THESE PRESENTS: That Haywood County, a municipal corporation lawfully organized and existing in Haywood County, Tennessee, for value received hereby promises to pay to the registered owner hereof, or its registered assigns, in the manner hereinafter provided, the sum of Four Hundred Eighty-Eight Thousand Dollars (\$488,000) on the first day of January in years and amounts as follows:

<u>Year</u>	<u>Principal Amount</u>	<u>Year</u>	<u>Principal Amount</u>
1979	\$ 5,000	1998	\$ 10,000
1980	5,000	1999	10,000
1981	5,000	2000	15,000
1982	5,000	2001	15,000
1983	5,000	2002	15,000
1984	5,000	2003	15,000
1985	5,000	2004	15,000
1986	5,000	2005	15,000
1987	5,000	2006	15,000
1988	5,000	2007	20,000
1989	5,000	2008	20,000
1990	10,000	2009	20,000
1991	10,000	2010	20,000
1992	10,000	2011	20,000
1993	10,000	2012	25,000
1994	10,000	2013	25,000
1995	10,000	2014	25,000
1996	10,000	2015	25,000
1997	10,000	2016	28,000

and to pay interest on the unpaid balance hereof at the rate of Five Per Cent (5%) per annum from the date hereof until the principal amount hereof shall have been fully paid, said interest being payable on the first day of January or July next following

the date hereof, and semi-annually thereafter on the first day of January and July in each year. Both principal hereof and interest hereon are payable in lawful money of the United States of America by check or draft mailed to the registered owner at the address shown on the bond registration book, and such payments shall discharge the obligation of the issuer hereof to the extent of the payments so made. Upon final payment this bond shall be submitted to the Registrar for cancellation.

Prepayments of scheduled installments, or any portion thereof, may be made at any time at the option of the County. Any such prepayment shall, after payment of interest, be applied to the installments last to become due under this Bond and shall not affect the obligation of the County to pay the remaining installments as scheduled herein. Notice of prepayment shall be given to the registered holder hereof not less than thirty (30) days prior to the date of prepayment.

This bond is transferable by the registered holder hereof, or by his attorney duly authorized in writing, on the registration books of the County at the office of the Clerk of the County, as Bond Registrar, upon presentation hereof at such office for verification of the endorsements made on the Payment Record attached hereto of the principal hereof and interest hereon paid or prepaid, and the notation of such registration by the Bond Registrar. All assignees shall take this bond subject to such condition. The County may treat the registered owner as the absolute owner hereof for all purposes, and shall not be affected by any notice to the contrary whether or not any payments due on this bond shall be overdue.

This bond is issued by Haywood County, Tennessee for the purpose of paying part of the cost of acquiring and developing essential public works or facilities consisting of an industrial park developed as a joint project with the City of Brownsville, Tennessee, pursuant to plans and specifications prepared and developed by Allen & Hoshall, Inc., Memphis, Tennessee, dated March, 1976, under and in full compliance with the constitution and statutes of the State of Tennessee, including Sections 5-1101 to 5-1125, inclusive, and Sections 13-1301, et seq., of Tennessee Code Annotated, and pursuant to a resolution duly adopted by the Quarterly County Court of Haywood County, Tennessee on the _____ day of _____, 1976.

This bond is payable from the County's share of the net revenues derived from the sale of property within the project, the County being entitled to forty-two (42%) percent of such revenues pursuant to its agreement with the Municipality. In the event of a deficiency of the County's portion of such revenues, this bond is payable from unlimited ad valorem taxes to be levied on all taxable property within the County. For the prompt payment of such principal and interest, the full faith, credit, and resources of said County are irrevocably pledged. For a more complete statement of the revenues from which and conditions under which this bond is payable and the general covenants and conditions under which this bond is issued, reference is made to said resolution.

This bond is exchangeable for serial coupon bonds at the expense of the holder as more fully provided in the resolution authorizing this bond.

This bond and the income therefrom are exempt from all state, county and municipal taxation in the State of Tennessee, except inheritance, transfer and estate taxes.

It is hereby certified, recited and declared that all acts, conditions and things required to exist, happen and be performed precedent to and in the issuance of this bond exist, have happened, and have been performed in due time, form and manner as required by law, and that the amount of this bond does not exceed any limitation prescribed by the constitution and statutes of the State of Tennessee.

IN WITNESS WHEREOF, Haywood County, Tennessee has caused this bond to be signed by its County Judge and attested by its County Court Clerk under the corporate seal of the County, all as of this _____ day of _____, 1976.

County Judge

(SEAL)

ATTEST:

County Court Clerk

(Form of Assignment)

FOR VALUE RECEIVED, the undersigned sells, assigns, and transfers unto _____ the within bond of Haywood County, Tennessee, and does hereby irrevocably appoint _____ attorney to transfer the said bond on the books of the County

Court Clerk of Haywood County, Tennessee, as Bond Registrar,
with full power of substitution in the premises.

Dated: _____

WITNESS: _____

(Form of Registration Provisions)

(No writing in this blank except by the Registrar)

Date of Registration	:	In Whose Name Registered	:	Signature of Registrar
_____	:	_____	:	_____
_____	:	_____	:	_____
_____	:	_____	:	_____
_____	:	_____	:	_____

(Form of Payment Record)

PAYMENT RECORD

<u>Due Date</u>	<u>Principal Payment</u>	<u>Principal Balance Due</u>	<u>Interest Payment (%)</u>	<u>Date Paid</u>	<u>Signature of Agent</u>
_____	_____	_____	_____	_____	_____
_____	_____	_____	_____	_____	_____
_____	_____	_____	_____	_____	_____

SCHEDULE "A"

Principal installments on which payments have been made prior to maturity.

<u>Principal Due</u>	<u>Date</u>	<u>Signature of</u>			
<u>Date</u>	<u>Amount</u>	<u>Payment</u>	<u>Balance</u>	<u>Paid</u>	<u>Paying Agent</u>
_____	_____	_____	_____	_____	_____

Section 6. Application of Revenues. Pursuant to agreement with the City of Brownsville, Tennessee, the net revenues derived from the sale of property in the industrial park are to be divided in such a manner as forty-two (42%) percent of such revenues irrevocably pledged to the payment of principal and interest on the bond of the County and fifty-eight (58%) percent of such revenues is irrevocably pledged to the payment of the General Obligation Public Works Bond, Series 1976 of the Municipality. The total net revenues shall be placed in a special fund to pay principal and interest on the bond and the General Obligation Public Works Bond, Series 1976 as the same become due. The account shall be known as the "Industrial Park Bond and Interest Sinking Fund," herein sometimes referred to as the "Sinking Fund". The County's share of money in the Sinking Fund shall be used solely and is hereby expressly and exclusively pledged to the extent herein provided for the purpose of paying principal of and interest and redemption premiums on the bond. To the extent of their respective shares therein, the Sinking Fund shall be subject to the supervision and direction of the Haywood County Trustee and the chief fiscal officer of the Municipality for payment of the respective bond issues as herein provided and withdrawals therefrom shall be subject to their direction.

Section 7. Levy of Tax. Haywood County, Tennessee shall, through its Quarterly County Court, annually levy and collect a tax upon all the property within the County, in addition to all other taxes authorized by law, sufficient to pay principal of and interest on the bond. For that purpose there is hereby levied a direct annual tax in such amount as may be found necessary each year to pay said principal and interest. Principal and interest falling due at any time when there are insufficient funds from this tax levy on hand shall be paid from the current funds of the County and reimbursement therefor shall be made out of the taxes hereby

provided to be levied when the same shall have been collected. The levy of taxes pursuant to this section may be reduced to the extent of monies available in the Sinking Fund for the payment of principal of and interest on the bond in accordance with Section 6 hereof.

Section 8. Remedies of Bondholders. Any holder of the bond may either at law or in equity, by suit, action, mandamus or other proceedings, in any court of competent jurisdiction enforce and compel performance of all duties imposed upon the County by the provisions of this resolution, including the segregation of the income and revenues from the industrial park and proper application thereof, and the levy and collection of ad valorem taxes, without limitation as to rate or amount, to meet the obligations of the County under this resolution.

Section 9. Sale of Bond. The bond shall be sold to the Government at a price of par and accrued interest.

Pending delivery of the bond, interim certificates of indebtedness ("interim certificates") or bond anticipation notes ("bond anticipation notes") may be issued for the purpose of providing funds in anticipation of the issuance of the bond. Interim certificates may be issued to the original purchaser to evidence receipt of partial advances of the purchase price of the bond, and bond anticipation notes may be issued to evidence funds obtained on an interim basis from sources other than the original purchaser. The interim certificates and bond anticipation notes shall be payable from the same funds and secured in the same manner as the bond, shall be payable within two (2) years from their date of issuance, shall be executed by the officials authorized to execute the bond, and shall be in such form as said officials shall approve, their execution thereof being conclusive evidence

of their approval. The interim certificates shall bear interest from their date at the bond rate, and the bond anticipation notes shall bear interest at such rate or rates as may be negotiated with the purchaser thereof, not to exceed 8% per annum.

The combined principal amount of interim certificates and bond anticipation notes authorized hereby shall be an amount equal to the principal amount of the bond authorized by this resolution.

The bond purchase price paid by the Government shall be reduced by the principal amount of interim certificates held by it, including accrued interest thereon, and such interim certificates shall be delivered by the Government to the County at the time of delivery of the bond.

The proceeds of the sale of interim certificates or bond anticipation notes shall be deposited in the Construction Fund hereinafter created.

Section 10. Disposition of Bond Proceeds. The general receivables of the County shall be used to pay interest on the bond during the period of completion of the project and for six months thereafter, including interest on interim certificates and bond anticipation notes issued pursuant to Section 9 hereof.

Any amounts necessary to pay outstanding bond anticipation notes, including interest accrued thereon for which money is not available pursuant to the preceding paragraph, shall be used for such purpose.

The balance of the proceeds of the sale of the bonds and any grant funds received by the County shall be deposited with a bank or trust company which is a member of the Federal Deposit Insurance Corporation, in a special fund known as the "Industrial

Park Construction Fund" and shall be disbursed solely for the payment of the costs of acquiring and developing an industrial park, including costs of construction, cost of necessary engineering services, legal, administrative and clerical costs, cost of land acquisition, interest during construction, and other necessary miscellaneous expenses, as provided in the Tennessee Building Finance Committee Application and in accordance with the agreement between the Municipality and the County. Money in the Construction Fund shall be secured in the manner prescribed by applicable statutes relative to the securing of public or trust funds, if any, or by a pledge of readily marketable securities having at all times a market value of not less than the amount in said Construction Fund. Money in the Construction Fund shall be expended only for the purposes authorized by this resolution. Any proceeds from the sale of the bond remaining in the Construction Fund after the project shall have been completed in accordance with the Tennessee Building Finance Committee Application of the Municipality and of the County shall be used at the earliest practicable date for the prepayment of the bond as herein provided. Any excess Farmers Home Administration grant funds shall be returned to the FHA Finance Office. The amount of any excess bond sale proceeds and grant funds shall be in direct proportion to the amounts obtained from each source.

Section 11. Covenant of the County. The County covenants with the holder or holders from time to time of the bond as follows:

(a) The industrial park financed with the bond proceeds will not be made available for use by any private person or industry except by sale thereof at not less than fair market value.

(b) To the extent possible the County will not sell any portion of the industrial park at a price less than an amount equal to that portion of the total cost of the industrial park which bears the same ratio to such total cost as the acreage purchased bears to the total acreage developed on the industrial park.

(c) The net proceeds of any sale of a portion of the industrial park shall be deposited with the Sinking Fund for use in accordance with Section 6 hereof.

(d) No land in the industrial park will be sold or disposed of except upon the condition that such land immediately thereafter be subject to ad valorem taxation, or unless the user thereof is obligated to make payments in lieu of taxes equal to the taxes which would be payable if the property were not exempt.

(e) All requirements and conditions of the Certificate of Public Purpose and Necessity issued by the Tennessee Building Finance Committee have been satisfied.

(f) Any transfer of ownership or management of the industrial park shall be subject to the terms and conditions of this resolution and the County will cause any subsequent owner or manager to comply with the requirements and provisions of this resolution.

(g) The principal proceeds of the sale of the bonds shall be devoted to and used with due diligence for the development of the industrial park for which the bonds are hereby authorized to be issued. The Quarterly County Court represents and certifies that:

(1) The County has heretofore incurred and will incur within four months further after the delivery of the bonds, substantial obligation with respect to said facilities, such binding agreement consisting of a binding obligation to third parties for such items as architectural or engineering fees, land acquisition,

costs of water lines, rights of way, and other costs of site development, and all the principal proceeds of the bonds are needed for the purposes stated in the form of the bond heretofore set out, including expenses incidental to such purposes and the issuance of the bonds; and

- (2) that to the best of the knowledge and belief of the Quarterly County Court there are no facts, estimates or circumstances which would materially change the conclusions and representations set out in this Section; and
- (3) that so long as the bond shall remain outstanding, monies on deposit in any fund or account in connection with the bond, whether such monies are derived from the sale of bonds, from a grant, or from other sources, will not be used in a manner which will cause the bond to be "arbitrage bonds" within the meaning of Section 103(d) of the Internal Revenue Code of 1954, as amended, including any lawful regulations promulgated or proposed thereunder, and to this end the said proceeds of the bond and other related funds for the purposes herein set out, shall be used and spent expeditiously for the said purposes.

Section 12. Resolution a Contract. The provisions of this resolution shall constitute a contract between the County and the holder of the bond, and after the issuance of the bond, no change, variation or alteration of any kind in the provisions of this resolution shall be made in any manner, except as provided in the following section, until such time as the bond and interest due thereon shall have been paid in full. *

Section 13. Modification of Resolution. The holders of three-fourths in principal amount of the bond at any time outstanding (not including in any case any bonds which may then be held or owned by or for the account of the County but including such refunding bonds as may have been issued for the purpose of refunding any of such bonds if such refunding bonds shall not then be owned by the County) shall have the right from time to time to consent to and approve the adoption of the governing body of the County of a resolution or resolutions modifying any of the terms or provisions contained in this resolution; provided, however, that this resolution may not be so modified or amended in such manner as to:

- (a) Make any change in the maturity of the bond;
- (b) Make any change in the rate of interest borne by the bond;
- (c) Reduce the amount of the principal payable on the bond;
- (d) Modify the terms of payment of principal or of interest on the bond or impose any conditions with respect to such payment;
- (e) Affect the rights of the holder of the bond;
- (f) Reduce the percentage of the principal amount of bonds the consent of the holders of which is required to effect a further modification.

Whenever the County shall propose to amend or modify this resolution under the provisions of this section, it shall cause notice of the proposed amendment to be filed with the original purchasers and the registered holders of the bond and to be published one time in a financial newspaper or journal published

in the City of New York, New York. Such notice shall briefly set forth the nature of the proposed amendment and shall state that a copy of the proposed amendatory resolution is on file in the office of the Registrar for public inspection.

Whenever at any time within one year from the date of the publication of said notice there shall be filed with the Registrar an instrument or instruments executed by the holders of at least three-fourths in aggregate principal amount of the bonds then outstanding as in this section defined, which instrument or instruments shall refer to the proposed amendatory resolution described in said notice and shall specifically consent to and approve the adoption thereof, thereupon, but not otherwise, the County may adopt such amendatory resolution and such resolution shall become effective.

If the holders of at least three-fourths in aggregate principal amount of the bonds outstanding as in this section defined, at the time of the adoption of such amendatory resolution, or the predecessors in title of such holders, shall have consented to and approved the adoption thereof as herein provided, no holder of any bond whether or not such holder shall have consented to or shall have revoked any consent as in this section provided, shall have any right or interest to object to the adoption of such amendatory resolution or to object to any of the terms or provisions therein contained or to the operation thereof or to enjoin or restrain the County from taking any action pursuant to the provisions thereof.

Any consent given by the holder of a bond pursuant to the provisions of this section shall be irrevocable for a period

of six months from the date of the publication of the notice above provided for and shall be conclusive and binding upon all future holders of the same bond during such period. Such consent may be revoked at any time after six months from the date of publication of such notice by the holder who gave such consent or by a successor in title by filing notice of such revocation with the Registrar, but such revocation shall not be effective if the holder of three-fourths in aggregate principal amount of the bonds outstanding as in this section defined shall have, prior to the attempted revocation, consented to and approved the amendatory resolution referred to in such revocation.

The fact and date of the execution of any instrument under the provisions of this section may be proved by the certificate of any officer in any jurisdiction who by the laws thereof is authorized to take acknowledgements of deeds within such jurisdiction, that the person signing such instrument acknowledged before him the execution thereof, or may be proved by an affidavit of a witness to such execution sworn to before such officer.

The amount and numbers of the bonds held by any person executing such instrument and the date of his holding the same may be proved by an affidavit by such person or by a certificate executed by any responsible bank or trust company showing that on the date therein mentioned such person had on deposit with such bank or trust company the bonds described in such certificate.

Section 14. Separability. If any section, paragraph or provision of this resolution shall be held to be invalid

or unenforceable for any reason, the invalidity or unenforceability of such action of such section, paragraph or provision shall not affect any of the remaining provisions of this resolution.

Section 15. Repeal of Conflicting Resolutions and Effective Date.

All other resolutions and orders, or parts thereof, in conflict with the provisions of this resolution, are, to the extent of such conflict, hereby repealed and this resolution shall be in immediate effect from and after its adoption.

The question being called, all members voted aye. Whereupon, the Judge declared the motion carried and the Resolution adopted.

Motion by Roy Bond and seconded by Joe Moore that the Court authorize the transfer of \$350.00 in order to have funds to pay the magistrates. Motion passed.

The next order of business was the call of the Districts.

Districts 1 - 3: Nothing

District 4: Motion by Allen King and seconded by Roy Bond that Betty Kirby be appointed a Notary Public. Motion Passed.

Districts 5 - 10: Nothing.

Motion by J. D. Clinton and seconded by Allen King that Court adjourn subject to call.

DIXON HOOD
County Judge