RESOLUTION 83-5

WHEREAS, THE ST. JOSEPH AND GRAND ISLAND RAILWAY COMPANY and UNION PACIFIC RAILROAD COMPANY have tendered to the CITY OF WATHENA, a proposed agreement covering right to use for public roadway purposes Railroad right-of-way at Mile Post 5.71 at Wathena, Kansas; such agreement being identified in the records of the Railroad Company as its C.D. No. 38413-2; and

WHEREAS, the Council of the City of Wathena has said proposed agreement before it and has given it careful review and consideration; and

WHEREAS, it is considered that the best interests of said City of Wathena, Kansas, will be subserved by the acceptance of said agreement;

THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF WATHENA

That the terms of the agreement submitted by The St. Joseph and Grand Island Railway Company and Union Pacific Railroad Company as aforesaid be, and the same are hereby, accepted on behalf of said City;

That the Mayor of said City is hereby authorized, empowered and directed to execute said agreement on behalf of said City, and that the City Clerk of said City is hereby authorized and directed to attest said agreement and to attach to each duplicate original of said agreement a certified copy of this resolution.

STATE OF KANSAS)
) ss.
COUNTY OF DONIPHAN)

I, Phyllis J. McCrory, City Clerk of the City of Wathena, Kansas, hereby certify that the above and foregoing is a true, full and correct copy of a resolution adopted by the Council of the City of Wathena, Kansas, at a meeting held according to law at Wathena, Kansas, on the 4th day of October, 1983, as the same appears on file and of record in this office.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed the corporate seal of said City, this 4th day of October, 1983.

(Seal)

Phyllis J. McCrory
City Clerk of the City of
Wathena, Kansas

City
StJ&GI-
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