RESOLUTION NO. 1030

A RESOLUTION AUTHORIZING THE SALE OF MUNICIPALLY-OWNED REAL PROPERTY.

WHEREAS, the City of Polson was the owner of record of the following described real property:

> A portion of Lot 1, Block 14, in the Townsite of Polson, more particularly described as follows: Beginning at the NE corner of said Lot 1; thence West 50 feet; thence South 25 feet; thence East 50 feet; thence North 25 feet to the place of beginning, as shown on the map or plat thereof on file and of record in the office of the Clerk and Recorder of Lake County.

WHEREAS, Section 7-8-4201 of the Montana Codes, previously known as Section 5039, R.C.M., requires and did require that the sale of municipally owned real property proceed only upon ordinance or resolution to that effect, upon the approval of two-thirds vote of all members of the City council; and,

WHEREAS, the City did authorize the sale of the above-described real property to the Flathead Irrigation District prior to December, 1970, but that at present no record may be found of the authorizing resolution or ordinance; and,

WHEREAS, in order to clear the cloud upon the title of the above-described real property it is necessary to acknowledge and re-authorize the sale of municipal real property to the Flathead Irrigation District.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF POLSON, MONTANA, LAKE COUNTY:

SECTION 1. That the sale of the above-described real property to the Flathead Irrigation District is hereby authorized.

SECTION 2. All Resolutions or parts of resolutions in conflict herewith are hereby amended to the extent of any such conflict.

PASSED AND APPROVED this _____ day of _____, 2012.

_____
Pat DeVries, Mayor

ATTEST:

_____
Cindy Dooley, City Clerk

STATE OF MONTANA)
:ss.
County of Lake)

On this ____ day of _____, 2012, before me, the undersigned, a Notary Public for the State of Montana, personally appeared **Pat DeVries** and **Cindy Dooley,** personally known to me to be the Mayor and the City Clerk of the City of Polson, Montana, the Municipal Corporation that executed the within instrument, and acknowledged to me that such corporation executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my Notarial Seal the day and year in this certificate first above written.

_____
Notary Public for the State of Montana
Residing at _____ Montana

My Commission expires: