# Resolution No. 19-98

## NOTICE OF SPECIAL MEETING

TO THE MEMBERS OF THE TOWN COUNCIL OF EAGLE MOUNTAIN, UTAH COUNTY, UTAH:

NOTICE IS HEREBY GIVEN that a special meeting of the Town Council of Eagle Mountain, Utah County, Utah, will be held at the Town's regular meeting place at 7:00 p.m. on Thursday, the 1st day of October, 1998, for the purpose of adopting a resolution declaring the intention of the Town Council to create Special Improvement District No. 98-2 (Cedar Pass), and for the transaction of such other business incidental to the foregoing as may come before said meeting.

Town Clerk

# ACKNOWLEDGMENT OF NOTICE AND CONSENT TO SPECIAL MEETING

We, the Mayor and members of the Town Council of Eagle Mountain, Utah County, Utah, do hereby acknowledge receipt of the foregoing Notice of Special Meeting, and we hereby waive any and all irregularities, if any, in such notice and in the manner of service thereof upon us and consent and agree to the holding of such special meeting at the time and place specified in said notice, and to the transaction of any and all business which may come before said meeting.

Mayor PROTEIN

Councilmember

Councilmember

Councilmember

Councilmember

Eagle Mountain, Utah

October 1, 1998

A special meeting of the Town Council of Eagle Mountain, Utah County, Utah was held on Thursday, the 1st day of October, 1998, at the hour of 7:00 p.m., at 4114 N 1680 E in Eagle Mountain, Utah, at which meeting there were present and answering roll call the following members who constituted a quorum:

Diane Bradshaw
Rob Bateman
Diane Bradshaw
Dan Valentine
Cyril Watt

Mayor Pro Tem Councilmember Councilmember Councilmember Councilmember

Also present:

Janet Valentine

Town Clerk

Absent:

After the meeting had been duly called to order and other matters not pertinent to this resolution had been discussed, the Town Clerk presented to the Town Council a Certificate of Compliance with Open Meeting Law with respect to this October 1, 1998 meeting, a copy of which is attached hereto as <a href="Exhibit "A"</a>.

Councilmember <u>Rob Bateman</u> introduced the following resolution in writing, which was read in its entirety, and moved its adoption:

## RESOLUTION NO. 19-98

A RESOLUTION DECLARING THE INTENTION OF THE TOWN COUNCIL OF EAGLE MOUNTAIN. UTAH COUNTY. STATE OF UTAH, TO ACQUIRE AND INSTALL NATURAL GAS UTILITY IMPROVEMENTS AND ALL OTHER MISCELLANEOUS WORK NECESSARY TO COMPLETE THE IMPROVEMENTS IN A PROPER WORKMANLIKE MANNER; TO CREATE EAGLE MOUNTAIN, UTAH SPECIAL IMPROVEMENT DISTRICT NO. 98-2 (CEDAR PASS); TO DEFRAY THE COST AND EXPENSES OF SAID IMPROVEMENT DISTRICT BY SPECIAL ASSESSMENTS TO BE LEVIED AGAINST THE PROPERTY BENEFITTED BY SUCH IMPROVEMENTS: TO PROVIDE NOTICE OF INTENTION TO AUTHORIZE SUCH IMPROVEMENTS AND TO FIX A TIME AND PLACE FOR PROTESTS AGAINST SUCH IMPROVEMENTS OR THE CREATION OF SAID DISTRICT; TO DECLARE ITS OFFICIAL INTENT TO REIMBURSE ITSELF FOR EXPENDITURES PAID BY IT PRIOR TO THE SALE OF BONDS; AND RELATED MATTERS.

BE IT RESOLVED by the Town Council of Eagle Mountain, Utah County, Utah:

- Section 1. The Town Council of the Town hereby determines that it will be in the best interest of the Town to acquire and install natural gas utility improvements (collectively, the "Improvements"), and to complete the whole in a proper and workmanlike manner according to plans, profiles and specifications on file in the Office of the Engineer. In order to finance the costs of the Improvements, the Town proposes to create and establish a special improvement district. A description of the proposed special improvement district is more particularly described in the Notice of Intention to construct the proposed improvements hereinafter set forth.
- Section 2. The proposed district shall be known as "Eagle Mountain, Utah Special Improvement District No. 98-2 (Cedar Pass)" (the "District").
- Section 3. The cost and expenses of the proposed Improvements shall be paid by a special assessment to be levied against the property fronting or abutting upon or adjacent to the improvements or which may be affected or specially benefitted by any of such Improvements, such assessment to be paid in not more than fifteen (15) annual installments with interest on the unpaid balance until due and paid. An allowance shall be made for corner lots, where applicable.
- Section 4. Written protests against the proposed improvements or against the creation of the District must be presented and filed in the Office of the Town Clerk on or before the 9<sup>th</sup> day of November, 1998, at the hour of 5:00 p.m. Thereafter at 7:00 p.m. on Tuesday, the 10<sup>th</sup> day of November, 1998 at 4114 North 1680 East, Eagle Mountain,

Utah, any such protests shall be heard and considered by the Town Council. The Town Clerk is hereby directed to give notice of intention to make the proposed improvements and of the time within which protests against the proposed improvements or the creation of the District may be filed and the date when such protests will be heard and considered by publishing a notice of intention to create the District in the Lehi Free Press, a newspaper of general circulation in the Town, said notice to be published four times, once during each week for four consecutive weeks, the last publication to be not less than five (5) nor more than twenty (20) days prior to the time fixed in the notice as the last day for the filing of protests. In addition, the Town Clerk shall mail a copy of such notice by United States Mail, postage prepaid, to each owner of land to be assessed within the proposed District at the last known address of such owner, using for such purpose the names and addresses of said owners appearing on the last completed real property assessment rolls of Utah County, and, in addition, a copy of such notice shall be mailed, postage prepaid, addressed to "Owner" at the street number of each piece of improved property to be affected by the assessment, said notices to be so mailed not later than ten (10) days after the first publication of the Notice of Intention. If a street number has not been so assigned, then the post office box, rural route number, or any other mailing address of the improved property shall be used for the mailing of the Notice. Said Notice shall be in substantially the following form:

#### NOTICE OF INTENTION

PUBLIC NOTICE IS HEREBY GIVEN that on the 1st day of October, 1998, the Town Council of Eagle Mountain, Utah County, Utah (the "Town"), adopted a resolution declaring its intention to create a special improvement district to be known as Eagle Mountain, Utah Special Improvement District No. 98-2 (Cedar Pass) (the "District"). It is the intention of the Town council to make the improvements described herein within the District and to levy special assessments as provided in Title 17A, Chapter 3, Part 3, Utah Code Annotated 1953, as amended, on the real estate lying within the District for the benefit of which such assessments are to be expended in the making of such improvements.

#### DESCRIPTION OF DISTRICT

The boundaries of the proposed District shall coincide with the legal description set forth in Exhibit "A", all being located within the Town limits of Eagle Mountain, Utah.

## INTENDED IMPROVEMENTS

The improvements (the "Improvements") will consist of a natural gas distribution system to provide natural gas distribution to the 235 lots platted within the boundaries of the District. The distribution system will include approximately 22,000 feet of 4" polyethylene gas main, 42,000 feet of 2" polyethylene gas main, 20,000 feet of ¾" polyethylene gas main, and all associated valves and fittings required to render the system complete. Also to be included, are service laterals from the gas mains to the residences, and gas meters/regulators.

The proposed location of said Improvements is shown on the map attached hereto as Exhibit "B" and incorporated by reference.

## ESTIMATED COST OF IMPROVEMENTS

The total cost of Improvements in the District as estimated by the Engineer is \$477,000, of which the Town will pay \$0, leaving a remainder of \$477,000 which shall be paid by a special assessment to be levied against the property which may be affected or specifically benefitted by such Improvements. The Town Council has determined that the platted lots within the boundaries of the proposed District shall be benefitted by the proposed Improvements as indicated on the map attached hereto as Exhibit "B". The property owners' portion of the total estimated cost of the Improvements may be financed during the construction period by the use of interim warrants, in which case the interest on said warrants will be assessed to the property owners. In lieu of utilizing a guaranty

fund, the Town intends to create a special reserve fund to secure payment of the special assessment bonds (the "Bonds") the Town anticipates issuing to finance the proposed Improvements. The reserve fund will be initially funded with proceeds of the Bonds in an amount equal to approximately \$47,700. The Town anticipates applying moneys remaining in the reserve fund to the final payment on the Bonds which, in turn, would offset the final assessment payments to be made by the owners of property benefitted by such Improvements, all of which will be further described in the assessment ordinance to be adopted by the Town. In addition, the estimated costs of assessment include estimated overhead costs which the Town projects to incur in the creation and administration of the District. The estimated cost to be assessed against the properties within the District and the method of assessment shall be as follows:

<u>Improvements</u>	Area within <u>District</u>	Estimated Assessment	Method of Assessment
Natural Gas Improvements	Cedar Pass Ranch	\$2,580	Per lot
	Cedar Pass North	\$1,705	Per lot

#### LEVY OF ASSESSMENTS

It is the intention of the Town Council to levy assessments as provided by the laws of Utah on all parcels and lots of real property to be benefitted by the proposed Improvements within the District. The purpose of the assessment and levy is to pay tho se costs of the Improvements which the Town will not assume and pay. The method of assessment shall be based on a per lot basis, as set forth herein.

The assessments may be paid by property owners in not more than fifteen (15) annual installments with interest on the unpaid balance at a rate or rates fixed by the Town Council, or the whole or any part of the assessment may be paid without interest within fifteen (15) days after the ordinance levying the assessment becomes effective. The assessments shall be levied according to the benefits to be derived by each property within the District. Other payment provisions and enforcement remedies shall be in accordance with Title 17A, Chapter 3, Part 3, Utah Code Annotated 1953, as amended.

A map of the proposed District, copies of plans, profiles and specifications of the proposed Improvements and other related information are on file in the office of the Engineer who will make such information available to all interested persons.

#### TIME FOR FILING PROTESTS

Any person who is the owner of record of property to be assessed in the District described in this Notice of Intention shall have the right to file in writing a protest against

the creation of the District or to make any other objections relating thereto. Protests shall describe or otherwise identify the property owned of record by the person or persons making the protest and shall indicate the total acreage represented by said protest. Protests shall be filed with the Town Clerk of Eagle Mountain, Utah, on or before 5:00 p.m. on the 9th day of November, 1998. Thereafter at 7:00 p.m. on the 10th day of November, 1998, the Town Council will meet in public meeting at the offices of the Town Council at 4114 North 1680 East, Eagle Mountain, Utah to consider all protests so filed and hear all objections relating to the proposed District.

After such consideration and determination, the Town Council shall adopt a resolution either abandoning the District or creating the District either as described in this Notice of Intention or with deletions and changes made as authorized by law; but the Town Council shall abandon the District and not create the same if the necessary number of protests as provided herein have been filed on or before the time specified in this Notice of Intention for the filing of protests after eliminating from such filed protests: (i) protests relating to property or relating to a type of Improvement which has been deleted from the District and (ii) protests which have been withdrawn in writing prior to the conclusion of the hearing. The necessary number of protests shall mean protests representing one-half of the total lots to be assessed.

BY ORDER OF THE TOWN COUNCIL OF EAGLE MOUNTAIN, UTAH

/s/ Janet Valentine
Town Clerk

Published in the Lehi Free Press.

Publication Dates: October 7, 14, 21 and 28, 1998.

# EXHIBIT "A"

# BOUNDARY OF THE DISTRICT

The proposed District will include the following described property:

## Special Improvement District 98-2

## (Cedar Pass Ranch)

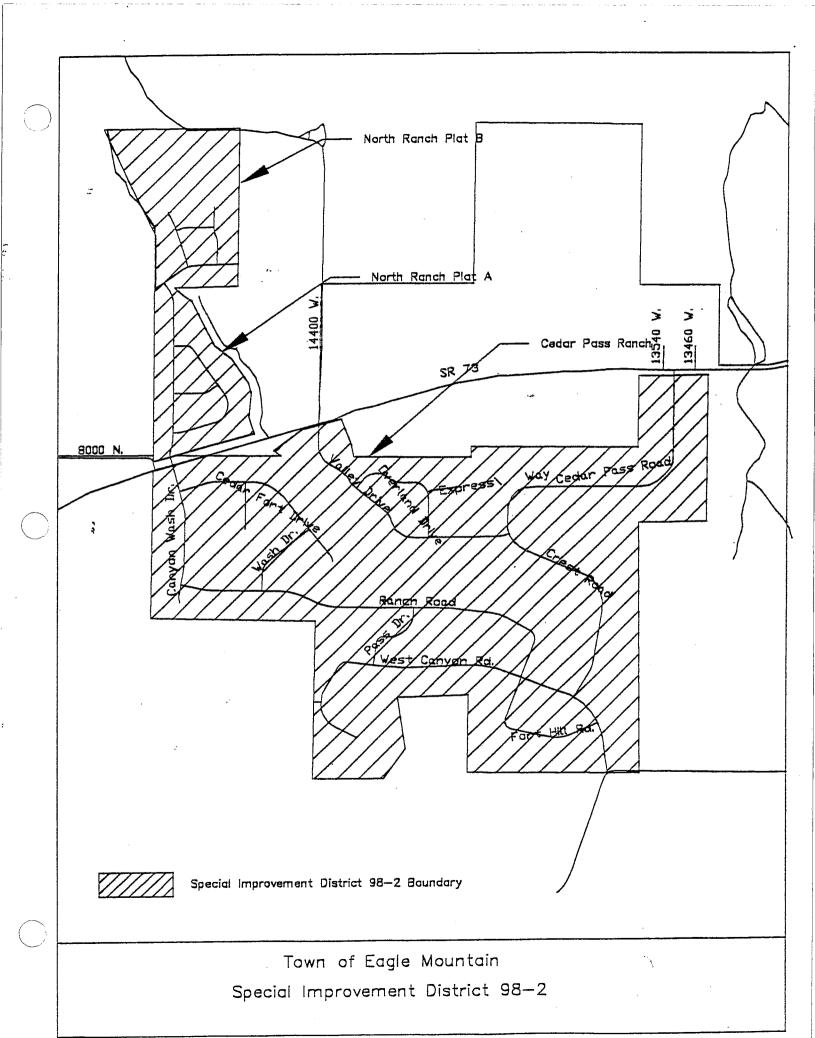
Beginning at the Southwest Comer of Section 19, Township 5 South, Range 1 West, Salt Lake Base and Meridian; thence North 00° 48' 00" East along the section line 2589.67 feet; thence \* North 88° 37' 09" West 2669.58 feet; thence North 00° 45' 19" East 2413.67 feet; thence North 74° 043' 48" East 919.08 feet; thence South 89° 19' 12" East 1187.56 feet; thence North 53° 20' 46" West 147.95 feet; thence North 53° 17' 00" East 576.92 feet; thence North 74° 43' 48" East 635.27 feet; thence South 21° 38' 44" East 471.75 feet; thence South 15° 24' 49" West 6.66 feet; thence South 12° 11' 54" East 116.21 feet; thence South 12° 01' 05" East 57.32 feet; thence South 89° 18' 23" East 1890.84 feet; thence North 00° 31' 40" East 172.16 feet; thence South 89° 29' 31" East 2658.32 feet to the Northeast Corner of Section 19, Township 5 South, Range 1 West; thence North 00° 14' 17" East 1166.62 feet; thence North 89° 16' 50" East 1156.16 feet; thence South 00° 14' 17" West 2394.52 feet; thence South 89° 05' 47" West 1131.69 feet; thence South 00° 54' 13" East 1466.45 feet; thence South 00° 18' 58" East 2654.18 feet to the Southeast Corner of Section 19, Township 5 South, Range 1 West; thence North 89° 18' 39" West 2795.83 feet; thence North 00° 31' 41" East 1279.11 feet; thence South 88° 19' 10" West 1135.48 feet; thence South 08° 30' 00" East 853.01 feet; thence South 35° 40' 00" West 535.26 feet; thence South 34° 16' 08" West 74.04 feet; thence North 89° 43' 21" West 1135.80 feet to the point of beginning. (Containing 144 Lots, 834.31 Acres)

## (North Ranch)

Beginning at the North Quarter Corner of Section 13, Township 5 South, Range 2 West, Salt Lake Base and Meridian; thence South 89° 50' 16" East along section line 1360.15 feet to the Northeast corner of the Northwest quarter of the Northeast quarter of Section 13; thence South 00° 26' 38" West along the East line of the West half of the Northeast quarter of Section 13. 2576.20 feet to the Southeast corner of the Southwest guarter of the Northeast guarter of Section 13; thence South 88° 43' 47" West along the South line of the Northeast quarter of Section 13; 1030.00 feet to the West bank of a wash; thence the following eight courses and distances along said West bank: South 49° 05' 44" East 216.30, South 59° 35' 00" East 142.00 feet, South 27° 11' 00" East 830.00 feet, South 51° 20' 00" East 344.00 feet, South 34° 42' 00" East 483.00 feet, South 15° 15' 00" East 175.00 feet, South 05° 16' 30" West 387.00 feet, South 17° 30' 00" East 276.07 feet to the North line of a highway; thence South 74° 43' 48" West along said North line 1691.50 feet; thence North 00° 45' 19" East along the West line of the Northeast quarter of Section 24, Township 5 South, Range 2 West 96.50 feet to the South quarter corner of Section 13; thence North 00° 11' 34" East along the West line of the East half of Section 13, 2701.34 feet; thence East 19.72 feet to a point being 2640 feet South and 2640 feet East of the Northwest corner of Section 13; thence North 870.78 feet; thence North 25° 00' 00" West 1945.89; thence South 89° 49' 20" East along section line 811.51 feet to the point of beginning. (Containing 101 Lots, 168.04 Acres)

# EXHIBIT "B"

## MAP OF PROPOSED IMPROVEMENTS



- Section 5. The Town Council reasonably expects, and hereby confirms its prior expressions of intent, to reimburse the Town from proceeds of the Bonds for capital expenditures paid by the Town (whether or not such expenditures are paid from proceeds of interim warrants) with respect to the Improvements.
- Section 6. This declaration is intended to be a declaration of official intent under Treasury Regulation § 1.103-18(1).
- Section 7. The maximum principal amount of debt expected to be issued for reimbursement purposes is \$\_\_\_\_\_\_. This amount will be reduced by cash payments received by the Town from property owners who elect to pay their assessment in full during the cash payment period immediately following the effective date of the assessment ordinance.
- Section 8. This declaration of official intent is consistent with the Town's budgetary and financial circumstances. No funds from sources other than the Bonds are, or are reasonably expected to be, reserved, allocated on a long-term basis, or otherwise set aside by the Town or by any member of the same controlled group pursuant to their budget or financial policies with respect to the expenditures to be reimbursed.

Councilmember <u>Dan Valentine</u> seconded the motion to adopt the foregoing resolution. The motion and resolution were unanimously adopted on the following recorded vote:

Those voting AYE:
Diane Bradshaw, Mayor Pro tem
Rob Bateman
Dan Valentine
Cyril Watt

Those voting NAY:

**NONE** 

After the conduct of other business not pertinent to the above, the meeting was, on motion duly made and seconded, adjourned.

Diau Buckhow

Mayor PRO TEM

ATTEST:

Janet B. Valoutine

Town Clerk



STATE OF UTAH	)
	: SS
COUNTY OF UTAH	)

I, Janet Valentine, the duly chosen and qualified Town Clerk of Eagle Mountain, Utah County, Utah, do hereby certify as follows:

- 2. That due, legal and timely notice of said meeting was served upon all members as required by law.
- 3. That the above resolution was deposited in my office on October 1, 1998, has been recorded by me, and is a part of the permanent records of Eagle Mountain, Utah County, Utah.

IN WITNESS WHEREOF, I have hereunto subscribed my official signature and affixed the seal of said Municipality this 1st day of October, 1998.

Town Clerk



	Agg-	
STATE OF UTAH	·a.)	AFFIDAVIT OF MAILING
COUNTY OF UTAH	: ss. )	NOTICE OF INTENTION
Mountain, Utah County, Uta	th, do hereby certify	lified and acting Town Clerk of Eagle that the attached Notice of Intention was Town Council had on Thursday, the 1st
of the Notice of Intention the Eagle Mountain, Utah Spec States Mail, postage prepaid Special Improvement District purpose the names and address rolls of Utah County, and in Notice of Intention addressed	re was mailed a true ial Improvement Did to each owner of left at the last known sses appearing on the addition there was to "Owner" address	n ten (10) days after the first publication copy of the Notice of Intention to cre ate strict No. 98-2 (Cedar Pass) by United and to be assessed within the proposed address of such owner, using for such last completed real property assessment mailed on the same date a copy of said ed to the street number, post office box, each piece of improved property to be
	and a map of the pro	said Notice of Intention together with posed District, was on file in the Town
		to set my hand and affixed the corporate this day of October, 1998.
		Toyun Clark

12

(SEAL)

(Affidavit of proof of publication of the Notice of Intention to create Eagle Mountain, Utah Special Improvement District No. 98-2 (Cedar Pass).)

## EXHIBIT "A"

## CERTIFICATE OF COMPLIANCE WITH OPEN MEETING LAW

I, the undersigned Town Clerk of Eagle Mountain, Utah County, Utah (the "Town"), do hereby certify, according to the records of the Town in my official possession, and upon my own knowledge and belief, that in accordance with the requirements of Section 52-4-6(2), Utah Code Annotated, 1953, as amended, I gave not less than twenty-four (24) hours public notice of the agenda, date, time and place of the October 1, 1998 public meeting held by the Town Council as follows:

- (a) By causing a Notice in the form attached hereto as <u>Schedule "1"</u>, to be posted at the Town's principal offices on September <u>30</u>, 1998, at least twenty-four (24) hours prior to the convening of the meeting, said Notice having continuously remained so posted and available for public inspection until the completion of the meeting; and
- (b) By causing a copy of such Notice, in the form attached hereto as Schedule "1", to be delivered to the Lehi Free Press on September 30, 1998, at least twenty-four (24) hours prior to the convening of the meeting.

In addition, the Notice of 1998 Annual Meeting Schedule for the Town Council (attached hereto as Schedule "2") was given specifying the date, time and place of the regular meetings of the Town Council to be held during the year, by causing said Notice to be posted on January 19, 1998, at the principal office of the Town Council and by causing a copy of said Notice to be provided to at least one newspaper of general circulation within the Town on January 21, 1998.

IN WITNESS WHEREOF, I have hereunto subscribed my official signature this 2nd day of October, 1998.

Town Clerk



GLE MOUNTAII

# SCHEDULE "1"

# NOTICE OF MEETING

# AGENDA EAGLE MOUNTAIN SPECIAL TOWN COUNCIL MEETING

Thursday, October 1, 1998 1680 East Heritage Drive Eagle Mountain, Utah 84043

## Town Council Meeting at 7:00 p.m.

- 1. Roll Call
- 2. Consideration and Approval of the Sundance at Redhawk Ranch Development Agreement.
- 3. Consideration and Appointment of Mayor to fill the vacancy created by the resignation of Mayor Debbie Hooge. Item #3 moved to be considered under item #5.
- 4. Consideration to approve a Resolution declaring the intent of the Town Council to (1) acquire and install natural gas utility improvements; (2) create Special Improvement District No. 98-2; (3) fix a time and place for protests against such improvements or the creation of said district; (4) to declare its official intent to reimburse itself for expenditures paid by it prior to the sale of bonds; and related matters.
- 5. Consideration to approve a Resolution declaring the intent of the Town Council to (1) construct roads with underground supporting utilities and install the first phase of a storm water drainage system; (2) create Special Improvement District No. 98-3; (3) fix a time and place for protests against such improvements or the creation of said district; (4) to declare its official intent to reimburse itself for expenditures paid by it prior to the sale of bonds; and related matters.
- 6. Motion to adjourn into a Closed Executive Session for the purpose of discussing personnel issues.
- 7. Action from the Closed Executive Session.

8. Adjournment.

Approval:

Diane Bradshaw, Mayor Pro-tem

Date:\_

CERTIFICATE OF POSTING

The undersigned, duly appointed Town Clerk, does hereby certify that the above notice and agenda was posted in three public places within Eagle Mountain Town Limits on this\_30th\_ day of \_September\_ 1998. These public places being 1) the Town Offices, 1680 E. Heritage Drive, Eagle Mountain; 2) Cedar Pass Ranch Bulletin Board, 9155 No. Cedar Pass Road, Eagle Mountain; and 3) the Bulletin Board-16cated at Meadow Ranch Subdivision, Hwy 73, Eagle Mountain, Utah.

Janet B. Valentine Town Clerk

# SCHEDULE "2"

# NOTICE OF ANNUAL MEETING SCHEDULE



The following is the meeting schedule for the Town of Eagle Mountain for 1998. The Planning Commission will meet the first and third Thursday of each month at 5:00 PM and the Town Council will meet the second and fourth Tuesday at 7:00 PM. The Board of Adjustment will meet on an as needed basis. All meetings are held at the Eagle Mountain Town Office, 130 W. Main Ste. H, Lehi, Utah

Planning Commission		Town Council	I own Council		
January	20(Tues)	January	27		
February	5 & 19	February	10 & 24		
March	5 & 19	March	10 & 24		
April	2	April	14 & 28		
May	7 & 21	May	12 & 26		
June	4 & 18	June	9 & 23		
July	2 & 16	July <sup>.</sup>	14 <b>&amp; 2</b> 8		
August	6 & 20	August	11 & 25		
September	3 & 17	September	8 & 22		
October	8 & 22	October	13 & 27		
November	5 & 19	November	10 & 24		
December	3 & 17	December	8 & 15		

Please publish this notice at your earliest convienience.

Sincerely,

Sue Fraley

Executive Assisitant

#### AFFIDAVIT OF PUBLICATION

STATE OF UTAH

SS.

... County of Utah

# Eagle Mountain tells meeting schedule

The following is the meetings are held at the and 17 meeting schedule for the Eagle Mountain Town Office, Town C Town of Eagle Mountain for 130 W. Main, Suite H. Lehi, Jan 1998. The Planning Utah. Commission will meet the Planning Commission and 28; May: 12 and 26; June: first and third Thursday of Jan. 20 (Tues.); Feb. 5 9 and 23; June 9 and 23 each month at 5 p.m. and and 19; March 5 and 19; July 14 and 28; Aug. 11 and the Town Council will meet. April 2 and 16; May 7 and 25; Sept. 8 and 22; Oct. 13 the second and fourth. 21; June 4 and 18; July 2 and 27; Nov. 10 and 24; Dec. Tuesday at 7 p.m. The Board and 16; August 6 and 20; 8 and 15.

Tuesday at 7 p.m. The Board and 16; August 6 and 20; 8 and 15.

Tuesday at 7 p.m. The Board and 16; August 6 and 20; 8 and 15.

Tuesday at 7 p.m. The Board and 16; August 6 and 20; 8 and 15.

Tuesday at 7 p.m. The Board and 16; August 6 and 20; 8 and 15.

Town Council Jan. 27; Feb. 10 and 24; March 10 and 24; April 14

I, Brett R. Bezzant, being first duly sworn. depose and say that I am the publisher of the Lehi Free Press, a newspaper of general circulation published once a week at Lehi, Utah County, Utah; that the notice attached hereto and which is a:

EAGLE MOUNTAIN TELLS MEETING SCHEDULE

was published in said Newspaper for one consecutive issue(s), the first publication having been made on the 21st day of January, 1998, and the last on the 21st day of January, 1998, that said notice was published in the regular and entire issue of every number of the paper during the period and times of publication and the same was published in the newspaper proper and not in the supplement.

Subscribed and sworn before me this 29th day of January, 1998.

Notary Public

My commission expires 4/15/98.

