

RESOLUTION NO. 2021-1486

**A RESOLUTION OF THE GOVERNING BODY OF ATCHISON
COUNTY, KANSAS AUTHORIZING THE SALE AND
CONVEYANCE OF CERTAIN PROPERTY TO 1913, LLC**

WHEREAS, pursuant to Resolution No. 2020-1472 and the Bond Agreement dated as of October 1, 2020, Atchison County, Kansas (the "Issuer") has previously issued its Taxable Industrial Revenue Bonds, Series 2020 (1913, LLC Project) in the original aggregate principal amount of \$3,117,280 (the "Bonds") to finance the cost of acquiring, renovating and equipping a certain commercial facility (the "Project"), such Project having been leased to 1913, LLC, a Kansas limited liability company (the "Tenant") pursuant to a Lease dated as of October 1, 2020 between the County and the Tenant (the "Lease"); and

WHEREAS, the Tenant desires to exercise its option to purchase the Project under Section 17.1 of the Lease and is not in default under the Lease; and

WHEREAS, the Tenant had made all the payments of Basic Rent and Additional Rent pursuant to the Lease and all principal and interest on the Bonds has been paid or payment has been provided for; and

WHEREAS, Exchange Bank & Trust, Atchison, Kansas, as Fiscal and Paying Agent for the Bonds, has certified that no Bonds remain outstanding; and

WHEREAS, the Tenant has provided the County written notice of its intent to exercise its option to purchase the Project;

**NOW THEREFORE, BE IT RESOLVED BY THE GOVERNING BODY OF ATCHISON
COUNTY, KANSAS:**

Section 1. The Chairman and Clerk are authorized and directed to execute a bill of sale and a release of lease (collectively, the "Release Documents"), in substantially the forms submitted to the Governing Body concurrently with the adoption of this Resolution. The Clerk is directed to deliver the executed Release Documents to the Tenant.

Section 2. The Chairman and Clerk are hereby further authorized and directed to sign such other instruments and certificates as shall be necessary and desirable in connection with this Resolution, and are hereby further authorized to take such further actions as may be necessary to accomplish the purposes of this Resolution.

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ADOPTED by the governing body of Atchison County, Kansas on September 7, 2021.

ATCHISON COUNTY, KANSAS



James
Chairman

Lee Roll
Commissioner

Casey Quinn
Commissioner

[SEAL]

Attest:

Michelle Phillips
Clerk