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MAR 6 1989

ORDINANCE NO. 1989-2

Basil C. Kunkel

AN ORDINANCE GRANTING COUNTRY CABLE SYSTEMS, INC., ITS SUCCESSORS AND ASSIGNS, THE NON-EXCLUSIVE FRANCHISE RIGHTS, PRIVILEGES AND AUTHORITY TO CONSTRUCT, OPERATE, MAINTAIN, REPAIR, REPLACE, RENEW, RECONSTRUCT, AND REMOVE A CABLE TELEVISION SYSTEM ACROSS PUBLIC PROPERTY IN THE COUNTY LIMITS FOR A TERM OF TWENTY-FIVE (25) YEARS.

BE IT ORDAINED BY THE BOARD OF COMMISSIONERS OF THE COUNTY OF DUBOIS, INDIANA:

- 1. <u>Grant of franchise</u>. A non-exclusive right is hereby granted to Country Cable Systems, Inc., its successors and assigns to establish, construct, operate, maintain, repair, replace, renew, reconstruct, and remove a cable television system across public property in the county limits for a term of twenty-five (25) years, in accordance with the laws and regulations of the United States of America and the State of Indiana and the Ordinances and regulations of the County of Dubois, including the non-exclusive right, privilege and authority:
  - (a) To sell and supply audio, video, data and digital communication services and other electronic services to persons within the County;
  - (b) To use public property and right-of-way within the County;
  - (c) To engage in such further activities within the County as may now or hereafter be consistent with the generally accepted principles applicable to the operation of a cable television system.
- 2. <u>Effective Date of Franchise</u>. The franchise shall become effective on the effective date of this Ordinance.
- 3. Ownership of Franchise. Country Cable Systems, Inc. shall not assign or transfer any right granted under this Ordinance to any other person, company or corporation without prior consent of the Board of Commissioners, which consent shall not be unreasonably withheld, provided however the company shall have the right to assign or transfer this franchise to a corporation owned by the company or to a limited partnership of which the company, is a partner, general partner or affiliate. No consent by the Board of Commissioners shall be required for a transfer in trust, mortgage, or other financial instrument to secure an indebtedness of the Cable System or Company.
- 4. <u>Severability Clause</u>. Should any section, clause or provision of this Ordinance be declared invalid by a court of record, the same shall not affect the validity of the Ordinance as a whole or any part thereunder other than the part so declared invalid.
- 5. <u>Conflicting Ordinances</u>. All Ordinances or parts thereof in conflict with the terms of this Ordinance are hereby repealed, provided, however, that such repeal shall only be to the extent of such conflict.

Ordinance No. 1989-2

Page Two

- 6. Effective Date of Ordinance. This Ordinance shall be in full force and effect from and after its adoption and approval by the Board of Commissioners, County of Dubois, Indiana, its publication as provided by law, and its written acceptance by Country Cable Systems, Inc.
- 7. <u>Insurance</u>. The Company shall maintain in full force and effect, at its own cost and expense, during the term of the Franchise, General Comprehensive Insurance in the amount of \$500,000.00 for bodily injuries (including accidental death) to any one person for each occurrence, and Property Damage Liability Insurance in an amount not less than \$500,000.00 resulting from any one occurrence. The policies shall name Dubois County as an insured. The policies of insurance, or a certified copy of copies thereof, shall be deposited with and kept on file by the Auditor of the County.

### APPROVAL OF ORDINANCE

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Gilbert Aleck President GILBERT FLECK

### RECORDING OF ORDINANCE

approved by the President of Indiana, was duly recorded in	Dubois, Indiana, and thereafter signed and the Board of Commissioners of Dubois County, the permanent book of ordinances of the County day of, 19

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#### ORDINANCE NO. 1980-1

"AN ORDINANCE TO SET RULES AND REGULATIONS ON THE USE OF COUNTY SOLID WASTE CONTAINERS FOR THE COLLECTION OF RUBBISH FOR DISPOSAL BY THE COUNTY IN SANITARY LANDFILLS LOCATED IN THE COUNTY, AND PROVIDING FOR PENALTIES FOR VIOLATIONS THEREOF"

BE IT ORDAINED BY THE BOARD OF COMMISSIONERS OF DUBOIS COUNTY, INDIANA:

Section 1. The Board of Commissioners of Dubois County, Indiana, in pursuance to authority granted by the General Assembly of Indiana under I.C. 17-2-22-4 in order to protect the public health and regulate the public disposal of rubbish in sanitary landfills and the gathering of such rubbish hereby declare that the following rules and regulations shall apply to the items that may and may not be deposited in the solid waste containers located in various parts of Dubois County, Indiana.

The term rubbish shall not include bulky items such as refrigerators, washing machines, tables, chairs, sofas, mattresses or other household items, brush and tree trimmings, lumber, table scraps, food, oil and oil products, dead animals or fowl, animal or bird offal, fence wire, fence posts, bricks, stone or dirt, ashes, car or truck tires.

- Section 2. That the solid waste containers for disposing of rubbish shall be for the use of residents of Dubois County and shall exclude persons or firms collecting rubbish for a fee, schools, retail, wholesale, manufacturing and other business establishments.
- Section 3. That all rubbish shall be placed in the containers provided and not outside the containers.
- Section 4. Any person, firm or corporation found violating any of the provisions of this ordinance shall be guilty of a misdemeanor, and upon being found guilty the violator shall be punished for the first offense by a fine of not more than Five Hundred Dollars (\$500.00); for the second offense by a fine of not more than One Thousand Dollars (\$1,000.00); and for a third and each subsequent offense by a fine of One Thousand Dollars (\$1,000.00) and a sentence of not more than Ninety (90) days.
- Section 5. Should any article, section or provision of this 'Ordinance by declared invalid, by a court of competent jurisdiction, such decision shall not affect the validity of the Ordinance as a whole, or any portion thereof, other than the portion so declared to be invalid.
- Section 6. All ordinances and parts of ordinances in conflict herewith are hereby repealed.

Section 7. This ordinance shall be in full force and effect on the 8th day of April , 1980.

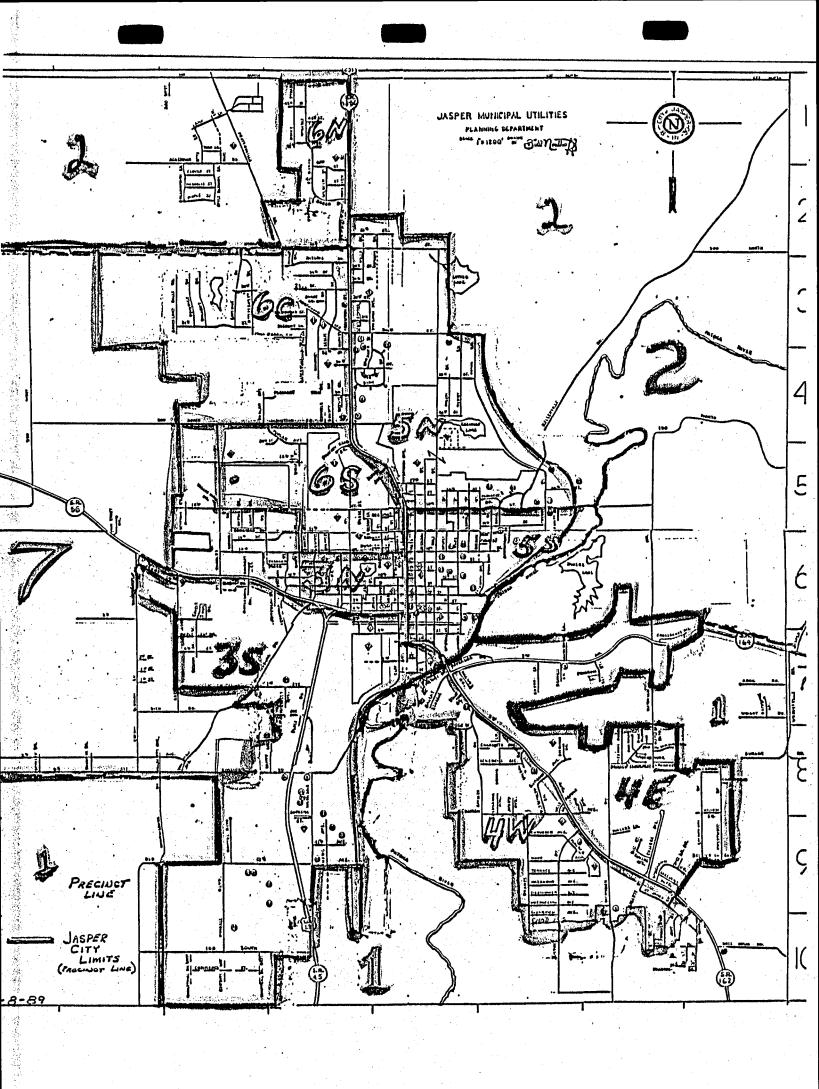
PASSED AND APPROVED by unanimous vote of the Board of Commissioners of Dubois County, Indiana, at a regular meeting held April 7, 1980.

BOARD OF COMMISSIONERS OF DUBOIS COUNTY, INDIANA

GILBERT FLECK, PRESIDING OFFICER

ATTEST:

HILDA SCHIFT, DUBOIS COUNTY AUDITOR



# EXHIBIT "C"

### BOUNDARY

# PRECINCT 1 - Bainbridge Township

Beginning in the northwest corner of Section 4-2S-5W, thence east along the center of Division Road to the City of Jasper corporation line; thence along the corporation line to the centerline of State Highway 164 in Section 31-1S-4W; thence easterly along the centerline of State Highway 164 to the east line of Bainbridge Township also being the east line of Section 31-1S-4W; thence south along the east Section lines of the following sections: 31-1S-4W; 6-2S-4W; 7-2S-4W; 18-2S-4W; also being the Bainbridge Township line to the southeast corner of Bainbridge Township; thence west along the Township line, also being the south line of Sections; 18-2S-4W; 13-2S-5W; 14-2S-5W; 15-2S-5W; and 16-2S-5W to the southwest corner of Bainbridge Township; thence north along the Township line, along the west line of Sections 16-2S-5W, 9-2S-5W and 4-2S-5W to the place of beginning, the northwest corner of Section 4-2S-5W.

#### AUDITOR'S CERTIFICATE

I,	Bas	il Kunkel		duly el	ected A	Auditor	of the	County	of
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Dated: 3-15-89 Basil Chinkel

### PRECINCT 2 - Bainbridge Township

Beginning in the northwest corner of Section 16-1S-5W, also being the northwest corner of Bainbridge Township, thence south along the west Section line to the southwest corner of Section 16-1S-5W; thence east along 36th Street to the City of Jasper corporation line; thence meandering along the corporation line to the centerline of State Highway 164 in Section 31-1S-4W; thence easterly along the centerline of State Highway 164 to the east line of Bainbridge Township also being the east line of Section 31-1S-4W; thence north along the east Section lines of the following Sections: 31-1S-4W; 30-1S-4W; 19-1S-4W, 18-1S-4W, also being along the Bainbridge Township line; to the Northeast corner of Section 18-1S-4W, thence west along the north line of the following Sections: 18-1S-4W, 13-1S-5W, 14-1S-5W, 15-1S-5W, 16-1S-5W, also being along County Road 400 north to the place of beginning in the Northwest corner of Section 16-1S-5W.

I,Basil Kunke	duly elected Auditor of the County of
Dubois	, do hereby certify the contents hereof to be
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### PRECINCT 3N - City of Jasper

Beginning at the intersection of 6th Street and Newton Street; thence north along Newton Street to 13th Street; thence west along 13th Street to Emily Street; thence north along Emily Street to 15th Street; thence west along 15th Street to St. Charles Street, thence north along St. Charles Street to Schuetter Road, thence west along Schuetter Road to the City of Jasper Corporation line; thence meandering along the corporation line to 6th Street (also known as State Highway 56); thence easterly along 6th Street to the place of beginning.

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Dated: 4 -// - 0	Wirals Ciffing Rel
	Auditor

## PRECINCT 3S - City of Jasper

Beginning at the intersection of 6th Street and Newton Street; thence south along Newton to 3rd Street; thence east along 3rd Street to Patoka River; thence southwesterly along the Patoka River to where the corporation line and the river separate; thence meandering along the corporation line to the centerline of 6th Street (also known as State Highway 56); thence easterly along 6th Street to the place of beginning.

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Dated: <u>3-15-89</u>	Busil & Kunkel

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### BOUNDARY

## PRECINCT 4E - City of Jasper

Beginning at the intersection of Patoka River and 3rd Street; thence southeasterly along 3rd Street (also known as State Road 162) to Gun Club Road; thence following the corporation line back to Patoka River; thence southwesterly along Patoka River to the point of beginning.

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## PRECINCT 4W - City of Jasper

Beginning at the intersection of Patoka River and 3rd Street; thence southeasterly along 3rd Street (also known as State Road 162) to Highland Street; thence following the corporation line back to Patoka River; thence northeasterly along Patoka River to the place of beginning.

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## PRECINCT 5N - City of Jasper

Beginning at the intersection of 15th Street and Newton Street thence east along 15th Street to the railroad tracks; thence northerly following the corporation line to Newton Street; thence south along Newton Street (also know as U.S. Highway 231) to the place of beginning.

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Dated: 3-15-89	Baril C Kunkel

## PRECINCT 5S - City of Jasper

Beginning at the intersection of 15th Street and Newton Street; thence east along 15th Street to the railroad tracks; thence southerly following the corporation limits along the railroad tracks; thence following the corporation line along Patoka River; thence continuing along the River to 3rd Street (also known as State Road 162); thence northwesterly along 3rd Street to Newton Street; thence north along Newton Street to the place of beginning.

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## PRECINCT 6N - City of Jasper

Beginning at the intersection of 36th Street and Newton Street, thence north along Newton Street (also know as U.S. Highway 231) to County Road 400 North; thence west along 400 North following the City of Jasper corporation line; continue to follow the corporation line southerly to 36th Street; thence east along 36th Street to the place of beginning.

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Dated: 3-15-89	Basil C. Kunkel

## PRECINCT 6C - City of Jasper

Beginning at the intersection of 36th Street and Newton Street (also known as U.S. Highway 231); thence south along Newton Street to Schuetter Road; thence west along Schuetter Road to the City of Jasper corporation line; thence northerly along the corporation line to 36th Street; thence east to the place of beginning.

### AUDITOR'S CERTIFICATE

Basil Kunke	duly elected Auditor of the County of do hereby certify the contents hereof to be
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Dated: 3-15-89	Basil C. Kenkil

Auditor

## PRECINCT 6S - City of Jasper

Beginning at the intersection of Schuetter Road and Newton Street; thence southerly along Newton Street to 13th Street; thence west along 13th Street to Emily Street; thence north along Emily Street to 15th Street, thence west along 15th Street to St. Charles Street, thence north along St. Charles Street to Schuetter Road, thence east to the place of beginning.

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### PRECINCT 7 - Bainbridge Township

Beginning at the northwest corner of Section 21-1S-5W; thence east along 36th Street to the Corporation Limits; thence southerly following the City of Jasper Corporation Line to Division Road; thence west along Division road to the Bainbridge Township line; then north along the west line of Bainbridge Township to the place of beginning.

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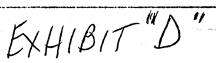
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State Form	13332		Name of Proposed Pres	anct			
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Dous any portion of the	nowly croated precinct	split or divide any of the	ra following?				
Congressional District	Sunatorial District	House District	City Council Pistuci	Corporation B	oundary Cour	ity Council	_
YUS ENO	☐Yes ☐No	☐Yes 12 No	0	ו פוי	S LINO	Yus	<u> []</u> Mo
Do the proposed bound	aries consist of the follo	owing: (If yes, Indicate	distañcus). (2757)				
Property Lines	Corporation	Lines	Existing Precinct Linus		Extensions or Profe	rctions	
Yus WNO		]No	MYes ONO		☐Yus ☐No		
Number of Registered Vote	rs Method of V	othuð			Date of Commissio	oners Action	4
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List current precincts a	flucted by this proposed	1 precinct change. (A fo	rm should be complete	d for each preci	et affected).		
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Brief Reason for Precinct C	มาแด้ก			, s. 6,			
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State Form 1		WI PIN PIA I					
			Name of Proposed Precin	ici	/ /		
			DAINE	BRIDGE	(2N)		
The proposed precinct lie	s within the following:						
Congrussional District		Sunatorial District	110	House District	112		
	4		<u> </u>		/_		
Does any portion of the r	numly created precinct s	plit or divide any of the	tollowing?		10.	. Ca. a.u.	
	Sunatonal District	House District	City Council District	Corporation Bo		y Council	<u>,                                    </u>
Yus ENO	□Yus Lyno	□Yus □No			LE NO	□Yas	(L)No
Do the proposed bounds	ries consist of the follow	ving: (if yes, indicate di	stances). EFT DE		26 860110	ulous	
Property Lines	Corporation L	ines	Existing Fractice Cines	1.	Atunsions of Projec		, .
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Number of Registered Voters				_		/ _ //C/	
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List current precincts all	acted by this proposed	precinct change. (A for	ni should be completed	tor each precinc	t alloctod).		
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PRECINCT SUMMARY STATEMENT				
	Name of Proposed Precinc		/ //	
	DAINB	RINGE	6 6	
The proposed precinct lies within the following:		, ' -		
Congressional District	48	House District	13	
Does any portion of the newly created precinct split or divide any of	the following?			
Congressional District   Senatorial District   House District	City Council District	Corporation Box	indury County Council	<u> </u>
	No DYUS DNO	Yus	ENO DYUS	[]No
Do the proposed boundaries consist of the following: (If yes, Indicat				
Property Lines Corporation Lines	Existing Precinct Lines	E	itunsions of Projections	95.
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Number of Argistered Voters Method of Voting		۵	ate of Commissioners' Actio	<u></u>
□ Punch Car	d Paper Machine [	Eluctronic	1-16, -89	
List current precincts affected by this proposed precinct change. (A		r vach procinc	t affected).	
" 13A11/3R10E= "		5.		
		ö.		
Brief Reason for Precinct Change		L	<del></del>	<del></del>
I comply 1	with law	<i>\</i>		
Certified this	uture of Auditor	ilel.	County	2
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PRECINCT SUMMARY STATEMENT		and the second of the second o
State Form 13332		
	Name of Proposud Precinct	65
The proposed precinct lies within the following:		
Congrussional District	LS House Distri	° 23
Does any portion of the newly created precinct split or divide any of the		
Congressional District   Senatorial District   House District	City Coupeli District IN Corporation	Boundary County Council
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Property Lines Corporation Lines	Existing Precinct Linus	Extunsions or Projections
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Number of Registered Voters Method of Voting	tak bisa da jaga da	Date of Commissioners' Action
	Paper CMachine Delectronic	1-16-89
List current precincts affected by this proposed precinct change. (A fore-	n should be completed for each preci	inct affected).
BAINBRIDGE 3	5.	
	6.	
Brief Reason for Precinct Change		
In comply w	eth esur	
Certified this 14-th day of 11-19 19 Signature	of Auditor	County ( Lucintus

Form Prescribed by State Board of Accounts			General	Form No. 99 P. (Rev. 1987)
DUBOIS COUNTY ELECTION 1	EXPENSE			
(Governmental Un		To	The HERALD	Dr.
Dubois			P.O. Box 31 Jasper, IN 47546	• •
	County, Indiana	••••••	Jasper, 114 47540	••••••
	DIIBLICHE	R'S CLAIM		
	PUBLISHE	R S CLAIM		
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Head—number of lines			***********	
Body—number of lines			••••••	
Tail—number of lines			***********	
			26	
Total number of lines in notice				
COMPUTATION OF CHARGES				
16 lines, col	lumns wide equals	26 equivalent		
lines at 29.7 cents per line		•		\$ 7.72
Additional charge for notices contain (50 percent of above amount)	ing rule_or tabular work			
Charge for extra proofs of publicatio (\$1.00 for each proof in excess of	n of two)			•••••
TOTAL AMOUNT OF CLAIM	n twoy			\$
DATE FOR COMPUTING COST				
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Number of insertions1.				
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Size of type point				
Pursuant to the provisions and penalt	ties of Ch. 155. Acts 195	3		
I hereby certify that the foregoing accerdits, and that no part of the same has	count is just and correct	, that the amount clai	med is legally due, aft	er allowing all just
part of the same ha	s occur paid.			4.1
May 16 90		••••		Manches
Date:, 19	•••••	Title	Publisher	•••••
	PUBLISHER'S	AFFIDAVIT		
		AITIDAVII		
	State of Indiana Dubois Co	) ss ounty)		
	Personally appeared	d before me, a notary p	ublic in and for said co	ounty and state the
LEGAL NOTICE	undersigned J.T.	. Rumbach		who
Notice is hereby given that on April 20, 1989, the County Commissioners of Dubois	being duly sworn, says	s that	he is pu	blisher
County, Indiana issued its Order changing precinct boundaries for election purposes in Bainbridge Township, Dubois County, Indi-	of The Her	·ald	doller	• • • • • • • • • • • • • • • • • • • •
cincts:	newspaper of general of	virculation printed and	1	
Bainbridge 1, 2 and 7 City of Jasper, 3N, 3S, 4E, 4W,	(city) of Jaspen	r		
All other precincts within the County remain unchanged. The precincts established	( ),		i	
Election Board of Indiana on May 3 1989 to	aforesaid, and that the	printed matter attach	ned hereto is a true cop	y, which was duly
become effective on the date of publication of this Notice. Maps, legal descriptions, and es-	published in said pape	r for time , t	he dates of publication	n being as follows:
timated voter population of the established precincts are on file for public inspection in the office of Auditor of Dubois County, Indi-		L6 <b>,</b> 1989	~······	•••••
COUNTY COMMISSIONERS OF		en tradition of the contract o	JAY2 /	and the
DUBOIS COUNTY, INDIANA GILBERT FLECK VIRGIL SCHNAUS	Subscribed and sworn	to before me this .16	May of May	/), 19. 89

MILDRED SMITH KRAPF

My comm. exp. Jan. 9, 1991

My commission expires COUNTY OF DUBOIS

Notary Public

Form Prescribed by State Board of Accounts General Form No. 99P (Revised 198			
THE FERDINAND NEWS	To: Out	sois Co Audi	HoneDr.
Dubois County, Indian	a UBLISHER'S CLA		
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Total number of lines in notice	en e	• <u>•••</u>	
COMPUTATION OF CHARGES			
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equivalent lines at3.46 cents			s.8.3.0
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(50 percent of above amount)	no or tabalar from		
Charge for extra proofs of publication (\$1.00 for each proof in excess of two	vo)	end to get the second of the s	**************************************
TOTAL AMOUNT OF CLAIM			\$ <u>.<b>8</b>.30</u>
DATE FOR COMPUTING COST		was the second of the second o	Mary to the second
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I hereby certify that the foregoing account and that no part of the same has been paid.	is just and correct, that the amount	claimed is legally die, after allo	wing all just credits,
		A. Kon	Idaala
Date: 1989		TitlePartner	
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er en	State of Indiana )		• • • • • • • • • • • • • • • • • • • •
en light. The company of the co	Dubois		
	Personally appeared before r	me, a notary public in an	d for said count
Legal Notice	and state, the undersigned	J. Roy Haake	who, being dul
Notice is hereby given that on April 20, 1989, the County Commissioners of Dubois County, Indiana issued its Order changing precinct boundaries for election purposes in Bainbridge Township, Dubois County, Indiana, thereby establishing the follow-	sworn, says thathe is $\dots^A$ . THE FERDIN		of th
ing precincts:  Bainbridge 1, 2 and 7  City of Jasper 3N, 3S, 4E, 4W, 5N, 5S, 6N, 6C	general circulation printed		newspaper o glish language i
All other precincts within the County remain un- changed. The precincts established by said Order was approved by the State Election Roand of In-	the (city) (town) of Ferdinand said, and that the printed m		
diana on May 3, 1989, to become effective on the date of publication of this Notice. Maps, legal descriptions, and estimated voter population of the	was duly published in said paper dates of publication being as follo	for time .	, th
established precincts are on file for public inspec- tion in the office of Auditor of Dubois County, Indiana.	may 18		.p
County Commissioners of Dubois County, Indiana Gilbert Fleck	Subscribed and sworn to before	J. Kony Idac	da
Virgil Schnaus Mary Lou Schnell	Subscribed and sworn to before	me this ! B ! day of ?.	Fay., 1989
1t-m18	Gau	LaT. V. Xleek	rogel

My commission expires: ....1:5.:92......