

RESOLUTION NO. 4008

A RESOLUTION AUTHORIZING THE ASSIGNMENT OF A CERTAIN LEASE AGREEMENT BETWEEN THE CITY OF MILES CITY AND C.M. CATTLE, CO. TO JERRY SINGLETON.

WHEREAS, the CITY currently leases certain property within Industrial Site known as Lot 27 of Tract "E" of the Industrial Site West of Miles City, Montana, containing approximately 35,567 square feet, more or less, to C.M. Cattle, Co. pursuant to a lease agreement dated June 28, 1996 (the "Lease Agreement"), as approved by Resolution No. 2781;

AND WHEREAS, C.M. Cattle, Co. desires to assign said lease to Jerry Singleton of Miles City, Montana;

AND WHEREAS, an "Assignment of Lease Agreement" between the parties has been prepared and presented to the City Council for approval.

NOW, THEREFORE, IT IS RESOLVED BY THE CITY COUNCIL OF THE CITY OF MILES CITY, MONTANA:

That the "Assignment of Lease Agreement" attached hereto as Exhibit "A," and made a part hereof, is hereby approved by the City Council of the City of Miles City.

PASSED AND ADOPTED BY A 2/3 VOTE of the City Council this 13TH day of December, 2016.

By: 
John Hollowell, Mayor

Attest: 
Lorrie Pearce, City Clerk

ASSIGNMENT OF LEASE AGREEMENT

This ASSIGNMENT, made and entered into this 13th day of December, 2016, by and between the City of Miles City, Montana, a Montana municipal corporation, of 17 S. 8th Street, Miles City, Montana 59301, hereinafter "CITY," C.M. Cattle, Co., of 2300 Pearl St., Miles City, Montana, hereinafter "ASSIGNOR," and Jerry Singleton, of Rt 1, Box 2008, Miles City, Montana, hereinafter "ASSIGNEE,"

WHEREAS, the CITY currently leases certain property within the Industrial Site known as Lot 27 of Tract "E" of the Industrial Site West of Miles City, Montana, containing approximately 35,567 square feet, more or less, to C.M. Cattle, Co. pursuant to a lease agreement dated June 28, 1996 (the "Lease Agreement"), as approved by Resolution No. 2781;

AND WHEREAS, ASSIGNOR intends to assign said lease to ASSIGNEE, which requires approval of CITY;

NOW, THEREFORE, the parties hereto mutually covenant and agree as follows:

ASSIGNMENT

The ASSIGNOR hereby assigns, and the CITY hereby approves, the Lease Agreement between CITY and C.M. Cattle, Co. dated June 28, 1996, as approved by Resolution No. 2781, to ASSIGNEE. ASSIGNEE agrees to be bound by all conditions of said Lease Agreement.

ADDITIONAL CONDITIONS

The rental amount for said lease shall be adjusted to \$889.17 per year.

IN WITNESS WHEREOF, the parties hereto have executed this ASSIGNMENT OF LEASE AGREEMENT the date and year first hereinabove written.

CITY OF MILES CITY:


By: 
John Hollowell, Mayor

Attest: 
Lorrie Pearce, City Clerk

ASSIGNOR: C.M. Cattle, Co

By: 
Name/Title: Wm. Coffee, V.P.

ASSIGNEE:


Jerry Singleton