

1 RESOLUTION NO. 217

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3 A RESOLUTION AUTHORIZING ATTORNEYS TO FILE
4 THE SUIT AS DRAFTED, WHICH WAS PREVIOUSLY
5 AUTHORIZED BY RESOLUTION #215.

6 RECITALS:

7 (1) The East Wenatchee Water District, hereinafter
8 called the District, being a municipal corporation licensed
9 to do business in the State of Washington, having discovered
10 that certain individuals have engaged in acts or omissions
11 of negligence, and/or fraud, and/or misrepresentation, and/or
12 collusion, and/or violation of various state statutes, and
13 the District having sustained financial loss by reason of the
14 activities above described;

15 (2) And the District having authorized it's attorneys
16 to institute and prosecute an action against certain named
17 individuals in order to recover damages sustained by the
18 District;

19 (3) And the District's attorneys having drafted a
20 Complaint for Damages, dated September 15, 1977, a copy of
21 which is attached hereto and made a part hereof;

22 (4) And the Commissioners of the District having
23 had an opportunity to review the Complaint for Damages and
24 question the District's attorneys as to the form and the
25 substance therein;

26 (5) And the District being aware that one of the
27 co-defendants is currently a candidate for the position of
28 Mayor of Wenatchee, and said candidate is involved in a
29 Primary Election to be decided on September 20, 1977, and the
30 District, wish to avoid any involvement in said Primary Election
31 campaign;

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(6) And the District also being aware that according to the laws of 1977 which go into effect September 21, 1977, the filing fee for Superior Court cases is to be increased from \$32.00 to \$45.00;

NOW, THEREFORE, BE IT RESOLVED that the District's attorneys are instructed to file said Complaint for Damages at 1:30 p.m., September 20, 1977, or as soon thereafter as the said filing may be completed in order to obtain the benefits for the District of the lower filing fee and yet avoid, in so far as it is possible, any influence on the Primary Election of September 20, 1977.

UNANIMOUSLY ADOPTED this ___ day of September, 1977.

J. Clyde Ballard

J. CLYDE BALLARD, President

Attest:

Walt Hampton

WALT HAMPTON, Secretary