

# MONTAGUE COUNTY ATTORNEY

MONTAGUE COUNTY COURTHOUSE  
P. O. BOX 336, MONTAGUE, TEXAS 76251-0336  
TELEPHONE 940/894-2261 \* FACSIMILE 940/894-2805  
E-MAIL: montaguecal@gmail.com

CLAY RIDDLE  
COUNTY ATTORNEY

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April 17, 2018

Komatsu Financial Limited Partnership  
1701 Golf Rd. Suite 1-300  
Rolling Meadows, IL 60008

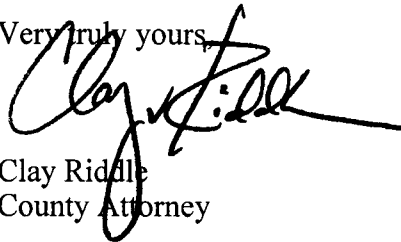
Subject: Lease/Purchase Agreement dated April 13, 2018  
Account Number 777-0095100-000

Gentlemen,

I have acted as Counsel to the County of Montague ("The Lessee") with respect to that certain Equipment Lease/Purchase Agreement (the "Agreement") dated April 13, 2018, by and between KIRBY-SMITH MACHINERY, INC. and the Lessee. I have reviewed the Agreement and such other documents, records and certificates of Lessee and appropriate public officials as I have deemed relevant and am of the opinion that:

- 1) The Lessee is a political subdivision of the State of Texas;
- 2) The execution, delivery and performance of the Lessee of the Agreement have been duly authorized by all necessary action on the part of the Lessee; and
- 3) The Agreement constitutes a legal valid and binding obligation of the Lessee enforceable in accordance with its terms.

Very truly yours,



Clay Riddle  
County Attorney

/mh  
Enclosure

# KOMATSU FINANCIAL

## MUNICIPAL GOVERNMENT LEASE-PURCHASE APPLICATION

Customer Montague County Date 4/9/18  
 Address P.O. BOX 416 Contact Mike Mayfield  
Montague, TX 76251 Title Commissioner  
 Fiscal Year End September 30 2018 Phone 940-872-1741  
 Bid Date 4/4/18 Award Date 4/4/18 Delivery Date 4/25/18

Where equipment will be located Bowie, TX

Primary Use/Application Road work Annual Hour Usage Requirement 750

Financing Term Desired 2 Years Down Payment \$ 100,000.00 and/or Trade \$ \_\_\_\_\_ Machine/S/N \_\_\_\_\_

Are payments to be made: Monthly  Quarterly  Semi-annual  Annual

Local government's legal representative \_\_\_\_\_ Tel. No. \_\_\_\_\_

**EQUIPMENT DESCRIPTION**

Model	Description	Serial No.	Bid Price	Total
<u>GD655-6</u>	<u>Motor grader</u>	<u>60336</u>	<u>\$ 236,700</u>	<u>\$ 236,700</u>
_____	_____	_____	\$ _____	\$ _____
_____	_____	_____	\$ _____	\$ _____
TOTAL				<u>\$ 236,700</u>
Tax (if applicable)				<u>\$ 236,700</u>

**THE FOLLOWING MUST BE SUBMITTED WITH THIS APPLICATION:**

1. Latest Audit \_\_\_\_\_
  2. Most recently approved fiscal budget \_\_\_\_\_ Vendor \_\_\_\_\_
  3. Specific fund source \_\_\_\_\_ Address \_\_\_\_\_  
(e.g. Road & Bridge Fund)
  4. Bank Affiliation \_\_\_\_\_ State of Incorporation \_\_\_\_\_  
(Name/Phone # & Contact)
- Contract to be done in: Phone \_\_\_\_\_
- a. arrears \_\_\_\_\_
- b. advance \_\_\_\_\_
- What month should schedule begin: Contact \_\_\_\_\_

Please write any comments on the back Title \_\_\_\_\_

\*Should be person who will execute documents.