

EXHIBIT 5

**RESOLUTION
ON
ACQUISITION OF PROPERTY**

AT A REGULAR MEETING OF THE MONTGOMERY COUNTY PUBLIC SERVICE
AUTHORITY, HELD ON THE 2ND DAY OF MARCH, 1998, 7:00 P.M., COUNTY
COURTHOUSE, CHRISTIANSBURG, VIRGINIA:

On a motion by Larry Rush, seconded by Mary Biggs, and carried unanimously; IT WAS RESOLVED, that the Public Service Authority does hereby approve the following method to be utilized for the negotiating and acquisition of property; and, that said method shall be incorporated into the Water and Sewer Rules and Regulations.

Acquisition of Property

All water and sewer facilities shall be constructed on public right-of-way or upon private land with perpetual easements, except in unusual circumstances, to the Authority; providing free, unobstructed and uninterrupted replacement, alteration and extension of the installation. Lift stations, wells, tanks, booster stations, elevated tanks, open basins, flumes and channels, digester tanks and settling basins, shall be located on property as approved by the Authority.

There shall be no acquisition of the fee simple title to any real property or commitment made for such acquisition without the prior approval of the membership of the Authority, and without the prior approval of the detailed provisions for the acquisition thereof.

When considering the purchase of property, the following method of acquisition may be used:

1. A survey of the property, when required, will be completed by a certified land surveyor.
2. An appraisal by a certified land appraiser may be required in certain circumstances, such as the threat of condemnation or when requested by the Board.
3. An option, based on the fair market value, and approved by the Board, will be presented to the land owner. The option will remain effective for not less than ninety days.

ATTEST:


SECRETARY/TREASURER