PROPOSAL OF THE DEPARTMENT OF HIGHWAYS OF THE SATES OF TENNESSEE
TO WEAKLEY COUNTY, TENNESSEE

TO THE HONORABLE COUNTY COURT OF WEAKLEY COUNTY, TENNESSEE:

WHEREAS, the Department of Highways of the State of Tennessee, hereinafter called"Department", has tentatively allocated certain funds for the construction of a project in Weakley County, Tennessee, hereinfafter called "County", known and designated as Project No. SMP-132E, 92001-2202-04 and described as follows:

Beginning at point approximately 0.22 mile West of the Weatern City Limits of Martin at Station 620 + 60 and extending in an easterly direction for 0.216 mile to Western City Limits of Martin (Cane Creek) at Station 632 + 01.50.

This Proposal is accompanied by Department plans for Project No. SMP-132-E / 92001-2202-04 which show in detail the section of highway herein referred to.

NOW, THEREFORE, said Department hereby proposes to said County, that:

1. If said County will agree that if any suits in eminent domain are brought by reason of the Department going upon said right-ofway and the land covered by said easements and constructing said project in the manner shown on said blue prints and by reason of the Department changing the grade and widening the existing roads, it will notify the Department of the institution of such suit within 10 days of the service of process in the same; and the Department will defend said suits without cost to said County, however, should said County fail to give the above stated written notice to the Department, said County will defend said suits and pay any judgment which may be rendered and will waive any and all rights that it may have to the reimbursemnt of the County by the Department for any expenses so incurred; and,

2. If said County will agree that if any frontage roads are constructed by the Department as a result of the construction of this project, it will maintain said frontage roads in the manner as County Roads are maintained, all without cost now or hereafter to said Department.

3. If said County will agree that after said project is completed and accepted, such parts of the present highway as are not destroyed, but are replaced by said project, will be taken off the State System and turned over to the County for future maintenance;

Said Department agrees that when the construction of said project results in destruction of portions of water, gas, or sewer connections of an abutting property owner, the Department will pay any damages legally due to the owner for destruction or damage to such service connections, or will make or arrange to have such relocations, replacements or adjustments of said service connections which the Department determins are required, without cost to the County.

The Department will not pay for the removal, relocation or adjustment of any utility, including all telephone, telegraph, light and power poles, wires, towers, conduits, etc. all water, gas, or sewer mains, or pipes located upon the rights-of-way of wxisting streets, highways, alleys, or other public thoroughfares and required to be removed, relocated or adjusted for the construction of said project.

The Department will not pay for land belonging to a City, County, municipality, or an arm or agency of same which is held for and/or used as a public street, road, alley or other public thoroughfare.

The Department will, as soon as practicable, aber this proposal is accepted, proceed to acquire, with State funds, the rights-or-way and easements required as shown on the accompanying plans, subject to future revisions, which may be required, without cost, now or hereafter to said County; and,

The Department will, as soon as practicable, after the necessary rights-of-way have been acquired, take bids for the construction of said project, and construct same with State funds.

Acceptance of this proposal whall be contingent upon the acceptance of a companion proposal made to the city of Martin on a portion of this project.

It is required of said County that this proposal be accepted, by proper resolution of the Quarterly County Court of said County, on or before the 15 day of July, 1965. otherwise the same shall become null and void.

ENTERED OF RECORD AND EFFECTIVE AS OF THE 12 day of July, 1965.

DEPARTMENT OF HIGHWAYS OF THE STATE OF TENNESSEE

BY David M. Park
COMMISSIONER

BY M. Dunlop
STATE HIGHWAY ENGINEER

APPROVED: George F. McCannes
ATTORNEY GENERAL

Motion was made by Esq. Hillman Westbrook that the foregoing report be approved by the Court, seconded by Esq. D.U. Nanney, carried by unaminous voice vote of the Court.