

RURAL ROAD RESOLUTION

BE IT REMEMBERED, that on this the 11th day of October 1965, at the regular meeting of the Weakley County Quarterly Court held in Dresden, Weakley County, Tennessee, a quorum being present and a majority of said Court members voting there-for, the following Resolution was adopted:

The Weakley County Quarterly Court was requested by the Tennessee Department of Highways to approve Project #92049-3302-04, where-in the State of Tennessee proposes to resurface a section of road from the junction of state route 43, one-half mile north of Martin to 2.7 Miles northwest, and to authorize the County Judge to sign the same.
NON SYSTEM ROAD AGREEMENT

The Clerk of this Court will here copy said Resolution on the minutes of this court; Which Resolution is in the following words and figures, to-wit:

NON SYSTEM ROAD AGREEMENT

THIS AGREEMENT made and entered into by and between the STATE OF TENNESSEE through its Department of Highways, hereinafter called "DEPARTMENT" and Weakley County, hereinafter called "County".

W I T N E S S E T H:

WHEREAS, the Department has tentatively allocated certain funds for the construction of the following described project in the County of Weakley, Tennessee, known and designated as Project No. 92049-3302-04 provided said County will cooperate with said Department by acquiring the rights-of-way for the same, if additional rights-of-way are necessary.

The State to resurface a section of road from the junction of State Route 43, one-half mile north of Martin to 2.7 Miles northwest.

NOW, THEREFORE, it is agreed by and between the parties hereto as follows:

1. The County agrees that if additional rights-of-way are necessary it will acquire the rights-of-way and easements shown on the attached blue prints or described herein in accordance with provisions of TCA54-201 et. seq., said rights-of-way to be free of obstructions, buildings, and improvements, and said rights-of-way to be acquired without cost, now or hereafter, to said Department or to the State of Tennessee; and

2. The County agrees to save said Department and the State of Tennessee harmless from any and all claims or suits which may be brought by reason of the Department going upon said rights-of-way and the land covered by said easements and taking the same for the purpose of constructing said project, and by reason of the Department changing the grade and widening the existing highway; and

3. The County agrees to remove, or have the owners of the same remove, all telephone, telegraph, light and power poles or towers, and all water, gas and sewer mains or pipes which may be encountered during the construction of said section of project, and will make or require abutting property owners to make such sewer, water and gas connections as may be necessary or desirable in advance of the laying of any pavement upon said project, all without cost, now or hereafter, to the State of Tennessee or said Department.

FURTHER, the Department will, as soon as practicable after this Agreement is executed and the necessary rights-of-way are acquired, either take bids for the construction of said project, and construct the same, or construct the said project with State forces.

Said project is a Non System Road and not on the State System of Highways and it is expressly agreed that after the construction is completed and all work performed under the agreement is accepted by the State, the County will accept full responsibility for the maintenance of said section of road and will at all times keep it in a state of repair satisfactory to the State.

In case of failure of the County to maintain the same in accordance with reasonable standards established by the Department of Highways, the latter may take over the maintenance of said road and charge the cost thereof to any of the County funds in its hands or thereafter coming into its hands.

IN WITNESS WHEREOF, the parties hereto have caused this Agreement to be executed on this the 11th day of October, 1965.

DEPARTMENT OF HIGHWAYS OF
STATE OF TENNESSEE
BY David M. Pack
COMMISSIONER
and
/s/ W. E. Dunlap
STATE HIGHWAY ENGINEER

COUNTY OF WEAKLEY
BY _____
APPROVED:

ATTORNEY GENERAL

SIGNED: /s/ Cayce Pentecost
COUNTY JUDGE

Motion made by Esquire D. Z. GROOMS that Resolution be adopted. The same was seconded by Esquire Robert Kennedy whereupon said Resolution was approved by a vote of 45 for the Resolution and none against the adoption of the Resolution.

Attest:

/s/ Ellis E. Featherstone
ELLIS E. FEATHERSTONE
CLERK OF THE COUNTY COURT

/s/ Cayce Pentecost
CAYCE PENTECOST, COUNTY JUDGE