

4. to effect the removal, relocation, or adjustment of the facilities of any utility, public and private, without cost to the DEPARTMENT, which are located within the right-of way of any road, or other public way owned by it, as may be necessary to construct the project; and

5. That after the project is completed and open to traffic, such parts of any present highway as are not removed, but are replaced by the project,, all as shown on the attached map, will be accepted by it for future maintenance; and

6. Not to pass any Resolutions which would be in conflict with any of the above prescribed provisions; then

Following the acceptance of this proposal, the DEPARTMENT will acquire the rights-of-way and easements as necessary to construct the project in accordance with the plans and any amendments thereto; thereafter accomplish the construction, and defend any cross-~~eminent~~ eminent domain or damage civil action of which it has received the notices provided for herein.

RESOLUTION 1974-18: (REFERENCE ABOVE PROPOSAL)

WHEREAS, THE Tennessee Department of Transportation has proposed to WEAKLEY COUNTY, TENNESSEE, the construction of a road identified as Project No. F-005-3(21) - (92--3-2217-14) - said proposal being dated September 17, 1973; and

WHEREAS, WEAKLEY COUNTY deems it ia the best interest of the county to accept the above mentioned proposal;

NOW, THEREFORE, BE IT RESOLVED by the WEAKLEY COUNTY Quarterly Court that the proposal from the State for construction of a road identified as Project No: F-005-3(21) - (92003-2217-14) - said proposal being dated September 17, 1973, and signed by Commissioner Robert F. Smith, Lewis Evans, Director, Bureau of Highways, and Henry K. Buckner, Jr., Department Attorney, and, said proposal is hereby incorporated herein varbatim by reference and is hereby made a part hereof, and the same be and is hereby adopted verbatim.

Esq. Clyde B. Miles made the motion that the foregoing resolution be adopted, motion was seconded by Esq. John Harris.

AMENDMENT TO RESOLUTION NUMBER 1974-18:

BE IT RESOLVED BY THE WEAKLEY COUNTY QUARTERLY COURT OF WEAKLEY COUNTY, TENNESSEE, ASSEMBLED THE 14TH DAY OF MAY, 1974, -8:30 P.M.

A RESOLUTION

This Resolution provides for an amendment to the Cooper ative Road Maintenance Program with the City of Martin by providing for the maintenance of all County roads which were shown on the 1970 official Highway Map or Road Map for Weakley County, Tennessee.

WHEREAS, by previous action of the Quarterly Court of Weakley County, Tennessee, certain public roads which were shown on the 1970 General-Highway Map for Weakley County, Tennessee, were deleted or struck from said map so that said roads would no longer be maintained by the Weakley County Highway Department, and

WHEREAS, it appears now that the deletion or strikeing from the aforesaid General Highway Map of 1970 of the above mentioned roads was not to the best interest of Weakley County,

NOW, THEREFORE, BE IT RESOLVED by the Quarterly Court of Weakley County, Tennessee, that the Resolution (number 1974-18) establishing a Cooperative Road Maintenance Program with the City of Martin be amended by adding thereto the following: "RESOLVED, that all roads previously deleted and/or struck of the 1970 General Highway Map of Weakley County, Tennessee, be restored to said map to the end that such roads will be properly maintained at the public expense."

BE IT FURTHER RESOLVED that this resolution shall become effective upon the date of passage, the general welfare requiring.

AMENDMENT TO RESOLUTION NUMBER 1974-18 (CONTINUED)

PURSUANT TO THE RULES OF COURT, THIS RESOLUTION IS SPONSORED BY THE FOLLOWING MEMBERS OF THE WEAKLEY COUNTY QUARTERLY COURT.

<u>Fred L. Clement</u>	<u>James Porter</u>	<u>R. A. Bell</u>
<u>Johnny Tharp Sr.</u>	<u>R. H. Pearson</u>	<u>Jerry P. Simmons</u>
<u>George C. Hearn</u>	<u>Denton Bell</u>	

Esq. Fred C. Clement made a motion that the above amendment be made a part of Resolution 1974-18, motion was seconded by Esq. James Porter.

Upon being put to a roll call vote amendment to resolution 1974-18 was adopted. AYE: 11 NAY 9, one vacancy.

Magistrates voting AYE: Esq. Wesley Perkins, Esq. Jerry Simmons, Esq. George C. Hearn, Esq. R. H. Pearson, Esq. Fred Clement, Esq. James Porter, Esq. Johnny Tharp, Esq. Denton Bell, Esq. J. H. Bell, Esq. R. A. Bell, Esq. Wayne Perkins.

Magistrates voting NAY: Esq. Viron Beard, Esq. John Harris, Esq. Joe W. White, Esq. Tom D. Copeland, Esq. Tom Farmer, Esq. Clyde B. Miles, Esq. Dayle Windsor, Esq. E. L. Lemonds, Esq. Joe C. Hunt.

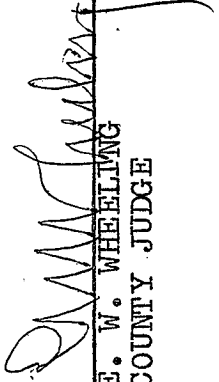
RESOLUTION 1974-18, AS AMENDED, BEING PUT TO A ROLL CALL VOTE FAILED TO RECEIVE MAJORITY VOTE. AYE: 10 NAY: 10: -ONE VACANCY

MAJESTRATES VOTING AYE: Esq. Jerry Simmons, Esq. George Hearn, Esq. R. H. Pearson, Esq. Fred Clement, Esq. James Porter, Esq. Wayne Perkins, Esq. Johnny Tharp, Esq. Denton Bell, Esq. J. H. Bell, Esq. R. A. Bell,

MAJESTRATES VOTING AYE: Esq. Viron Beard, Esq. John Harris, Esq. Joe W. White, Esq. Tom D. Copeland, Esq. Tom Farmer, Esq. Clyde B. Miles, Esq. Wesley Perkins, Esq. Dayle Windsor, Esq. E. L. Lemonds, Esq. Joe C. Hunt.

ADJOURNMENT

There being no further business to be brought before the Court, Esq. Dayle Windsor made a motion to adjourn and Esq. John Harris seconded the motion; therefore, adjourning this Special Called Session on May 14, 1974, of the Weakley County Quarterly Court.


E. W. WHEELING
COUNTY JUDGE