

MEMORANDUM OF AGREEMENT

WHEREAS, the Marshall County Fiscal Court (COUNTY) has experienced safety issues relating to **Green Acres Lane** requiring a new box culvert to be installed which will affect property adjoining said road acquired by Rafael Zaragoza and Maria Guadalupe Zaragoza by deed dated June 18, 2015, of record in Deed Book 436, page 214, Marshall County Court Clerk's Office; and;

WHEREAS, a portion of the Zaragoza property will be used to reroute traffic while said box culvert is installed; and;

WHEREAS, the undersigned property owners have agreed to allow the County to undertake these efforts;

NOW THEREFORE, it is hereby agreed as follows:

(1) The County intends to conduct general excavation work which may include, but not necessarily be limited to, digging and/or moving dirt and soil, and the possible installation, if deemed necessary, of one or more culverts, the purpose of all of which is to alleviate the safety issues in the aforementioned area.

(2) The undersigned property owner hereby consents for the County and its employees and/or agents to enter upon the aforementioned properties for purposes of rerouting the traffic flow and using said premises for a public travelway.

(3) Once completed, the County agrees to restore the aforementioned premises to as close to its prior condition as possible immediately before the work was undertaken, while still remedying the drainage issues contemplated herein.

Dated this the _____ day of _____, 2017.

"Property Owners"

RAFAEL ZARAGOZA

KEVIN NEAL, JUDGE EXECUTIVE
MARSHALL COUNTY FISCAL COURT

MARIA GUADALUPE ZARAGOZA

346 Green Acres Lane
Benton, Kentucky 42025