

November 19, 2018

Marshall County Fiscal Court

Re: Proposed discontinuance of county maintenance of Obe Rd

At the Special Called Meeting of the Marshall County Fiscal Court, on November 8, 2018, a petition was submitted for the discontinuance of county maintenance on Obe Road. A public hearing date has not been set, however, road viewers were named to view the road. An onsite inspection of Obe Road was made on November 19, 2018. At that time the following observations were made:

Obe Road is located west off of Sid Darnall Road, 0.50 miles north of the intersection of Sid Darnall and Brewers Highway (KY 402). Obe Road is a County Road, a bituminous surface, approximately 1,490 feet in length and 10'-6" in width. The current condition of the roadway is classified as poor. Paving was last done in 1998 according to county records. Limited drainage is provided along the roadway with no drainage provided along the southern portion. A barb wire fence has been erected 2 feet from the southern edge of the pavement. The fence has severely restricted maintenance along the roadway to the point that low and medium height vegetation now encroaches upon the roadway and touches vehicular traffic. A turnaround is not located at the end of the roadway. Means for turning around is accomplished by using a land owner's drive. This is also severely restricted due to the location of the fence and the narrowness of the roadway.

Three separate land owners have road frontage along Obe Road, John Faughn, the petitioner, Patricia Redden and Terry and Regina Ross. Two residences are located along the roadway, both of which are currently owned by Ross, one of which is their primary residence. Ross is the only land owner which relies upon Obe Road for their primary ingress and egress to their property, the remaining land owners primarily access to their property from Sid Darnall Road. The submitted petition only contains the signature of one of the three landowners.

County records for Obe Road are limited. Road Department records state the right of way total width being 24 feet. Deed research reflects a discrepancy with Surveyor James Cain stating the county right of way being nine feet from centerline in 1995 (DB 283, PG 148).

Based on the information presented and the observations made during the inspections, the road viewers believe that all landowners and residents along Obe Road should be in agreement to discontinue county maintenance. If maintenance is not discontinued it is our recommendation that the fence should be relocated a distance that allows for the continued maintenance of the roadway.

Respectfully submitted,



Casey Counce

Wendy Greer  
Road Superintendent



Andrew Lepisto