

**Memorandum of Agreement with Lumpkin County  
for Mowing of Certain Right of Ways**

This Mowing of Certain Right of Ways Agreement (hereafter "Agreement") is hereby made and entered this \_\_\_\_\_ day of \_\_\_\_\_, 2025 by and between the Board of Commissioners of Hall County, a political subdivision of the State of Georgia, and the Board of Commissioners of Lumpkin County, a political subdivision of the State of Georgia.

WHEREAS, Hall County is authorized to take any lawful action to promote the safety, health, good order, morality, and general welfare of the citizens of Hall County; and

WHEREAS, Hall County has a history of mowing certain Hall County right of ways on certain Hall County roads; and

WHEREAS, sections of these certain roads in Hall County are interrupted in that they are located within the boundaries of Lumpkin County; and

WHEREAS, Hall County finds it beneficial to mow certain of the sections located inside of Lumpkin County; and

WHEREAS, Hall County finds it beneficial to allow Lumpkin to mow certain of the sections located inside of Hall County; and

WHEREAS, Lumpkin County agrees to the division of mowing the right of ways in these specific areas.

NOW, THEREFORE, in consideration of the mutual promises and obligations outlined herein and for other good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, Hall County and Lumpkin County hereby covenant and agree as follows:

1.

The first two maps labeled "Lumpkin County cutting for Hall County" show certain sections of Pony Lake Road, Robin Hood Drive, and King Richard Court which are located near the border of Hall County and Lumpkin County. Lumpkin County agrees to mow those sections of the right of way which are located inside Hall County and are depicted on the attached map as the solid yellow lines between two points, and are approximately 6,748 feet in total length. The frequency of mowing will be at least four (4) times per calendar year.

2.

The following three maps labeled "Hall County cutting for Lumpkin County" show certain sections of Azalea Court, Lady Slipper Lane, Hickory Springs Drive, Claude Parks Road, Gilstrap Road, Post White Hill Road, and Ransom Free Road which are located near the border of Hall County and Lumpkin County. Hall County agrees to mow those sections of the right of way which are located inside Lumpkin County and are depicted on the attached map as the solid yellow lines between two points, and are approximately 7,568 in total length. The frequency of mowing will be at least four (4) times per calendar year.

3.

The primary term of this Agreement shall be for a period of two years. In accordance with O.C.G.A. § 36-60-13, this Agreement shall terminate without further obligation of the County at the close of the calendar year in which it was executed. The Agreement shall automatically renew for an additional year unless either of the parties provides written notice of termination to the other party.

4.

This Agreement shall be governed by and interpreted according to the laws of the State of Georgia.

5.

This Agreement constitutes the entire agreement between the parties hereto and no representation, inducement, warranty, promise or agreement, oral or otherwise, between the parties not expressly set forth herein shall be of any force or effect or binding upon the parties hereto. This Agreement may not be modified or terminated except as provided in this Agreement or by other written agreement between the parties.

6.

Any notice by either party to the other shall be in writing and shall be deemed to have been duly given on the day when receipt is electronically confirmed, if transmitted by e-mail, the day delivered if delivered personally or when confirmed if sent by registered or certified mail or overnight delivery to the following addresses:

If to the Hall County:

Hall County Board of Commissioners  
Attn: County Administrator  
P.O. Drawer 1435  
Gainesville, GA 30503

If to Lumpkin County:

Lumpkin County Board of Commissioners  
Attn: County Manager  
99 Courthouse Hill  
Suite H  
Dahlonega, GA 30533

This Agreement shall become effective upon execution by Hall County and Lumpkin County.

IN WITNESS WHEREOF, the parties have hereunto signed their names and affixed their seals on the dates written below.

[Signatures on Next Page]

APPROVED AS TO FORM

  
\_\_\_\_\_  
Justin R. Lawhon,  
Senior Assistant County Attorney

Hall County Georgia

By: \_\_\_\_\_  
David Gibbs, Chairman

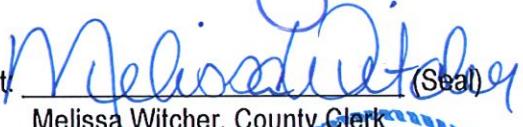
Date: \_\_\_\_\_

Attest: \_\_\_\_\_ (Seal)  
Jennifer Rivera, County Clerk

Lumpkin County Georgia

By: \_\_\_\_\_  
Chris Dockery, Chairman

Date: 11/20/20

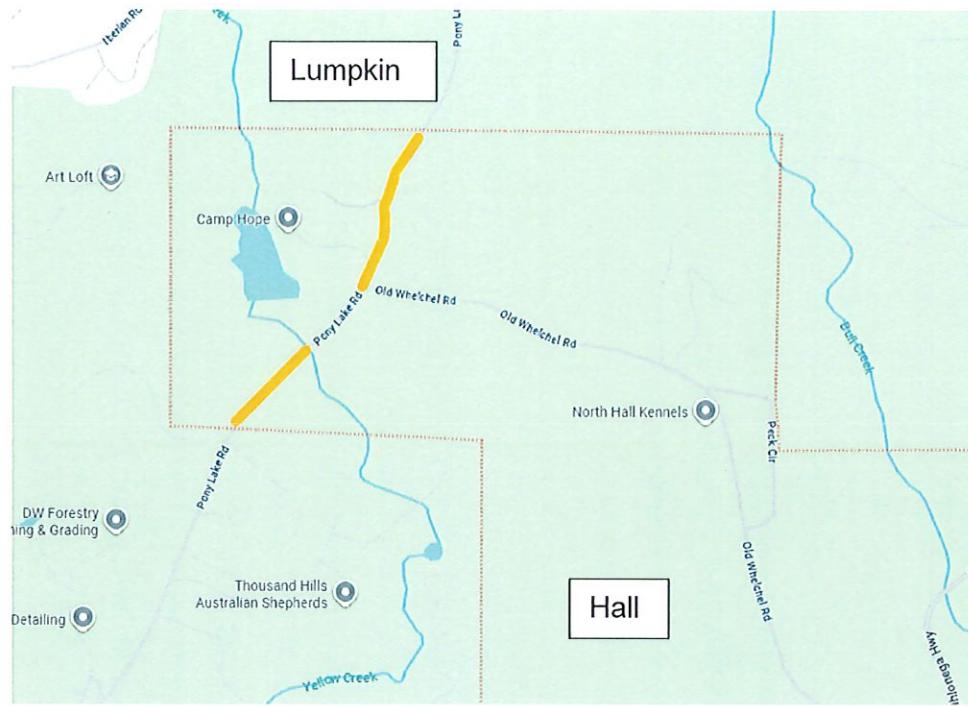
Attest:   
Melissa Witcher, County Clerk



[Maps on Next Page]

## Lumpkin County cutting for Hall County

Pony Lake Rd (3,925 ft.)

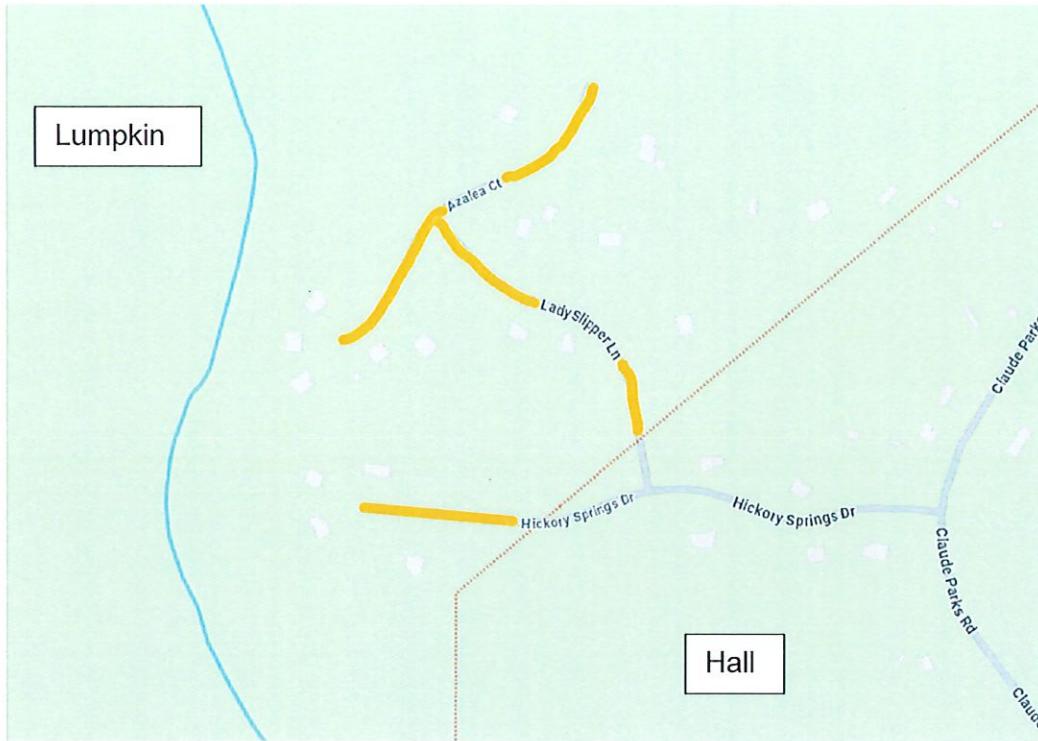


Robin Hood Dr. & King Richard Ct. (2,823 ft.)



## Hall County cutting for Lumpkin County

Azalea Ct., Lady Slipper Ln., & Hickory Springs Dr. (2,621 ft.)



Claude Parks Rd. & Gilstrap Mill Rd. (1,278 ft.)



Post White Hill Rd. & Ransom Free Rd. (3,669 ft.)

