

MEMORANDUM OF UNDERSTANDING

BETWEEN

DARE COUNTY AND TOWN OF KILL DEVIL HILLS

RE: Regarding the Relocation of the Public Water Supply Line to be placed under the Culvert Pipe Located at 1634 North Croatan Highway, Kill Devil Hills, NC

This Memorandum of Understanding is entered into by and between the County of Dare and the Town of Kill Devil Hills. This instrument memorializes the agreements, responsibilities, and understandings between the parties regarding the relocation of the public water supply line currently located in the North Carolina Department of Transportation's right-of-way in front of 1634 North Croatan Highway, Kill Devil Hills, NC.

The parties acknowledge and agree as follows:

1. Dare County transfers to the Town of Kill Devil Hills, in as is condition, the 12" public water supply line that begins at a 12" valve located in the North Carolina Department of Transportation's right-of-way in front of 1634 North Croatan Highway and goes west to supply the Town of Kill Devil Hills' ground storage water tank.
2. The Town of Kill Devil Hills by execution of this agreement accepts the 12" water supply line as part of their water distribution system and will therefore be responsible for all maintenance and repairs that would be part of the Town of Kill Devil Hills' water distribution piping network and holds County harmless from the same and from any other liabilities associated with said water line.
3. Dare County will no longer have any responsibility or liability for the 12" water supply line west of the 12" valve in front of 1634 North Croatan Highway.
4. Kill Devil Hills will provide access to Dare County to the master meter in the vault on the 12" water line near the Kill Devil Hills' ground storage water tank.
5. Dare County will continue to maintain, repair, and calibrate the master meter in the vault near the Town of Kill Devil Hills' ground storage water tank.

6. Dare County Water Department will be notified in advance of the water line work being performed so a representative can be sent to site to oversee the project for Dare County.
7. The Memorandum of Understanding between the County of Dare and the Town of Kill Devil Hills shall become effective when signed by both parties.
8. The attached Exhibit 1 shall be included as terms in the Memorandum of Understanding and Exhibit 2 is a map (not to scale) of the site.

Signatures:



Debora Peele Diaz, Kill Devil Hills Town Manager



2-22-19
Date



Robert Outten, Dare County Manager/Attorney

2/20/19
Date

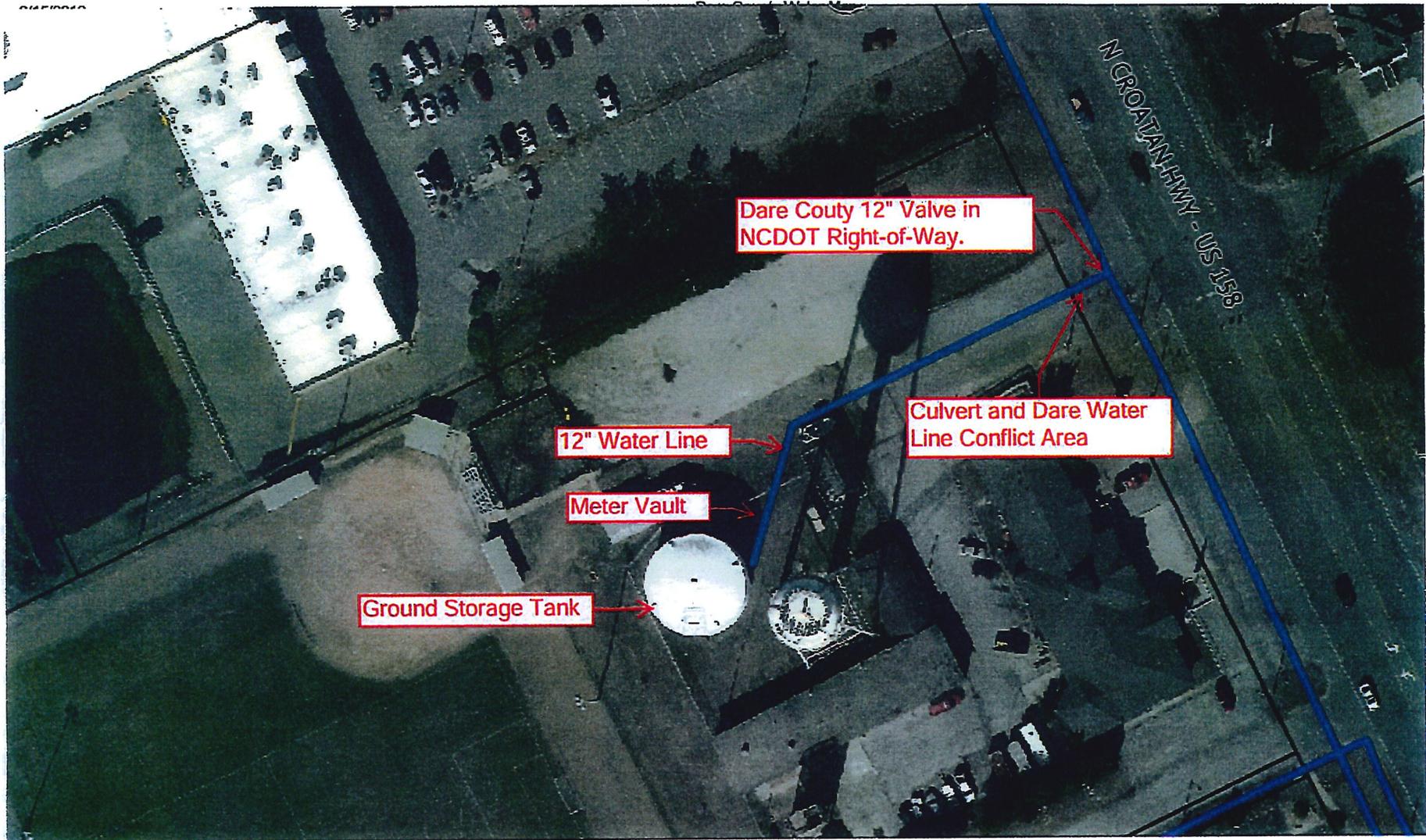


Exhibit 2