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THIS AGREEMENT, made this 13th day of January One Thousand Nine Hundred Sixty-nine between the BOARD OF CHOSEN FREEHOLDERS OF THE COUNTY OF BURLINGTON, hereinafter called the County and the STATE OF NEW JERSEY acting through its Commissioner of Transportation, hereinafter called the State;

WHEREAS, in the construction of Route 38 (1953) Sections 1F and 2C the State has constructed a major interchange with Routes 38, 41 (Kings Highway) and Route 73; and

WHEREAS, the said interchange will utilize and entail improvement to a portion of the said (Kings Highway); and

WHEREAS, it is impelling upon the County and the State to apportion the jurisdiction, control and maintenance of this improved facility in an equitable manner.

NOW, THEREFORE, this agreement witnesseth that for and in consideration of the mutual covenants contained herein, the County and the State agree as follows:

FIRST, the County agrees to:

- (a) Assume or retain jurisdiction and control in that area improved as shown with single line hatching on a map entitled: "NEW JERSEY DEPARTMENT OF TRANSPORTATION, ROUTE 38 (1953) SECTIONS 1F & 2C, JURISDICTIONAL LIMIT MAP, INTERCHANGE AT ROUTES 38, 41 and 73, TOWNSHIPS OF CHERRY HILL & MAPLE SHADE, COUNTIES OF BURLINGTON & CAMDEN, SCALE: 1" = 200', APRIL, 1967".
- (b) Perform minor maintenance including ice control and snow removal functions in that area specified in (a) above until the year ending 1972, after which date the County will perform complete maintenance functions.
- (c) Notify the State of any major maintenance obviously needed in that area specified in (a) above prior to the year ending 1972.

SECOND, the State agrees to:

- (a) Assume jurisdiction, control and maintenance in those areas shown plain (not hatched nor shaded in any manner) on the said map within the right of way of Routes 38, 41 and 73.
- (b) Perform major maintenance functions in that area specified in part FIRST item (a) either on its own initiative or upon notice from the County until the year ending 1972, after which date all maintenance will be performed by the County.

IN WITNESS WHEREOF, the County has had this instrument signed, had it attested, and the State has caused the same to be done on its part.

APPROVED
AS TO FORM

DEPT. ATTY. GEN.

Date 12/5/68

Attest:

Kenneth E. Street
Kenneth E. Street, Clerk

Attest:

Jean G. Schwartz
Jean G. Schwartz, Acting Secretary
Department of Transportation

THE BOARD OF CHOSEN FREEHOLDERS OF
THE COUNTY OF BURLINGTON

By

Bruce A. Mahon
Bruce A. Mahon, Director

THE STATE OF NEW JERSEY

By

David J. Goldberg
Commissioner of Transportation

Recommended

Date

Recommended

Date

Approved

Date

444

THIS AGREEMENT, made this 13th day of January One Thousand Nine Hundred Sixty-nine between the BOARD OF CHOSEN FREEHOLDERS OF THE COUNTY OF BURLINGTON, hereinafter called the County and the STATE OF NEW JERSEY acting through its Commissioner of Transportation, hereinafter called the State;

WHEREAS, during the construction of Route 38 Section 1A and 2A from Church Road to Marter Avenue, a jughandle turning facility was constructed at its intersection with Marter Avenue, Mount Laurel Township; and

WHEREAS, this construction entailed improvement to portions of Marter Avenue; and

WHEREAS, it is impelling upon the County and the State to apportion the jurisdiction, control and maintenance of this improved facility in an equitable manner;

NOW, THEREFORE, this agreement witnesseth that for and in consideration of the mutual covenants contained herein, the County and the State agree as follows:

FIRST, the County agrees to:
Assume jurisdiction, control and maintenance to that portion of Marter Avenue shown with single line hatching on a map entitled: "NEW JERSEY STATE HIGHWAY DEPARTMENT, ROUTE 38 - SEC. 2 - A, JURISDICTIONAL LIMIT MAP, MARTER AVE., MT. LAUREL TWP. - BURLINGTON COUNTY, SCALE: 1" = 100' AUGUST 1961".

SECOND, the State agrees to:
Assume jurisdiction, control and maintenance in those improved areas shown plain (not hatched in any manner) on the aforesaid map.

IN WITNESS WHEREOF, the County has had this instrument signed, had it attested, and the State has caused the same to be done on its part.

Attest:

Kenneth E. Street
Kenneth E. Street, Clerk

Attest:

Jean G. Schwartz
Jean G. Schwartz, Acting Secretary
Department of Transportation

BOARD OF CHOSEN FREEHOLDERS OF THE
COUNTY OF BURLINGTON

By Bruce A. Mahon
~~FREDERICK MARTELL, CLERK, BURLINGTON~~
Bruce A. Mahon, Director
THE STATE OF NEW JERSEY

By David J. Goldberg
David J. Goldberg
Commissioner of Transportation

APPROVED
AS TO FORM
Chief Clerk
DEPT. ATT. GEN.
Date 1/13/69

Recommended
Date
Recommended
u/s
1/14/69
Date
Approved
grs
1-16-69
Date