

MEMORANDUM AGREEMENT

This Agreement entered into this 13th day of August, 2012, between the Board of County Commissioners of Miller County, Georgia (hereinafter referred to as the Commissioners) and the Miller County Courthouse Committee (hereinafter referred to as the Committee)

WITNESSETH:

Whereas, the Commissioners entered into an agreement with the Committee on November 1, 2005, in which the Commissioners authorized the Committee to conduct a fundraising drive to initiate the building of a new courthouse, and

Whereas, such funds and contributions have been collected by the Committee, and

Whereas, the agreement provided that the Committee would enter into an agreement with the Community Foundation of South Georgia, Inc. to handle such funds, and

Whereas, such funds are now being held by the Foundation, and

Whereas, the Committee and the Commissioners now know that it will be impossible to build a new courthouse at any time in the foreseeable future because of a lack of funds.

It is now therefore agreed and resolved as follows:

1.

The funds raised by the Committee will not be used for the construction of a new courthouse but will be used for the improvement of the existing courthouse. The improvements referred to herein will be approved by the Committee and recommended to the Commissioners by the Committee.

2.

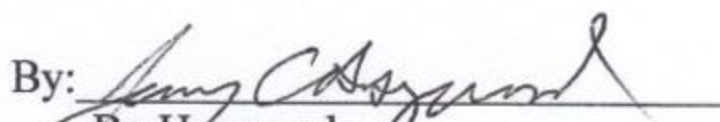
At such time as the Commissioners act to make such improvements to the courthouse and enter into a contract for the construction of such improvements, the Committee will request that the Foundation turn over such contributions and funds to the Commissioners.

3.


The Commissioners are in full agreement with the purpose of the Committee. However, it is understood that the Commissioners have no obligation to make improvements to the existing courthouse under this agreement.

IN WITNESS WHEREOF, the parties hereto have set their hands and seals the day and year first above written.

Board of County Commissioners
of Miller County, Georgia

By: 
Bo Haywood,
Chairperson

Miller County Courthouse Committee

By: 
Walter W. Hays,
Chairperson