

**PRIVATE DRIVE MAINTENANCE AGREEMENT**

**MARATHON TOWNSHIP**

This Agreement made on the \_\_\_\_\_ day of \_\_\_\_\_, \_\_\_\_\_, by the undersigned, all owners of parcels of land located in Marathon Township, Lapeer County, within the following described property:

WHEREAS, the undersigned are owners of parcels of land which do not have frontage on a public road; and

WHEREAS, the only access to said parcels is by means of a private drive easement which Marathon Township and the Lapeer County Road Commission are not obligated or permitted to maintain; and

WHEREAS, the undersigned have agreed to finance the maintenance of the private drive which provides access to their properties; and

WHEREAS, the private drive involved in this Agreement is described and shown on a survey recorded in Liber \_\_\_\_\_, Page(s) \_\_\_\_\_, Lapeer County Records.

NOW, THEREFORE, it is mutually agreed as follows:

1. ANNUAL MEETING. Each year, on or before December 31, the owners shall meet for the purpose of approving a maintenance program and budget for the coming year.
2. ASSESSMENT. Each landowner shall pay an assessment equal to the owner's proportional share of the approved budget.
3. FAILURE TO PAY ASSESSMENT. If any landowner defaults on any assessment payment, the remaining owners may place a lien against the property of the landowner and bring suit to collect the assessment, together with any costs of collection.
4. MAINTENANCE AND REPAIR WORK. The owners shall arrange for such maintenance and repair work as has been approved by majority vote.

