

House Resolution 949

By: Representative Cummings of the 27th

A RESOLUTION

1 Authorizing the conveyance of certain state owned real property located in Bartow County,
2 Georgia; to repeal conflicting laws; and for other purposes.

3 WHEREAS, the State of Georgia is the owner of a certain parcel of real property located in
4 Bartow County, Georgia; and

5 WHEREAS, said real property is all that tract or parcel of land, lying and being in Land Lot
6 231 of the 5th District, 3rd Section of Bartow County, Georgia, and described as a portion
7 of parcel number 3 on Western and Atlantic Railroad Valuation Map No. V2/27 and on file
8 in the offices of the State Properties Commission, and may be more particularly described
9 on a plat of survey prepared by a Georgia Registered Land Surveyor and presented to the
10 State Properties Commission for approval; and

11 WHEREAS, said property is within the lease limits of the State of Georgia's lease of the
12 Western and Atlantic Railroad Right of Way to CSX Transportation Inc.; and

13 WHEREAS, the City of Kingston, Bartow County, Georgia, is desirous of acquiring the
14 above-described property in order to build a park to house a monument honoring America's
15 War Veterans; and

16 WHEREAS, CSX Transportation Inc. is encouraged to release its interest in the
17 above-described property so that the property may be conveyed to the City of Kingston,
18 Bartow County, Georgia.

19 NOW, THEREFORE, BE IT RESOLVED AND ENACTED BY THE GENERAL
20 ASSEMBLY OF GEORGIA:

SECTION 1.

That the State of Georgia is the owner of the above-described real property and that in all matters relating to the conveyance of the real property the State of Georgia is acting by and through its State Properties Commission.

SECTION 2.

That the above-described real property may be conveyed by appropriate instrument to the City of Kingston, Bartow County, Georgia, by the State of Georgia, acting by and through the State Properties Commission for the consideration of \$10.00 so long as the property is used for public purposes; provided, however, that if the City of Kingston, Bartow County, Georgia, should determine the need to convey all or a portion of the above-described property to a private person, corporation, or private entity, prior to such conveyance the grantee and terms and conditions of said conveyance must first be approved by the State Properties Commission and all proceeds generated from the conveyance, less direct expenses incurred as a result of the conveyance, shall be remitted to the State Properties Commission and deposited in the state treasury and such further consideration and provisions as the State Properties Commission shall in its discretion determine to be in the best interests of the State of Georgia.

SECTION 3.

That prior to any conveyance of the above-described property to the City of Kingston, Bartow County, Georgia, CSX Transportation Inc. must first release its leasehold interest in the property to the State of Georgia.

SECTION 4.

That the authorization in this resolution to convey the above-described property to the City of Kingston, Bartow County, Georgia, shall expire three years after the date that this resolution becomes effective.

SECTION 5.

That the State Properties Commission is authorized and empowered to do all acts and things necessary and proper to effect such conveyance.

SECTION 6.

That the deed of conveyance shall be recorded by the grantee in the Superior Court of Bartow County and a recorded copy shall be forwarded to the State Properties Commission.

