

Senate Resolution 575

By: Senators Dean of the 31st, Starr of the 44th, Gillis of the 20th and Marable of the 52nd

A RESOLUTION

1 Authorizing the granting of nonexclusive easements for operation and maintenance of facilities,
2 utilities, and ingress and egress in, on, over, under, upon, across, or through property owned by
3 the State of Georgia in Baldwin, Bibb, Butts, Cobb, Coweta, Glynn, Gwinnett, Hall, Haralson,
4 McIntosh, Rabun, Richmond, Tattnall, and Upson counties, Georgia; to repeal conflicting laws;
5 and for other purposes.

6 WHEREAS, the State of Georgia is the owner of certain real property located in Baldwin, Bibb,
7 Butts, Cobb, Coweta, Glynn, Gwinnett, Hall, Haralson, McIntosh, Rabun, Richmond, Tattnall,
8 and Upson counties, Georgia; and

9 WHEREAS, the Baldwin County Water and Sewer Authority, the Macon Water Authority,
10 Georgia Power Company, Cobb County, United States Coast Guard, Georgia Transmission
11 Corporation, the City of Gainesville, the City of Waco, the City of Darien, Habersham EMC,
12 the City of Glenville, and Atlanta Gas Light Company desire to operate and maintain facilities,
13 utilities, and ingress and egress in, on, over, under, upon, across, or through a portion of said
14 property; and

15 WHEREAS, these facilities, utilities, and ingress and egress in, on, over, under, upon, across,
16 or through the above-described state property have been requested and approved by the
17 Department of Public Safety, Department of Corrections, State Properties Commission,
18 Department of Natural Resources, Department of Human Resources, and Department of
19 Technical and Adult Education with respect to property under the jurisdiction of their respective
20 departments.

21 NOW, THEREFORE, BE IT RESOLVED AND ENACTED BY THE GENERAL
22 ASSEMBLY OF GEORGIA:

ARTICLE I**SECTION 1.**

That the State of Georgia is the owner of the hereinafter described real property in Baldwin County, and the property is in the custody of the Department of Public Safety, hereinafter referred to as the "easement area," and that, in all matters relating to the easement area, the State of Georgia is acting by and through its State Properties Commission.

SECTION 2.

That the State of Georgia, acting by and through its State Properties Commission, may grant to the Baldwin County Water and Sewer Authority, or its successors and assigns, a nonexclusive easement for the operation and maintenance of water and sanitary sewer lines in, on, over, under, upon, across, or through the easement area for the purpose of maintaining, repairing, replacing, inspecting, and operating water and sanitary sewer lines together with the right of ingress and egress over adjacent land of the State of Georgia as may be reasonably necessary to accomplish the aforesaid purposes. Said easement area is located in Land Lots 253 and 264 of the 1st District of Baldwin County, Georgia, and is more particularly described as follows:

That portion and that portion only as shown in orange on a drawing prepared by the Baldwin County Water and Sewer Authority and on file in the offices of the State Properties Commission

and may be more particularly described by a plat of survey prepared by a Georgia Registered Land Surveyor and presented to the State Properties Commission for approval.

SECTION 3.

That the above-described premises shall be used solely for the purpose of installing, maintaining, repairing, replacing, inspecting, and operating said water and sanitary sewer lines.

SECTION 4.

That the Baldwin County Water and Sewer Authority shall have the right to remove or cause to be removed from said easement area only such trees and bushes as may be reasonably necessary for the proper operation and maintenance of said water and sanitary sewer lines.

SECTION 5.

That, after the Baldwin County Water and Sewer Authority has put into use the water and sanitary sewer lines for which this easement is granted, a subsequent abandonment of the use thereof shall cause a reversion to the State of Georgia, or its successors and assigns, of all the rights, title, privileges, powers, and easement granted herein. Upon abandonment, the Baldwin

1 County Water and Sewer Authority, or its successors and assigns, shall have the option of
 2 removing its facilities from the easement area or leaving the same in place, in which event the
 3 facilities shall become the property of the State of Georgia, or its successors and assigns.

4 **SECTION 6.**

5 That no title shall be conveyed to the Baldwin County Water and Sewer Authority and, except
 6 as herein specifically granted to the Baldwin County Water and Sewer Authority, all rights, title,
 7 and interest in and to said easement area is reserved in the State of Georgia, which may make
 8 any use of said easement area not inconsistent with or detrimental to the rights, privileges, and
 9 interest granted to the Baldwin County Water and Sewer Authority.

10 **SECTION 7.**

11 That if the State of Georgia, acting by and through its State Properties Commission, determines
 12 that any or all of the facilities placed on the easement area should be removed or relocated to
 13 an alternate site on state owned land in order to avoid interference with the state’s use or
 14 intended use of the easement area, it may grant a substantially equivalent nonexclusive
 15 easement to allow placement of the removed or relocated facilities across the alternate site,
 16 under such terms and conditions as the State Properties Commission shall in its discretion
 17 determine to be in the best interests of the State of Georgia, and the Baldwin County Water and
 18 Sewer Authority shall remove or relocate its facilities to the alternate easement area at its sole
 19 cost and expense, unless the State Properties Commission determines that the requested removal
 20 or relocation is to be for the sole benefit of the State of Georgia and approves payment by the
 21 State of Georgia of all or a portion of such actual cost and expense, not to exceed by 20 percent
 22 the amount of a written estimate provided by the Baldwin County Water and Sewer Authority.

23 Upon written request, the State Properties Commission, in its sole discretion, may permit the
 24 relocation of the facilities to an alternate site on state owned land so long as the removal and
 25 relocation is paid by the party or parties requesting such removal and at no cost and expense to
 26 the State of Georgia.

27 **SECTION 8.**

28 That the easement granted to the Baldwin County Water and Sewer Authority shall contain such
 29 other reasonable terms, conditions, and covenants as the State Properties Commission shall
 30 deem in the best interest of the State of Georgia and that the State Properties Commission is
 31 authorized to use a more accurate description of the easement area, so long as the description
 32 utilized by the State Properties Commission describes the same easement area herein granted.

SECTION 9.

That the consideration for such easement shall be \$10.00 and such further consideration and provisions as the State Properties Commission may determine to be in the best interest of the State of Georgia.

SECTION 10.

That this grant of easement shall be recorded by the grantee in the Superior Court of Baldwin County and a recorded copy shall be forwarded to the State Properties Commission.

SECTION 11.

That the authorization in this resolution to grant the above-described easement to the Baldwin County Water and Sewer Authority shall expire three years after the date that this resolution becomes effective.

SECTION 12.

That the State Properties Commission is authorized and empowered to do all acts and things necessary and proper to effect the grant of the easement area.

ARTICLE II

SECTION 13.

That the State of Georgia is the owner of the hereinafter described real property in Bibb County, and the property is in the custody of the Department of Corrections, hereinafter referred to as the "easement area," and that, in all matters relating to the easement area, the State of Georgia is acting by and through its State Properties Commission.

SECTION 14.

That the State of Georgia, acting by and through its State Properties Commission, may grant to the Macon Water Authority, or its successors and assigns, a nonexclusive easement for the construction, operation, and maintenance of sanitary sewer lines in, on, over, under, upon, across, or through the easement area for the purpose of constructing, erecting, installing, maintaining, repairing, replacing, inspecting, and operating sanitary sewer lines together with the right of ingress and egress over adjacent land of the State of Georgia as may be reasonably necessary to accomplish the aforesaid purposes. Said easement area is located in Land Lot 30 of the 4th Land District of Bibb County, Georgia, and is more particularly described as follows:

1 That portion and that portion only as shown marked in orange on a plat of survey prepared
2 by Mitchell J. Paulk, Georgia Registered Land surveyor #2775, dated August 30, 2001 and
3 on file in the offices of the State Properties Commission
4 and may be more particularly described by a plat of survey prepared by a Georgia Registered
5 Land Surveyor and presented to the State Properties Commission for approval.

6 **SECTION 15.**

7 That the above-described premises shall be used solely for the purpose of planning,
8 constructing, erecting, installing, maintaining, repairing, replacing, inspecting, and operating
9 said sanitary sewer lines.

10 **SECTION 16.**

11 That the Macon Water Authority shall have the right to remove or cause to be removed from
12 said easement area only such trees and bushes as may be reasonably necessary for the proper
13 construction, operation, and maintenance of said sanitary sewer lines.

14 **SECTION 17.**

15 That, after the Macon Water Authority has put into use the sanitary sewer lines for which this
16 easement is granted, a subsequent abandonment of the use thereof shall cause a reversion to the
17 State of Georgia, or its successors and assigns, of all the rights, title, privileges, powers, and
18 easement granted herein. Upon abandonment, the Macon Water Authority, or its successors and
19 assigns, shall have the option of removing its facilities from the easement area or leaving the
20 same in place, in which event the facilities shall become the property of the State of Georgia,
21 or its successors and assigns.

22 **SECTION 18.**

23 That no title shall be conveyed to the Macon Water Authority, and, except as herein specifically
24 granted to the Macon Water Authority, all rights, title, and interest in and to said easement area
25 is reserved in the State of Georgia, which may make any use of said easement area not
26 inconsistent with or detrimental to the rights, privileges, and interest granted to the Macon
27 Water Authority.

28 **SECTION 19.**

29 That if the State of Georgia, acting by and through its State Properties Commission, determines
30 that any or all of the facilities placed on the easement area should be removed or relocated to
31 an alternate site on state owned land in order to avoid interference with the state's use or
32 intended use of the easement area, it may grant a substantially equivalent nonexclusive

1 easement to allow placement of the removed or relocated facilities across the alternate site,
2 under such terms and conditions as the State Properties Commission shall in its discretion
3 determine to be in the best interests of the State of Georgia, and the Macon Water Authority
4 shall remove or relocate its facilities to the alternate easement area at its sole cost and expense,
5 unless the State Properties Commission determines that the requested removal or relocation is
6 to be for the sole benefit of the State of Georgia and approves payment by the State of Georgia
7 of all or a portion of such actual cost and expense, not to exceed by 20 percent the amount of
8 a written estimate provided by the Macon Water Authority. Upon written request, the State
9 Properties Commission, in its sole discretion, may permit the relocation of the facilities to an
10 alternate site on state owned land so long as the removal and relocation is paid by the party or
11 parties requesting such removal and at no cost and expense to the State of Georgia.

12 **SECTION 20.**

13 That the easement granted to the Macon Water Authority shall contain such other reasonable
14 terms, conditions, and covenants as the State Properties Commission shall deem in the best
15 interest of the State of Georgia and that the State Properties Commission is authorized to use
16 a more accurate description of the easement area, so long as the description utilized by the State
17 Properties Commission describes the same easement area herein granted.

18 **SECTION 21.**

19 That the consideration for such easement shall be \$10.00 and such further consideration and
20 provisions as the State Properties Commission may determine to be in the best interest of the
21 State of Georgia.

22 **SECTION 22.**

23 That this grant of easement shall be recorded by the grantee in the Superior Court of Bibb
24 County and a recorded copy shall be forwarded to the State Properties Commission.

25 **SECTION 23.**

26 That the authorization in this resolution to grant the above-described easement to the Macon
27 Water Authority shall expire three years after the date that this resolution becomes effective.

28 **SECTION 24.**

29 That the State Properties Commission is authorized and empowered to do all acts and things
30 necessary and proper to effect the grant of the easement area.

ARTICLE III

SECTION 25.

That the State of Georgia is the owner of the hereinafter described real property in Butts County, and the property is in the custody of the Department of Corrections, hereinafter referred to as the "easement area," and that, in all matters relating to the easement area, the State of Georgia is acting by and through its State Properties Commission.

SECTION 26.

That the State of Georgia, acting by and through its State Properties Commission, may grant to Georgia Power Company, or its successors and assigns, a nonexclusive easement for the construction, operation, and maintenance of electrical transmission lines on, over, under, upon, across, or through the easement area for the purpose of constructing, erecting, installing, maintaining, repairing, replacing, inspecting, and operating electrical transmission lines together with the right of ingress and egress over adjacent land of the State of Georgia as may be reasonably necessary to accomplish the aforesaid purposes. Said easement area is located in Land Lots 237, 244, and 245 of the 3rd Land District of Butts County, Georgia, and is more particularly described as follows:

That portion and that portion only as shown in orange on a drawing prepared by the Georgia Power Company Land Department entitled "Tanimura and Antle Distribution Line", drawing No. H-575-10, sheet No. 1 & 2, dated September 2000 and on file in the offices of the State Properties Commission

and may be more particularly described by a plat of survey prepared by a Georgia Registered Land Surveyor and presented to the State Properties Commission for approval.

SECTION 27.

That the above-described premises shall be used solely for the purpose of planning, constructing, erecting, installing, maintaining, repairing, replacing, inspecting, and operating said electrical transmission lines.

SECTION 28.

That Georgia Power Company shall have the right to remove or cause to be removed from said easement area only such trees and bushes as may be reasonably necessary for the proper construction, operation, and maintenance of said electrical transmission lines.

SECTION 29.

1
2 That, after Georgia Power Company has put into use the electrical transmission lines for which
3 this easement is granted, a subsequent abandonment of the use thereof shall cause a reversion
4 to the State of Georgia, or its successors and assigns, of all the rights, title, privileges, powers,
5 and easement granted herein. Upon abandonment, Georgia Power Company, or its successors
6 and assigns, shall have the option of removing its facilities from the easement area or leaving
7 the same in place, in which event the facilities shall become the property of the State of
8 Georgia, or its successors and assigns.

SECTION 30.

9
10 That no title shall be conveyed to Georgia Power Company, and, except as herein specifically
11 granted to Georgia Power Company, all rights, title, and interest in and to said easement area
12 is reserved in the State of Georgia, which may make any use of said easement area not
13 inconsistent with or detrimental to the rights, privileges, and interest granted to Georgia Power
14 Company.

SECTION 31.

15
16 That if the State of Georgia, acting by and through its State Properties Commission, determines
17 that any or all of the facilities placed on the easement area should be removed or relocated to
18 an alternate site on state owned land in order to avoid interference with the state's use or
19 intended use of the easement area, it may grant a substantially equivalent nonexclusive
20 easement to allow placement of the removed or relocated facilities across the alternate site,
21 under such terms and conditions as the State Properties Commission shall in its discretion
22 determine to be in the best interests of the State of Georgia, and Georgia Power Company shall
23 remove or relocate its facilities to the alternate easement area at its sole cost and expense, unless
24 the State Properties Commission determines that the requested removal or relocation is to be
25 for the sole benefit of the State of Georgia and approves payment by the State of Georgia of all
26 or a portion of such actual cost and expense, not to exceed by 20 percent the amount of a written
27 estimate provided by Georgia Power Company. Upon written request, the State Properties
28 Commission, in its sole discretion, may permit the relocation of the facilities to an alternate site
29 on state owned land so long as the removal and relocation is paid by the party or parties
30 requesting such removal and at no cost and expense to the State of Georgia.

SECTION 32.

31
32 That the easement granted to Georgia Power Company shall contain such other reasonable
33 terms, conditions, and covenants as the State Properties Commission shall deem in the best
34 interest of the State of Georgia and that the State Properties Commission is authorized to use

1 a more accurate description of the easement area, so long as the description utilized by the State
2 Properties Commission describes the same easement area herein granted.

3 **SECTION 33.**

4 That the consideration for such easement shall be for the fair market value, but not less than
5 \$650.00, and such further consideration and provisions as the State Properties Commission may
6 determine to be in the best interest of the State of Georgia.

7 **SECTION 34.**

8 That this grant of easement shall be recorded by the grantee in the Superior Court of Butts
9 County and a recorded copy shall be forwarded to the State Properties Commission.

10 **SECTION 35.**

11 That the authorization in this resolution to grant the above-described easement to Georgia
12 Power Company shall expire three years after the date that this resolution becomes effective.

13 **SECTION 36.**

14 That the State Properties Commission is authorized and empowered to do all acts and things
15 necessary and proper to effect the grant of the easement area.

16 **ARTICLE IV**

17 **SECTION 37.**

18 That the State of Georgia is the owner of the hereinafter described real property in Cobb
19 County, and the property is in the custody of the State Properties Commission, hereinafter
20 referred to as the "easement area," and that, in all matters relating to the easement area, the State
21 of Georgia is acting by and through its State Properties Commission.

22 **SECTION 38.**

23 That the State of Georgia, acting by and through its State Properties Commission, may grant to
24 Cobb County, or its successors and assigns, a nonexclusive easement for the construction,
25 operation, and maintenance of underpasses, crossings, and bridges on, over, under, upon, across,
26 or through the easement area for the purpose of constructing, erecting, installing, maintaining,
27 repairing, replacing, inspecting, and operating underpasses, crossings, and bridges together with
28 the right of ingress and egress over adjacent land of the State of Georgia as may be reasonably
29 necessary to accomplish the aforesaid purposes. Said easement areas are located in Cobb
30 County, Georgia, and are more particularly described as follows:

1 That portion and that portion only as shown on Cobb County Department of
2 Transportation, Atlanta Road Contract 2 Project No. 7404-02b, sheet 12, and as shown on
3 Cobb County Department of Transportation, Atlanta Road Contract 3 & 4 Project no.
4 7404-02 C & D, sheet 5, and as shown on Cobb County Department of Transportation
5 Tower Road Project Nos. 7404-40 & 7405-16, and as shown on a drawing entitled
6 Cumberland Community Multi-Use Path Railroad Crossing Plan, dated April 17, 2001,
7 prepared by Moreland Altobelli Associates, Inc. and all being on file in the offices of the
8 State Properties Commission

9 and may be more particularly described by a plat of survey prepared by a Georgia Registered
10 Land Surveyor and presented to the State Properties Commission for approval.

11 **SECTION 39.**

12 That the above-described premises shall be used solely for the purpose of planning,
13 constructing, erecting, installing, maintaining, repairing, replacing, inspecting, and operating
14 said underpasses, crossings, and bridges.

15 **SECTION 40.**

16 That Cobb County shall have the right to remove or cause to be removed from said easement
17 area only such trees and bushes as may be reasonably necessary for the proper construction,
18 operation, and maintenance of said underpasses, crossings, and bridges.

19 **SECTION 41.**

20 That, after Cobb County has put into use the underpasses, crossings, and bridges for which this
21 easement is granted, a subsequent abandonment of the use thereof shall cause a reversion to the
22 State of Georgia, or its successors and assigns, of all the rights, title, privileges, powers, and
23 easement granted herein. Upon abandonment, Cobb County, or its successors and assigns, shall
24 have the option of removing its facilities from the easement area or leaving the same in place,
25 in which event the facilities shall become the property of the State of Georgia, or its successors
26 and assigns.

27 **SECTION 42.**

28 That no title shall be conveyed to Cobb County, and, except as herein specifically granted to
29 Cobb County, all rights, title, and interest in and to said easement area is reserved in the State
30 of Georgia, which may make any use of said easement area not inconsistent with or detrimental
31 to the rights, privileges, and interest granted to Cobb County.

SECTION 43.

That if the State of Georgia, acting by and through its State Properties Commission, determines that any or all of the facilities placed on the easement area should be removed or relocated to an alternate site on state owned land in order to avoid interference with the state's use or intended use of the easement area, it may grant a substantially equivalent nonexclusive easement to allow placement of the removed or relocated facilities across the alternate site, under such terms and conditions as the State Properties Commission shall in its discretion determine to be in the best interests of the State of Georgia, and Cobb County shall remove or relocate its facilities to the alternate easement area at its sole cost and expense, unless the State Properties Commission determines that the requested removal or relocation is to be for the sole benefit of the State of Georgia and approves payment by the State of Georgia of all or a portion of such actual cost and expense, not to exceed by 20 percent the amount of a written estimate provided by Cobb County. Upon written request, the State Properties Commission, in its sole discretion, may permit the relocation of the facilities to an alternate site on state owned land so long as the removal and relocation is paid by the party or parties requesting such removal and at no cost and expense to the State of Georgia.

SECTION 44.

That the easement granted to Cobb County shall contain such other reasonable terms, conditions, and covenants as the State Properties Commission shall deem in the best interest of the State of Georgia and that the State Properties Commission is authorized to use a more accurate description of the easement area, so long as the description utilized by the State Properties Commission describes the same easement area herein granted.

SECTION 45.

That the consideration for such easement shall be for \$10.00 and such further consideration and provisions as the State Properties Commission may determine to be in the best interest of the State of Georgia.

SECTION 46.

That this grant of easement shall be recorded by the grantee in the Superior Court of Cobb County and a recorded copy shall be forwarded to the State Properties Commission.

SECTION 47.

That the authorization in this resolution to grant the above-described easement to Cobb County shall expire three years after the date that this resolution becomes effective.

SECTION 48.

That the State Properties Commission is authorized and empowered to do all acts and things necessary and proper to effect the grant of the easement area.

ARTICLE V

SECTION 49.

That the State of Georgia is the owner of the hereinafter described real property in Coweta County, and the property is in the custody of the Department of Natural Resources, hereinafter referred to as the "easement area," and that, in all matters relating to the easement area, the State of Georgia is acting by and through its State Properties Commission.

SECTION 50.

That the State of Georgia, acting by and through its State Properties Commission, may grant to Georgia Power Company, or its successors and assigns, a nonexclusive easement for the construction, operation, and maintenance of electrical transmission lines in, on, over, under, upon, across, or through the easement area for the purpose of constructing, erecting, installing, maintaining, repairing, replacing, inspecting, and operating electrical transmission lines together with the right of ingress and egress over adjacent land of the State of Georgia as may be reasonably necessary to accomplish the aforesaid purposes. Said easement area is located within the bounds of Chattahoochee Bend State Park in Coweta County, Georgia, and is more particularly described as follows:

That portion and that portion only as shown in orange on a drawing attached as Exhibit "A" on that certain Georgia Board of Natural Resources Resolution dated September 26, 2001, recommending the granting of a revocable license and easement to Georgia Power Company over 53 acres, and on file in the offices of the State Properties Commission and may be more particularly described by a plat of survey prepared by a Georgia Registered Land Surveyor and presented to the State Properties Commission for approval.

SECTION 51.

That the above-described premises shall be used solely for the purpose of planning, constructing, erecting, installing, maintaining, repairing, replacing, inspecting, and operating said electrical transmission lines.

SECTION 52.

That Georgia Power Company shall have the right to remove or cause to be removed from said easement area only such trees and bushes as may be reasonably necessary for the proper construction, operation, and maintenance of said electrical transmission lines.

SECTION 53.

That, after Georgia Power Company has put into use the electrical transmission lines for which this easement is granted, a subsequent abandonment of the use thereof shall cause a reversion to the State of Georgia, or its successors and assigns, of all the rights, title, privileges, powers, and easement granted herein. Upon abandonment, Georgia Power Company, or its successors and assigns, shall have the option of removing its facilities from the easement area or leaving the same in place, in which event the facilities shall become the property of the State of Georgia, or its successors and assigns.

SECTION 54.

That no title shall be conveyed to Georgia Power Company, and, except as herein specifically granted to Georgia Power Company, all rights, title, and interest in and to said easement area is reserved in the State of Georgia, which may make any use of said easement area not inconsistent with or detrimental to the rights, privileges, and interest granted to Georgia Power Company.

SECTION 55.

That if the State of Georgia, acting by and through its State Properties Commission, determines that any or all of the facilities placed on the easement area should be removed or relocated to an alternate site on state owned land in order to avoid interference with the state's use or intended use of the easement area, it may grant a substantially equivalent nonexclusive easement to allow placement of the removed or relocated facilities across the alternate site, under such terms and conditions as the State Properties Commission shall in its discretion determine to be in the best interests of the State of Georgia, and Georgia Power Company shall remove or relocate its facilities to the alternate easement area at its sole cost and expense, unless the State Properties Commission determines that the requested removal or relocation is to be for the sole benefit of the State of Georgia and approves payment by the State of Georgia of all or a portion of such actual cost and expense, not to exceed by 20 percent the amount of a written estimate provided by Georgia Power Company. Upon written request, the State Properties Commission, in its sole discretion, may permit the relocation of the facilities to an alternate site on state owned land so long as the removal and relocation is paid by the party or parties requesting such removal and at no cost and expense to the State of Georgia.

SECTION 56.

That the easement granted to Georgia Power Company shall contain such other reasonable terms, conditions, and covenants as the State Properties Commission shall deem in the best interest of the State of Georgia and that the State Properties Commission is authorized to use a more accurate description of the easement area, so long as the description utilized by the State Properties Commission describes the same easement area herein granted.

SECTION 57.

That the consideration for such easement shall be for the fair market value, but not less than \$650.00, and such further consideration and provisions as the State Properties Commission may determine to be in the best interest of the State of Georgia.

SECTION 58.

That this grant of easement shall be recorded by the grantee in the Superior Court of Coweta County and a recorded copy shall be forwarded to the State Properties Commission.

SECTION 59.

That the authorization in this resolution to grant the above-described easement to Georgia Power company shall expire three years after the date that this resolution becomes effective.

SECTION 60.

That the State Properties Commission is authorized and empowered to do all acts and things necessary and proper to effect the grant of the easement area.

ARTICLE VI

SECTION 61.

That the State of Georgia is the owner of the hereinafter described real property in Glynn County, and the property is in the custody of the Department of Natural Resources, hereinafter referred to as the "easement area," and that, in all matters relating to the easement area, the State of Georgia is acting by and through its State Properties Commission.

SECTION 62.

That the State of Georgia, acting by and through its State Properties Commission, may grant to the United States Coast Guard (USCG), or its successors and assigns, a nonexclusive easement for the construction, operation, and maintenance of ingress and egress in, on, over, under, upon, across, or through the easement area for the purpose of constructing, erecting, installing,

1 maintaining, repairing, replacing, inspecting, and operating ingress and egress together with the
2 right of ingress and egress over adjacent land of the State of Georgia as may be reasonably
3 necessary to accomplish the aforesaid purposes. Said easement area is located within the
4 bounds of Georgia Department of Natural Resources Coastal Regional Headquarters Complex
5 in Brunswick, Glynn County, Georgia, and is more particularly described as follows:

6 That portion and that portion only as shown in yellow on a drawing attached as Exhibit "A"
7 on that certain Georgia Board of Natural Resources Resolution dated December 5, 2001,
8 recommending the granting of a lease to the USCG, and on file in the offices of the State
9 Properties Commission

10 and may be more particularly described by a plat of survey prepared by a Georgia Registered
11 Land Surveyor and presented to the State Properties Commission for approval.

12 **SECTION 63.**

13 That the above-described premises shall be used solely for the purpose of planning,
14 constructing, erecting, installing, maintaining, repairing, replacing, inspecting, and operating
15 said ingress and egress.

16 **SECTION 64.**

17 That USCG shall have the right to remove or cause to be removed from said easement area only
18 such trees and bushes as may be reasonably necessary for the proper construction, operation,
19 and maintenance of said ingress and egress.

20 **SECTION 65.**

21 That, after USCG has put into use the ingress and egress for which this easement is granted, a
22 subsequent abandonment of the use thereof shall cause a reversion to the State of Georgia, or
23 its successors and assigns, of all the rights, title, privileges, powers, and easement granted
24 herein. Upon abandonment, USCG, or its successors and assigns, shall have the option of
25 removing its facilities from the easement area or leaving the same in place, in which event the
26 facilities shall become the property of the State of Georgia, or its successors and assigns.

27 **SECTION 66.**

28 That no title shall be conveyed to USCG, and, except as herein specifically granted to USCG,
29 all rights, title, and interest in and to said easement area is reserved in the State of Georgia,
30 which may make any use of said easement area not inconsistent with or detrimental to the
31 rights, privileges, and interest granted to USCG.

SECTION 67.

That if the State of Georgia, acting by and through its State Properties Commission, determines that any or all of the facilities placed on the easement area should be removed or relocated to an alternate site on state owned land in order to avoid interference with the state's use or intended use of the easement area, it may grant a substantially equivalent nonexclusive easement to allow placement of the removed or relocated facilities across the alternate site, under such terms and conditions as the State Properties Commission shall in its discretion determine to be in the best interests of the State of Georgia, and USCG shall remove or relocate its facilities to the alternate easement area at its sole cost and expense, unless the State Properties Commission determines that the requested removal or relocation is to be for the sole benefit of the State of Georgia and approves payment by the State of Georgia of all or a portion of such actual cost and expense, not to exceed by 20 percent the amount of a written estimate provided by USCG. Upon written request, the State Properties Commission, in its sole discretion, may permit the relocation of the facilities to an alternate site on state owned land so long as the removal and relocation is paid by the party or parties requesting such removal and at no cost and expense to the State of Georgia.

SECTION 68.

That the easement granted to USCG shall contain such other reasonable terms, conditions, and covenants as the State Properties Commission shall deem in the best interest of the State of Georgia and that the State Properties Commission is authorized to use a more accurate description of the easement area, so long as the description utilized by the State Properties Commission describes the same easement area herein granted.

SECTION 69.

That the consideration for such easement shall be for \$10.00 and such further consideration and provisions as the State Properties Commission may determine to be in the best interest of the State of Georgia.

SECTION 70.

That this grant of easement shall be recorded by the grantee in the Superior Court of Glynn County and a recorded copy shall be forwarded to the State Properties Commission.

SECTION 71.

That the authorization in this resolution to grant the above-described easement to USCG shall expire three years after the date that this resolution becomes effective.

SECTION 76.

That Georgia Transmission Corporation shall have the right to remove or cause to be removed from said easement area only such trees and bushes as may be reasonably necessary for the proper construction, operation, and maintenance of said electrical transmission lines.

SECTION 77.

That, after Georgia Transmission Corporation has put into use the electrical transmission lines for which this easement is granted, a subsequent abandonment of the use thereof shall cause a reversion to the State of Georgia, or its successors and assigns, of all the rights, title, privileges, powers, and easement granted herein. Upon abandonment, Georgia Transmission Corporation, or its successors and assigns, shall have the option of removing its facilities from the easement area or leaving the same in place, in which event the facilities shall become the property of the State of Georgia, or its successors and assigns.

SECTION 78.

That no title shall be conveyed to Georgia Transmission Corporation and, except as herein specifically granted to Georgia Transmission Corporation, all rights, title, and interest in and to said easement area is reserved in the State of Georgia, which may make any use of said easement area not inconsistent with or detrimental to the rights, privileges, and interest granted to Georgia Transmission Corporation.

SECTION 79.

That if the State of Georgia, acting by and through its State Properties Commission, determines that any or all of the facilities placed on the easement area should be removed or relocated to an alternate site on state owned land in order to avoid interference with the state's use or intended use of the easement area, it may grant a substantially equivalent nonexclusive easement to allow placement of the removed or relocated facilities across the alternate site, under such terms and conditions as the State Properties Commission shall in its discretion determine to be in the best interests of the State of Georgia, and Georgia Transmission Corporation shall remove or relocate its facilities to the alternate easement area at its sole cost and expense, unless the State Properties Commission determines that the requested removal or relocation is to be for the sole benefit of the State of Georgia and approves payment by the State of Georgia of all or a portion of such actual cost and expense, not to exceed by 20 percent the amount of a written estimate provided by Georgia Transmission Corporation. Upon written request, the State Properties Commission, in its sole discretion, may permit the relocation of the facilities to an alternate site on state owned land so long as the removal and relocation is paid

1 by the party or parties requesting such removal and at no cost and expense to the State of
2 Georgia.

3 **SECTION 80.**

4 That the easement granted to Georgia Transmission Corporation shall contain such other
5 reasonable terms, conditions, and covenants as the State Properties Commission shall deem in
6 the best interest of the State of Georgia and that the State Properties Commission is authorized
7 to use a more accurate description of the easement area, so long as the description utilized by
8 the State Properties Commission describes the same easement area herein granted.

9 **SECTION 81.**

10 That the consideration for such easement shall be for the fair market value, but not less than
11 \$650.00, and such further consideration and provisions as the State Properties Commission may
12 determine to be in the best interest of the State of Georgia.

13 **SECTION 82.**

14 That this grant of easement shall be recorded by the grantee in the Superior Court of Gwinnett
15 County and a recorded copy shall be forwarded to the State Properties Commission.

16 **SECTION 83.**

17 That the authorization in this resolution to grant the above-described easement to Georgia
18 Transmission Corporation shall expire three years after the date that this resolution becomes
19 effective.

20 **SECTION 84.**

21 That the State Properties Commission is authorized and empowered to do all acts and things
22 necessary and proper to effect the grant of the easement area.

23 **ARTICLE VIII**

24 **SECTION 85.**

25 That the State of Georgia is the owner of the hereinafter described real property in Hall County,
26 and the property is in the custody of the Department of Juvenile Justice, hereinafter referred to
27 as the "easement area," and that, in all matters relating to the easement area, the State of Georgia
28 is acting by and through its State Properties Commission.

SECTION 86.

That the State of Georgia, acting by and through its State Properties Commission, may grant to the City of Gainesville, or its successors and assigns, a nonexclusive easement for the construction, operation, and maintenance of sanitary sewer lines in, on, over, under, upon, across, or through the easement area for the purpose of constructing, erecting, installing, maintaining, repairing, replacing, inspecting, and operating sanitary sewer lines together with the right of ingress and egress over adjacent land of the State of Georgia as may be reasonably necessary to accomplish the aforesaid purposes. Said easement area is located in Land Lot 137 of the 9th District of Hall County, Georgia, and is more particularly described as follows:

That portion and that portion only as shown marked in yellow on a plat of survey entitled "City of Gainesville" dated March 8, 2001 prepared by Donald Rex Jones, Georgia Registered Land Surveyor #2396 and being on file in the offices of the State Properties Commission

and may be more particularly described by a plat of survey prepared by a Georgia Registered Land Surveyor and presented to the State Properties Commission for approval.

SECTION 87.

That the above-described premises shall be used solely for the purpose of planning, constructing, erecting, installing, maintaining, repairing, replacing, inspecting, and operating said sanitary sewer lines.

SECTION 88.

That the City of Gainesville shall have the right to remove or cause to be removed from said easement area only such trees and bushes as may be reasonably necessary for the proper construction, operation, and maintenance of said sanitary sewer lines.

SECTION 89.

That, after the City of Gainesville has put into use the sanitary sewer lines for which this easement is granted, a subsequent abandonment of the use thereof shall cause a reversion to the State of Georgia, or its successors and assigns, of all the rights, title, privileges, powers, and easement granted herein. Upon abandonment, the City of Gainesville, or its successors and assigns, shall have the option of removing its facilities from the easement area or leaving the same in place, in which event the facilities shall become the property of the State of Georgia, or its successors and assigns.

SECTION 90.

That no title shall be conveyed to the City of Gainesville and, except as herein specifically granted to the City of Gainesville, all rights, title, and interest in and to said easement area is reserved in the State of Georgia, which may make any use of said easement area not inconsistent with or detrimental to the rights, privileges, and interest granted to the City of Gainesville.

SECTION 91.

That if the State of Georgia, acting by and through its State Properties Commission, determines that any or all of the facilities placed on the easement area should be removed or relocated to an alternate site on state owned land in order to avoid interference with the state’s use or intended use of the easement area, it may grant a substantially equivalent nonexclusive easement to allow placement of the removed or relocated facilities across the alternate site, under such terms and conditions as the State Properties Commission shall in its discretion determine to be in the best interests of the State of Georgia, and the City of Gainesville shall remove or relocate its facilities to the alternate easement area at its sole cost and expense, unless the State Properties Commission determines that the requested removal or relocation is to be for the sole benefit of the State of Georgia and approves payment by the State of Georgia of all or a portion of such actual cost and expense, not to exceed by 20 percent the amount of a written estimate provided by the City of Gainesville. Upon written request, the State Properties Commission, in its sole discretion, may permit the relocation of the facilities to an alternate site on state owned land so long as the removal and relocation is paid by the party or parties requesting such removal and at no cost and expense to the State of Georgia.

SECTION 92.

That the easement granted to the City of Gainesville shall contain such other reasonable terms, conditions, and covenants as the State Properties Commission shall deem in the best interest of the State of Georgia and that the State Properties Commission is authorized to use a more accurate description of the easement area, so long as the description utilized by the State Properties Commission describes the same easement area herein granted.

SECTION 93.

That the consideration for such easement shall be \$10.00 and such further consideration and provisions as the State Properties Commission may determine to be in the best interest of the State of Georgia.

SECTION 100.

That the City of Waco shall have the right to remove or cause to be removed from said easement area only such trees and bushes as may be reasonably necessary for the proper operation of said sanitary sewer lines.

SECTION 101.

That, after the City of Waco has put into use the sanitary sewer lines for which this easement is granted, a subsequent abandonment of the use thereof shall cause a reversion to the State of Georgia, or its successors and assigns, of all the rights, title, privileges, powers, and easement granted herein. Upon abandonment, the City of Waco, or its successors and assigns, shall have the option of removing its facilities from the easement area or leaving the same in place, in which event the facilities shall become the property of the State of Georgia, or its successors and assigns.

SECTION 102.

That no title shall be conveyed to the City of Waco, and, except as herein specifically granted to the City of Waco, all rights, title, and interest in and to said easement area is reserved in the State of Georgia, which may make any use of said easement area not inconsistent with or detrimental to the rights, privileges, and interest granted to the City of Waco.

SECTION 103.

That if the State of Georgia, acting by and through its State Properties Commission, determines that any or all of the facilities placed on the easement area should be removed or relocated to an alternate site on state owned land in order to avoid interference with the state's use or intended use of the easement area, it may grant a substantially equivalent nonexclusive easement to allow placement of the removed or relocated facilities across the alternate site, under such terms and conditions as the State Properties Commission shall in its discretion determine to be in the best interests of the State of Georgia, and the City of Waco shall remove or relocate its facilities to the alternate easement area at its sole cost and expense, unless the State Properties Commission determines that the requested removal or relocation is to be for the sole benefit of the State of Georgia and approves payment by the State of Georgia of all or a portion of such actual cost and expense, not to exceed by 20 percent the amount of a written estimate provided by the City of Waco. Upon written request, the State Properties Commission, in its sole discretion, may permit the relocation of the facilities to an alternate site on state owned land so long as the removal and relocation is paid by the party or parties requesting such removal and at no cost and expense to the State of Georgia.

SECTION 104.

That the easement granted to the City of Waco shall contain such other reasonable terms, conditions, and covenants as the State Properties Commission shall deem in the best interest of the State of Georgia and that the State Properties Commission is authorized to use a more accurate description of the easement areas, so long as the description utilized by the State Properties Commission describes the same easements area herein granted.

SECTION 105.

That the consideration for such easements shall be \$10.00 and such further consideration and provisions as the State Properties Commission may determine to be in the best interest of the State of Georgia.

SECTION 106.

That this grant of easement shall be recorded by the grantee in the Superior Court of Haralson County and a recorded copy shall be forwarded to the State Properties Commission.

SECTION 107.

That the authorization in this resolution to grant the above-described easement to the City of Waco shall expire three years after the date that this resolution becomes effective.

SECTION 108.

That the State Properties Commission is authorized and empowered to do all acts and things necessary and proper to effect the grant of the easement area.

ARTICLE X

SECTION 109.

That the State of Georgia is the owner of the hereinafter described real property in McIntosh County, Georgia, and the property is in the custody of the Department of Natural Resources, hereinafter referred to as the "easement area," and that, in all matters relating to the easement area, the State of Georgia is acting by and through its State Properties Commission.

SECTION 110.

That the State of Georgia, acting by and through its State Properties Commission, may grant to the City of Darien, or its successors and assigns, a nonexclusive easement for the construction, operation, and maintenance of ingress and egress in, on, over, under, upon, across, or through the easement area for the purpose of constructing, installing, maintaining, repairing, replacing,

1 inspecting, and operating ingress and egress together with the right of ingress and egress over
2 adjacent land of the State of Georgia as may be reasonably necessary to accomplish the
3 aforesaid purposes. Said easement area is located in the 271st GMD of McIntosh County,
4 Georgia, and is more particularly described as follows:

5 That portion and that portion only as shown marked in yellow on a drawing attached as
6 Exhibit "A" to that certain Revocable License Agreement being RPR# 0543, dated
7 October 25, 2001, and on file in the offices of the State Properties Commission
8 and may be more particularly described by a plat of survey prepared by a Georgia Registered
9 Land Surveyor and presented to the State Properties Commission for approval.

10 **SECTION 111.**

11 That the above-described premises shall be used solely for the purpose of planning,
12 constructing, installing, maintaining, repairing, replacing, inspecting, and operating said ingress
13 and egress.

14 **SECTION 112.**

15 That the City of Darien shall have the right to remove or cause to be removed from said
16 easement area only such trees and bushes as may be reasonably necessary for the proper
17 construction, operation, and maintenance of said ingress and egress.

18 **SECTION 113.**

19 That, after the City of Darien has put into use the ingress and egress for which this easement is
20 granted, a subsequent abandonment of the use thereof shall cause a reversion to the State of
21 Georgia, or its successors and assigns, of all the rights, title, privileges, powers, and easement
22 granted herein. Upon abandonment, the City of Darien, or its successors and assigns, shall have
23 the option of removing its facilities from the easement area or leaving the same in place, in
24 which event the facilities shall become the property of the State of Georgia, or its successors
25 and assigns.

26 **SECTION 114.**

27 That no title shall be conveyed to the City of Darien, and, except as herein specifically granted
28 to the City of Darien, all rights, title, and interest in and to said easement area is reserved in the
29 State of Georgia, which may make any use of said easement area not inconsistent with or
30 detrimental to the rights, privileges, and interest granted to the City of Darien.

SECTION 115.

1
2 That if the State of Georgia, acting by and through its State Properties Commission, determines
3 that any or all of the facilities placed on the easement area should be removed or relocated to
4 an alternate site on state owned land in order to avoid interference with the state's use or
5 intended use of the easement area, it may grant a substantially equivalent nonexclusive
6 easement to allow placement of the removed or relocated facilities across the alternate site,
7 under such terms and conditions as the State Properties Commission shall in its discretion
8 determine to be in the best interests of the State of Georgia, and the City of Darien shall remove
9 or relocate its facilities to the alternate easement area at its sole cost and expense, unless the
10 State Properties Commission determines that the requested removal or relocation is to be for the
11 sole benefit of the State of Georgia and approves payment by the State of Georgia of all or a
12 portion of such actual cost and expense, not to exceed by 20 percent the amount of a written
13 estimate provided by the City of Darien. Upon written request, the State Properties
14 Commission, in its sole discretion, may permit the relocation of the facilities to an alternate site
15 on state owned land so long as the removal and relocation is paid by the party or parties
16 requesting such removal and at no cost and expense to the State of Georgia.

SECTION 116.

17
18 That the easement granted to the City of Darien shall contain such other reasonable terms,
19 conditions, and covenants as the State Properties Commission shall deem in the best interest of
20 the State of Georgia and that the State Properties Commission is authorized to use a more
21 accurate description of the easement area, so long as the description utilized by the State
22 Properties Commission describes the same easement area herein granted.

SECTION 117.

23
24 That the consideration for such easement shall be \$10.00 and such further consideration and
25 provisions as the State Properties Commission may determine to be in the best interest of the
26 State of Georgia.

SECTION 118.

27
28 That this grant of easement shall be recorded by the grantee in the Superior Court of McIntosh
29 County and a recorded copy shall be forwarded to the State Properties Commission.

SECTION 119.

30
31 That the authorization in this resolution to grant the above-described easement to the City of
32 Darien shall expire three years after the date that this resolution becomes effective.

SECTION 120.

That the State Properties Commission is authorized and empowered to do all acts and things necessary and proper to effect the grant of the easement area.

ARTICLE XI

SECTION 121.

That the State of Georgia is the owner of the hereinafter described real property in Rabun County, and the property is in the custody of the Department of Natural Resources, hereinafter referred to as the "easement area," and that, in all matters relating to the easement area, the State of Georgia is acting by and through its State Properties Commission.

SECTION 122.

That the State of Georgia, acting by and through its State Properties Commission, may grant to Habersham EMC, or its successors and assigns, a nonexclusive easement for the construction, operation, and maintenance of electrical transmission lines and poles in, on, over, under, upon, across, or through the easement area for the purpose of constructing, installing, maintaining, repairing, inspecting, and operating electrical transmission lines and poles together with the right of ingress and egress over adjacent land of the State of Georgia as may be reasonably necessary to accomplish the aforesaid purposes. Said easement area is located in Land Lots 104 and 105 of the 5th Land District of Rabun County, Georgia, and is more particularly described as follows:

That portion and that portion only as marked in yellow on a plat of survey dated September 18, 2001 entitled "Proposed Power Pole Location" prepared by William F. Rolader Georgia Registered Land Surveyor #2042 and on file in the offices of the State Properties Commission

and may be more particularly described by a plat of survey prepared by a Georgia Registered Land Surveyor and presented to the State Properties Commission for approval.

SECTION 123.

That the above-described premises shall be used solely for the purpose of planning, constructing, installing, maintaining, repairing, inspecting, and operating said electrical transmission lines and poles.

SECTION 124.

That, after Habersham EMC has put into use the electrical transmission lines and poles for which this easement is granted, a subsequent abandonment of the use thereof shall cause a

1 reversion to the State of Georgia, or its successors and assigns, of all the rights, title, privileges,
 2 powers, and easement granted herein. Upon abandonment, Habersham EMC, or its successors
 3 and assigns, shall have the option of removing its facilities from the easement area or leaving
 4 the same in place, in which event the facilities shall become the property of the State of
 5 Georgia, or its successors and assigns.

6 **SECTION 125.**

7 That no title shall be conveyed to Habersham EMC, and, except as herein specifically granted
 8 to Habersham EMC, all rights, title, and interest in and to said easement area is reserved in the
 9 State of Georgia, which may make any use of said easement area not inconsistent with or
 10 detrimental to the rights, privileges, and interest granted to Habersham EMC.

11 **SECTION 126.**

12 That if the State of Georgia, acting by and through its State Properties Commission, determines
 13 that any or all of the facilities placed on the easement area should be removed or relocated to
 14 an alternate site on state owned land in order to avoid interference with the state's use or
 15 intended use of the easement area, it may grant a substantially equivalent nonexclusive
 16 easement to allow placement of the removed or relocated facilities across the alternate site,
 17 under such terms and conditions as the State Properties Commission shall in its discretion
 18 determine to be in the best interests of the State of Georgia, and Habersham EMC shall remove
 19 or relocate its facilities to the alternate easement area at its sole cost and expense, unless the
 20 State Properties Commission determines that the requested removal or relocation is to be for the
 21 sole benefit of the State of Georgia and approves payment by the State of Georgia of all or a
 22 portion of such actual cost and expense, not to exceed by 20 percent the amount of a written
 23 estimate provided by Habersham EMC. Upon written request, the State Properties Commission,
 24 in its sole discretion, may permit the relocation of the facilities to an alternate site on state
 25 owned land so long as the removal and relocation is paid by the party or parties requesting such
 26 removal and at no cost and expense to the State of Georgia.

27 **SECTION 127.**

28 That the easement granted to Habersham EMC shall contain such other reasonable terms,
 29 conditions, and covenants as the State Properties Commission shall deem in the best interest of
 30 the State of Georgia and that the State Properties Commission is authorized to use a more
 31 accurate description of the easement area, so long as the description utilized by the State
 32 Properties Commission describes the same easement area herein granted.

SECTION 128.

That the consideration for such easement shall be for \$10.00 and such further consideration and provisions as the State Properties Commission may determine to be in the best interest of the State of Georgia.

SECTION 129.

That this grant of easement shall be recorded by the grantee in the Superior Court of Rabun County and a recorded copy shall be forwarded to the State Properties Commission.

SECTION 130.

That the authorization in this resolution to grant the above-described easement to Habersham EMC shall expire three years after the date that this resolution becomes effective.

SECTION 131.

That the State Properties Commission is authorized and empowered to do all acts and things necessary and proper to effect the grant of the easement area.

ARTICLE XII**SECTION 132.**

That the State of Georgia is the owner of the hereinafter described real property in Richmond County, and the property is in the custody of the Department of Human Resources, hereinafter referred to as the "easement area," and that, in all matters relating to the easement areas, the State of Georgia is acting by and through its State Properties Commission.

SECTION 133.

That the State of Georgia, acting by and through its State Properties Commission, may grant to Georgia Power Company, or its successors and assigns, a nonexclusive easement for the construction, operation, and maintenance of electrical distribution lines in, on, over, under, upon, across, or through the easement area for the purpose of constructing, installing, maintaining, repairing, replacing, inspecting and operating electrical distribution lines together with the right of ingress and egress over adjacent land of the State of Georgia as may be reasonably necessary to accomplish the aforesaid purposes. Said easement area is located along Georgia Highway 56 at Georgia Regional Hospital in Augusta, Georgia, and is more particularly described as follows:

That portion and that portion only as shown marked in yellow on a drawing prepared by Georgia Power Company and on file in the offices of the State Properties Commission

1 and may be more particularly described by a plat of survey prepared by a Georgia Registered
2 Land Surveyor and presented to the State Properties Commission for approval.

3 **SECTION 134.**

4 That the above-described premises shall be used solely for the purpose of planning,
5 constructing, installing, maintaining, repairing, replacing, inspecting, and operating said
6 electrical distribution lines.

7 **SECTION 135.**

8 That, after Georgia Power Company has put into use the electrical distribution lines for which
9 this easement is granted, a subsequent abandonment of the use thereof shall cause a reversion
10 to the State of Georgia, or its successors and assigns, of all the rights, title, privileges, powers,
11 and easement granted herein. Upon abandonment, Georgia Power Company, or its successors
12 and assigns, shall have the option of removing its facilities from the easement area or leaving
13 the same in place, in which event the facilities shall become the property of the State of
14 Georgia, or its successors and assigns.

15 **SECTION 136.**

16 That no title shall be conveyed to Georgia Power Company, and, except as herein specifically
17 granted to Georgia Power Company, all rights, title, and interest in and to said easement area
18 is reserved in the State of Georgia, which may make any use of said easement areas not
19 inconsistent with or detrimental to the rights, privileges, and interest granted to Georgia Power
20 Company.

21 **SECTION 137.**

22 That if the State of Georgia, acting by and through its State Properties Commission, determines
23 that any or all of the facilities placed on the easement areas should be removed or relocated to
24 an alternate site on state owned land in order to avoid interference with the state's use or
25 intended use of the easement areas, it may grant a substantially equivalent nonexclusive
26 easement to allow placement of the removed or relocated facilities across the alternate sites,
27 under such terms and conditions as the State Properties Commission shall in its discretion
28 determine to be in the best interests of the State of Georgia, and Georgia Power Company shall
29 remove or relocate its facilities to the alternate easement areas at its sole cost and expense,
30 unless the State Properties Commission determines that the requested removal or relocation is
31 to be for the sole benefit of the State of Georgia and approves payment by the State of Georgia
32 of all or a portion of such actual cost and expense, not to exceed by 20 percent the amount of
33 a written estimate provided by Georgia Power Company. Upon written request, the State

1 Properties Commission, in its sole discretion, may permit the relocation of the facilities to an
2 alternate site on state owned land so long as the removal and relocation is paid by the party or
3 parties requesting such removal and at no cost and expense to the State of Georgia.

4 **SECTION 138.**

5 That the easement granted to Georgia Power Company shall contain such other reasonable
6 terms, conditions, and covenants as the State Properties Commission shall deem in the best
7 interest of the State of Georgia and that the State Properties Commission is authorized to use
8 a more accurate description of the easement areas, so long as the description utilized by the
9 State Properties Commission describes the same easement areas herein granted.

10 **SECTION 139.**

11 That the consideration for such easement shall be for \$10.00 and such further consideration and
12 provisions as the State Properties Commission may determine to be in the best interest of the
13 State of Georgia.

14 **SECTION 140.**

15 That this grant of easement shall be recorded by the grantee in the Superior Court of Richmond
16 County and a recorded copy shall be forwarded to the State Properties Commission.

17 **SECTION 141.**

18 That the authorization in this resolution to grant the above-described easement to Georgia
19 Power Company shall expire three years after the date that this resolution becomes effective.

20 **SECTION 142.**

21 That the State Properties Commission is authorized and empowered to do all acts and things
22 necessary and proper to effect the grant of the easement area.

23 **ARTICLE XIII**

24 **SECTION 143.**

25 That the State of Georgia is the owner of the hereinafter described real property in Tattnall
26 County, and the property is in the custody of the Department of Corrections, hereinafter referred
27 to as the "easement area," and that, in all matters relating to the easement area, the State of
28 Georgia is acting by and through its State Properties Commission.

SECTION 148.

1
2 That if the State of Georgia, acting by and through its State Properties Commission, determines
3 that any or all of the facilities placed on the easement area should be removed or relocated to
4 an alternate site on state owned land in order to avoid interference with the state's use or
5 intended use of the easement area, it may grant a substantially equivalent nonexclusive
6 easement to allow placement of the removed or relocated facilities across the alternate site,
7 under such terms and conditions as the State Properties Commission shall in its discretion
8 determine to be in the best interests of the State of Georgia, and the City of Glenville shall
9 remove or relocate its facilities to the alternate easement area at its sole cost and expense, unless
10 the State Properties Commission determines that the requested removal or relocation is to be
11 for the sole benefit of the State of Georgia and approves payment by the State of Georgia of all
12 or a portion of such actual cost and expense, not to exceed by 20 percent the amount of a written
13 estimate provided by the City of Glenville. Upon written request, the State Properties
14 Commission, in its sole discretion, may permit the relocation of the facilities to an alternate site
15 on state owned land so long as the removal and relocation is paid by the party or parties
16 requesting such removal and at no cost and expense to the State of Georgia.

SECTION 149.

17
18 That the easement granted to the City of Glenville shall contain such other reasonable terms,
19 conditions, and covenants as the State Properties Commission shall deem in the best interest of
20 the State of Georgia and that the State Properties Commission is authorized to use a more
21 accurate description of the easement area, so long as the description utilized by the State
22 Properties Commission describes the same easement area herein granted.

SECTION 150.

23
24 That the consideration for such easement shall be \$10.00 and such further consideration and
25 provisions as the State Properties Commission may determine to be in the best interest of the
26 State of Georgia.

SECTION 151.

27
28 That this grant of easement shall be recorded by the grantee in the Superior Court of Tattnall
29 County and a recorded copy shall be forwarded to the State Properties Commission.

SECTION 152.

30
31 That the authorization in this resolution to grant the above-described easement to the City of
32 Glenville shall expire three years after the date that this resolution becomes effective.

SECTION 153.

That the State Properties Commission is authorized and empowered to do all acts and things necessary and proper to effect the grant of the easement area.

ARTICLE XIV

SECTION 154.

That the State of Georgia is the owner of the hereinafter described real property in Upson County, and the property is in the custody of the Department of Technical and Adult Education, hereinafter referred to as the "easement area," and that, in all matters relating to the easement area, the State of Georgia is acting by and through its State Properties Commission.

SECTION 155.

That the State of Georgia, acting by and through its State Properties Commission, may grant to Atlanta Gas Light Company, or its successors and assigns, a nonexclusive easement for the construction, operation, and maintenance of natural gas lines in, on, over, under, upon, across, or through the easement area for the purpose of constructing, installing, maintaining, repairing, replacing, inspecting, and operating natural gas lines together with the right of ingress and egress over adjacent land of the State of Georgia as may be reasonably necessary to accomplish the aforesaid purposes. Said easement area is located in Land Lot 189 of the 10th District of Upson County, Georgia, and is more particularly described as follows:

That portion and that portion only as shown marked in yellow on a plat of survey entitled "30' AGLC Relocation Easement Crossing Flint River Technical Institute" prepared by Atlanta Gas Light Company drawing, dated July 5, 2001 and on file in the offices of the State Properties Commission

and may be more particularly described by a plat of survey prepared by a Georgia Registered Land Surveyor and presented to the State Properties Commission for approval.

SECTION 156.

That the above-described premises shall be used solely for the purpose of planning, constructing, installing, maintaining, repairing, replacing, inspecting, and operating said natural gas lines.

SECTION 157.

That, after Atlanta Gas Light Company has put into use the natural gas lines for which this easement is granted, a subsequent abandonment of the use thereof shall cause a reversion to the State of Georgia, or its successors and assigns, of all the rights, title, privileges, powers, and

1 easements granted herein. Upon abandonment, Atlanta Gas Light Company, or its successors
2 and assigns, shall have the option of removing its facilities from the easement area or leaving
3 the same in place, in which event the facilities shall become the property of the State of
4 Georgia, or its successors and assigns.

5 **SECTION 158.**

6 That no title shall be conveyed to Atlanta Gas Light Company, and, except as herein specifically
7 granted to Atlanta Gas Light Company, all rights, title, and interest in and to said easement area
8 is reserved in the State of Georgia, which may make any use of said easement area not
9 inconsistent with or detrimental to the rights, privileges, and interest granted to Atlanta Gas
10 Light Company.

11 **SECTION 159.**

12 That if the State of Georgia, acting by and through its State Properties Commission, determines
13 that any or all of the facilities placed on the easement area should be removed or relocated to
14 an alternate site on state owned land in order to avoid interference with the state's use or
15 intended use of the easement area, it may grant substantially equivalent nonexclusive easements
16 to allow placement of the removed or relocated facilities across the alternate site, under such
17 terms and conditions as the State Properties Commission shall in its discretion determine to be
18 in the best interests of the State of Georgia, and Atlanta Gas Light Company shall remove or
19 relocate its facilities to the alternate easement area at its sole cost and expense, unless the State
20 Properties Commission determines that the requested removal or relocation is to be for the sole
21 benefit of the State of Georgia and approves payment by the State of Georgia of all or a portion
22 of such actual cost and expense, not to exceed by 20 percent the amount of a written estimate
23 provided by Atlanta Gas Light Company. Upon written request, the State Properties
24 Commission, in its sole discretion, may permit the relocation of the facilities to an alternate site
25 on state owned land so long as the removal and relocation is paid by the party or parties
26 requesting such removal and at no cost and expense to the State of Georgia.

27 **SECTION 160.**

28 That the easements granted to Atlanta Gas Light Company shall contain such other reasonable
29 terms, conditions, and covenants as the State Properties Commission shall deem in the best
30 interest of the State of Georgia and that the State Properties Commission is authorized to use
31 a more accurate description of the easement area, so long as the description utilized by the State
32 Properties Commission describes the same easement area herein granted.

