

House Resolution 1287

By: Representative Jackson of the 148th

A RESOLUTION

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

3 WHEREAS, the State of Georgia claims ownership to all coastal marshlands below the
4 high-water mark not specifically conveyed by a crown grant or grant of the Georgia General
5 Assembly; and

6 WHEREAS, Tidewater Boatworks, Inc., operates a marina on the Wilmington River on
7 property which has been the site of a marina for over 100 years and was the original site of
8 the Savannah Yacht Club; and

9 WHEREAS, in the early 1800's the Georgia General Assembly granted certain properties,
10 including high ground and marshland, in Chatham County to the Chatham Academy and
11 gave the academy the authority to convey any portion of the property for the benefit of the
12 academy ; and

13 WHEREAS, Tidewater Boatworks, Inc., is a successor in title to a certain conveyance made
14 by the Chatham Academy to the site of the above-mentioned marina; and

15 WHEREAS, ownership in title to a portion of the above-mentioned Tidewater Boatworks,
16 Inc., marina site of marshland and high ground is unclear; and

17 WHEREAS, Tidewater Boatworks, Inc., is desirous of conveying its claim and interest, if
18 any, in approximately 2 acres of marshland in exchange for the state's conveying its claim
19 and interest, if any, in approximately 2.09 acres of high ground.

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

SECTION 1.

That in all matters relating to the conveyance of the herein described state owned real property or real property interest in Chatham County, Georgia, and the acceptance of the herein described Tidewater Boatworks, Inc., owned real property or real property interest 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, is authorized and empowered to convey the State of Georgia's interest, if any, in approximately 2.09 acres of high ground in Chatham County as described on a plat of survey prepared for Tidewater Boatworks, Inc., dated June 5, 2001, by Vincent Helmly, Georgia Registered Land Surveyor #1882 by appropriate instrument to Tidewater Boatworks, Inc., and to accept as consideration therefor from Tidewater Boatworks, Inc., a conveyance of approximately 1.25 acres of marshland in Chatham County as described on a plat of survey prepared for Tidewater Boatworks, Inc., dated June 5, 2001, by Vincent Helmly, Georgia Registered Land Surveyor #1882 and such further consideration and provisions as the State Properties Commission shall in its discretion determine to be in the best interest of the State of Georgia.

SECTION 3.

That the above-described property 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 4.

That the authorization in this resolution to convey the above-described property to Tidewater Boatworks, Inc., shall expire three years after the date 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 exchange.

SECTION 6.

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

SECTION 7.

That all laws and parts of laws in conflict with this resolution are repealed.