

Senate Resolution 651

By: Senators Thomas of the 2nd, Tolleson of the 18th, Crotts of the 17th, Kemp of the 46th, Smith of the 52nd and others

ADOPTED SENATE**A RESOLUTION**

- 1 Authorizing the granting of nonexclusive easements for operation and maintenance of facilities, utilities and ingress and egress, in, on, over, under, upon, across, or through property owned by the State of Georgia in Burke, Chatham, Clarke, Cobb, Dougherty, Gilmer, Gwinnett, Houston, Floyd, Jasper, Liberty, Meriwether, and Union Counties, Georgia; to repeal conflicting laws; and for other purposes.
- 6 WHEREAS, the State of Georgia is the owner of certain real property located in Burke, Chatham, Clarke, Cobb, Dougherty, Gilmer, Gwinnett, Houston, Floyd, Jasper, Liberty, Meriwether, and Union Counties, Georgia; and
- 9 WHEREAS, the City of Waynesboro, The Georgia Ports Authority, The Unified Government of Athens/Clarke County, Georgia Power Company, The Marietta Board of Lights and Water, Cobb County, The City of Albany, Temple Inland Timber Company, the City of Warner Robins, the City of Rome, the Jasper County Water and Sewer Authority, and the Blue Ridge Mountain Electric Membership Corporation desire to operate and maintain facilities, utilities and ingress and egress in, on, over, under, upon, across, or through a portion of said property; and
- 16 WHEREAS, these facilities, utilities and ingress and egress in, on, over, under, upon, across, or through the above-described state property have been requested and/or approved by the Department of Technical and Adult Education, the Department of Natural Resources, and the Department of Corrections with respect to property under the jurisdiction of their respective Departments.
- 21 NOW, THEREFORE, BE IT RESOLVED AND ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

ARTICLE I**SECTION 1.**

That the State of Georgia is the owner of the hereinafter described real property in Burke 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 2.

That the State of Georgia, acting by and through its State Properties Commission, may grant to the City of Waynesboro, or its successors and assigns, a nonexclusive easement for the operation and maintenance of a sanitary sewer line in, on, over, under, upon, across, or through the easement area for the purpose of maintaining, repairing, replacing, inspecting and operating a sanitary sewer line 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 the 60th GMD of Burke County, Georgia, and is more particularly described as follows:

'That portion and that portion only as shown in yellow on a plat of survey dated February 19, 2003, prepared by Steve Bargeron and Associates 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 sanitary sewer line.

SECTION 4.

That the City of Waynesboro 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 sanitary sewer line.

SECTION 5.

That, after the City of Waynesboro has put into use the sanitary sewer line 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 Waynesboro, or its successors and assigns,

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

4 **SECTION 6.**

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

10 **SECTION 7.**

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

27 **SECTION 8.**

28 That this resolution does not affect and is not intended to affect any rights, powers, interest,
29 or liability of the Department of Transportation with respect to the state highway system, or
30 of a county with respect to the county road system or of a municipality with respect to the
31 city street system. Grantee shall obtain any and all other required permits from the
32 appropriate governmental agencies as are necessary for its lawful use of the easement area
33 or public highway right of way and comply with all applicable state and federal
34 environmental statutes in its use of the easement area.

SECTION 9.

That the easement granted to the City of Waynesboro 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 10.

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 11.

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

SECTION 12.

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

SECTION 13.

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 14.**

That the State of Georgia is the owner of the hereinafter described real property in Chatham 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 15.

That the State of Georgia, acting by and through its State Properties Commission, may grant to the Georgia Ports Authority, or its successors and assigns, a nonexclusive easement for the operation and maintenance of a dock and associated dredge/fill needs in, on, over, under, upon, across, or through the easement area for the purpose of maintaining, repairing,

1 replacing, inspecting and operating a dock and associated dredge/fill needs 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 in the 8th
4 GMD of Chatham County, Georgia, and is more particularly described as follows:
5 "That portion and that portion only as shown in yellow on a drawing dated December 14,
6 2001, prepared by Appliance Technology and Management and on file in the offices of the
7 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 16.**

11 That the above-described premises shall be used solely for the purpose of installing,
12 maintaining, repairing, replacing, inspecting, and operating said dock and associated
13 dredge/fill needs.

14 **SECTION 17.**

15 That the Georgia Ports Authority County shall have the right to remove or cause to be
16 removed from said easement area only such trees and bushes as may be reasonably necessary
17 for the proper operation and maintenance of said dock and associated dredge/fill needs.

18 **SECTION 18.**

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

26 **SECTION 19.**

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

SECTION 20.

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 Georgia Ports Authority 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 Georgia Ports Authority. 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 21.

That this resolution does not affect and is not intended to affect any rights, powers, interest, or liability of the Department of Transportation with respect to the state highway system, or of a county with respect to the county road system or of a municipality with respect to the city street system. Grantee shall obtain any and all other required permits from the appropriate governmental agencies as are necessary for its lawful use of the easement area or public highway right of way and comply with all applicable state and federal environmental statutes in its use of the easement area.

SECTION 22.

That the easement granted to the Georgia Ports Authority 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 23.

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 24.

That this grant of easement 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 25.

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

SECTION 26.

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 III**SECTION 27.**

That the State of Georgia is the owner of the hereinafter described real property in Clarke 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 28.

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 an electrical transmission line in, on, over, under, upon, across, or through the easement area for the purpose of constructing, erecting, installing, maintaining, repairing, replacing, inspecting and operating an electrical transmission line 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 the 216th GMD of Clarke County, Georgia, and is more particularly described as follows:

1 "That portion and that portion only as shown marked in yellow on a drawing prepared by
2 Georgia Power Company, dated February 3, 2003, and on file in the offices of the State
3 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 29.**

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 electrical transmission line.

10 **SECTION 30.**

11 That Georgia Power Company 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 electrical transmission line.

14 **SECTION 31.**

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

22 **SECTION 32.**

23 That no title shall be conveyed to Georgia Power Company, and, except as herein specifically
24 granted to Georgia Power Company, 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 Georgia
27 Power Company.

28 **SECTION 33.**

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

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

SECTION 34.

14 That this resolution does not affect and is not intended to affect any rights, powers, interest,
15 or liability of the Department of Transportation with respect to the state highway system, or
16 of a county with respect to the county road system or of a municipality with respect to the
17 city street system. Grantee shall obtain any and all other required permits from the
18 appropriate governmental agencies as are necessary for its lawful use of the easement area
19 or public highway right of way and comply with all applicable state and federal
20 environmental statutes in its use of the easement area.

SECTION 35.

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

SECTION 36.

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

SECTION 37.

32 That this grant of easement shall be recorded by the Grantee in the Superior Court of Clarke
33 County and a recorded copy shall be forwarded to the State Properties Commission.

SECTION 38.

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

SECTION 39.

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 IV**SECTION 40.**

That the State of Georgia is the owner of the hereinafter described real property in Clarke 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 41.

That the State of Georgia, acting by and through its State Properties Commission, may grant to the Unified Government of Athens/Clarke County, or its successors and assigns, a nonexclusive easement for the construction, operation, and maintenance of a sewer and water line on, over, under, upon, across, or through the easement area for the purpose of constructing, erecting, installing, maintaining, repairing, replacing, inspecting and operating a sewer and water line 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 219th GMD of Clarke County, Georgia, and is more particularly described as follows:

'Those portions and those portions only as shown in yellow on a site and utility plan, being sheet C1.0 entitled "Business/Information Technology Building" prepared by Jordan, Jones and Goulding, dated January 22, 2003, 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 42.

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

SECTION 43.

That the Unified Government of Athens/Clarke County 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 sewer and water lines.

SECTION 44.

That, after the Unified Government of Athens/Clarke County puts into use the sewer and water 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 Unified Government of Athens/Clarke County, 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 facility shall become the property of the State of Georgia, or its successors and assigns.

SECTION 45.

That no title shall be conveyed to the Unified Government of Athens/Clarke County and, except as herein specifically granted to the Unified Government of Athens/Clarke County, 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 Unified Government of Athens/Clarke County.

SECTION 46.

That this resolution does not affect and is not intended to affect any rights, powers, interest, or liability of the Department of Transportation with respect to the state highway system, or of a county with respect to the county road system or of a municipality with respect to the city street system. Grantee shall obtain any and all other required permits from the appropriate governmental agencies as are necessary for its lawful use of the easement area or public highway right of way and comply with all applicable state and federal environmental statutes in its use of the easement area.

SECTION 47.

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 Unified Government of Athens/Clarke 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 the Unified Government of Athens/Clarke 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 48.

That the easement granted to the Unified Government of Athens/Clarke 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 49.

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 50.

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

SECTION 51.

That the authorization in this resolution to grant the above-described easement to the Unified Government of Athens/Clarke County shall expire three years after the date that this resolution becomes effective.

SECTION 52.

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 53.**

That the State of Georgia is the owner of the hereinafter described real property in Cobb County, and the property is in the custody of the State Properties Commission, 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 54.

That the State of Georgia, acting by and through its State Properties Commission, may grant to Cobb County, or its successors and assigns, a nonexclusive easement for the construction, operation, and maintenance of an acceleration/deceleration lane in, on, over, under, upon, across, or through the easement area for the purpose of constructing, erecting, installing, maintaining, repairing, replacing, inspecting and operating an acceleration/deceleration lane 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 212 and 213 of the 17th district of Cobb County, Georgia, and are more particularly described as follows:

"That portion and that portion only as shown highlighted in yellow on right of way drawing prepared by Gaskins Surveying and Engineering, Inc., dated April 4, 2003, and all being on file in the offices of the State Properties Commission'
and may be more particularly described by a plats of survey prepared by a Georgia Registered Land Surveyor and presented to the State Properties Commission for approval.

SECTION 55.

That the above-described premises shall be used solely for the purpose of planning, constructing, erecting, installing, maintaining, repairing, replacing, inspecting, and operating said acceleration/ deceleration lane.

SECTION 56.

That Cobb County 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 acceleration/deceleration lane.

SECTION 57.

That, after Cobb County has put into use the water line 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, Cobb County, 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 facility shall become the property of the State of Georgia, or its successors and assigns.

SECTION 58.

That no title shall be conveyed to Cobb County, and, except as herein specifically granted to Cobb County, 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 Cobb County.

SECTION 59.

That this resolution does not affect and is not intended to affect any rights, powers, interest, or liability of the Department of Transportation with respect to the state highway system, or of a county with respect to the county road system or of a municipality with respect to the city street system. Grantee shall obtain any and all other required permits from the appropriate governmental agencies as are necessary for its lawful use of the easement area or public highway right of way and comply with all applicable state and federal environmental statutes in its use of the easement area

SECTION 60.

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

1 expense, unless the State Properties Commission determines that the requested removal or
2 relocation is to be for the sole benefit of the State of Georgia and approves payment by the
3 State of Georgia of all or a portion of such actual cost and expense, not to exceed by 20
4 percent the amount of a written estimate provided by Cobb County. Upon written request,
5 the State Properties Commission, in its sole discretion, may permit the relocation of the
6 facilities to an alternate site on State owned land so long as the removal and relocation is paid
7 by the party or parties requesting such removal and at no cost and expense to the State of
8 Georgia.

SECTION 61.

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

SECTION 62.

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

SECTION 63.

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

SECTION 64.

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

SECTION 65.

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

ARTICLE VI

SECTION 66.

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

SECTION 67.

9 That the State of Georgia, acting by and through its State Properties Commission, may grant
10 to the Marietta Board of Lights and Water, or its successors and assigns, a nonexclusive
11 easement for the construction, operation, and maintenance of a water meter in, on, over,
12 under, upon, across, or through the easement area for the purpose of constructing, erecting,
13 installing, maintaining, repairing, replacing, inspecting and operating a water meter together
14 with the right of ingress and egress over adjacent land of the State of Georgia as may be
15 reasonably necessary to accomplish the aforesaid purposes. Said easement area is located
16 in land lot 211 of the 17th District of Cobb County, Georgia, and is more particularly
17 described as follows:

18 'That portion and that portion only as shown in yellow on a plat of survey entitled "Water
19 Easement Dedication Exhibit", dated March 6, 2003, prepared by Gaskins Surveying &
20 Engineering Company and on file in the offices of the State Properties Commission'
21 and may be more particularly described by a plat of survey prepared by a Georgia Registered
22 Land Surveyor and presented to the State Properties Commission for approval.

SECTION 68.

24 That the above-described premises shall be used solely for the purpose of planning,
25 constructing, erecting, installing, maintaining, repairing, replacing, inspecting, and operating
26 said water meter.

SECTION 69.

28 That the Marietta Board of Lights and Water shall have the right to remove or cause to be
29 removed from said easement area only such trees and bushes as may be reasonably necessary
30 for the proper construction, operation, and maintenance of said water meter.

SECTION 70.

That, after the Marietta Board of Lights and Water has put into use the water meter 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 Marietta Board of Lights and Water, 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 facility shall become the property of the State of Georgia, or its successors and assigns.

SECTION 71.

That no title shall be conveyed to the Marietta Board of Lights and Water, and, except as herein specifically granted to the Marietta Board of Lights and Water, 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 Marietta Board of Lights and Water.

SECTION 72.

That this resolution does not affect and is not intended to affect any rights, powers, interest, or liability of the Department of Transportation with respect to the state highway system, or of a county with respect to the county road system or of a municipality with respect to the city street system. Grantee shall obtain any and all other required permits from the appropriate governmental agencies as are necessary for its lawful use of the easement area or public highway right of way and comply with all applicable state and federal environmental statutes in its use of the easement area.

SECTION 73.

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 Marietta Board of Lights and Water 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,

1 not to exceed by 20 percent the amount of a written estimate provided by the Marietta Board
2 of Lights and Water. Upon written request, the State Properties Commission, in its sole
3 discretion, may permit the relocation of the facilities to an alternate site on state owned land
4 so long as the removal and relocation is paid by the party or parties requesting such removal
5 and at no cost and expense to the State of Georgia.

SECTION 74.

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

SECTION 75.

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

SECTION 76.

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

SECTION 77.

20 That the authorization in this resolution to grant the above-described easement to the
21 Marietta Board of Lights and Water shall expire three years after the date that this resolution
22 becomes effective.

SECTION 78.

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

ARTICLE VII

SECTION 79

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

SECTION 80.

That the State of Georgia, acting by and through its State Properties Commission, may grant to the City of Albany, or its successors and assigns, a nonexclusive easement for the construction, operation, and maintenance of a storm drain in, on, over, under, upon, across, or through the easement area for the purpose of constructing, erecting, installing, maintaining, repairing, replacing, inspecting and operating a storm drain 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 320 of the 1st district of Dougherty County, Georgia, and is more particularly described as follows:

"That portion and that portion only as shown in yellow on a plat of survey entitled "Plat of Permanent Utility Easement to be Acquired by the City of Albany from State of Georgia" dated January 24, 2003, prepared by Charles R. Hutchinson, Georgia Registered Land Surveyor #2639 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 81.

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

SECTION 82.

That the City of Albany 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 storm drain.

SECTION 83.

That, after the City of Albany has put into use the storm drain 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 Albany, 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 facility shall become the property of the State of Georgia, or its successors and assigns.

SECTION 84.

That no title shall be conveyed to the City of Albany, and, except as herein specifically granted to the City of Albany, 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 Albany.

SECTION 85.

That this resolution does not affect and is not intended to affect any rights, powers, interest, or liability of the Department of Transportation with respect to the state highway system, or of a county with respect to the county road system or of a municipality with respect to the city street system. Grantee shall obtain any and all other required permits from the appropriate governmental agencies as are necessary for its lawful use of the easement area or public highway right of way and comply with all applicable state and federal environmental statutes in its use of the easement area

SECTION 86.

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 Albany 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 Albany. 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 87.

That the easement granted to the City of Albany shall contain such other reasonable terms, conditions, and covenants as the State Properties Commission shall deem in the best interest

1 of the State of Georgia and that the State Properties Commission is authorized to use a more
2 accurate description of the easement area, so long as the description utilized by the State
3 Properties Commission describes the same easement area herein granted.

SECTION 88.

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

SECTION 89.

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

SECTION 90.

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

SECTION 91.

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

ARTICLE VIII

SECTION 92.

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

SECTION 93.

26 That the State of Georgia, acting by and through its State Properties Commission, may grant
27 to the City of Rome or its successors and assigns, a nonexclusive easement for the
28 construction, operation and maintenance of a sanitary sewer line in, on, over, under, upon,
29 across, or through the easement area for the purpose of constructing, erecting, installing,
30 maintaining, repairing, replacing, inspecting and operating a sanitary sewer line together with

1 the right of ingress and egress over adjacent land of the State of Georgia as may be
2 reasonably necessary to accomplish the aforesaid purposes. Said easement area are located
3 in land lots 324 and 357 of the 23rd district 3rd section of Floyd County, Georgia, and is
4 more particularly described as follows:

5 'That portion and that portion only as shown marked in yellow on a plan and profile
6 drawing plat of survey entitled "Allied Health Center" dated March 15, 2002, and prepared
7 by the Architecture Group, Inc. and being on file in the offices of the State Properties
8 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.

SECTION 94.

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 sanitary sewer line.

SECTION 95.

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

SECTION 96.

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

SECTION 97.

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

SECTION 98.

That this resolution does not affect and is not intended to affect any rights, powers, interest, or liability of the Department of Transportation with respect to the state highway system, or of a county with respect to the county road system or of a municipality with respect to the city street system. Grantee shall obtain any and all other required permits from the appropriate governmental agencies as are necessary for its lawful use of the easement area or public highway right of way and comply with all applicable state and federal environmental statutes in its use of the easement area.

SECTION 99.

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 Rome 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 Rome. 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 100.

That the easement granted to the City of Rome 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 101.

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 102.

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

SECTION 103.

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

SECTION 104.

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 IX**SECTION 105.**

That the State of Georgia is the owner of the hereinafter described real property in Gilmer 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 106.

That the State of Georgia, acting by and through its State Properties Commission, may grant to Temple Inland Timber Company, 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, maintaining, repairing, replacing, inspecting and operating ingress and egress, 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 129 and 130 of the 8th district, 2nd section of Gilmer County, Georgia, and is more particularly described as follows:

1 'That portion and that portion only as shown marked in yellow on a drawing prepared by
2 the Department of Natural Resource and being on file in the offices of the State Properties
3 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.

SECTION 107.

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 ingress and egress.

SECTION 108.

11 That Temple Inland Timber Company shall have the right to remove or cause to be removed
12 from said easement area only such trees and bushes as may be reasonably necessary for the
13 proper construction, operation, and maintenance of said ingress and egress.

SECTION 109.

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

SECTION 110.

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

SECTION 111.

29 That this resolution does not affect and is not intended to affect any rights, powers, interest,
30 or liability of the Department of Transportation with respect to the state highway system, or
31 of a county with respect to the county road system or of a municipality with respect to the
32 city street system. Grantee shall obtain any and all other required permits from the

1 appropriate governmental agencies as are necessary for its lawful use of the easement area
2 or public highway right of way and comply with all applicable state and federal
3 environmental statutes in its use of the easement area.

4 **SECTION 112.**

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

21 **SECTION 113.**

22 That the easement granted to Temple Inland Timber Company shall contain such other
23 reasonable terms, conditions, and covenants as the State Properties Commission shall deem
24 in the best interest of the State of Georgia and that the State Properties Commission is
25 authorized to use a more accurate description of the easement area, so long as the description
26 utilized by the State Properties Commission describes the same easement area herein granted.
27

28 **SECTION 114.**

29 That the consideration for such easement shall be for the fair market value, but not less than
30 \$650.00 and such further consideration and provisions as the State Properties Commission
31 may determine to be in the best interest of the State of Georgia.

32 **SECTION 115.**

33 That this grant of easement shall be recorded by the Grantee in the Superior Court of Gilmer
34 County and a recorded copy shall be forwarded to the State Properties Commission.

SECTION 116.

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

SECTION 117.

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 118.**

That the State of Georgia is the owner of the hereinafter described real property in Gwinnett County, Georgia, 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 119.

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 an electrical distribution line and anchors 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 are located in the 1397th GMD of Gwinnett County, Georgia, and are more particularly described as follows:

"That portion and that portion only as shown marked in yellow on a plat of survey prepared by Georgia Power Company August 15, 2003, being project "North Gwinnett Pump Station Distribution Line," and being on file in the offices of the State Properties Commission and may be more particularly described on a plat of survey prepared by a Georgia Registered Land Surveyor and presented to the State Properties Commission for approval.

SECTION 120.

That the above-described premises shall be used solely for the purpose of, constructing, erecting, installing, maintaining, repairing, replacing, inspecting, and operating said electrical distribution line and guy wires.

SECTION 121.

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 operation of said electrical distribution line and guy wires.

SECTION 122.

That, after Georgia Power Company, has put into use the electrical distribution line and guy wires 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 facility shall become the property of the State of Georgia, or its successors and assigns.

SECTION 123.

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 124.

That this resolution does not affect and is not intended to affect any rights, powers, interest, or liability of the Department of Transportation with respect to the state highway system, or of a county with respect to the county road system or of a municipality with respect to the city street system. Grantee shall obtain any and all other required permits from the appropriate governmental agencies as are necessary for its lawful use of the easement area or public highway right of way and comply with all applicable state and federal environmental statutes in its use of the easement area.

SECTION 125.

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

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

SECTION 126.

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

SECTION 127.

18 That the consideration for such easement shall be for the fair market value, but not less than
19 \$650.00, and such further consideration and provisions as the State Properties Commission
20 may determine to be in the best interest of the State of Georgia.

SECTION 128.

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

SECTION 129.

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

SECTION 130.

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 XI

SECTION 131.

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

SECTION 132.

9 That the State of Georgia, acting by and through its State Properties Commission, may grant
10 to the City of Warner Robins, or his successors and assigns, a nonexclusive easement for the
11 construction, operation, and maintenance of a sanitary sewer line in, on, over, under, upon,
12 across, or through the easement area for the purpose of constructing, installing, maintaining,
13 repairing, replacing, inspecting and operating a sanitary sewer line together with the right of
14 ingress and egress over adjacent land of the State of Georgia as may be reasonably necessary
15 to accomplish the aforesaid purposes. Said easement area is located land lot 166 of the 10
16 district of Morgan County, Georgia, and is more particularly described as follows:

17 'That portion and that portion only as shown marked in yellow on a drawing plat of survey
18 prepared by Walter G. Clements, Georgia Registered Land Surveyor # 1967, dated June
19 30, 2003 and on file in the offices of the State Properties Commission'
20 and may be more particularly described by a plat of survey prepared by a Georgia Registered
21 Land Surveyor and presented to the State Properties Commission for approval.

SECTION 133.

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

SECTION 134.

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

SECTION 135.

31 That, after the City of Warner Robins has put into use the sanitary sewer line for which this
32 easement is granted, a subsequent abandonment of the use thereof shall cause a reversion to

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

6 **SECTION 136.**

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

12 **SECTION 137.**

13 That this resolution does not affect and is not intended to affect any rights, powers, interest,
14 or liability of the Department of Transportation with respect to the state highway system, or
15 of a county with respect to the county road system or of a municipality with respect to the
16 city street system. Grantee shall obtain any and all other required permits from the
17 appropriate governmental agencies as are necessary for its lawful use of the easement area
18 or public highway right of way and comply with all applicable state and federal
19 environmental statutes in its use of the easement area.

20 **SECTION 138.**

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

1 land so long as the removal and relocation is paid by the party or parties requesting such
2 removal and at no cost and expense to the State of Georgia.

3 **SECTION 139.**

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

9 **SECTION 140.**

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

13 **SECTION 141.**

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

16 **SECTION 142.**

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

19 **SECTION 143.**

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

22 **ARTICLE XII**

23 **SECTION 144.**

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

SECTION 145.

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 an underground electrical line in, on, over, under, upon, across, or through the easement area for the purpose of constructing, installing, maintaining, repairing, inspecting and operating an underground electrical line 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 the 1458th GMD of Liberty County, Georgia, and is more particularly described as follows:

'That portion and that portion only as marked in yellow on a drawing prepared by Paul C. Simonton, Georgia Registered Land Surveyor #11009, dated September 21, 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 146.

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

SECTION 147.

That, after Georgia Power Company has put into use the underground electrical line 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 facility shall become the property of the State of Georgia, or its successors and assigns.

SECTION 148.

That no title shall be conveyed to Georgia Power Company, and, except as herein specifically granted to Georgian 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 149.

That this resolution does not affect and is not intended to affect any rights, powers, interest, or liability of the Department of Transportation with respect to the state highway system, or of a county with respect to the county road system or of a municipality with respect to the city street system. Grantee shall obtain any and all other required permits from the appropriate governmental agencies as are necessary for its lawful use of the easement area or public highway right of way and comply with all applicable state and federal environmental statutes in its use of the easement area.

SECTION 150.

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 151.

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 152.

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 153.

That this grant of easement shall be recorded by the Grantee in the Superior Court of Liberty County, Georgia, and a recorded copy shall be forwarded to the State Properties Commission.

SECTION 154.

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 155.

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 XIII**SECTION 156.**

That the State of Georgia is the owner of the hereinafter described real property in Jasper County, Georgia, and the property is in the custody of the State Properties Commission, 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 157.

That the State of Georgia, acting by and through its State Properties Commission, may grant to the Jasper County Water and Sewer Authority, or its successors and assigns, a nonexclusive easement for the construction, operation, and maintenance of a water line in, on, over, under, upon, across, or through the easement area for the purpose of constructing, installing, maintaining, repairing, replacing, inspecting and operating a water line, 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 areas are located within the bounds of the Charlie Elliott Wildlife Center in Jasper County, and is more particularly described as follows:

1 "That portion and that portion only as shown marked in yellow on "Exhibit A" of the
2 Certain Revocable License Agreement dated 8, 2004, and being real property record #
3 9916, and 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 158.**

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

10 **SECTION 159.**

11 That, after the Jasper County Water and Sewer Authority has put into use the water line for
12 which this easement is granted, a subsequent abandonment of the use thereof shall cause a
13 reversion to the State of Georgia, or its successors and assigns, of all the rights, title,
14 privileges, powers, and easement granted herein. Upon abandonment, the Jasper County
15 Water and Sewer Authority, or its successors and assigns, shall have the option of removing
16 its facilities from the easement area or leaving the same in place, in which event the facility
17 shall become the property of the State of Georgia, or its successors and assigns.

18 **SECTION 160.**

19 That no title shall be conveyed to the Jasper County Water and Sewer Authority, and, except
20 as herein specifically granted to the Jasper County Water and Sewer Authority, all rights,
21 title, and interest in and to said easement area is reserved in the State of Georgia, which may
22 make any use of said easement areas not inconsistent with or detrimental to the rights,
23 privileges, and interest granted to the Jasper County Water and Sewer Authority.

24 **SECTION 161.**

25 That this resolution does not affect and is not intended to affect any rights, powers, interest,
26 or liability of the Department of Transportation with respect to the state highway system, or
27 of a county with respect to the county road system or of a municipality with respect to the
28 city street system. Grantee shall obtain any and all other required permits from the
29 appropriate governmental agencies as are necessary for its lawful use of the easement area
30 or public highway right of way and comply with all applicable state and federal
31 environmental statutes in its use of the easement area.

SECTION 162.

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 areas 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 areas, it may grant a substantially equivalent nonexclusive easement to allow placement of the removed or relocated facilities across the alternate sites, 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 Jasper County Water and Sewer Authority shall remove or relocate its facilities to the alternate easement areas 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 Jasper County Water and Sewer Authority. 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 163.

That the easement granted to the Jasper County Water and Sewer Authority 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 easement areas herein granted.

SECTION 164.

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 165.

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

SECTION 166.

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

SECTION 167.

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 168.**

That the State of Georgia is the owner of the hereinafter described real property in Meriwether County, and the property is in the custody of the Department of Natural Resources and Department of Labor, 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 169.

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 an electrical distribution line in, on, over, under, upon, across, or through the easement area for the purpose of constructing, installing, maintaining, repairing, replacing, inspecting and operating an electrical distribution line, 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 areas are located in within the bounds of the campus of Roosevelt Warm Springs Institute for Rehabilitation in Meriwether County, and is more particularly described as follows:

'That portion and that portion only as shown marked in yellow on "Exhibit A" of that certain Revocable License Agreement dated October 28th, 2003, and being real property record # 9899, 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 170.

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

SECTION 171.

That, after Georgia Power Company has put into use the electrical distribution line 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 facility shall become the property of the State of Georgia, or its successors and assigns.

SECTION 172.

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 areas not inconsistent with or detrimental to the rights, privileges, and interest granted to Georgia Power Company.

SECTION 173.

That this resolution does not affect and is not intended to affect any rights, powers, interest, or liability of the Department of Transportation with respect to the state highway system, or of a county with respect to the county road system or of a municipality with respect to the city street system. Grantee shall obtain any and all other required permits from the appropriate governmental agencies as are necessary for its lawful use of the easement area or public highway right of way and comply with all applicable state and federal environmental statutes in its use of the easement area.

SECTION 174.

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 areas 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 areas, it may grant a substantially equivalent nonexclusive easement to allow placement of the removed or relocated facilities across the alternate sites, under such terms and conditions as the State Properties Commission shall in

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

SECTION 175.

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

SECTION 176.

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

SECTION 177.

22 That this grant of easement shall be recorded by the Grantee in the Superior Court of
23 Meriwether County, Georgia, and a recorded copy shall be forwarded to the State Properties
24 Commission.

SECTION 178.

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

SECTION 179.

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 XV

SECTION 180.

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

SECTION 181.

9 That the State of Georgia, acting by and through its State Properties Commission, may grant
10 to Blue Ridge Mountain EMC, or its successors and assigns, a nonexclusive easement for the
11 construction, operation, and maintenance an underground electrical line in, on, over, under,
12 upon, across, or through the easement area for the purpose of constructing, installing,
13 maintaining, repairing, replacing, inspecting and operating an underground electrical line,
14 together with the right of ingress and egress over adjacent land of the State of Georgia as
15 may be reasonably necessary to accomplish the aforesaid purposes. Said easement area is
16 located in land lot 304 of the 9th district, 1st section of Union County, and is more
17 particularly described as follows:

18 'That portion and that portion only as shown highlighted in yellow as drawing provided by
19 Union County illustrating a non-exclusive easement with an area of 15 feet by 150 feet
20 and on file in the offices of the State Properties Commission'
21 and may be more particularly described by a plat of survey prepared by a Georgia Registered
22 Land Surveyor and presented to the State Properties Commission for approval.

SECTION 182.

24 That the above-described premises shall be used solely for the purpose of planning,
25 constructing, installing, maintaining, repairing, replacing, inspecting, and operating said
26 underground electrical line.

SECTION 183.

28 That, after Blue Ridge Mountain EMC has put into use the underground electrical line for
29 which this easement is granted, a subsequent abandonment of the use thereof shall cause a
30 reversion to the State of Georgia, or its successors and assigns, of all the rights, title,
31 privileges, powers, and easement granted herein. Upon abandonment, Blue Ridge Mountain
32 EMC, or its successors and assigns, shall have the option of removing its facilities from the

1 easement area or leaving the same in place, in which event the facility shall become the
2 property of the State of Georgia, or its successors and assigns.

SECTION 184.

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

SECTION 185.

10 That this resolution does not affect and is not intended to affect any rights, powers, interest,
11 or liability of the Department of Transportation with respect to the state highway system, or
12 of a county with respect to the county road system or of a municipality with respect to the
13 city street system. Grantee shall obtain any and all other required permits from the
14 appropriate governmental agencies as are necessary for its lawful use of the easement area
15 or public highway right of way and comply with all applicable state and federal
16 environmental statutes in its use of the easement area.

SECTION 186.

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

SECTION 187.

That the easement granted to Blue Ridge Mountain EMC 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 more accurate description of the easement areas, so long as the description utilized by the State Properties Commission describes the same easement areas herein granted.

SECTION 188.

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 189.

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

SECTION 190.

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

ARTICLE XVI**SECTION 191.**

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