

Senate Resolution 651

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

**ADOPTED**

A RESOLUTION

1 Authorizing the granting of nonexclusive easements for operation and maintenance of  
2 facilities, utilities and ingress and egress, in, on, over, under, upon, across, or through  
3 property owned by the State of Georgia in Burke, Chatham, Clarke, Cobb, Dougherty,  
4 Gilmer, Gwinnett, Houston, Floyd, Jasper, Liberty, Meriwether, and Union Counties,  
5 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,  
7 Chatham, Clarke, Cobb, Dougherty, Gilmer, Gwinnett, Houston, Floyd, Jasper, Liberty,  
8 Meriwether, and Union Counties, Georgia; and

9 WHEREAS, the City of Waynesboro, The Georgia Ports Authority, The Unified Government  
10 of Athens/Clarke County, Georgia Power Company, The Marietta Board of Lights and  
11 Water, Cobb County, The City of Albany, Temple Inland Timber Company, the City of  
12 Warner Robins, the City of Rome, the Jasper County Water and Sewer Authority, and the  
13 Blue Ridge Mountain Electric Membership Corporation desire to operate and maintain  
14 facilities, utilities and ingress and egress in, on, over, under, upon, across, or through a  
15 portion of said property; and

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

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



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.**

1

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

**SECTION 10.**

7

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

**SECTION 11.**

11

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

**SECTION 12.**

14

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

**SECTION 13.**

17

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

**ARTICLE II**

20

**SECTION 14.**

21

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

**SECTION 15.**

26

27 That the State of Georgia, acting by and through its State Properties Commission, may grant  
28 to the Georgia Ports Authority, or its successors and assigns, a nonexclusive easement for the  
29 operation and maintenance of a dock and associated dredge/fill needs in, on, over, under,  
30 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 Appliee 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.**

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

**SECTION 21.**

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

**SECTION 22.**

26  
27 That the easement granted to the Georgia Ports Authority shall contain such other reasonable  
28 terms, conditions, and covenants as the State Properties Commission shall deem in the best  
29 interest of the State of Georgia and that the State Properties Commission is authorized to use  
30 a more accurate description of the easement area, so long as the description utilized by the  
31 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.

13 **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.

21 **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.

27 **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.

31 **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 42.**

1  
2 That the above-described premises shall be used solely for the purpose of planning,  
3 constructing, erecting, installing, maintaining, repairing, replacing, inspecting, and operating  
4 said sewer and water lines.

**SECTION 43.**

5  
6 That the Unified Government of Athens/Clarke County shall have the right to remove or  
7 cause to be removed from said easement area only such trees and bushes as may be  
8 reasonably necessary for the proper construction, operation, and maintenance of said sewer  
9 and water lines.

**SECTION 44.**

10  
11 That, after the Unified Government of Athens/Clarke County puts into use the sewer and  
12 water lines for which this easement is granted, a subsequent abandonment of the use thereof  
13 shall cause a reversion to the State of Georgia, or its successors and assigns, of all the rights,  
14 title, privileges, powers, and easement granted herein. Upon abandonment, the Unified  
15 Government of Athens/Clarke County, or its successors and assigns, shall have the option  
16 of removing its facilities from the easement area or leaving the same in place, in which event  
17 the facility shall become the property of the State of Georgia, or its successors and assigns.

**SECTION 45.**

18  
19 That no title shall be conveyed to the Unified Government of Athens/Clarke County and,  
20 except as herein specifically granted to the Unified Government of Athens/Clarke County,  
21 all rights, title, and interest in and to said easement area is reserved in the State of Georgia,  
22 which may make any use of said easement area not inconsistent with or detrimental to the  
23 rights, privileges, and interest granted to the Unified Government of Athens/Clarke County.

**SECTION 46.**

24  
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 47.**

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

**SECTION 48.**

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

**SECTION 49.**

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

**SECTION 50.**

29  
30 That this grant of easement shall be recorded by the grantee in the Superior Court of Clarke  
31 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.

9 **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.

15 **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.

19 **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.

22 **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.

25 **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.



**SECTION 70.**

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

**SECTION 71.**

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

**SECTION 72.**

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

**SECTION 73.**

23  
24 That if the State of Georgia, acting by and through its State Properties Commission,  
25 determines that any or all of the facilities placed on the easement area should be removed or  
26 relocated to an alternate site on state owned land in order to avoid interference with the  
27 state's use or intended use of the easement area, it may grant a substantially equivalent  
28 nonexclusive easement to allow placement of the removed or relocated facilities across the  
29 alternate site, under such terms and conditions as the State Properties Commission shall in  
30 its discretion determine to be in the best interests of the State of Georgia, and the Marietta  
31 Board of Lights and Water shall remove or relocate its facilities to the alternate easement  
32 area at its sole cost and expense, unless the State Properties Commission determines that the  
33 requested removal or relocation is to be for the sole benefit of the State of Georgia and  
34 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.

6 **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.

12 **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.

16 **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.

19 **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.

23 **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.

26 **ARTICLE VII**

27 **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.**

1  
2 That the State of Georgia, acting by and through its State Properties Commission, may grant  
3 to the City of Albany, or its successors and assigns, a nonexclusive easement for the  
4 construction, operation, and maintenance of a storm drain in, on, over, under, upon, across,  
5 or through the easement area for the purpose of constructing, erecting, installing,  
6 maintaining, repairing, replacing, inspecting and operating a storm drain together with the  
7 right of ingress and egress over adjacent land of the State of Georgia as may be reasonably  
8 necessary to accomplish the aforesaid purposes. Said easement area is located in land lot 320  
9 of the 1st district of Dougherty County, Georgia, and is more particularly described as  
10 follows:

11 "That portion and that portion only as shown in yellow on a plat of survey entitled "Plat of  
12 Permanent Utility Easement to be Acquired by the City of Albany from State of Georgia"  
13 dated January 24, 2003, prepared by Charles R. Hutchinson, Georgia Registered Land  
14 Surveyor #2639 and on file in the offices of the State Properties Commission'  
15 and may be more particularly described by a plat of survey prepared by a Georgia Registered  
16 Land Surveyor and presented to the State Properties Commission for approval.

**SECTION 81.**

17  
18 That the above-described premises shall be used solely for the purpose of planning,  
19 constructing, erecting, installing, maintaining, repairing, replacing, inspecting, and operating  
20 said storm drain.

**SECTION 82.**

21  
22 That the City of Albany shall have the right to remove or cause to be removed from said  
23 easement area only such trees and bushes as may be reasonably necessary for the proper  
24 construction, operation, and maintenance of said storm drain.

**SECTION 83.**

25  
26 That, after the City of Albany has put into use the storm drain for which this easement is  
27 granted, a subsequent abandonment of the use thereof shall cause a reversion to the State of  
28 Georgia, or its successors and assigns, of all the rights, title, privileges, powers, and easement  
29 granted herein. Upon abandonment, the City of Albany, or its successors and assigns, shall  
30 have the option of removing its facilities from the easement area or leaving the same in place,  
31 in which event the facility shall become the property of the State of Georgia, or its successors  
32 and assigns.

**SECTION 84.**

1

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

**SECTION 85.**

7

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

**SECTION 86.**

15

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

**SECTION 87.**

32

33 That the easement granted to the City of Albany shall contain such other reasonable terms,  
34 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.

4 **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.

8 **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.

12 **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.

15 **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.

18 **ARTICLE VIII**

19 **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.

25 **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.

11 **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.

15 **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.

19 **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.

27 **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 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 lotys 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.

6 **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.

10 **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.

14 **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.

22 **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.

28 **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.

11 **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.

17 **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.

21 **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.

25 **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.

28 **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.



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.**

1  
2 That the State of Georgia, acting by and through its State Properties Commission, may grant  
3 to Georgia Power Company, or its successors and assigns, a nonexclusive easement for the  
4 construction, operation, and maintenance of an underground electrical line in, on, over,  
5 under, upon, across, or through the easement area for the purpose of constructing, installing,  
6 maintaining, repairing, inspecting and operating an underground electrical line together with  
7 the right of ingress and egress over adjacent land of the State of Georgia as may be  
8 reasonably necessary to accomplish the aforesaid purposes. Said easement area is located  
9 in the 1458th GMD of Liberty County, Georgia, and is more particularly described as  
10 follows:

11 'That portion and that portion only as marked in yellow on a drawing prepared by Paul C.  
12 Simonton, Georgia Registered Land Surveyor #11009, dated September 21, 2001, and on  
13 file in the offices of the State Properties Commission'  
14 and may be more particularly described by a plat of survey prepared by a Georgia Registered  
15 Land Surveyor and presented to the State Properties Commission for approval.

**SECTION 146.**

16  
17 That the above-described premises shall be used solely for the purpose of planning,  
18 constructing, installing, maintaining, repairing, inspecting, and operating said underground  
19 electrical line.

**SECTION 147.**

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

**SECTION 148.**

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

**SECTION 149.**

1  
2 That this resolution does not affect and is not intended to affect any rights, powers, interest,  
3 or liability of the Department of Transportation with respect to the state highway system, or  
4 of a county with respect to the county road system or of a municipality with respect to the  
5 city street system. Grantee shall obtain any and all other required permits from the  
6 appropriate governmental agencies as are necessary for its lawful use of the easement area  
7 or public highway right of way and comply with all applicable state and federal  
8 environmental statutes in its use of the easement area.

**SECTION 150.**

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

**SECTION 151.**

26  
27 That the easement granted to Georgia Power Company shall contain such other reasonable  
28 terms, conditions, and covenants as the State Properties Commission shall deem in the best  
29 interest of the State of Georgia and that the State Properties Commission is authorized to use  
30 a more accurate description of the easement area, so long as the description utilized by the  
31 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.**

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

**SECTION 163.**

18  
19 That the easement granted to the Jasper County Water and Sewer Authority shall contain  
20 such other reasonable terms, conditions, and covenants as the State Properties Commission  
21 shall deem in the best interest of the State of Georgia and that the State Properties  
22 Commission is authorized to use a more accurate description of the easement areas, so long  
23 as the description utilized by the State Properties Commission describes the same easement  
24 areas herein granted.

**SECTION 164.**

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

**SECTION 165.**

29  
30 That this grant of easement shall be recorded by the grantee in the Superior Court of Jasper  
31 County, Georgia, and a recorded copy shall be forwarded to the State Properties  
32 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.

11 **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.

17 **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.

21 **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.

25 **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.

28 **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.



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.

3 **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.

9 **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.

17 **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.**

1

2 That the easement granted to Blue Ridge Mountain EMC shall contain such other reasonable  
3 terms, conditions, and covenants as the State Properties Commission shall deem in the best  
4 interest of the State of Georgia and that the State Properties Commission is authorized to use  
5 more accurate description of the easement areas, so long as the description utilized by the  
6 State Properties Commission describes the same easement areas herein granted.

**SECTION 188.**

7

8 That the consideration for such easement shall be for the fair market value, but not less than  
9 \$650.00 and such further consideration and provisions as the State Properties Commission  
10 may determine to be in the best interest of the State of Georgia.

**SECTION 189.**

11

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

**SECTION 190.**

15

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

**ARTICLE XVI**

18

**SECTION 191.**

19

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