

House Resolution 1172

By: Representative Royal of the 171<sup>st</sup>

## A RESOLUTION

1 Authorizing and empowering the State Properties Commission, for and on behalf of and in  
 2 the name of the State of Georgia, to convey certain state owned real property located in  
 3 Pelham, Georgia, to the governing authority of Pelham, Georgia; to repeal conflicting laws;  
 4 and for other purposes.

5 WHEREAS:

6 (1) The State of Georgia owns certain real property in Pelham, Georgia; and

7 (2) Said property is the site of the Pelham State Farmers' Market and is located at State  
 8 Route 3 in Pelham, Georgia, to be fully described by the governing authority of Pelham,  
 9 Georgia, as provided in this resolution; and

10 (3) Said property is under the custody of the Department of Agriculture; and

11 (4) The above-described property is surplus to the needs of the State of Georgia; and

12 (5) Pelham, Georgia, desires to acquire the property for public purpose; and

13 (6) The power to deal with and to dispose of state owned property is vested in the  
 14 General Assembly of Georgia.

15 NOW, THEREFORE, BE IT RESOLVED AND ENACTED BY THE GENERAL  
 16 ASSEMBLY OF GEORGIA:

### 17 **SECTION 1.**

18 That the State of Georgia is the owner of certain real property that is the site of the Pelham  
 19 State Farmers' Market, located at State Route 3 in Pelham, Georgia, hereinafter referred to  
 20 as the "property," and that in all matters relating to the property the State of Georgia is acting  
 21 by and through the State Properties Commission.

### 22 **SECTION 2.**

23 That the property may be conveyed by appropriate instrument by the State of Georgia to the  
 24 governing authority of Pelham, Georgia, for a consideration of \$1.00, so long as the property  
 25 is used for public purpose. Any funds that might otherwise be required as further

1 consideration for such property shall be waived by the State of Georgia as a grant to the  
2 governing authority of Pelham, Georgia, pursuant to Article VII, Section III, Paragraph III  
3 of the Constitution.

4 **SECTION 3.**

5 That the governing authority of Pelham, Georgia, prepare and submit to the State Properties  
6 Commission for approval a plat of survey and legal description of the property prior to the  
7 conveyance.

8 **SECTION 4.**

9 That the authorization in this resolution to convey the property shall expire three years after  
10 the date that this resolution becomes effective.

11 **SECTION 5.**

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

14 **SECTION 6.**

15 That the deed of conveyance shall be recorded by the grantee in the Superior Court of  
16 Mitchell County, Georgia, and a recorded copy shall be forwarded to the State Properties  
17 Commission.

18 **SECTION 7.**

19 That this resolution shall become effective as law upon its approval by the Governor or upon  
20 its becoming law without such approval.

21 **SECTION 8.**

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