

The House Committee on State Institutions and Property offers the following substitute to HR 279:

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 Candler, Cobb, Dawson, Douglas, Fulton, Grady,
4 and Muscogee counties, Georgia; to repeal conflicting laws; and for other purposes.

5 WHEREAS, the State of Georgia is the owner of certain real property located in Candler,
6 Cobb, Dawson, Douglas, Fulton, Grady, and Muscogee counties, Georgia; and

7 WHEREAS, the City of Metter, Cobb County, City of Smyrna, Georgia Transmission
8 Corporation, Connexion Technologies, Inc., Georgia Power Company, CNN Center
9 Ventures, City of Atlanta, City of Cairo, and City of Columbus desire to operate and
10 maintain facilities, utilities, and ingress and egress in, on, over, under, upon, across, or
11 through a portion of said property; and

12 WHEREAS, these facilities, utilities, and ingress and egress in, on, over, under, upon, across,
13 or through the above-described state property have been requested, approved, or both, by the
14 Georgia Department of Defense, State Properties Commission, Georgia Forestry
15 Commission, Department of Natural Resources, and the Department of Economic
16 Development on behalf of the Georgia World Congress Center Authority.

17 NOW, THEREFORE, BE IT RESOLVED AND ENACTED BY THE GENERAL
18 ASSEMBLY OF GEORGIA:

19 ARTICLE I

20 **SECTION 1.**

21 That the State of Georgia is the owner of the hereinafter described real property in Candler
22 County, and the property is in the custody of the Georgia Department of Defense, hereinafter

23 referred to as the "easement area" and that, in all matters relating to the easement area, the
24 State of Georgia is acting by and through its State Properties Commission.

25 **SECTION 2.**

26 That the State of Georgia, acting by and through its State Properties Commission, may grant
27 to the City of Metter, 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
31 with the right of ingress and egress over adjacent land of the State of Georgia as may be
32 reasonably necessary to accomplish the aforesaid purposes. Said easement area is located
33 in the City of Metter, Candler County, Georgia, and is more particularly described as
34 follows:

35 "That 0.275 acre portion and that portion only as shown highlighted in yellow on a
36 plat of survey dated April 16, 2008, prepared by Donald Marsh and Associates
37 surveyor, and all being on file in the offices of the State Properties Commission,"
38 and may be more particularly described by a plat of survey prepared by a Georgia Registered
39 Land Surveyor and presented to the State Properties Commission for approval.

40 **SECTION 3.**

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

44 **SECTION 4.**

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

48 **SECTION 5.**

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

56

SECTION 6.

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

62

SECTION 7.

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

70

SECTION 8.

71 That if the State of Georgia, acting by and through its State Properties Commission,
72 determines that any or all of the facilities placed on the easement area should be removed or
73 relocated to an alternate site on state owned land in order to avoid interference with the state's
74 use or intended use of the easement area, it may grant a substantially equivalent nonexclusive
75 easement to allow placement of the removed or relocated facilities across the alternate site,
76 under such terms and conditions as the State Properties Commission shall in its discretion
77 determine to be in the best interests of the State of Georgia, and the City of Metter shall
78 remove or relocate its facilities to the alternate easement area at its sole cost and expense,
79 unless the State Properties Commission determines that the requested removal or relocation
80 is to be for the sole benefit of the State of Georgia and approves payment by the State of
81 Georgia of all or a portion of such actual cost and expense, not to exceed by 20 percent the
82 amount of a written estimate provided by the City of Metter. Upon written request, the State
83 Properties Commission, in its sole discretion, may permit the relocation of the facilities to
84 an alternate site on state owned land so long as the removal and relocation is paid by the
85 party or parties requesting such removal and at no cost and expense to the State of Georgia.
86 If an easement is relocated for any reason, the State Properties Commission is authorized to
87 convey by quitclaim deed the state's interest in the former easement area.

88

SECTION 9.

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

94

SECTION 10.

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

98

SECTION 11.

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

101

SECTION 12.

102 That the authorization in this resolution to grant the above-described easement to the City of
103 Metter shall expire three years after the date that this resolution is enacted into law and
104 approved by the State Properties Commission.

105

SECTION 13.

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

108

ARTICLE II

109

SECTION 14.

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

114

SECTION 15.

115 That the State of Georgia, acting by and through its State Properties Commission, may grant
116 to Cobb County or its successors and assigns, a nonexclusive easement area above and across
117 the property which is leased to CSX Corporation as successor to the Seaboard System

118 Railroad, Inc., for the operation and maintenance of a new pedestrian path or trail and bridge.
119 Said easement area is located south of Marietta, Georgia, in Cobb County, and is more
120 particularly described as follows:

121 "That approximately 0.037 of an acre permanent easement and approximately 0.0546
122 of an acre of temporary construction easement air-rights portion and that portion only
123 as shown on that drawing titled Georgia Cobb County Right of Way of Proposed
124 Spring Road Enhanced Sidewalk Project CSCMQ-0006-00 (876) dated August 14,
125 2006, Sheets 1, 2, 18 and 21 of 21 as last revised on November 17, 2008, prepared
126 by Arcadis, on file in the offices of the State Properties Commission,"

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

129 **SECTION 16.**

130 That the above-described premises shall be used solely for the purpose of installing,
131 maintaining, and operating said pedestrian path or trail and bridge, and that the design and
132 construction plans for the easement area must be approved by the CSX Corporation as lessee
133 prior to initiation of construction.

134 **SECTION 17.**

135 That Cobb County shall have the right to remove or cause to be removed from said easement
136 area only such trees and bushes as may be reasonably necessary for the proper operation and
137 maintenance of said path or trail and bridge.

138 **SECTION 18.**

139 That, after Cobb County has put into use the pedestrian path or trail and bridge this easement
140 is granted for, a subsequent abandonment of the use thereof shall cause a reversion to the
141 State of Georgia, or its successors and assigns, of all the rights, title, privileges, powers, and
142 easement granted herein. Upon abandonment, Cobb County, or its successors and assigns,
143 shall have the option of removing its facilities from the easement area or leaving the same
144 in place, in which event the path or trail and bridge shall become the property of the State of
145 Georgia, or its successors and assigns.

146 **SECTION 19.**

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

151

SECTION 20.

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

169

SECTION 21.

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

175

SECTION 22.

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

183 **SECTION 23.**

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

187 **SECTION 24.**

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

190 **SECTION 25.**

191 That the authorization in this resolution to grant the above-described easement to Cobb
192 County shall expire three years after the date that this resolution is enacted into law and
193 approved by the State Properties Commission.

194 **SECTION 26.**

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

197 **ARTICLE III**

198 **SECTION 27.**

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

203 **SECTION 28.**

204 That the State of Georgia, acting by and through its State Properties Commission, may grant
205 to Cobb County, or its successors and assigns, a nonexclusive easement area above and
206 across the property which is leased to CSX Corporation as successor to the Seaboard System
207 Railroad, Inc., for the operation and maintenance of a new pedestrian path or trail and bridge.
208 Said easement area is located south of Marietta, Georgia, in Cobb County, and is more
209 particularly described as follows:

210 "That approximately 0.45 of an acre temporary easement and 0.09 of an acre
211 permanent easement air-rights portion and that portion only as shown on that drawing
212 titled Cobb County Department of Transportation, Mainline Plan Old 41 Highway
213 Drawing 13-02 not dated, on file in the offices of the State Properties Commission,"

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

216 **SECTION 29.**

217 That the above-described premises shall be used solely for the purpose of installing,
218 maintaining, and operating said pedestrian path or trail and bridge, and that the design and
219 construction plans for the easement area must be approved by the CSX Corporation as lessee
220 prior to initiation of construction.

221 **SECTION 30.**

222 That Cobb County shall have the right to remove or cause to be removed from said easement
223 area only such trees and bushes as may be reasonably necessary for the proper operation and
224 maintenance of said path or trail and bridge.

225 **SECTION 31.**

226 That, after Cobb County has put into use the pedestrian path or trail and bridge this easement
227 is granted for, a subsequent abandonment of the use thereof shall cause a reversion to the
228 State of Georgia, or its successors and assigns, of all the rights, title, privileges, powers, and
229 easement granted herein. Upon abandonment, the Cobb County, or its successors and assigns,
230 shall have the option of removing its facilities from the easement area or leaving the same
231 in place, in which event the path or trail and bridge shall become the property of the State of
232 Georgia, or its successors and assigns.

233 **SECTION 32.**

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

238 **SECTION 33.**

239 That if the State of Georgia, acting by and through its State Properties Commission,
240 determines that any or all of the facilities placed on the easement area should be removed or
241 relocated to an alternate site on state owned land in order to avoid interference with the state's
242 use or intended use of the easement area, it may grant a substantially equivalent nonexclusive
243 easement to allow placement of the removed or relocated facilities across the alternate site
244 under such terms and conditions as the State Properties Commission shall in its discretion
245 determine to be in the best interests of the State of Georgia, and Cobb County shall remove

246 or relocate its facilities to the alternate easement area at its sole cost and expense, unless the
247 State Properties Commission determines that the requested removal or relocation is to be for
248 the sole benefit of the State of Georgia and approves payment by the State of Georgia of all
249 or a portion of such actual cost and expense, not to exceed by 20 percent the amount of a
250 written estimate provided by Cobb County. Upon written request, the State Properties
251 Commission, in its sole discretion, may permit the relocation of the facilities to an alternate
252 site on state owned land so long as the removal and relocation is paid by the party or parties
253 requesting such removal and at no cost and expense to the State of Georgia. If an easement
254 is relocated for any reason, the State Properties Commission is authorized to convey by
255 quitclaim deed the state's interest in the former easement area.

256 **SECTION 34.**

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

262 **SECTION 35.**

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

270 **SECTION 36.**

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

274 **SECTION 37.**

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

277 **SECTION 38.**

278 That the authorization in this resolution to grant the above-described easement to Cobb
279 County shall expire three years after the date that this resolution is enacted into law and
280 approved by the State Properties Commission.

281 **SECTION 39.**

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

284 **ARTICLE IV**

285 **SECTION 40.**

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

290 **SECTION 41.**

291 That the State of Georgia, acting by and through its State Properties Commission, may grant
292 to City of Smyrna or its successors and assigns, a nonexclusive easement area above and
293 across the property which is leased to CSX Corporation as successor to the Seaboard System
294 Railroad, Inc., for the operation and maintenance of a new highway bridge with improved
295 pedestrian safety at Campbell Road. Said easement area is located south of Smyrna,
296 Georgia, in Cobb County, and is more particularly described as follows:

297 "That 0.1 of an acre portion of air-rights temporary easement and 0.1 of an acre of
298 air-rights permanent easement and that portion only as shown on that drawing titled
299 City of Smyrna Department of Public Works Right of Way Map, Campbell Road over
300 CSX Railroad, Project No. 31-6056 on file in the offices of the State Properties
301 Commission,"

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

304 **SECTION 42.**

305 That the above-described premises shall be used solely for the purpose of installing,
306 maintaining, and operating said highway and pedestrian bridge, and that the design and
307 construction plans for the easement area must be approved by the CSX Corporation as lessee
308 prior to initiation of construction.

309 **SECTION 43.**

310 That City of Smyrna shall have the right to remove or cause to be removed from said
311 easement area only such trees and bushes as may be reasonably necessary for the proper
312 operation and maintenance of said bridge.

313 **SECTION 44.**

314 That, after City of Smyrna has put into use the highway and pedestrian bridge this easement
315 is granted for, a subsequent abandonment of the use thereof shall cause a reversion to the
316 State of Georgia, or its successors and assigns, of all the rights, title, privileges, powers, and
317 easement granted herein. Upon abandonment, the City of Smyrna, or its successors and
318 assigns, shall have the option of removing its facilities from the easement area or leaving the
319 same in place, in which event the highway and pedestrian bridge shall become the property
320 of the State of Georgia, or its successors and assigns.

321 **SECTION 45.**

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

326 **SECTION 46.**

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

342 is relocated for any reason, the State Properties Commission is authorized to convey by
343 quitclaim deed the state's interest in the former easement area.

344 **SECTION 47.**

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

350 **SECTION 48.**

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

358 **SECTION 49.**

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

362 **SECTION 50.**

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

365 **SECTION 51.**

366 That the authorization in this resolution to grant the above-described easement to Cobb
367 County shall expire three years after the date that this resolution is enacted into law and
368 approved by the State Properties Commission.

369 **SECTION 52.**

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

372

ARTICLE V

373

SECTION 53.

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

378

SECTION 54.

379 That the State of Georgia, acting by and through its State Properties Commission, may grant
380 to Cobb County or its successors and assigns, a nonexclusive easement area above and across
381 the property which is leased to CSX Corporation as successor to the Seaboard System
382 Railroad, Inc., for the operation and maintenance of a new pedestrian path or trail and bridge.
383 Said easement area is located south of Smyrna, Georgia, in Cobb County, and is more
384 particularly described as follows:

385 "That approximately 0.07 of an acre air-rights portion and that portion only as shown
386 on that drawing titled Spring Road, Smyrna, GA., Easement Plat for Spring Road
387 CSX Pedestrian Bridge of 0.07 of an acre, by CROY Engineering, dated
388 November 24, 2008, on file in the offices of the State Properties Commission,"
389 and may be more particularly described by a plat of survey prepared by a Georgia Registered
390 Land Surveyor and presented to the State Properties Commission for approval.

391

SECTION 55.

392 That the above-described premises shall be used solely for the purpose of installing,
393 maintaining, and operating said pedestrian path or trail and bridge, and that the design and
394 construction plans for the easement area must be approved by the CSX Corporation as lessee
395 prior to initiation of construction.

396

SECTION 56.

397 That Cobb County shall have the right to remove or cause to be removed from said easement
398 area only such trees and bushes as may be reasonably necessary for the proper operation and
399 maintenance of said path or trail and bridge.

400

SECTION 57.

401 That, after Cobb County has put into use the pedestrian path or trail and bridge this easement
402 is granted for, a subsequent abandonment of the use thereof shall cause a reversion to the
403 State of Georgia, or its successors and assigns, of all the rights, title, privileges, powers, and

404 easement granted herein. Upon abandonment, the Cobb County, or its successors and assigns,
405 shall have the option of removing its facilities from the easement area or leaving the same
406 in place, in which event the path or trail and bridge shall become the property of the State of
407 Georgia, or its successors and assigns.

408 **SECTION 58.**

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

413 **SECTION 59.**

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

431 **SECTION 60.**

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

437

SECTION 61.

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

445

SECTION 62.

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

449

SECTION 63.

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

452

SECTION 64.

453 That the authorization in this resolution to grant the above-described easement to Cobb
454 County shall expire three years after the date that this resolution is enacted into law and
455 approved by the State Properties Commission.

456

SECTION 65.

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

459

ARTICLE VI

460

SECTION 66.

461 That the State of Georgia is the owner of the hereinafter described real property in Dawson
462 County, and the property is in the custody of the Georgia Forestry Commission, hereinafter
463 referred to as the "easement area" and that, in all matters relating to the easement area, the
464 State of Georgia is acting by and through its State Properties Commission.

465

SECTION 67.

466 That the State of Georgia, acting by and through its State Properties Commission, may grant
467 to Georgia Transmission Corporation, or its successors and assigns, a nonexclusive easement
468 for the construction, operation, and maintenance of a transmission line on, over, under, upon,
469 across, or through the easement area for the purpose of constructing, erecting, installing,
470 maintaining, repairing, replacing, inspecting, and operating a transmission line together with
471 the right of ingress and egress over adjacent land of the State of Georgia as may be
472 reasonably necessary to accomplish the aforesaid purposes. Said easement area is located
473 in Dawson County, Georgia, and is more particularly described as follows:

474 "That approximately 0.38 of an acre portion and that portion only as shown on a
475 Jordan Jones and Goulding survey titled Dawson Crossing – Juno 115kV
476 Transmission Line, dated February 14, 2007, for the Georgia Transmission
477 Corporation and on file in the offices of the State Properties Commission,"

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

480

SECTION 68.

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

484

SECTION 69.

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

488

SECTION 70.

489 That, after the Georgia Transmission Corporation puts into use the transmission line for
490 which this easement is granted, a subsequent abandonment of the use thereof shall cause a
491 reversion to the State of Georgia, or its successors and assigns, of all the rights, title,
492 privileges, powers, and easement granted herein. Upon abandonment, Georgia Transmission
493 Corporation, or its successors and assigns, shall have the option of removing its facilities
494 from the easement area or leaving the same in place, in which event the facility shall become
495 the property of the State of Georgia, or its successors and assigns.

496

SECTION 71.

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

502

SECTION 72.

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

510

SECTION 73.

511 That if the State of Georgia, acting by and through its State Properties Commission,
512 determines that any or all of the facilities placed on the easement area should be removed or
513 relocated to an alternate site on state owned land in order to avoid interference with the state's
514 use or intended use of the easement area, it may grant a substantially equivalent nonexclusive
515 easement to allow placement of the removed or relocated facilities across the alternate site,
516 under such terms and conditions as the State Properties Commission shall in its discretion
517 determine to be in the best interests of the State of Georgia, and Georgia Transmission
518 Corporation shall remove or relocate its facilities to the alternate easement area at its sole
519 cost and expense, unless the State Properties Commission determines that the requested
520 removal or relocation is to be for the sole benefit of the State of Georgia and approves
521 payment by the State of Georgia of all or a portion of such actual cost and expense, not to
522 exceed by 20 percent the amount of a written estimate provided by Georgia Transmission
523 Corporation. Upon written request, the State Properties Commission, in its sole discretion,
524 may permit the relocation of the facilities to an alternate site on state owned land so long as
525 the removal and relocation is paid by the party or parties requesting such removal and at no
526 cost and expense to the State of Georgia. If an easement is relocated for any reason, the State
527 Properties Commission is authorized to convey by quitclaim deed the state's interest in the
528 former easement area.

529 **SECTION 74.**

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

535 **SECTION 75.**

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

539 **SECTION 76.**

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

542 **SECTION 77.**

543 That the authorization in this resolution to grant the above-described easement to Georgia
544 Transmission Corporation shall expire three years after the date that this resolution is enacted
545 into law and approved by the State Properties Commission.

546 **SECTION 78.**

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

549 **ARTICLE VII**

550 **SECTION 79.**

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

555 **SECTION 80.**

556 That the State of Georgia, acting by and through its State Properties Commission, may grant
557 to Connexion Technologies, Inc., or its successors and assigns, a nonexclusive easement for
558 the construction, operation, and maintenance of fiber optic, telephone, cable television, and

559 high speed data line in, on, over, under, upon, across, or through the easement area for the
560 purpose of constructing, erecting, installing, maintaining, repairing, replacing, inspecting,
561 and operating such line and services together with the right of ingress and egress over
562 adjacent land of the State of Georgia as may be reasonably necessary to accomplish the
563 aforesaid purposes. Said easement area is located in Douglas County, Georgia, and is more
564 particularly described as follows:

565 "Those 0.115 of an acre portions and those portions only as shown on a GeoSurvey,
566 Ltd. survey for Connexion Technologies last revised on May 5, 2007, prepared by
567 Joseph T. Baker and on file in the offices of the State Properties Commission,"
568 and may be more particularly described by a plats of survey prepared by a Georgia
569 Registered Land Surveyor and presented to the State Properties Commission for approval.
570

571 **SECTION 81.**

572 That the above-described premises shall be used solely for the purpose of planning,
573 constructing, erecting, installing, maintaining, repairing, replacing, inspecting, and operating
574 said fiber optic, telephone, cable television, and high speed data line.

575 **SECTION 82.**

576 That Connexion Technologies, Inc., shall have the right to remove or cause to be removed
577 from said easement area only such trees and bushes as may be reasonably necessary for the
578 proper construction, operation, and maintenance of said line.

579 **SECTION 83.**

580 That, after Connexion Technologies, Inc., has put into use the line for which this easement
581 is granted, a subsequent abandonment of the use thereof shall cause a reversion to the State
582 of Georgia, or its successors and assigns, of all the rights, title, privileges, powers, and
583 easement granted herein. Upon abandonment, Connexion Technologies, Inc., or its
584 successors and assigns, shall have the option of removing its facilities from the easement area
585 or leaving the same in place, in which event the facility shall become the property of the
586 State of Georgia, or its successors and assigns.

587 **SECTION 84.**

588 That no title shall be conveyed to Connexion Technologies, Inc., and, except as herein
589 specifically granted to Connexion Technologies, Inc., all rights, title, and interest in and to
590 said easement area is reserved in the State of Georgia, which may make any use of said
591 easement area not inconsistent with or detrimental to the rights, privileges, and interest
592 granted to Connexion Technologies, Inc.

593

SECTION 85.

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

601

SECTION 86.

602 That if the State of Georgia, acting by and through its State Properties Commission,
603 determines that any or all of the facilities placed on the easement area should be removed or
604 relocated to an alternate site on state owned land in order to avoid interference with the state's
605 use or intended use of the easement area, it may grant a substantially equivalent nonexclusive
606 easement to allow placement of the removed or relocated facilities across the alternate site,
607 under such terms and conditions as the State Properties Commission shall in its discretion
608 determine to be in the best interests of the State of Georgia, and Connexion Technologies,
609 Inc., shall remove or relocate its facilities to the alternate easement area at its sole cost and
610 expense, unless the State Properties Commission determines that the requested removal or
611 relocation is to be for the sole benefit of the State of Georgia and approves payment by the
612 State of Georgia of all or a portion of such actual cost and expense, not to exceed by 20
613 percent the amount of a written estimate provided by Connexion Technologies, Inc. Upon
614 written request, the State Properties Commission, in its sole discretion, may permit the
615 relocation of the facilities to an alternate site on state owned land so long as the removal and
616 relocation is paid by the party or parties requesting such removal and at no cost and expense
617 to the State of Georgia. If an easement is relocated for any reason, the State Properties
618 Commission is authorized to convey by quitclaim deed the state's interest in the former
619 easement area.

620

SECTION 87.

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

626 **SECTION 88.**

627 That the consideration for such easement shall be for fair market value but not less than
628 \$650.00, and such further consideration and provisions as the State Properties Commission
629 may determine to be in the best interest of the State of Georgia.

630 **SECTION 89.**

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

633 **SECTION 90.**

634 That the authorization in this resolution to grant the above-described easement to Connexion
635 Technologies, Inc., shall expire three years after the date that this resolution is enacted into
636 law and approved by the State Properties Commission.

637 **SECTION 91.**

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

640 **ARTICLE VIII**

641 **SECTION 92.**

642 That the State of Georgia is the owner of the hereinafter described real property in Fulton
643 County, and the property is in the custody of the Department of Economic Development at
644 the Georgia World Congress Center, hereinafter referred to as the "easement area" and that,
645 in all matters relating to the easement area, the State of Georgia is acting by and through its
646 State Properties Commission.

647 **SECTION 93.**

648 That the State of Georgia, acting by and through its State Properties Commission, may grant
649 to Georgia Power Company or its successors and assigns, a nonexclusive easement for the
650 construction, operation, and maintenance of a transmission line on, over, under, upon, across,
651 or through the easement area for the purpose of constructing, erecting, installing,
652 maintaining, repairing, replacing, inspecting, and operating a transmission line together with
653 the right of ingress and egress over adjacent land of the State of Georgia as may be
654 reasonably necessary to accomplish the aforesaid purposes. Said easement area is located
655 in Fulton County, Georgia, and is more particularly described as follows:

656 "Those approximately 0.591 of one acre portions and those portions only as shown
657 on a Georgia Power Company drawing titled Fowler Street-Jefferson Street 115KV
658 Transmission Line (Reference Alexander Street DOT Project) in Atlanta, Fulton
659 County, Georgia, dated October 15, 2008, and on file in the offices of the State
660 Properties Commission,"
661 and may be more particularly described by a plat of survey prepared by a Georgia Registered
662 Land Surveyor and presented to the State Properties Commission for approval.

663 **SECTION 94.**

664 That the above-described premises shall be used solely for the purpose of planning,
665 constructing, erecting, installing, maintaining, repairing, replacing, inspecting, and operating
666 said transmission lines, and that the Executive Director of the Georgia World Congress
667 Center shall approve the design, construction, and operation plans for the easement area.

668 **SECTION 95.**

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

672 **SECTION 96.**

673 That, after the Georgia Power Company puts into use the transmission line for which this
674 easement is granted, a subsequent abandonment of the use thereof shall cause a reversion to
675 the State of Georgia, or its successors and assigns, of all the rights, title, privileges, powers,
676 and easement granted herein. Upon abandonment, Georgia Power Company, or its successors
677 and assigns, shall have the option of removing its facilities from the easement area or leaving
678 the same in place, in which event the facility shall become the property of the State of
679 Georgia, or its successors and assigns.

680 **SECTION 97.**

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

686

SECTION 98.

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

694

SECTION 99.

695 That if the State of Georgia, acting by and through its State Properties Commission,
696 determines that any or all of the facilities placed on the easement area should be removed or
697 relocated to an alternate site on state owned land in order to avoid interference with the state's
698 use or intended use of the easement area, it may grant a substantially equivalent nonexclusive
699 easement to allow placement of the removed or relocated facilities across the alternate site,
700 under such terms and conditions as the State Properties Commission shall in its discretion
701 determine to be in the best interests of the State of Georgia, and Georgia Power Company
702 shall remove or relocate its facilities to the alternate easement area at its sole cost and
703 expense, unless the State Properties Commission determines that the requested removal or
704 relocation is to be for the sole benefit of the State of Georgia and approves payment by the
705 State of Georgia of all or a portion of such actual cost and expense, not to exceed by 20
706 percent the amount of a written estimate provided by Georgia Power Company. Upon
707 written request, the State Properties Commission, in its sole discretion, may permit the
708 relocation of the facilities to an alternate site on state owned land so long as the removal and
709 relocation is paid by the party or parties requesting such removal and at no cost and expense
710 to the State of Georgia. If an easement is relocated for any reason, the State Properties
711 Commission is authorized to convey by quitclaim deed the state's interest in the former
712 easement area.

713

SECTION 100.

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

719 **SECTION 101.**

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

723 **SECTION 102.**

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

726 **SECTION 103.**

727 That the authorization in this resolution to grant the above-described easement to Georgia
728 Power Company shall expire three years after the date that this resolution is enacted into law
729 and approved by the State Properties Commission.

730 **SECTION 104.**

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

733 **ARTICLE IX**

734 **SECTION 105.**

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

739 **SECTION 106.**

740 That the State of Georgia, acting by and through its State Properties Commission, may grant
741 to Georgia Power Company, or its successors and assigns, a nonexclusive easement area
742 above and across the property which is leased to CSX Corporation as successor to the
743 Seaboard System Railroad, Inc., for the operation and maintenance of a new power
744 transmission line. Said easement area is located in Atlanta, Fulton County, Georgia, and is
745 more particularly described as follows:

746 "That approximately 0.178 of one acre air-rights portion and that portion only as
747 shown on that drawing titled for Georgia Power Company, Easement survey for State
748 of Georgia (Parcel 009A) Fowler Street-Jefferson Street 115KV Transmission Line

749 (Reference Alexander Street DOT Project) by surveyor David J. Williams, dated
750 January 14, 2009, on file in the offices of the State Properties Commission,"
751 and may be more particularly described by a plat of survey prepared by a Georgia Registered
752 Land Surveyor and presented to the State Properties Commission for approval.

753 **SECTION 107.**

754 That the above-described premises shall be used solely for the purpose of installing,
755 maintaining, and operating said transmission line, and that the design and construction plans
756 for the easement area must be approved by the CSX Corporation as lessee prior to initiation
757 of construction.

758 **SECTION 108.**

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

762 **SECTION 109.**

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

770 **SECTION 110.**

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

776 **SECTION 111.**

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

781 easement to allow placement of the removed or relocated facilities across the alternate site
782 under such terms and conditions as the State Properties Commission shall in its discretion
783 determine to be in the best interests of the State of Georgia, and Georgia Power Company
784 shall remove or relocate its facilities to the alternate easement area at its sole cost and
785 expense, unless the State Properties Commission determines that the requested removal or
786 relocation is to be for the sole benefit of the State of Georgia and approves payment by the
787 State of Georgia of all or a portion of such actual cost and expense, not to exceed by 20
788 percent the amount of a written estimate provided by Georgia Power Company. Upon
789 written request, the State Properties Commission, in its sole discretion, may permit the
790 relocation of the facilities to an alternate site on state owned land so long as the removal and
791 relocation is paid by the party or parties requesting such removal and at no cost and expense
792 to the State of Georgia. If an easement is relocated for any reason, the State Properties
793 Commission is authorized to convey by quitclaim deed the state's interest in the former
794 easement area.

795 **SECTION 112.**

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

801 **SECTION 113.**

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

809 **SECTION 114.**

810 That the consideration for such easement shall be the fair market value but not less than
811 \$650.00, and such further consideration and provisions as the State Properties Commission
812 may determine to be in the best interest of the State of Georgia.

813 **SECTION 115.**

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

816 **SECTION 116.**

817 That the authorization in this resolution to grant the above-described easement to Georgia
818 Power Company shall expire three years after the date that this resolution is enacted into law
819 and approved by the State Properties Commission.

820 **SECTION 117.**

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

823 **ARTICLE X**824 **SECTION 118.**

825 That the State of Georgia is the owner of the hereinafter described real property in Fulton
826 County, and the property is in the custody of the Georgia World Congress Center Authority
827 by virtue of that certain lease from the Department of Economic Development, hereinafter
828 referred to as the "easement area" and that, in all matters relating to the easement area, the
829 State of Georgia is acting by and through its State Properties Commission.

830 **SECTION 119.**

831 That the State of Georgia, acting by and through its State Properties Commission, may grant
832 to CNN Center Ventures, or its successors and assigns, a nonexclusive easement for the
833 operation and maintenance of a sewer line in, on, over, under, upon, across, or through the
834 easement area for the purpose of maintaining, repairing, replacing, inspecting, and operating
835 a sewer line together with the right of ingress and egress over adjacent land of the State of
836 Georgia as may be reasonably necessary to accomplish the aforesaid purposes. Said
837 easement area is located in Fulton County, Georgia, and is more particularly described as
838 follows:

839 "That approximately 0.01 of one acre portion and that portion only as shown in
840 yellow on drawing titled CNN Center Ventures, equates to 50 SY (i.e., 446 sq. ft.) =
841 0.01 acres. and on file in the offices of the State Properties Commission,"
842 and may be more particularly described by a plat of survey prepared by a Georgia Registered
843 Land Surveyor and presented to the State Properties Commission for approval.

844 **SECTION 120.**

845 That the above-described premises shall be used solely for the purpose of installing,
846 maintaining, repairing, replacing, inspecting, and operating said sewer line, and that the
847 Executive Director of the Georgia World Congress Center shall approve the design,
848 construction, and operation plans for the easement area.

849 **SECTION 121.**

850 That CNN Center Ventures shall have the right to remove or cause to be removed from said
851 easement area only such trees and bushes as may be reasonably necessary for the proper
852 operation and maintenance of said sewer line.

853 **SECTION 122.**

854 That, after CNN Center Ventures has put into use the sewer line for which this easement is
855 granted, a subsequent abandonment of the use thereof shall cause a reversion to the State of
856 Georgia, or its successors and assigns, of all the rights, title, privileges, powers, and easement
857 granted herein. Upon abandonment, CNN Center Ventures, or its successors and assigns,
858 shall have the option of removing its facilities from the easement area or leaving the same
859 in place, in which event the sewer line shall become the property of the State of Georgia, or
860 its successors and assigns.

861 **SECTION 123.**

862 That no title shall be conveyed to CNN Center Ventures and, except as herein specifically
863 granted to CNN Center Ventures, all rights, title, and interest in and to said easement area
864 is reserved in the State of Georgia, which may make any use of said easement area not
865 inconsistent with or detrimental to the rights, privileges, and interest granted to the CNN
866 Center Ventures.

867 **SECTION 124.**

868 That if the State of Georgia, acting by and through its State Properties Commission,
869 determines that any or all of the facilities placed on the easement area should be removed or
870 relocated to an alternate site on state owned land in order to avoid interference with the state's
871 use or intended use of the easement area, it may grant a substantially equivalent nonexclusive
872 easement to allow placement of the removed or relocated facilities across the alternate site,
873 under such terms and conditions as the State Properties Commission shall in its discretion
874 determine to be in the best interests of the State of Georgia, and CNN Center Ventures shall
875 remove or relocate its facilities to the alternate easement area at its sole cost and expense,
876 unless the State Properties Commission determines that the requested removal or relocation

877 is to be for the sole benefit of the State of Georgia and approves payment by the State of
878 Georgia of all or a portion of such actual cost and expense, not to exceed by 20 percent the
879 amount of a written estimate provided by CNN Center Ventures. Upon written request, the
880 State Properties Commission, in its sole discretion, may permit the relocation of the facilities
881 to an alternate site on state owned land so long as the removal and relocation is paid by the
882 party or parties requesting such removal and at no cost and expense to the State of Georgia
883 If an easement is relocated for any reason, the State Properties Commission is authorized to
884 convey by quitclaim deed the state's interest in the former easement area.

885 **SECTION 125.**

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

893 **SECTION 126.**

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

899 **SECTION 127.**

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

903 **SECTION 128.**

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

906 **SECTION 129.**

907 That the authorization in this resolution to grant the above-described easement to CNN
908 Center Ventures shall expire three years after the date that this resolution is enacted into law
909 and approved by the State Properties Commission.

910 **SECTION 130.**

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

913 **ARTICLE XI**

914 **SECTION 131.**

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

919 **SECTION 132.**

920 That the State of Georgia, acting by and through its State Properties Commission, may grant
921 to the City of Atlanta, or its successors and assigns, a nonexclusive easement area above and
922 across the property which is leased to CSX Corporation as successor to the Seaboard System
923 Railroad, Inc., for the operation and maintenance of a new pedestrian path and trail under a
924 tunnel. Said easement area is located near Bolton Road in Atlanta, Fulton County, Georgia,
925 and is more particularly described as follows:

926 "That 0.052 of an acres air-rights portion and that portion only as shown on that
927 engineered drawing titled Permanent Easement CSX Railroad for the PATH
928 Foundation, Chattahoochee 2 Trail, dated January 21, 2009, prepared by Moreland
929 Altobelli Associates Inc., on file in the offices of the State Properties Commission,"
930 and may be more particularly described by a plat of survey prepared by a Georgia Registered
931 Land Surveyor and presented to the State Properties Commission for approval.

932 **SECTION 133.**

933 That the above-described premises shall be used solely for the purpose of installing,
934 maintaining, and operating said pedestrian path and trail, and that the design, construction
935 and operation plans for the easement area must be approved by the CSX Corporation as
936 lessee prior to initiation of construction.

937 **SECTION 134.**

938 That the City of Atlanta shall have the right to remove or cause to be removed from said
939 easement area only such trees and bushes as may be reasonably necessary for the proper
940 operation and maintenance of said pedestrian path and trail.

941 **SECTION 135.**

942 That, after the City of Atlanta has put into use the pedestrian path and trail this easement is
943 granted for, a subsequent abandonment of the use thereof shall cause a reversion to the State
944 of Georgia, or its successors and assigns, of all the rights, title, privileges, powers, and
945 easement granted herein. Upon abandonment, the City of Atlanta, or its successors and
946 assigns, shall have the option of removing its facilities from the easement area or leaving the
947 same in place, in which event the pedestrian path and trail shall become the property of the
948 State of Georgia, or its successors and assigns.

949 **SECTION 136.**

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

955 **SECTION 137.**

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

971 If an easement is relocated for any reason, the State Properties Commission is authorized to
972 convey by quitclaim deed the state's interest in the former easement area.

973 **SECTION 138.**

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

979 **SECTION 139.**

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

987 **SECTION 140.**

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

991 **SECTION 141.**

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

994 **SECTION 142.**

995 That the authorization in this resolution to grant the above-described easement to the City of
996 Atlanta shall expire three years after the date that this resolution is enacted into law and
997 approved by the State Properties Commission.

998 **SECTION 143.**

999 That the State Properties Commission is authorized and empowered to do all acts and things
1000 necessary and proper to effect the grant of the easement area.

1001 ARTICLE XII

1002 SECTION 144.

1003 That the State of Georgia is the owner of the hereinafter described real property in Grady
1004 County, and the property is in the custody of the Technical College System of Georgia,
1005 hereinafter referred to as the "easement area" and that, in all matters relating to the easement
1006 area, the State of Georgia is acting by and through its State Properties Commission.

1007 SECTION 145.

1008 That the State of Georgia, acting by and through its State Properties Commission, may grant
1009 to the City of Cairo, or its successors and assigns, a nonexclusive easement for the
1010 construction, operation, and maintenance of an electrical power line on, over, under, upon,
1011 across, or through the easement area for the purpose of constructing, erecting, installing,
1012 maintaining, repairing, replacing, inspecting, and operating an electrical power line together
1013 with the right of ingress and egress over adjacent land of the State of Georgia as may be
1014 reasonably necessary to accomplish the aforesaid purposes. Said easement area is located
1015 in Grady County, Georgia, and is more particularly described as follows:

1016 "Those approximately 0.14 of one acre portions and those portions only as shown for
1017 a 20-foot utility easement on a survey prepared by Larry Grogan & Associates, Inc.,
1018 dated October 1, 2003, and last revised December 19, 2007, and on file in the offices
1019 of the State Properties Commission,"

1020 and may be more particularly described by a plat of survey prepared by a Georgia Registered
1021 Land Surveyor and presented to the State Properties Commission for approval.

1022 SECTION 146.

1023 That the above-described premises shall be used solely for the purpose of planning,
1024 constructing, erecting, installing, maintaining, repairing, replacing, inspecting, and operating
1025 said electrical power line.

1026 SECTION 147.

1027 That the City of Cairo shall have the right to remove or cause to be removed from said
1028 easement area only such trees and bushes as may be reasonably necessary for the proper
1029 construction, operation, and maintenance of said electrical power line.

1030 SECTION 148.

1031 That, after the City of Cairo puts into use the electrical power line for which this easement
1032 is granted, a subsequent abandonment of the use thereof shall cause a reversion to the State

1033 of Georgia, or its successors and assigns, of all the rights, title, privileges, powers, and
1034 easement granted herein. Upon abandonment, the City of Cairo, or its successors and assigns,
1035 shall have the option of removing its facilities from the easement area or leaving the same
1036 in place, in which event the facility shall become the property of the State of Georgia, or its
1037 successors and assigns.

1038 **SECTION 149.**

1039 That no title shall be conveyed to the City of Cairo and, except as herein specifically granted
1040 to the City of Cairo, all rights, title, and interest in and to said easement area is reserved in
1041 the State of Georgia, which may make any use of said easement area not inconsistent with
1042 or detrimental to the rights, privileges, and interest granted to the City of Cairo.

1043 **SECTION 150.**

1044 That this resolution does not affect and is not intended to affect any rights, powers, interest,
1045 or liability of the Department of Transportation with respect to the state highway system or
1046 of a county with respect to the county road system or of a municipality with respect to the
1047 city street system. The grantee shall obtain any and all other required permits from the
1048 appropriate governmental agencies as are necessary for its lawful use of the easement area
1049 or public highway right of way and comply with all applicable state and federal
1050 environmental statutes in its use of the easement area.

1051 **SECTION 151.**

1052 That if the State of Georgia, acting by and through its State Properties Commission,
1053 determines that any or all of the facilities placed on the easement area should be removed or
1054 relocated to an alternate site on state owned land in order to avoid interference with the state's
1055 use or intended use of the easement area, it may grant a substantially equivalent nonexclusive
1056 easement to allow placement of the removed or relocated facilities across the alternate site,
1057 under such terms and conditions as the State Properties Commission shall in its discretion
1058 determine to be in the best interests of the State of Georgia, and the City of Cairo shall
1059 remove or relocate its facilities to the alternate easement area at its sole cost and expense,
1060 unless the State Properties Commission determines that the requested removal or relocation
1061 is to be for the sole benefit of the State of Georgia and approves payment by the State of
1062 Georgia of all or a portion of such actual cost and expense, not to exceed by 20 percent the
1063 amount of a written estimate provided by the City of Cairo. Upon written request, the State
1064 Properties Commission, in its sole discretion, may permit the relocation of the facilities to
1065 an alternate site on state owned land so long as the removal and relocation is paid by the
1066 party or parties requesting such removal and at no cost and expense to the State of Georgia.

1067 If an easement is relocated for any reason, the State Properties Commission is authorized to
1068 convey by quitclaim deed the state's interest in the former easement area.

1069 **SECTION 152.**

1070 That the easement granted to the City of Cairo shall contain such other reasonable terms,
1071 conditions, and covenants as the State Properties Commission shall deem in the best interest
1072 of the State of Georgia and that the State Properties Commission is authorized to use a more
1073 accurate description of the easement area, so long as the description utilized by the State
1074 Properties Commission describes the same easement area herein granted.

1075 **SECTION 153.**

1076 That the consideration for such easement shall be \$10.00 and such further consideration and
1077 provisions as the State Properties Commission may determine to be in the best interest of the
1078 State of Georgia.

1079 **SECTION 154.**

1080 That this grant of easement shall be recorded by the Grantee in the Superior Court of Grady
1081 County and a recorded copy shall be forwarded to the State Properties Commission.

1082 **SECTION 155.**

1083 That the authorization in this resolution to grant the above-described easement to the City of
1084 Cairo shall expire three years after the date that this resolution is enacted into law and
1085 approved by the State Properties Commission.

1086 **SECTION 156.**

1087 That the State Properties Commission is authorized and empowered to do all acts and things
1088 necessary and proper to effect the grant of the easement area.

1089 **ARTICLE XIII**

1090 **SECTION 157.**

1091 That the State of Georgia is the owner of the hereinafter described real property in Muscogee
1092 County, and the property is in the custody of the Department of Defense, hereinafter referred
1093 to as the "easement area" and that, in all matters relating to the easement area, the State of
1094 Georgia is acting by and through its State Properties Commission.

1095 **SECTION 158.**

1096 That the State of Georgia, acting by and through its State Properties Commission, may grant
1097 to the City of Columbus, or its successors and assigns, a nonexclusive easement for the
1098 operation and maintenance of a storm sewer line in, on, over, under, upon, across, or through
1099 the easement area for the purpose of maintaining, repairing, replacing, inspecting, and
1100 operating a storm sewer line to prevent flooding, together with the right of ingress and egress
1101 over adjacent land of the State of Georgia as may be reasonably necessary to accomplish the
1102 aforesaid purposes. Said easement area is located in the Muscogee County, Georgia, and is
1103 more particularly described as follows:

1104 "That approximately 0.327 of an acre portion and that portion only as shown on a
1105 drawing titled Proposed Drainage and Utility Easement, 25th Avenue Storm Sewer
1106 Replacement, Columbus, Muscogee County, Georgia, and on file in the offices of the
1107 State Properties Commission,"

1108 and may be more particularly described by a plat of survey prepared by a Georgia Registered
1109 Land Surveyor and presented to the State Properties Commission for approval.

1110 **SECTION 159.**

1111 That the above-described premises shall be used solely for the purpose of installing,
1112 maintaining, repairing, replacing, inspecting, and operating said storm sewer line.

1113 **SECTION 160.**

1114 That the City of Columbus shall have the right to remove or cause to be removed from said
1115 easement area only such trees and bushes as may be reasonably necessary for the proper
1116 operation and maintenance of said storm sewer line.

1117 **SECTION 161.**

1118 That, after the City of Columbus has put into use the storm sewer line for which this
1119 easement is granted, a subsequent abandonment of the use thereof shall cause a reversion to
1120 the State of Georgia, or its successors and assigns, of all the rights, title, privileges, powers,
1121 and easement granted herein. Upon abandonment, the City of Columbus, or its successors
1122 and assigns, shall have the option of removing its facilities from the easement area or leaving
1123 the same in place, in which event the storm sewer line shall become the property of the State
1124 of Georgia, or its successors and assigns.

1125 **SECTION 162.**

1126 That no title shall be conveyed to the City of Columbus and, except as herein specifically
1127 granted to the City of Columbus, all rights, title, and interest in and to said easement area is

1128 reserved in the State of Georgia, which may make any use of said easement area not
1129 inconsistent with or detrimental to the rights, privileges, and interest granted to the City of
1130 Columbus.

1131 **SECTION 163.**

1132 That if the State of Georgia, acting by and through its State Properties Commission,
1133 determines that any or all of the facilities placed on the easement area should be removed or
1134 relocated to an alternate site on state owned land in order to avoid interference with the state's
1135 use or intended use of the easement area, it may grant a substantially equivalent nonexclusive
1136 easement to allow placement of the removed or relocated facilities across the alternate site,
1137 under such terms and conditions as the State Properties Commission shall in its discretion
1138 determine to be in the best interests of the State of Georgia, and the City of Columbus shall
1139 remove or relocate its facilities to the alternate easement area at its sole cost and expense,
1140 unless the State Properties Commission determines that the requested removal or relocation
1141 is to be for the sole benefit of the State of Georgia and approves payment by the State of
1142 Georgia of all or a portion of such actual cost and expense, not to exceed by 20 percent the
1143 amount of a written estimate provided by the City of Columbus. Upon written request, the
1144 State Properties Commission, in its sole discretion, may permit the relocation of the facilities
1145 to an alternate site on state owned land so long as the removal and relocation is paid by the
1146 party or parties requesting such removal and at no cost and expense to the State of Georgia.
1147 If an easement is relocated for any reason, the State Properties Commission is authorized to
1148 convey by quitclaim deed the state's interest in the former easement area.

1149 **SECTION 164.**

1150 That this resolution does not affect and is not intended to affect any rights, powers, interest,
1151 or liability of the Department of Transportation with respect to the state highway system or
1152 of a county with respect to the county road system or of a municipality with respect to the
1153 city street system. The grantee shall obtain any and all other required permits from the
1154 appropriate governmental agencies as are necessary for its lawful use of the easement area
1155 or public highway right of way and comply with all applicable state and federal
1156 environmental statutes in its use of the easement area.

1157 **SECTION 165.**

1158 That the easement granted to the City of Columbus shall contain such other reasonable terms,
1159 conditions, and covenants as the State Properties Commission shall deem in the best interest
1160 of the State of Georgia and that the State Properties Commission is authorized to use a more

1161 accurate description of the easement area, so long as the description utilized by the State
1162 Properties Commission describes the same easement area herein granted.

1163 **SECTION 166.**

1164 That the consideration for such easement shall be \$10.00 and such further consideration and
1165 provisions as the State Properties Commission may determine to be in the best interest of the
1166 State of Georgia.

1167 **SECTION 167.**

1168 That this grant of easement shall be recorded by the Grantee in the Superior Court of
1169 Muscogee County and a recorded copy shall be forwarded to the State Properties
1170 Commission.

1171 **SECTION 168.**

1172 That the authorization in this resolution to grant the above-described easement to the City of
1173 Columbus shall expire three years after the date that this resolution is enacted into law and
1174 approved by the State Properties Commission.

1175 **SECTION 169.**

1176 That the State Properties Commission is authorized and empowered to do all acts and things
1177 necessary and proper to effect the grant of the easement area.

1178 **ARTICLE XIV**

1179 **SECTION 170.**

1180 That all laws or parts of laws in conflict with this resolution are repealed.