

Senate Resolution 103

By: Senators Carter of the 1st, Grant of the 25th, Williams of the 19th, Rogers of the 21st,
Ginn of the 47th and others

ADOPTED SENATE**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 Barrow, Butts, Cherokee, Effingham, Fulton,
4 Gordon, Gwinnett, Houston, Thomas, and Wheeler Counties; to provide for an effective date;
5 to repeal conflicting laws; and for other purposes.

6 WHEREAS, the State of Georgia is the owner of certain real property located in Barrow,
7 Butts, Cherokee, Effingham, Fulton, Gordon, Gwinnett, Houston, Thomas, and Wheeler
8 Counties; and

9 WHEREAS, Beasley Timber Management, LLC, Butts County Water and Sewer Authority,
10 City of Thomasville, Flint Electric Membership Corporation, Georgia Department of
11 Transportation, Georgia Power Company, Jackson Electric Membership Corporation, and
12 North Georgia Electric Membership Corporation desire to operate and maintain facilities,
13 utilities, and ingress and egress in, on, over, under, upon, across, or through a portion of said
14 property; and

15 WHEREAS, these facilities, utilities, and ingress and egress in, on, over, under, upon, across,
16 or through the above-described state property have been requested or approved by the
17 Department of Corrections, Department of Defense, Department of Natural Resources, State
18 Forestry Commission, State Properties Commission, and the Technical College System of
19 Georgia.

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

ARTICLE I**SECTION 1.**

That the State of Georgia is the owner of the hereinafter described real property in Barrow County, Georgia, and that the property is in the custody of the Department of Natural Resources, which does not object to the granting of this easement, hereinafter referred to as the "easement area" and that, in all matters relating to the easement area, the State of Georgia is acting by and through its State Properties Commission.

SECTION 2.

That the State of Georgia, acting by and through its State Properties Commission, may grant to Jackson Electric Membership Corporation, or its successors and assigns, a nonexclusive easement area for the operation and maintenance of an electrical power line. Said easement area is located at Fort Yargo in Barrow County and is more particularly described as follows:

"That approximately 0.65 of an acre easement area and that portion only as shown highlighted in blue on that drawing prepared by Jackson Electric Membership Corporation and being Job Title "EXHIBIT 'B' ATTACHED TO JACKSON EMC EASEMENT # 22302", and being on file in the offices of the State Properties Commission,"

and may be more particularly described by a plat of survey prepared by a Georgia registered land surveyor and presented to the State Properties Commission for approval.

SECTION 3.

That the above-described premises shall be used solely for the purpose of replacing, installing, maintaining, and operating said electrical power line and associated equipment.

SECTION 4.

That Jackson Electric Membership Corporation shall have the right to remove or cause to be removed from said easement area only such trees and bushes as may be reasonably necessary for the proper operation and maintenance of said electrical power line.

SECTION 5.

That, after Jackson Electric Membership Corporation has put into use the electrical power line this easement is granted for, a subsequent abandonment of the use thereof shall cause a reversion to the State of Georgia, or its successors and assigns, of all the rights, title, privileges, powers, and easement granted herein. Upon abandonment, the Jackson Electric Membership Corporation, or its successors and assigns, shall have the option of removing

its facilities from the easement area or leaving the same in place, in which event the electrical power line shall become the property of the State of Georgia or its successors and assigns.

SECTION 6.

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

SECTION 7.

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

SECTION 8.

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

SECTION 9.

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

SECTION 10.

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

SECTION 11.

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

SECTION 12.

That the authorization in this resolution to grant the above-described easement to Jackson Electric Membership Corporation shall expire three years after the date this resolution is enacted into law and approved by the State Properties Commission.

SECTION 13.

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

ARTICLE II**SECTION 14.**

That the State of Georgia is the owner of the hereinafter described real property in Butts County, Georgia, and the property is in the custody of the Department of Corrections, which does not object to the granting of this easement, hereinafter referred to as the "easement area" and that, in all matters relating to the easement area, the State of Georgia is acting by and through its State Properties Commission.

SECTION 15.

That the State of Georgia, acting by and through its State Properties Commission, may grant to the Butts County Water and Sewer Authority, or its successors and assigns, a nonexclusive easement for the construction, operation, and maintenance of a water line on, over, under, upon, across, or through the easement area for the purpose of constructing, erecting, installing, maintaining, repairing, replacing, inspecting, and operating a water line together with the right of ingress and egress over adjacent land of the State of Georgia as may be reasonably necessary to accomplish the aforesaid purposes. Said easement area is located in Butts County, Georgia, and is more particularly described as follows:

"Those approximately 0.451 of an acre portion and that portion only as shown in green on a plat of survey prepared for the Butts County, ET AL., Water and Sewer Authority dated December 12, 2009 and prepared by T Ingram, Georgia Registered Land Surveyor and being on file in the offices of the State Properties Commission;" and may be more particularly described by a plat of survey prepared by a Georgia registered land surveyor and presented to the State Properties Commission for approval.

SECTION 16.

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

SECTION 17.

That the Butts County Water and Sewer Authority shall have the right to remove or cause to be removed from said easement area only such trees and bushes as may be reasonably necessary for the proper construction, operation, and maintenance of said water line.

SECTION 18.

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

SECTION 19.

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

SECTION 20.

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

SECTION 21.

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

SECTION 22.

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

SECTION 23.

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

SECTION 24.

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

SECTION 25.

That the authorization in this resolution to grant the above-described easement to the Butts County Water and Sewer Authority shall expire three years after the date this resolution is enacted into law and approved by the State Properties Commission.

SECTION 26.

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

ARTICLE III**SECTION 27.**

That the State of Georgia is the owner of the hereinafter described real property in Cherokee County, Georgia, and that the property is in the custody of the Technical College System of Georgia, which does not object to the granting of this easement, hereinafter referred to as the "easement area" and that, in all matters relating to the easement area, the State of Georgia is acting by and through its State Properties Commission.

SECTION 28.

That the State of Georgia, acting by and through its State Properties Commission, may grant to Georgia Power Company, or its successors and assigns, a nonexclusive easement area for

210 the operation and maintenance of an electrical power line. Said easement area is located at
211 the Canton campus of Chattahoochee Technical College in Cherokee County and is more
212 particularly described as follows:

213 "That approximately 0.31 of an acre easement area and that portion only as shown
214 highlighted in yellow on that drawing prepared by a Georgia Registered Engineer, and
215 being Job Title "NEW CHEROKEE COUNTY CAMPUS BUILDING -
216 APPALACHIAN TECHNICAL COLLEGE", and being on file in the offices of the
217 State Properties Commission;"

218 and may be more particularly described by a plat of survey prepared by a Georgia registered
219 land surveyor and presented to the State Properties Commission for approval.

220 **SECTION 29.**

221 That the above-described premises shall be used solely for the purpose of replacing,
222 installing, maintaining, and operating said electrical power line and associated equipment.

223 **SECTION 30.**

224 That Georgia Power Company shall have the right to remove or cause to be removed from
225 said easement area only such trees and bushes as may be reasonably necessary for the proper
226 operation and maintenance of said electrical power line.

227 **SECTION 31.**

228 That, after Georgia Power Company has put into use the electrical power line this easement
229 is granted for, a subsequent abandonment of the use thereof shall cause a reversion to the
230 State of Georgia, or its successors and assigns, of all the rights, title, privileges, powers, and
231 easement granted herein. Upon abandonment, the Georgia Power Company, or its successors
232 and assigns, shall have the option of removing its facilities from the easement area or leaving
233 the same in place, in which event the electrical power line shall become the property of the
234 State of Georgia, or its successors and assigns.

235 **SECTION 32.**

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

SECTION 33.

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

SECTION 34.

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

SECTION 35.

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

SECTION 36.

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

SECTION 37.

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

SECTION 38.

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

SECTION 39.

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

ARTICLE IV**SECTION 40.**

That the State of Georgia is the owner of the hereinafter described real property in Effingham County, Georgia, and that the property is in the custody of the Technical College System of Georgia, which does not object to the granting of this easement, hereinafter referred to as the "easement area" and that, in all matters relating to the easement area, the State of Georgia is acting by and through its State Properties Commission.

SECTION 41.

That the State of Georgia, acting by and through its State Properties Commission, may grant to Georgia Power Company or its successors and assigns, a nonexclusive easement area for the operation and maintenance of an electrical power line. Said easement area is located at the Savannah Technical College campus in Effingham County and is more particularly described as follows:

"That approximately 1.010 acre easement area and that portion only as shown highlighted in yellow on that drawing prepared by Steven Scott, a Georgia Registered

304 Engineer, and being Job Title "EFFINGHAM COUNTY BOARD OF
305 EDUCATION", and being on file in the offices of the State Properties Commission;"
306 and may be more particularly described by a plat of survey prepared by a Georgia registered
307 land surveyor and presented to the State Properties Commission for approval.

308 **SECTION 42.**

309 That the above-described premises shall be used solely for the purpose of replacing,
310 installing, maintaining, and operating said electrical power line and associated equipment.

311 **SECTION 43.**

312 That Georgia Power Company shall have the right to remove or cause to be removed from
313 said easement area only such trees and bushes as may be reasonably necessary for the proper
314 operation and maintenance of said electrical power line.

315 **SECTION 44.**

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

323 **SECTION 45.**

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

329 **SECTION 46.**

330 That if the State of Georgia, acting by and through its State Properties Commission,
331 determines that any or all of the facilities placed on the easement area should be removed or
332 relocated to an alternate site on state owned land in order to avoid interference with the state's
333 use or intended use of the easement area, it may grant a substantially equivalent nonexclusive
334 easement to allow placement of the removed or relocated facilities across the alternate site
335 under such terms and conditions as the State Properties Commission shall in its discretion

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

SECTION 47.

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

SECTION 48.

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

SECTION 49.

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

SECTION 50.

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

SECTION 51.

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

SECTION 52.

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

ARTICLE V**SECTION 53.**

That the State of Georgia is the owner of the hereinafter described real property in Fulton County, Georgia, and that the property is in the custody of the Department of Natural Resources, which does not object to the granting of this easement, hereinafter referred to as the "easement area" and that, in all matters relating to the easement area, the State of Georgia is acting by and through its State Properties Commission.

SECTION 54.

That the State of Georgia, acting by and through its State Properties Commission, may grant to Georgia Power Company, or its successors and assigns, a nonexclusive easement area for the relocation of overhead utilities to provide enhanced pedestrian access, conform to the federal Americans with Disabilities Act, and improve the aesthetics of the site and the operation and maintenance of an electrical power line. Said easement area is located at the Rhodes Memorial Hall in Fulton County and is more particularly described as follows:

"That approximately 0.05 of an acre easement area and that portion only as shown highlighted in yellow on that aerial drawing titled "Rhodes Memorial Hall, Easement to Georgia Power", and being on file in the offices of the State Properties Commission;"

and may be more particularly described by a plat of survey prepared by a Georgia registered land surveyor and presented to the State Properties Commission for approval.

397 **SECTION 55.**

398 That the above-described premises shall be used solely for the purpose of replacing,
399 installing, maintaining, and operating said electrical power line and associated equipment.

400 **SECTION 56.**

401 Georgia Power Company shall have the right to remove or cause to be removed from said
402 easement area only such trees and bushes as may be reasonably necessary for the proper
403 operation and maintenance of said electrical power line.

404 **SECTION 57.**

405 That, after Georgia Power Company has put into use the electrical power line this easement
406 is granted for, a subsequent abandonment of the use thereof shall cause a reversion to the
407 State of Georgia, or its successors and assigns, of all the rights, title, privileges, powers, and
408 easement granted herein. Upon abandonment, the Georgia Power Company, or its successors
409 and assigns, shall have the option of removing its facilities from the easement area or leaving
410 the same in place, in which event the electrical power line shall become the property of the
411 State of Georgia, or its successors and assigns.

412 **SECTION 58.**

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

418 **SECTION 59.**

419 That if the State of Georgia, acting by and through its State Properties Commission,
420 determines that any or all of the facilities placed on the easement area should be removed or
421 relocated to an alternate site on state owned land in order to avoid interference with the state's
422 use or intended use of the easement area, it may grant a substantially equivalent nonexclusive
423 easement to allow placement of the removed or relocated facilities across the alternate site
424 under such terms and conditions as the State Properties Commission shall in its discretion
425 determine to be in the best interests of the State of Georgia, and Georgia Power Company
426 shall remove or relocate its facilities to the alternate easement area at its sole cost and
427 expense, unless the State Properties Commission determines that the requested removal or
428 relocation is to be for the sole benefit of the State of Georgia and approves payment by the
429 State of Georgia of all or a portion of such actual cost and expense, not to exceed by 20

430 percent the amount of a written estimate provided by Georgia Power Company. Upon
431 written request, the State Properties Commission, in its sole discretion, may permit the
432 relocation of the facilities to an alternate site on state owned land so long as the removal and
433 relocation is paid by the party or parties requesting such removal at no cost and expense to
434 the State of Georgia. If an easement is relocated for any reason, the State Properties
435 Commission is authorized to convey by quitclaim deed the state's interest in the former
436 easement area.

437 **SECTION 60.**

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

443 **SECTION 61.**

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

451 **SECTION 62.**

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

455 **SECTION 63.**

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

458 **SECTION 64.**

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

SECTION 65.

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

ARTICLE VI**SECTION 66.**

That the State of Georgia is the owner of the hereinafter described real property in Fulton County, Georgia, and that the property is in the custody of the Technical College System of Georgia, which does not object to the granting of this easement, hereinafter referred to as the "easement area" and that, in all matters relating to the easement area, the State of Georgia is acting by and through its State Properties Commission.

SECTION 67.

That the State of Georgia, acting by and through its State Properties Commission, may grant to Georgia Power Company, or its successors and assigns, a nonexclusive easement area for the operation and maintenance of an electrical power line. Said easement area is located at the Atlanta campus of Atlanta Technical College in Fulton County and is more particularly described as follows:

"That approximately 0.241 of an acre easement area and that portion only as shown highlighted in yellow on that drawing prepared by Boyd L Rogers and being Job Title "Atlanta Technical College", and being on file in the offices of the State Properties Commission;"

and may be more particularly described by a plat of survey prepared by a Georgia registered land surveyor and presented to the State Properties Commission for approval.

SECTION 68.

That the above-described premises shall be used solely for the purpose of replacing, installing, maintaining, and operating said electrical power line and associated equipment.

SECTION 69.

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

SECTION 70.

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

SECTION 71.

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

SECTION 72.

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

524 **SECTION 73.**

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

530 **SECTION 74.**

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

538 **SECTION 75.**

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

542 **SECTION 76.**

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

545 **SECTION 77.**

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

549 **SECTION 78.**

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

ARTICLE VII**SECTION 79.**

That the State of Georgia is the owner of the hereinafter described real property in Gordon County, Georgia, and the property is in the custody of the Georgia Department of Defense, which does not object to the granting of this easement, hereinafter referred to as the "easement area" and that, in all matters relating to the easement area, the State of Georgia is acting by and through its State Properties Commission.

SECTION 80.

That the State of Georgia, acting by and through its State Properties Commission, may grant to the Department of Transportation, or its successors and assigns, a nonexclusive easement for the construction, operation, and maintenance of a traffic safety improvement in, on, over, under, upon, across, or through the easement area for the purpose of constructing, erecting, installing, maintaining, repairing, replacing, inspecting, and operating a traffic safety improvement together with the right of ingress and egress over adjacent land of the State of Georgia as may be reasonably necessary to accomplish the aforesaid purposes. Said easement area is located in Gordon County, Georgia, and is more particularly described as follows:

"That 0.005 of an acre portion and that portion only as shown highlighted in yellow on a right of way survey prepared by Howard P Copeland describing a Traffic Operations Improvement easement prepared for Department of Transportation State of Georgia, and all being on file in the offices of the State Properties Commission;" and may be more particularly described by a plat of survey prepared by a Georgia registered land surveyor and presented to the State Properties Commission for approval.

SECTION 81.

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

SECTION 82.

That the Department of Transportation shall have the right to remove or cause to be removed from said easement area only such trees and bushes as may be reasonably necessary for the proper construction, operation, and maintenance of said traffic safety improvement.

SECTION 83.

That, after the Department of Transportation has put into use the traffic safety improvement for which this easement is granted, a subsequent abandonment of the use thereof shall cause a reversion to the State of Georgia, or its successors and assigns, of all the rights, title, privileges, powers, and easement granted herein. Upon abandonment, the Department of Transportation, or its successors and assigns, shall have the option of removing its facilities from the easement area or leaving the same in place, in which event the facility shall become the property of the State of Georgia, or its successors and assigns.

SECTION 84.

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

SECTION 85.

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

SECTION 86.

That if the State of Georgia, acting by and through its State Properties Commission, determines that any or all of the facilities placed on the easement area should be removed or relocated to an alternate site on state owned land in order to avoid interference with the state's use or intended use of the easement area, it may grant a substantially equivalent nonexclusive easement to allow placement of the removed or relocated facilities across the alternate site, under such terms and conditions as the State Properties Commission shall in its discretion determine to be in the best interest of the State of Georgia, and the Department of Transportation shall remove or relocate its facilities to the alternate easement area at its sole cost and expense, unless the State Properties Commission determines that the requested removal or relocation is to be for the sole benefit of the State of Georgia and approves payment by the State of Georgia of all or a portion of such actual cost and expense, not to

617 exceed by 20 percent the amount of a written estimate provided by Georgia Department of
618 Transportation. Upon written request, the State Properties Commission, in its sole discretion,
619 may permit the relocation of the facilities to an alternate site on state owned land so long as
620 the removal and relocation is paid by the party or parties requesting such removal at no cost
621 and expense to the State of Georgia. If an easement is relocated for any reason, the State
622 Properties Commission is authorized to convey by quitclaim deed the state's interest in the
623 former easement area.

624 **SECTION 87.**

625 That the easement granted to the Department of Transportation shall contain such other
626 reasonable terms, conditions, and covenants as the State Properties Commission shall deem
627 in the best interest of the State of Georgia and that the State Properties Commission is
628 authorized to use a more accurate description of the easement area so long as the description
629 utilized by the State Properties Commission describes the same easement area herein granted.

630 **SECTION 88.**

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

634 **SECTION 89.**

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

637 **SECTION 90.**

638 That the authorization in this resolution to grant the above-described easement to the
639 Department of Transportation shall expire three years after the date this resolution is enacted
640 into law and approved by the State Properties Commission.

641 **SECTION 91.**

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

ARTICLE VIII**SECTION 92.**

That the State of Georgia is the owner of the hereinafter described real property in Gordon County, Georgia, and that the property is in the custody of the State Properties Commission, which does not object to the granting of this easement, hereinafter referred to as the "easement area" and that, in all matters relating to the easement area, the State of Georgia is acting by and through its State Properties Commission.

SECTION 93.

That the State of Georgia, acting by and through its State Properties Commission, may grant to North Georgia Electric Membership Corporation, or its successors and assigns, a nonexclusive easement area, for the operation and maintenance of an electrical power line. Said easement area is located at the intersection of Western Atlantic Rail Road and Craigtown Road in Gordon County and is more particularly described as follows:

"That approximately 0.55 of an acre easement area and that portion only as shown highlighted in yellow on that drawing prepared by Donald O. Babb and being Job Title "NORTH GEORGIA ELECTRIC MEMBERSHIP CORP. OVER CSX RAILROAD", and being on file in the offices of the State Properties Commission;" and may be more particularly described by a plat of survey prepared by a Georgia registered land surveyor and presented to the State Properties Commission for approval.

SECTION 94.

That the above-described premises shall be used solely for the purpose of replacing, installing, maintaining, and operating said electrical power line and associated equipment.

SECTION 95.

That North Georgia Electric Membership Corporation shall have the right to remove or cause to be removed from said easement area only such trees and bushes as may be reasonably necessary for the proper operation and maintenance of said electrical power line.

SECTION 96.

That, after North Georgia Electric Membership Corporation has put into use the electrical power line this easement is granted for, a subsequent abandonment of the use thereof shall cause a reversion to the State of Georgia, or its successors and assigns, of all the rights, title, privileges, powers, and easement granted herein. Upon abandonment, the North Georgia Electric Membership Corporation, or its successors and assigns, shall have the option of

676 removing its facilities from the easement area or leaving the same in place, in which event
677 the electrical power line shall become the property of the State of Georgia, or its successors
678 and assigns.

679 **SECTION 97.**

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

685 **SECTION 98.**

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

704 **SECTION 99.**

705 That the easement granted to North Georgia Electric Membership Corporation shall contain
706 such other reasonable terms, conditions, and covenants as the State Properties Commission
707 shall deem in the best interest of the State of Georgia and that the State Properties
708 Commission is authorized to use a more accurate description of the easement area so long

709 as the description utilized by the State Properties Commission describes the same easement
710 area herein granted.

711 **SECTION 100.**

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

719 **SECTION 101.**

720 That the consideration for such easement shall be for fair market value, 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 Gordon
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 North
728 Georgia Electric Membership Corporation shall expire three years after the date this
729 resolution is enacted into law 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 Gordon
736 County, Georgia, and that the property is in the custody of the State Properties Commission,
737 which does not object to the granting of this easement, hereinafter referred to as the

738 "easement area" and that, in all matters relating to the easement area, the State of Georgia is
739 acting by and through its State Properties Commission.

740 **SECTION 106.**

741 That the State of Georgia, acting by and through its State Properties Commission, may grant
742 to North Georgia Electric Membership Corporation, or its successors and assigns, a
743 nonexclusive easement area, for the operation and maintenance of an electrical power line.
744 Said easement area is located at the intersection of Western Atlantic Rail Road and Miller
745 Ferry Road in Gordon County and is more particularly described as follows:

746 "That approximately 0.55 of an acre easement area and that portion only as shown
747 highlighted in yellow on that drawing prepared by Donald O. Babb and being Job
748 Title "NORTH GEORGIA ELECTRIC MEMBERSHIP CORP. OVER CSX
749 RAILROAD", and being on file in the offices of the State Properties Commission;"
750 and may be more particularly described by a plat of survey prepared by a Georgia registered
751 land surveyor and presented to the State Properties Commission for approval.

752 **SECTION 107.**

753 That the above-described premises shall be used solely for the purpose of replacing,
754 installing, maintaining, and operating said electrical power line and associated equipment.

755 **SECTION 108.**

756 That North Georgia Electric Membership Corporation shall have the right to remove or cause
757 to be removed from said easement area only such trees and bushes as may be reasonably
758 necessary for the proper operation and maintenance of said electrical power line.

759 **SECTION 109.**

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

SECTION 110.

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

SECTION 111.

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

SECTION 112.

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

800 **SECTION 113.**

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

808 **SECTION 114.**

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

812 **SECTION 115.**

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

815 **SECTION 116.**

816 That the authorization in this resolution to grant the above-described easement to North
817 Georgia Electric Membership Corporation shall expire three years after the date this
818 resolution is enacted into law and approved by the State Properties Commission.

819 **SECTION 117.**

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

822 **ARTICLE X**

823 **SECTION 118.**

824 That the State of Georgia is the owner of the hereinafter described real property in Gwinnett
825 County, Georgia, and that the property is in the custody of the Technical College System of
826 Georgia, which does not object to the granting of this easement, hereinafter referred to as the
827 "easement area" and that, in all matters relating to the easement area, the State of Georgia is
828 acting by and through its State Properties Commission.

SECTION 119.

That the State of Georgia, acting by and through its State Properties Commission, may grant to Georgia Power Company, or its successors and assigns, a nonexclusive easement area for the operation and maintenance of an electrical power line. Said easement area is located at the Lawrenceville campus of Gwinnett Technical College in Gwinnett County and is more particularly described as follows:

"That approximately 0.289 of an acre easement area and that portion only as shown highlighted in red on that drawing prepared by Charles Brandon Bailey and being Job Title "Gwinnett Tech", and being on file in the offices of the State Properties Commission;"

and may be more particularly described by a plat of survey prepared by a Georgia registered land surveyor and presented to the State Properties Commission for approval.

SECTION 120.

That the above-described premises shall be used solely for the purpose of replacing, installing, maintaining, and operating said electrical power line and associated equipment.

SECTION 121.

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

SECTION 122.

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

SECTION 123.

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

SECTION 124.

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

SECTION 125.

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

SECTION 126.

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

895 **SECTION 127.**

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

899 **SECTION 128.**

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

903 **SECTION 129.**

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

907 **SECTION 130.**

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

910 **ARTICLE XI**

911 **SECTION 131.**

912 That the State of Georgia is the owner of the hereinafter described real property in Houston
913 County, Georgia, and that the property is in the custody of the Technical College System of
914 Georgia, which does not object to the granting of this easement, hereinafter referred to as the
915 "easement area" and that, in all matters relating to the easement area, the State of Georgia is
916 acting by and through its State Properties Commission.

917 **SECTION 132.**

918 That the State of Georgia, acting by and through its State Properties Commission, may grant
919 to Flint Electric Membership Corporation, or its successors and assigns, a nonexclusive
920 easement area for the operation and maintenance of an electrical power line. Said
921 approximately 20 foot by 600 foot easement area is located at the Warner Robins campus of
922 Middle Georgia Technical College in Houston County and is more particularly described as
923 follows:

924 "That approximately 0.275 of an acre easement area and that portion only as shown
925 highlighted in yellow on that drawing prepared by the Technical College System of

926 Georgia and being Job Title "Exhibit H", and being on file in the offices of the State
927 Properties Commission;"
928 and may be more particularly described by a plat of survey prepared by a Georgia registered
929 land surveyor and presented to the State Properties Commission for approval.

930 **SECTION 133.**

931 That the above-described premises shall be used solely for the purpose of replacing,
932 installing, maintaining, and operating said electrical power line and associated equipment.

933 **SECTION 134.**

934 That Flint Electric Membership Corporation shall have the right to remove or cause to be
935 removed from said easement area only such trees and bushes as may be reasonably necessary
936 for the proper operation and maintenance of said electrical power line.

937 **SECTION 135.**

938 That, after Flint Electric Membership Corporation has put into use the electrical power line
939 this easement is granted for, a subsequent abandonment of the use thereof shall cause a
940 reversion to the State of Georgia, or its successors and assigns, of all the rights, title,
941 privileges, powers, and easement granted herein. Upon abandonment, the Flint Electric
942 Membership Corporation, or its successors and assigns, shall have the option of removing
943 its facilities from the easement area or leaving the same in place, in which event the electrical
944 power line shall become the property of the State of Georgia, or its successors and assigns.

945 **SECTION 136.**

946 That no title shall be conveyed to Flint Electric Membership Corporation and, except as
947 herein specifically granted to Flint Electric Membership Corporation, all rights, title, and
948 interest in and to said easement area is reserved in the State of Georgia, which may make any
949 use of said easement area not inconsistent with or detrimental to the rights, privileges, and
950 interest granted to Flint Electric Membership Corporation.

951 **SECTION 137.**

952 That if the State of Georgia, acting by and through its State Properties Commission,
953 determines that any or all of the facilities placed on the easement area should be removed or
954 relocated to an alternate site on state owned land in order to avoid interference with the state's
955 use or intended use of the easement area, it may grant a substantially equivalent nonexclusive
956 easement to allow placement of the removed or relocated facilities across the alternate site
957 under such terms and conditions as the State Properties Commission shall in its discretion

determine to be in the best interest of the State of Georgia, and Flint Electric Membership Corporation shall remove or relocate its facilities to the alternate easement area at its sole cost and expense, unless the State Properties Commission determines that the requested removal or relocation is to be for the sole benefit of the State of Georgia and approves payment by the State of Georgia of all or a portion of such actual cost and expense, not to exceed by 20 percent the amount of a written estimate provided by Flint Electric Membership Corporation. Upon written request, the State Properties Commission, in its sole discretion, may permit the relocation of the facilities to an alternate site on state owned land so long as the removal and relocation is paid by the party or parties requesting such removal at no cost and expense to the State of Georgia. If an easement is relocated for any reason, the State Properties Commission is authorized to convey by quitclaim deed the state's interest in the former easement area.

SECTION 138.

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

SECTION 139.

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

SECTION 140.

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

SECTION 141.

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

991 **SECTION 142.**

992 That the authorization in this resolution to grant the above-described easement to Flint
993 Electric Membership Corporation shall expire three years after the date this resolution is
994 enacted into law and approved by the State Properties Commission.

995 **SECTION 143.**

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

998 **ARTICLE XII**

999 **SECTION 144.**

1000 That the State of Georgia is the owner of the hereinafter described real property in Thomas
1001 County, Georgia, and the property is in the custody of the Technical College System of
1002 Georgia, which does not object to the granting of this easement, hereinafter referred to as the
1003 "easement area" and that, in all matters relating to the easement area, the State of Georgia is
1004 acting by and through its State Properties Commission.

1005 **SECTION 145.**

1006 That the State of Georgia, acting by and through its State Properties Commission, may grant
1007 to the City of Thomasville, or its successors and assigns, a nonexclusive easement for the
1008 construction, operation, and maintenance of a natural gas line on, over, under, upon, across,
1009 or through the easement area for the purpose of constructing, erecting, installing,
1010 maintaining, repairing, replacing, inspecting, and operating a natural gas line together with
1011 the right of ingress and egress over adjacent land of the State of Georgia as may be
1012 reasonably necessary to accomplish the aforesaid purposes. Said easement area is located
1013 in Thomas County, Georgia, and is more particularly described as follows:

1014 "Those approximately 0.631 of an acre portion and that portion only as shown in
1015 yellow on a plat of survey prepared for the Southwest Georgia Technical College
1016 dated May 5, 2010 and being on file in the offices of the State Properties
1017 Commission;"

1018 and may be more particularly described by a plat of survey prepared by a Georgia registered
1019 land surveyor and presented to the State Properties Commission for approval.

SECTION 146.

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

SECTION 147.

That the City of Thomasville shall have the right to remove or cause to be removed from said easement area only such trees and bushes as may be reasonably necessary for the proper construction, operation, and maintenance of said natural gas line.

SECTION 148.

That, after the City of Thomasville puts into use the natural gas line for which this easement is granted, a subsequent abandonment of the use thereof shall cause a reversion to the State of Georgia, or its successors and assigns, of all the rights, title, privileges, powers, and easement granted herein. Upon abandonment, the City of Thomasville, or its successors and assigns, shall have the option of removing its facilities from the easement area or leaving the same in place, in which event the facility shall become the property of the State of Georgia, or its successors and assigns.

SECTION 149.

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

SECTION 150.

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

SECTION 151.

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

SECTION 152.

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

SECTION 153.

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

SECTION 154.

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

SECTION 155.

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

SECTION 156.

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

ARTICLE XIII**SECTION 157.**

That the State of Georgia is the owner of the hereinafter described real property in Wheeler County, Georgia, and the property is in the custody of the State Forestry Commission, which does not object to the granting of this easement, hereinafter referred to as the "easement area" and that, in all matters relating to the easement area, the State of Georgia is acting by and through its State Properties Commission.

SECTION 158.

That the State of Georgia, acting by and through its State Properties Commission, may grant to Beasley Timber Management, LLC, or its successors and assigns, a nonexclusive easement for the construction, operation, and maintenance of a thoroughfare in, on, over, under, upon, across, or through the easement area for the purpose of constructing, erecting, installing, maintaining, repairing, replacing, inspecting, and operating a thoroughfare together with the right of ingress and egress over adjacent land of the State of Georgia as may be reasonably necessary to accomplish the aforesaid purposes. Said easement area is located in Wheeler County, Georgia, and is more particularly described as follows:

"That 0.08 of an acre portion and that portion only as shown highlighted in yellow on a right of way survey prepared by Grady Boney describing a ingress – egress easement prepared for State of Georgia Department of the Georgia Forestry Commission, and all being on file in the offices of the State Properties Commission;" and may be more particularly described by a plat of survey prepared by a Georgia registered land surveyor and presented to the State Properties Commission for approval.

SECTION 159.

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

SECTION 160.

That Beasley Timber Management, LLC shall have the right to remove or cause to be removed from said easement area only such trees and bushes as may be reasonably necessary for the proper construction, operation, and maintenance of said thoroughfare.

SECTION 161.

That, after Beasley Timber Management, LLC has put into use the thoroughfare for which this easement is granted, a subsequent abandonment of the use thereof shall cause a reversion to the State of Georgia, or its successors and assigns, of all the rights, title, privileges, powers, and easement granted herein. Upon abandonment, Beasley Timber Management, LLC, or its successors and assigns, shall have the option of removing its facilities from the easement area or leaving the same in place, in which event the facility shall become the property of the State of Georgia, or its successors and assigns.

SECTION 162.

That no title shall be conveyed to Beasley Timber Management, LLC, and, except as herein specifically granted to Beasley Timber Management, LLC, all rights, title, and interest in and to said easement area is reserved in the State of Georgia, which may make any use of said easement area not inconsistent with or detrimental to the rights, privileges, and interest granted to Beasley Timber Management, LLC.

SECTION 163.

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

SECTION 164.

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

SECTION 165.

That the easement granted to Beasley Timber Management, LLC shall contain such other reasonable terms, conditions, and covenants as the State Properties Commission shall deem in the best interest of the State of Georgia and that the State Properties Commission is authorized to use a more accurate description of the easement area so long as the description utilized by the State Properties Commission describes the same easement area herein granted.

SECTION 166.

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

SECTION 167.

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

SECTION 168.

1172

1173 That the authorization in this resolution to grant the above-described easement to Beasley
1174 Timber Management, LLC shall expire three years after the date this resolution is enacted
1175 into law and approved by the State Properties Commission.

SECTION 169.

1176

1177 That the State Properties Commission is authorized and empowered to do all acts and things
1178 necessary and proper to effect the grant of the easement area.

ARTICLE XIV

1179

SECTION 170.

1180

1181 That this resolution shall become effective as law upon its approval by the Governor or upon
1182 its becoming law without such approval.

ARTICLE XV

1183

SECTION 171.

1184

1185 That all laws or parts of laws in conflict with this resolution are repealed.