

## 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**

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

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

9 WHEREAS, the City of Milledgeville, Beasley Timber Management, LLC, Butts County  
10 Water and Sewer Authority, City of Thomasville, Flint Electric Membership Corporation,  
11 Georgia Department of Transportation, Jake Hughes Estate, Cave Spring Masonic Lodge,  
12 Lodge #206 F&AM, Georgia Power Company, Jackson Electric Membership Corporation,  
13 and North Georgia Electric Membership Corporation desire to operate and maintain facilities,  
14 utilities, and ingress and egress in, on, over, under, upon, across, or through a portion of said  
15 property; and

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

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

**ARTICLE I****SECTION 1.**

That the State of Georgia is the owner of the hereinafter described real property in Baldwin County, Georgia, and that the property is in the custody of the Department of Behavioral Health and Developmental Disabilities, Department of Corrections, State Forestry Commission, and Department of Veterans Service (the custodial agencies) currently receiving water from the Central State Hospital water facility, which do 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 the City of Milledgeville, or its successors and assigns, a nonexclusive easement for the operation and maintenance of a water utility system consisting of underground lines, pipes, water towers, fixtures, and the like on, over, under, upon, across, or through the easement area 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 Baldwin County, Georgia, and is more particularly described as follows:

All that real property in the custody of the custodial agencies being approximately 4,153 acres shown on a drawing entitled "Central State Campus" dated 3/16/2011.

**SECTION 3.**

That the installation of any new water line or equipment on any state property within the easement area as necessary for the City of Milledgeville to carry out specific duties and services being transferred to the City of Milledgeville shall require advance approval from the affected custodial agency. No upgrades to, or replacement of, the utility shall be carried out without the accompaniment of a survey prepared and signed by a surveyor licensed in the State of Georgia or an engineered drawing designed and signed by an engineer licensed in the State of Georgia that more clearly defines the easement area associated with that water line. Prior to the granting of this easement, an agreement shall be executed concerning the operation and maintenance of existing and new water lines, facilities, and services between the City of Milledgeville and any affected custodial agencies.

**SECTION 4.**

That the above-described premises shall be used solely for the purpose of maintaining, repairing, inspecting, and operating said utility.

**SECTION 5.**

That the City of Milledgeville 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 utility.

**SECTION 6.**

That, after the City of Milledgeville assumes its aforementioned responsibilities 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 Milledgeville, or its successors and assigns, shall not have the option of removing any facilities in existence at the time this agreement was established or any facilities necessary for the unimpeded transfer of operational responsibilities that provide water to any state property currently receiving water service from the Central State Hospital water facility. Any facilities placed in the easement area and subsequently abandoned shall become the property of the State of Georgia or its successors and assigns.

**SECTION 7.**

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

**SECTION 8.**

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 Milledgeville shall remove or relocate its facilities to the alternate easement area at its sole cost and

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

#### 97 **SECTION 9.**

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

#### 103 **SECTION 10.**

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

#### 111 **SECTION 11.**

112 That the consideration for such easement shall be water service provided by the City of  
113 Milledgeville to the custodial agencies; such water service shall be either free of charge or  
114 at a reduced fee and for a specified term as determined by the State Properties Commission.  
115 Central State Hospital water facility shall be conveyed in a separate agreement in which  
116 consideration shall not be less than the outstanding bond debt and such further consideration  
117 and provisions as the State Properties Commission may determine to be in the best interest  
118 of the State of Georgia.

**SECTION 12.**

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

**SECTION 13.**

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

**SECTION 14.**

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 15.**

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 16.**

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 17.**

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 18.**

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 19.**

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 20.**

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 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 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 22.**

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 23.**

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 24.**

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 25.**

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 26.**

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 27.**

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 28.**

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 29.**

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 30.**

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 31.**

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 32.**

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 33.**

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 34.**

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 35.**

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 36.**

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 37.**

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 38.**

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 39.**

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 40.**

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 41.**

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 42.**

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 Canton campus of Chattahoochee Technical College in Cherokee County and is more particularly described as follows:

"That approximately 0.31 of an acre easement area and that portion only as shown highlighted in yellow on that drawing prepared by a Georgia Registered Engineer, and being Job Title "NEW CHEROKEE COUNTY CAMPUS BUILDING - APPALACHIAN 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 43.**

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 44.**

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 45.**

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

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

342 **SECTION 46.**

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

348 **SECTION 47.**

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

367 **SECTION 48.**

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

**SECTION 49.**

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 50.**

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 51.**

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 52.**

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 53.**

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 54.**

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 55.**

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 Engineer, and being Job Title "EFFINGHAM COUNTY BOARD OF EDUCATION", 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 56.**

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 57.**

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 58.**

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 59.**

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 60.**

That if the State of Georgia, acting by and through its State Properties Commission, determines that any or all of the facilities placed on the easement area should be removed or relocated to an alternate site on state owned land in order to avoid interference with the state's use or intended use of the easement area, it may grant a substantially equivalent nonexclusive easement to allow placement of the removed or relocated facilities across the alternate site under such terms and conditions as the State Properties Commission shall in its discretion determine to be in the best 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 61.**

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 62.**

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 63.**

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 64.**

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 65.**

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 66.**

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 67.**

That the State of Georgia is the owner of the hereinafter described real property in Floyd County, Georgia, and the property is in the custody of the Department of Education and Department of Labor, which do 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 68.**

That the State of Georgia, acting by and through its State Properties Commission, may grant to Jake Hughes Estate, or its successors and assigns, a nonexclusive easement for the construction, operation, and maintenance of a driveway 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 driveway 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 Floyd County, Georgia, and is more particularly described as follows:



500 "That approximately 0.0516 of an acre portion and that portion only as shown highlighted  
501 in yellow on a access easement survey prepared by Eberly & Associates describing a  
502 ingress – egress easement prepared for State of Georgia Department of Education and  
503 Georgia Department of Labor, and all being on file in the offices of the State Properties  
504 Commission;"  
505 and may be more particularly described by a plat of survey prepared by a Georgia registered  
506 land surveyor and presented to the State Properties Commission for approval.

507 **SECTION 69.**

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

511 **SECTION 70.**

512 That Jake Hughes Estate shall have the right to remove or cause to be removed from said  
513 easement area only such trees and bushes as may be reasonably necessary for the proper  
514 construction, operation, and maintenance of said driveway.

515 **SECTION 71.**

516 That, after Jake Hughes Estate has put into use the driveway for which this easement is  
517 granted, a subsequent abandonment of the use thereof shall cause a reversion to the State of  
518 Georgia, or its successors and assigns, of all the rights, title, privileges, powers, and easement  
519 granted herein. Upon abandonment, Jake Hughes Estate, or its successors and assigns, shall  
520 have the option of removing its facilities from the easement area or leaving the same in place,  
521 in which event the facility shall become the property of the State of Georgia, or its successors  
522 and assigns.

523 **SECTION 72.**

524 That no title shall be conveyed to Jake Hughes Estate, and, except as herein specifically  
525 granted to Jake Hughes Estate, all rights, title, and interest in and to said easement area is  
526 reserved in the State of Georgia, which may make any use of said easement area not  
527 inconsistent with or detrimental to the rights, privileges, and interest granted to Jake Hughes  
528 Estate.

529 **SECTION 73.**

530 That if the State of Georgia, acting by and through its State Properties Commission,  
531 determines that any or all of the facilities placed on the easement area should be removed or  
532 relocated to an alternate site on state owned land in order to avoid interference with the state's

use or intended use of the easement area, it may grant a substantially equivalent nonexclusive easement to allow placement of the removed or relocated facilities across the alternate site under such terms and conditions as the State Properties Commission shall in its discretion determine to be in the best interests of the State of Georgia, and Jake Hughes Estate 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 Jake Hughes Estate. Upon written request, the State Properties Commission, in its sole discretion, may permit the relocation of the facilities to an alternate site on state owned land so long as the removal and relocation is paid by the party or parties requesting such removal and at no cost and expense to the State of Georgia. 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 74.**

That the easement granted to Jake Hughes Estate 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 75.**

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 76.**

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 77.**

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

**SECTION 78.**

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

**SECTION 79.**

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 VII****SECTION 80.**

That the State of Georgia is the owner of the hereinafter described real property in Floyd County, Georgia, and the property is in the custody of the Department of Education and Department of Labor, which do 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 81.**

That the State of Georgia, acting by and through its State Properties Commission, may grant to Cave Spring Masonic Lodge, Lodge #206 F&AM, or its successors and assigns, a nonexclusive easement for the construction, operation, and maintenance of a driveway 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 driveway 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 Floyd County, Georgia, and is more particularly described as follows:

"That approximately 0.0516 of an acre portion and that portion only as shown highlighted in yellow on a access easement survey prepared by Eberly & Associates describing a ingress – egress easement prepared for State of Georgia Department of Education and Georgia Department of Labor, and all being on file in the offices of the State Properties Commission;"

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

598 **SECTION 82.**

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

602 **SECTION 83.**

603 That Cave Spring Masonic Lodge, Lodge #206 F&AM, shall have the right to remove or  
604 cause to be removed from said easement area only such trees and bushes as may be  
605 reasonably necessary for the proper construction, operation, and maintenance of said  
606 driveway.

607 **SECTION 84.**

608 That, after Cave Spring Masonic Lodge, Lodge #206 F&AM, has put into use the driveway  
609 for which this easement is granted, a subsequent abandonment of the use thereof shall cause  
610 a reversion to the State of Georgia, or its successors and assigns, of all the rights, title,  
611 privileges, powers, and easement granted herein. Upon abandonment, Cave Spring Masonic  
612 Lodge, Lodge #206 F&AM, or its successors and assigns, shall have the option of removing  
613 its facilities from the easement area or leaving the same in place, in which event the facility  
614 shall become the property of the State of Georgia or its successors and assigns.

615 **SECTION 85.**

616 That no title shall be conveyed to Cave Spring Masonic Lodge, Lodge #206 F&AM, and,  
617 except as herein specifically granted to Cave Spring Masonic Lodge, Lodge #206 F&AM,  
618 all rights, title, and interest in and to said easement area is reserved in the State of Georgia,  
619 which may make any use of said easement area not inconsistent with or detrimental to the  
620 rights, privileges, and interest granted to Cave Spring Masonic Lodge, Lodge #206 F&AM.

621 **SECTION 86.**

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

determine to be in the best interests of the State of Georgia, and Cave Spring Masonic Lodge, Lodge #206 F&AM, 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 Cave Spring Masonic Lodge, Lodge #206 F&AM. Upon written request, the State Properties Commission, in its sole discretion, may permit the relocation of the facilities to an alternate site on state owned land so long as the removal and relocation is paid by the party or parties requesting such removal and at no cost and expense to the State of Georgia. 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 87.**

That the easement granted to Cave Spring Masonic Lodge, Lodge #206 F&AM, 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 88.**

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 89.**

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 90.**

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

**SECTION 91.**

That the authorization in this resolution to grant the above-described easement to Cave Spring Masonic Lodge, Lodge #206 F&AM, shall expire three years after the date that this resolution is enacted into law and approved by the State Properties Commission.

**SECTION 92.**

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 VIII****SECTION 93.**

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 94.**

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.

**SECTION 95.**

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 96.**

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 97.**

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 98.**

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 99.**

That if the State of Georgia, acting by and through its State Properties Commission, determines that any or all of the facilities placed on the easement area should be removed or relocated to an alternate site on state owned land in order to avoid interference with the state's use or intended use of the easement area, it may grant a substantially equivalent nonexclusive easement to allow placement of the removed or relocated facilities across the alternate site under such terms and conditions as the State Properties Commission shall in its discretion determine to be in the best interests of the State of Georgia, and 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 100.**

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 101.**

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 102.**

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 103.**

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

#### **SECTION 104.**

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.



754 **SECTION 105.**

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

757 **ARTICLE IX**

758 **SECTION 106.**

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

764 **SECTION 107.**

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

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

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

776 **SECTION 108.**

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

779 **SECTION 109.**

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

**SECTION 110.**

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 111.**

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 112.**

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.

816 **SECTION 113.**

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

822 **SECTION 114.**

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

830 **SECTION 115.**

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

834 **SECTION 116.**

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

837 **SECTION 117.**

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

841 **SECTION 118.**

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

**ARTICLE X****SECTION 119.**

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 120.**

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 121.**

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 122.**

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 123.**

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 124.**

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 125.**

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 126.**

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

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

916 **SECTION 127.**

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

922 **SECTION 128.**

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

926 **SECTION 129.**

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

929 **SECTION 130.**

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

933 **SECTION 131.**

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

936 ARTICLE XI  
937 SECTION 132.

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

943 SECTION 133.

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

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

955 SECTION 134.

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

958 SECTION 135.

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

962 SECTION 136.

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

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

971 **SECTION 137.**

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

977 **SECTION 138.**

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

996 **SECTION 139.**

997 That the easement granted to North Georgia Electric Membership Corporation shall contain  
998 such other reasonable terms, conditions, and covenants as the State Properties Commission  
999 shall deem in the best interest of the State of Georgia and that the State Properties  
1000 Commission is authorized to use a more accurate description of the easement area so long



1001 as the description utilized by the State Properties Commission describes the same easement  
1002 area herein granted.

1003 **SECTION 140.**

1004 That this resolution does not affect and is not intended to affect any rights, powers, interest,  
1005 or liability of the Department of Transportation with respect to the state highway system, of  
1006 a county with respect to the county road system, or of a municipality with respect to the city  
1007 street system. The grantee shall obtain any and all other required permits from the  
1008 appropriate governmental agencies as are necessary for its lawful use of the easement area  
1009 or public highway right of way and comply with all applicable state and federal  
1010 environmental statutes in its use of the easement area.

1011 **SECTION 141.**

1012 That the consideration for such easement shall be for fair market value, not less than \$650.00,  
1013 and such further consideration and provisions as the State Properties Commission may  
1014 determine to be in the best interest of the State of Georgia.

1015 **SECTION 142.**

1016 That this grant of easement shall be recorded by the grantee in the Superior Court of Gordon  
1017 County and a recorded copy shall be forwarded to the State Properties Commission.

1018 **SECTION 143.**

1019 That the authorization in this resolution to grant the above-described easement to North  
1020 Georgia Electric Membership Corporation shall expire three years after the date this  
1021 resolution is enacted into law and approved by the State Properties Commission.

1022 **SECTION 144.**

1023 That the State Properties Commission is authorized and empowered to do all acts and things  
1024 necessary and proper to effect the grant of the easement area.

1025 **ARTICLE XII**

1026 **SECTION 145.**

1027 That the State of Georgia is the owner of the hereinafter described real property in Gordon  
1028 County, Georgia, and that the property is in the custody of the State Properties Commission,  
1029 which does not object to the granting of this easement, hereinafter referred to as the

1030 "easement area" and that, in all matters relating to the easement area, the State of Georgia is  
1031 acting by and through its State Properties Commission.

1032 **SECTION 146.**

1033 That the State of Georgia, acting by and through its State Properties Commission, may grant  
1034 to North Georgia Electric Membership Corporation, or its successors and assigns, a  
1035 nonexclusive easement area, for the operation and maintenance of an electrical power line.  
1036 Said easement area is located at the intersection of Western Atlantic Rail Road and Miller  
1037 Ferry Road in Gordon County and is more particularly described as follows:

1038 "That approximately 0.55 of an acre easement area and that portion only as shown  
1039 highlighted in yellow on that drawing prepared by Donald O. Babb and being Job  
1040 Title "NORTH GEORGIA ELECTRIC MEMBERSHIP CORP. OVER CSX  
1041 RAILROAD", and being on file in the offices of the State Properties Commission;"  
1042 and may be more particularly described by a plat of survey prepared by a Georgia registered  
1043 land surveyor and presented to the State Properties Commission for approval.

1044 **SECTION 147.**

1045 That the above-described premises shall be used solely for the purpose of replacing,  
1046 installing, maintaining, and operating said electrical power line and associated equipment.

1047 **SECTION 148.**

1048 That North Georgia Electric Membership Corporation shall have the right to remove or cause  
1049 to be removed from said easement area only such trees and bushes as may be reasonably  
1050 necessary for the proper operation and maintenance of said electrical power line.

1051 **SECTION 149.**

1052 That, after North Georgia Electric Membership Corporation has put into use the electrical  
1053 power line this easement is granted for, a subsequent abandonment of the use thereof shall  
1054 cause a reversion to the State of Georgia, or its successors and assigns, of all the rights, title,  
1055 privileges, powers, and easement granted herein. Upon abandonment, the North Georgia  
1056 Electric Membership Corporation, or its successors and assigns, shall have the option of  
1057 removing its facilities from the easement area or leaving the same in place, in which event  
1058 the electrical power line shall become the property of the State of Georgia, or its successors  
1059 and assigns.

**SECTION 150.**

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 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 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 152.**

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.

**SECTION 153.**

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 154.**

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 155.**

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

**SECTION 156.**

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

**SECTION 157.**

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 158.**

That the State of Georgia is the owner of the hereinafter described real property in Gwinnett 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 159.**

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 160.**

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 161.**

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 162.**

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 163.**

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 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 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 165.**

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 166.**

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 167.**

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 168.**

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

**SECTION 169.**

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 170.**

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

**ARTICLE XIV****SECTION 171.**

That the State of Georgia is the owner of the hereinafter described real property in Houston 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 172.**

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

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

1218 Georgia and being Job Title "Exhibit H", and being on file in the offices of the State  
1219 Properties Commission;"  
1220 and may be more particularly described by a plat of survey prepared by a Georgia registered  
1221 land surveyor and presented to the State Properties Commission for approval.

1222 **SECTION 173.**

1223 That the above-described premises shall be used solely for the purpose of replacing,  
1224 installing, maintaining, and operating said electrical power line and associated equipment.

1225 **SECTION 174.**

1226 That Flint Electric Membership Corporation shall have the right to remove or cause to be  
1227 removed from said easement area only such trees and bushes as may be reasonably necessary  
1228 for the proper operation and maintenance of said electrical power line.

1229 **SECTION 175.**

1230 That, after Flint Electric Membership Corporation has put into use the electrical power line  
1231 this easement is granted for, a subsequent abandonment of the use thereof shall cause a  
1232 reversion to the State of Georgia, or its successors and assigns, of all the rights, title,  
1233 privileges, powers, and easement granted herein. Upon abandonment, the Flint Electric  
1234 Membership Corporation, or its successors and assigns, shall have the option of removing  
1235 its facilities from the easement area or leaving the same in place, in which event the electrical  
1236 power line shall become the property of the State of Georgia, or its successors and assigns.

1237 **SECTION 176.**

1238 That no title shall be conveyed to Flint Electric Membership Corporation and, except as  
1239 herein specifically granted to Flint Electric Membership Corporation, all rights, title, and  
1240 interest in and to said easement area is reserved in the State of Georgia, which may make any  
1241 use of said easement area not inconsistent with or detrimental to the rights, privileges, and  
1242 interest granted to Flint Electric Membership Corporation.

1243 **SECTION 177.**

1244 That if the State of Georgia, acting by and through its State Properties Commission,  
1245 determines that any or all of the facilities placed on the easement area should be removed or  
1246 relocated to an alternate site on state owned land in order to avoid interference with the state's  
1247 use or intended use of the easement area, it may grant a substantially equivalent nonexclusive  
1248 easement to allow placement of the removed or relocated facilities across the alternate site  
1249 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 178.**

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 179.**

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 180.**

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 181.**

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.

**SECTION 182.**

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

**SECTION 183.**

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 XV****SECTION 184.**

That the State of Georgia is the owner of the hereinafter described real property in Thomas County, Georgia, and 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 185.**

That the State of Georgia, acting by and through its State Properties Commission, may grant to the City of Thomasville, or its successors and assigns, a nonexclusive easement for the construction, operation, and maintenance of a natural gas 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 natural gas 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 Thomas County, Georgia, and is more particularly described as follows:

"Those approximately 0.631 of an acre portion and that portion only as shown in yellow on a plat of survey prepared for the Southwest Georgia Technical College dated May 5, 2010 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 186.**

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 187.**

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 188.**

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 189.**

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 190.**

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 191.**

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 City of Thomasville. 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 192.**

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 193.**

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 194.**

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 195.**

1373

1374 That the authorization in this resolution to grant the above-described easement to the City of  
1375 Thomasville shall expire three years after the date this resolution is enacted into law and  
1376 approved by the State Properties Commission.

**SECTION 196.**

1377

1378 That the State Properties Commission is authorized and empowered to do all acts and things  
1379 necessary and proper to effect the grant of the easement area.

**ARTICLE XVI**

1380

**SECTION 197.**

1381

1382 That the State of Georgia is the owner of the hereinafter described real property in Wheeler  
1383 County, Georgia, and the property is in the custody of the State Forestry Commission, which  
1384 does not object to the granting of this easement, hereinafter referred to as the "easement area"  
1385 and that, in all matters relating to the easement area, the State of Georgia is acting by and  
1386 through its State Properties Commission.

**SECTION 198.**

1387

1388 That the State of Georgia, acting by and through its State Properties Commission, may grant  
1389 to Beasley Timber Management, LLC, or its successors and assigns, a nonexclusive  
1390 easement for the construction, operation, and maintenance of a thoroughfare in, on, over,  
1391 under, upon, across, or through the easement area for the purpose of constructing, erecting,  
1392 installing, maintaining, repairing, replacing, inspecting, and operating a thoroughfare  
1393 together with the right of ingress and egress over adjacent land of the State of Georgia as  
1394 may be reasonably necessary to accomplish the aforesaid purposes. Said easement area is  
1395 located in Wheeler County, Georgia, and is more particularly described as follows:

1396 "That 0.08 of an acre portion and that portion only as shown highlighted in yellow on  
1397 a right of way survey prepared by Grady Boney describing an ingress – egress  
1398 easement prepared for State of Georgia Department of the Georgia Forestry  
1399 Commission, and all being on file in the offices of the State Properties Commission;"  
1400 and may be more particularly described by a plat of survey prepared by a Georgia registered  
1401 land surveyor and presented to the State Properties Commission for approval.

**SECTION 199.**

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 200.**

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 201.**

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 202.**

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 203.**

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 204.**

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 205.**

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 206.**

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 207.**

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 208.**

1464

1465 That the authorization in this resolution to grant the above-described easement to Beasley  
1466 Timber Management, LLC shall expire three years after the date this resolution is enacted  
1467 into law and approved by the State Properties Commission.

**SECTION 209.**

1468

1469 That the State Properties Commission is authorized and empowered to do all acts and things  
1470 necessary and proper to effect the grant of the easement area.

**ARTICLE XVII**

1471

**SECTION 210.**

1472

1473 That this resolution shall become effective as law upon its approval by the Governor or upon  
1474 its becoming law without such approval.

**ARTICLE XVIII**

1475

**SECTION 211.**

1476

1477 That all laws or parts of laws in conflict with this resolution are repealed.