# Senate Resolution 954

By: Senators Jeffares of the 17th, Jones of the 25th, Kennedy of the 18th, Kirk of the 13th, Bethel of the 54th and others

# ADOPTED

# A RESOLUTION

1 Authorizing the granting of nonexclusive easements for the construction, operation, and

2 maintenance of facilities, utilities, roads, and ingress and egress in, on, over, under, upon,

3 across, or through property owned by the State of Georgia in the counties of Bartow,

4 Bulloch, Carroll, Chatham, Columbia, Coweta, DeKalb, Emanuel, Gordon, Henry, Marion,

5 Murray, Paulding, Sumter, Ware, and Whitfield; to provide for an effective date; to repeal

conflicting laws; and for other purposes. 6

7 WHEREAS, the State of Georgia is the owner of certain real property located in the counties

8 of Bartow, Bulloch, Carroll, Chatham, Columbia, Coweta, DeKalb, Emanuel, Gordon,

9 Henry, Marion, Murray, Paulding, Sumter, Ware, and Whitfield; and

10 WHEREAS, the Department of Transportation; Excelsior Electric Membership Corporation;

Flint Electric Membership Corporation; Georgia Power Company; Snapping Shoals Electric 11

12 Membership Corporation; and Transcontinental Gas Pipe Line Company, LLC desire to

13 operate and maintain facilities, utilities, roads, and ingress and egress in, on, over, under,

14 upon, across, or through a portion of said property; and

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

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

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# 22

# **ARTICLE I**

# **SECTION 1.**

23 That the State of Georgia is the owner of the hereinafter described real property lying and being in the 1209th District, G.M., City of Statesboro, Bulloch County, Georgia, commonly 24 25 known as Ogeechee Technical College, and that the property is in the custody of the 26 Technical College System of Georgia, which by official action dated August 6, 2015, did not 27 object to the granting of this easement and that, in all matters relating to the easement, the 28 State of Georgia is acting by and through its State Properties Commission.

29

# **SECTION 2.**

30 That the State of Georgia, acting by and through its State Properties Commission, may grant 31 to Georgia Power Company, or its successors and assigns, a nonexclusive easement to 32 construct, install, operate, and maintain underground distribution lines and associated

33 equipment to serve the new natural resources building (TCSG-269) at Ogeechee Technical

College. The easement area is located in Bulloch County, and is more particularly described 34

- 35 as follows:
- 36 That approximately 1.7 acres, lying and being in the 1209th District, G.M., City of 37 Statesboro, Bulloch County, Georgia, and that portion only as shown on a drawing 38 furnished by the Georgia Power Company, and being on file in the offices of the State
- 39 Properties Commission,

40 and may be more particularly described by a plat of survey prepared by a Georgia registered

- 41 land surveyor and presented to the State Properties Commission for approval.
- 42

# **SECTION 3.**

43 That the above-described premises shall be used solely for the purpose of constructing, installing, operating, and maintaining underground distribution lines and associated 44 45 equipment.

46

# **SECTION 4.**

That Georgia Power Company shall have the right to remove or cause to be removed from 47

48 said easement area only such trees and bushes as may be reasonably necessary for the proper

49 construction, installation, operation, and maintenance of said distribution lines and associated

50 equipment.

### **SECTION 5.**

52 That, after Georgia Power Company has put into use the distribution lines and associated 53 equipment this easement is granted for, a subsequent abandonment of the use thereof shall 54 cause a reversion to the State of Georgia, or its successors and assigns, of all the rights, title, privileges, powers, and easement granted herein. Upon abandonment, Georgia Power 55 Company, or its successors and assigns, shall have the option of removing its facilities from 56 57 the easement area or leaving the same in place, in which event the distribution lines and 58 associated equipment shall become the property of the State of Georgia, or its successors and 59 assigns.

# 60

# **SECTION 6.**

61 That no title shall be conveyed to Georgia Power Company and, except as herein specifically 62 granted to Georgia Power Company, all rights, title, and interest in and to said easement area 63 is reserved in the State of Georgia, which may make any use of said easement area not 64 inconsistent with or detrimental to the rights, privileges, and interest granted to Georgia 65 Power Company.

# 66

# **SECTION 7.**

67 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 68 69 relocated to an alternate site on state owned land in order to avoid interference with the state's 70 use or intended use of the easement area, it may grant a substantially equivalent nonexclusive 71 easement to allow placement of the removed or relocated facilities across the alternate site 72 under such terms and conditions as the State Properties Commission shall in its discretion 73 determine to be in the best interest of the State of Georgia, and Georgia Power Company 74 shall remove or relocate its facilities to the alternate easement area at its sole cost and expense without reimbursement from the State of Georgia unless, in advance of any 75 76 construction being commenced, Georgia Power Company provides a written estimate for the 77 cost of such removal and relocation and the State Properties Commission determines, in its sole discretion, that the requested removal or relocation is to be for the sole benefit of the 78 79 State of Georgia. Upon written request from the grantee or any third party, the State 80 Properties Commission, in its sole discretion, may grant a substantially equivalent nonexclusive easement within the property for the relocation of the facilities without cost, 81 82 expense, or reimbursement from the State of Georgia.

83	SECTION 8.
84	That the easement granted to Georgia Power Company shall contain such other reasonable
85	terms, conditions, and covenants as the State Properties Commission shall deem to be in the
86	best interest of the State of Georgia and that the State Properties Commission is authorized
87	to use a more accurate description of the easement area, so long as the description utilized
88	by the State Properties Commission describes the same easement area herein granted.
89	SECTION 9.
90	That this resolution does not affect and is not intended to affect any rights, powers, interest,
91	or liability of the Georgia Department of Transportation with respect to the state highway
92	system, of a county with respect to the county road system, or of a municipality with respect
93	to the city street system. The grantee shall obtain any and all other required permits from the
94	appropriate governmental agencies as are necessary for its lawful use of the easement area
95	or public highway right of way and comply with all applicable state and federal
96	environmental statutes in its use of the easement area.
07	SECTION 10
97 08	<b>SECTION 10.</b>
98	That, given the public purpose of the project, the consideration for such easement shall be
98 99	That, given the public purpose of the project, the consideration for such easement shall be \$10.00 and such further consideration and provisions as the State Properties Commission
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98 99 100	That, given the public purpose of the project, 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 interests of the State of Georgia.
98 99 100 101	That, given the public purpose of the project, 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 interests of the State of Georgia. SECTION 11.
98 99 100 101 102	That, given the public purpose of the project, 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 interests of the State of Georgia. <b>SECTION 11.</b> That this grant of easement shall be recorded by the grantee in the Superior Court of Bulloch
98 99 100 101 102	That, given the public purpose of the project, 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 interests of the State of Georgia. <b>SECTION 11.</b> That this grant of easement shall be recorded by the grantee in the Superior Court of Bulloch
<ul> <li>98</li> <li>99</li> <li>100</li> <li>101</li> <li>102</li> <li>103</li> </ul>	That, given the public purpose of the project, 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 interests of the State of Georgia. <b>SECTION 11.</b> That this grant of easement shall be recorded by the grantee in the Superior Court of Bulloch County and a recorded copy shall promptly be forwarded to the State Properties Commission.
<ul> <li>98</li> <li>99</li> <li>100</li> <li>101</li> <li>102</li> <li>103</li> <li>104</li> </ul>	That, given the public purpose of the project, 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 interests of the State of Georgia. <b>SECTION 11.</b> That this grant of easement shall be recorded by the grantee in the Superior Court of Bulloch County and a recorded copy shall promptly be forwarded to the State Properties Commission. <b>SECTION 12.</b>
<ul> <li>98</li> <li>99</li> <li>100</li> <li>101</li> <li>102</li> <li>103</li> <li>104</li> <li>105</li> <li>106</li> </ul>	That, given the public purpose of the project, 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 interests of the State of Georgia. <b>SECTION 11.</b> That this grant of easement shall be recorded by the grantee in the Superior Court of Bulloch County and a recorded copy shall promptly be forwarded to the State Properties Commission. <b>SECTION 12.</b> That the authorization in this resolution to grant the above-described easement to Georgia Power Company shall expire three years after the date that this resolution becomes effective.
<ul> <li>98</li> <li>99</li> <li>100</li> <li>101</li> <li>102</li> <li>103</li> <li>104</li> <li>105</li> <li>106</li> <li>107</li> </ul>	That, given the public purpose of the project, 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 interests of the State of Georgia. SECTION 11. That this grant of easement shall be recorded by the grantee in the Superior Court of Bulloch County and a recorded copy shall promptly be forwarded to the State Properties Commission. SECTION 12. That the authorization in this resolution to grant the above-described easement to Georgia Power Company shall expire three years after the date that this resolution becomes effective. SECTION 13.
<ul> <li>98</li> <li>99</li> <li>100</li> <li>101</li> <li>102</li> <li>103</li> <li>104</li> <li>105</li> <li>106</li> </ul>	That, given the public purpose of the project, 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 interests of the State of Georgia. <b>SECTION 11.</b> That this grant of easement shall be recorded by the grantee in the Superior Court of Bulloch County and a recorded copy shall promptly be forwarded to the State Properties Commission. <b>SECTION 12.</b> That the authorization in this resolution to grant the above-described easement to Georgia Power Company shall expire three years after the date that this resolution becomes effective.

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# **ARTICLE II**

# **SECTION 14.**

112 That the State of Georgia is the owner of the hereinafter described real property lying and being in the 6th District, G.M., City of Savannah, Chatham County, Georgia, commonly 113 114 known as Wormsloe Historic Site, and that the property is in the custody of the Department 115 of Natural Resources, which by official action dated January 29, 2016, did not object to the 116 granting of an easement and that, in all matters relating to the easement, the State of Georgia

is acting by and through its State Properties Commission. 117

118 **SECTION 15.** 119 That the State of Georgia, acting by and through its State Properties Commission, may grant to Georgia Power Company, or its successors and assigns, a nonexclusive easement to 120 construct, install, operate, and maintain underground distribution lines and associated 121 122 equipment, together with the right of ingress and egress over the above-described property owned by the State of Georgia to serve structures of the University of Georgia. The 123 easement area is located in Chatham County, and is more particularly described as follows: 124 125 That approximately 3.256 acres, lying and being in the 6th District, G.M., City of 126 Savannah, Chatham County, Georgia, and that portion only as shown on a drawing furnished by the Georgia Power Company, and being on file in the offices of the State 127 128 Properties Commission, 129 and may be more particularly described by a plat of survey prepared by a Georgia registered 130 land surveyor and presented to the State Properties Commission for approval.

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# **SECTION 16.**

132 That the above-described premises shall be used solely for the purpose of constructing, installing, operating, and maintaining underground distribution lines, and associated 133 134 equipment.

135

# **SECTION 17.**

That Georgia Power Company shall have the right to remove or cause to be removed from 136 said easement area only such trees and bushes as may be reasonably necessary for the proper 137 construction, installation, operation, and maintenance of said distribution lines and associated 138 139 equipment.

140

### **SECTION 18.**

141 That, after Georgia Power Company has put into use the distribution lines and associated 142 equipment this easement is granted for, a subsequent abandonment of the use thereof shall 143 cause a reversion to the State of Georgia, or its successors and assigns, of all the rights, title, privileges, powers, and easement granted herein. Upon abandonment, Georgia Power 144 Company, or its successors and assigns, shall have the option of removing its facilities from 145 146 the easement area or leaving the same in place, in which event the distribution lines and any 147 associated equipment shall become the property of the State of Georgia, or its successors and 148 assigns.

#### 149

# SECTION 19.

150 That no title shall be conveyed to Georgia Power Company and, except as herein specifically 151 granted to Georgia Power Company, all rights, title, and interest in and to said easement area 152 are reserved in the State of Georgia, which may make any use of said easement area not 153 inconsistent with or detrimental to the rights, privileges, and interest granted to Georgia 154 Power Company.

155

# **SECTION 20.**

156 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 157 158 relocated to an alternate site on state owned land in order to avoid interference with the state's 159 use or intended use of the easement area, it may grant a substantially equivalent nonexclusive 160 easement to allow placement of the removed or relocated facilities across the alternate site 161 under such terms and conditions as the State Properties Commission shall in its discretion 162 determine to be in the best interest of the State of Georgia, and Georgia Power Company 163 shall remove or relocate its facilities to the alternate easement area at its sole cost and expense without reimbursement from the State of Georgia unless, in advance of any 164 165 construction being commenced, Georgia Power Company provides a written estimate for the cost of such removal and relocation and the State Properties Commission determines, in its 166 sole discretion, that the requested removal or relocation is to be for the sole benefit of the 167 168 State of Georgia. Upon written request from the grantee or any third party, the State Properties Commission, in its sole discretion, may grant a substantially equivalent 169 nonexclusive easement within the property for the relocation of the facilities without cost, 170 171 expense, or reimbursement from the State of Georgia.

	16 SR 954/AP
172	SECTION 21.
173	That the easement granted to Georgia Power Company shall contain such other reasonable
174	terms, conditions, and covenants as the State Properties Commission shall deem to be in the
175	best interest of the State of Georgia, and that the State Properties Commission is authorized
176	to use a more accurate description of the easement area, so long as the description utilized
177	by the State Properties Commission describes the same easement area herein granted.
178	SECTION 22.
179	That this resolution does not affect and is not intended to affect any rights, powers, interest,
180	or liability of the Georgia Department of Transportation with respect to the state highway
181	system, of a county with respect to the county road system, or of a municipality with respect
182	to the city street system. The grantee shall obtain any and all other required permits from the
183	appropriate governmental agencies as are necessary for its lawful use of the easement area
184	or public highway right of way and comply with all applicable state and federal
185	environmental statutes in its use of the easement area.
186	SECTION 23.
187	That, given the public purpose of the project, the consideration for such easement shall be
188	\$10.00 and such further consideration and provisions as the State Properties Commission
189	may determine to be in the best interests of the State of Georgia.
190	SECTION 24.

191 That this grant of easement shall be recorded by the grantee in the Superior Court of192 Chatham County and a recorded copy shall promptly be forwarded to the State Properties

- 193 Commission.
- 194 SECTION 25.195 That the authorization in this resolution to grant the above-described easement to Georgia

196 Power Company shall expire three years after the date that this resolution becomes effective.

197 SECTION 26.
198 That the State Properties Commission is authorized and empowered to do all acts and things
199 necessary and proper to effect the grant of the easement area.

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# ARTICLE III SECTION 27.

That the State of Georgia is the owner of the hereinafter described real property lying and being in the 1285th District, G.M., City of Grovetown, Columbia County, Georgia, commonly known as Augusta Technical College, and that the property is in the custody of the Technical College System of Georgia, which by official action dated April 2, 2015, did not object to the granting of an easement and that, in all matters relating to the easement, the State of Georgia is acting by and through its State Properties Commission.

208

# **SECTION 28.**

209 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 to 210 211 construct, install, operate, and maintain underground distribution lines and associated 212 equipment, together with the right of ingress and egress over the above-described property owned by the State of Georgia to serve an outdoor electronic sign at Augusta Technical 213 214 College. The easement area is located in Columbia County and is more particularly 215 described as follows: 216 That approximately .1 acre, lying and being in the 1285th District, G.M., City of

Grovetown, Columbia County, Georgia, and that portion only as shown on a drawing
furnished by Georgia Power Company, 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

221 land surveyor and presented to the State Properties Commission for approval.

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# **SECTION 29.**

That the above-described premises shall be used solely for the purpose of constructing,
installing, operating, and maintaining underground distribution lines and associated
equipment.

SECTION 30.
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
construction, installation, operation, and maintenance of said distribution lines and associated
equipment.

231

### **SECTION 31.**

232 That, after Georgia Power Company has put into use the distribution lines and associated equipment this easement is granted for, a subsequent abandonment of the use thereof shall 233 234 cause a reversion to the State of Georgia, or its successors and assigns, of all the rights, title, privileges, powers, and easement granted herein. Upon abandonment, Georgia Power 235 Company, or its successors and assigns, shall have the option of removing its facilities from 236 237 the easement area or leaving the same in place, in which event the distribution lines and any 238 associated equipment shall become the property of the State of Georgia, or its successors and 239 assigns.

#### 240

# **SECTION 32.**

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.

# 246

# **SECTION 33.**

247 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 248 249 relocated to an alternate site on state owned land in order to avoid interference with the state's 250 use or intended use of the easement area, it may grant a substantially equivalent nonexclusive 251 easement to allow placement of the removed or relocated facilities across the alternate site 252 under such terms and conditions as the State Properties Commission shall in its discretion 253 determine to be in the best interest of the State of Georgia, and Georgia Power Company 254 shall remove or relocate its facilities to the alternate easement area at its sole cost and expense without reimbursement from the State of Georgia unless, in advance of any 255 256 construction being commenced, Georgia Power Company provides a written estimate for the cost of such removal and relocation and the State Properties Commission determines, in its 257 sole discretion, that the requested removal or relocation is to be for the sole benefit of the 258 259 State of Georgia. Upon written request from the grantee or any third party, the State Properties Commission, in its sole discretion, may grant a substantially equivalent 260 nonexclusive easement within the property for the relocation of the facilities without cost, 261 262 expense, or reimbursement from the State of Georgia.

	16 SR 954/AP
263	SECTION 34.
264	That the easement granted to Georgia Power Company shall contain such other reasonable
265	terms, conditions, and covenants as the State Properties Commission shall deem to be in the
266	best interest of the State of Georgia, and that the State Properties Commission is authorized
267	to use a more accurate description of the easement area, so long as the description utilized
268	by the State Properties Commission describes the same easement area herein granted.
269	SECTION 35.
270	That this resolution does not affect and is not intended to affect any rights, powers, interest,
271	or liability of the Georgia Department of Transportation with respect to the state highway
272	system, of a county with respect to the county road system, or of a municipality with respect
273	to the city street system. The grantee shall obtain any and all other required permits from the
274	appropriate governmental agencies as are necessary for its lawful use of the easement area
275	or public highway right of way and comply with all applicable state and federal
276	environmental statutes in its use of the easement area.
277	SECTION 36.
278	That, given the public purpose of the project, the consideration for such easement shall be
279	\$10.00 and such further consideration and provisions as the State Properties Commission
280	may determine to be in the best interest of the State of Georgia.
281	SECTION 37.
282	That this grant of easement shall be recorded by the grantee in the Superior Court of
283	Columbia County and a recorded copy shall promptly be forwarded to the State Properties
284	Commission.
205	SECTION 29
285 286	SECTION 38.
286 287	That the authorization in this resolution to grant the above-described easement to Georgia
287	Power Company shall expire three years after the date that this resolution becomes effective.
288	SECTION 39.
289	That the State Properties Commission is authorized and empowered to do all acts and things

That the State Properties Commission is authorized and empowered to do all acts and things 289 necessary and proper to effect the grant of the easement area. 290

# 292

# ARTICLE IV SECTION 40.

That the State of Georgia is the owner of the hereinafter described real property lying and being in Land Lot 252, 15th Land District, City of Decatur, DeKalb County, Georgia, commonly known as Georgia National Guard Decatur Armory (Decatur Armory), and that the property is in the custody of the Department of Defense, which by official action dated September 10, 2012, did not object to the granting of this easement and that, in all matters relating to the easement area, the State of Georgia is acting by and through its State Properties Commission.

300

# **SECTION 41.**

That the State of Georgia, acting by and through its State Properties Commission, may grant to Georgia Power Company, or its successors and assigns, a nonexclusive easement to construct, install, operate, and maintain underground transmission lines and associated equipment to serve new facilities of the Decatur Armory. The easement area is located in

- 305 DeKalb County, and is more particularly described as follows:
- That approximately .04 acres, lying and being in the Land Lot 252, 15th Land District, City
- 307 of Decatur, DeKalb County, Georgia, and that portion only as shown on a drawing
- furnished by the Georgia Power Company, and being on file in the offices of the StateProperties Commission,

and may be more particularly described by a plat of survey prepared by a Georgia registered

311 land surveyor and presented to the State Properties Commission for approval.

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# **SECTION 42.**

That the above-described premises shall be used solely for the purpose of constructing, installing, operating, and maintaining underground transmission lines and associated equipment.

316

# **SECTION 43.**

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 construction, installation, operation, and maintenance of said transmission lines and associated equipment.

321

### **SECTION 44.**

322 That, after Georgia Power Company has put into use the transmission lines and associated equipment this easement is granted for, a subsequent abandonment of the use thereof shall 323 324 cause a reversion to the State of Georgia, or its successors and assigns, of all the rights, title, privileges, powers, and easement granted herein. Upon abandonment, Georgia Power 325 Company, or its successors and assigns, shall have the option of removing its facilities from 326 327 the easement area or leaving the same in place, in which event the transmission lines and 328 associated equipment shall become the property of the State of Georgia, or its successors and 329 assigns.

#### 330

# **SECTION 45.**

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.

# 336

# **SECTION 46.**

337 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 338 339 relocated to an alternate site on state owned land in order to avoid interference with the state's 340 use or intended use of the easement area, it may grant a substantially equivalent nonexclusive 341 easement to allow placement of the removed or relocated facilities across the alternate site 342 under such terms and conditions as the State Properties Commission shall in its discretion 343 determine to be in the best interest of the State of Georgia, and Georgia Power Company 344 shall remove or relocate its facilities to the alternate easement area at its sole cost and expense without reimbursement from the State of Georgia unless, in advance of any 345 346 construction being commenced, Georgia Power Company provides a written estimate for the cost of such removal and relocation and the State Properties Commission determines, in its 347 sole discretion, that the requested removal or relocation is to be for the sole benefit of the 348 349 State of Georgia. Upon written request from the grantee or any third party, the State Properties Commission, in its sole discretion, may grant a substantially equivalent 350 nonexclusive easement within the property for the relocation of the facilities without cost, 351 352 expense, or reimbursement from the State of Georgia.

	16 SR 954/AP
353	SECTION 47.
354	That the easement granted to Georgia Power Company shall contain such other reasonable
355	terms, conditions, and covenants as the State Properties Commission shall deem to be in the
356	best interest of the State of Georgia and that the State Properties Commission is authorized
357	to use a more accurate description of the easement area, so long as the description utilized
358	by the State Properties Commission describes the same easement area herein granted.
359	SECTION 48.
360	That this resolution does not affect and is not intended to affect any rights, powers, interest,
361	or liability of the Georgia Department of Transportation with respect to the state highway
362	system, of a county with respect to the county road system, or of a municipality with respect
363	to the city street system. The grantee shall obtain any and all other required permits from the
364	appropriate governmental agencies as are necessary for its lawful use of the easement area
365	or public highway right of way and comply with all applicable state and federal
366	environmental statutes in its use of the easement area.
267	SECTION 40
367 368	<b>SECTION 49.</b>
368	That, given the public purpose of the project, the consideration for such easement shall be
368 369	That, given the public purpose of the project, the consideration for such easement shall be \$10.00 and such further consideration and provisions as the State Properties Commission
368	That, given the public purpose of the project, the consideration for such easement shall be
368 369	That, given the public purpose of the project, the consideration for such easement shall be \$10.00 and such further consideration and provisions as the State Properties Commission
368 369 370	That, given the public purpose of the project, 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 interests of the State of Georgia.
368 369 370 371	That, given the public purpose of the project, 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 interests of the State of Georgia. SECTION 50.
<ul> <li>368</li> <li>369</li> <li>370</li> <li>371</li> <li>372</li> </ul>	That, given the public purpose of the project, 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 interests of the State of Georgia. <b>SECTION 50.</b> That this grant of easement shall be recorded by the grantee in the Superior Court of DeKalb
<ul> <li>368</li> <li>369</li> <li>370</li> <li>371</li> <li>372</li> </ul>	That, given the public purpose of the project, 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 interests of the State of Georgia. <b>SECTION 50.</b> That this grant of easement shall be recorded by the grantee in the Superior Court of DeKalb
<ul> <li>368</li> <li>369</li> <li>370</li> <li>371</li> <li>372</li> <li>373</li> </ul>	That, given the public purpose of the project, 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 interests of the State of Georgia. <b>SECTION 50.</b> That this grant of easement shall be recorded by the grantee in the Superior Court of DeKalb County and a recorded copy shall promptly be forwarded to the State Properties Commission.
<ul> <li>368</li> <li>369</li> <li>370</li> <li>371</li> <li>372</li> <li>373</li> <li>374</li> </ul>	That, given the public purpose of the project, 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 interests of the State of Georgia. <b>SECTION 50.</b> That this grant of easement shall be recorded by the grantee in the Superior Court of DeKalb County and a recorded copy shall promptly be forwarded to the State Properties Commission. <b>SECTION 51.</b>
<ul> <li>368</li> <li>369</li> <li>370</li> <li>371</li> <li>372</li> <li>373</li> <li>374</li> <li>375</li> <li>376</li> </ul>	That, given the public purpose of the project, 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 interests of the State of Georgia. <b>SECTION 50.</b> That this grant of easement shall be recorded by the grantee in the Superior Court of DeKalb County and a recorded copy shall promptly be forwarded to the State Properties Commission. <b>SECTION 51.</b> That the authorization in this resolution to grant the above-described easement to Georgia Power Company shall expire three years after the date that this resolution becomes effective.
<ul> <li>368</li> <li>369</li> <li>370</li> <li>371</li> <li>372</li> <li>373</li> <li>374</li> <li>375</li> <li>376</li> <li>377</li> </ul>	That, given the public purpose of the project, 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 interests of the State of Georgia. SECTION 50. That this grant of easement shall be recorded by the grantee in the Superior Court of DeKalb County and a recorded copy shall promptly be forwarded to the State Properties Commission. SECTION 51. That the authorization in this resolution to grant the above-described easement to Georgia Power Company shall expire three years after the date that this resolution becomes effective. SECTION 52.
<ul> <li>368</li> <li>369</li> <li>370</li> <li>371</li> <li>372</li> <li>373</li> <li>374</li> <li>375</li> <li>376</li> </ul>	That, given the public purpose of the project, 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 interests of the State of Georgia. <b>SECTION 50.</b> That this grant of easement shall be recorded by the grantee in the Superior Court of DeKalb County and a recorded copy shall promptly be forwarded to the State Properties Commission. <b>SECTION 51.</b> That the authorization in this resolution to grant the above-described easement to Georgia Power Company shall expire three years after the date that this resolution becomes effective.

381

# ARTICLE V

# **SECTION 53.**

That the State of Georgia is the owner of the hereinafter described real property lying and being in the 1560th District, G.M., City of Twin City, Emanuel County, Georgia, commonly known as George L. Smith State Park, and that the property is in the custody of the Department of Natural Resources, which by official action dated September 23, 2015, did not object to the granting of this easement and that, in all matters relating to the easement, the State of Georgia is acting by and through its State Properties Commission.

**SECTION 54.** 388 389 That the State of Georgia, acting by and through its State Properties Commission, may grant 390 to Excelsior Electric Membership Corporation (Excelsior), or its successors and assigns, a 391 nonexclusive easement to construct, install, operate, and maintain transmission lines and 392 associated equipment to serve new group shelters at George L. Smith State Park. The 393 easement area is located in Emanuel County, and is more particularly described as follows: 394 That approximately .16 acres, lying and being in the 1560th District, G.M., City of Twin 395 City, Emanuel County, Georgia, and that portion only as shown on a drawing furnished by 396 Excelsior, and being on file in the offices of the State Properties Commission, 397 and may be more particularly described by a plat of survey prepared by a Georgia registered 398 land surveyor and presented to the State Properties Commission for approval.

400 That the above-described premises shall be used solely for the purpose of constructing,401 installing, operating, and maintaining transmission lines and associated equipment.

402

399

# **SECTION 56.**

**SECTION 55.** 

403 That Excelsior shall have the right to remove or cause to be removed from said easement area
404 only such trees and bushes as may be reasonably necessary for the proper construction,
405 installation, operation, and maintenance of said transmission lines and associated equipment.

406

# **SECTION 57.**

407 That, after Excelsior has put into use the transmission lines and associated equipment this 408 easement is granted for, a subsequent abandonment of the use thereof shall cause a reversion 409 to the State of Georgia, or its successors and assigns, of all the rights, title, privileges, 410 powers, and easement granted herein. Upon abandonment, Excelsior, or its successors and 411 assigns, shall have the option of removing its facilities from the easement area or leaving the

> S. R. 954 - 14 -

- 412 same in place, in which event the transmission lines and associated equipment shall become
- 413 the property of the State of Georgia, or its successors and assigns.
- 414

# **SECTION 58.**

- 415 That no title shall be conveyed to Excelsior and, except as herein specifically granted to
- 416 Excelsior, all rights, title, and interest in and to said easement area is reserved in the State of
- 417 Georgia, which may make any use of said easement area not inconsistent with or detrimental
- 418 to the rights, privileges, and interest granted to Excelsior.
- 419

# SECTION 59.

420 That if the State of Georgia, acting by and through its State Properties Commission, 421 determines that any or all of the facilities placed on the easement area should be removed or 422 relocated to an alternate site on state owned land in order to avoid interference with the state's 423 use or intended use of the easement area, it may grant a substantially equivalent nonexclusive 424 easement to allow placement of the removed or relocated facilities across the alternate site 425 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 Excelsior shall remove or 426 427 relocate its facilities to the alternate easement area at its sole cost and expense without 428 reimbursement from the State of Georgia unless, in advance of any construction being 429 commenced, Excelsior provides a written estimate for the cost of such removal and 430 relocation and the State Properties Commission determines, in its sole discretion, that the 431 requested removal or relocation is to be for the sole benefit of the State of Georgia. Upon 432 written request from the grantee or any third party, the State Properties Commission, in its 433 sole discretion, may grant a substantially equivalent nonexclusive easement within the 434 property for the relocation of the facilities without cost, expense, or reimbursement from the 435 State of Georgia.

436

# **SECTION 60.**

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

<ul> <li>442 SECTION 61.</li> <li>443 That this resolution does not affect and is not intended to affect any rights, powers, interest,</li> <li>444 or liability of the Georgia Department of Transportation with respect to the state highway</li> <li>445 system, of a county with respect to the county road system, or of a municipality with respect</li> <li>446 to the city street system. The grantee shall obtain any and all other required permits from the</li> <li>447 appropriate governmental agencies as are necessary for its lawful use of the easement area</li> <li>448 or public highway right of way and comply with all applicable state and federal</li> <li>449 environmental statutes in its use of the easement area.</li> </ul>
or liability of the Georgia 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.
445 system, of a county with respect to the county road system, or of a municipality with respect 446 to the city street system. The grantee shall obtain any and all other required permits from the 447 appropriate governmental agencies as are necessary for its lawful use of the easement area 448 or public highway right of way and comply with all applicable state and federal 449 environmental statutes in its use of the easement area.
446 to the city street system. The grantee shall obtain any and all other required permits from the 447 appropriate governmental agencies as are necessary for its lawful use of the easement area 448 or public highway right of way and comply with all applicable state and federal 449 environmental statutes in its use of the easement area.
<ul> <li>447 appropriate governmental agencies as are necessary for its lawful use of the easement area</li> <li>448 or public highway right of way and comply with all applicable state and federal</li> <li>449 environmental statutes in its use of the easement area.</li> </ul>
448 or public highway right of way and comply with all applicable state and federal 449 environmental statutes in its use of the easement area.
449 environmental statutes in its use of the easement area.
450 SECTION 62.
450 <b>SECTION 62.</b>
451 That, given the public purpose of the project, the consideration for such easement shall be
452 \$10.00 and such further consideration and provisions as the State Properties Commission
453 may determine to be in the best interest of the State of Georgia.
454 SECTION 63.
455 That this grant of easement shall be recorded by the grantee in the Superior Court of Emanuel
456 County and a recorded copy shall promptly be forwarded to the State Properties Commission.
457 <b>SECTION 64.</b>
458 That the authorization in this resolution to grant the above-described easement to Excelsior
459 shall expire three years after the date that this resolution becomes effective.
460 SECTION 65.
461 That the State Properties Commission is authorized and empowered to do all acts and things
462 necessary and proper to effect the grant of the easement area.
463   ARTICLE VI
464 SECTION 66.
465 That the State of Georgia is the owner of the hereinafter described real property lying and
466 being in Land Lots 148 and 149, 15th Land District, Gordon County, Georgia, commonly
467 known as the Western and Atlantic Railroad, and that the property is in the custody of the

469 in all matters relating to the easement, the State of Georgia is acting by and through its State470 Properties Commission.

468

State Properties Commission, which does not object to the granting of this easement and that,

	16 SR 954/AP
471	SECTION 67.
472	That the State of Georgia, acting by and through its State Properties Commission, may grant
473	to the Department of Transportation, or its successors and assigns, a nonexclusive easement
474	area for road widening project PI 662510 on the South Calhoun Bypass from SR53 at CR13
475	East to SR53 at CR64, which will bridge over existing railroad right of way. The easement
476	area is located in Gordon County and is more particularly described as follows:
477	That approximately 0.12 acre, lying and being in Land Lots 148 and 149, 15th District,
478	Gordon County, Georgia (Parcel 168-A), and that portion only as shown on a drawing
479	furnished by the Department of Transportation, and being on file in the offices of the State
480	Properties Commission,
481	and may be more particularly described by a plat of survey prepared by a Georgia registered
482	land surveyor and presented to the State Properties Commission for approval.
483	SECTION 68.
484	That the above-described premises shall be used solely for the purpose of a road widening
485	project and the construction and maintenance of a bridge in the easement area.
486	SECTION 69.
487	That the Department of Transportation shall have the right to remove or cause to be removed
488	from said easement area only such trees and bushes as may be reasonably necessary for the
489	proper construction of the bridge and road widening project.
490	SECTION 70.
491	That, after the Department of Transportation has put into use the easement area, a subsequent
492	abandonment of the use thereof shall cause a reversion to the State of Georgia, or its
493	successors and assigns, of all the rights, title, privileges, powers, and easement granted
494	herein. Upon abandonment, the Department of Transportation, or its successors and assigns,
495	shall have the option of removing its facilities from the easement area or leaving the same
496	in place, in which event the easement area shall become the property of the State of Georgia,
497	or its successors and assigns.
498	SECTION 71.

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 the Department of Transportation.

# **SECTION 72.**

505 That if the State of Georgia, acting by and through its State Properties Commission, 506 determines that any or all of the facilities placed on the easement area should be removed or 507 relocated to an alternate site on state owned land in order to avoid interference with the state's 508 use or intended use of the easement area, it may grant a substantially equivalent nonexclusive 509 easement to allow placement of the removed or relocated facilities across the alternate site 510 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 511 512 Transportation shall remove or relocate its facilities to the alternate easement area at its sole 513 cost and expense without reimbursement from the State of Georgia unless, in advance of any 514 construction being commenced, the Department of Transportation provides a written estimate 515 for the cost of such removal and relocation and the State Properties Commission determines, 516 in its sole discretion, that the requested removal or relocation is to be for the sole benefit of 517 the State of Georgia. Upon written request from the grantee or any third party, the State 518 Properties Commission, in its sole discretion, may grant a substantially equivalent nonexclusive easement within the property for the relocation of the facilities without cost, 519 520 expense, or reimbursement from the State of Georgia.

#### 521

# **SECTION 73.**

That the easement granted to the Department of Transportation shall contain such other reasonable terms, conditions, and covenants as the State Properties Commission shall deem to be 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.

# 527 528 That this resolution does not af

SECTION 74.

That this resolution does not affect and is not intended to affect any rights, powers, interest, or liability of the Georgia 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.

	16 SR 954/AP
535	SECTION 75.
536	That, given the public purpose of the project, the consideration for such easement shall be
537	\$10.00 and such further consideration and provisions as the State Properties Commission
538	may determine to be in the best interests of the State of Georgia.
539	SECTION 76.
540	That this grant of easement shall be recorded by the grantee in the Superior Court of Gordon
541	County and a recorded copy shall promptly be forwarded to the State Properties Commission.
542	SECTION 77.
543	That the authorization in this resolution to grant the above-described easement to the
544	Department of Transportation shall expire three years after the date that this resolution
545	becomes effective.
546	SECTION 78.
547	That the State Properties Commission is authorized and empowered to do all acts and things
548	necessary and proper to effect the grant of the easement area.
549	ARTICLE VII
550	SECTION 79.
551	That the State of Georgia is the owner of the hereinafter described real property lying and

being in Land Lot 136, 7th Land District, City of McDonough, Henry County, Georgia, commonly known as Southern Crescent Technical College, and that the property is in the custody of the Technical College System of Georgia, which by official action dated May 3, 2012, did not object to the granting of this easement and that, in all matters relating to the easement, the State of Georgia is acting by and through its State Properties Commission.

That the State of Georgia, acting by and through its State Properties Commission, may grant to Snapping Shoals Electric Membership Corporation (SSEMC), or its successors and assigns, a nonexclusive easement for the construction, installation, operation, and maintenance of distribution lines and associated equipment to serve the new Henry County campus of Southern Crescent Technical College (TCSG-248). The easement area is located in Henry County and is more particularly described as follows:

557

**SECTION 80.** 

- 564 That approximately 1.51 acres, lying and being in Land Lot 136, 7th Land District, Henry
- 565 County, Georgia, and that portion only as shown on a drawing furnished by SSEMC, and
- being on file in the offices of the State Properties Commission,
- 567 and may be more particularly described by a plat of survey prepared by a Georgia registered
- 568 land surveyor and presented to the State Properties Commission for approval.
- 569

# SECTION 81.

570 That the above-described premises shall be used solely for the purpose of constructing, 571 installing, operating, and maintaining underground distribution lines and associated 572 equipment.

573

# **SECTION 82.**

574 That SSEMC shall have the right to remove or cause to be removed from said easement area 575 only such trees and bushes as may be reasonably necessary for the proper construction, 576 installation, operation, and maintenance of said distribution lines and associated equipment.

577

# **SECTION 83.**

That, after SSEMC has put into use the distribution lines and associated equipment 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, SSEMC, 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 distribution lines and associated equipment shall become the property of the State of Georgia, or its successors and assigns.

585

# **SECTION 84.**

586 That no title shall be conveyed to SSEMC and, except as herein specifically granted to 587 SSEMC, all rights, title, and interest in and to said easement area is reserved in the State of 588 Georgia, which may make any use of said easement area not inconsistent with or detrimental 589 to the rights, privileges, and interest granted to SSEMC.

590

# **SECTION 85.**

591 That if the State of Georgia, acting by and through its State Properties Commission, 592 determines that any or all of the facilities placed on the easement area should be removed or 593 relocated to an alternate site on state owned land in order to avoid interference with the state's 594 use or intended use of the easement area, it may grant a substantially equivalent nonexclusive 595 easement to allow placement of the removed or relocated facilities across the alternate site 596 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 SSEMC shall remove or 597 598 relocate its facilities to the alternate easement area at its sole cost and expense without 599 reimbursement from the State of Georgia unless, in advance of any construction being 600 commenced, SSEMC provides a written estimate for the cost of such removal and relocation 601 and the State Properties Commission determines, in its sole discretion, that the requested 602 removal or relocation is to be for the sole benefit of the State of Georgia. Upon written 603 request from the grantee or any third party, the State Properties Commission, in its sole 604 discretion, may grant a substantially equivalent nonexclusive easement within the property 605 for the relocation of the facilities without cost, expense, or reimbursement from the State of 606 Georgia.

607

16

#### **SECTION 86.**

608 That the easement granted to SSEMC shall contain such other reasonable terms, conditions, 609 and covenants as the State Properties Commission shall deem to be in the best interest of the 610 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 611 612 Properties Commission describes the same easement area herein granted.

613

625

# **SECTION 87.**

614 That this resolution does not affect and is not intended to affect any rights, powers, interest, 615 or liability of the Georgia Department of Transportation with respect to the state highway 616 system, of a county with respect to the county road system, or of a municipality with respect 617 to the city street system. The grantee shall obtain any and all other required permits from the 618 appropriate governmental agencies as are necessary for its lawful use of the easement area 619 or public highway right of way and comply with all applicable state and federal environmental statutes in its use of the easement area. 620

621 622 That, given the public purpose of the project, the consideration for such easement shall be \$10.00 and such further consideration and provisions as the State Properties Commission 623 624 may determine to be in the best interests of the State of Georgia.

**SECTION 88.** 

**SECTION 89.** 

That this grant of easement shall be recorded by the grantee in the Superior Court of Henry 626 County and a recorded copy shall promptly be forwarded to the State Properties Commission. 627

	16 SR 954/AP
628	SECTION 90.
629	That the authorization in this resolution to grant the above-described easement to SSEMC
630	shall expire three years after the date that this resolution becomes effective.
631	SECTION 91.
632	That the State Properties Commission is authorized and empowered to do all acts and things
633	necessary and proper to effect the grant of the easement area.
634	ARTICLE VIII

# ARTICLE VIII SECTION 92.

That the State of Georgia is the owner of the hereinafter described real property lying and being in Land Lot 96, 11th Land District, Marion County, Georgia, commonly known as the Chattahoochee Fall Line Wildlife Management Area, and that the property is in the custody of the Department of Natural Resources, which by official action does not object to the granting of this easement and that, in all matters relating to the easement, the State of Georgia is acting by and through its State Properties Commission.

#### 642 **SECTION 93.** That the State of Georgia, acting by and through its State Properties Commission, may grant 643 644 to Flint Electric Membership Corporation (Flint Energies), or its successors and assigns, a 645 nonexclusive easement for the construction, installation, operation, and maintenance of 646 underground distribution lines and associated equipment to serve a new building at the Chattahoochee Fall Line Wildlife Management Area. The easement area is located in 647 648 Marion County and is more particularly described as follows: 649 That approximately .03 acres, lying and being in Land Lot 96, 11th Land District, Marion 650 County, Georgia, and that portion only as shown on a drawing furnished by Flint Energies,

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 registeredland surveyor and presented to the State Properties Commission for approval.

654

# **SECTION 94.**

That the above-described premises shall be used solely for the purpose of constructing,
installing, operating, and maintaining underground distribution lines and associated
equipment.

16SR 954/AP658SECTION 95.659That Flint Energies shall have the right to remove or cause to be removed from said easement660area only such trees and bushes as may be reasonably necessary for the proper construction,661installation, operation, and maintenance of said distribution lines and associated equipment.

662

# **SECTION 96.**

That, after Flint Energies has put into use the distribution lines and associated equipment 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, Flint Energies, 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 distribution lines and associated equipment shall become the property of the State of Georgia.

670

### **SECTION 97.**

That no title shall be conveyed to Flint Energies and, except as herein specifically granted to Flint Energies, 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 Flint Energies.

675

## **SECTION 98.**

676 That if the State of Georgia, acting by and through its State Properties Commission, 677 determines that any or all of the facilities placed on the easement area should be removed or 678 relocated to an alternate site on state owned land in order to avoid interference with the state's 679 use or intended use of the easement area, it may grant a substantially equivalent nonexclusive 680 easement to allow placement of the removed or relocated facilities across the alternate site 681 under such terms and conditions as the State Properties Commission shall in its discretion 682 determine to be in the best interest of the State of Georgia, and Flint Energies shall remove or relocate its facilities to the alternate easement area at its sole cost and expense without 683 684 reimbursement from the State of Georgia unless, in advance of any construction being 685 commenced, Flint Energies provides a written estimate for the cost of such removal and 686 relocation and the State Properties Commission determines, in its sole discretion, that the requested removal or relocation is to be for the sole benefit of the State of Georgia. Upon 687 688 written request from the grantee or any third party, the State Properties Commission, in its 689 sole discretion, may grant a substantially equivalent nonexclusive easement within the property for the relocation of the facilities without cost, expense, or reimbursement from the 690 691 State of Georgia.

	16 SR 954/AP
692	SECTION 99.
693	That the easement granted to Flint Energies shall contain such other reasonable terms,
694	conditions, and covenants as the State Properties Commission shall deem to be in the best
695	interest of the State of Georgia and that the State Properties Commission is authorized to use
696	a more accurate description of the easement area, so long as the description utilized by the
697	State Properties Commission describes the same easement area herein granted.
698	SECTION 100.
699	That this resolution does not affect and is not intended to affect any rights, powers, interest,
700	or liability of the Georgia Department of Transportation with respect to the state highway
701	system, of a county with respect to the county road system, or of a municipality with respect
702	to the city street system. The grantee shall obtain any and all other required permits from the
703	appropriate governmental agencies as are necessary for its lawful use of the easement area
704	or public highway right of way and comply with all applicable state and federal
705	environmental statutes in its use of the easement area.
706	SECTION 101.
707	That, given the public purpose of the project, the consideration for such easement shall be
708	\$10.00 and such further consideration and provisions as the State Properties Commission
709	may determine to be in the best interests of the State of Georgia.
710	SECTION 102.
711	That this grant of easement shall be recorded by the grantee in the Superior Court of Marion
712	County and a recorded copy shall promptly be forwarded to the State Properties Commission.
713	SECTION 103.
714	That the authorization in this resolution to grant the above-described easement to Flint
715	Energies shall expire three years after the date that this resolution becomes effective.
716	SECTION 104.
717	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.

719

720

# ARTICLE IX SECTION 105.

721 That the State of Georgia is the owner of the hereinafter described real property lying and being in Land Lot 81, 27th Land District, Sumter County, Georgia, commonly known as 722 723 South Georgia Technical College, and that the property is in the custody of the Technical 724 College System of Georgia, which by official action dated June 4, 2015, did not object to the 725 granting of this easement and that, in all matters relating to the easement, the State of 726 Georgia is acting by and through its State Properties Commission. 727 SECTION 106. 728 That the State of Georgia, acting by and through its State Properties Commission, may grant 729 to the Department of Transportation, or its successors and assigns, a nonexclusive easement 730 for the construction of a storm water drainage system and road improvement project. The 731 easement area is located at the South Georgia Technical College and is more particularly described as follows: 732

- That approximately 0.25 acre, lying and being in Land Lot 81, 27th Land District, Sumter
  County, Georgia, and that portion only as shown on a drawing furnished by the Department
- of Transportation (PI 0011438), and being on file in the offices of the State PropertiesCommission,

and may be more particularly described by a plat of survey prepared by a Georgia registered

1738 land surveyor and presented to the State Properties Commission for approval.

739

# SECTION 107.

That the above-described premises shall be used solely for the construction of a storm water

741 drainage system and road improvement project.

- 742 SECTION 108.
  743 That the Department of Transportation shall have the right to remove or cause to be removed
  744 from said easement area only such trees and bushes as may be reasonably necessary for the
  745 proper construction of the drainage system and road improvement project.
- 746 SECTION 109.

747 That, after the Department of Transportation has put into use the drainage system and road 748 this easement is granted for, a subsequent abandonment of the use thereof shall cause a 749 reversion to the State of Georgia, or its successors and assigns, of all the rights, title, 750 privileges, powers, and easement granted herein. Upon abandonment, the Department of

- 751 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 drainage system and
- road shall become the property of the State of Georgia, or its successors and assigns.
- 754

# SECTION 110.

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 the Department of Transportation.

760

# SECTION 111.

That if the State of Georgia, acting by and through its State Properties Commission, 761 determines that any or all of the facilities placed on the easement area should be removed or 762 763 relocated to an alternate site on state owned land in order to avoid interference with the state's 764 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 765 766 under such terms and conditions as the State Properties Commission shall in its discretion 767 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 768 769 cost and expense without reimbursement from the State of Georgia unless, in advance of any 770 construction being commenced, the Department of Transportation provides a written estimate 771 for the cost of such removal and relocation and the State Properties Commission determines, in its sole discretion, that the requested removal or relocation is to be for the sole benefit of 772 773 the State of Georgia. Upon written request from the grantee or any third party, the State 774 Properties Commission, in its sole discretion, may grant a substantially equivalent nonexclusive easement within the property for the relocation of the facilities without cost, 775 776 expense, or reimbursement from the State of Georgia.

777

#### **SECTION 112.**

That the easement granted to the Department of Transportation shall contain such other reasonable terms, conditions, and covenants as the State Properties Commission shall deem to be 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.

	16 SR 954/AP
783	SECTION 113.
784	That this resolution does not affect and is not intended to affect any rights, powers, interest,
785	or liability of the Georgia Department of Transportation with respect to the state highway
786	system, of a county with respect to the county road system, or of a municipality with respect
787	to the city street system. The grantee shall obtain any and all other required permits from the
788	appropriate governmental agencies as are necessary for its lawful use of the easement area
789	or public highway right of way and comply with all applicable state and federal
790	environmental statutes in its use of the easement area.
791	SECTION 114.
792	That the consideration for such easement shall be \$7,000.00 and such further consideration
793	and provisions as the State Properties Commission may determine to be in the best interests
794	of the State of Georgia.
795	SECTION 115.
796	That this grant of easement shall be recorded by the grantee in the Superior Court of Sumter
797	County and a recorded copy shall promptly be forwarded to the State Properties Commission.
798	SECTION 116.
799	That the authorization in this resolution to grant the above-described easement to the
800	Department of Transportation shall expire three years after the date that this resolution
801	becomes effective.
802	GEOTION 117
802	SECTION 117.
803 804	That the State Properties Commission is authorized and empowered to do all acts and things
804	necessary and proper to effect the grant of the easement area.
805	ARTICLE X
806	SECTION 118.
907	That the State of Council is the second of the hearing from described and here we have a described on the second
807 808	That the State of Georgia is the owner of the hereinafter described real property lying and being in the L and L of 105. City of Waycross, Ware County, Georgia, commonly known as
808 809	being in the Land Lot 105, City of Waycross, Ware County, Georgia, commonly known as the Laura S. Walker State Park, and that the property is in the custody of the Department of
809 810	Natural Resources, which by official action dated April 22, 2015, did not object to the
810	granting of this easement and that, in all matters relating to the easement, the State of
812	Georgia is acting by and through its State Properties Commission.
012	

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# 16

	16 SR 954/AP
813	SECTION 119.
814	That the State of Georgia, acting by and through its State Properties Commission, may grant
815	to Georgia Power Company, or its successors and assigns, a nonexclusive easement for the
816	construction, installation, operation, and maintenance of underground distribution lines and
817	associated equipment to serve six new cabins at Laura S. Walker State Park. The easement
818	area is located in Ware County, and is more particularly described as follows:
819	That approximately 0.3 acre, lying and being in Land Lot 105, City of Waycross, Ware
820	County, Georgia, as shown on a drawing furnished by Georgia Power Company, and being
821	on file in the offices of the State Properties Commission,
822	and may be more particularly described by a plat of survey prepared by a Georgia registered
823	land surveyor and presented to the State Properties Commission for approval.
824	SECTION 120.
825	That the above-described premises shall be used solely for the purpose of constructing,
826	installing, operating, and maintaining underground distribution lines and associated
827	equipment.
828	SECTION 121.
829	That Georgia Power Company shall have the right to remove or cause to be removed from
830	said easement area only such trees and bushes as may be reasonably necessary for the proper
831	construction, installation, operation, and maintenance of said distribution lines and associated
832	equipment.

# SECTION 122.

834 That, after Georgia Power Company has put into use the distribution lines and associated 835 equipment this easement is granted for, a subsequent abandonment of the use thereof shall 836 cause a reversion to the State of Georgia, or its successors and assigns, of all the rights, title, privileges, powers, and easement granted herein. Upon abandonment, Georgia Power 837 Company, or its successors and assigns, shall have the option of removing its facilities from 838 839 the easement area or leaving the same in place, in which event the distribution lines and associated equipment shall become the property of the State of Georgia, or its successors and 840 841 assigns.

842

### **SECTION 123.**

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

846 inconsistent with or detrimental to the rights, privileges, and interest granted to Georgia847 Power Company.

848

# **SECTION 124.**

That if the State of Georgia, acting by and through its State Properties Commission, 849 850 determines that any or all of the facilities placed on the easement area should be removed or 851 relocated to an alternate site on state owned land in order to avoid interference with the state's 852 use or intended use of the easement area, it may grant a substantially equivalent nonexclusive 853 easement to allow placement of the removed or relocated facilities across the alternate site 854 under such terms and conditions as the State Properties Commission shall in its discretion 855 determine to be in the best interest of the State of Georgia, and Georgia Power Company 856 shall remove or relocate its facilities to the alternate easement area at its sole cost and 857 expense without reimbursement from the State of Georgia unless, in advance of any construction being commenced, Georgia Power Company provides a written estimate for the 858 859 cost of such removal and relocation and the State Properties Commission determines, in its 860 sole discretion, that the requested removal or relocation is to be for the sole benefit of the State of Georgia. Upon written request from the grantee or any third party, the State 861 862 Properties Commission, in its sole discretion, may grant a substantially equivalent 863 nonexclusive easement within the property for the relocation of the facilities without cost, expense, or reimbursement from the State of Georgia. 864

865

#### SECTION 125.

That the easement granted to Georgia Power Company shall contain such other reasonable terms, conditions, and covenants as the State Properties Commission shall deem to be 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.

871

# **SECTION 126.**

That this resolution does not affect and is not intended to affect any rights, powers, interest, or liability of the Georgia 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.

	16 SR 954/AP
879	SECTION 127.
880	That, given the public purpose of the project, the consideration for such easement shall be
881	\$10.00 and such further consideration and provisions as the State Properties Commission
882	may determine to be in the best interests of the State of Georgia.
883	SECTION 128.
884	That this grant of easement shall be recorded by the grantee in the Superior Court of Ware
885	County and a recorded copy shall promptly be forwarded to the State Properties Commission.
886	SECTION 129.
887	That the authorization in this resolution to grant the above-described easement to Georgia
888	Power Company shall expire three years after the date that this resolution becomes effective.
889	SECTION 130.
890	That the State Properties Commission is authorized and empowered to do all acts and things
891	necessary and proper to effect the grant of the easement area.
892	ARTICLE XI
893	SECTION 131.
894	That the State of Georgia is the owner of the hereinafter described real property lying and
90 <i>5</i>	hains in Danten Cannell Constant Canden Manner Devilding and Whitfield Constinue and

895 being in Bartow, Carroll, Coweta, Gordon, Murray, Paulding, and Whitfield Counties, and 896 that the property is in the custody of the Department of Natural Resources, which by official action dated December 1, 2015, did not object to the granting of this easement and that, in 897 898 all matters relating to the easement, the State of Georgia is acting by and through its State 899 Properties Commission.

900 SECTION 132. 901 That the State of Georgia, acting by and through its State Properties Commission, may grant 902 to Transcontinental Gas Pipe Line Company, LLC (Transco), or its successors and assigns, 903 a nonexclusive easement for the construction, installation, operation, and maintenance of a 904 natural gas pipeline and associated equipment under and over land and navigable waters of 905 the state. The easement area is located in Bartow, Carroll, Coweta, Gordon, Murray, 906 Paulding, and Whitfield Counties and is more particularly described as follows: 907 That approximately 0.69 acres, lying and being in Land Lots 193, 960, and 961, 17th, 3rd, 908 and 4th Districts, 3rd Section, Bartow County; 0.33 acres lying and being in Land Lots 73 909 and 214, 3rd and 4th Districts, Carroll and Coweta Counties; 0.22 acres, lying and being

- 910 in Land Lot 144, 7th District, 3rd Section, Gordon County; 0.26 acres, lying and being in Land Lot 102, 8th District, 3rd Section, Murray County; 1.1 acres, lying and being in Land 911 912 Lots 20 and 21, 13th District, 3rd Section, Murray and Whitfield Counties; and 10.47 acres, 913 lying and being in Land Lots 1, 2, 3, 1010, 1078, 1079, 1080, 1081, 1082, 1083, 1084, 1149, 1150, 1151, 1152, 1153, 1154, 1155, 1222, 1223, 1224, 1225, 1226, 1227, 1294, 914 915 1295, 1296, 1115, 1116, 1117, 1118, 1119, 1120, 1184, 1185, 1186, 1188, 1189, 1190, 1191, 1192, 1193, 1257, 1258, 1259, 1260, 1261, and 1262, 2nd, 3rd, 18th, and 19th 916 Districts, 3rd Section, Paulding County as shown on a Transco survey and being on file in 917 918 the offices of the State Properties Commission,
- and may be more particularly described by a plat of survey prepared by a Georgia registered 919
- land surveyor and presented to the State Properties Commission for approval. 920
- 921 SECTION 133. That the above-described premises shall be used solely for the purpose of constructing, 922
- 923 installing, operating, and maintaining a natural gas pipeline and associated equipment.
- 924 SECTION 134. 925 That Transco shall have the right to remove or cause to be removed from said easement area 926 only such trees and bushes as may be reasonably necessary for the proper construction, 927 installation, operation, and maintenance of said pipeline and associated equipment.
- 928 SECTION 135. 929 That, after Transco has put into use the pipeline and associated equipment this easement is granted for, a subsequent abandonment of the use thereof shall cause a reversion to the State 930 931 of Georgia, or its successors and assigns, of all the rights, title, privileges, powers, and 932 easement granted herein. Upon abandonment, Transco, or its successors and assigns, shall have the option of removing its facilities from the easement area or leaving the same in place, 933 in which event the pipelines and associated equipment shall become the property of the State 934 935 of Georgia, or its successors and assigns.
- 936 **SECTION 136.** 937 That no title shall be conveyed to Transco and, except as herein specifically granted to Transco, all rights, title, and interest in and to said easement area is reserved in the State of 938 Georgia, which may make any use of said easement area not inconsistent with or detrimental 939 940 to the rights, privileges, and interest granted to Transco.

### SECTION 137.

942 That if the State of Georgia, acting by and through its State Properties Commission, 943 determines that any or all of the facilities placed on the easement area should be removed or 944 relocated to an alternate site on state owned land in order to avoid interference with the state's 945 use or intended use of the easement area, it may grant a substantially equivalent nonexclusive 946 easement to allow placement of the removed or relocated facilities across the alternate site 947 under such terms and conditions as the State Properties Commission shall in its discretion 948 determine to be in the best interest of the State of Georgia, and Transco shall remove or 949 relocate its facilities to the alternate easement area at its sole cost and expense without 950 reimbursement from the State of Georgia unless, in advance of any construction being 951 commenced, Transco provides a written estimate for the cost of such removal and relocation 952 and the State Properties Commission determines, in its sole discretion, that the requested 953 removal or relocation is to be for the sole benefit of the State of Georgia. Upon written 954 request from the grantee or any third party, the State Properties Commission, in its sole 955 discretion, may grant a substantially equivalent nonexclusive easement within the property 956 for the relocation of the facilities without cost, expense, or reimbursement from the State of 957 Georgia.

#### 958

#### **SECTION 138.**

959 That the easement granted to Transco shall contain such other reasonable terms, conditions, 960 and covenants as the State Properties Commission shall deem to be in the best interest of the 961 State of Georgia and that the State Properties Commission is authorized to use a more 962 accurate description of the easement area, so long as the description utilized by the State 963 Properties Commission describes the same easement area herein granted.

964

#### SECTION 139.

That this resolution does not affect and is not intended to affect any rights, powers, interest, or liability of the Georgia 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.

	16 SR 954/AP
972	SECTION 140.
973	That the consideration for such easement shall be for fair market value, but not less than
974	\$650.00, and such further consideration and provisions as the State Properties Commission
975	may determine to be in the best interests of the State of Georgia.
976	SECTION 141.
977	That this grant of easement shall be recorded by the grantee in the Superior Courts of
978	Bartow, Carroll, Coweta, Gordon, Murray, Paulding, and Whitfield Counties and a recorded
979	copy shall promptly be forwarded to the State Properties Commission.
980	SECTION 142.
981	That the authorization in this resolution to grant the above-described easement to Transco
982	shall expire three years after the date that this resolution becomes effective.
983	SECTION 143.
984	That the State Properties Commission is authorized and empowered to do all acts and things
985	necessary and proper to effect the grant of the easement area.
986	ARTICLE XII
987	SECTION 144.
988	That this resolution shall become effective as law upon its approval by the Governor or upon
989	its becoming law without such approval.
990	SECTION 145.
991	That all laws and parts of laws in conflict with this resolution are repealed.