

The Senate Committee on State Institutions and Properties offered the following substitute to HR 182:

#### A RESOLUTION

1 Authorizing the granting of non-exclusive easements for the construction, installation,  
 2 operation, and maintenance of facilities, utilities, roads, and ingress and egress in, on, over,  
 3 under, upon, across, or through property owned by the State of Georgia in Barrow, Camden,  
 4 Cobb, Floyd, Forsyth, Hall, Houston, Jeff Davis, Montgomery, Paulding, and White  
 5 Counties; to provide for related matters; to provide for an effective date; to repeal conflicting  
 6 laws; and for other purposes.

7 WHEREAS, the State of Georgia is the owner of certain real property located in Barrow,  
 8 Camden, Cobb, Floyd, Forsyth, Hall, Houston, Jeff Davis, Montgomery, Paulding, and White  
 9 Counties; and

10 WHEREAS, Georgia Power Company, City of Marietta, North Georgia Electric Membership  
 11 Corporation, City of Cumming, City of Gainesville, Flint Electric Membership Corporation,  
 12 Georgia Department of Transportation, and Habersham Electric Membership Corporation  
 13 desire to operate and maintain facilities, utilities, and ingress and egress in, on, over, under,  
 14 upon, across, or through a portion of said property; and

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

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

22

**ARTICLE I**

23

**SECTION 1.**

24 That the State of Georgia is the owner of the hereinafter described real property lying and  
25 being in Barrow County, Georgia, and is commonly known as Fort Yargo State Park, and the  
26 property is in the custody of the Georgia Department of Natural Resources which, by official  
27 action dated June 27, 2018, does not object to the granting of an easement and, in all matters  
28 relating to the easement, the State of Georgia is acting by and through its State Properties  
29 Commission.

30

**SECTION 2.**

31 That the State of Georgia, acting by and through its State Properties Commission, may grant  
32 to Georgia Power Company, or its successors and assigns, a non-exclusive easement to  
33 construct, install, operate, and maintain underground electrical distribution lines and  
34 associated equipment to serve a new visitors center. Said easement area is located in Barrow  
35 County, and is more particularly described as follows:

36 That approximately 1+/- of an acre, lying and being in Barrow County, Georgia, and that  
37 portion only as shown on a drawing furnished by the Georgia Power Company, and being  
38 on file in the offices of the State Properties Commission and may be more particularly  
39 described by a plat of survey prepared by a Georgia registered land surveyor and presented  
40 to the State Properties Commission for approval.

41

**SECTION 3.**

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

45

**SECTION 4.**

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

50

**SECTION 5.**

51 That, after Georgia Power Company has put into use the underground electrical distribution  
52 lines and associated equipment that this easement is granted for, a subsequent abandonment  
53 of the use thereof shall cause a reversion to the State of Georgia, or its successors and

54 assigns, of all the rights, title, privileges, powers, and easement granted herein. Upon  
55 abandonment, Georgia Power Company, or its successors and assigns, shall have the option  
56 of removing their facilities from the easement area or leaving the same in place, in which  
57 event the underground electrical distribution lines and associated equipment shall become  
58 the property of the State of Georgia, or its successors and assigns.

59 **SECTION 6.**

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

65 **SECTION 7.**

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

82 **SECTION 8.**

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

88

**SECTION 9.**

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

96

**SECTION 10.**

97 That, given the public purpose of this project, the consideration for such easement shall be  
98 \$10.00 and such further consideration and provisions as the State Properties Commission  
99 may determine to be in the best interest of the State of Georgia.

100

**SECTION 11.**

101 That this grant of easement shall be recorded by Georgia Power Company in the Superior  
102 Court of Barrow County and a recorded copy shall be promptly forwarded to the State  
103 Properties Commission.

104

**SECTION 12.**

105 That the authorization in this resolution to grant the above-described easement to Georgia  
106 Power Company shall expire three years after the date that this resolution becomes effective.

107

**SECTION 13.**

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

110

**ARTICLE II**

111

**SECTION 14.**

112 That the State of Georgia is the owner of the hereinafter described real property lying and  
113 being in the 1606th G.M.D, Camden County, Georgia, and is commonly known as the  
114 Camden County Campus of Coastal Pines Technical College, and the property is in the  
115 custody of the Technical College System of Georgia which, by official action dated  
116 October 30, 2018, does not object to the granting of an easement and, in all matters relating  
117 to the easement, the State of Georgia is acting by and through its State Properties  
118 Commission.

119

**SECTION 15.**

120 That the State of Georgia, acting by and through its State Properties Commission, may grant  
121 to Georgia Power Company, or its successors and assigns, a non-exclusive easement to  
122 construct, install, operate, and maintain underground and overhead electrical distribution  
123 lines to serve the classroom and library building, project TCSG-265. Said easement area is  
124 located in Camden County, and is more particularly described as follows:

125 That approximately 1.56 acres, lying and being in the 1606th G.M.D, Camden County,  
126 Georgia, and that portion only as shown on a drawing furnished by Georgia Power  
127 Company, and being on file in the offices of the State Properties Commission and may be  
128 more particularly described by a plat of survey prepared by a Georgia registered land  
129 surveyor and presented to the State Properties Commission for approval.

130

**SECTION 16.**

131 That the above-described easement area shall be used solely for the purpose of constructing,  
132 installing, operating, and maintaining underground and overhead electrical distribution lines.

133

**SECTION 17.**

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

138

**SECTION 18.**

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

147

**SECTION 19.**

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

151 inconsistent with or detrimental to the rights, privileges, and interest granted to Georgia  
152 Power Company.

153

**SECTION 20.**

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

170

**SECTION 21.**

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

176

**SECTION 22.**

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

184

**SECTION 23.**

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

188

**SECTION 24.**

189 That this grant of easement shall be recorded by Georgia Power Company in the Superior  
190 Court of Camden County and a recorded copy shall be promptly forwarded to the State  
191 Properties Commission.

192

**SECTION 25.**

193 That the authorization in this resolution to grant the above-described easement to Georgia  
194 Power Company shall expire three years after the date that this resolution becomes effective.

195

**SECTION 26.**

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

198

**ARTICLE III**

199

**SECTION 27.**

200 That the State of Georgia is the owner of the hereinafter described real property lying and  
201 being in Land Lot 287 of the 17th District, 2nd section of Cobb County, Georgia, and is  
202 commonly known as Western and Atlantic Railroad, and the property is in the custody of the  
203 State Properties Commission which does not object to the granting of an easement and, in  
204 all matters relating to the easement, the State of Georgia is acting by and through its State  
205 Properties Commission.

206

**SECTION 28.**

207 That the State of Georgia, acting by and through its State Properties Commission, may grant  
208 to the City of Marietta, or its successors and assigns, a non-exclusive easement to construct,  
209 install, operate, and maintain a pedestrian trail crossing, Chattahoochee River (KMCR) Trail  
210 (P.I. 0010705), over the Western and Atlantic Railroad. Said easement area is located in  
211 Cobb County, and is more particularly described as follows:

212 That approximately 0.0157 of an acre being a portion of property lying and being in Land  
213 Lot 287 of the 17th District, 2nd section of Cobb County, Georgia, and that portion shown  
214 on a survey furnished by the City of Marietta, Department of Public Works, and being on

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

218 **SECTION 29.**

219 That the above-described easement area shall be used solely for the purpose of constructing,  
220 installing, operating, and maintaining a pedestrian trail crossing.

221 **SECTION 30.**

222 That the City of Marietta shall have the right to remove or cause to be removed from said  
223 easement area only such trees and bushes as may be reasonably necessary for the proper  
224 construction, installation, operation, and maintenance of said pedestrian trail crossing.

225 **SECTION 31.**

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

233 **SECTION 32.**

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

239 **SECTION 33.**

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



247 Marietta shall remove or relocate its facilities to the alternate easement area at its sole cost  
248 and expense without reimbursement by the State of Georgia unless, in advance of any  
249 construction being commenced, the City of Marietta provides a written estimate for the cost  
250 of such removal and relocation and the State Properties Commission determines, in its sole  
251 discretion, that the removal and relocation is for the sole benefit of the State of Georgia.  
252 Upon written request from the City of Marietta or any third party, the State Properties  
253 Commission, in its sole discretion, may grant a substantially equivalent non-exclusive  
254 easement within the property for the relocation of the facilities without cost, expense, or  
255 reimbursement from the State of Georgia.

256 **SECTION 34.**

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

262 **SECTION 35.**

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

270 **SECTION 36.**

271 That the consideration for such easement shall be \$1,879.00 and such further consideration  
272 and provisions as the State Properties Commission may determine to be in the best interest  
273 of the State of Georgia.

274 **SECTION 37.**

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

278

**SECTION 38.**

279 That the authorization in this resolution to grant the above-described easement to the City of  
280 Marietta shall expire three years after the date that this resolution becomes effective.

281

**SECTION 39.**

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

284

**ARTICLE IV**

285

**SECTION 40.**

286 That the State of Georgia is the owner of the hereinafter described real property lying and  
287 being in Land Lots 47, 73, and 74, 24th District, 3rd Section, Floyd County, Georgia,  
288 containing 337.18 acres and is commonly known as Arrowhead Wildlife Management Area,  
289 and the property is in the custody of the Georgia Department of Natural Resources which,  
290 by official action dated February 28, 2018, does not object to the granting of an easement  
291 and, in all matters relating to the easement, the State of Georgia is acting by and through its  
292 State Properties Commission.

293

**SECTION 41.**

294 That the State of Georgia, acting by and through its State Properties Commission, may grant  
295 to North Georgia Electric Membership Corporation, or its successors and assigns, a  
296 non-exclusive easement to construct, install, operate, and maintain the underground  
297 distribution lines and underground electrical equipment to serve the new Department  
298 Region 1 Game Management and Fisheries Office buildings located on the property. Said  
299 easement area is located in Floyd County, and is more particularly described as follows:

300 That approximately 0.08 +/- of an acre being a portion of that land lying and being in Land  
301 Lots 47, 73, and 74, 24th District, 3rd Section, Floyd County, Georgia containing 337.18  
302 acres, and that portion only as shown on a drawing furnished by North Georgia Electric  
303 Membership Corporation, and being on file in the offices of the State Properties  
304 Commission and may be more particularly described by a plat of survey prepared by a  
305 Georgia registered land surveyor and presented to the State Properties Commission for  
306 approval.

307

**SECTION 42.**

308 That the above-described easement area shall be used solely for the purpose of constructing,  
309 installing, operating, and maintaining underground distribution lines and underground  
310 electrical equipment.

311

**SECTION 43.**

312 That North Georgia Electric Membership Corporation shall have the right to remove or cause  
313 to be removed from said easement area only such trees and bushes as may be reasonably  
314 necessary for the proper construction, installation, operation, and maintenance of said  
315 underground distribution lines and underground electrical equipment.

316

**SECTION 44.**

317 That, after North Georgia Electric Membership Corporation has put into use the underground  
318 distribution lines and underground electrical equipment this easement is granted for, a  
319 subsequent abandonment of the use thereof shall cause a reversion to the State of Georgia,  
320 or its successors and assigns, of all the rights, title, privileges, powers, and easement granted  
321 herein. Upon abandonment, North Georgia Electric Membership Corporation, or its  
322 successors and assigns, shall have the option of removing their facilities from the easement  
323 area or leaving the same in place, in which event the underground distribution lines and  
324 underground electrical equipment shall become the property of the State of Georgia, or its  
325 successors and assigns.

326

**SECTION 45.**

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

332

**SECTION 46.**

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

340 Electric Membership Corporation shall remove or relocate its facilities to the alternate  
341 easement area at its sole cost and expense without reimbursement by the State of Georgia  
342 unless, in advance of any construction being commenced, North Georgia Electric  
343 Membership Corporation provides a written estimate for the cost of such removal and  
344 relocation and the State Properties Commission determines, in its sole discretion, that the  
345 removal and relocation is for the sole benefit of the State of Georgia. Upon written request  
346 from North Georgia Electric Membership Corporation or any third party, the State Properties  
347 Commission, in its sole discretion, may grant a substantially equivalent non-exclusive  
348 easement within the property for the relocation of the facilities without cost, expense, or  
349 reimbursement from the State of Georgia.

350

**SECTION 47.**

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

357

**SECTION 48.**

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

365

**SECTION 49.**

366 That, given the public purpose of the project, the consideration for such easement shall be  
367 \$10.00 and such further consideration and provisions as the State Properties Commission  
368 may determine to be in the best interest of the State of Georgia.

369

**SECTION 50.**

370 That this grant of easement shall be recorded by North Georgia Electric Membership  
371 Corporation in the Superior Court of Floyd County and a recorded copy shall be promptly  
372 forwarded to the State Properties Commission.

373

**SECTION 51.**

374 That the authorization in this resolution to grant the above-described easement to North  
375 Georgia Electric Membership Corporation shall expire three years after the date that this  
376 resolution becomes effective.

377

**SECTION 52.**

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

380

**ARTICLE V**

381

**SECTION 53.**

382 That the State of Georgia is the owner of the hereinafter described real property lying and  
383 being in Land Lot 226, 2nd District, 1st Section, Forsyth County, Georgia, and is commonly  
384 known as Forsyth County Park and Ride, and the property is in the custody of the State Road  
385 and Tollway Authority which, by official action dated February 15, 2019, does not object to  
386 the granting of an easement and, in all matters relating to the easement, the State of Georgia  
387 is acting by and through its State Properties Commission.

388

**SECTION 54.**

389 That the State of Georgia, acting by and through its State Properties Commission, may grant  
390 to the City of Cumming, or its successors and assigns, a non-exclusive easement to construct,  
391 install, operate, and maintain underground water utilities, fire hydrants, and associated  
392 equipment to serve Forsyth County Park and Ride. Said easement area is located in Forsyth  
393 County, and is more particularly described as follows:

394 That approximately 0.07 of an acre, lying and being in Land Lot 226, 2nd District, 1st  
395 Section, Forsyth County, Georgia, and that portion only as shown on a drawing furnished  
396 by the City of Cumming, and being on file in the offices of the State Properties  
397 Commission and may be more particularly described by a plat of survey prepared by a  
398 Georgia registered land surveyor and presented to the State Properties Commission for  
399 approval.

400

**SECTION 55.**

401 That the above-described easement area shall be used solely for the purpose of constructing,  
402 installing, operating, and maintaining underground water utilities, fire hydrants, and  
403 associated equipment.

404

**SECTION 56.**

405 That the City of Cumming shall have the right to remove or cause to be removed from said  
406 easement area only such trees and bushes as may be reasonably necessary for the proper  
407 construction, installation, operation, and maintenance of underground water utilities, fire  
408 hydrants, and associated equipment.

409

**SECTION 57.**

410 That, after the City of Cumming has put into use the underground water utilities, fire  
411 hydrants, and associated equipment this easement is granted for, a subsequent abandonment  
412 of the use thereof shall cause a reversion to the State of Georgia, or its successors and  
413 assigns, of all the rights, title, privileges, powers, and easement granted herein. Upon  
414 abandonment, the City of Cumming, or its successors and assigns, shall have the option of  
415 removing their facilities from the easement area or leaving the same in place, in which event  
416 the underground water utilities, fire hydrants, and associated equipment shall become the  
417 property of the State of Georgia, or its successors and assigns.

418

**SECTION 58.**

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

424

**SECTION 59.**

425 That if the State of Georgia, acting by and through its State Properties Commission,  
426 determines that any or all of the facilities placed on the easement area should be removed or  
427 relocated to an alternate site on state-owned land in order to avoid interference with the  
428 state's use or intended use of the easement area, it may grant a substantially equivalent  
429 non-exclusive easement to allow placement of the removed or relocated facilities across the  
430 alternate site under such terms and conditions as the State Properties Commission shall in its  
431 discretion determine to be in the best interests of the State of Georgia, and the City of  
432 Cumming shall remove or relocate its facilities to the alternate easement area at its sole cost  
433 and expense without reimbursement by the State of Georgia unless, in advance of any  
434 construction being commenced, the City of Cumming provides a written estimate for the cost  
435 of such removal and relocation and the State Properties Commission determines, in its sole  
436 discretion, that the removal and relocation is for the sole benefit of the State of Georgia.  
437 Upon written request from the City of Cumming or any third party, the State Properties

438 Commission, in its sole discretion, may grant a substantially equivalent non-exclusive  
439 easement within the property for the relocation of the facilities without cost, expense, or  
440 reimbursement from the State of Georgia.

441 **SECTION 60.**

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

447 **SECTION 61.**

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

455 **SECTION 62.**

456 That, given the public purpose of the project, the consideration for such easement shall be  
457 \$10.00 and such further consideration and provisions as the State Properties Commission  
458 may determine to be in the best interest of the State of Georgia.

459 **SECTION 63.**

460 That this grant of easement shall be recorded by the City of Cumming in the Superior Court  
461 of Forsyth County and a recorded copy shall be promptly forwarded to the State Properties  
462 Commission.

463 **SECTION 64.**

464 That the authorization in this resolution to grant the above-described easement to the City of  
465 Cumming shall expire three years after the date that this resolution becomes effective.

466 **SECTION 65.**

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

469

**ARTICLE VI**

470

**SECTION 66.**

471 That the State of Georgia is the owner of the hereinafter described real property lying and  
472 being in Land Lot 159, 10th Land District, City of Gainesville, Hall County, Georgia, and  
473 is commonly known as Don Carter State Park - Lake Lanier Parcel and the property is in the  
474 custody of the Georgia Department of Natural Resources which, by official action dated  
475 February 19, 2019, does not object to the granting of an easement and, in all matters relating  
476 to the easement, the State of Georgia is acting by and through its State Properties  
477 Commission.

478

**SECTION 67.**

479 That the State of Georgia, acting by and through its State Properties Commission, may grant  
480 to the City of Gainesville, or its successors and assigns, a non-exclusive easement to  
481 construct, install, operate, and maintain an access for ingress and egress and parking over  
482 approximately 1.32 acres to enhance the park's recreation purpose. Said easement area is  
483 located in Hall County, and is more particularly described as follows:

484 That approximately 1.32 acres, lying and being in Land Lot 159, 10th Land District, City  
485 of Gainesville, Hall County, Georgia, and that portion only as shown on a drawing  
486 furnished by City of Gainesville, and being on file in the offices of the State Properties  
487 Commission and may be more particularly described by a plat of survey prepared by a  
488 Georgia registered land surveyor and presented to the State Properties Commission for  
489 approval.

490

**SECTION 68.**

491 That the above-described easement area shall be used solely for the purpose of constructing,  
492 installing, operating, and maintaining an access for ingress and egress and parking.

493

**SECTION 69.**

494 That the City of Gainesville shall have the right to remove or cause to be removed from said  
495 easement area only such trees and bushes as may be reasonably necessary for the proper  
496 construction, installation, operation, and maintenance of an access for ingress and egress and  
497 parking.

498

**SECTION 70.**

499 That, after the City of Gainesville has put into use the access for ingress and egress and  
500 parking this easement is granted for, a subsequent abandonment of the use thereof shall cause



501 a reversion to the State of Georgia, or its successors and assigns, of all the rights, title,  
502 privileges, powers, and easement granted herein. Upon abandonment, the City of  
503 Gainesville, or its successors and assigns, shall have the option of removing their facilities  
504 from the easement area or leaving the same in place, in which event the access and parking  
505 shall become the property of the State of Georgia, or its successors and assigns.

506 **SECTION 71.**

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

512 **SECTION 72.**

513 That if the State of Georgia, acting by and through its State Properties Commission,  
514 determines that any or all of the facilities placed on the easement area should be removed or  
515 relocated to an alternate site on state-owned land in order to avoid interference with the  
516 state's use or intended use of the easement area, it may grant a substantially equivalent  
517 non-exclusive easement to allow placement of the removed or relocated facilities across the  
518 alternate site under such terms and conditions as the State Properties Commission shall in its  
519 discretion determine to be in the best interests of the State of Georgia, and the City of  
520 Gainesville shall remove or relocate its facilities to the alternate easement area at its sole cost  
521 and expense without reimbursement by the State of Georgia unless, in advance of any  
522 construction being commenced, the City of Gainesville provides a written estimate for the  
523 cost of such removal and relocation and the State Properties Commission determines, in its  
524 sole discretion, that the removal and relocation is for the sole benefit of the State of Georgia.  
525 Upon written request from the City of Gainesville or any third party, the State Properties  
526 Commission, in its sole discretion, may grant a substantially equivalent non-exclusive  
527 easement within the property for the relocation of the facilities without cost, expense, or  
528 reimbursement from the State of Georgia.

529 **SECTION 73.**

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

535

**SECTION 74.**

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

543

**SECTION 75.**

544 That, given the public purpose of the project, the consideration for such easement shall be  
545 \$10.00 and such further consideration and provisions as the State Properties Commission  
546 may determine to be in the best interest of the State of Georgia.

547

**SECTION 76.**

548 That this grant of easement shall be recorded by the City of Gainesville in the Superior Court  
549 of Hall County and a recorded copy shall be promptly forwarded to the State Properties  
550 Commission.

551

**SECTION 77.**

552 That the authorization in this resolution to grant the above-described easement to the City of  
553 Gainesville shall expire three years after the date that this resolution becomes effective.

554

**SECTION 78.**

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

557

**ARTICLE VII**

558

**SECTION 79.**

559 That the State of Georgia is the owner of the hereinafter described real property lying and  
560 being in Land Lot 81, 14th District, Houston County, Georgia, commonly known as the Flat  
561 Creek Public Fishing Area, and the property is in the custody of the Georgia Department of  
562 Natural Resources which, by official action dated April 25, 2018, does not object to the  
563 granting of an easement and, in all matters relating to the easement, the State of Georgia is  
564 acting by and through its State Properties Commission.

565

**SECTION 80.**

566 That the State of Georgia, acting by and through its State Properties Commission, may grant  
567 to Flint Electric Membership Corporation, or its successors and assigns, a non-exclusive  
568 easement to construct, install, operate, and maintain underground electrical equipment and  
569 lighting poles for public purpose use. Said easement area is located in Houston County, and  
570 is more particularly described as follows:

571 That approximately 0.449 of an acre, lying and being in Land Lot 81, 14th District,  
572 Houston County, Georgia, and that portion only as shown on a survey furnished by Flint  
573 Electric Membership Corporation, and being on file in the offices of the State Properties  
574 Commission and may be more particularly described by a plat of survey prepared by a  
575 Georgia registered land surveyor and presented to the State Properties Commission for  
576 approval.

577

**SECTION 81.**

578 That the above-described easement area shall be used solely for the purpose of constructing,  
579 installing, operating, and maintaining underground electrical equipment and lighting poles.

580

**SECTION 82.**

581 That Flint Electric Membership Corporation shall have the right to remove or cause to be  
582 removed from said easement area only such trees and bushes as may be reasonably necessary  
583 for the proper construction, installation, operation, and maintenance of underground  
584 electrical equipment and lighting poles.

585

**SECTION 83.**

586 That, after Flint Electric Membership Corporation has put into use the underground electrical  
587 equipment and lighting poles this easement is granted for, a subsequent abandonment of the  
588 use thereof shall cause a reversion to the State of Georgia, or its successors and assigns, of  
589 all the rights, title, privileges, powers, and easement granted herein. Upon abandonment,  
590 Flint Electric Membership Corporation, or its successors and assigns, shall have the option  
591 of removing their facilities from the easement area or leaving the same in place, in which  
592 event the underground electrical equipment and lighting poles shall become the property of  
593 the State of Georgia, or its successors and assigns.

594

**SECTION 84.**

595 That no title shall be conveyed to Flint Electric Membership Corporation and, except as  
596 herein specifically granted to Flint Electric Membership Corporation, all rights, title, and  
597 interest in and to said easement area is reserved in the State of Georgia, which may make any

598 use of said easement area not inconsistent with or detrimental to the rights, privileges, and  
599 interest granted to Flint Electric Membership Corporation

600

**SECTION 85.**

601 That if the State of Georgia, acting by and through its State Properties Commission,  
602 determines that any or all of the facilities placed on the easement area should be removed or  
603 relocated to an alternate site on state-owned land in order to avoid interference with the  
604 state's use or intended use of the easement area, it may grant a substantially equivalent  
605 non-exclusive easement to allow placement of the removed or relocated facilities across the  
606 alternate site under such terms and conditions as the State Properties Commission shall in its  
607 discretion determine to be in the best interests of the State of Georgia, and Flint Electric  
608 Membership Corporation, shall remove or relocate its facilities to the alternate easement area  
609 at its sole cost and expense without reimbursement by the State of Georgia unless, in advance  
610 of any construction being commenced, Flint Electric Membership Corporation, provides a  
611 written estimate for the cost of such removal and relocation and the State Properties  
612 Commission determines, in its sole discretion, that the removal and relocation is for the sole  
613 benefit of the State of Georgia. Upon written request from Flint Electric Membership  
614 Corporation, or any third party, the State Properties Commission, in its sole discretion, may  
615 grant a substantially equivalent non-exclusive easement within the property for the relocation  
616 of the facilities without cost, expense, or reimbursement from the State of Georgia.

617

**SECTION 86.**

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

623

**SECTION 87.**

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

631 **SECTION 88.**

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

635 **SECTION 89.**

636 That this grant of easement shall be recorded by Flint Electric Membership Corporation in  
637 the Superior Court of Houston County and a recorded copy shall be promptly forwarded to  
638 the State Properties Commission.

639 **SECTION 90.**

640 That the authorization in this resolution to grant the above-described easement to Flint  
641 Electric Membership Corporation shall expire three years after the date that this resolution  
642 becomes effective.

643 **SECTION 91.**

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

646 **ARTICLE VIII**

647 **SECTION 92.**

648 That the State of Georgia is the owner of the hereinafter described real property lying and  
649 being in Land Lots 637 and 638, 2nd District of Jeff Davis County, and 1810 G.M.D. of  
650 Montgomery County, Georgia, and is commonly known as the Altamaha River and the  
651 Bullard Creek Wildlife Management Area, and the property is in the custody of the Georgia  
652 Department of Natural Resources which, by official action dated December 5, 2018, does not  
653 object to the granting of an easement and, in all matters relating to the easement, the State  
654 of Georgia is acting by and through its State Properties Commission.

655 **SECTION 93.**

656 That the State of Georgia, acting by and through its State Properties Commission, may grant  
657 to the Georgia Department of Transportation, or its successors and assigns, a non-exclusive  
658 easement to construct, install, operate, and maintain a road and bridge across the Altamaha  
659 River as part of a road widening project along SR 135/US 221 (PI No. 0007037), near the  
660 Bullard Creek Wildlife Management Area. Said easement area is located in Jeff Davis and  
661 Montgomery Counties, and is more particularly described as follows:

662 That approximately 3.551 acres lying and being in Land Lots 637 and 638, 2nd District of  
663 Jeff Davis County, and 1810 G.M.D. of Montgomery County, Georgia, and that portion  
664 only as shown on a drawing furnished by the Georgia Department of Transportation, and  
665 being on file in the offices of the State Properties Commission and may be more  
666 particularly described by a plat of survey prepared by a Georgia registered land surveyor  
667 and presented to the State Properties Commission for approval.

668 **SECTION 94.**

669 That the above-described easement area shall be used solely for the purpose of constructing,  
670 installing, operating, and maintaining a road and bridge across the Altamaha River as part  
671 of a road widening project along SR 135/US 221.

672 **SECTION 95.**

673 That the Georgia Department of Transportation shall have the right to remove or cause to be  
674 removed from said easement area only such trees and bushes as may be reasonably necessary  
675 for the proper construction, installation, operation, and maintenance of the road and bridge  
676 across the Altamaha River as part of a road widening project along SR 135/US 221.

677 **SECTION 96.**

678 That, after the Georgia Department of Transportation has put into use the road and bridge  
679 across the Altamaha River this easement is granted for, a subsequent abandonment of the use  
680 thereof shall cause a reversion to the State of Georgia, or its successors and assigns, of all the  
681 rights, title, privileges, powers, and easement granted herein. Upon abandonment, the  
682 Georgia Department of Transportation, or its successors and assigns, shall have the option  
683 of removing their facilities from the easement area or leaving the same in place, in which  
684 event the bridge across the Altamaha River shall become the property of the State of Georgia,  
685 or its successors and assigns.

686 **SECTION 97.**

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

692

**SECTION 98.**

693 That if the State of Georgia, acting by and through its State Properties Commission,  
694 determines that any or all of the facilities placed on the easement area should be removed or  
695 relocated to an alternate site on state-owned land in order to avoid interference with the  
696 state's use or intended use of the easement area, it may grant a substantially equivalent  
697 non-exclusive easement to allow placement of the removed or relocated facilities across the  
698 alternate site under such terms and conditions as the State Properties Commission shall in its  
699 discretion determine to be in the best interests of the State of Georgia, and the Georgia  
700 Department of Transportation shall remove or relocate its facilities to the alternate easement  
701 area at its sole cost and expense without reimbursement by the State of Georgia unless, in  
702 advance of any construction being commenced, the Georgia Department of Transportation  
703 provides a written estimate for the cost of such removal and relocation and the State  
704 Properties Commission determines, in its sole discretion, that the removal and relocation is  
705 for the sole benefit of the State of Georgia. Upon written request from the Georgia  
706 Department of Transportation or any third party, the State Properties Commission, in its sole  
707 discretion, may grant a substantially equivalent non-exclusive easement within the property  
708 for the relocation of the facilities without cost, expense, or reimbursement from the State of  
709 Georgia.

710

**SECTION 99.**

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

716

**SECTION 100.**

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

724 **SECTION 101.**

725 That, given the public purpose of the project, the consideration for such easement shall be  
726 \$10.00 and such further consideration and provisions as the State Properties Commission  
727 may determine to be in the best interest of the State of Georgia.

728 **SECTION 102.**

729 That this grant of easement shall be recorded by the Georgia Department of Transportation  
730 in the Superior Courts of Jeff Davis and Montgomery Counties and a recorded copy shall be  
731 promptly forwarded to the State Properties Commission.

732 **SECTION 103.**

733 That the authorization in this resolution to grant the above-described easement to the Georgia  
734 Department of Transportation shall expire three years after the date that this resolution  
735 becomes effective.

736 **SECTION 104.**

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

739 **ARTICLE IX**

740 **SECTION 105.**

741 That the State of Georgia is the owner of the hereinafter described real property lying and  
742 being in Land Lots 376, 377, 416, and 417, 2nd District, Paulding County, Georgia, and is  
743 commonly known as Chattahoochee Technical College, Paulding County Campus, and the  
744 property is in the custody of the Technical College System of Georgia which, by official  
745 action dated February 7, 2019, does not object to the granting of an easement and, in all  
746 matters relating to the easement, the State of Georgia is acting by and through its State  
747 Properties Commission.

748 **SECTION 106.**

749 That the State of Georgia, acting by and through its State Properties Commission, may grant  
750 to Georgia Power Company, or its successors and assigns, a non-exclusive easement to  
751 construct, install, operate, and maintain overhead electrical distribution lines across an area  
752 of land not to exceed 1.0 acre on the Paulding County campus of Chattahoochee Technical  
753 College. Said easement area is located in Paulding County, and is more particularly  
754 described as follows:



755 That approximately 1.0 acre, lying and being in Land Lots 376, 377, 416, and 417, 2nd  
756 District, Paulding County, Georgia, and that portion only as shown on a drawing furnished  
757 by Georgia Power Company, and being on file in the offices of the State Properties  
758 Commission and may be more particularly described by a plat of survey prepared by a  
759 Georgia registered land surveyor and presented to the State Properties Commission for  
760 approval.

761 **SECTION 107.**

762 That the above-described easement area shall be used solely for the purpose of constructing,  
763 installing, operating, and maintaining overhead electrical distribution lines.

764 **SECTION 108.**

765 That Georgia Power Company shall have the right to remove or cause to be removed from  
766 said easement area only such trees and bushes as may be reasonably necessary for the proper  
767 construction, installation, operation, and maintenance of overhead electrical distribution  
768 lines.

769 **SECTION 109.**

770 That, after Georgia Power Company has put into use the overhead electrical distribution lines  
771 this easement is granted for, a subsequent abandonment of the use thereof shall cause a  
772 reversion to the State of Georgia, or its successors and assigns, of all the rights, title,  
773 privileges, powers, and easement granted herein. Upon abandonment, Georgia Power  
774 Company, or its successors and assigns, shall have the option of removing their facilities  
775 from the easement area or leaving the same in place, in which event the overhead electrical  
776 distribution lines shall become the property of the State of Georgia, or its successors and  
777 assigns.

778 **SECTION 110.**

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

784 **SECTION 111.**

785 That if the State of Georgia, acting by and through its State Properties Commission,  
786 determines that any or all of the facilities placed on the easement area should be removed or

787 relocated to an alternate site on state-owned land in order to avoid interference with the  
788 state's use or intended use of the easement area, it may grant a substantially equivalent  
789 non-exclusive easement to allow placement of the removed or relocated facilities across the  
790 alternate site under such terms and conditions as the State Properties Commission shall in its  
791 discretion determine to be in the best interests of the State of Georgia, and Georgia Power  
792 Company shall remove or relocate its facilities to the alternate easement area at its sole cost  
793 and expense without reimbursement by the State of Georgia unless, in advance of any  
794 construction being commenced, Georgia Power Company provides a written estimate for the  
795 cost of such removal and relocation and the State Properties Commission determines, in its  
796 sole discretion, that the removal and relocation is for the sole benefit of the State of Georgia.  
797 Upon written request from Georgia Power Company or any third party, the State Properties  
798 Commission, in its sole discretion, may grant a substantially equivalent non-exclusive  
799 easement within the property for the relocation of the facilities without cost, expense, or  
800 reimbursement from the State of Georgia.

801 **SECTION 112.**

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

807 **SECTION 113.**

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

815 **SECTION 114.**

816 That, given the public purpose of the project, the consideration for such easement shall be  
817 \$10.00 and such further consideration and provisions as the State Properties Commission  
818 may determine to be in the best interest of the State of Georgia.

819 **SECTION 115.**

820 That this grant of easement shall be recorded by Georgia Power Company in the Superior  
821 Court of Paulding County and a recorded copy shall be promptly forwarded to the State  
822 Properties Commission.

823 **SECTION 116.**

824 That the authorization in this resolution to grant the above-described easement to Georgia  
825 Power Company shall expire three years after the date that this resolution becomes effective.

826 **SECTION 117.**

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

829 **ARTICLE X**

830 **SECTION 118.**

831 That the State of Georgia is the owner of the hereinafter described real property lying and  
832 being in Land Lots 56 & 73, 3rd Land District, White County, Georgia, and is commonly  
833 known as Hardman Farm Historic Site, and the property is in the custody of the Georgia  
834 Department of Natural Resources which, by official action dated January 27, 2017, does not  
835 object to the granting of an easement and, in all matters relating to the easement, the State  
836 of Georgia is acting by and through its State Properties Commission.

837 **SECTION 119.**

838 That the State of Georgia, acting by and through its State Properties Commission, may grant  
839 to Habersham Electric Membership Corporation, or its successors and assigns, a  
840 non-exclusive easement to construct, install, operate, and maintain underground electrical  
841 equipment and distribution lines for a new entrance sign. Said easement area is located in  
842 White County, and is more particularly described as follows:

843 That approximately 0.3 of an acre being a portion of that property lying and being in Land  
844 Lots 56 & 73, 3rd Land District, White County, Georgia, and that portion only as shown on  
845 a drawing furnished by the Habersham Electric Membership Corporation, and being on file  
846 in the offices of the State Properties Commission and may be more particularly described  
847 by a plat of survey prepared by a Georgia registered land surveyor and presented to the  
848 State Properties Commission for approval.

849 **SECTION 120.**

850 That the above-described easement area shall be used solely for the purpose of construction,  
851 installation, and maintenance of underground electrical equipment and distribution lines.

852 **SECTION 121.**

853 That Habersham Electric Membership Corporation shall have the right to remove or cause  
854 to be removed from said easement area only such trees and bushes as may be reasonably  
855 necessary for construction, installation, and maintenance of underground electrical  
856 equipment and distribution lines.

857 **SECTION 122.**

858 That, after Habersham Electric Membership Corporation has put into use the underground  
859 electrical equipment and distribution lines this easement is granted for, a subsequent  
860 abandonment of the use thereof shall cause a reversion to the State of Georgia, or its  
861 successors and assigns, of all the rights, title, privileges, powers, and easement granted  
862 herein. Upon abandonment, Habersham Electric Membership Corporation, or its successors  
863 and assigns, shall have the option of removing their facilities from the easement area or  
864 leaving the same in place, in which event the said underground electrical equipment and  
865 distribution lines shall become the property of the State of Georgia, or its successors and  
866 assigns.

867 **SECTION 123.**

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

873 **SECTION 124.**

874 That if the State of Georgia, acting by and through its State Properties Commission,  
875 determines that any or all of the facilities placed on the easement area should be removed or  
876 relocated to an alternate site on state-owned land in order to avoid interference with the  
877 state's use or intended use of the easement area, it may grant a substantially equivalent  
878 non-exclusive easement to allow placement of the removed or relocated facilities across the  
879 alternate site under such terms and conditions as the state Properties Commission shall in its  
880 discretion determine to be in the best interests of the State of Georgia, and Habersham  
881 Electric Membership Corporation shall remove or relocate its facilities to the alternate

882 easement area at its sole cost and expense without reimbursement by the State of Georgia  
883 unless, in advance of any construction being commenced, Habersham Electric Membership  
884 Corporation provides a written estimate for the cost of such removal and relocation and the  
885 State Properties Commission determines, in its sole discretion, that the removal and  
886 relocation is for the sole benefit of the State of Georgia. Upon written request from  
887 Habersham Electric Membership Corporation or any third party, the State Properties  
888 Commission, in its sole discretion, may grant a substantially equivalent nonexclusive  
889 easement within the property for the relocation of the facilities without cost, expense, or  
890 reimbursement from the State of Georgia.

891 **SECTION 125.**

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

898 **SECTION 126.**

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

906 **SECTION 127.**

907 That, given the public purpose of the project, the consideration for such easement shall be  
908 \$10.00 and such further consideration and provisions as the State Properties Commission  
909 may determine to be in the best interest of the State of Georgia.

910 **SECTION 128.**

911 That this grant of easement shall be recorded by Habersham Electric Membership  
912 Corporation in the Superior Court of White County and a recorded copy shall be promptly  
913 forwarded to the State Properties Commission.

914 **SECTION 129.**

915 That the authorization in this resolution to grant the above-described easement to Habersham  
916 Electric Membership Corporation shall expire three years after the date that this resolution  
917 becomes effective.

918 **SECTION 130.**

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

921 **ARTICLE XI**922 **SECTION 131.**

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

925 **SECTION 132.**

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