

Senate Resolution 120

By: Senators Thomas of the 2nd, Price of the 56th, Hill of the 4th, Stephens of the 51st,
Brown of the 26th and others

AS PASSED

A RESOLUTION

1 Authorizing the granting of nonexclusive easements for operation and maintenance of
2 facilities, utilities, and ingress and egress, in, on, over, under, upon, across, or through
3 property owned by the State of Georgia in Baldwin, Bibb, Cherokee, Clarke, Crisp, Floyd,
4 Forsyth, Glynn, Habersham, Hall, Jasper, McDuffie, McIntosh, Morgan, Randolph, and
5 Screven Counties, Georgia, and Hamilton County, Tennessee; authorizing the conveyance
6 of certain property located in Colquit County, Paulding County, and White County; to repeal
7 conflicting laws; and for other purposes.

8 WHEREAS, the State of Georgia is the owner of certain real property located in Baldwin,
9 Bibb, Cherokee, Clarke, Crisp, Floyd, Forsyth, Glynn, Habersham, Hall, Jasper, McDuffie,
10 McIntosh, Morgan, Randolph, and Screven Counties, Georgia, and Hamilton County,
11 Tennessee; and

12 WHEREAS, Baldwin County, SED-Gray, LLC, Athens-Clarke County, the City of Cordele,
13 the Atlanta Gas Light Company, Forsyth County, the City of Alto, the City of Gainesville,
14 the Municipal Electric Authority of Georgia, the City of Thomson, Georgia Power Company,
15 Siguard Kviten, the Tennessee Department of Transportation, the Tennessee Valley
16 Authority, the City of Canton, Cherokee County, the City of Cuthbert, and Screven County
17 desire to operate and maintain facilities, utilities, and ingress and egress, in, on, over, under,
18 upon, across, or through a portion of said property; and

19 WHEREAS, these facilities, utilities, and ingress and egress, in, on, over, under, upon,
20 across, or through the above-described state property have been requested and/or approved
21 by the Georgian Forestry Commission, Department of Defense, Department of Natural
22 Resources, Department of Juvenile Justice, Department of Human Resources, Department
23 of Technical and Adult Education, Department of Corrections, Department of Motor
24 Vehicles, and the State Properties Commission with respect to property under the jurisdiction
25 of their respective departments; and

1 WHEREAS:

2 (1) The State of Georgia is the owner of certain parcels of real property located in
3 Colquitt County, Georgia;

4 (2) Said real property is all that tract or parcel of land lying and being in Land Lot 246
5 of the 8th Land District of Colquitt County, Georgia, as shown on a plat of survey entitled
6 "Doc Darbyshire Road Co. Rd. #239" dated May 19, 2002, and prepared by Jerry S.
7 Lindsey, Georgia Registered Land Surveyor #2626 containing 1.31 acres and being on
8 file in the offices of the State Properties Commission, and may be more particularly
9 described on a plat of survey prepared by a Georgia Registered Land Surveyor and
10 presented to the State Properties Commission for approval;

11 (3) Said property is under the custody of the Department of Technical and Adult
12 Education and is a portion of Moultrie Technical College;

13 (4) Colquitt County is desirous of acquiring the above-described property in order to
14 widen and improve Doc Darbyshire Road;

15 (5) The Department of Technical and Adult Education has no objection to the
16 conveyance of the above-described property to Colquitt County for the purpose of
17 making road improvements; and

18 WHEREAS:

19 (1) The State of Georgia is the owner of certain parcels of real property located in
20 Paulding County, Georgia;

21 (2) Said real property is all that tract or parcel of land lying and being in Land Lot 1249
22 of the 3rd Land District 3rd Section of Paulding County, Georgia, as shown on a plat of
23 survey entitled "New Hope First Baptist Church" dated February 26, 2003, and prepared
24 by Cecil R. Kelly, Georgia Registered Land Surveyor #2011 containing 0.402 of one acre
25 and being on file in the offices of the State Properties Commission, and may be more
26 particularly described on a plat of survey prepared by a Georgia Registered Land
27 Surveyor and presented to the State Properties Commission for approval;

28 (3) Said property is under the custody of the Department of Natural Resources and is a
29 portion of the Pickett's Mill State Historic Site, New Hope Marker;

30 (4) New Hope First Baptist Church adjoins the above mentioned historic site and is
31 desirous of acquiring a portion of the site for use as a portion of their parking lot;

32 (5) The Department of Natural Resources has no objection to the conveyance of the
33 above-described property to New Hope First Baptist Church for the above stated purpose;
34 and

1 WHEREAS:

2 (1) The State of Georgia is the owner of certain parcels of real property located in White
3 County, Georgia;

4 (2) Said real property is all that tract or parcel of land lying and being in Land Lot 162
5 of the 3rd Land District of White County, Georgia, as shown on a White County Tax Plat
6 #24 and containing approximately 5 acres and being on file in the offices of the State
7 Properties Commission, and may be more particularly described on a plat of survey
8 prepared by a Georgia Registered Land Surveyor and presented to the State Properties
9 Commission for approval;

10 (3) Said property is under the custody of the Department of Human Resources and is a
11 portion of the White County Outdoor Therapeutic Center;

12 (4) The above-described property is not contiguous to the White County Outdoor
13 Therapeutic Center and is separated by Loudsville Road;

14 (5) The adjoining property owners John Tarpley Head, Jr., and Tim Ravan have
15 expressed an interest in acquiring the above-described property;

16 (6) The Department of Human Resources has no objection to the conveyance of the
17 above-described property.

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

20 **ARTICLE I**

21 **SECTION 1.**

22 That the State of Georgia is the owner of the hereinafter described real property in Baldwin
23 County, and the property is in the custody of the Georgia Forestry Commission, hereinafter
24 referred to as the "easement area" and that, in all matters relating to the easement area, the
25 State of Georgia is acting by and through its State Properties Commission.

26 **SECTION 2.**

27 That the State of Georgia, acting by and through its State Properties Commission, may grant
28 to Baldwin County, or its successors and assigns, a nonexclusive easement for the operation
29 and maintenance of a water line in, on, over, under, upon, across, or through the easement
30 area for the purpose of maintaining, repairing, replacing, inspecting, and operating a water
31 line together with the right of ingress and egress over adjacent land of the State of Georgia
32 as may be reasonably necessary to accomplish the aforesaid purposes. Said easement area

1 is located in the 320th GMD of Baldwin County, Georgia, and is more particularly described
2 as follows:

3 'That portion and that portion only as shown in yellow on a drawing dated December 13,
4 2001, prepared by Ingram & Watkins, LLC Consulting Engineers and on file in the offices
5 of the State Properties Commission,'
6 and may be more particularly described by a plat of survey prepared by a Georgia Registered
7 Land Surveyor and presented to the State Properties Commission for approval.

8 **SECTION 3.**

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

11 **SECTION 4.**

12 That Baldwin County shall have the right to remove or cause to be removed from said
13 easement area only such trees and bushes as may be reasonably necessary for the proper
14 operation and maintenance of said water line.

15 **SECTION 5.**

16 That, after Baldwin County has put into use the water line for which this easement is granted,
17 a subsequent abandonment of the use thereof shall cause a reversion to the State of Georgia,
18 or its successors and assigns, of all the rights, title, privileges, powers, and easement granted
19 herein. Upon abandonment, Baldwin County, or its successors and assigns, shall have the
20 option of removing their facilities from the easement area or leaving the same in place, in
21 which event the utility shall become the property of the State of Georgia, or its successors
22 and assigns.

23 **SECTION 6.**

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

28 **SECTION 7.**

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

1 alternate site, under such terms and conditions as the State Properties Commission shall in
2 its discretion determine to be in the best interests of the State of Georgia, and Baldwin
3 County shall remove or relocate its facilities to the alternate easement area at its sole cost and
4 expense, unless the State Properties Commission determines that the requested removal or
5 relocation is to be for the sole benefit of the State of Georgia and approves payment by the
6 State of Georgia of all or a portion of such actual cost and expense, not to exceed by 20
7 percent the amount of a written estimate provided by Baldwin County. Upon written
8 request, the State Properties Commission, in its sole discretion, may permit the relocation of
9 the facilities to an alternate site on state owned land so long as the removal and relocation
10 is paid by the party or parties requesting such removal and at no cost and expense to the State
11 of Georgia.

12 **SECTION 8.**

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

18 **SECTION 9.**

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

22 **SECTION 10.**

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

25 **SECTION 11.**

26 That the authorization in this resolution to grant the above-described easement to Baldwin
27 County shall expire three years after the date that this resolution becomes effective.

28 **SECTION 11A.**

29 This resolution does not affect and is not intended to affect any right, powers, interest, or
30 liability of the Department of Transportation with respect to the state highway system, or of
31 a county with respect to the county road system or of a municipality with respect to the city
32 street system. The grantee shall obtain any and all other required permits from the

1 appropriate governmental agencies as are necessary for its lawful use of the easement area
 2 or public highway right of way and comply with all applicable state and federal
 3 environmental statutes in its use of the easement areas.

4 **SECTION 12.**

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

7 **ARTICLE II**

8 **SECTION 13.**

9 That the State of Georgia is the owner of the hereinafter described real property in Clarke
 10 County, and the property is in the custody of the Department of Natural Resources,
 11 hereinafter referred to as the "easement area" and that, in all matters relating to the easement
 12 area, the State of Georgia is acting by and through its State Properties Commission.

13 **SECTION 14.**

14 That the State of Georgia, acting by and through its State Properties Commission, may grant
 15 to Athens/Clarke County, or its successors and assigns, a nonexclusive easement for the
 16 operation and maintenance of a sanitary sewer line in, on, over, under, upon, across, or
 17 through the easement area for the purpose of maintaining, repairing, replacing, inspecting,
 18 and operating a sanitary sewer line together with the right of ingress and egress over adjacent
 19 land of the State of Georgia as may be reasonably necessary to accomplish the aforesaid
 20 purposes. Said easement area is located in the 216th GMD of Clarke County, Georgia, and
 21 is more particularly described as follows:

22 'That portion and that portion only as shown in yellow on a plat of survey dated February
 23 3, 1999, prepared by J. R. Holland, Georgia Registered Land Surveyor # 1087 the and on
 24 file in the offices of the State Properties Commission,'
 25 and may be more particularly described by a plat of survey prepared by a Georgia Registered
 26 Land Surveyor and presented to the State Properties Commission for approval.

27 **SECTION 15.**

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

SECTION 16.

That Athens/Clarke County shall have the right to remove or cause to be removed from said easement area only such trees and bushes as may be reasonably necessary for the proper operation and maintenance of said sanitary sewer line.

SECTION 17.

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

SECTION 18.

That no title shall be conveyed to Athens/Clarke County and, except as herein specifically granted to Athens/Clarke County, 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 Athens/Clarke County.

SECTION 19.

That if the State of Georgia, acting by and through its State Properties Commission, determines that any or all of the facilities placed on the easement area should be removed or relocated to an alternate site on state owned land in order to avoid interference with the state's use or intended use of the easement area, it may grant a substantially equivalent nonexclusive easement to allow placement of the removed or relocated facilities across the alternate site, under such terms and conditions as the State Properties Commission shall in its discretion determine to be in the best interests of the State of Georgia, and Athens/Clarke County shall remove or relocate its facilities to the alternate easement area at its sole cost and expense, unless the State Properties Commission determines that the requested removal or relocation is to be for the sole benefit of the State of Georgia and approves payment by the State of Georgia of all or a portion of such actual cost and expense, not to exceed by 20 percent the amount of a written estimate provided by Athens/Clarke County. Upon written request, the State Properties Commission, in its sole discretion, may permit the relocation of the facilities to an alternate site on state owned land so long as the removal and relocation

1 is paid by the party or parties requesting such removal and at no cost and expense to the State
2 of Georgia.

3 **SECTION 20.**

4 That the easement granted to Athens/Clarke County shall contain such other reasonable
5 terms, conditions, and covenants as the State Properties Commission shall deem in the best
6 interest of the State of Georgia and that the State Properties Commission is authorized to use
7 a more accurate description of the easement area, so long as the description utilized by the
8 State Properties Commission describes the same easement area herein granted.

9 **SECTION 21.**

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

13 **SECTION 22.**

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

16 **SECTION 23.**

17 That the authorization in this resolution to grant the above-described easement to
18 Athens/Clarke County shall expire three years after the date that this resolution becomes
19 effective.

20 **SECTION 23A.**

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

28 **SECTION 24.**

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

1 the State of Georgia, or its successors and assigns, of all the rights, title, privileges, powers,
2 and easement granted herein. Upon abandonment, the City of Cordele, or its successors and
3 assigns, shall have the option of removing its facilities from the easement area or leaving the
4 same in place, in which event the facility shall become the property of the State of Georgia
5 or its successors and assigns.

6 **SECTION 30.**

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

12 **SECTION 31.**

13 That if the State of Georgia, acting by and through its State Properties Commission,
14 determines that any or all of the facilities placed on the easement area should be removed or
15 relocated to an alternate site on state owned land in order to avoid interference with the
16 state's use or intended use of the easement area, it may grant a substantially equivalent
17 nonexclusive easement to allow placement of the removed or relocated facilities across the
18 alternate site, under such terms and conditions as the State Properties Commission shall in
19 its discretion determine to be in the best interests of the State of Georgia, and the City of
20 Cordele shall remove or relocate its facilities to the alternate easement area at its sole cost
21 and expense, unless the State Properties Commission determines that the requested removal
22 or relocation is to be for the sole benefit of the State of Georgia and approves payment by the
23 State of Georgia of all or a portion of such actual cost and expense, not to exceed by 20
24 percent the amount of a written estimate provided by the City of Cordele. Upon written
25 request, the State Properties Commission, in its sole discretion, may permit the relocation of
26 the facilities to an alternate site on state owned land so long as the removal and relocation
27 is paid by the party or parties requesting such removal and at no cost and expense to the State
28 of Georgia.

29 **SECTION 32.**

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

SECTION 33.

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

SECTION 34.

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

SECTION 35.

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

SECTION 35A.

This resolution does not affect and is not intended to affect any right, powers, interest, or liability of the Department of Transportation with respect to the state highway system, or 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 areas.

SECTION 36.

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

ARTICLE IV**SECTION 37.**

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

SECTION 38.

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

1 the construction, operation, and maintenance of a natural gas line on, over, under, upon,
2 across, or through the easement area for the purpose of constructing, erecting, installing,
3 maintaining, repairing, replacing, inspecting, and operating a natural gas line together with
4 the right of ingress and egress over adjacent land of the State of Georgia as may be
5 reasonably necessary to accomplish the aforesaid purposes. Said easement area is located
6 in Land Lots 200 of the 23rd Land District of Floyd County, Georgia, and is more
7 particularly described as follows:

8 'That portion and that portion only as shown in yellow on utility plan sheets C10,
9 C11 and C12 entitled "Rome Probation Detention Center" prepared by Rainwater and
10 Associates, dated May 31, 2002 and on file in the offices of the State Properties
11 Commission,'

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

14 **SECTION 39.**

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

18 **SECTION 40.**

19 That Atlanta Gas Light Company shall have the right to remove or cause to be removed from
20 said easement area only such trees and bushes as may be reasonably necessary for the proper
21 construction, operation, and maintenance of said natural gas line.

22 **SECTION 41.**

23 That, after Atlanta Gas Light Company has put into use the natural gas line for which this
24 easement is granted, a subsequent abandonment of the use thereof shall cause a reversion to
25 the State of Georgia, or its successors and assigns, of all the rights, title, privileges, powers,
26 and easement granted herein. Upon abandonment, Atlanta Gas Light Company, or its
27 successors and assigns, shall have the option of removing its facilities from the easement area
28 or leaving the same in place, in which event the facility shall become the property of the
29 State of Georgia or its successors and assigns.

30 **SECTION 42.**

31 That no title shall be conveyed to Atlanta Gas Light Company, and, except as herein
32 specifically granted to Atlanta Gas Light Company, all rights, title, and interest in and to said

1 easement area is reserved in the State of Georgia, which may make any use of said easement
2 area not inconsistent with or detrimental to the rights, privileges, and interest granted to
3 Atlanta Gas Light Company.

4 **SECTION 43.**

5 That if the State of Georgia, acting by and through its State Properties Commission,
6 determines that any or all of the facilities placed on the easement area should be removed or
7 relocated to an alternate site on state owned land in order to avoid interference with the
8 state's use or intended use of the easement area, it may grant a substantially equivalent
9 nonexclusive easement to allow placement of the removed or relocated facilities across the
10 alternate site, under such terms and conditions as the State Properties Commission shall in
11 its discretion determine to be in the best interests of the State of Georgia, and Atlanta Gas
12 Light Company shall remove or relocate its facilities to the alternate easement area at its sole
13 cost and expense, unless the State Properties Commission determines that the requested
14 removal or relocation is to be for the sole benefit of the State of Georgia and approves
15 payment by the State of Georgia of all or a portion of such actual cost and expense, not to
16 exceed by 20 percent the amount of a written estimate provided by Atlanta Gas Light
17 Company. Upon written request, the State Properties Commission, in its sole discretion, may
18 permit the relocation of the facilities to an alternate site on state owned land so long as the
19 removal and relocation is paid by the party or parties requesting such removal and at no cost
20 and expense to the State of Georgia.

21 **SECTION 44.**

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

27 **SECTION 45.**

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

31 **SECTION 46.**

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

SECTION 47.

That the authorization in this resolution to grant the above-described easement to Atlanta Gas Light Company shall expire three years after the date that this resolution becomes effective.

SECTION 47A.

This resolution does not affect and is not intended to affect any right, powers, interest, or liability of the Department of Transportation with respect to the state highway system, or 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 areas.

SECTION 48.

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

ARTICLE V**SECTION 49.**

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

SECTION 50.

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

"That portion and that portion only as shown highlighted in yellow on plat of survey entitled "Water Line Easement" prepared by Billy Ray Cheek, Georgia registered

1 Land Surveyor #1615, dated November 7, 2001 and all being on file in the offices of
2 the State Properties Commission,'
3 and may be more particularly described by a plat of survey prepared by a Georgia Registered
4 Land Surveyor and presented to the State Properties Commission for approval.

5 **SECTION 51.**

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

9 **SECTION 52.**

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

13 **SECTION 53.**

14 That, after Forsyth County has put into use the water line for which this easement is granted,
15 a subsequent abandonment of the use thereof shall cause a reversion to the State of Georgia,
16 or its successors and assigns, of all the rights, title, privileges, powers, and easement granted
17 herein. Upon abandonment, Forsyth County, or its successors and assigns, shall have the
18 option of removing its facilities from the easement area or leaving the same in place, in
19 which event the facility shall become the property of the State of Georgia or its successors
20 and assigns.

21 **SECTION 54.**

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

26 **SECTION 55.**

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

1 shall remove or relocate its facilities to the alternate easement area at its sole cost and
2 expense, unless the State Properties Commission determines that the requested removal or
3 relocation is to be for the sole benefit of the State of Georgia and approves payment by the
4 State of Georgia of all or a portion of such actual cost and expense, not to exceed by 20
5 percent the amount of a written estimate provided by Forsyth County. Upon written request,
6 the State Properties Commission, in its sole discretion, may permit the relocation of the
7 facilities to an alternate site on state owned land so long as the removal and relocation is paid
8 by the party or parties requesting such removal and at no cost and expense to the State of
9 Georgia.

10 **SECTION 56.**

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

16 **SECTION 57.**

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

20 **SECTION 58.**

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

23 **SECTION 59.**

24 That the authorization in this resolution to grant the above-described easement to Forsyth
25 County shall expire three years after the date that this resolution becomes effective.

26 **SECTION 59A.**

27 This resolution does not affect and is not intended to affect any right, powers, interest, or
28 liability of the Department of Transportation with respect to the state highway system, or of
29 a county with respect to the county road system or of a municipality with respect to the city
30 street system. The grantee shall obtain any and all other required permits from the
31 appropriate governmental agencies as are necessary for its lawful use of the easement area

1 or public highway right of way and comply with all applicable state and federal
2 environmental statutes in its use of the easement areas.

3 **SECTION 60.**

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

6 **ARTICLE VI**

7 **SECTION 61.**

8 That the State of Georgia is the owner of the hereinafter described real property in
9 Habersham County, and the property is in the custody of the Department of Corrections,
10 hereinafter referred to as the "easement area" and that, in all matters relating to the easement
11 area, the State of Georgia is acting by and through its State Properties Commission.

12 **SECTION 62.**

13 That the State of Georgia, acting by and through its State Properties Commission, may grant
14 to the City of Alto, or its successors and assigns, a nonexclusive easement for the
15 construction, operation, and maintenance of a water well in, on, over, under, upon, across,
16 or through the easement area for the purpose of constructing, erecting, installing,
17 maintaining, repairing, replacing, inspecting, and operating a water well together with the
18 right of ingress and egress over adjacent land of the State of Georgia as may be reasonably
19 necessary to accomplish the aforesaid purposes. Said easement area is located in Land Lot
20 196 of the 10th District of Habersham County, Georgia, and is more particularly described
21 as follows:

22 "That portion and that portion only as shown in yellow on a plat of survey entitled
23 "Survey For the Town of Alto", dated May 13, 2002, prepared by Jeff Weshner,
24 Georgia Registered Land Surveyor #2323 and on file in the offices of the State
25 Properties Commission,'

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

28 **SECTION 63.**

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

SECTION 64.

1
2 That the City of Alto shall have the right to remove or cause to be removed from said
3 easement area only such trees and bushes as may be reasonably necessary for the proper
4 construction, operation, and maintenance of said water well.

SECTION 65.

5
6 That, after the City of Alto has put into use the water well for which this easement is granted,
7 a subsequent abandonment of the use thereof shall cause a reversion to the State of Georgia,
8 or its successors and assigns, of all the rights, title, privileges, powers, and easement granted
9 herein. Upon abandonment, the City of Alto, or its successors and assigns, shall have the
10 option of removing its facilities from the easement area or leaving the same in place, in
11 which event the facility shall become the property of the State of Georgia or its successors
12 and assigns.

SECTION 66.

13
14 That no title shall be conveyed to the City of Alto, and, except as herein specifically granted
15 to the City of Alto, all rights, title, and interest in and to said easement area is reserved in the
16 State of Georgia, which may make any use of said easement area not inconsistent with or
17 detrimental to the rights, privileges, and interest granted to the City of Alto.

SECTION 67.

18
19 That if the State of Georgia, acting by and through its State Properties Commission,
20 determines that any or all of the facilities placed on the easement area should be removed or
21 relocated to an alternate site on state owned land in order to avoid interference with the
22 state's use or intended use of the easement area, it may grant a substantially equivalent
23 nonexclusive easement to allow placement of the removed or relocated facilities across the
24 alternate site, under such terms and conditions as the State Properties Commission shall in
25 its discretion determine to be in the best interests of the State of Georgia, and the City of Alto
26 shall remove or relocate its facilities to the alternate easement area at its sole cost and
27 expense, unless the State Properties Commission determines that the requested removal or
28 relocation is to be for the sole benefit of the State of Georgia and approves payment by the
29 State of Georgia of all or a portion of such actual cost and expense, not to exceed by 20
30 percent the amount of a written estimate provided by the City of Alto. Upon written request,
31 the State Properties Commission, in its sole discretion, may permit the relocation of the
32 facilities to an alternate site on state owned land so long as the removal and relocation is paid
33 by the party or parties requesting such removal and at no cost and expense to the State of
34 Georgia.

SECTION 68.

1
2 That the easement granted to the City of Alto shall contain such other reasonable terms,
3 conditions, and covenants as the State Properties Commission shall deem in the best interest
4 of the State of Georgia and that the State Properties Commission is authorized to use a more
5 accurate description of the easement area, so long as the description utilized by the State
6 Properties Commission describes the same easement area herein granted.

SECTION 69.

7
8 That the consideration for such easement shall be \$10.00 and such further consideration and
9 provisions as the State Properties Commission may determine to be in the best interest of the
10 State of Georgia.

SECTION 70.

11
12 That this grant of easement shall be recorded by the grantee in the Superior Court of
13 Habersham County and a recorded copy shall be forwarded to the State Properties
14 Commission.

SECTION 71.

15
16 That the authorization in this resolution to grant the above-described easement to the City of
17 Alto shall expire three years after the date that this resolution becomes effective.

SECTION 71A.

18
19 This resolution does not affect and is not intended to affect any right, powers, interest, or
20 liability of the Department of Transportation with respect to the state highway system, or of
21 a county with respect to the county road system or of a municipality with respect to the city
22 street system. The grantee shall obtain any and all other required permits from the
23 appropriate governmental agencies as are necessary for its lawful use of the easement area
24 or public highway right of way and comply with all applicable state and federal
25 environmental statutes in its use of the easement areas.

SECTION 72.

26
27 That the State Properties Commission is authorized and empowered to do all acts and things
28 necessary and proper to effect the grant of the easement area.

SECTION 77.

1
2 That, after the City of Gainesville has put into use the sanitary sewer line for which this
3 easement is granted, a subsequent abandonment of the use thereof shall cause a reversion to
4 the State of Georgia, or its successors and assigns, of all the rights, title, privileges, powers,
5 and easement granted herein. Upon abandonment, the City of Gainesville, or its successors
6 and assigns, shall have the option of removing its facilities from the easement area or leaving
7 the same in place, in which event the facility shall become the property of the State of
8 Georgia or its successors and assigns.

SECTION 78.

9
10 That no title shall be conveyed to the City of Gainesville, and, except as herein specifically
11 granted to the City of Gainesville, all rights, title, and interest in and to said easement area
12 is reserved in the State of Georgia, which may make any use of said easement area not
13 inconsistent with or detrimental to the rights, privileges, and interest granted to the City of
14 Gainesville.

SECTION 79.

15
16 That if the State of Georgia, acting by and through its State Properties Commission,
17 determines that any or all of the facilities placed on the easement area should be removed or
18 relocated to an alternate site on state owned land in order to avoid interference with the
19 state's use or intended use of the easement area, it may grant a substantially equivalent
20 nonexclusive easement to allow placement of the removed or relocated facilities across the
21 alternate site, under such terms and conditions as the State Properties Commission shall in
22 its discretion determine to be in the best interests of the State of Georgia, and the city of
23 Gainesville shall remove or relocate its facilities to the alternate easement area at its sole cost
24 and expense, unless the State Properties Commission determines that the requested removal
25 or relocation is to be for the sole benefit of the State of Georgia and approves payment by the
26 State of Georgia of all or a portion of such actual cost and expense, not to exceed by 20
27 percent the amount of a written estimate provided by the City of Gainesville. Upon written
28 request, the State Properties Commission, in its sole discretion, may permit the relocation of
29 the facilities to an alternate site on state owned land so long as the removal and relocation
30 is paid by the party or parties requesting such removal and at no cost and expense to the State
31 of Georgia.

SECTION 80.

32
33 That the easement granted to the City of Gainesville shall contain such other reasonable
34 terms, conditions, and covenants as the State Properties Commission shall deem in the best

1 interest of the State of Georgia and that the State Properties Commission is authorized to use
2 a more accurate description of the easement area, so long as the description utilized by the
3 State Properties Commission describes the same easement area herein granted.

4 **SECTION 81.**

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

8 **SECTION 82.**

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

11 **SECTION 83.**

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

14 **SECTION 84.**

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

17 **SECTION 84A.**

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

25 **ARTICLE VIII**

26 **SECTION 85.**

27 That the State of Georgia is the owner of the hereinafter described real property in Jasper
28 County, and the property is in the custody of the Department of Technical and Adult
29 Education, hereinafter referred to as the "easement area" and that, in all matters relating to

1 the easement area, the State of Georgia is acting by and through its State Properties
2 Commission.

3 **SECTION 86.**

4 That the State of Georgia, acting by and through its State Properties Commission, may grant
5 to the Municipal Electric Authority of Georgia (MEAG), or its successors and assigns, a
6 nonexclusive easement for the construction, operation and maintenance of electrical
7 transmission lines in, on, over, under, upon, across, or through the easement area for the
8 purpose of constructing, erecting, installing, maintaining, repairing, replacing, inspecting,
9 and operating electrical transmission lines together with the right of ingress and egress over
10 adjacent land of the State of Georgia as may be reasonably necessary to accomplish the
11 aforesaid purposes. Said easement area are located in Land Lot 65 of the 16th District of
12 Jasper County, Georgia, and is more particularly described as follows:

13 'That portion and that portion only as shown marked in yellow on a plat of survey
14 entitled "MEAG Power" dated November 14, 2002 and prepared by J. B. Faircloth,
15 Georgia Registered Land Surveyor No. 2120 and being on file in the offices of the
16 State Properties Commission,'

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

19 **SECTION 87.**

20 That the above-described premises shall be used solely for the purpose of planning,
21 constructing, erecting, installing, maintaining, repairing, replacing, inspecting, and operating
22 said electrical transmission lines.

23 **SECTION 88.**

24 That MEAG shall have the right to remove or cause to be removed from said easement area
25 only such trees and bushes as may be reasonably necessary for the proper construction,
26 operation, and maintenance of said electrical transmission lines.

27 **SECTION 89.**

28 That, after MEAG has put into use the electrical transmission lines for which this easement
29 is granted, a subsequent abandonment of the use thereof shall cause a reversion to the State
30 of Georgia, or its successors and assigns, of all the rights, title, privileges, powers, and
31 easement granted herein. Upon abandonment, MEAG, or its successors and assigns, shall
32 have the option of removing its facilities from the easement area or leaving the same in place,

1 in which event the facility shall become the property of the State of Georgia or its successors
2 and assigns.

3 **SECTION 90.**

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

8 **SECTION 91.**

9 That if the State of Georgia, acting by and through its State Properties Commission,
10 determines that any or all of the facilities placed on the easement area should be removed or
11 relocated to an alternate site on state owned land in order to avoid interference with the
12 state's use or intended use of the easement area, it may grant a substantially equivalent
13 nonexclusive easement to allow placement of the removed or relocated facilities across the
14 alternate site, under such terms and conditions as the State Properties Commission shall in
15 its discretion determine to be in the best interests of the State of Georgia, and MEAG shall
16 remove or relocate its facilities to the alternate easement area at its sole cost and expense,
17 unless the State Properties Commission determines that the requested removal or relocation
18 is to be for the sole benefit of the State of Georgia and approves payment by the State of
19 Georgia of all or a portion of such actual cost and expense, not to exceed by 20 percent the
20 amount of a written estimate provided by MEAG. Upon written request, the State Properties
21 Commission, in its sole discretion, may permit the relocation of the facilities to an alternate
22 site on state owned land so long as the removal and relocation is paid by the party or parties
23 requesting such removal and at no cost and expense to the State of Georgia.

24 **SECTION 92.**

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

30 **SECTION 93.**

31 That the consideration for such easement shall be for the fair market value, but not less than
32 \$650.00, and such further consideration and provisions as the State Properties Commission
33 may determine to be in the best interest of the State of Georgia.

1 in the 134th GMD of McDuffie County, Georgia, and is more particularly described as
2 follows:

3 'That portion and that portion only as shown marked in yellow on a plat of survey
4 entitled "City of Thomson at Augusta Technical Institute" dated March 20, 2002
5 prepared by John A. McGill, Georgia Registered Land Surveyor #1753 and being on
6 file in the offices of the State Properties Commission,'
7 and may be more particularly described by a plat of survey prepared by a Georgia Registered
8 Land Surveyor and presented to the State Properties Commission for approval.

9
10 **SECTION 99.**

11 That the above-described premises shall be used solely for the purpose of planning,
12 constructing, erecting, installing, maintaining, repairing, replacing, inspecting, and operating
13 said sanitary sewer lines.

14 **SECTION 100.**

15 That the City of Thomson shall have the right to remove or cause to be removed from said
16 easement area only such trees and bushes as may be reasonably necessary for the proper
17 construction, operation, and maintenance of said sanitary sewer lines.

18 **SECTION 101.**

19 That, the City of Thomson has put into use the sanitary sewer lines for which this easement
20 is granted, a subsequent abandonment of the use thereof shall cause a reversion to the State
21 of Georgia, or its successors and assigns, of all the rights, title, privileges, powers, and
22 easement granted herein. Upon abandonment, the City of Thomson or its successors and
23 assigns, shall have the option of removing its facilities from the easement area or leaving the
24 same in place, in which event the facility shall become the property of the State of Georgia,
25 or its successors and assigns.

26 **SECTION 102.**

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

SECTION 103.

1
2 That if the State of Georgia, acting by and through its State Properties Commission,
3 determines that any or all of the facilities placed on the easement area should be removed or
4 relocated to an alternate site on state owned land in order to avoid interference with the
5 state's use or intended use of the easement area, it may grant a substantially equivalent
6 nonexclusive easement to allow placement of the removed or relocated facilities across the
7 alternate site, under such terms and conditions as the State Properties Commission shall in
8 its discretion determine to be in the best interests of the State of Georgia, and the City of
9 Thomson shall remove or relocate its facilities to the alternate easement area at its sole cost
10 and expense, unless the State Properties Commission determines that the requested removal
11 or relocation is to be for the sole benefit of the State of Georgia and approves payment by the
12 State of Georgia of all or a portion of such actual cost and expense, not to exceed by 20
13 percent the amount of a written estimate provided by the City of Thomson. Upon written
14 request, the State Properties Commission, in its sole discretion, may permit the relocation of
15 the facilities to an alternate site on state owned land so long as the removal and relocation
16 is paid by the party or parties requesting such removal and at no cost and expense to the State
17 of Georgia.

SECTION 104.

18
19 That the easement granted to the City of Thomson shall contain such other reasonable terms,
20 conditions, and covenants as the State Properties Commission shall deem in the best interest
21 of the State of Georgia and that the State Properties Commission is authorized to use a more
22 accurate description of the easement area, so long as the description utilized by the State
23 Properties Commission describes the same easement area herein granted.

SECTION 105.

24
25 That the consideration for such easement shall be \$10.00 and such further consideration and
26 provisions as the State Properties Commission may determine to be in the best interest of the
27 State of Georgia.

SECTION 106.

28
29 That this grant of easement shall be recorded by the grantee in the Superior Court of
30 McDuffie County and a recorded copy shall be forwarded to the State Properties
31 Commission.

SECTION 107.

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

SECTION 107A.

This resolution does not affect and is not intended to affect any right, powers, interest, or liability of the Department of Transportation with respect to the state highway system, or 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 areas.

SECTION 108.

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

ARTICLE X**SECTION 109.**

That the State of Georgia is the owner of the hereinafter described real property in Glynn and McIntosh Counties, Georgia, and the property is in the custody of the Department of Natural Resources, hereinafter referred to as the "easement area" and that, in all matters relating to the easement area, the State of Georgia is acting by and through its State Properties Commission.

SECTION 110.

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 for the construction, operation and maintenance of guy wires and anchors together with the right of ingress and egress over adjacent land of the State of Georgia as may be reasonably necessary to accomplish the aforesaid purposes. Said easement area are located in within the boundary of the Altamaha Wildlife Management in Glynn and McIntosh Counties, Georgia, and are more particularly described as follows:

That portion and that portion only as shown marked in yellow on a drawing marked as Exhibit "A" on the Board of Natural Resources Resolution dated September 25,

1 its discretion determine to be in the best interests of the State of Georgia, and Georgia Power
2 Company shall remove or relocate its facilities to the alternate easement area at its sole cost
3 and expense, unless the State Properties Commission determines that the requested removal
4 or relocation is to be for the sole benefit of the State of Georgia and approves payment by the
5 State of Georgia of all or a portion of such actual cost and expense, not to exceed by 20
6 percent the amount of a written estimate provided by Georgia Power Company. Upon
7 written request, the State Properties Commission, in its sole discretion, may permit the
8 relocation of the facilities to an alternate site on state owned land so long as the removal and
9 relocation is paid by the party or parties requesting such removal and at no cost and expense
10 to the State of Georgia.

11 **SECTION 116.**

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

17 **SECTION 117.**

18 That the consideration for such easement shall be for the fair market value, but not less than
19 \$650.00, and such further consideration and provisions as the State Properties Commission
20 may determine to be in the best interest of the State of Georgia.

21 **SECTION 118.**

22 That this grant of easement shall be recorded by the grantee in the Superior Court of Glynn
23 and McIntosh Counties, and a recorded copy shall be forwarded to the State Properties
24 Commission.

25 **SECTION 119.**

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

28 **SECTION 119A.**

29 This resolution does not affect and is not intended to affect any right, powers, interest, or
30 liability of the Department of Transportation with respect to the state highway system, or of
31 a county with respect to the county road system or of a municipality with respect to the city
32 street system. The grantee shall obtain any and all other required permits from the
33 appropriate governmental agencies as are necessary for its lawful use of the easement area

1 or public highway right of way and comply with all applicable state and federal
2 environmental statutes in its use of the easement areas.

3 **SECTION 120.**

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

6 **ARTICLE XI**

7 **SECTION 121.**

8 That the State of Georgia is the owner of the hereinafter described real property in Morgan
9 County, Georgia, and the property is in the custody of the Department of Natural Resources,
10 hereinafter referred to as the "easement area" and that, in all matters relating to the easement
11 area, the State of Georgia is acting by and through its State Properties Commission.

12 **SECTION 122.**

13 That the State of Georgia, acting by and through its State Properties Commission, may grant
14 to Sigurd Kviten, or its successors and assigns, a nonexclusive easement for the construction,
15 operation, and maintenance of ingress and egress in, on, over, under, upon, across, or through
16 the easement area for the purpose of constructing, installing, maintaining, repairing,
17 replacing, inspecting, and operating ingress and egress together with the right of ingress and
18 egress over adjacent land of the State of Georgia as may be reasonably necessary to
19 accomplish the aforesaid purposes. Said easement area is located within the boundary of
20 Hard Labor Creek State Park in Morgan County, Georgia, and is more particularly described
21 as follows:

22 "That portion and that portion only as shown marked in yellow on a drawing
23 attached as Exhibit "A" to that certain Board of Natural Resources
24 Resolution dated September 25, 2002 listed as Project "Hard Labor Creek
25 State Park" and on file in the offices of the State Properties Commission,'
26 and may be more particularly described by a plat of survey prepared by a Georgia Registered
27 Land Surveyor and presented to the State Properties Commission for approval.

28 **SECTION 123.**

29 That the above-described premises shall be used solely for the purpose of planning,
30 constructing, installing, maintaining, repairing, replacing, inspecting, and operating said
31 ingress and egress.

SECTION 124.

That Sigurd Kviten shall have the right to remove or cause to be removed from said easement area only such trees and bushes as may be reasonably necessary for the proper construction, operation, and maintenance of said ingress and egress.

SECTION 125.

That, after Sigurd Kviten has put into use the ingress and egress for which this easement is granted, a subsequent abandonment of the use thereof shall cause a reversion to the State of Georgia, or its successors and assigns, of all the rights, title, privileges, powers, and easement granted herein. Upon abandonment, Sigurd Kviten, 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 facilities shall become the property of the State of Georgia, or its successors and assigns.

SECTION 126.

That no title shall be conveyed to Sigurd Kviten, and, except as herein specifically granted to Sigurd Kviten, 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 Sigurd Kviten.

SECTION 127.

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

SECTION 128.

1
2 That the easement granted to Sigurd Kviten shall contain such other reasonable terms,
3 conditions, and covenants as the State Properties Commission shall deem in the best interest
4 of the State of Georgia and that the State Properties Commission is authorized to use a more
5 accurate description of the easement area, so long as the description utilized by the State
6 Properties Commission describes the same easement area herein granted.

SECTION 129.

7
8 That the consideration for such easement shall be for the fair market value, but not less than
9 \$650.00 and such further consideration and provisions as the State Properties Commission
10 may determine to be in the best interest of the State of Georgia.

SECTION 130.

11
12 That this grant of easement shall be recorded by the grantee in the Superior Court of Morgan
13 County and a recorded copy shall be forwarded to the State Properties Commission.

SECTION 131.

14
15 That the authorization in this resolution to grant the above-described easement to Sigurd
16 Kviten shall expire three years after the date that this resolution becomes effective.

SECTION 131A.

17
18 This resolution does not affect and is not intended to affect any right, powers, interest, or
19 liability of the Department of Transportation with respect to the state highway system, or of
20 a county with respect to the county road system or of a municipality with respect to the city
21 street system. The grantee shall obtain any and all other required permits from the
22 appropriate governmental agencies as are necessary for its lawful use of the easement area
23 or public highway right of way and comply with all applicable state and federal
24 environmental statutes in its use of the easement areas.

SECTION 132.

25
26 That the State Properties Commission is authorized and empowered to do all acts and things
27 necessary and proper to effect the grant of the easement area.

SECTION 137.

1
2 That no title shall be conveyed to the Tennessee Department of Transportation, and, except
3 as herein specifically granted to the Tennessee Department of Transportation, all rights, title,
4 and interest in and to said easement area is reserved in the State of Georgia which may make
5 any use of said easement area not inconsistent with or detrimental to the rights, privileges,
6 and interest granted to the Tennessee Department of Transportation.

SECTION 138.

7
8 That if the State of Georgia, acting by and through its State Properties Commission,
9 determines that any or all of the facilities placed on the easement area should be removed or
10 relocated to an alternate site on state owned land in order to avoid interference with the
11 state's use or intended use of the easement area, it may grant a substantially equivalent
12 nonexclusive easement to allow placement of the removed or relocated facilities across the
13 alternate site, under such terms and conditions as the State Properties Commission shall in
14 its discretion determine to be in the best interests of the State of Georgia, and the Tennessee
15 Department of Transportation shall remove or relocate its facilities to the alternate easement
16 area at its sole cost and expense, unless the State Properties Commission determines that the
17 requested removal or relocation is to be for the sole benefit of the State of Georgia and
18 approves payment by the State of Georgia of all or a portion of such actual cost and expense,
19 not to exceed by 20 percent the amount of a written estimate provided by the Tennessee
20 Department of Transportation. Upon written request, the State Properties Commission, in
21 its sole discretion, may permit the relocation of the facilities to an alternate site on State
22 owned land so long as the removal and relocation is paid by the party or parties requesting
23 such removal and at no cost and expense to the State of Georgia.

SECTION 139.

24
25 That the easement granted to the Tennessee Department of Transportation shall contain such
26 other reasonable terms, conditions, and covenants as the State Properties Commission shall
27 deem in the best interest of the State of Georgia and that the State Properties Commission is
28 authorized to use a more accurate description of the easement area, so long as the description
29 utilized by the State Properties Commission describes the same easement area herein granted.

SECTION 140.

30
31 That the consideration for such easement shall be for the fair market value, but not less than
32 \$650.00 and such further consideration and provisions as the State Properties Commission
33 may determine to be in the best interest of the State of Georgia.

SECTION 141.

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

SECTION 142.

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

SECTION 142A.

This resolution does not affect and is not intended to affect any right, powers, interest, or liability of the Department of Transportation with respect to the state highway system, or 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 areas.

SECTION 143.

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

ARTICLE XIII**SECTION 144.**

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

SECTION 145.

That the State of Georgia, acting by and through its State Properties Commission, may grant to the Tennessee Valley Authority, or its successors and assigns, a nonexclusive easement for the construction, operation, and maintenance of electrical distribution lines in, on, over, under, upon, across, or through the easement area for the purpose of constructing, installing, maintaining, repairing, replacing, inspecting, and operating electrical distribution lines,

1 together with the right of ingress and egress over adjacent land of the State of Georgia as
2 may be reasonably necessary to accomplish the aforesaid purposes. Said easement areas are
3 located in the First Civil District of Hamilton County, Tennessee, within Western and
4 Atlantic Railroad right of way, and is more particularly described as follows:

5 'That portion and that portion only as shown marked in yellow as shown on Sheet 1A
6 of US-TVA drawing LW_1938, revision 4 prepared for the Tennessee Valley
7 Authority, and on file in the offices of the State Properties Commission,'
8 and may be more particularly described by a plat of survey prepared by a Georgia Registered
9 Land Surveyor and presented to the State Properties Commission for approval.

10 **SECTION 146.**

11 That the above-described premises shall be used solely for the purpose of planning,
12 constructing, installing, maintaining, repairing, replacing, inspecting, and operating said
13 electrical distribution lines.

14 **SECTION 147.**

15 That, after the Tennessee Valley Authority has put into use the electrical distribution lines
16 which this easement is granted, a subsequent abandonment of the use thereof shall cause a
17 reversion to the State of Georgia, or its successors and assigns, of all the rights, title,
18 privileges, powers, and easement granted herein. Upon abandonment, the Tennessee Valley
19 Authority, or its successors and assigns, shall have the option of removing its facilities from
20 the easement area or leaving the same in place, in which event the facility shall become the
21 property of the State of Georgia or its successors and assigns.

22 **SECTION 148.**

23 That no title shall be conveyed to the Tennessee Valley Authority, and, except as herein
24 specifically granted to the Tennessee Valley Authority, all rights, title, and interest in and to
25 said easement area is reserved in the State of Georgia, which may make any use of said
26 easement areas not inconsistent with or detrimental to the rights, privileges, and interest
27 granted to the Tennessee Valley Authority.

28 **SECTION 149.**

29 That if the State of Georgia, acting by and through its State Properties Commission,
30 determines that any or all of the facilities placed on the easement areas should be removed
31 or relocated to an alternate site on state owned land in order to avoid interference with the
32 state's use or intended use of the easement areas, it may grant a substantially equivalent
33 nonexclusive easement to allow placement of the removed or relocated facilities across the

1 alternate sites, under such terms and conditions as the State Properties Commission shall in
2 its discretion determine to be in the best interests of the State of Georgia, and the Tennessee
3 Valley Authority shall remove or relocate its facilities to the alternate easement areas at its
4 sole cost and expense, unless the State Properties Commission determines that the requested
5 removal or relocation is to be for the sole benefit of the State of Georgia and approves
6 payment by the State of Georgia of all or a portion of such actual cost and expense, not to
7 exceed by 20 percent the amount of a written estimate provided by the Tennessee Valley
8 Authority. Upon written request, the State Properties Commission, in its sole discretion, may
9 permit the relocation of the facilities to an alternate site on state owned land so long as the
10 removal and relocation is paid by the party or parties requesting such removal and at no cost
11 and expense to the State of Georgia.

12 **SECTION 150.**

13 That the easement granted to the Tennessee Valley Authority shall contain such other
14 reasonable terms, conditions, and covenants as the State Properties Commission shall deem
15 in the best interest of the State of Georgia and that the State Properties Commission is
16 authorized to use a more accurate description of the easement areas, so long as the
17 description utilized by the State Properties Commission describes the same easement areas
18 herein granted.

19 **SECTION 151.**

20 That the consideration for such easement shall be for the fair market value, but not less than
21 \$650.00 and such further consideration and provisions as the State Properties Commission
22 may determine to be in the best interest of the State of Georgia.

23 **SECTION 152.**

24 That this grant of easement shall be recorded by the grantee in the Superior Court of
25 Hamilton County, Tennessee, and a recorded copy shall be forwarded to the State Properties
26 Commission.

27 **SECTION 153.**

28 That the authorization in this resolution to grant the above-described easement to the
29 Tennessee Valley Authority shall expire three years after the date that this resolution
30 becomes effective.

SECTION 157.

1
2 That the above-described premises shall be used solely for the purpose of planning,
3 constructing, installing, maintaining, repairing, replacing, inspecting, and operating said
4 underground support for a retaining wall.

SECTION 158.

5
6 That, after SED-Gray, LLC has put into use the underground supports for a retaining wall
7 which this easement is granted, a subsequent abandonment of the use thereof shall cause a
8 reversion to the State of Georgia, or its successors and assigns, of all the rights, title,
9 privileges, powers, and easement granted herein. Upon abandonment, SED-Gray, LLC, or
10 its successors and assigns, shall have the option of removing its facilities from the easement
11 area or leaving the same in place, in which event the facility shall become the property of the
12 State of Georgia or its successors and assigns.

SECTION 159.

13
14 That no title shall be conveyed to SED-Gray, LLC, and, except as herein specifically granted
15 to SED-Gray, LLC, all rights, title, and interest in and to said easement area is reserved in
16 the State of Georgia, which may make any use of said easement areas not inconsistent with
17 or detrimental to the rights, privileges, and interest granted to SED-Gray, LLC.

SECTION 160.

18
19 That if the State of Georgia, acting by and through its State Properties Commission,
20 determines that any or all of the facilities placed on the easement areas should be removed
21 or relocated to an alternate site on state owned land in order to avoid interference with the
22 state's use or intended use of the easement areas, it may grant a substantially equivalent
23 nonexclusive easement to allow placement of the removed or relocated facilities across the
24 alternate sites, under such terms and conditions as the State Properties Commission shall in
25 its discretion determine to be in the best interests of the State of Georgia, and SED-Gray,
26 LLC shall remove or relocate its facilities to the alternate easement areas at its sole cost and
27 expense, unless the State Properties Commission determines that the requested removal or
28 relocation is to be for the sole benefit of the State of Georgia and approves payment by the
29 State of Georgia of all or a portion of such actual cost and expense, not to exceed by 20
30 percent the amount of a written estimate provided by SED-Gray, LLC. Upon written request,
31 the State Properties Commission, in its sole discretion, may permit the relocation of the
32 facilities to an alternate site on state owned land so long as the removal and relocation is paid
33 by the party or parties requesting such removal and at no cost and expense to the State of
34 Georgia.

SECTION 161.

1
2 That the easement granted to SED-Gray, LLC shall contain such other reasonable terms,
3 conditions, and covenants as the State Properties Commission shall deem in the best interest
4 of the State of Georgia and that the State Properties Commission is authorized to use a more
5 accurate description of the easement areas, so long as the description utilized by the State
6 Properties Commission describes the same easement areas herein granted.

SECTION 162.

7
8 That the consideration for such easement shall be \$10.00 and such further consideration and
9 provisions as the State Properties Commission may determine to be in the best interest of the
10 State of Georgia.

SECTION 163.

11
12 That this grant of easement shall be recorded by the grantee in the Superior Court of Bibb
13 County and a recorded copy shall be forwarded to the State Properties Commission.

SECTION 164.

14
15 That the authorization in this resolution to grant the above-described easement to SED-Gray,
16 LLC shall expire three years after the date that this resolution becomes effective.

SECTION 164A.

17
18 This resolution does not affect and is not intended to affect any right, powers, interest, or
19 liability of the Department of Transportation with respect to the state highway system, or of
20 a county with respect to the county road system or of a municipality with respect to the city
21 street system. The grantee shall obtain any and all other required permits from the
22 appropriate governmental agencies as are necessary for its lawful use of the easement area
23 or public highway right of way and comply with all applicable state and federal
24 environmental statutes in its use of the easement areas.

SECTION 165.

25
26 That the State Properties Commission is authorized and empowered to do all acts and things
27 necessary and proper to effect the grant of the easement area.

ARTICLE XV

SECTION 166.

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

SECTION 167.

That the State of Georgia, acting by and through its State Properties Commission, may grant to the City of Canton, Cherokee County, or its successors and assigns, a nonexclusive easement for the construction, operation, and maintenance of storm water piping in, on, over, under, upon, across, or through the easement area for the purpose of constructing, installing, maintaining, repairing, replacing, inspecting, and operating storm water piping, together with the right of ingress and egress over adjacent land of the State of Georgia as may be reasonably necessary to accomplish the aforesaid purposes. Said easement area is located in Land Lot 159 of the 14th District, 2nd Section of Cherokee County, and is more particularly described as follows:

'That portion and that portion only as shown highlighted in yellow as drawing provided by the City of Canton, Cherokee County, and on file in the offices of the State Properties Commission and may be more particularly described by a plat of survey prepared by a Georgia Registered Land Surveyor and presented to the State Properties Commission for approval,'

SECTION 168.

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

SECTION 169.

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

SECTION 170.

1
2 That no title shall be conveyed to the City of Canton, Cherokee County, and, except as herein
3 specifically granted to the City of Canton, Cherokee County, all rights, title, and interest in
4 and to said easement area is reserved in the State of Georgia, which may make any use of
5 said easement areas not inconsistent with or detrimental to the rights, privileges, and interest
6 granted to the City of Canton, Cherokee County.

SECTION 171.

7
8 That if the State of Georgia, acting by and through its State Properties Commission,
9 determines that any or all of the facilities placed on the easement areas should be removed
10 or relocated to an alternate site on state owned land in order to avoid interference with the
11 state's use or intended use of the easement areas, it may grant a substantially equivalent
12 nonexclusive easement to allow placement of the removed or relocated facilities across the
13 alternate sites, under such terms and conditions as the State Properties Commission shall in
14 its discretion determine to be in the best interests of the State of Georgia, and the City of
15 Canton, Cherokee County, shall remove or relocate its facilities to the alternate easement
16 areas at its sole cost and expense, unless the State Properties Commission determines that the
17 requested removal or relocation is to be for the sole benefit of the State of Georgia and
18 approves payment by the State of Georgia of all or a portion of such actual cost and expense,
19 not to exceed by 20 percent the amount of a written estimate provided by the City of Canton,
20 Cherokee County. Upon written request, the State Properties Commission, in its sole
21 discretion, may permit the relocation of the facilities to an alternate site on state owned land
22 so long as the removal and relocation is paid by the party or parties requesting such removal
23 and at no cost and expense to the State of Georgia.

SECTION 172.

24
25 That the easement granted to the City of Canton, Cherokee County, shall contain such other
26 reasonable terms, conditions, and covenants as the State Properties Commission shall deem
27 in the best interest of the State of Georgia and that the State Properties Commission is
28 authorized to use more accurate description of the easement areas, so long as the description
29 utilized by the State Properties Commission describes the same easement areas herein
30 granted.

SECTION 173.

31
32 That the consideration for such easement shall be \$10.00 and such further consideration and
33 provisions as the State Properties Commission may determine to be in the best interest of the
34 State of Georgia.

SECTION 174.

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

SECTION 175.

That the authorization in this resolution to grant the above-described easement to the City of Canton, Cherokee County, shall expire three years after the date that this resolution becomes effective.

SECTION 175A.

This resolution does not affect and is not intended to affect any right, powers, interest, or liability of the Department of Transportation with respect to the state highway system, or 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 areas.

SECTION 176.

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

ARTICLE XVI**SECTION 177.**

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

SECTION 178.

That the State of Georgia, acting by and through its State Properties Commission, may grant to Screven County, or its successors and assigns, a nonexclusive easement for the construction, operation, and maintenance of roadways in, on, over, under, upon, across, or through the easement area for the purpose of constructing, installing, maintaining, repairing, replacing, inspecting, and operating roadways, together with the right of ingress and egress

1 over adjacent land of the State of Georgia as may be reasonably necessary to accomplish the
2 aforesaid purposes. Said easement area is located in the 37th GMD of Screven County, and
3 is more particularly described as follows:

4 "That portion and that portion only as shown highlighted in yellow on a plat of survey
5 entitled "Property Survey for Screven County Old River County Road" dated
6 December 17, 2001 and prepared by Warren E. Poythress, Georgia Registered Land
7 Surveyor #1953 and on file in the offices of the State Properties Commission,'
8 and may be more particularly described by a plat of survey prepared by a Georgia Registered
9 Land Surveyor and presented to the State Properties Commission for approval.

10 **SECTION 179.**

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

14 **SECTION 180.**

15 That, after Screven County has put into use the roadway for which this easement is granted,
16 a subsequent abandonment of the use thereof shall cause a reversion to the State of Georgia,
17 or its successors and assigns, of all the rights, title, privileges, powers, and easement granted
18 herein. Upon abandonment, the Screven County, or its successors and assigns, shall have the
19 option of removing its facilities from the easement area or leaving the same in place, in
20 which event the facility shall become the property of the State of Georgia, or its successors
21 and assigns.

22 **SECTION 181.**

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

27 **SECTION 182.**

28 That if the State of Georgia, acting by and through its State Properties Commission,
29 determines that any or all of the facilities placed on the easement areas should be removed
30 or relocated to an alternate site on state owned land in order to avoid interference with the
31 state's use or intended use of the easement areas, it may grant a substantially equivalent
32 nonexclusive easement to allow placement of the removed or relocated facilities across the
33 alternate sites, under such terms and conditions as the State Properties Commission shall in

1 its discretion determine to be in the best interests of the State of Georgia, and Screven
2 County shall remove or relocate its facilities to the alternate easement areas at its sole cost
3 and expense, unless the State Properties Commission determines that the requested removal
4 or relocation is to be for the sole benefit of the State of Georgia and approves payment by the
5 State of Georgia of all or a portion of such actual cost and expense, not to exceed by 20
6 percent the amount of a written estimate provided by Screven County. Upon written
7 request, the State Properties Commission, in its sole discretion, may permit the relocation of
8 the facilities to an alternate site on state owned land so long as the removal and relocation
9 is paid by the party or parties requesting such removal and at no cost and expense to the State
10 of Georgia.

11 **SECTION 183.**

12 That the easement granted to Screven County shall contain such other reasonable terms,
13 conditions, and covenants as the State Properties Commission shall deem in the best interest
14 of the State of Georgia and that the State Properties Commission is authorized to use a more
15 accurate description of the easement areas, so long as the description utilized by the State
16 Properties Commission describes the same easement areas herein granted.

17 **SECTION 184.**

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

21 **SECTION 185.**

22 That this grant of easement shall be recorded by the grantee in the Superior Screven County,
23 County and a recorded copy shall be forwarded to the State Properties Commission.

24 **SECTION 185A.**

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

SECTION 186.

That the authorization in this resolution to grant the above-described easement to Screven County shall expire three years after the date that this resolution becomes effective.

ARTICLE XVII**SECTION 187.**

That the State of Georgia is the owner of the hereinafter described real property in Randolph County, and the property is in the custody of the Department of Technical and Adult Education, hereinafter referred to as the "easement area" and that, in all matters relating to the easement areas, the State of Georgia is acting by and through its State Properties Commission.

SECTION 188.

That the State of Georgia, acting by and through its State Properties Commission, may grant to the City of Cuthbert, or its successors and assigns, a nonexclusive easement for the construction, operation, and maintenance of a sanitary sewer line in, on, over, under, upon, across, or through the easement area for the purpose of constructing, installing, maintaining, repairing, replacing, inspecting, and operating a sanitary sewer line, together with the right of ingress and egress over adjacent land of the State of Georgia as may be reasonably necessary to accomplish the aforesaid purposes. Said easement area is located in the Land Lot 1 of the 6th District of Randolph County, and is more particularly described as follows:

'That portion and that portion only as shown highlighted in yellow on a plat of survey entitled "City of Cuthbert and State of Georgia" dated August 6, 2002, and prepared by B. H. Langford Jr. Georgia Registered Land Surveyor #2209 and on file in the offices of the State Properties Commission,'

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

SECTION 189.

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

SECTION 190.

That, after the City of Cuthbert has put into use the sanitary sewer line for which this easement is granted, a subsequent abandonment of the use thereof shall cause a reversion to

1 the State of Georgia, or its successors and assigns, of all the rights, title, privileges, powers,
2 and easement granted herein. Upon abandonment, the City of Cuthbert, or its successors and
3 assigns, shall have the option of removing its facilities from the easement area or leaving the
4 same in place, in which event the facility shall become the property of the State of Georgia,
5 or its successors and assigns.

6 **SECTION 191.**

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

12 **SECTION 192.**

13 That if the State of Georgia, acting by and through its State Properties Commission,
14 determines that any or all of the facilities placed on the easement areas should be removed
15 or relocated to an alternate site on state owned land in order to avoid interference with the
16 state's use or intended use of the easement areas, it may grant a substantially equivalent
17 nonexclusive easement to allow placement of the removed or relocated facilities across the
18 alternate sites, under such terms and conditions as the State Properties Commission shall in
19 its discretion determine to be in the best interests of the State of Georgia, and the City of
20 Cuthbert shall remove or relocate its facilities to the alternate easement areas at its sole cost
21 and expense, unless the State Properties Commission determines that the requested removal
22 or relocation is to be for the sole benefit of the State of Georgia and approves payment by the
23 State of Georgia of all or a portion of such actual cost and expense, not to exceed by 20
24 percent the amount of a written estimate provided by the City of Cuthbert. Upon written
25 request, the State Properties Commission, in its sole discretion, may permit the relocation of
26 the facilities to an alternate site on state owned land so long as the removal and relocation
27 is paid by the party or parties requesting such removal and at no cost and expense to the State
28 of Georgia.

29 **SECTION 193.**

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

SECTION 194.

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

SECTION 195.

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

SECTION 196.

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

ARTICLE XVIII**SECTION 197.**

That the State of Georgia is the owner of the above-described Colquit County real property and that in all matters relating to the conveyance of the real property the State of Georgia is acting by and through its State Properties Commission.

SECTION 198.

That the above-described real property may be conveyed by appropriate instrument to Colquit County by the State of Georgia acting by and through its State Properties Commission for a consideration of \$10.00, so long as the property is used for public purpose and such further consideration and provisions as the State Properties Commission shall in its discretion determine to be in the best interest of the State of Georgia.

SECTION 199.

That the authorization in this resolution to convey the above-described property to Colquit County shall expire three years after the date that this resolution becomes effective.

SECTION 200.

That the State Properties Commission is authorized and empowered to do all acts and things necessary and proper to effect such conveyance.

SECTION 201.

That the deed of conveyance shall be recorded by the grantee in the Superior Court of Colquit County and a recorded copy shall be forwarded to the State Properties Commission.

SECTION 202.

That custody of the above-described property shall remain the custody of the Department of Technical and Adult Education until the property is conveyed to Colquit County.

ARTICLE XIX**SECTION 203.**

That the State of Georgia is the owner of the above-described Paulding County real property and that in all matters relating to the conveyance of the real property the State of Georgia is acting by and through its State Properties Commission.

SECTION 204.

That the above-described real property may be conveyed by appropriate instrument to New Hope First Baptist Church by the State of Georgia acting by and through its State Properties Commission for a consideration of the fair market value, but not less than \$650.00 and such further consideration and provisions as the State Properties Commission shall in its discretion determine to be in the best interest of the State of Georgia.

SECTION 205.

That the authorization in this resolution to convey the above-described property to New Hope First Baptist Church shall expire three years after the date that this resolution becomes effective.

SECTION 206.

That the State Properties Commission is authorized and empowered to do all acts and things necessary and proper to effect such conveyance.

SECTION 207.

That the State Properties Commission is authorized and empowered to do all acts and things necessary and proper to effect such conveyance.

SECTION 215.

1
2 That the deeds of conveyance shall be recorded by the grantee in the Superior Court of White
3 County and a recorded copy shall be forwarded to the State Properties Commission.

SECTION 216.

4
5 That custody of the above-described property shall remain the custody of the Department of
6 Human Resources until the property is conveyed to John Tarpley Head and Tim Ravan.

ARTICLE XXI**SECTION 217.**

7
8
9 That all laws and parts of laws in conflict with this resolution are repealed.