

STATE OF GEORGIA

COUNTY OF CLAYTON

RESOLUTION NO. 2007 - 53

A RESOLUTION AUTHORIZING THE ABANDONMENT AND CONVEYANCE OF CLAYTON COUNTY'S INTEREST IN AND TO A CERTAIN EASEMENT LOCATED IN LAND LOT 43, 44, 53, & 54 OF THE 12<sup>TH</sup> DISTRICT; TO AUTHORIZE THE CHAIRMAN TO EXECUTE ANY DOCUMENTS NECESSARY AND OTHERWISE TO PERFORM ALL OTHER ACTS NECESSARY TO ACCOMPLISH THE INTENT OF THE RESOLUTION; TO PROVIDE AN EFFECTIVE DATE OF THIS RESOLUTION; AND FOR OTHER PURPOSES.

WHEREAS, the Clayton County Water Authority (the "Water Authority") owns a certain easement which no longer has sewer or water improvements within it and is located on tax parcel 12044B-A001 at 2693 Stockbridge Road a.k.a. Georgia State Route 138; and

WHEREAS, said easement is described in an "Easement" agreement dated June 17, 1964 between Clayton County Water Authority and Glenn D. Hatcher, and attached hereto as Exhibit "A" and made a part hereof; and

WHEREAS, the water line has been relocated and the new improvements donated and accepted by the Water Authority; and

WHEREAS, a request has been received from Southern Crescent Real Estate, Inc (the "Developer"), the developer of Southern Regional Health System for the Water Authority to abandon its interests to said easement, in that it conflicts with the Developer's use of the property and runs under the proposed building; and

WHEREAS, the Board of Commissioners deems it in the best interest of the County and the County will best be served by abandoning and conveying the easement for the above-stated purpose.

NOW THEREFORE, BE IT RESOLVED BY THE BOARD OF COMMISSIONERS  
OF CLAYTON COUNTY, GEORGIA AND IT IS HEREBY RESOLVED

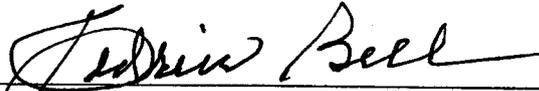
Section 1. The Board of Commissioners hereby authorizes the abandonment and conveyance of Clayton County's interest in and to that certain easement located in Land Lot 43, 44, 53, & 54 of the 12<sup>th</sup> District; specifically found on tax parcel 12044B-A001 at 2693 Stockbridge Road a.k.a. Georgia State Route 138, being that this easement no longer contains sewer or water improvements and is interfering with the title of the Developer, and another easement has been accepted by the Water Authority for this development. The Board of Commissioners authorizes the Chairman to execute any documents necessary, and otherwise to perform all acts necessary to accomplish the intent of this Resolution.

Section 2. This Resolution shall be effective on the date of its approval by the Board of Commissioners.

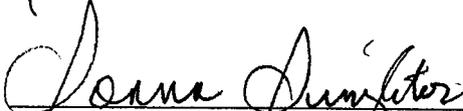
{SIGNATURES NEXT PAGE}

SO RESOLVED, this the 20<sup>th</sup> day of March, 2007.

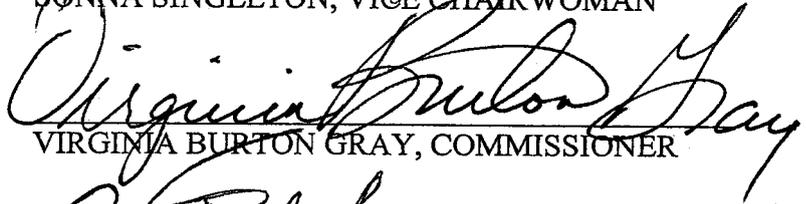
CLAYTON COUNTY BOARD OF COMMISSIONERS



ELDRIN BELL, CHAIRMAN



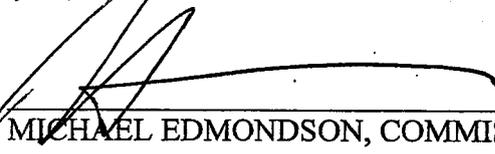
SONNA SINGLETON, VICE CHAIRWOMAN



VIRGINIA BURTON GRAY, COMMISSIONER

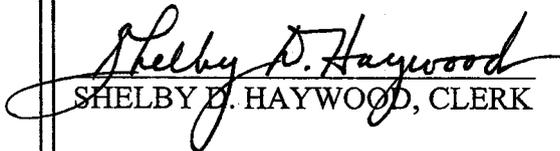


WOLE RALPH, COMMISSIONER



MICHAEL EDMONDSON, COMMISSIONER

ATTEST:



SHELBY D. HAYWOOD, CLERK

EXHIBIT "A"

20" Filling

EASEMENT

-3-

201

GEORGIA, CLAYTON COUNTY

THIS CONVEYANCE, executed this 12 day of June 1964

WITNESSETH:

That for and in consideration of the sum of ~~One & No/100~~ <sup>Seven & Five 24/100</sup> Dollars (\$75.24), in hand paid, receipt of which is hereby acknowledged, the undersigned does hereby grant, sell and convey unto the CLAYTON COUNTY WATER AUTHORITY and its successors in office, a perpetual easement for right-of-way for the purpose of laying, constructing, and maintaining a water line across and through the following described lands:

All that tract or parcel of land located in the 12th Land District of Clayton County, Georgia, and being in Land Lot 53 & 54, and bounded as follows:

- North by lands of H. D. Trammell Est.
- East by lands of S. E. Wootton and Kay C. Wootton
- South by lands of Ga. Hwy. 138, and
- WEST BY LANDS OF Dr. Auther McMurray et al.

Said right-of-way is to begin at the dividing line between the lands of grantor and 138 Hwy. running across and through the above described lands to the property of Auther McMurray extending in all approximately 3089' lineal feet to the lands of \_\_\_\_\_

as shown by the plans of water and/or extension of water on file in the office of the said Clayton County Water Authority, in Jonesboro, Georgia.

Grantee shall have the right of ingress and egress on said lands for the purposes of constructing, laying and maintaining said water line and shall exercise reasonable diligence in doing necessary work in connection therewith so as to avoid damaging the property.

IN WITNESS WHEREOF, the undersigned Glenn D. Hatcher hereunto set his hand (s) and seal (s) the day and year above written.

Glenn D. Hatcher (LS)  
\_\_\_\_\_  
(LS)  
\_\_\_\_\_  
(LS)



Signed, sealed and delivered in the presence of:

[Signature]  
Notary Public, Clayton County, Ga.

FILED IN OFFICE  
CLERK SUPERIOR COURT  
CLAYTON COUNTY GA.

JUN 17 4 50 PM '64

REC'D IN BK 354  
PAGE NO. \_\_\_\_\_  
DATE June 19, 1964  
JOE B. MUNDY CLERK