

STATE OF GEORGIA

COUNTY OF CLAYTON

RESOLUTION NO. 2020-17

A RESOLUTION AUTHORIZING AN EASEMENT TO GEORGIA POWER; TO AUTHORIZE THE CHAIRMAN TO EXECUTE ALL DOCUMENTS NECESSARY TO CARRY OUT THE SAME, AND OTHERWISE TO PERFORM ALL ACTS NECESSARY TO ACCOMPLISH THE INTENT OF THIS RESOLUTION; TO PROVIDE AN EFFECTIVE DATE OF THIS RESOLUTION; AND FOR OTHER PURPOSES.

WHEREAS, Clayton County owns property located at Broad Street in Jonesboro, Georgia identified on the County's tax map as parcel id 13241D-B003 ("the Property"); and

WHEREAS, Georgia Power Company ("Georgia Power") desires to acquire an easement ("the Easement") across the Property for use of a proposed distribution line ("the Project") as described in detail in Exhibit "A"; and

WHEREAS, Georgia Power desires to extend existing underground facilities to construct, operate, maintain, repair, renew and rebuild an underground electric transmission, distribution and communication lines along with the right to construct, operate, maintain, repair, renew and rebuild transformers, service pedestals, manholes, conduits, cables and other necessary apparatus, fixtures and appliances in connection with the running of distribution line(s) under, through and across the Property for the Project; and

WHEREAS, the County consents to grant an Easement to Georgia Power and grant the right to construct, install, and maintain the Project; and

WHEREAS, the Board of Commissioners deems it in the best interest of Clayton County and its citizens, and the County and its citizens will best be served by granting the Easement to Georgia Power.

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

Section 1. Approval of Easement. The Board of Commissioners hereby authorizes the execution and delivery of the Easement in substantially the form attached hereto as Exhibit "A", subject to such changes, insertions, or omissions as may be approved by the Chairman and approved as to form by the County Attorney; and the execution of such Easement Agreement by the Chairman, as hereby authorized, shall be conclusive evidence of such approval.

Section 2. Other Actions Authorized. The Chairman, officers, and employees of the County shall perform such acts, execute and deliver such instruments and documents, and do all other such things as may be necessary or prudent to accomplish and effectuate the intent of this resolution.

Section 3. Repealer. All motions, orders, ordinances, bylaws, resolutions, and parts thereof inconsistent herewith are hereby repealed to the extent only of such

inconsistency. This repealer shall not be construed as reviving any motion, order, ordinance, bylaw, resolution, or part thereof.

Section 4. Effective Date; Severability. This resolution shall become effective immediately, and if any section, paragraph, clause, or provision hereof shall for any reason be held invalid or unenforceable, the invalidity or unenforceability thereof shall not affect any of the remaining provisions hereof.

PASSED, ADOPTED, SIGNED, APPROVED, and EFFECTIVE this the 21st day of January, 2020.

CLAYTON COUNTY BOARD OF COMMISSIONERS



JEFFREY E. TURNER, CHAIRMAN



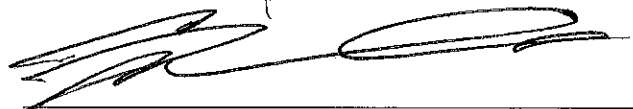
DEMONT DAVIS, VICE CHAIRMAN



SONNA GREGORY, COMMISSIONER



GAIL HAMBRICK, COMMISSIONER



FELICIA FRANKLIN WARNER, COMMISSIONER

ATTEST:



BRENDA B. JAMES, CLERK

EXHIBIT "A"

After recording, return to:
Georgia Power Company
Attn: Land Acquisition (Recording)
241 Ralph McGill Blvd NE
Bin 10151
Atlanta, GA 30308-3374

PROJECT 2019100154 LETTER FILE DEED FILE MAP FILE
ACCOUNT NUMBER 69596-VBS-0-JD00K0-0-0-89200500-0
NAME OF LINE/PROJECT: PI # L6873 BROAD STREET - CHURCH ST TO W. MILL ST (CITY OF
JONESBORO) (CLAYTON COUNTY) DL

PARCEL NUMBER 006

STATE OF GEORGIA
CLAYTON COUNTY

U N D E R G R O U N D E A S E M E N T

For and in consideration of the sum of Ten and No/100 Dollars (\$10.00) and other good and valuable consideration, in hand paid by GEORGIA POWER COMPANY, a Georgia corporation (the "Company"), the receipt and sufficiency of which are hereby acknowledged, CLAYTON COUNTY GEORGIA (the "Undersigned", which term shall include heirs, successors and/or assigns), whose mailing Address is 112 Smith St, Jonesboro, GA 30236-3539, does hereby grant and convey to the Company, its successors and assigns, the right, privilege and easement to go in, upon, along, across, under and through the Property (as defined below) for the purposes described herein.

The "Property" is defined as that certain tract of land owned by the Undersigned at BROAD ST, JONESBORO, GA 30236 (Tax Parcel ID No. 13241D B003) in Land Lot 241 of the 13 District of Clayton County, Georgia.

The "Easement Area" is defined as any portion of the Property located within ten (10) feet of the centerline of the underground distribution line(s) and related equipment as installed in the approximate location shown on "Exhibit A" attached hereto and made a part hereof.

The rights granted herein include and embrace the right of the Company to construct, operate, maintain, repair, renew and rebuild continuously upon and under the Easement Area its lines for transmitting electric current with wires, transformers, service pedestals, manholes, conduits, cables and other necessary apparatus, fixtures and appliances; the right to stretch communication or other lines of any other company or person under the Easement Area; the right to assign this Underground Easement in whole or in part; the right at all times to

PARCEL 006

NAME OF
LINE/PROJECT:

PI # L6873 BROAD STREET - CHURCH ST TO W. MILL ST
(CITY OF JONESBORO) (CLAYTON COUNTY) DL

IN WITNESS WHEREOF, the Undersigned has/have hereunto set his/her/their
hand(s) and seal(s), this _____ day of _____, _____.

Signed, sealed and delivered in the
presence of:

CLAYTON COUNTY GEORGIA

Witness

Notary Public

By: _____ (SEAL)

Name:

Title:

Attest: _____ (SEAL)

Name:

Title:

[CORPORATE SEAL]