

Resolution 10-043

A RESOLUTION OF THE BOARD OF COMMISSIONERS OF CLAY COUNTY, GEORGIA FOR THE CONVEYANCE OF REAL PROPERTY FOR DEVELOPMENT BY THE DEVELOPMENT AUTHORITY OF CLAY COUNTY, TO PROVIDE FOR THE CONTINUANCE OF DEED RESTRICTIONS FOR SAID DEVELOPMENT, AND TO PROVIDE FOR REVERSION AND RECONVEYANCE TO THE COUNTY IN THE EVENT SAID DEVELOPMENT DOES NOT OCCUR WITHIN A SET PERIOD OF TIME

WHEREAS, the Board of Commissioners of Clay County, Georgia, as the governing body of Clay County, Georgia acquired from the United States of America, acting by and through the Secretary of the Army, certain real property, as described in that certain deed dated October 22, 1963, recorded in Deed Book , page and as amended September 12, 1991 and recorded in Deed Book 14, page 667, Clay County, Georgia Deed Records, and.

WHEREAS, said deed and amendment restrict the development of said property by the Clay County, Georgia to only the development of a “retirement community” as defined therein, and

WHEREAS, the primary function of the county development authority is to seek out and explore developments for the benefit of the county, the Board of Commissioners is willing for said property to be conveyed to the Development Authority of Clay County in order that said authority may aggressively explore the development of said property subject to said conditions and restrictions contained in the aforesaid deed of conveyance, and

WHEREAS, the development of said property, with such restrictions, is limiting and upon same being violated, would cause the title to revert to the United States of America, the said conveyance shall be subject to the same restrictions aforesaid, and shall also provide that in the event said property is not developed, as required by said restriction and within five (5) years from the date of conveyance to said authority, such property shall revert to and be reconveyed to the County, by and through its Board of Commissioners

NOW, THEREFORE, BE IT RESOLVED that the Chairman and Clerk of the Board of Commissioners of Clay County, Georgia shall and are hereby authorized to execute a deed to convey the real property as acquired from the United States of America to the Clay County Development Authority for the aggressive exploration of the development of said property subject to the aforesaid restrictions and provisions for reversion.

BE IT FURTHER RESOLVED that this resolution is hereby adopted by the governing authority of Clay County on this the ____ day of _____, 2010.

CLAY COUNTY BOARD OF COMMISSIONERS

Chairman

ATTEST:

Clerk