

1 A RESOLUTION APPROVING A FOURTH AMENDMENT TO THE GOVERNMENTAL  
2 AGREEMENT AMONG THE CITY OF ATLANTA, FULTON COUNTY, GEORGIA AND  
3 THE CITY OF ATLANTA AND FULTON COUNTY RECREATION AUTHORITY  
4 REGARDING THE ATLANTA ZOO FOR THE PURPOSE OF RELEASING THE ABANA  
5 COURTYARD FROM THE LEASED PREMISES; AUTHORIZING THE CHAIRMAN TO  
6 EXECUTE THE FOURTH AMENDMENT AND ANY RELATED DOCUMENTS;  
7 AUTHORIZING THE COUNTY ATTORNEY TO APPROVE THE FOURTH  
8 AMENDMENT AND ANY RELATED DOCUMENTS AS TO FORM AND MAKE  
9 NECESSARY MODIFICATIONS THERETO PRIOR TO EXECUTION; AND FOR  
10 OTHER PURPOSES.  
11

12 **WHEREAS**, Fulton County, Georgia ("Fulton County") is a political subdivision of  
13 the State of Georgia, existing as such under and by the Constitution, statutes, and laws  
14 of the State of Georgia; and

15 **WHEREAS** the City of Atlanta ("City"), the City of Atlanta and Fulton County  
16 Recreation Authority ("Authority") and Fulton County previously entered into an  
17 Agreement Regarding the Atlanta Zoo, dated December 5, 1985, as amended on March  
18 27, 1992 and December 1, 2003, pursuant to which an approximately 36.42-acre parcel  
19 of land, improvements, and associated facilities ("Leasehold") owned by the City and  
20 located at Grant Park were leased to the Authority and operated as a public zoo ("Atlanta  
21 Zoo") for amusement and educational purposes; and

22 **WHEREAS**, the Authority, the City, and Fulton County subsequently entered into  
23 a Governmental Agreement Regarding the Atlanta Zoo, dated June 1, 2007, and as  
24 amended by the First Amendment dated as of January 25, 2010, the Second Amendment  
25 dated as of April 1, 2015, and the Third Amendment dated as of December 29, 2017 (as  
26 amended, the "Governmental Agreement"), pursuant to which the City re-conveyed the  
27 Leasehold to the Authority; and

28 **WHEREAS**, pursuant to the First Amendment, an approximately one-acre parcel  
29 was added to the Leasehold on which the City of Atlanta Office of Parks Southeast  
30 Maintenance Facility is located; and

31 **WHEREAS**, pursuant to the Second Amendment, the Atlanta Cyclorama Building  
32 and an area on which to construct an African Savanna Elephant Exhibit were added to  
33 the Leasehold, such that it then consisted of approximately 41.283 acres; and

1           **WHEREAS**, pursuant to the Third Amendment, the Cyclorama was excluded from  
2 the Leasehold in order to facilitate its renovation and rehabilitation through a tax credit  
3 financing arrangement; and

4           **WHEREAS**, the current Leasehold includes an area of Grant Park known as the  
5 Abana Courtyard; and

6           **WHEREAS**, the City and Authority have requested that the parties approve and  
7 execute the Fourth Amendment to Governmental Agreement, for the purpose of excluding  
8 the Abana Courtyard from the Leasehold and returning control of the Abana Courtyard to  
9 the City in order to permit the City to open the Abana Courtyard for public access and  
10 enjoyment of a newly restored seating plaza, and the Fulton County Department of Real  
11 Estate and Asset Management recommends that the Governmental Agreement be  
12 amended as requested; and

13           **WHEREAS**, pursuant to Fulton County Code § 1-117, the Fulton County Board of  
14 Commissioners has exclusive jurisdiction and control over directing and controlling all the  
15 property of Fulton County, as they may deem expedient, according to law.

16           **NOW THEREFORE BE IT RESOLVED**, that the Board of Commissioners hereby  
17 approves the Fourth Amendment to Governmental Agreement Regarding the Atlanta Zoo  
18 among the City of Atlanta, the City of Atlanta and Fulton Country Recreation Authority,  
19 and Fulton County, in substantially the form attached hereto as Exhibit A, for the purpose  
20 of excluding the Abana Courtyard from the Leasehold under the Governmental  
21 Agreement.

22           **BE IT FURTHER RESOLVED**, that the Chairman of the Board of Commissioners  
23 is hereby authorized to execute the Fourth Amendment and any related documents.

24           **BE IT FURTHER RESOLVED** that prior to execution by the Chairman, the County  
25 Attorney shall approve the Fourth Amendment and any related documents as to form and  
26 make any necessary changes thereto to protect Fulton County's interests.

27           **BE IT FINALLY RESOLVED**, that this Resolution shall become effective upon its  
28 adoption, and that all resolutions and parts of resolutions in conflict with this Resolution  
29 are hereby repealed to the extent of the conflict.

30  
31           **PASSED AND ADOPTED** by the Board of Commissioners of Fulton County,  
32 Georgia, this \_\_\_\_\_ day of \_\_\_\_\_, 2026.

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FULTON COUNTY BOARD OF  
COMMISSIONERS



Robert L. Pitts, Chairman (At Large)  
Fulton County Board of Commissioners



TEST:



Tonya R. Grier, Clerk to the Commission

APPROVED AS TO FORM:

  
\_\_\_\_\_  
Y. Soo Jo, County Attorney

**EXHIBIT A**

Fourth Amendment to Governmental Agreement Regarding the Atlanta Zoo

Prepared by and upon  
recording return to:

Douglass P. Selby, Esq.  
Hunton Andrews Kurth LLP  
Bank of America Plaza, Suite 4100  
600 Peachtree Street, N.E.  
Atlanta, Georgia 30308

THIS SPACE FOR RECORDER'S USE ONLY

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**FOURTH AMENDMENT TO  
GOVERNMENTAL AGREEMENT REGARDING  
THE ATLANTA ZOO**

**THIS FOURTH AMENDMENT**, dated as of the \_\_ day of \_\_\_\_\_, 2026 (this "**Fourth Amendment**"), to that certain Governmental Agreement Regarding the Atlanta Zoo made and entered into as of June 1, 2007 (the "**Original Governmental Agreement**") by and among the **CITY OF ATLANTA**, a municipal corporation of the State of Georgia (the "**City**"), **FULTON COUNTY**, a political subdivision of the State of Georgia (the "**County**"), and **CITY OF ATLANTA AND FULTON COUNTY RECREATION AUTHORITY**, a body corporate and politic and a political subdivision of the State of Georgia (the "**Authority**"), as previously amended by the First Amendment, dated as of January 25, 2010 (the "**First Amendment**"), the Second Amendment, dated as of April 1, 2015 (the "**Second Amendment**") and the Third Amendment, dated as of December 29, 2017 (the "**Third Amendment**," together with the Original Governmental Agreement, the First Amendment, the Second Amendment and this Fourth Amendment (the "**Governmental Agreement**") is amended as provided below:

**W I T N E S E T H :**

**WHEREAS** the City, the County and the Authority entered into the Original Governmental Agreement pursuant to which an approximately 36.42-acre parcel of land, improvements thereon and associated facilities at Grant Park owned by the City (the "**Leasehold**") are leased to the Authority and currently operated as a public zoo (the "**Atlanta Zoo**") for amusement and educational purposes; and

**WHEREAS**, Atlanta-Fulton County Zoo, Inc. ("**Zoo Atlanta**") currently operates the Atlanta Zoo on the Leasehold, pursuant to an Operating Agreement for the Atlanta Zoo, dated as of June 1, 2007 (the "**Operating Agreement**"), between the Authority and Zoo Atlanta; and

**WHEREAS**, pursuant to the First Amendment, the Original Governmental Agreement was amended to add an approximately one-acre parcel to the Leasehold on which the City of Atlanta Office of Parks Southeast Maintenance Facility is located; and

**WHEREAS**, pursuant to the Second Amendment, the Original Governmental Agreement was further amended to include in the Leasehold the Atlanta Cyclorama Building (the "**Cyclorama**") and an area on which to construct an African Savanna Elephant Exhibit, such that when the Leasehold was amended it consisted of approximately 41.283 acres in total, as shown on Exhibit A of said Second Amendment; and

**WHEREAS**, pursuant to the Third Amendment, the Governmental Agreement was amended to exclude the Cyclorama from the Leasehold in order to facilitate its renovation and rehabilitation through a tax credit financing arrangement; and

**WHEREAS**, the current Leasehold includes an area of Grant Park known as the Abana Courtyard (the "**Courtyard**"); and

**WHEREAS**, the parties desire that the Leasehold be further amended by this Fourth Amendment to exclude the Courtyard from the Leasehold and return control of the Courtyard to the City in order to permit the City to allow public access to the Courtyard.

**NOW, THEREFORE**, in consideration of the premises and the mutual covenants, conditions and promises hereinafter set forth and for other good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, the parties hereby do covenant and agree as follows:

**Section 1. Capitalized Terms.** Terms used in this Fourth Amendment but not defined herein shall have the meanings set forth in the Governmental Agreement unless a different meaning for a word or term clearly appears from the context in which the word or term is used.

**Section 2. Rules of Construction.** The rules of construction of this Fourth Amendment shall be the same as the rules for the construction of the Governmental Agreement, as amended.

**Section 3. Replacement of Exhibit A of the Governmental Agreement.** The Governmental Agreement is hereby amended by replacing Exhibit A of the Governmental Agreement with Exhibit A attached hereto and incorporated herein by reference.

**Section 4. Remaining Provisions of Governmental Agreement to Continue in Full Force and Effect.** This Fourth Amendment and all terms and provisions herein contained shall form a part of the Governmental Agreement as fully and with the same effect as if all such terms and provisions had been set forth therein, and the Governmental Agreement remains in full force and effect in accordance with the terms and provisions thereof, as amended hereby.

**Section 5. Severability.** In the event any provision of this Fourth Amendment shall be held invalid or unenforceable by any court of competent jurisdiction, such holding shall not invalidate or render unenforceable any other provision hereof.

**Section 6. Execution in Counterparts.** This Fourth Amendment may be executed in several counterparts, each of which shall be an original but all of which shall constitute one and the same instrument.

**Section 7. Governing Law.** This Fourth Amendment shall be governed by, construed and enforced in accordance with the laws of the State of Georgia.

**Section 8. Entire Agreement.** The Governmental Agreement, as amended by the First Amendment, Second Amendment, Third Amendment and this Fourth Amendment, constitutes the entire agreement of the parties relative to the subject matter hereof.

[Remainder of Page Intentionally Left Blank]

**IN WITNESS WHEREOF**, the parties hereto have caused this Fourth Amendment to be executed, delivered and sealed by their duly authorized representatives all as of the date first above written.

**CITY OF ATLANTA**

By: \_\_\_\_\_  
Mayor

ATTEST:

\_\_\_\_\_  
Municipal Clerk

(SEAL)

APPROVED AS TO FORM:

By: \_\_\_\_\_  
City Attorney

Signed, sealed and delivered  
in the presence of:

\_\_\_\_\_  
Unofficial Witness

\_\_\_\_\_  
Notary Public

My Commission Expires:

(NOTARIAL SEAL)

**CITY OF ATLANTA AND FULTON  
COUNTY RECREATION AUTHORITY**

By: \_\_\_\_\_  
Name:  
Title:

ATTEST:

\_\_\_\_\_

Signed, sealed and delivered  
in the presence of:

\_\_\_\_\_  
Unofficial Witness

\_\_\_\_\_  
Notary Public

My Commission Expires:

(NOTARIAL SEAL)

FULTON COUNTY

*Robert L. Pitts*

Robert L. Pitts, Chairman  
Fulton County Board of Commissioners

ATTEST

*Tonya R. Miller*

Tonya R. Miller, Clerk to the Commission



Approved as to form:

*Y. Soo Jo*  
Y. Soo Jo, County Attorney

Signed, sealed and delivered  
in the presence of:

*Marjorie Alice Adams*  
Unofficial Witness

*Dawn Peterson*  
Notary Public

My Commission Expires: *July 18, 2026*

(NOTARIAL SEAL)



ITEM # *26-0088* SRM *2 / 18 / 26*  
SECOND REGULAR MEETING

**EXHIBIT "A"**  
**LEGAL DESCRIPTION**

**ATLANTA ZOO BOUNDARY WITH 2026 MODIFICATIONS**

All that tract or parcel of land lying and being in Land Lot 43, 14th District, Fulton County, Georgia, as shown on the Property Swap Exhibit prepared for Zoo Atlanta, prepared by GeoSurvey, Ltd., certified by Jamey R. Coleman, Georgia Registered Land Surveyor No. 2798, dated May 10, 2013, being more particularly described as follows:

Beginning at an iron rebar set in concrete on the North right of way line of Atlanta Avenue, (48 feet R/W), and the North edge of a 5.5 feet concrete sidewalk. Said rebar being point No. 1 and being the "POINT OF BEGINNING". Said Point being N 1,356,876.57 and E 438,400.73 according to the U. S. Coast and Geodetic Survey of Georgia, thence proceeding:

1 to 2.

North 0 degrees 48 minutes 47 seconds East, a distance of 616.97 feet to an iron rebar placed in concrete, (Cor. 2), 1.0 feet East of an existing fence, thence proceeding;

2 to 3.

North 15 degrees 7 minutes 14 seconds East, along the edge of said fence, a distance of 136.39 feet to an iron rebar set in concrete (Cor. 3), 1.4 feet East of said fence, thence proceeding;

3 to 4.

along the curvature of said fence, an arc distance of 93.99 feet to an iron rebar set in concrete. The bearing of the chord being North 35 degrees 28 minutes 23 seconds East, a distance of 91.47 feet, (Cor. 4), thence proceeding;

4 to 5.

along the East side of said fence, North 54 degrees 37 minutes 01 seconds East, a distance of 34.84 feet to an iron rebar placed in concrete, (Cor. 5), 1.4 feet Northeast of an existing fence corner, thence proceeding;

5 to 6.

North 44 degrees 27 minutes 49 seconds West, a distance of 54.03 feet, and following said fence line, a distance of 54.03 feet to an iron rebar placed in concrete at the Northwest edge of an existing 6 inch curb (Cor. 6), thence proceeding;

6 to 7.

along the Northwest edge of said curb, North 45 degrees 41 minutes 51 seconds East, a distance of 45.57 feet to an iron rebar placed at the Northwest edge of said curb, (Cor. 7), thence proceeding;

7 to 8.

along the arc and curvature of the Northwest and West side of the curb, a distance of 29.87 feet, to an iron rebar placed, (Cor. 8), the chord of said arc being North 25 degrees 58 minutes 12 seconds East, a distance of 28.80 feet, thence proceeding;

8 to 9.

North 01 degrees 08 minutes 03 seconds East, along the Western side of said curb, a distance of 47.51 feet to a concrete nail placed at the projected intersection of the back curb line and the curb line ahead, if they were to form an intersection instead of a curve, (Cor. 9), thence proceeding;

9 to 10.

North 81 degrees 23 minutes 49 seconds West, and following the South side of said curb, a distance of 29.93 feet to an iron rebar placed, (Cor. 10), thence proceeding;

10 to 11.

West and Northwesterly and following the Southerly side of said curb, an arc distance of 320.49 feet to an iron spike placed between the curb and a concrete sidewalk, (Cor. 11), the chord of said arc having a bearing of North 40 degrees 29 minutes 30 seconds West, a distance of 296.20 feet, thence proceeding;

11 to 12.

North 01 degrees 04 minutes 26 seconds East along the line separating the West side of the curb and the East side of the concrete sidewalk, a distance of 156.13 feet to an iron spike placed, (Cor. 12), thence proceeding;

12 to 13.

North 66 degrees 20 minutes 37 seconds West, a distance of 225.96 feet to an iron rebar placed in concrete, (Cor. 13), thence proceeding;

13 to 14.

South 74 degrees 19 minutes 53 seconds West, a distance of 189.60 feet to an iron rebar placed in concrete, (Cor. 14), said bar being 21.92 feet from the CYCLORAMA building, if measured as the perpendicular offset distance from the face of the building, thence proceeding;

14 to 15.

parallel to the face of the CYCLORAMA, south 05 degrees 47 minutes 04 seconds West, a distance of 26.32 feet to a mark in a concrete sidewalk, (Cor. 15), thence proceeding;

15 to 16.

parallel to the face of the CYCLORAMA, South 41 degrees 19 minutes 03 seconds West, a distance of 52.74 feet to an iron rebar placed in concrete, (Cor. 16), thence proceeding;

16 to 17.

parallel to the face of the CYCLORAMA, South 77 degrees 41 minutes 16 seconds West, a distance of 50.58 feet to an iron rebar placed in concrete, (Cor. 17), thence proceeding;

17 to 18.

South 89 degrees 42 minutes 08 seconds West, a distance of 301.66 feet to the Southeast corner of a retaining wall around the VISITORS CENTER building, (Cor. 18), said wall being approximately 10 feet East from the face of the building, thence proceeding;

18 to 19.

North 00 degrees 06 minutes 27 seconds West, and following the East face of said retaining wall, a distance of 138.32 feet to the Northeast corner of the wall around the VISITORS CENTER, (Cor. 19), thence proceeding;

19 to 20.

South 89 degrees 47 minutes 43 seconds West, and following the North face of said retaining wall, a distance of 118.48 feet to the Northwest corner of the wall around the VISITORS CENTER, (Cor. 20), thence proceeding;

20 to 21.

South 00 degrees 03 minutes 20 seconds East, and following the West face of said retaining wall, a distance of 138.51 feet to the Southwest corner of the wall around the VISITORS CENTER, (Cor. 21), thence proceeding;

21 to 22.

South 00 degrees 07 minutes 57 seconds East, a distance of 31.59 feet to an iron rebar placed in concrete at the Eastern intersection of an existing curb line, (Cor. 22), thence proceeding;

22 to 23.

along the Eastern side and the rear of said curb line and following the curvature thereof, an arc distance of 100.35 feet to an iron rebar (Cor. 23), the chord bearing South 21 degrees 10 minutes 15 Seconds West, a distance of 97.22 feet, thence proceeding;

23 to 24.

South 43 degrees 31 minutes 56 seconds West and along the East side of said curb, a distance of 40.28 feet to an iron rebar, (Cor. 24), thence proceeding;

24 to 25.

along the Eastern side of said curb line and following the curvature thereof, an arc distance of 179.92 feet to an iron rebar placed, (Cor. 25), the chord bearing South 22 degrees 12 minutes 25 seconds West, a distance of 176.00 feet, thence proceeding;

25 to 26.

South 06 degrees 10 minutes 46 seconds West, and following the Eastern side of said curb line, a distance of 111.74 feet, to an iron rebar placed in concrete, (Cor. 26), thence proceeding;

26 to 27.

North 87 degrees 26 minutes 50 seconds West, a distance of 192.46 feet to an iron rebar placed on the East right of way line of Cherokee Avenue (60 feet RIW), (Cor. 27), also the East edge of a concrete sidewalk, thence proceeding;

27 to 28.

South 00 degrees 06 minutes 48 seconds East, along the East right of way of Cherokee Avenue, (60 feet R/W), also the East edge of a concrete sidewalk, a distance of 438.70 feet to an iron rebar placed in concrete (Cor. 28), thence proceeding;

28 to 29.

South 82 degrees 53 minutes 46 seconds East, a distance of 98.53 feet to a concrete nail placed in the asphalt of a Park road, (Cor. 29), thence proceeding;

29 to 30.

South 01 degrees 59 minutes 03seconds West, a distance of 141.12 feet to an iron rebar placed in concrete near an existing fence corner(Car.30), thence proceeding;

30 to 31.

South 70 degrees 29 minutes 42 seconds East, and following said existing fence line approximately 00.50 feet South, a distance of 87.54 feet to an iron rebar placed in concrete near a fence comer, (Cor. 31), thence proceeding;

31 to 32.

along the West side of said fence, South 04 degrees 13minutes 00 seconds West, a distance of 217.55 feet to an iron rebar placed in concrete near said fence, (Cor. 32), thence proceeding;

32 to 33.

along the North curb line of a Park Street, North 86 degrees 34 minutes 53 seconds East, a distance of 114.49 feet, to a concrete nail placed in the asphalt at the intersection of the projection of the North curb lines of the said Park Street if extended to a point instead of a curve, (Cor. 33), thence proceeding;

33 to 34.

along the Northern side of said curb line, North 58 degrees 57 minutes 37 seconds East, a distance of 61.69 feet to an iron rebar placed in concrete near a fence comer, (Cor. 34), thence proceeding;

34 to 35.

North 72 degrees 58 minutes 07 seconds East, a distance of 235.21 feet to an iron rebar placed in concrete, (Car. 35), thence proceeding;

35 to 36.

South 34 degrees 32 minutes 22 seconds East, along the Northeastern edge of a concrete spillway, a distance of 92.42 feet to an iron rebar, (Cor. 36), thence proceeding;

36 to 37.

along the Eastern and Southern side of said concrete spillway and following the curvature thereof, an arc distance of 53.34 feet to an iron rebar placed, (Car. 37), chord bearing South 16 degrees 29 minutes 58 seconds West, a distance of 44.88 feet, thence proceeding;

37 to 38.

South 78 degrees 42 minutes 00 seconds West, a distance of 28.02 feet to the Eastern side of an existing fence, 0.50 feet East, and to an iron rebar set in concrete, (Car. 38), thence proceeding;

38 to 39.

along the Eastern side of said existing fence, South 01 degrees 23 minutes 26 seconds West, a distance of 48.03 feet to a chisel mark made in the North edge of the sidewalk, and the right of way, (50 feet) of Atlanta Avenue, (Car. 39), thence proceeding;

39 to 40.

along the Northern right of way (50 feet) of Atlanta Avenue, South 89 degrees 18minutes 02 seconds East, and said right of way line being the Land Lot Line separating the South line of Land Lot 43 and the North line of Land Lot 42, a distance of 289.88 feet to an iron rebar placed at the Northern edge of a concrete sidewalk, (Car. 40), thence proceeding;

40 to 41.

South 86 degrees 00 minutes 24 seconds East, across a presently closed Entrance into Grant Park, and along the right of way of Atlanta Avenue as it changes from 50 feet to 48 feet, a distance of 59.30 feet to an iron rebar placed in concrete at the North edge of a concrete sidewalk and the right of way of Atlanta Avenue, (Car. 41) , thence proceeding;

41 to 1. (POINT OF BEGINNING.)

South 89 degrees 11minutes 13seconds East, along the North right of way line, and the North edge of a concrete sidewalk of Atlanta Avenue, a distance of 402.85 feet to an iron rebar placed and the POINT OF BEGINNING.

Said described property being improved property known as "THE ATLANTA ZOO." Property contains 36.462 acres and is more particularly shown on a Plat of Survey prepared for the City of Atlanta, Department of Parks and Recreation - Park Design Section by C. Sam Davis, Georgia Registered Land Surveyor No. 1229 and dated June 14, 1985.

**THE PREVIOUSLY DESCRIBED TRACT TOGETHER WITH THE FOLLOWING  
REAL PROPERTY**

TO FIND THE TRUE POINT OF BEGINNING FOR TRACT 2, COMMENCE at the intersection of the eastern right-of-way of Cherokee Avenue (sixty foot right-of-way) and the northern right-of-way of Atlanta Avenue (variable right-of-way), thence in an easterly direction along the northern right-of-way of said Atlanta Avenue a distance of 1313.66 feet to a point; leaving said right-of-way, thence along the shown existing common property line separating property now or formerly owned by Zoo Atlanta and the City of Atlanta, the following calls and distances:

North 00 degrees 48 minutes 47 seconds East a distance of 204.81 feet to a rebar found in concrete; continuing thence North 00 degrees 48 minutes 47 seconds East a distance of 135.11 feet to a rebar found in concrete;  
continuing thence North 00 degrees 48 minutes 47 seconds East a distance of 64.53 feet to a rebar found in concrete;  
continuing thence North 00 degrees 48 minutes 47 seconds East a distance of 212.52 feet to a point;  
thence North 15degrees 07 minutes 15 seconds East a distance of 136.39 feet to a point;  
thence in a northeasterly direction along the arc of a curve to the right an arc distance of 56.96 feet (said arc being subtended by an arc having a chord bearing of North 26 degrees 23 minutes 12 seconds East, a chord length of 56.40 feet and a radius of 116.74 feet) to a rebar set, leaving said existing common property line,

thence North 36 degrees 24 minutes 00 seconds East along the proposed new common property line separating property now or formerly of Zoo Atlanta and of the City of Atlanta a distance of 30.76 feet; thence North 20 degrees 39 minutes 43 seconds East along the proposed new common property line separating property now or formerly of Zoo Atlanta and of the City of Atlanta a distance of 45.00 feet to a point; said point being the TRUE POINT OF BEGINNING FOR TRACT 2;

FROM SAID TRUE POINT OF BEGINNING FOR TRACT 2, thence North 44 degrees 27 minutes 48 seconds West a distance of 22.20 feet to a point on the existing common property line separating property now or formerly of Zoo Atlanta and of the City of Atlanta; thence North 45 degrees 41 minutes 32 seconds East along the existing common property line separating property now or formerly of Zoo Atlanta and of the City of Atlanta a distance of 37.38 feet to a point on the proposed new common property line separating property now or formerly of Zoo Atlanta and of the City of Atlanta; thence South 13 degrees 55 minutes 33 seconds West along the proposed new common property line separating property now or formerly of Zoo Atlanta and of the City of Atlanta a distance of 36.90 feet to a point; thence South 20 degrees 39 minutes 43 seconds West along the proposed new common property line separating property now or formerly of Zoo Atlanta and of the City of Atlanta a distance of 6.57 feet to a point, said point being the TRUE POINT OF BEGINNING FOR TRACT 2, containing 0.010 acres (429 square feet), more or less.

**LESS AND EXCEPT THE FOLLOWING REAL PROPERTY**

All that tract or parcel of land lying and being in Land Lot 43, 14th District, Fulton County, Georgia being Tract 1 as shown on that Property Swap Exhibit prepared for Zoo Atlanta, prepared by GeoSurvey, Ltd., certified by Jamey R. Coleman, Georgia Registered Land Surveyor No. 2798, dated May 10, 2013, being more particularly described as follows:

TO FIND THE TRUE POINT OF BEGINNING FOR TRACT 1, COMMENCE at the intersection of the eastern right-of-way of Cherokee Avenue (sixty foot right-of-way) and the northern right-of-way of Atlanta Avenue (variable right-of-way), thence in an easterly direction along the northern right-of-way of said Atlanta Avenue a distance of 1313.66 feet to a point; leaving said right-of-way, thence along the shown existing common property line separating property now or formerly of Zoo Atlanta and of the City of Atlanta, the following calls and distances:

North 00 degrees 48 minutes 47 seconds East a distance of 204.81 feet to a rebar found in concrete; continuing thence North 00 degrees 48 minutes 47 seconds East a distance of 135.11 feet to a rebar found in concrete; continuing thence North 00 degrees 48 minutes 47 seconds East a distance of 64.53 feet to a rebar found in concrete; continuing thence North 00 degrees 48 minutes 47 seconds East a distance of 212.52 feet to a point; thence North 15 degrees 07 minutes 15 seconds East a distance of 136.39 feet to a point; thence in a northeasterly direction along the arc of a curve to the right an arc distance of 56.96 feet (said arc being subtended by an arc having a chord bearing of North 26 degrees 23 minutes 12 seconds East, a chord length of 56.40 feet and a radius of 116.74 feet) to a rebar set, said point being the TRUE POINT OF BEGINNING FOR TRACT 1;

FROM SAID TRUE POINT OF BEGINNING FOR TRACT 1, thence North 36 degrees 24 minutes 00 seconds East along the proposed new common property line separating property now or formerly of Zoo Atlanta and of the City of Atlanta a distance of 30.76 feet; thence North 20 degrees 39 minutes 43 seconds East along the proposed new common property line separating property now or formerly of Zoo Atlanta and of the City of Atlanta a distance of 45.00 feet to a point; leaving said proposed new common property line, thence South 44 degrees 27 minutes 48 seconds East a distance of 31.83 feet to a point located on the existing common property line separating property now or formerly of Zoo Atlanta and of the City of Atlanta; thence South 54 degrees 37 minutes 01 seconds West along the existing common property line separating property now or formerly of Zoo Atlanta and of the City of Atlanta a distance of 34.84 feet to a point; thence in a southwesterly direction along the arc of a curve to the left along the existing common property line separating property now or formerly of Zoo Atlanta and of the City of Atlanta an arc distance of 37.03 feet (said arc being subtended by an arc having a chord bearing of South 49 degrees 27 minutes 04 seconds West, a chord length of 36.87 feet and a radius of 116.74 feet) to a point, said point being the TRUE POINT OF BEGINNING FOR TRACT 1, containing 0.019 acres (851 square feet), more or less.

**FURTHER LESS AND EXCEPT THE FOLLOWING REAL PROPERTY**

TO FIND THE TRUE POINT OF BEGINNING FOR TRACT 3, COMMENCE at the intersection of the eastern right-of-way of Cherokee Avenue (sixty foot right-of-way) and the northern right-of-way of Atlanta Avenue (variable right-of-way), thence in an easterly direction along the northern right-of-way of said Atlanta Avenue a distance of 1313.66 feet to a point; leaving said right-of-way, thence along the shown existing common property line separating property now or formerly of Zoo Atlanta and of the City of Atlanta, the following calls and distances:

North 00 degrees 48 minutes 47 seconds East a distance of 204.81 feet to a rebar found in concrete; continuing thence North 00 degrees 48 minutes 47 seconds East a distance of 135.11 feet to a rebar found in concrete; continuing thence North 00 degrees 48 minutes 47 seconds East a distance of 64.53 feet to a rebar found in concrete; continuing thence North 00 degrees 48 minutes 47 seconds East a distance of 212.52 feet to a point; thence North 15 degrees 07 minutes 15 seconds East a distance of 136.39 feet to a point; thence in a northeasterly direction along the arc of a curve to the right an arc distance of 56.96 feet (said arc being subtended by an arc having a chord bearing of North 26 degrees 23 minutes 12 seconds East, a chord length of 56.40 feet and a radius of 116.74 feet) to a rebar set, leaving said existing common property line,

thence North 36 degrees 24 minutes 00 seconds East along the proposed new common property line separating property now or formerly of Zoo Atlanta and of the City of Atlanta a distance of 30.76 feet; thence North 20 degrees 39 minutes 43 seconds East along the proposed new common property line separating property now or formerly of Zoo Atlanta and of the City of Atlanta a distance of 45.00 feet to a point; thence North 20 degrees 39:minutes 43 seconds East along the proposed new common property line separating property now or formerly of Zoo Atlanta and of the City of Atlanta a distance of 6.57 feet to a point; thence North 13 degrees 55 minutes 33 seconds East along the proposed new common property line separating property now or formerly of Zoo Atlanta and of the City of Atlanta a distance of 36.90 feet to a rebar set, said point being the TRUE POINT OF BEGINNING FOR TRACT 3;

FROM SAID TRUE POINT OF BEGINNING FOR TRACT 3 thence North 13 degrees 55 minutes 33 seconds East along the proposed new common property line separating property now or formerly of by Zoo Atlanta and of the City of Atlanta a distance of 36.16 feet to a rebar set; thence North 40 degrees 29 minutes 17 seconds East along the proposed new common property line separating property now or formerly of Zoo Atlanta and of the City of Atlanta a distance of 15.51 feet to a rebar set on the existing common property line separating property now or formerly of Zoo Atlanta and of the City of Atlanta; thence South 01 degrees 08 minutes 03 seconds West along the existing common property line separating property now or formerly of Zoo Atlanta and of the City of Atlanta a distance of 15.29 feet to a point; thence in a

southwesterly direction along the arc of a curve to the right along the existing common property line separating property now or formerly of Zoo Atlanta and of the City of Atlanta an arc distance of 29.87 feet (said arc being subtended by a chord having a chord bearing of South 25

degrees 58 minutes 12 seconds West, a chord length of 28.80 feet and a radius of 31.99 feet) to a point; thence South 45 degrees 41 minutes 32 seconds West along the existing common property line separating property now or formerly of Zoo Atlanta and of the City of Atlanta a distance of 8.19 feet to rebar set, said point being the TRUE POINT OF BEGINNING FOR TRACT 3; containing 0.008 acres (368 square feet), more or less.

The within described property being one contiguous parcel comprised of all of the property described in that Governmental Agreement Regarding the Atlanta Zoo dated as of June 1, 2007 together with and less and except the certain parcels described herein.

**FURTHER LESS AND EXCEPT THE FOLLOWING REAL PROPERTY**

ALL THAT TRACT OR PARCEL OF LAND LYING IN AND BEING A PART OF LAND LOT 43 OF THE 14TH DISTRICT, CITY OF ATLANTA, FULTON COUNTY, GEORGIA, AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT A POINT ON THE EASTERLY RIGHT-OF-WAY LINE OF CHEROKEE AVENUE HAVING AN APPARENT 50' RIGHT-OF-WAY; SAID POINT BEING LOCATED AT NORTH: 1357437.567' AND EAST: 2233694.518 ACCORDING TO THE NORTH AMERICAN DATUM OF 1982 (NAD83-2011) GEORGIA WEST ZONE; THENCE LEAVING THE SAID RIGHT-OF-WAY OF CHEROKEE AVENUE SOUTH 82 DEGREES 52 MINUTES 14 SECONDS EAST A DISTANCE OF 98.53 FEET TO A POINT, SAID POINT BEING THE TRUE POINT OF BEGINNING SAID POINT BEING LOCATED AT NORTH: 1357425.338' AND EAST: 2233792.286' ACCORDING TO THE SAID NORTH AMERICAN DATUM OF 1982;

THENCE FROM THE POINT OF BEGINNING AS THUS ESTABLISHED, SOUTH 82 DEGREES 52 MINUTES 14 SECONDS EAST A DISTANCE OF 4.57 FEET TO A POINT; THENCE SOUTH 00 DEGREES 00 MINUTES 47 SECONDS EAST A DISTANCE OF 21.74 FEET TO A POINT; THENCE ALONG A CURVE TO THE RIGHT, HAVING A RADIUS OF 19.21 FEET, BEING SUBTENDED BY A CHORD BEARING OF SOUTH 00 DEGREES 32 MINUTES 23 SECONDS WEST A DISTANCE OF 37.03 FEET, HAVING A ARC LENGTH OF 49.98 FEET TO A POINT; THENCE SOUTH 86 DEGREES 07 MINUTES 48 SECONDS WEST A DISTANCE OF 26.97 FEET TO A POINT; THENCE SOUTH 00 DEGREES 00 MINUTES 47 SECONDS EAST A DISTANCE OF 20.75 FEET TO A POINT; THENCE NORTH 87 DEGREES 59 MINUTES 25 SECONDS WEST A DISTANCE OF 7.51 FEET TO A POINT; THENCE NORTH 02 DEGREES 00 MINUTES 35 SECONDS EAST A DISTANCE OF 84.24 FEET TO A POINT, SAID POINT BEING THE TRUE POINT OF BEGINNING;

SAID TRACT OR PARCEL OR TRACT OF LAND CONSISTS OF 0.045 ACRES MORE OR LESS. AS SHOWN ON THE EXHIBIT DATED JUNE 19, 2025 BY PATRIOT SURVEYING & INFRASTRUCTURE, PLLC;