

After recording, return to:
E. Ronald Bennett, Jr.
Carothers & Mitchell, LLC
1809 Buford Highway
Buford, GA 30518

QUITCLAIM DEED

STATE OF GEORGIA COUNTY OF FULTON

THIS INDENTURE, made as of the _____ day of _____, 20____, by and between **Fulton County**, a political subdivision of the State of Georgia, as party or parties of the first part, hereinafter called Grantor, and **City of Johns Creek, Georgia**, a municipal corporation created under the laws of the State of Georgia, as party or parties of the second part, hereinafter called Grantee (the words "Grantor" and "Grantee" to include their respective heirs, successors and assigns where the context requires or permits).

WITNESSETH:

WHEREAS, on July 7, 1998, Grantor, by that certain Final Order and Judgment Decree, referenced in Civil Action File No. E-70885 in the records of the Clerk of Superior Court of Fulton County, Georgia, obtained the legal right to perform general maintenance of all that tract or parcel of land being located in Land Lot 329 of the 1st District and 1st Section of Fulton County, Georgia, as more particularly described therein ("Property"), to Fulton County, Georgia; and

WHEREAS, the maintenance easement was acquired for the purpose of accessing and maintaining the Macedonia Cemetery pursuant to O.C.G.A. § 36-72-3, and grants Fulton County staff, contractors, and vendors, the legal right to perform general landscaping maintenance; and

WHEREAS, Fulton County wishes to convey its easement rights to maintain the Macedonia Cemetery to Grantee, and Grantee wishes to obtain Grantor's rights as confirmed in the Final Order and Judgment Decree.

THEREFORE, Grantor, for and in consideration of the sum of One Dollar (\$1.00) and other valuable consideration in hand paid at or before the sealing and delivery of these presents, the receipt and sufficiency of which is hereby acknowledged, by these presents does hereby bargain, sell, remise, release convey and forever QUITCLAIM unto Grantee all the right, title, claim or demand which Grantor has or may have in and to the Property described on Exhibit A attached hereto.

THE PURPOSE OF THIS QUITCLAIM DEED IS TO CONVEY FULTON COUNTY'S COURT ESTABLISHED MAINTENANCE EASEMENT RIGHTS IN THE MACEDONIA CEMETERY TO THE CITY OF JOHNS CREEK, GEORGIA AS GRANTED AND ACKNOWLEDGED IN CIVIL ACTION FILE NO. E-70885, AFORESAID RECORDS. FULTON COUNTY SHALL HAVE NO FURTHER OBLIGATION TO MAINTAIN THE MACEDONIA CEMETERY SITE UPON JOHNS CREEK'S ACCEPTANCE OF THE CONVEYANCE.

TO HAVE AND TO HOLD the said described premises to Grantee, so that neither Grantor nor any persons or persons claiming under Grantor shall at any time, by any means or ways, have, claim, or demand any right or title to said premises or appurtenances, or any rights thereof.

IN WITNESS WHEREOF, Grantor has signed and sealed this instrument as of the day and year first above written.

Signed, sealed and delivered, this _____
day of _____, 2021,
in the presence of:

**Fulton County, a political subdivision of the
State of Georgia**

Unofficial Witness

By: _____
Robb Pitts, Chairman
Fulton County Board of Commissioners

Notary Public

Attest: _____
Tonya R. Grier
Clerk to the Commission

APPROVED AS TO FORM

This ____ day of _____, 2021.

Office of Fulton County Attorney

EXHIBIT A LEGAL DESCRIPTION

All that tract or parcel of land lying in and being part of Land Lot 329, of the 1st Land District, of the 1st Section, City of Johns Creek, Fulton County, Georgia being Tax Parcel Id: 11-0940-0329-002-0 and being more particularly described as follows:

BEGINNING at a 2" pipe found located at the land lot corner common to land lots 299, 300, 329 and 330, said 2" pipe being the property corner common and coincident to the properties now or formerly owned by Macedonia Methodist African Church and Myco Medlock Ltd.; Thence continuing along the common land lot line of land lots 300 and 329 and the property line common and coincident to the properties now or formerly owned by Macedonia Methodist African Church and Myco Medlock Ltd., North 00°51'53" East for a distance of 378.51' to a 1" pipe found, said 1" pipe being the property corner common and coincident to the properties now or formerly owned by Macedonia Methodist African Church, Myco Medlock Ltd. and William & Johanna Simms; Thence leaving said land lot line proceed along the property line common and coincident to the properties now or formerly owned by Macedonia Methodist African Church and William & Johanna Simms, South 87°46'08" East for a distance of 47.44' to a 5/8" rebar with cap found, said 5/8" rebar being the property corner common and coincident to the properties now or formerly owned by Macedonia Methodist African Church, William & Johanna Simms, and William T. & Sandy R. Shiver; Thence along the property line common and coincident to the properties now or formerly owned by Macedonia Methodist African Church and William T. & Sandy R. Shiver, South 87°54'13" East for a distance of 187.64' to a 1" crimped top pipe found, said 1" crimped top pipe being the property corner common and coincident to the properties now or formerly owned by Macedonia Methodist African Church, William T. & Sandy R. Shiver, and Stephen G. & Joan A. Laube; Thence along the property line common and coincident to the properties now or formerly owned by Macedonia Methodist African Church and Stephen G. & Joan A. Laube, South 04°31'07" West for a distance of 89.97' to a 5/8" rebar with cap found, said 5/8" rebar being the property corner common and coincident to the properties now or formerly owned by Macedonia Methodist African Church, Stephen G. & Joan A. Laube, and Edward J. Thompson Jr. & Yohanna Thompson; Thence along the property line common and coincident to the properties now or formerly owned by Macedonia Methodist African Church and Edward J. Thompson Jr. & Yohanna Thompson, South 04°28'21" West for a distance of 101.10' to a 5/8" rebar with cap found, said 5/8" rebar being the property corner common and coincident to the properties now or formerly owned by Macedonia Methodist African Church, Edward J. Thompson Jr. & Yohanna Thompson, and Pelham L. & Shandle D. Williams; Thence along the property line common and coincident to the properties now or formerly owned by Macedonia Methodist African Church and Pelham L. & Shandle D. Williams, South 04°33'33" West for a distance of 100.93' to a 5/8" rebar w/ cap found, said 5/8" rebar being the property corner common and coincident to the properties now or formerly owned by Macedonia Methodist African Church, Pelham L. & Shandle D. Williams, and Joy L. Williamson; Thence along the property line common and coincident to the properties now or formerly owned by Macedonia Methodist African Church and Joy L. Williamson, South 04°26'16" West for a distance of 78.93' to a 1" crimped top pipe found on the common land lot line of land lots 329 and 330, said 1" crimped top pipe being the property corner common and coincident to the properties now or formerly owned by Macedonia Methodist African Church, Joy L. Williamson, and Myco Medlock Ltd.; Thence continuing along the common land lot line of land lots 329 and 330 and the property line common and coincident to the properties now or formerly owned by Macedonia Methodist African Church and Myco Medlock Ltd., North 89°59'25" West for a distance of 211.53' to a 2" pipe, said 2" pipe being the TRUE POINT OF BEGINNING.

Said tract of land containing 1.92 acres or 83,570 square feet, being shown on and described by that certain plat entitled "Boundary Survey for City of Johns Creek - Macedonia Cemetery" prepared by KCI Technologies, Inc., dated March 23, 2020, and bearing the seal of James W. Clay III, Georgia Registered Land Surveyor No. 2850, which survey is hereby made part of this legal description by this reference.