

After recording return to:

Lee Anne Sapp, Esq.
Morris, Manning & Martin, LLP
1600 Atlanta Financial Center
3343 Peachtree Road, N.E.
Atlanta, Georgia 30326

Cross-reference to the
instruments recorded at:

Book 3132, Page 648, Bartow
County, Georgia Records

STORMWATER UTILITY MAINTENANCE TERMINATION AGREEMENT

THIS STORMWATER UTILITY MAINTENANCE TERMINATION AGREEMENT (“Termination”) is executed as of this ____ day of September, 2023, by CCCTM, LLC, a Georgia limited liability company (“Owner”), and the City of Cartersville, Georgia (“City”; and collectively with Owner, the “Parties”).

W I T N E S S E T H:

WHEREAS, Owner, as successor to Highlands Investment Associates, LLC, entered into that certain City of Cartersville Stormwater Utility Maintenance Agreement dated September 4, 2018, and recorded in Book 3132, page 648, aforesaid records (the “Maintenance Agreement”);

WHEREAS, the Maintenance Agreement grants certain rights in favor of the City;

WHEREAS, the Parties desire to terminate the Maintenance Agreement of record;

NOW, THEREFORE, for and in consideration of value received and for other good and valuable consideration, each on behalf of itself and its respective successors, successors-in-title, heirs, personal representatives and assigns, the Parties hereby terminate the Maintenance Agreement, such termination to be effective as of the date of this Termination. The Parties acknowledge and agree that from and after the date hereof, the Maintenance Agreement shall be null, void and of no further force or effect, and both parties hereby forever waive, release, and discharge any and all claims either party may have against the other with respect to the Maintenance Agreement from and after the date hereof.

This Termination may be executed in any number of counterparts, which when taken together shall constitute one and the same instrument.

[Signature Pages Follow]

IN WITNESS WHEREOF, the undersigned have executed and delivered this Termination as of the day and year first above written.

OWNER:

Signed, sealed and delivered in the presence of:

CCCTM, LLC,
a Georgia limited liability company

A. Malore
Unofficial Witness

By: *[Signature]*
O. Hamilton Reynolds, President

Margie Ferguson
Notary Public

My commission expires: 4-17-2024



[Signature Pages Continue]

Signed, sealed and delivered in
the presence of:

MAYOR:

Matthew J. Santini

Unofficial Witness

Attested to by:

Notary Public

Julia Drake, City Clerk

My commission expires: _____

[NOTARY SEAL]

I, the undersigned, do hereby affirm and swear, under oath, that all information on this Termination and on any accompanying documents are true and correct.

Signed, sealed and delivered in
the presence of:

CITY:

THE CITY OF CARTERSVILLE, GEORGIA,
a Georgia municipal corporation

Unofficial Witness

By: _____
Matthew J. Santini, Mayor

Notary Public

Attested to by:

My commission expires: _____

[NOTARY SEAL]

Julia Drake, City Clerk