

**RETURN TO:
Archer & Lovell PC
PO Box 1024
Cartersville GA 30120**

**STATE OF GEORGIA
COUNTY OF BARTOW**

RIGHT OF WAY DEED OF DEDICATION

THIS INDENTURE, made this ____ day of _____, 20____, between,

TILLEY PROPERTIES, INC. and SHROPSHIRE PROPERTIES, LLC

the County of Bartow, State of Georgia, as party or parties of the first part, hereinafter called Grantor, and

CITY OF CARTERSVILLE, a Municipal Corporation 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). The words "Grantor" and "Grantee" to include the neuter, masculine and feminine genders, the singular and the plural;

W I T N E S S E T H

FOR AND IN CONSIDERATION of the sum of **TEN and 00/100'S (\$10.00) Dollars** and other good and valuable considerations in hand paid at and before the sealing and delivery of these presents, the receipt whereof is hereby acknowledged, has granted, dedicated, bargained, sold, aliened, conveyed and confirmed, and by these presents does grant, bargain, sell, alien, convey and confirm unto the said Grantee,

All that tract or parcel of land lying and being in Land Lot 168, 4th District, 3rd Section of Bartow County Georgia; consisting of a 0.017 acres/760 and 0.018 acres/799 City of Cartersville right-of-ways and being more particularly described on surveys for the City of Cartersville entitled Right-of-Way Dedication Exhibit of 898 Joe Frank Harris Parkway, prepared by Jonathan Edward Moeller, GRLS No. 3345, on October 5, 2021, and recorded in Plat Book 2023, Page 122 and Plat Book 2023, Page 123, in the Office of the Clerk of the Superior Court of Bartow County, Georgia.

This deed is given to dedicate the described roads, utility easements, water easements, sewer easements, gas easements, stormwater easements and related infrastructure to the City of Cartersville, as indicated on said plat. As a condition to grantee's acceptance hereof, grantor must, and does hereby, agree to maintain said roads and easements as required by the City of Cartersville for a period of one year commencing with the acceptance hereof by grantee, as evidenced below.

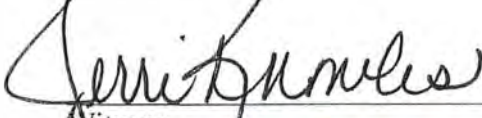
The Grantor his/her successors and assigns, shall agree to hold the City of Cartersville harmless and indemnify the city from all liabilities, claims, suits, injuries or actions arising from defects in design, installation and/or maintenance of said infrastructure during the twelve-month maintenance period.

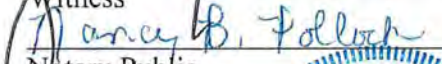
TO HAVE AND TO HOLD the said tract or parcel of land, with all and singular the rights, members and appurtenances thereof, to the same being, belonging, or in anywise appertaining, to the only proper use, benefit and behoof of the said Grantee forever in **FEE SIMPLE**.

AND THE SAID Grantor will forever defend the right and title to the above described property unto the said Grantee against the claims of all persons whomsoever.

IN WITNESS WHEREOF, Grantor has hereunto set grantor's hand and seal this day and year first above written.


Signed, sealed and delivered
in the presence of:




Witness


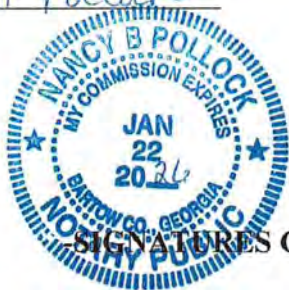
Notary Public

GRANTOR: TILLEY PROPERTIES, INC.



Beth Tilley, CEO
SHROPSHIRE PROPERTIES, LLC


George E. Shropshire III
Managing Member



SIGNATURES CONTINUED ON NEXT PAGE-

-USE THIS PAGE ONLY IF APPLICABLE-

THIS DEED OF DEDICATION IS HEREBY CONSENTED TO BY TENANT, Taco Bell of America, LLC, PURSUANT TO THAT MEMORANDUM OF LEASE BETWEEN Tilley Properties, Inc. and Shropshire Properties, LLC, AS LANDLORD AND Taco Bell of America, LLC, AS TENANT.

Tenant shall agree to hold the City of Cartersville and Grantor harmless and indemnify each from all liabilities, claims, suits, injuries or actions arising from defects in design, installation and/or maintenance of said infrastructure during the twelve-month maintenance period.

Signed, sealed and delivered
in the presence of:

TENANT: Taco Bell of America,
LLC

D. Errington
Witness

By: 
Eric Hayden


Notary Public

Its: Assistant Secretary

My commission expires:
September 7, 2023

[NOTARIAL SEAL]



-SIGNATURES CONTINUED ON NEXT PAGE-

ACCEPTANCE OF DEDICATION BY CITY OF CARTERSVILLE

THE CITY OF CARTERSVILLE, GEORGIA, HEREBY ACCEPTS THE DEDICATION TO WHICH IS ACCEPTANCE IS ATTACHED, THIS ____ DAY OF _____, 20____.

Attested to by:

Julia Drake, City Clerk

CITY OF CARTERSVILLE, GEORGIA

By: _____
Calvin Cooley, Mayor Pro Tem