

## **RESOLUTION 26-09**

### **A RESOLUTION TO ACCEPT RIGHT OF WAY DEED**

**WHEREAS**, the Dalton-Whitfield Joint Development Authority (“JDA”) has completed construction of certain public roadways described as follows:

All that tract or parcel of land lying and being in Land Lot No. 257 in the 12th District and 3rd Section of Whitfield County, Georgia, and being those certain roads shown as Sorrel Drive, Flintwood Way, Jasmine Court, Sweetgum Street, Tulip Drive, Lantana Drive and Camellia Street according to a plat of survey prepare for Hamilton Village, by Craig M. Cook, Georgia Registered Land Surveyor No. 2691, dated January 19, 2026, last revised March 11, 2026, and recorded in Plat Book 000OF Page 1491, Whitfield County, Georgia Land Records, reference to which is hereby made and incorporated herein by reference.

(“Property”);

**WHEREAS**, the JDA desires to dedicate said Property to the City of Dalton for purposes of a public right of way;

**WHEREAS**, the dedication of said Property complies with the requirements of Sections 102-161 through 102-163 of the City of Dalton Code of Ordinances;

**WHEREAS**, it is in the best interest of the City of Dalton to accept said Property and the dedication of said public right of way; and

**WHEREAS**, the JDA has executed a Dedication of Public Right of Way Deed (“Deed”) granting said Property to the City of Dalton, which is attached hereto as Exhibit 1;

**NOW THEREFORE BE IT RESOLVED**, that the Mayor and Council of the City of Dalton hereby agrees to accept the Property and accept the dedication of said right of way as set forth in Exhibit 1, which Deed shall be recorded in the Whitfield County Land Records;

**BE IT FURTHER RESOLVED**, that the Mayor is authorized to execute any such other documents, instruments, certificates, assignments, and papers which, in the judgment of the Mayor, may be necessary and desirable to effect the proposed transaction. Such agreements, instruments, certificates, assignments, papers and/or documents shall be in such form and contain such terms and conditions as may be approved by the Mayor on behalf of the City in accordance with this Resolution, and the execution of such agreements, instruments, certificates, assignments, papers, and documents by the Mayor on behalf of the City is herein authorized and shall be conclusive evidence of any such approval;

**BE IT FURTHER RESOLVED**, that all acts and doings of the Mayor in connection with the proposed transaction which are in conformity with the purposes and intents of these Resolutions and in furtherance of the transaction contemplated hereby and thereby shall be, and the same hereby are, in all respects approved and confirmed;

**BE IT FURTHER RESOLVED**, that the signature of the Mayor to any of the consents, agreements, instruments, certificates, assignments, papers, and documents executed and delivered

in connection therewith shall be conclusive evidence of the authority of the Mayor to execute and deliver such consents, agreements, instruments, certificates, assignments, papers, and other documents on behalf of the City.

**BE IT FURTHER RESOLVED**, that all resolutions or parts thereof of the City of Dalton in conflict with the provisions herein contained are, to the extent of such conflict, hereby superseded and repealed.

**BE IT FURTHER RESOLVED**, that these Resolutions shall take effect immediately upon their adoption.

**SO RESOLVED**, this \_\_\_\_ day of \_\_\_\_\_, 2026.

**CITY OF DALTON, GEORGIA**

\_\_\_\_\_  
Mayor/Mayor Pro Tempore

ATTESTED TO:

\_\_\_\_\_  
City Clerk

# **EXHIBIT “1”**

[Space above this line for recording data.]

Please Record and Return To:

J. Tom Minor, IV  
The Minor Firm  
P.O. Box 2586  
Dalton, GA 30722-2586

Tax Parcel No.: 12-257-07-055  
12-257-07-057  
12-257-07-065  
12-257-07-064

## DEDICATION OF PUBLIC RIGHT OF WAY

Georgia, Whitfield County

**THIS INDENTURE** made this \_\_\_\_ day of March, 2026, between the **Dalton-Whitfield Joint Development Authority**, a public body corporate and politic and an instrumentality of the State of Georgia, and a joint development authority duly created pursuant to the Development Authorities law of the State of Georgia, O.C.G.A. §36-62-1, et. seq., as amended, and activated by joint and concurrent resolutions of the governing bodies of Whitfield County, Georgia and the City of Dalton, Georgia, Grantor, and the **City of Dalton, Georgia**, a municipal corporation of the State of Georgia, as Grantee.

The words "Grantor" and "Grantee" whenever used herein shall include all individuals, corporations and any other persons or entities, and all the respective heirs, executors, administrators, legal representatives, successors and assigns of the parties hereto, and all those holding under either of them, and the pronouns used herein shall include, when appropriate, either gender and both singular and plural, and the grammatical construction of sentences shall conform thereto. If more than one party shall execute this deed each Grantor shall always be jointly and severally liable for the performance of every promise and agreement made herein.

**THE GRANTOR**, for and in consideration of the sum of ten dollars and other valuable considerations, in hand paid at or before the sealing and delivery of these presents, the receipt of which is hereby acknowledged, has bargained and sold, and by these presents does grant, bargain, sell and convey unto the said Grantee all that tract or parcel of land as more particularly described in Exhibit "A" attached hereto, reference to which is hereby made and incorporated herein by reference.

**THIS CONVEYANCE** is made subject to all zoning ordinances, easements, and restrictions of record insofar as the same may lawfully affect the above-described property.

**TO HAVE AND TO HOLD** the said tract of land, with all and singular the rights, members and appurtenances thereof, to the same being, belonging, or in any wise appertaining, to the only proper use,

benefit and behoof of the said Grantee, forever, in Fee simple. The said Grantor hereby dedicates Grantor's interest in said roads to public use and will warrant and forever defend the right and title to the above-described property unto the said Grantee against the lawful claims of all persons.

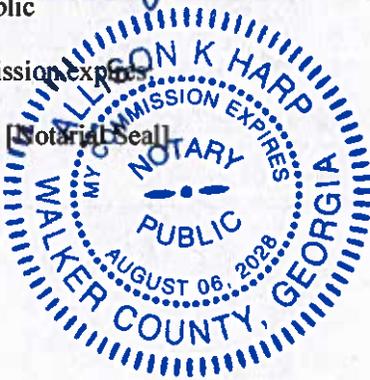
**IN WITNESS WHEREOF**, this deed has been duly executed and sealed by Grantor the day and year first above written.

Signed, sealed and delivered  
In the presence of:

Unofficial Witness

Notary Public

My commission expires



**Dalton-Whitfield Joint Development Authority**

By: Kenn W. Harp  
Chairman

Attest: [Signature]  
ASST. Secretary

[Corporate Seal]



## **EXHIBIT "A"**

All that tract or parcel of land lying and being in Land Lot No. 257 in the 12th District and 3rd Section of Whitfield County, Georgia, and being those certain roads shown as Sorrel Drive, Flintwood Way, Jasmine Court, Sweetgum Street, Tulip Drive, Lantana Drive and Camellia Street according to a plat of survey prepared for Hamilton Village, by Craig M. Cook, Georgia Registered Land Surveyor No. 2691, dated January 19, 2026, last revised March 11, 2026, and recorded in Plat Book 0000F Page 1491, Whitfield County, Georgia Land Records, reference to which is hereby made and incorporated herein by reference.