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## DEDICATION OF PUBLIC RIGHT OF WAY

**Georgia, Whitfield County**

**THIS INDENTURE** made this \_\_\_\_ day of August, 2020, between **Mill Creek Property Owners Association, Inc.**, a Georgia not for profit corporation, Grantor, and the **City of Dalton**, Georgia, a municipal corporation of the State of Georgia 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, and conveyed subject to the rights of the Owners (as defined in the “Covenants”) and the Association (as defined in the “Covenants”) to the use thereof as Common Areas (as defined in the “Covenants”), as described in that certain Declaration of Covenants, Restrictions and Easements for the Farm Properties which appear of record in Deed Book 1025 Page 235, et. seq., and as amended (the “Covenants”).

**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.

**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:

**Mill Creek Property Owners Association, Inc.**

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

By: \_\_\_\_\_  
Alice Squillario, President

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

Attest: \_\_\_\_\_  
John P. Neal, III, Secretary

My commission expires:

[Notarial Seal]

[Corporate Seal]

## **EXHIBIT “A”**

### **Tract No. 1:**

All that tract or parcel of land lying and being in Land Lot Nos. 226, 227 and 230 in the 12th District and 3rd Section of Whitfield County, Georgia, and being those certain roadways being more particularly identified as “Goose Hill Road”, “Buck's Bluff”, “Millstone Circle” and “Wildberry Road,” according to that certain plat of survey prepared by Marcus E. Cook, Georgia Registered Land Surveyor No. 1935, dated July 8, 1987, revised July 10, 1987, revised September 11, 1987, and further revised on September 22, 1987, and recorded in Plat Cabinet C Slides 333-335, inclusive, Whitfield County, Georgia Land Records, reference to which plat is hereby made and incorporated herein by reference.

For prior title see Deed Book 1025 Page 269 and Deed Book 1054 Page 17, Whitfield County, Georgia Land Records.

### **Tract No. 2:**

All that tract or parcel of land lying and being in Land Lot Nos. 226, 227 and 231 in the 12th District and 3rd Section of Whitfield County, Georgia, and being that certain roadway being more particularly identified as “Wildberry Road,” according to that certain plat of survey prepared by Marcus E. Cook, Georgia Registered Land Surveyor No. 1935, dated April 3, 1988, as revised, and recorded in Plat Cabinet C Slides 309-391, inclusive, Whitfield County, Georgia Land Records, reference to which plat is hereby made and incorporated herein by reference, and further described according to that certain plat of survey prepared by Marcus E. Cook, Georgia Registered Land Surveyor No. 1935, dated May 13, 2003, revised February 16, 2004, and recorded in Plat Cabinet C Slides 3021-3022 2inclusive, Whitfield County, Georgia Land Records, reference to which plat is hereby made and incorporated herein by reference

For prior title see Deed Book 1083 Page 99 and Deed Book 4196 Page 18, Whitfield County, Georgia Land Records.

### **Tract No. 3:**

All that tract or parcel of land lying and being in Land Lot Nos. 225 and 226 in the 12th District and 3rd Section of Whitfield County, Georgia, and being that certain roadway being more particularly identified as “Goosehill Road,” according to that certain plat of survey prepared by Marcus E. Cook, Georgia Registered Land Surveyor No. 1935, dated June 1, 1988 and revised June 10, 1988, and recorded in Plat Cabinet C Slides 413-414, inclusive, Whitfield County, Georgia Land Records, reference to which plat is hereby made and incorporated herein by reference.

For prior title see Deed Book 2026 Page 262, Whitfield County, Georgia Land Records.

Tract No. 4:

All that tract or parcel of land lying and being in Land Lot Nos. 225, 226, 227, 230 and 231 in the 12th District and 3rd Section of Whitfield County, Georgia, and being that certain roadway being more particularly identified as "Pintail Circle," according to that certain plat of survey prepared by Marcus E. Cook, Georgia Registered Land Surveyor No. 1935, dated July 8, 1987, revised July 10, 1987, revised September 15, 1987 and revised September 22, 1987, and as further revised, and recorded in Plat Cabinet C Slides 721, Whitfield County, Georgia Land Records, reference to which plat is hereby made and incorporated herein by reference.

For prior title see Deed Book 1025 Page 269, Deed Book 1054 Page 17, Deed Book 2014 Page 311, Whitfield County, Georgia Land Records, and Deed Book 2022 Page 61, Whitfield County, Georgia Land Records.

Tract No. 5:

All that tract or parcel of land lying and being in Land Lot No. 225 in the 12<sup>th</sup> District and 3rd Section of Whitfield County, Georgia, and being those certain roadways being more particularly identified as "Woods Point Road," "Overlook Trail" and "Stoney Run Road," according to that certain plat of survey prepared by Marcus E. Cook, Georgia Registered Land Surveyor No. 1935, dated November 3, 1989, revised November 8, 1989 and revised February 7, 1990, and recorded in Plat Cabinet C Slide 656-657, inclusive, Whitfield County, Georgia Land Records, reference to which plat is hereby made and incorporated herein by reference.

For prior title see Deed Book 2131 Page 229, Whitfield County, Georgia Land Records.

Trace No. 6:

All that tract or parcel of land lying and being in Land Lot No. 225 in the 12th District and 3rd Section of Whitfield County, Georgia, and being those certain roadways being more particularly identified as "Woods Point," according to that certain plat of survey prepared by Marcus E. Cook, Georgia Registered Land Surveyor No. 1935, dated November 20, 1989, and recorded in Plat Cabinet C Slide 666, inclusive, Whitfield County, Georgia Land Records, reference to which plat is hereby made and incorporated herein by reference.

For prior title see Deed Book 2006 Page 262, Deed Book 2131 Page 224 and Deed Book 2142 Page 6, Whitfield County, Georgia Land Records.