RESOLUTION BY

FINANCE/EXECUTIVE COMMITTEE

02-R-1488

AUTHORIZING THE MAYOR TO QUITCLAIM TO THE ATLANTA BOARD OF EDUCATION FIVE (5) SCHOOL PROPERTIES, GILBERT ELEMENTARY, NORTH FULTON HIGH, BLAIR VILLAGE ELEMENTARY, PRYOR STREET ELEMENTARY AND BOLTON ELEMENTARY SCHOOLS, LOCATED IN LAND LOTS 34, 70, 74 AND 75 OF DISTRICT 14 AND LAND LOTS 100 AND 230 OF DISTRICT 17, FULTON COUNTY, GEORGIA.

WHEREAS, the City of Atlanta presently holds legal title to certain real property that is subject to the equitable title of the Atlanta Board of Education (the "Board"); and

WHEREAS, such property has been determined to be subject to the use and control of the Board; and

WHEREAS, on occasion, the Board desires to made construction improvements or to dispose of such real property; and

WHEREAS, on occasion, the Board finds it necessary to apply to the Georgia Department of Education for the allocation of capital outlay funds; and

WHEREAS, by Resolution of the Council of the City of Atlanta adopted by the Council on August 19, 1985 and approved by the Mayor on August 23, 1985, a procedure was established for transfer of title of such property to the Board; a copy attached hereto as Exhibit C; and

WHEREAS, in accordance with the procedure set forth in the aforesaid Resolution, the Board has adopted a resolution, a copy attached hereto as Exhibit B, requesting the Council and Mayor of the City of Atlanta to quitclaim various school properties.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF ATLANTA, GEORGIA as follows:

Section 1. That title to school properties, Gilbert Elementary, North Fulton High, Blair Village Elementary, Pryor Street Elementary and Bolton Elementary Schools, as described in Exhibit A, attached hereto and incorporated herein by reference, be transferred by quitclaim deed to the Atlanta Board of Education, with the City of Atlanta reserving all its easement rights held over, under and through these properties.

Section 3. That the City Attorney shall prepare the necessary documents for transfer of said title.

Section 2. That the Mayor is authorized to execute a quitclaim deed for transfer of said title to the Atlanta Board of Education.

H-1

PROPERTIES CONVEYED TO BOARD OF EDUCATION

GILBERT ELEMENTARY

NORTH FULTON HIGH

BLAIR VALLAGE ELEMENTARY

PRYOR STREET ELEMENTARY

BOLTON ELEMENTARY SCHOOL

ATLANTA PUBLIC SCHOOLS

FACILITIES SERVICES
1631 LAFRANCE STREET, N.E.
ATLANTA, GEORGIA 30307

(404) 827-8407
FAX (404) 827-8423

Our Focus . . . Student Success

April 18, 2002

Ms. Deborah Scott-Brooks
Acting Commissioner
City of Atlanta
68 Mitchell Street, Suite 1225
Atlanta, GA 30335

CITY OF ATLANTA
BUREAU OF PURCHASING
2002 APR 19 PM 1:42

Dear Ms. Scott-Brooks:

I am requesting a quitclaim deed for the following schools:

- Old Gilbert
- North Fulton
- Blair Village
- Pryor Street
- Bolton

Enclosed is a legal description for each school along with an approved resolution by the Atlanta Board of Education.

Thank you in advance for your assistance in this matter. If there is any additional information needed, you may call me at 404-827-8415.

Sincerely,

Carla Pennyman
Manager of Property Development

Enclosures

c: Felicia Strong-Whitaker
Joan Leavell
Rodney Moore
Betrice Scott

For school system directory information, dial 404.827.8000. The Atlanta Public School System does not discriminate on the basis of race, color, religion, sex, age, national origin, disability, veteran status, marital status, or sexual orientation in any of its employment practices, educational programs, services or activities. For additional information about nondiscrimination provisions, please contact the Office of Internal Resolution, 2380 Peachtree Road, N.W., Atlanta, Georgia 30305, 404.350.2835 (V/TT).

EXHIBIT "A"

GILBERT

LEGAL DESCRIPTION

All that piece of parcel of land lying and being in Land Lot 89 of the 14th District, City of Atlanta, Fulton County, Georgia, containing 7.54 acres and being described as follows: Beginning at a point of beginning at the intersection of the right of ways of Bond Drive ad Ashwood Avenue and run along the north side of Ashwood Avenue, N89'13'10'W, 559.96 feet to the easterly right of way of interstate I-75/85, thence along said right of way the following courses and distances, N09'03'28'E, 90.42 feet, thence N11'11'59'E. 195.75 feet, thence N13'12'02'E, 195.89 feet, thence N15'47'35'E, 221.9 feet, thence N17'51'51'E, 45.51 feet, thence leaving said right of way S59'32'13'E, 83.10 feet, thence N59'27'47'E, 119.60 feet to westerly right of way of Bond Drive, thence southerly along the right of Wat of Bond Drive along a curve to the left an arc length of 199.10 feet, said curve having a chord bearing of S38'35'27'E and a chord length of 194.74 feet, thence along a curve to the right an arc length of 215.13 feet said curve having a chord bearing of S29'14'03'E and a chord length of 205.22 feet, thence S01'03'00'W, 423.93 feet to the point of beginning.

940340
06/13/94

Description of Property

9.218 Acre Tract ~

All of that or parcel of land lying and being in Land Lot 100 of the 17th District, Fulton County, Georgia and being more particularly describrd as follows:

Commencing at a point formed by the westerly r/w of North Fulton Drive (50' r/w) and the southerly r/w of Peachtree Avenue (50' r/w) and proceeding thence southerly along the westerly r/w of Peachtree Avenue (50' r/w) a distance of 264.1 feet to the POINT OF BEGINNING: from the POINT OF BEGINNING thus established proceed thence South 00 degrees 28 minutes 33 seconds East along the westerly r/w of North Fulton Avenue (50' r/w) for a distance of 386.55 feet to a point; thence departing the westerly r/w of North Fulton Avenue and following along a curve to the left having a radius of 118.38 feet and an arc length of 91.29 feet, being subtended by a chord of South 14 degrees 56 minutes 26 seconds West for a distance of 89.04 feet to a point; thence South 07 degrees 09 minutes 02 seconds East for a distance of 77.98 feet to a point; thence along a curve to the right having a radius of 188.00 feet and an arc length of 46.54 feet, being subtended by a chord of South 00 degrees 03 minutes 32 seconds East for a distance of 46.42 feet to a point; thence along a curve to the right having a radius of 47.42 feet and an arc length of 67.76 feet, being subtended by a chord of South 47 degrees 58 minutes 14 seconds West for a distance of 62.14 feet to a point; thence South 88 degrees 54 minutes 31 seconds West for a distance of 201.36 feet to a point; thence along a curve to the right having a radius of 100.64 feet and an arc length of 67.77 feet, being subtended by a chord of North 71 degrees 48 minutes 02 seconds West for a distance of 66.50 feet to a point; thence North 52 degrees 30 minutes 35 seconds West for a distance of 62.37 feet to a point; thence along a curve to the right having a radius of 380.00 feet and an arc length of 47.73 feet, being subtended by a chord of North 48 degrees 54 minutes 40 seconds West for a distance of 47.70 feet to a point; thence North 45 degrees 18 minutes 45 seconds West for a distance of 58.91 feet to a point; thence along a curve to the left having a radius of 159.12 feet and an arc length of 41.28 feet, being subtended by a chord of North 52 degrees 44 minutes 38 seconds West for a distance of 41.16 feet to a point; thence North 60 degrees 10 minutes 32 seconds West for a distance of 261.00 feet to a point; thence along a curve to the right having a radius of 78.60 feet and an arc length of 67.04 feet, being subtended by a chord of North 35 degrees 44 minutes 25 seconds West for a distance of 65.03 feet to a point on the easterly side of Delmont Drive (50' r/w); thence along the easterly side of Delmont Drive following along a curve to the left having a radius of 188.10 feet and an arc length of 46.58 feet, being subtended by a chord of North 18 degrees 24 minutes 00 seconds West for a distance of 46.47 feet to a point; thence departing the easterly r/w of Delmont Drive (50' r/w) North 02 degrees 23 minutes 49 seconds East for a distance of 97.15 feet to a point; thence North 02 degrees 23 minutes 49 seconds East for a distance of 217.20 feet to a point; thence South 87 degrees 52 minutes 32 seconds East for a distance of 121.28 feet to a point; thence South 00 degrees 13 minutes 22 seconds East for a distance of 71.07 feet to a point; thence North 88 degrees 00 minutes 06 seconds East for a distance of 240.04 feet to a point; thence North 88 degrees 14 minutes 43 seconds East for a distance of 385.49 feet to a POINT OF BEGINNING. Said property contains 9.218 acres more or less.

TOGETHER WITH a non-exclusive easement for pedestrian and vehicular ingress and egress over and across the following described roadway area, with the right to improve and maintain such roadway area:

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06/13/94

Description of Property

All of that tract or parcel of land lying and being in Land Lot 100 of the 17th District, Fulton County, Georgia and being more particularly described as follows:

Commencing from a point formed by the intersection of westerly r/w of North Fulton Avenue (50' r/w) and the southerly r/w of Peachtree Avenue (50' r/w) and proceeding thence southerly along the westerly r/w of North Fulton Avenue a distance of 650.65 feet to the POINT OF BEGINNING; from the POINT OF BEGINNING thus established proceed thence South 00 degrees 28 minutes 33 seconds East for a distance of 61.39 feet to a point; thence North 89 degrees 07 minutes 24 seconds East for a distance of 25.80 feet to a point on the easterly line of Land Lot 100; thence South 00 degrees 33 minutes 15 seconds East along the easterly line of Land Lot 100 for a distance of 3.90 feet to a point; thence departing the easterly line of Land Lot 100 South 38 degrees 27 minutes 03 seconds West for a distance of 16.17 feet to a point; thence South 07 degrees 09 minutes 02 seconds East for a distance of 81.50 feet to a point; thence along a curve to the right having a radius of 228.00 feet and an arc length of 56.44 feet, being subtended by a chord of South 00 degrees 03 minutes 32 seconds East for a distance of 56.30 feet to a point; thence along a curve to the right having a radius of 87.42 feet and an arc length of 124.92 feet, being subtended by a chord of South 47 degrees 58 minutes 14 seconds West for a distance of 114.56 feet to a point; thence South 88 degrees 54 minutes 31 seconds West for a distance of 201.36 feet to a point; thence along a curve to the right having a radius of 140.64 feet and an arc length of 94.70 feet, being subtended by a chord of North 71 degrees 48 minutes 02 seconds West for a distance of 92.92 feet to a point; thence North 52 degrees 30 minutes 35 seconds West for a distance of 62.37 feet to a point; thence along a curve to the right having a radius of 420.00 feet and an arc length of 52.76 feet, being subtended by a chord of North 48 degrees 54 minutes 40 seconds West for a distance of 52.72 feet to a point; thence North 45 degrees 18 minutes 45 seconds West for a distance of 58.91 feet to a point; thence along a curve to the left having a radius of 119.12 feet and an arc length of 33.02 feet, being subtended by a chord of North 53 degrees 15 minutes 17 seconds West for a distance of 32.92 feet to a point; thence North 61 degrees 11 minutes 49 seconds West for a distance of 168.58 feet to a point; thence along a curve to the left having a radius of 95.99 feet and an arc length of 90.82 feet, being subtended by a chord of North 88 degrees 18 minutes 08 seconds West for a distance of 87.47 feet to a point; thence along a curve to the left having a radius of 192.580 feet and an arc length of 38.06 feet, being subtended by a chord of South 58 degrees 55 minutes 50 seconds West for a distance of 38.00 feet to a point on the easterly r/w of Delmont Drive (50' r/w); thence along the easterly r/w of Delmont Drive (50' r/w) North 11 degrees 11 minutes 57 seconds East for a distance of 4.61 feet to a point; thence along a curve to the right having a radius of 136.90 feet and an arc length of 32.92 feet, being subtended by a chord of North 18 degrees 05 minutes 19 seconds East for a distance of 32.84 feet to a point; thence along a curve to the left having a radius of 188.10 feet and an arc length of 119.12 feet, being subtended by a chord of North 06 degrees 50 minutes 12 seconds East for a distance of 117.14 feet to a point; thence departing the easterly r/w of Delmont Drive (50' r/w) and following along a curve to the left having a radius of 78.60 feet and an arc length of 67.04 feet, being subtended by a chord of South 35 degrees 44 minutes 25 seconds East for a distance of 65.03 feet to a point; thence South 60 degrees 10

06/13/94

Description of Property

minutes 32 seconds East for a distance of 261.00 feet to a point; thence along a curve to the right having a radius of 159.12 feet and an arc length of 41.28 feet, being subtended by a chord of South 52 degrees 44 minutes 38 seconds East for a distance of 41.16 feet to a point; thence South 45 degrees 18 minutes 45 seconds East for a distance of 58.91 feet to a point; thence along a curve to the left having a radius of 380.00 feet and an arc length of 47.73 feet, being subtended by a chord of South 48 degrees 54 minutes 40 seconds East for a distance of 47.70 feet to a point; thence South 52 degrees 30 minutes 35 seconds East for a distance of 62.37 feet to a point; thence along a curve to the left having a radius of 100.64 feet and an arc length of 67.77 feet, being subtended by a chord of South 71 degrees 48 minutes 02 seconds East for a distance of 66.50 feet to a point; thence North 88 degrees 54 minutes 31 seconds East for a distance of 201.36 feet to a point; thence along a curve to the left having a radius of 47.42 feet and an arc length of 67.76 feet, being subtended by a chord of North 47 degrees 58 minutes 14 seconds East for a distance of 62.14 feet to a point; thence along a curve to the left having a radius of 188.00 feet and an arc length of 46.54 feet, being subtended by a chord of North 00 degrees 03 minutes 32 seconds West for a distance of 46.42 feet to a point; thence North 07 degrees 09 minutes 02 seconds West for a distance of 77.98 feet to a point; thence along a curve to the right having a radius of 118.38 feet and an arc length of 91.29 feet, being subtended by a chord of North 14 degrees 56 minutes 26 seconds East for a distance of 89.04 feet to THE POINT OF BEGINNING. Said property contains 1.047 acres more or less.

Exhibit "A" BLAIR VILLAGE

LEGAL DESCRIPTION

All that tract or parcel of land lying and being in Land Lot 34 of the 14th District, City of Atlanta, Fulton County, Georgia and being more particularly described as follows:

Beginning at the intersection of the northerly right of way of Blair Villa Drive (60'RW) and the easterly right of way of Villa Circle (60' RW) if extended to form an angle point; thence North 00 Degrees 32 Minutes 50 Seconds East a distance of 25.15 feet to The True Point of Beginning; thence continuing along the easterly right of way of Villa Circle North 00 Degrees 32 Minutes 50 Seconds East a distance of 463.62 feet to a point; thence continuing along said right of way following a curve to the right (having a radius of 135.00') an arc distance of 212.27 feet and being subtended by a chord bearing of North 45 Degrees 35 Minutes 34 Seconds East a chord distance of 191.07 feet to a point; thence continuing along said right of way South 89 Degrees 21 Minutes 41 Seconds East a distance of 420.88 feet to a point; thence leaving said right of way South 00 Degrees 14 Minutes 56 Seconds West a distance of 228.71 feet to a point; thence South 00 Degrees 36 Minutes 03 Seconds West a distance of 66.17 feet to a point; thence South 00 Degrees 17 Minutes 27 Seconds East a distance of 77.75 feet to a point; thence South 00 Degrees 25 Minutes 53 Seconds West a distance of 102.20 feet to a point; thence South 00 Degrees 14 Minutes 56 Seconds West a distance of a distance of 145.01 feet to a point located on the northerly right of way of Blair Villa Drive; thence continuing along said right of way North 89 Degrees 47 Minutes 18 Seconds West a distance of 534.18 feet to a point; thence following a curve to the right (having a radius of 25.00 feet) an arc distance of 39.42 feet and being subtended by a chord bearing of North 44 Degrees 37 Minutes 14 Seconds West a chord distance of 35.46 feet to a point which is The True Point of Beginning.

Said tract or parcel of land contains 7.869 Acres

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Exhibit "A"

LEGAL: PRYOR STREET

The following is the legal description of the property:

All that tract or parcel of land lying and being in Land Lots 74 and 75 of the 14th District of Fulton County, Georgia, and being more particularly described as follows:

BEGINING at a point of intersection of the West right of way line of Pryor Street with the North right of way line of Tudor Street, said point of beginning being the Southeast corner of property now owned by the City of Atlanta; thence running West along the North right of way line of Tudor Street and the South side of said City of Atlanta property one hundred fifty-five (155) feet to a point; thence running North along the East right of way line of Tudor Street and continuing along the West side of said City of Atlanta property ten (10) feet, more or less, to a point; thence running West along the North right of way line of Tudor Street and continuing along the South side of said City of Atlanta Property two hundred (200) feet, more or less, to a point; thence running South along the West right of way line of Tudor Street and continuing along the East side of said City of Atlanta property ten (10) feet, more or less, to a point; thence running West along the North right of way line of Tudor Street and continuing along the South side of said City of Atlanta property one hundred (100) feet to a point located at the Southwest corner of said City of Atlanta property, which is the Southeast corner of Lot 7 of the E.W. Marsh Property Subdivision, as recorded in Plat Book 1, Page 119, Fulton County Records; thence running South crossing said Tudor Street ten (10) feet, more or less, to a point on the South right of way line of Tudor Street, which point is the intersection of the South right of way line of Tudor Street with a straight line extension of the East line of said Lot 7, as described above; thence running East along the South right of way line of Tudor Street along the North side of property now owned by the City of Atlanta, four hundred sixty one (461) feet to a point located at the intersection of the South right of way line of Tudor Street with the West right of way line of Pryor Street; thence running North along the West right of way line of Pryor Street, crossing Tudor Street ten (10) feet, more or less, to the point of beginning; being all the property lying within the right of way of Tudor Street bounded as follows:

On the North by the City of Atlanta; on the East by the West right of way line of Pryor Street; on the South by the City of Atlanta property; and on the West by a straight line extension of the East line of Lot 7 of the E.W. Marsh Property, as shown on plat of said Subdivision, recorded in Plat Book 1, Page 119, Fulton County Records, also being known as improved property located on 200 Doane Street, S.W., under the present system of addresses in Atlanta, Fulton County, Georgia.

Exhibit "A"

Legal Description Bolton Elementary

All that parcel of land lying or being in Land Lot 230, 17th District, City of Atlanta, Fulton County, Georgia as shown on a plat by C & C Land Surveyors for Atlanta City School System and more particularly described as follows:

Begin at an iron pin found on the west right-of-way of Adams Drive,(40 foot right-of-way) South 00 degrees 48 minutes 44 seconds West a distance of 149.81 feet from an iron pin found at the intersection of the south right-of-way of Rando Lane (50' right-of-way) and the west right-of-way of Adams Drive (40 foot right-of-way)
Thence along the west right-of-way of Adams Drive South 00 degrees 12 minutes 03 seconds **East** a distance of 644.36 feet to an iron pin found;
Thence leaving the right-of-way of Adams Drive South 88 degrees 53 minutes 53 seconds West a distance of 136.65 feet to an iron pin found;
Thence South 89 degrees 17 minutes 45 seconds West a distance of 49.96 feet to an iron pin found;
Thence South 89 degrees 27 minutes 11 seconds West a distance of 98.98 feet to an iron pin found;
Thence South 89 degrees 42 minutes 19 seconds West a distance of 102.42 feet to an iron pin set on the East right-of-way line of Mauldin Street (a 40 foot right-of-way)
Thence along the eastern right-of-way of Mauldin Street North 00 degrees 30 minutes 34 seconds West a distance of 201.60 feet to an iron pin set;
Thence along the north right-of-way of Mauldin Street South 89 degrees 29 minutes 26 seconds West a distance of 19.99 feet to iron pin set on the west line of Land Lot 230
Thence leaving the right-of-way and along the land lot line North 00 degrees 30 minutes 39 seconds West a distance of 142.09 feet to an iron pin found;
Thence continuing along the land lot line North 00 degrees 29 minutes 19 seconds West a distance of 54.63 feet to an iron pin found;
Thence continuing along the land lot line North 00 degrees 29 minutes 05 seconds West a distance of 100.00 feet to an iron pin found;
Thence continuing along the land lot line North 00 degrees 28 minutes 34 seconds West a distance of 69.93 feet to an iron fin found;
Thence continuing along the land lot line North 00 degrees 32 minutes 26 seconds West a distance of 69.78 feet to an iron pin found;
Thence continuing along the land lot line North 00 degrees 35 minutes 49 seconds West a distance of 10.62 feet to an iron pin set;
Thence leaving the west line of Land Lot 230, South 89 degrees 41 minutes 46 seconds East a distance of 79.92' to an iron pin found;
Thence North 89 degrees 41 minutes 46 seconds East a distance of 70.00 feet to an iron pin found;
Thence North 89 degrees 52 minutes 56 seconds East a distance of 71.68 feet to an iron pin found;
Thence North 89 degrees 50 minutes 28 seconds East a distance of 189.84 feet to the **Point of Beginning.**

Said parcel contains 261,005.3 square feet or 5.992 Acres of land more or less.

Exhibit "B"

ATLANTA PUBLIC SCHOOLS
REPORT NO. 00/01- 8366

AUTHORIZATION TO REQUEST THE MAYOR AND THE CITY COUNCIL TO QUIT CLAIM TO THE ATLANTA BOARD OF EDUCATION VARIOUS PROPERTIES ON THE ATTACHED LIST

April 16, 2001

THE SUPERINTENDENT REPORTS:

That the amended five-year local facilities plan provides for the construction of new schools, renovations, additions, and modifications to other facilities. The Georgia Department of Education requires evidence of a school district's certificate of title(s) to the subject properties as a condition of the Department's review of the Plan and allocation of capital outlay funds. In addition, proof of title is necessary to dispose of surplus properties.

RECOMMENDATION: That the Atlanta Board of Education authorize the Superintendent to request the Mayor and City Council to issue quit claim deeds to the Board of Education for the attached list of schools.

REASONS: To obtain title of properties for proof of ownership of the referenced properties.

FINANCIAL IMPLICATIONS: N/A

Prepared by:

Valerie D. Thomas

Valerie D. Thomas
Executive Director of Facilities Services

Respectfully submitted,

Beverly L. Hall

Beverly L. Hall, Ed.D.
Superintendent

Exhibit "B"

QUIT CLAIM LIST

Archer High School
English Ave. Primary
North Fulton
Tuxedo
Anderson Park
Cascade ES
Butler "Y" Primary Site
Blair Village ES
Highland
C.M. Pitts
Wesley Ave.
Alonzo Herndon ES
Cleveland Ave. ES
D.T. Howard Bldg.
Milton Avenue
Pryor St. ES
Whitaker
Gartha Peterson
Harper-Archer HS

Exhibit "B"

ATLANTA PUBLIC SCHOOLS

REPORT NO. 97/98-8021

VII. AUTHORIZATION TO REQUEST THE MAYOR AND THE CITY COUNCIL TO QUIT CLAIM TO THE ATLANTA BOARD OF EDUCATION VARIOUS PROPERTIES ON THE ATTACHED LIST.

October 13, 1997

THE SUPERINTENDENT REPORTS:

That the Atlanta Board of Education needs to have legal ownership of all school properties and that the surveys and legal description for discontinued schools, administrative facilities and surplus properties on the attached list are being completed.

RECOMMENDATION: That the Board authorize the Superintendent to request the Mayor and City Council to issue quit claim deeds to the Atlanta Board of Education for the attached list of schools and other property.

This request supports School Environment, Strategy X of the APS Strategic Plan - to insure optimal facilities.

REASON: To obtain title to the property.

FINANCIAL IMPLICATIONS: No appropriation is required.

FUNDING SOURCE: N/A

Prepared by:

Rita B. Gibson
Atlanta Public Schools Land Agent

Approved by:

Clara Axam
Deputy Superintendent

Approved by:

Valerie Thomas
Director Facilities Planning

Respectfully submitted by:

Benjamin O. Canada, Ph.D.
Superintendent

Exhibit "B"

Quit Claim List

Adair Elementary School
Ben Hill Elementary School
Blair Village Elementary School
Brown High School
Butler Property
Carey Elementary
W.O. Cheney Stadium
North Fulton High School
Wright Elementary School
D.T. Howard High School
Highland Elementary School

English Avenue Primary
Fulton High School
2930 Forest Hill Drive
(Instructional Service Center)
Gilbert Elementary
Henry W. Grady High School
Harper Elementary School
Hardnett Property
Facilities Services Center
Complex
Stewart Avenue
Transportation Center

Old Pryor St. School
Administrative Complex
210 Pryor Street
222 Pryor Street
155 Garnett Street
159 Garnett Street
Whittaker Elementary School
Wesley Elementary School
Lakewood Stadium
TV Station
740 Bismark Rd, NE

EXHIBIT "B"

ATLANTA PUBLIC SCHOOLS

REPORT NO. 96/97/- 8120

VI. AUTHORIZATION TO REQUEST THE MAYOR AND THE CITY COUNCIL TO QUIT CLAIM TO THE ATLANTA BOARD OF EDUCATION VARIOUS PROPERTIES ON THE ATTACHED LIST

November 11, 1996

THE SUPERINTENDENT REPORTS:

The amended Five Year Plan provides for the construction of new schools, renovations, additions, and modifications to other facilities. The Georgia Department of Education requires evidence of a school district's certificate of title(s) to the subject properties as a condition of the Department's review of the Plan and allocation of capital outlay funds. In addition to dispose of surplus properties it is necessary to have title.

RECOMMENDATION: That the Board authorize the Superintendent to request the Mayor and City Council to issue quit claim deeds to the Board of Education for the attached list of schools.

REASONS: Although the Board of Education maintains legal ownership of all school properties, due to the bureaucratic review procedures utilized within of the State Board of Education, it is necessary to obtain quit claim deeds from the City of Atlanta for the attached named school properties to expedite the state's approval of plans and capital outlay funds. The surplus properties that have been approved for sale require title in the name of the Atlanta Board of Education.

FINANCIAL: No appropriation is required.

Prepared by:

Rita B. Gibson
Land Agent

Approved by:

Joseph L. Jones, III
Assistant Superintendent
Facilities & Financial Services

Respectfully submitted,

Benjamin O. Canada, Ph.D.
Superintendent

CITY OF ATLANTA
BUREAU OF PURCHASING
2002 MAY -2 AM 9:24

QUIT CLAIM LIST

Adamsville E.S.
Adair E.S.
Archer H.S.
Arkwright E.S.
Beecher Hills E.S.
Ben Hill E.S.
Blair Village
Blalock E.S.
Bolton E.S.
Brewer
Bunche M.S.
Burgess E.S.
Campbell E.S.
Capitol View E.S.
Carey E.S.
Carter, E.R. E.S.
Chattahoochee E.S.
Coan M.S.
Collier Heights E.S.
Connally E.S.
Continental Colony E.S.
Cooper Street E.S.
Cook E.S.
Crim H.S.
Dobbs E.S.
Douglass H.S.
Drew E.S.
Dunbar E.S.
East Lake E.S.
English Avenue Primary
English Avenue E.S.
Fain E.S.
Fickett E.S.
Fulton H.S.
Gideons E.S.
Gilbert E.S.
Gordon E.S.
Grant Park Primary
Grady H.S.
Grove Park E.S.
Guice E.S.
Harper H.S.
Harris, J.C. E.S.
Hartnett E.S.
Herndon E.S.
Highland E.S.
Hill E.S.
Howard H.S.
Hubert E.S.
Hutchinson E.S.
Inman M.S.
Jackson E.S.
Jones, J.M. E.S.
Kennedy M.S.
Kimberly E.S.
King M.S.
Kirkwood E.S.
Lin E.S.
Long M.S.
Marshall M.S.
Mays H.S.
McGill E.S.
Miles E.S.
Milton Avenue E.S.
Mitchell E.S.
Morningside E.S.
North Atlanta H.S.
Oglethorpe E.S.
Parks M.S.
Perkerson E.S.
Peterson E.S.
Peyton Forest E.S.
Pitts E.S.
Price M.S.
Pryor Street E.S.
Ragsdale E.S.
Rusk E.S.
Scott E.S.
Slater E.S.
Slaton E.S.
Smith E.S.
South Atlanta H.S.
Southside H.S.
Stanton, D.H. E.S.
Stanton, F.L. E.S.
Sutton M.S.
Sylvan M.S.
Sylvan Hills E.S.
Thomasville Hts. E.S.
Towns E.S.
Turner M.S.
Tuxedo
Usher M.S.
Washington H.S.
Waters, Tull E.S.
Wesley Avenue E.S.
West, Anne E.S.
West Fulton M.S.
West Manor E.S.
White, Walter E.S.
Whitefoord E.S.
Whittaker E.S.
Williams, A.D. E.S.
Woodson E.S.
Wright E.S.
Venetian Hills E.S.
Young M.S.

EXHIBIT "C"

A RESOLUTION

BY EXECUTIVE COMMITTEE

A RESOLUTION ESTABLISHING A PROCEDURE FOR TRANSFERRING REAL ESTATE NO LONGER NEEDED FOR SCHOOL PURPOSES FROM THE CITY OF ATLANTA TO THE ATLANTA BOARD OF EDUCATION.

WHEREAS, the City of Atlanta presently holds legal title to certain real property held and used by the Atlanta Board of Education; and

WHEREAS, although the City of Atlanta holds said property in the capacity of statutory trustee, the said property is otherwise subject to the use and control of the Atlanta Board of Education; and

WHEREAS, from time to time the Atlanta Board of Education has a need to sell or otherwise dispose of real property that it has determined to no longer be needed for school purposes, in accordance with State Law and its own policies; and

WHEREAS, the City of Atlanta and the Atlanta Board of Education are desirous of establishing a procedure for the transfer of legal title to such real property from the City of Atlanta to the Atlanta Board of Education.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF ATLANTA, GEORGIA, that with respect to any and all requests for

the transfer of the title to real property no longer needed for school purposes to the Atlanta Board of Education from the City of Atlanta, the following procedure shall be followed:

1. The Atlanta Board of Education shall determine whether property is no longer needed for school purposes and shall adopt a resolution or other enactment to this effect after having conferred with the City of Atlanta Bureau of Purchasing and Real Estate to determine that the City of Atlanta has no need for said property. If the City has need for said property the City will enter into negtiations with the Board of Education for an exchange of property.

2. Said resolution or other enactment shall be certified by the Secretary to the Atlanta Board of Education and forwarded to the City of Atlanta with a request that said property be conveyed by Quitclaim Deed to the Atlanta Board of Education.

3. Upon receipt of such request, the City of Atlanta, through the City Council shall be authorized to adopt the necessary legislation authorizing the Mayor to execute and deliver to the Atlanta Board of Education a quitclaim deed in accordance with the request from said Board of Education.

4. Upon delivery of such a quitclaim deed, the Atlanta Board of Education shall then be authorized to sell or otherwise dispose of said property according to the requirements of Georgia law and its own policies.

A true copy
Jerry C Beard
DEPUTY CLERK CMC

ADOPTED by City Council Aug. 19, 1985
APPROVED by the Mayor Aug. 23, 1985

Transmittal Form For Legislation

TO: Office of the Mayor

Commissioner's Signature

Attention: Greg Pridgeon

Director's Signature

Originating Department: Administrative Services

Contact Person: Joan Leavell

Committee(s) of Purview: Finance/Executive

Council Deadline

Committee Meeting Date: 5-15-02

Full Council Date 5-20-02

Finance/Executive Committee

CAPTION:

To authorize the Mayor to quitclaim to the Atlanta Board of Education five (5) School properties, Gilbert Elementary, North Fulton High, Blair Village Elementary, Pryor Street Elementary and Bolton Elementary Schools, located in Land Lots 34, 70, 74 and 75 of District 14 and Land Lots 100 and 230 of District 17, Fulton County, Georgia.

BACKGROUND:

The Atlanta Board of Education's amended Five Year Plan provides for the construction of new schools, renovations, additions, and modifications to other facilities. The Georgia Department of Education requires evidence of a school district's certificate of title (s) to the subject properties as a condition of the Department's review of the Plan and allocation of capital outlay funds. In addition, to dispose of surplus properties it is necessary that the Atlanta Board of Education has title to the property.

Legislation for conveyance of the remaining School properties, which is reflected in the Board's Resolution, will be submitted at a later date.

FINANCIAL IMPACT:

Mayor's Staff Only

Received by Mayor's Office: 8/19/02 pm
(date)

Reviewed by:
(date)

Submitted to Council: _____
(date)

Action by Committee: _____Approved_____Adverse _____Held _____Amended

_____Substitute_____Referred Other

QUIT CLAIM DEED

This Indenture made this 23rd day of August, in the year Two Thousand and Two (2002) between Mechanicsville Renovation Venture, Inc.,as party of the first part, hereinunder called Grantor, and the City of Atlanta, as party of the second part, hereinafter called Grantee (the words "Grantor" and "Grantee" to include their respective heirs, successors and assigns for the context requires or permits).

WITNESSETH that: Grantor, for and in consideration of the sum of Ten and No/100s ($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, 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 described in Exhibit A attached hereto and made a part hereof,

To have and to hold any and all title, interest and claim of whatsoever kind Grantor has or may have.

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

Mechanicsville Renovation Venture, Inc..

(SEAL)
Tim Cronic, President

Signed, sealed and delivered
in the presence of :

Witness

Sworn to and subscribed before
me this 23rd day of August,
2002.

Notary Public
My commission expires:
June 4, 2005

C. ELAINE HUFF
MY COMMISSION EXPIRES
JUNE
4
2005
COBB COUNTY, GEORGIA
NOTARY PUBLIC

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EXHIBIT" A "
[Attach Legal Description]

1 All that tract or parcel of land lying and being in the City of Atlanta, in Land Lot 85 of the 14th District of Fulton County, Georgia, as per plat of Embry Development Company, Inc. property, by M.A. Freer, Engineer, dated April 22, 1954, and recorded in Plat Book 51, Page 20, Fulton county Records, and more particularly described as follows:

BEGINNING at a point on the Northeastern side of Whitehall Terrace, 94 feet Northwesterly from the Northwestern corner of Whitehall Terrace and Glenn Street; thence Northwesterly along the Northeastern side of Whitehall Terrace, 75 feet to a point, which point is 314 feet Southeasterly from the Southeastern corner of Whitehall Terrace and Crumley Street; thence Easterly, 232.2 feet to an iron pin; thence Southerly 75 feet to an iron pin; thence Westerly 218.8 feet to the Northeastern side of Whitehall Terrace at the point of beginning; being improved property known as 600 Whitehall Terrace, SW., according to the present system of numbering houses in the City of Atlanta.

2. BEGINNING at the point on the south side of Crumley Street, 217 feet west as measured along the south side of Crumley Street; from a point formed by the intersection of the south side of said Crumley Street with the west side of Ira Street; extending thence west as measured along time south side of Crumley Street a distance of 60 feet more or less to a point in the east side of properly now or formerly owned by Donaldson; extending thencesouth as measured along the east side of said Donaldson property a distance of 150 feet to a point in time north side of a 14 foot alley or Ray's Alley; extending thence east as measured along time north side of said alley a distance of 50 feet more or less to a point on the west side of property now or formerly owned by Moore; extending thence north as measured along the west side of Moore property a distance of 150 feet to a point on the south side of Crumley Steet and the point of beginning; and being the same property conveyed in a Warranty Deed recorded at Deed Book 6695, page 139 Fulton County records, and being improved property known as number 390 Crumley Street, according to the present system of numbering houses in Fulton County, Georgia.

3. All that tract or parcel of land lying and being in Land Lot 85 of the 4th District of Fulton County, Georgia, and being more particularly described as follows:

BEGINNING at an iron pin on the west side of Ira Street, fifty four (54) feet north as measured along the west side of Ira Street, from time northwest corner of the intersection of Ira Street amid Glenn Street; thence running north along the west side of Ira Street, fifty four (54) feet to an iron pin; thence west, forming an interior angle of 89 degrees 21 minutes with the west side of Ira Street, one hundred seventeen (117) feet to an iron pin on the west side of Ira Street and the point of beginning, being improved property having a two story apartment building located thereon, known as 603 Ira Street, S.W., story apartment building located thereon, known as 603 Ira Street, S.W., according to the present system of numbering in the City of Atlanta.

4. All that tract or parcel of land lying and being in the City of Atlanta in Land Lot 85 of the 14th District of Fulton County, Georgia, more particularly described as follows:

BEGINNING on the west side of Ira Street at the point 162 feet South of Crumley Street and running thence South along the West side of Ira Street 64 feet; thence West 117 feet; thence North 54 feet; thence East 117 feet to time point of beginning; being improved property known as number 579 Ira Street, S.W., according to the present system of numbering houses in the City of Atlanta, Georgia.

5. All that tract or parcel of land lying and being in Land Lot 86 of the 14th District, Fulton County, Georgia, as shown on plat for John W. LeCraw, Jr. and J. Walter LeCraw by A. S. Giometti & Associates, Inc., dated May 28, 1963, designated as "Vacant" thereon, more particularly described as follows:

   BEGINNING at an iron pin of the easterly side of Whitehall Terrace 30 feet south of the southside of Rags Alley, a/k/a Rays Alley, as measured along the easterly side of Whitehall Terrace; running thence south along the easterly side of Whitehall Terrace 37.9 feet to an iron pin on the easterly side of Whitehall Terrace, which iron pin is located 169 feet northerly as measured along the easterly side of Whitehall Terrace from the north side of Glenn Street; thence east at an interior angle of 98 degrees 33 minutes with the last call 155 feet to an iron pin; thence north to an interior angle of 93 degrees 09 minutes 30 seconds with the last call 57.4 feet to an iron pin; thence west 166.8 feet to an iron pin on the easterly side of Whitehall Terrace and the point of beginning; being improved property with a ten unit apartment building thereon known as No. 592 Whitehall Terrace according to the present system of numbering houses in Atlanta, Georgia.

6. All that tract or parcel of land lying and being in Land Lot 85 of the 14th District of Fulton County, Georgia, being Lot 3, according to Plat of the Property of Gilbert X. Cheves, made by H. V. Fitzpatrick, C. E., dated August, 1962, recorded in Plat Book 75, Page 60, Fulton County Records, Being more particularly described as follows:

   BEGINNING at an iron pin on the Southeasterly side of Rawson Street 119.8 feet Northeasterly, as measured along the Southeasterly side of Rawson Street from the intersection of the Southeasterly side of Rawson Street and the northeasterly side of Whitehall Terrace, said beginning point being the most northerly corner of Lot 2 of said Plat; thence running northeasterly along the Southeasterly side of Rawson Street, 62 feet to an iron pin; thence southeasterly along a line forming an interior angle of 87 degrees 32 minutes with the Southeasterly side of Rawson Street, 116.2 feet to an iron pin; thence Southerly along a line forming an interior angle of 152 degrees 54 minutes with the preceding course, 31 feet to an iron pin at time Northeast corner of Lot 4 of said Plat; thence Westerly along the line between said Lots 3 and 4, 61 feet to the Southeasterly corner of Lot 2 of said Plat; thence Northwesterly along a portion of the line between Lots 2 and 3, 36.7 feet to a point; thence Northwesterly, but in a more Westerly direction, along a portion of the line between said Lots 2 and 3, said line forming an interior angle of 167 degrees 11 minutes with the preceding course, 79 feet to the most Northerly corner of said Lot 2, the Southeasterly side of Rawson Street, and the point beginning; being improved property known as No. 416 Rawson Street, S. W., according to the present system of numbering houses in the City of Atlanta.

7. All that tract or parcel of land lying and being in the City of Atlanta, in Land Lot 86 of the 14th District of Fulton County, Georgia, being Lot 11 of the Orme Property, and more particularly described as follows:

BEGINNING at the point on the east side of Smith Street 162.5 feet south of Glenn Street, and running thence south along the east side of Smith Street 33 feet; thence east 105 feet to an alley; thence north along the west side of said alley 30.5 feet; thence west 105 feet to the point of beginning, said premises being improved property now known as 636 Smith street, S.W., according to the numbering of houses in time City of Atlanta.

8. All that tract or parcel of Land Lying and being in Land Lot 85 of the 14th District of Fulton County, Georgia, being more particularly described as follows:

BEGINNING at a point on the west side of Ira Street 54 feet south, as measured along thee west side of Ira Street, from the southwest corner of Ira Street and Crumley Street; running thence south along the west side of Ira Street 54 feet to a point; thence west 117 feet to a point; thence north 54 feet to a point; thence east 117 feet to the west side of Ira Street and the point of beginning; being improved property known as No. 569 Ira Street, SW., according to the present system of numbering houses in the City of Atlanta.