

IN THE SUPERIOR COURT OF LOWNDES COUNTY

STATE OF GEORGIA

**BOARD OF COMMISSIONERS OF  
LOWNDES COUNTY, GEORGIA,**

**Petitioner,**

**v.**

**CECELIA T. BURKE CARR a/k/a  
CECELIA CARR,  
and 0.05 acres of land,**

**Defendants.**

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**Civil Action File No. \_\_\_\_\_**

**DECLARATION OF TAKING**

WHEREAS, the governing authority of Lowndes County, Georgia, has adopted an Order finding that circumstances in connection with acquiring fee simple title to certain lands for right of way in connection with and as an integral part of a public road known and designated as Howell Lane/County Road No. 448, and in particular for “Howell Lane Paving Project” County Road Project ENG2018-03, are such that it is necessary to acquire said fee simple right of way in, over, across, under, through, and upon the lands as fully described in said Order of the Board of Commissioners, a certified copy of which is attached to this Declaration identified as Appendix “A” and made a part hereof, and finding that it is necessary to proceed in this particular case under Article 1 of Chapter 3 of Title 32 of the Official Code of Georgia Annotated; and

WHEREAS, said fee simple right of way is for such public road for public use and purposes, in, over, across, under, through, and upon the tract of land in said County, as fully described in the attachment hereto identified as Appendix “B” to this Declaration and made a part hereof, for the public use and purpose of said County, subject to the Order of the Court provided in O.C.G.A. §32-3-12; and

WHEREAS, a plat showing the lands taken is attached as Exhibit 1 to Appendix B to this