



# THE STATE OF GEORGIA

## EXECUTIVE ORDER

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BY THE GOVERNOR:

**WHEREAS:** Pursuant to O.C.G.A. §36-3-20, when the boundary line between two or more counties is in dispute and the grand jury of either county presents that the boundary line needs to be marked out and defined, it shall be the duty of the clerk of the superior court in the county where the presentments were made to certify those presentments to the Governor; and

**WHEREAS:** Edward E. Tucker, Clerk of the Superior Court of Lumpkin County, has forwarded to the Governor a certified copy of the Special Presentment by the Lumpkin County Grand Jury, March, 2005 Term; and

**WHEREAS:** Such Special Presentment finds that the boundary line between Lumpkin County and Dawson County is in dispute and needs to be marked out and defined in accordance with O.C.G.A. §36-3-20; and

**WHEREAS:** Said Code Section directs that, under such circumstances, the Governor shall appoint some suitable and competent land surveyor, who shall not reside in either county, to survey, mark out, and define the boundary line in dispute and to return the survey with plat to the Secretary of State's office to be recorded in a book to be kept for that purpose.

**NOW THEREFORE, BY VIRTUE OF THE AUTHORITY VESTED IN ME AS GOVERNOR OF THE STATE OF GEORGIA, PARTICULARLY BY O.C.G.A. §36-3-20, IT IS HEREBY**

**ORDERED:** That Tommie M. Donaldson, Jr. of Macon, Georgia be and is hereby appointed as the land surveyor whose duty it shall be to survey, mark out, and define the boundary line in dispute

between Lumpkin County and Dawson County, and to return the survey with plat to the Secretary of State's office to be recorded in a book to be kept for that purpose.

**IT IS FURTHER**

**ORDERED:** That before proceeding to make the survey, Mr. Donaldson shall give the authorities having charge of the revenues of the counties at least ten days' notice, either by mail or in person, of the time and place intended to commence the survey, in accordance with O.C.G.A. §36-3-21.

**IT IS FURTHER**

**ORDERED:** That Mr. Donaldson shall furnish the judges of the probate courts or chairmen of the boards of county commissioners of Lumpkin and Dawson Counties with a copy of the survey and plat made and returned by him to the Secretary of State at the same time the return to the Secretary of State is made, in accordance with O.C.G.A. §36-3-22.

**IT IS FURTHER**

**ORDERED:** That the time for filing the survey and plat with the Secretary of State, the time for filing any protest or exception to such survey, and the manner in which any such protest or exception is to be heard shall be in accordance with the provisions of O.C.G.A. §§ 36-3-23 through 25.

**IT IS FURTHER**

**ORDERED:** That the fee to be received by Mr. Donaldson shall be fixed in accordance with the provisions of O.C.G.A. §36-3-26 and paid for by the governing authorities of Lumpkin and Dawson Counties in accordance with O.C.G.A. §36-3-27.

This 9<sup>th</sup> day of August, 2005.

  
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GOVERNOR