

COPY OF A RESOLUTION PASSED BY THE CITY COUNCIL
OF THE CITY OF CHARLOTTE, NORTH CAROLINA

A motion was made by Councilmember Rouso and seconded by
Councilmember Wheeler for the adoption of the following Resolution,
and upon being put to a vote was duly adopted:

WHEREAS, the Department has requested that the Municipality perform certain maintenance provisions along I-277 (John Belk Freeway and Brookshire Freeway) and out US 74 (the Independence Freeway) to the Independence flyover bridge, and I-77 from the railroad bridge south of Wilkinson Boulevard to the pedestrian bridge south of I-85; and,

WHEREAS, the Municipality has agreed to perform said work, which consists of landscape maintenance and litter control at an increased level of service, subject to reimbursement by the Department; and,

WHEREAS, the Department shall reimburse the Municipality for said work performed during a two year period beginning July 1, 1998, and extending through June 30, 2000, sharing the costs on a 50-50 basis up to a total reimbursement of \$495,500 for the two year period.

NOW, THEREFORE, BE IT RESOLVED that the Maintenance Agreement (Project: 2.102132) is hereby formally approved by the City Council of the City of Charlotte and that the Director of the Charlotte Department of Transportation and Clerk of this Municipality are hereby empowered to sign and execute the agreement with the Department of Transportation.

I, Nancy S. Gilbert, City Clerk of the City of Charlotte, North Carolina, do hereby certify that the foregoing is a true and exact copy of a Resolution adopted by the City Council of the City of Charlotte, North Carolina, in regular session convened on the 14th day of December, 1998, and the reference having been made in Minute Book 113, and recorded in full in Resolution Book 35, Page 426.

WITNESS, my hand and the corporate seal of the City of Charlotte, North Carolina, this the 17th day of December, 1998.

(SEAL)


Nancy S. Gilbert, CMC, Deputy City Clerk
City Clerk

**RESOLUTION TO AUTHORIZE THE EXCHANGE AND ACQUISITION OF REAL
PROPERTY BELONGING
TO ANGELO AND TINA PAPPAS FOR OTHER REAL PROPERTY BELONGING TO
THE CITY OF CHARLOTTE**

WHEREAS, Angelo Pappas and wife, Tina Pappas, own a parcel of real property located on Yorkmont Road, north of its intersection with Beam Road, further described as Tract 1 of Map 28, Page 773, comprising 1.5 acres (hereinafter "Pappas Property"); and

WHEREAS, the City of Charlotte owns a parcel of real property located on Yorkmont Road adjacent to the Pappas Property, further described as Area 2, amounting to 8.22 acres on a survey prepared by R. B. Pharr and Associates dated December 24, 1997 (hereinafter "City Property"); and

WHEREAS, the City desires to exchange a portion of the City Property amounting to 376 square feet, or 0.009 acres, plus \$1,830.00 for a portion of Pappas' Property amounting to 629 square feet, or 0.014 acres ± as depicted on a survey prepared by R. B. Pharr and Associates, P.A. dated November 30, 1998, a copy of which is on file in the Office of the City Clerk; and

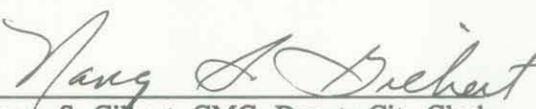
WHEREAS, notice of Council's intent to authorize the exchange was published at least 10 days before the adoption of this resolution as required by N.C.G.S. 160A-271;

NOW, THEREFORE, BE IT RESOLVED that the Charlotte City Council hereby authorizes the exchange of real property as heretofore described in compliance with N.C.G.S. 160A-271.

CERTIFICATION

I, Nancy S. Gilbert, Deputy City Clerk of the City of Charlotte, North Carolina, DO HEREBY CERTIFY that the foregoing is a true and exact copy of a Resolution adopted by the City Council of the City of Charlotte, North Carolina, in regular session convened on the 14th day of December, 1998, the reference having been made in Minute Book 113, and recorded in full in Resolution Book 35, Page(s) 427.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 17th day of December, 1998.


Nancy S. Gilbert, CMC, Deputy City Clerk

A RESOLUTION AUTHORIZING CONDEMNATION PROCEEDINGS
FOR THE ACQUISITION OF CERTAIN REAL PROPERTY

WHEREAS, the City Council of the City of Charlotte finds as a fact that it is necessary to acquire certain property as indicated below for the **COLONY ROAD EXTENSION-PHASE II PROJECT**; and

WHEREAS, the City either in good faith has undertaken to negotiate for the purchase of this property but has been unable to reach an agreement with the owners for the purchase price or, after reasonable diligence, has been unable to negotiate a purchase price;

NOW, THEREFORE, BE IT RESOLVED by the City Council of The City of Charlotte, that condemnation proceedings are hereby authorized to be instituted against the property indicated below, under the authority and procedures of the laws of the State of North Carolina:

PROPERTY DESCRIPTION:

Amount necessary for the **COLONY ROAD EXTENSION-PHASE II PROJECT** and estimated to be approximately **611 square feet (0.014 acre) for a temporary construction easement** and any additional property or interest as the City may determine to complete the Project, as it relates to Tax Parcel No. 211-366-23, said property currently owned by **JEANNE C. STEINER and husband, ROBERT STEINER**; or the owners' successor-in-interest.

ESTIMATED JUST COMPENSATION:

Such estimated just compensation as may be determined based upon the takings required by the final construction plans.

IT IS FURTHER RESOLVED that the estimated just compensation for the property is hereby authorized to be deposited in the Office of the Clerk of Superior Court, Mecklenburg County, North Carolina, together with the filing of the Complaint and Declaration of Taking.

A RESOLUTION AUTHORIZING COMPENSATION PROJECT DURING
FOR THE ACQUISITION OF CERTAIN REAL PROPERTY

WHEREAS, the City Council of the City of Charlotte has determined that it is necessary to acquire certain property as indicated below for the BUNKY ROAD WIDENING PROJECT;

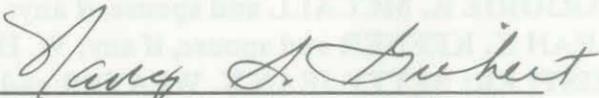
WHEREAS, the City Council in good faith has undertaken negotiations for the purchase of this property but has been unable to reach an agreement with the owners for the purchase price; and whereas the City Council has been unable to negotiate a purchase price;

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CHARLOTTE, NORTH CAROLINA, THAT THE CITY MANAGER AND CITY CLERK BE AND THEY ARE HEREBY AUTHORIZED TO BE INCURRED AGAINST THE CITY OF CHARLOTTE, NORTH CAROLINA, IN ORDER TO OBTAIN THE PROPERTY INDICATED BELOW UNDER THE TERMS OF THE CITY OF CHARLOTTE, NORTH CAROLINA, CHARTER.

CERTIFICATION

I, Nancy S. Gilbert, Deputy City Clerk of the City of Charlotte, North Carolina, DO HEREBY CERTIFY that the foregoing is a true and exact copy of a Resolution adopted by the City Council of the City of Charlotte, North Carolina, in regular session convened on the 14th day of December, 1998, the reference having been made in Minute Book 113, and recorded in full in Resolution Book 35, Page(s) 428-429.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 17th day of December, 1998.


Nancy S. Gilbert, CMC, Deputy City Clerk

A RESOLUTION AUTHORIZING CONDEMNATION PROCEEDINGS
FOR THE ACQUISITION OF CERTAIN REAL PROPERTY

WHEREAS, the City Council of the City of Charlotte finds as a fact that it is necessary to acquire certain property as indicated below for the **HOSKINS ROAD WIDENING PROJECT**; and

WHEREAS, the City either in good faith has undertaken to negotiate for the purchase of this property but has been unable to reach an agreement with the owners for the purchase price or, after reasonable diligence, has been unable to negotiate a purchase price;

NOW, THEREFORE, BE IT RESOLVED by the City Council of The City of Charlotte, that condemnation proceedings are hereby authorized to be instituted against the property indicated below, under the authority and procedures of the laws of the State of North Carolina:

PROPERTY DESCRIPTION:

Amount necessary for the **HOSKINS ROAD WIDENING PROJECT** and estimated to be approximately **205 square feet (3,509 acres) for fee-simple; 3,304 square feet for a temporary construction easement** and any additional property or interest as the City may determine to complete the Project, as it relates to Tax Parcel No. 039-036-13 said property currently owned by **THELMA K. MULLIGAN and spouse, if any; FRANK M. KEISTLER and spouse, if any; MARJORIE K. MCCALL and spouse, if any; RALPH L. KEISTLER and spouse, if any; SARAH K. KEENER and spouse, if any; W. H. KEISTLER, JR. and wife, DOROTHY R. KEISTLER; BETTY JEAN K. WEAVER and spouse, if any; SHIRLEY K. SHAW and spouse, if any; ELIZABETH KEISTLER and spouse, if any; PAULINE W. KEISTLER and spouse, if any; Any Other Heirs at Law of Fannie Lee Keistler, or the owner's successor-in-interest.**

ESTIMATED JUST COMPENSATION:

Such estimated just compensation as may be determined based upon the takings required by the final construction plans.

IT IS FURTHER RESOLVED that the estimated just compensation for the property is hereby authorized to be deposited in the Office of the Clerk of Superior Court, Mecklenburg County, North Carolina, together with the filing of the Complaint and Declaration of Taking.

CERTIFICATION

I, Nancy S. Gilbert, Deputy City Clerk of the City of Charlotte, North Carolina, DO HEREBY CERTIFY that the foregoing is a true and exact copy of a Resolution adopted by the City Council of the City of Charlotte, North Carolina, in regular session convened on the 14th day of December, 1998, the reference having been made in Minute Book 113, and recorded in full in Resolution # Book 35, Page(s) 430-431.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 17th day of December, 1998.


Nancy S. Gilbert, CMC, Deputy City Clerk

A RESOLUTION AUTHORIZING CONDEMNATION PROCEEDINGS
FOR THE ACQUISITION OF CERTAIN REAL PROPERTY

WHEREAS, the City Council of the City of Charlotte finds as a fact that it is necessary to acquire certain property as indicated below for the **HOSKINS ROAD WIDENING PROJECT**; and

WHEREAS, the City either in good faith has undertaken to negotiate for the purchase of this property but has been unable to reach an agreement with the owners for the purchase price or, after reasonable diligence, has been unable to negotiate a purchase price;

NOW, THEREFORE, BE IT RESOLVED by the City Council of The City of Charlotte, that condemnation proceedings are hereby authorized to be instituted against the property indicated below, under the authority and procedures of the laws of the State of North Carolina:

PROPERTY DESCRIPTION:

Amount necessary for the **HOSKINS ROAD WIDENING PROJECT** and estimated to be approximately **8,136 square feet (.1867 acre) for fee-simple and temporary construction easement** and any additional property or interest as the City may determine to complete the Project, as it relates to Tax Parcel No. 039-015-05 said property currently owned by **THELMA K. MULLIGAN and spouse, if any; FRANK M. KEISTLER and spouse, if any; MARJORIE K. MCCALL and spouse, if any; RALPH L. KEISTLER and spouse, if any; SARAH K. KEENER and spouse, if any; W. H. KEISTLER, JR. and wife, DOROTHY R. KEISTLER; BETTY JEAN K. WEAVER and spouse, if any; SHIRLEY K. SHAW and spouse, if any; ELIZABETH KEISTLER and spouse, if any; PAULINE W. KEISTLER and spouse, if any; Any Other Heirs at Law of Fannie Lee Keistler, or the owner's successor-in-interest.**

ESTIMATED JUST COMPENSATION:

Such estimated just compensation as may be determined based upon the takings required by the final construction plans.

IT IS FURTHER RESOLVED that the estimated just compensation for the property is hereby authorized to be deposited in the Office of the Clerk of Superior Court, Mecklenburg County, North Carolina, together with the filing of the Complaint and Declaration of Taking.

CERTIFICATION

I, Nancy S. Gilbert, Deputy City Clerk of the City of Charlotte, North Carolina, DO HEREBY CERTIFY that the foregoing is a true and exact copy of a Resolution adopted by the City Council of the City of Charlotte, North Carolina, in regular session convened on the 14th day of December, 1998, the reference having been made in Minute Book 113, and recorded in full in Resolution // Book 35, Page(s) 432-433.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 17th day of December, 1998.


Nancy S. Gilbert, CMC, Deputy City Clerk

A RESOLUTION AUTHORIZING CONDEMNATION PROCEEDINGS
FOR THE ACQUISITION OF CERTAIN REAL PROPERTY

WHEREAS, the City Council of the City of Charlotte finds as a fact that it is necessary to acquire certain property as indicated below for the **HOSKINS ROAD WIDENING PROJECT**; and

WHEREAS, the City either in good faith has undertaken to negotiate for the purchase of this property but has been unable to reach an agreement with the owners for the purchase price or, after reasonable diligence, has been unable to negotiate a purchase price;

NOW, THEREFORE, BE IT RESOLVED by the City Council of The City of Charlotte, that condemnation proceedings are hereby authorized to be instituted against the property indicated below, under the authority and procedures of the laws of the State of North Carolina:

PROPERTY DESCRIPTION:

Amount necessary for the **HOSKINS ROAD WIDENING PROJECT** and estimated to be approximately **10,010 square feet (.2298 acre) for fee-simple and temporary construction easement** and any additional property or interest as the City may determine to complete the Project, as it relates to Tax Parcel No. 039-015-04 said property currently owned by **THELMA K. MULLIGAN and spouse, if any; FRANK M. KEISTLER and spouse, if any; MARJORIE K. MCCALL and spouse, if any; RALPH L. KEISTLER and spouse, if any; SARAH K. KEENER and spouse, if any; W. H. KEISTLER, JR. and wife, DOROTHY R. KEISTLER; BETTY JEAN K. WEAVER and spouse, if any; SHIRLEY K. SHAW and spouse, if any; ELIZABETH KEISTLER and spouse, if any; PAULINE W. KEISTLER and spouse, if any; Any Other Heirs at Law of Fannie Lee Keistler, or the owner's successor-in-interest.**

ESTIMATED JUST COMPENSATION:

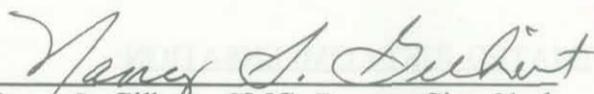
Such estimated just compensation as may be determined based upon the takings required by the final construction plans.

IT IS FURTHER RESOLVED that the estimated just compensation for the property is hereby authorized to be deposited in the Office of the Clerk of Superior Court, Mecklenburg County, North Carolina, together with the filing of the Complaint and Declaration of Taking.

CERTIFICATION

I, Nancy S. Gilbert, Deputy City Clerk of the City of Charlotte, North Carolina, DO HEREBY CERTIFY that the foregoing is a true and exact copy of a Resolution adopted by the City Council of the City of Charlotte, North Carolina, in regular session convened on the 14th day of December, 1998, the reference having been made in Minute Book 113, and recorded in full in Resolution of Book 35, Page(s) 434-435.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 17th day of December, 1998.


Nancy S. Gilbert, CMC, Deputy City Clerk

A RESOLUTION AUTHORIZING CONDEMNATION PROCEEDINGS
FOR THE ACQUISITION OF CERTAIN REAL PROPERTY

WHEREAS, the City Council of the City of Charlotte finds as a fact that it is necessary to acquire certain property as indicated below for the **NORTHWEST CIRCUMFERENTIAL GRADE SEPARATION-ATP 8 PROJECT**; and

WHEREAS, the City either in good faith has undertaken to negotiate for the purchase of this property but has been unable to reach an agreement with the owners for the purchase price or, after reasonable diligence, has been unable to negotiate a purchase price;

NOW, THEREFORE, BE IT RESOLVED by the City Council of The City of Charlotte, that condemnation proceedings are hereby authorized to be instituted against the property indicated below, under the authority and procedures of the laws of the State of North Carolina:

PROPERTY DESCRIPTION:

Amount necessary for the **NORTHWEST CIRCUMFERENTIAL GRADE SEPARATION-ATP 8 PROJECT** and estimated to be approximately **43,560 square feet (1.00 acre) for fee-simple**; and any additional property or interest as the City may determine to complete the Project, as it relates to Tax Parcel No. 031-011-03 said property currently owned by **JAMES P. WILSON and wife, EMMA M. WILSON**, or the owners' successor-in-interest.

ESTIMATED JUST COMPENSATION:

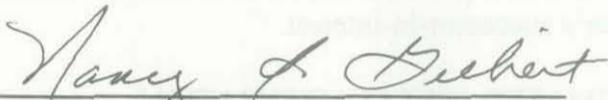
Such estimated just compensation as may be determined based upon the takings required by the final construction plans.

IT IS FURTHER RESOLVED that the estimated just compensation for the property is hereby authorized to be deposited in the Office of the Clerk of Superior Court, Mecklenburg County, North Carolina, together with the filing of the Complaint and Declaration of Taking.

CERTIFICATION

I, Nancy S. Gilbert, Deputy City Clerk of the City of Charlotte, North Carolina, DO HEREBY CERTIFY that the foregoing is a true and exact copy of a Resolution adopted by the City Council of the City of Charlotte, North Carolina, in regular session convened on the 14th day of December, 1998, the reference having been made in Minute Book 113, and recorded in full in Resolution # Book 35, Page(s)436-437.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 17th day of December, 1998.


Nancy S. Gilbert, CMC, Deputy City Clerk

A RESOLUTION AUTHORIZING CONDEMNATION PROCEEDINGS
FOR THE ACQUISITION OF CERTAIN REAL PROPERTY

WHEREAS, the City Council of the City of Charlotte finds as a fact that it is necessary to acquire certain property as indicated below for the **PECAN RIDGE SHOPPING CENTER**; and

WHEREAS, the City either in good faith has undertaken to negotiate for the purchase of this property but has been unable to reach an agreement with the owners for the purchase price or, after reasonable diligence, has been unable to negotiate a purchase price;

NOW, THEREFORE, BE IT RESOLVED by the City Council of The City of Charlotte, that condemnation proceedings are hereby authorized to be instituted against the property indicated below, under the authority and procedures of the laws of the State of North Carolina:

PROPERTY DESCRIPTION:

Amount necessary for the **PECAN RIDGE SHOPPING CENTER PROJECT** and estimated to be approximately **39,483 square feet (.90 acre) for a permanent sanitary sewer easement** and any additional property or interest as the City may determine to complete the Project, as it relates to Tax Parcel No. 025-107-01 said property currently owned by **SYLVIA ANN MULLIS SMITH and spouse, if any; JUNE MARIE MULLIS GREENE and spouse, if any**, or the owner's successor-in-interest.

ESTIMATED JUST COMPENSATION:

Such estimated just compensation as may be determined based upon the takings required by the final construction plans.

IT IS FURTHER RESOLVED that the estimated just compensation for the property is hereby authorized to be deposited in the Office of the Clerk of Superior Court, Mecklenburg County, North Carolina, together with the filing of the Complaint and Declaration of Taking.

RESOLUTION CLOSING A PORTION OF PROVIDENCE ROAD BETWEEN BRAD
CHASE AND HENWOOD CIRCS IN THE CITY OF CHARLOTTE, MECKLENBURG
COUNTY, NORTH CAROLINA

WHEREAS, pursuant to the provisions of Chapter 180A-209 of the General Statutes of
North Carolina, the City Council has caused to be published a Resolution to close a
portion of Providence Road between Brad Chase and Henwood Circle which calls for a public
hearing on the question and

WITNESSES, the petition has caused a copy of the Resolution of intent to close a portion
of Providence Road between Brad Chase and Henwood Circle to be sent by registered or
certified mail to all owners of property adjoining the said street and previously posted a warning
sign along and public hearing is at least 2 weeks along Providence Road, as required by G.S.
180A-209 and

CERTIFICATION

I, Nancy S. Gilbert, Deputy City Clerk of the City of Charlotte, North Carolina, DO HEREBY
CERTIFY that the foregoing is a true and exact copy of a Resolution adopted by the City Council of
the City of Charlotte, North Carolina, in regular session convened on the 14th day of December,
1998, the reference having been made in Minute Book 113, and recorded in full in Resolution
Book 35, Page(s) 438-439

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 17th day
of December, 1998.


Nancy S. Gilbert, CMC, Deputy City Clerk

BE IT FURTHER RESOLVED that a certified copy of this Resolution be filed in the Office of
the Register of Deeds for Mecklenburg County, North Carolina.

CERTIFICATION

I, Nancy S. Gilbert, Deputy City Clerk of the City of Charlotte, North Carolina, do hereby certify that the
foregoing is a true and exact copy of a resolution adopted by the City Council of the City of
Charlotte, North Carolina, in regular session convened on the 14th day of December, 1998, the
reference having been made in Minute Book 113, and recorded in full in
Resolution Book 35, page 438-439

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina,
this the 17th day of December, 1998.




Nancy S. Gilbert

Given by: City of Charlotte
Return to: City of Charlotte - Box

RESOLUTION CLOSING A PORTION OF PROVIDENCE ROAD BETWEEN BRIAR CREEK AND PINWOOD CIRCLE IN THE CITY OF CHARLOTTE, MECKLENBURG COUNTY, NORTH CAROLINA.

WHEREAS, pursuant to the provisions of Chapter 160AA-299 of the general statutes of North Carolina, the City Council has caused to be published a Resolution of Intent to close a portion of Providence Road between Briar Creek and Pinewood Circle which calls for a public hearing on the question and:

WHEREAS, the petitioner has caused a copy of the Resolution of Intent to close a portion of Providence Road between Briar Creek and Pinewood Circle to be sent by registered or certified mail to all owners of property adjoining the said street and prominently posted a notice of the closing and public hearing in at least 2 places along Providence Road, all as required by G.S. 160A-299; and

WHEREAS, the petitioner will provide an access easement to Piedmont Natural Gas to maintain their facilities as shown on the attached map marked Exhibit A.

WHEREAS, the public hearing was held on the 14th day of December, 1998, and city council determined that the closing of the portion of Providence Road is not contrary to the public interest, and that no individual, firm or corporation owning property in the vicinity thereof will be deprived of reasonable means of ingress and egress to his or its property.

NOW, THEREFORE, BE IT RESOLVED by the city council of the city of Charlotte, North Carolina at its regularly assembled meeting of December 14, 1998, that the council hereby orders the closing of the portion of Providence Road between Briar Creek and Pinewood Circle in the City of Charlotte, Mecklenburg county, North Carolina as shown in a map marked "Exhibit A" and is more particularly described by metes and bounds in a document marked "Exhibit B", both of which are attached hereto and made a part hereof.

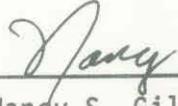
BE IT FURTHER RESOLVED that a certified copy of this Resolution be filed in the Office of the Register of Deeds for Mecklenburg County, North Carolina.

CERTIFICATION

I, Nancy S. Gilbert, Deputy City Clerk of the city of Charlotte, North Carolina do hereby certify that the foregoing is a true and exact copy of a resolution adopted by the city council of the city of Charlotte, North Carolina, in regular session convened on the 14th day of December, 1998, the reference having been made in Minute book 113, page , and recorded in full in resolution book 35, page 440 - 440B

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 17th day of December, 1998.

Drawn by: City of Charlotte
Return to: City of Charlotte - Box


Nancy S. Gilbert, Deputy City Clerk



DN

DEC 14, 1998

RESOLUTION BOOK 35, P. 440A

Legal Description

A Portion of Providence Road to be Removed from Dedication

BEGINNING at a point in the common westerly line of Providence Road and the easterly line of Lot 1, as shown on "Map 2, Boundary Survey of Lot 5 Mayfair Homes Co. & Lot 13 Pharr Acres" as recorded in Map Book 22, Page 284 of the Mecklenburg County Public Registry, said point being located along said right-of-way of Providence Road from a point where the existing right-of-way margin of Providence Road (80 foot public right-of-way width) and the centerline of Briar Creek intersect at the northwest corner of that certain piece or parcel labeled as "20' Additional R/W Dedicated to the City of Charlotte" as shown on said "Map 2", S. 17-44-00 E. 44.32 feet to the **BEGINNING**, and runs thence with the new proposed western right-of-way margin of Providence Road in three (3) courses and distances as follows: 1) S. 36-21-30 E. 31.31 feet to a point; 2) S. 17-44-00 E. 283.42 feet to a point; 3) thence continuing in a southwesterly direction with said proposed new right-of-way with the arc of a circular curve to the right having a radius of 30.00 feet, an arc distance of 34.92 feet (chord: S. 15-37-02 W. 32.99) feet to a point in the northerly margin of the right-of-way of Pinewood Circle, if extended; thence with the northerly margin of the right-of-way of Pinewood Circle, if extended in a southwesterly direction with the arc of a circular curve to the right having a radius of 1,213.57 feet, an arc distance of 11.15 feet (chord: S. 49-13-51 W. 11.14 feet) to a point marking the existing intersection of the northerly margin of Pinewood Circle and the westerly margin of Providence Road; thence with the existing westerly margin of Providence Road in two (2) courses and distances as follows: 1) with the arc of a circular curve to the left having a radius of 30.00 feet, an arc distance of 35.20 feet (chord: N. 15-52-49 E. 33.22 feet) to a point; 2) N. 17-44-00 W. 317.34 feet to the point and place of **BEGINNING**; containing 0.0735 acres of land as shown on a survey prepared by R.B. Pharr & Associates, P.A. dated July 18, 1998, last revised October 21, 1998.

Drawn by: City of Charlotte
 Return to: City of Charlotte - Box

PINEWOOD
 CIRCLE

THIS IS TO CERTIFY THAT ON THE 3rd DAY OF AUGUST 19 98 AN ACTUAL SURVEY WAS MADE UNDER MY SUPERVISION OF THE PROPERTY SHOWN ON THIS PLAT, AND THAT THE BOUNDARY LINES AND THE IMPROVEMENTS, IF ANY, ARE AS SHOWN HEREON. THIS PLAT MEETS THE MINIMUM STANDARDS OF PRACTICE FOR LAND SURVEYING IN NORTH CAROLINA, BOARD RULE 1600 (21 NCAC 56) AND THE ERROR OF CLOSURE FOR THIS PARCEL DOES NOT EXCEED ONE (1) FOOT PER 10,000 FEET OF PERIMETER SURVEYED NOR 20 SECONDS TIMES THE SQUARE ROOT OF THE NUMBER OF ANGLES TURNED.

REVISED: OCT. 12, 1998 TO UPDATE
REVISED: OCT. 21, 1998 TO UPDATE

SIGNED *C. Clark Neilson*

R. B. PHARR & ASSOCIATES, REGISTERED SURVEYORS
420 HAWTHORNE LAKE
CHARLOTTE, N.C. 28204
TEL. (704) 378-2186

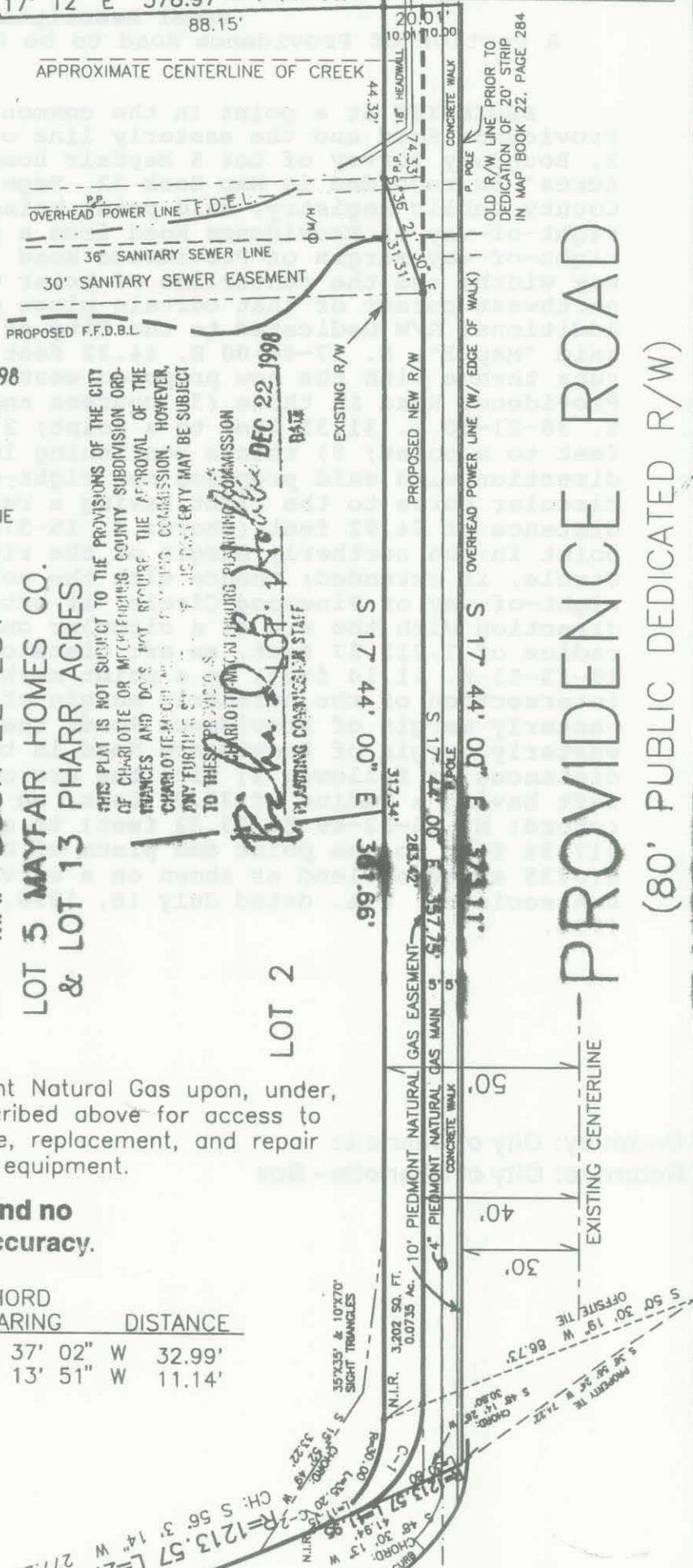
BRIAR CREEK
N 70° 17' 12" E 378.97'

CREW: GW DRAWN: CB REVISED: CB



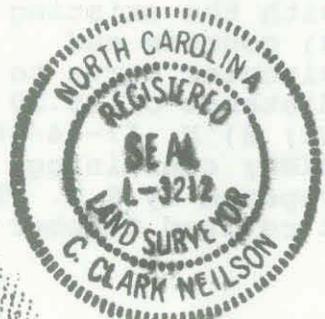
RICHARD B. HOBBS, REVIEW OFFICER
COUNTY CERTIFY THAT THE MAP OR PLAT ON THIS INFORMATION IS AFFIXED MEETS ALL STATUTORY REQUIREMENTS FOR RECORDING.

Richard B. Hobbs DEC 22 1998
Review Officer Data



ABBREVIATIONS

- F.D.E.L. FLOODWAY DISTRICT ENCROACHMENT LINE
- F.F.D.B.L. FLOODWAY FRINGE DISTRICT BOUNDARY LINE
- E.I.R. EXISTING IRON ROD
- N.I.R. NEW IRON ROD
- R/W RIGHT OF WAY
- P.P. POWER POLE
- M/H MANHOLE



MAP BOOK 22-284
LOT 5 MAYFAIR HOMES CO.
& LOT 13 PHARR ACRES

THIS PLAT IS NOT SUBJECT TO THE PROVISIONS OF THE CITY OF CHARLOTTE OR MEETING COUNTY SUBDIVISION ORDINANCES AND DOES NOT REQUIRE THE APPROVAL OF THE CHARLOTTE CITY PLANNING COMMISSION. HOWEVER, ANY FURTHER SUBDIVISION OF THIS PROPERTY MAY BE SUBJECT TO THE PROVISIONS OF THE CHARLOTTE CITY PLANNING COMMISSION.

Richard B. Hobbs DEC 22 1998
PLANNING COMMISSION STAFF

Note: Easement in favor of Piedmont Natural Gas upon, under, and across the entire property described above for access to and for the installation, maintenance, replacement, and repair of conduit, cable wires and related equipment.

This is not a certified survey and no reliance may be placed in its accuracy.

CURVE TABLE

CURVE #	RADIUS	ARC	CHORD BEARING	DISTANCE
C-1	30.00'	34.92'	S 15° 37' 02" W	32.99'
C-2	1213.57'	11.15'	S 49° 13' 51" W	11.14'

TOTAL AREA OF R/W TO BE REMOVED FROM DEDICATION:
3,202 SQUARE FEET
0.0735 Acre

10' STRIP OF LAND TO BE REMOVED FROM DEDICATION

CHARLOTTE N.C.
CHARLES MYERS

PREPARED FOR

SCALE 1" = 40'

MAP BOOK 22 PAGE 284

DEED BOOK PAGE

FLOOD CERTIFICATION

THIS IS TO CERTIFY THAT THE SUBJECT PROPERTY IS (PARTLY) LOCATED IN A SPECIAL FLOOD HAZARD AREA AS SHOWN ON MAPS PREPARED BY THE FEDERAL EMERGENCY MANAGEMENT AGENCY, FEDERAL INSURANCE ADMINISTRATION, DATED FEBRUARY 26, 1982

RESOLUTION CLOSING BUTTERFIELD STREET LOCATED BETWEEN
CRAIGHEAD ROAD AND PHILEMON AVENUE IN THE CITY OF
CHARLOTTE, MECKLENBURG COUNTY, NORTH CAROLINA

WHEREAS, pursuant to the provisions of Chapter 160A-299 of the General Statutes of North Carolina, the City Council has caused to be published a Resolution of Intent to Close Butterfield Street between Craighead Road and Philemon Avenue which calls for a public hearing on the question; and

WHEREAS, the petitioner has caused a copy of the Resolution of Intent to Close Butterfield Street between Craighead Road and Philemon Avenue to be sent by registered or certified mail to all owners of property adjoining the said street, and prominently posted a notice of the closing and public hearing in at least two places along Butterfield Street, all as required by G.S. 160A-299; and

WHEREAS, the public hearing was held on the 14th day of December, 1998, and City Council determined that the closing of Butterfield Street is not contrary to the public interest, and that no individual, firm or corporation owning property in the vicinity thereof will be deprived of reasonable means of ingress and egress to his or its property.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Charlotte, at its regularly assembled meeting of December 14, 1998, that the Council hereby orders the closing of Butterfield Street between Craighead Road and Philemon Avenue in the City of Charlotte, Mecklenburg County, North Carolina as shown in a map marked "Exhibit A" and is more particularly described by metes and bounds in a document marked "Exhibit B", both of which are attached hereto and made a part hereof.

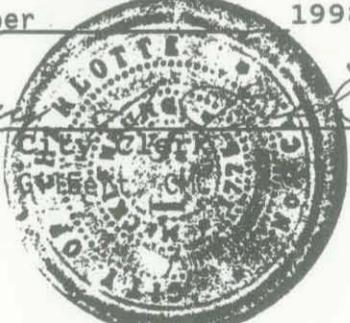
BE IT FURTHER RESOLVED that a certified copy of this Resolution be filed in the office of the Register of Deeds for Mecklenburg County, North Carolina.

CERTIFICATION

I, Nancy S. Gilbert, Deputy, City Clerk of the City of Charlotte, North Carolina do hereby certify that the foregoing is a true and exact copy of a Resolution adopted by the City Council of the City of Charlotte, North Carolina, in regular session convened on the 14th day of December, 1998, the reference having been made in Minute Book 113, page , and recorded in full in Resolution Book 35, page 441 - 441 B

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 17th day of December 1998.

Drawn by: City of Charlotte
Return to: City of Charlotte - Box

Nancy S. Gilbert
Deputy
Nancy S. Gilbert




A. ALAN WALLWORK
REGISTERED LAND SURVEYOR

2086 GOLD HILL ROAD
FORT MILL, SC 29715
803-548-4254

"Exhibit B"

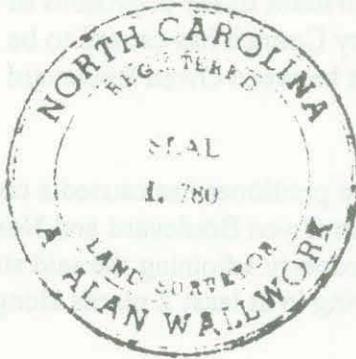
Beginning at a point 10.00' off of the Southwest right-of-way of Craighead Road, thence with the Southeast margin of Butterfield Street having a 40' right-of-way in three courses as follows:

- (1) S56-08-04W 61.78', (2) S33-26-20W 666.04' to a point, (3) thence with a circular curve to the left having a radius of 42.68 and a length of 110.42' to the Northerly line of Philemon Ave., thence with the Northwest line of Philemon Ave. S65-12-18W 224.27' to the intersection of Philemon Ave. and Butterfield St., thence with the Southwest line of Butterfield St. N33-26-20E 889.36' thence N56-08-04E 67.46', thence South S33-51-56E 40.00' to the point and place of beginning, containing 0.918 acres. Recorded in M.B. 4, page 173 of the B.C. Davidson property.

Drawn by: City of Charlotte
Return to: City of Charlotte - Box

THIS IS TO CERTIFY THAT ON THE 2nd DAY OF Dec. 19 97 I, SURVEYED THE PROPERTY SHOWN ON THIS PLAT, AND THAT, THE TITLE LINES AND THE WALLS OF THE BUILDINGS IF ANY ARE SHOWN HEREON.

SIGNED A. Alan Wallwork
REGISTERED SURVEYOR
2086 GOLD HILL ROAD, FORT MILL, SC 29715



This is to certify that the above referenced property IS NOT or is located in a special flood hazard area as shown on maps prepared by the DEPARTMENT OF HOUSING and URBAN DEVELOPMENT dated FEB. 3, 1973.

This is not a certified survey and no reliance may be placed in its accuracy

PHILEMON AVE.

TEETLS STREET

HAL T. ABERNETHY

BUTTERFIELD

EXHIBIT A

RICHARD B. HOBBS, REVIEW OFFICER OF MECKLENBURG COUNTY, CERTIFY THAT THE MAP OR PLAT TO WHICH THIS PARTICIPATION IS AFFIXED MEETS ALL STATUTORY REQUIREMENTS FOR RECORDING.

Richard B. Hobbs DEC 22 19
Review Officer Date

90° R/W
L: 110.42
R: 42.68
666.04 TOTAL

Hal T. Abernethy & Wife, June 0. D.B. 8325-483

N. 25° 00' 00" W 196.23

Charlie H. Lim & Wife, Hung E. D.B. 8427-685

365.00' 00" W 200.00'

Hal T. Abernethy & Wife, June 0. S. 25° 00' 00" E 319.27

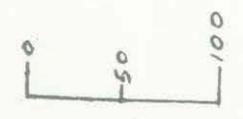
THIS MAP IS NOT A CERTIFIED SURVEY AND HAS NOT BEEN REVIEWED BY A LOCAL GOVERNMENT AGENCY FOR COMPLIANCE WITH ANY APPLICABLE LAND DEVELOPMENT REGULATIONS

CRAIGHEAD ROAD

Boundary SURVEY

A Portion of the B.C Davidson prop. Charlotte, N.C., Mecklenburg Co.

Hal T. Abernethy



SCALE 1"=100'

THE PROPERTY OF

**RESOLUTION CLOSING A PORTION OF KEMP STREET
LOCATED BETWEEN OWEN BOULEVARD AND NEAL DRIVE IN THE
CITY OF CHARLOTTE, MECKLENBURG COUNTY, NORTH CAROLINA**

WHEREAS, pursuant to the provisions of Chapter 160AA-299 of the general statutes of North Carolina, the City Council has caused to be published a Resolution of Intent to close a portion of Kemp Street between Owen Boulevard and Neal Drive which calls for a public hearing on the question and:

WHEREAS, the petitioner has caused a copy of the Resolution of Intent to close a portion of Kemp Street between Owen Boulevard and Neal Drive to be sent by registered or certified mail to all owners of property adjoining the said street and prominently posted a notice of the closing and public hearing in at least 2 places along Kemp Street, all as required by G.S. 160A-299; and

WHEREAS, the petitioner will provide an access easement to BellSouth Telecommunications, Inc., and Duke Power Company to maintain their facilities as shown on the attached map marked Exhibit A.

WHEREAS, the public hearing was held on the 14th day of December, 1998, and city council determined that the closing of the portion of Kemp Street between Owen Boulevard and Neal Drive is not contrary to the public interest, and that no individual, firm or corporation owning property in the vicinity thereof will be deprived of reasonable means of ingress and egress to his or it's property.

NOW, THEREFORE, BE IT RESOLVED by the city council of the city of Charlotte, North Carolina at it's regularly assembled meeting of December 14, 1998, that the council hereby orders the closing of the portion of Kemp Street between Owen Boulevard and Neal Drive in the City of Charlotte, Mecklenburg county, North Carolina as shown in a map marked "Exhibit A" and is more particularly described by metes and bounds in a document marked "Exhibit B", both of which are attached hereto and made a part hereof.

BE IT FURTHER RESOLVED that a certified copy of this Resolution be filed in the Office of the Register of Deeds for Mecklenburg County, North Carolina.

CERTIFICATION

I, Nancy S. Gilbert,
Deputy City Clerk of the city of Charlotte, North Carolina do hereby certify that the foregoing is a true and exact copy of a resolution adopted by the city council of the city of Charlotte, North Carolina, in regular session convened on the 14th day of December, 1998, the reference having been made in Minute book 113, page _____, and recorded in full in resolution book 35, page 442 - 442B

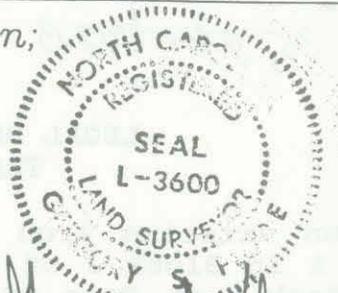
WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 17th day of December, 1998.

Drawn by: City of Charlotte
Return to: City of Charlotte - Box

Nancy S. Gilbert
Nancy S. Gilbert, Clerk



Surveyed By: Ben M. Flowe & Son;
11316 Brief Road
Charlotte, N.C.
28227
(704) 545-3060



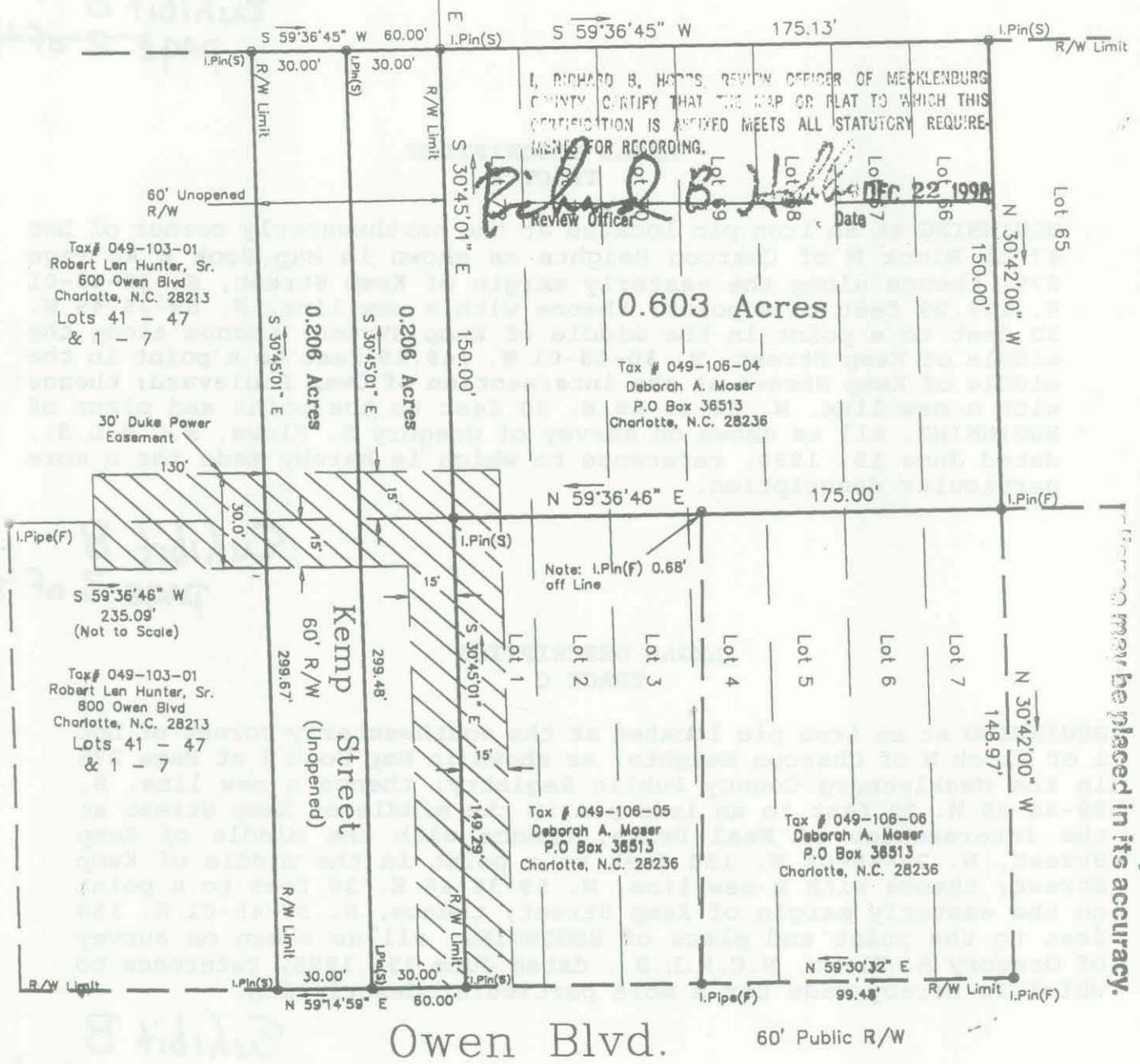
THIS PLAT IS NOT SUBJECT TO THE PROVISIONS OF THE CITY OF CHARLOTTE OR MECKLENBURG COUNTY SUBDIVISION ORDINANCES AND DOES NOT REQUIRE THE APPROVAL OF THE CHARLOTTE-MECKLENBURG PLANNING COMMISSION. HOWEVER, ANY FURTHER SUBDIVISION OF THIS PROPERTY MAY BE SUBJECT TO THESE PROVISIONS.

CHARLOTTE-MECKLENBURG PLANNING COMMISSION

Richard B. Hollis, Review Officer, Dec 22 1998

Note: Duke Power & Bell South Telecommunications is given Easement over the entire abandoned Kemp Street.

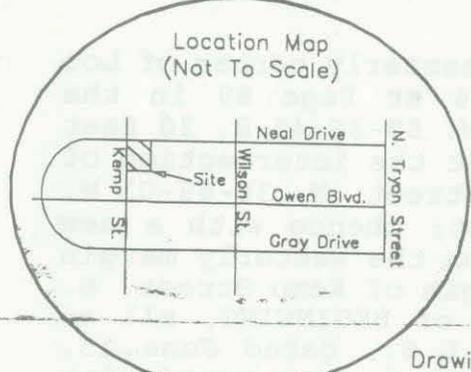
60' R/W (Unopened)
Neal Drive



This is not a certified survey and no reference may be placed in its accuracy.

SUBJECT PROPERTY IS NOT LOCATED IN A SPECIAL FLOOD HAZARD AREA AS DETERMINED BY FLOOD INSURANCE RATE MAP.
NOTE: THIS PLAT IS OF A SURVEY OF ANOTHER CATEGORY, SUCH AS THE RECOMBINATION OF EXISTING PARCELS, A COURT-ORDERED SURVEY OR OTHER EXCEPTION TO THE DEFINITION OF SUBDIVISION.

Tax Parcel: 049-106-04 & 049-103-01
E.C. = 1' : 10,000' +
Note: Duke Power Easement added October 20, 1998
Map Book: 6 / 89



Property Survey
For
Proposed Closing of a
Portion of Kemp Street
Charcon Heights
Charlotte, N.C.
Mecklenburg County, N.C.

Drawing No. 97127

Scale: 1" = 80'
Scale: 1" = 50'
Revised: June 15, 1998

DECEMBER 14, 1998

RESOLUTION BOOK 35, PAGE 442 B

Exhibit B
page 1 of 4LEGAL DESCRIPTION
TRACT A

BEGINNING at an existing iron pin located at the northeasterly corner of Lot 1 in Block J of Section Two of Charcon Heights as shown in Map Book 6 at Page 89 in the Mecklenburg County Public Registry; thence along the westerly margin of Kemp Street S. 30-45-01 E. 149.29 feet to an iron pin; thence, with a new line N. 59-36-46 E. 30 feet to a point in the middle of Kemp Street; thence, along the middle of Kemp Street N. 30-45-01 W. 149.29 feet to an iron pin in the middle of Kemp Street at the intersection of Owen Boulevard; thence, a new line S. 59-14-59 W. 30 feet to the point and place of BEGINNING, all as shown on the survey of Gregory S. Flowe, N.C.R.L.S., dated June 15, 1998, reference to which is hereby made for a more particular description.

Exhibit B
page 2 of 4LEGAL DESCRIPTION
TRACT B

BEGINNING at an iron pin located at the northwesterly corner of Lot 47 of Block M of Charcon Heights as shown in Map Book 6 at Page 275, thence along the easterly margin of Kemp Street, S. 30-45-01 E. 149.29 feet to a point; thence with a new line, S. 59-36-45 W. 30 feet to a point in the middle of Kemp Street; thence along the middle of Kemp Street, N. 30-45-01 W. 149.29 feet to a point in the middle of Kemp Street at the intersection of Owen Boulevard; thence with a new line, N. 59-14-59 E. 30 feet to the point and place of BEGINNING, all as shown on survey of Gregory S. Flowe, N.C.R.L.S., dated June 15, 1998, reference to which is hereby made for a more particular description.

Exhibit B
page 3 of 4LEGAL DESCRIPTION
TRACT C

BEGINNING at an iron pin located at the southwesterly corner of Lot 1 of Block M of Charcon Heights, as shown in Map Book 6 at Page 275 in the Mecklenburg County Public Registry; thence a new line, S. 59-36-45 W. 30 feet to an iron pin in the middle of Kemp Street at the intersection of Neal Drive, thence with the middle of Kemp Street, N. 30-45-01 W. 150 feet to a point in the middle of Kemp Street; thence with a new line, N. 59-36-46 E. 30 feet to a point on the easterly margin of Kemp Street; thence, S. 30-45-01 E. 150 feet to the point and place of BEGINNING, all as shown on survey of Gregory S. Flowe, N.C.R.L.S., dated June 15, 1998, reference to which is hereby made for a more particular description.

Exhibit B
page 4 of 4LEGAL DESCRIPTION
TRACT D

BEGINNING at an iron pin located at the southeasterly corner of Lot 72 in Block J, all as shown in Map Book 6 at Page 89 in the Mecklenburg County Public Registry; thence, N. 59-36-45 E. 30 feet to an iron pin in the middle of Kemp Street at the intersection of Neal Drive; thence along the middle of Kemp Street, N. 30-45-01 W. 150 to a point in the middle of Kemp Street; thence with a new line, S. 59-14-59 W. 30 feet to an iron pin on the westerly margin of Kemp Street; thence with the westerly margin of Kemp Street, S. 30-45-01 E. 150 feet to the point and place of BEGINNING, all as shown on survey of Gregory S. Flowe, N.C.R.L.S., dated June 15, 1998, reference to which is hereby made for a more particular description.