

RESOLUTION AUTHORIZING CONDEMNATION PROCEEDINGS FOR ACQUISITION OF PROPERTY OF ELIZABETH MILDRED T. GOINES LOCATED AT 816 AND 818 NORTH CALDWELL STREET FOR NORTHWEST EXPRESSWAY.

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WHEREAS, the City Council finds as a fact that it is necessary to acquire certain property of Elizabeth Mildred T. Goines located at 816 and 818 North Caldwell Street, for right of way purposes for the Northwest Expressway project; and

WHEREAS, the City has in good faith undertaken to negotiate for the purchase of this property but has been unable to reach an agreement with the owner for the purchase price;

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Charlotte that, pursuant to Section 7.81, Chapter 713 of the 1965 Session Laws of North Carolina, condemnation proceedings are hereby authorized to be instituted against the property of Elizabeth Mildred T. Goines located at 816 and 818 North Caldwell Street in the City of Charlotte under the procedures set forth in Article 9, Chapter 136 of the General Statutes of North Carolina, as amended; and

BE IT FURTHER RESOLVED that \$9,100.00, the amount of the appraised value of said property, is hereby authorized to be deposited in the office of the Clerk of Superior Court of Mecklenburg County, North Carolina, together with the filing of the Complaint and Declaration of Taking.

Approved as to form:

J. W. Kiser  
Acting City Attorney

November 4, 1965

Read, approved and adopted by the City Council of the City of Charlotte, North Carolina in meeting on the 1st day of November, 1965, the reference having been made in Minute Book 46, at Page 164, and recorded in full in Resolutions Book 5, at Page 150.

Lillian R. Hoffman  
City Clerk

RESOLUTION AUTHORIZING CONDEMNATION PROCEEDINGS FOR ACQUISITION OF PROPERTY OF FLORA JEAN FIDLER ESTATE LOCATED AT EAST 11TH, AND NORTH DAVIDSON STREETS FOR NORTHWEST EXPRESSWAY

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WHEREAS, the City Council finds as a fact that it is necessary to acquire certain property of Flora Jean Fidler Estate, located at East 11th and North Davidson Streets in the City of Charlotte for right of way purposes for the Northwest Expressway project; and

WHEREAS, the City cannot acquire a good fee simple title to the property by purchase,

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Charlotte that, pursuant to Section 7.81, Chapter 713 of the 1965 Session Laws of North Carolina, condemnation proceedings are hereby authorized to be instituted against the property of Flora Jean Fidler Estate, located at East 11th and North Davidson Streets in the City of Charlotte under the procedures set forth in Article 9, Chapter 136 of the General Statutes of North Carolina, as amended; and

BE IT FURTHER RESOLVED that \$15,000.00, the amount of the appraised value of said property, is hereby authorized to be deposited in the office of the Clerk of Superior Court of Mecklenburg County, North Carolina together with the filing of the Complaint and Declaration of Taking.

Approved as to form:

J. W. Kiser  
Acting City Attorney

November 4, 1965

Read, approved and adopted by the City Council of the City of Charlotte, North Carolina in meeting on the 1st day of November, 1965, the reference having been made in Minute Book 46, at Page 164, and recorded in full in Resolutions Book 5, at Page 151.

Lillian R. Hoffman  
City Clerk

RESOLUTION AUTHORIZING CONDEMNATION PROCEEDINGS FOR ACQUISITION OF PROPERTY OF WILLIAM FIDLER AND JOYCE FIDLER LOCATED AT EAST 11TH AND NORTH DAVIDSON STREETS FOR NORTHWEST EXPRESSWAY.

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WHEREAS, the City Council finds as a fact that it is necessary to acquire certain property of William Fidler and Joyce Fidler located at East 11th and North Davidson Streets in the City of Charlotte for right of way purposes for the Northwest Expressway project; and

WHEREAS, the City cannot acquire a good fee simple title to the property by purchase,

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Charlotte that, pursuant to Section 7.81, Chapter 713 of the 1965 Session Laws of North Carolina, condemnation proceedings are hereby authorized to be instituted against the property of William Fidler and Joyce Fidler located at East 11th and North Davidson Streets in the City of Charlotte under the procedures set forth in Article 9, Chapter 136 of the General Statutes of North Carolina, as amended; and

BE IT FURTHER RESOLVED that \$22,500.00, the amount of the appraised value of said property, is hereby authorized to be deposited in the office of the Clerk of Superior Court of Mecklenburg County, North Carolina, together with the filing of the Complaint and Declaration of Taking.

Approved as to form:

J. W. Kiser  
Acting City Attorney

November 4, 1965

Read, approved and adopted by the City Council of the City of Charlotte, North Carolina in meeting on the 1st day of November, 1965, the reference having been made in Minute Book 46, at Page 165, and recorded in full in Resolutions Book 5, at Page 152.

Lillian R. Hoffman  
City Clerk

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RESOLUTION APPROVING A JUDGMENT IN THE CASE OF CITY OF CHARLOTTE AND CHARLOTTE PARK AND RECREATION COMMISSION AGAINST THE CHARLOTTE-MECKLENBURG BOARD OF EDUCATION, AND THE TRUSTEES OF CHARLOTTE COMMUNITY COLLEGE SYSTEM, AND AUTHORIZING EXECUTION THEREOF.

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WHEREAS, by deed dated March 8, 1950, and recorded in Book 1428, at page 33, of the Mecklenburg Public Registry, the City of Charlotte conveyed certain properties to the Board of School Commissioners of the City of Charlotte, including that property located behind the old Central High School; and

WHEREAS, certain questions concerning the status of the title to said property had to be resolved by an action to quiet title under North Carolina General Statute Section 41-10; and

WHEREAS, the City of Charlotte joined as a plaintiff in the law suit for the sole purpose of having the Court determine the interest that it had conveyed by the deed referred to above, it having been the City's intention to convey such property as it was legally entitled to convey; and

WHEREAS, the parties have agreed upon a Consent Judgment in settlement of the matters in dispute, and all except the City of Charlotte have signed the Judgment;

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Charlotte that the Consent Judgment entered into by and between the parties to the action to quiet title to the property located behind old Central High School is hereby approved, and the City Manager and Acting City Attorney are hereby authorized to execute the Judgment on behalf of the City of Charlotte.

Approved as to form:

J. W. Kiser  
Acting City Attorney

November 4, 1965

Read, approved and adopted by the City Council of the City of Charlotte, North Carolina in meeting on the 1st day of November, 1965 the reference having been made in Minute Book 46, at Page 170, and recorded in full in Resolutions Book 5, at Page 153.

Lillian R. Hoffman  
City Clerk

