> RESOLUTION ORDERING THE MAKING OF SIDEWALK IMPROVEMENTS ON MILTON ROAD

191'

WHEREAS, the City Council has been petitioned to make sidewalk improvements on Milton Road pursuant to the General Statutes and City Charter, and the City Clerk has certified the sufficiency of said petition and submitted same to the City Council, and

WHEREAS, the City Council has held a public hearing on said petition and now determines that said improvements should be made,

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Charlotte, North Carolina:

1. That said petition is duly signed by 100% of the number of owners, who represent 100% of all the lineal feet of frontage, of the lands abutting upon the proposed sidewalk improvements and that said petition is hereby determined to be sufficient.

2. That Milton Road, from 2106 Milton Road to 2216 Milton Road, a distance of approximately 465 feet, be permanently improved by the construction of a concrete sidewalk on the west side of said street.

3. That the entire cost of said sidewalk improvements shall be assessed upon the properties abutting the improvements according to the extent of the respective frontage thereon by an equal rate per foot of such frontage.

4. That the property owners shall have the option of paying such assessment in cash within thirty (30) days from the first publication of notice of the assessment lien, without interest, or, if they should so elect and give notice in writing to the City within said thirty (30) days, they shall have the option of paying the assessment in not less than two or more than ten equal annual installments, with interest at the rate of six per cent (6%) per annum. The first installment with interest shall become due and payable on the date on which taxes are payable, and one subsequent installment and interest shall be due and payable on said date in each successive year until the assessment is paid in full.

5. That this resolution be published as required by law.

APPROVED AS TO FORM:

Acting City Attorney

Read, approved and adopted by the City Council of the City of Charlotte, North Carolina, in meeting on the 24th day of January, 1966, the reference having been made in Minute Book 46, at Page 373, and recorded in full in Resolutions Book 5, at Page 190.

> Lillian R. Hoffman City Clerk

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January 31, 1966 Resolutions Book 5 - Page 192

RESOLUTION APPROVING ROAD PROJECTS TO BE CONSTRUCTED IN CHARLOTTE BY THE STATE HIGHWAY COMMISSION WITH BOND FUNDS AVAILABLE FOR THAT PURPOSE

WHEREAS, a review has been made of possible road projects to be undertaken in Charlotte with a portion of the recent statewide bond money assignable to the City of Charlotte; and

WHEREAS, State Highway Commission staff and Mr. George Broadrick, Commissioner for the Tenth Division, have suggested a number of projects to be undertaken in Charlotte with a portion of the funds assignable to Charlotte; and

WHEREAS, these projects are:

PROJECT

1	West Boulevard . West Boulevard	Cliffwood Place Remount Road	Remount Road City Limits
2.	Monroe Road Monroe Road	Laurel Avenue Sharon Amity Road	Sharon Amity Road City Limits
3.	South Boulevard	Tyvola Road	City Limits
4.	Albemarle Road	Independence Blvd.	City Limits
5.	Freedom Drive	I-85	City Limits
6.	Central Avenue	Eastway Drive	City Limits; and

WHEREAS, the City Council has reviewed this list and wishes to express its approval of these needed street widening projects;

NOW, THEREFORE, BE IT RESOLVED that the City Council of the City of Charlotte does hereby approve the selection of the above listed projects to be undertaken by the State Highway Commission with funds available from the state road bond issue.

Approved as to form:

Acting City Attorney

Read, approved and adopted by the City Council of the City of Charlotte, North Carolina, in meeting on the 31st day of January, 1966, the reference having been made in Minute Book 46, at Page 376, and recorded in full in Resolutions Book 5, at Page 192.

Lillian R. Hoffman

RESOLUTION RELATIVE TO THE MUNICIPAL AGREEMENT WITH THE STATE HIGHWAY COM-MISSION FOR EASTWAY ROAD WIDENING PROJECT, ADOPTED.

The following resolution was offered by Councilman Milton Short and seconded by Councilman Sandy R. Jordan and upon being put to a vote was unanimously carried;

WHEREAS, the State Highway Commission has prepared and adopted plans to make certain street and highway improvements within the City of Charlotte consisting of the construction and improvement of Secondary Road 3814 (Woodlawn Road) as shown on the plans of Project 8.27224, Mecklenburg County, as filed with the State Highway Commission in Raleigh, North Carolina; that said project is considered to be a most necessary improvement in the street and highway system within the corporate limits of this Municipality for the promotion of public safety and convenience; and,

WHEREAS, in the plans and proposals of said improvement, it is provided that this Municipality cooperate with the State Highway Commission to the extent of:

- (1) Reimbursing the Commission within sixty (60) days after the completion of said project and upon billing by the Commission for the costs of the construction of sidewalks, based on actual contract price, with the exception of sidewalks located on the left side of the project from Survey Station 118 22 to Survey Station 119 68, the same sidewalk being back of the northwest radius of the intersection of Park Road and Secondary Road 3814 (Woodlawn Road) which the Commission will provide.
- (2) Exercising any right which it may have under any franchise to effect the changing, adjusting or relocating of telephone, telegraph, electirc power lines, underground cables and gas lines or any privately or publicly owned utilities without expense to the State Highway Commission and without cost to said Commission providing for the laying, changing, relaying or repairing of any necessary municipally owned electric lines, water, sewer, gas or other pipelines or conduits, together with all necessary house or lot connections or services extending to the outer edges of said project whether made necessary by the widening of existing or the construction of new or relocated streets or sidewalks. Except the State Highway Commission will reimburse the Municipality in with the policy of said Commission contained in the official minutes of the July 2, 1964, meeting of the Commission, which policy is incorporated herein by reference.
- (3) Acquiring the Right of Way and easements on the project as are required in order to provide a right of way clear of all obstructions and encroachments of any kind or character, of the width and length as called for in the plans and specifications of the project without any costs or liability whatsoever to said Commission.
- (4) Entering into an agreement with the State Highway Commission as to establishing and maintaining traffic operating controls for the regulation of movement of traffic on said project.

NOW, THEREFORE, BE IT RESOLVED that Project 8.27224, Mecklenburg County, be and it is hereby formally approved by the City Council of the City of Charlotte and that the Mayor and City Cerlk of this Municipality be and they are hereby empowered to sign and execute the required Agreement between this Municipality and the State Highway Commission.

APPROVED AS TO FORM:

## ACTING CITY ATTORNEY

Read, approved and adopted by the City Council of the City of Charlotte, North Carolina, in meeting on the 31st day of January, 1966, the reference having been made in Minute Book 46, at Page 379, and recorded in full in Resolutions Book 5, at Page 193.

> Lillian R. Hoffman City Clerk

194

RESOLUTION RELATIVE TO THE MUNCIPAL AGREEMENT WITH THE STATE HIGHWAY COMMISSION FOR EASTWAY ROAD WIDENING PROJECT, ADOPTED. 3MbC/

The following resolution was offered by Councilman Milton Short and seoncded by Councilman Sandy R. Jordan and upon being put to a vote was unanimously carried;

WHEREAS, the State Highway Commission has prepared and adopted plans to make certain street and highway improvements within the City of Charlotte consisting of the construction and improvement of Secondary Road 2940 (Eastway Drive) and US Highway 29-A (North Tryon Street) as shown on the plans of Project 8.27222, Mecklenburg County; said project having right of way widths as shown on the plans of Project 8.27222, Mecklenburg County, as filed with the State Highway Commission in Raleigh, North Carolina; that said project is considered to be a most necessary improvement in the street and highway system within the corporate limits of this Municipality for the promotion of public safety and convenience; and,

WHEREAS, in the plans and proposals of said improvement, it is provided that this Municipality cooperate with the State Highway Commission to the extent of:

- (1) Paying the Commission within sixty (60) days after the awarding of the contract and upon billing by the Commission thirteen hundred dollars (\$1300.00) which is the Municipality's pro rata share for the additional width of sidewalks over five (5) feet wide that are across the bridge located at approximately Survey Station 203 61. The Municipality also agrees to reimburse the Commission within sixty (60) days after the completion of the project and upon billing by the Commission for all costs of construction of roadway sidewalks based on the actual contract price, with the exception of sidewalks located on the right side of the project from Survey Station 101 59 to Survey Station 102 94 and back of the southeast radius of the intersection of Plaza Road and Eastway Drive, which the Commission will provide.
- (2) Exercising any right which it may have under any franchise to effect the changing, adjusting or relocating of telephone, telegraph, electric power lines, underground cables and gas lines or any privately or publicly owned utilities without expense to the State Highway Commission and without cost to said Commission providing for the laying, changing, relaying or repairing of any necessary municipally owned electric lines, water, sewer, gas or other pipelines or conduits, together with all necessary house or lot connections or services extending to the outer edges of said project whether made necessary by the widening of existing or the construction of new or relocated streets or sidewalks. Except the State Highway Commission will reimburse the Municipality in accordance with the policy of said Commission contained in the official minutes of the July 2, 1964, meeting of the Commission, which policy is incorporated herein by reference.
- (3) Acquiring the right of way and easements on the project as are required in order to provide a right of way clear of all obstructions and encroachments of any kind or character, of the width and elngth as called for in the plans and specifications of the project without any costs or liability whatsoever to said Commission.
- (4) Entering into an agreement with the State Highway Commission as to establishing and maintaining traffic operating controls for the regulation of movement of traffic on said project.

NOW, THEREFORE, BE IT RESOLVED that Project 8.27222, Mecklenburg County, be and it is hereby formally approved by the City Council of the City of Charlotte and that the Mayor and City Clerk of this Municipality be and they are hereby empowered to sign and execute the required Agreement between this Municipality and the State Highway Commission.

APPROVED AS TO FORM:

Read, approved and adopted by the City Council of the City Charlotte, North Carolina, in meeting on the 31st day of January, 1966, the reference having been made in Minute Bock 46, at Page 379, and recorded in full in Resolutions Book 5, at Page 194. Lillian R. Hoffman, City Clerk

ACTING CITY ATTORNEY

RESOLUTION RELATVIE TO THE MUNICIPAL AGREEMENT WITH THE STATE HIGHWAY COM-MISSION FOR STREET CONSTRUCTION AND IMPROVEMENT ON SUGAR CREEK ROAD.

The following resolution was offered by Councilman <u>— Milton Short</u> and seconded by Councilman <u>— Sandy R. Jordan</u> and upon being put to a vote was <u>\_\_\_\_\_\_unanimously</u> carried;

WHEREAS, the State Highway Commission and the Municipality of Charlotte have entered into an Agreement dated the 1st day of November, 1965, for the construction and improvement of Secondary Road 2975 (Sugar Creek Road), Secondary Road 2974 (Highway Place) and Secondary Road 2940 (Eastway Drive) Project 8.27225, Mecklenburg County; and,

WHEREAS, the City Council ratifies and affirms the Municipal Agreement entered into on the 1st day of November, 1965, for Project 8.27225, Mecklenburg County, between this Municipality and the State Highway Commission; and,

.WHEREAS, the parties have now agreed that the aforementioned Agreement be amended to the extent of including a numbered paragraph 5, stating that the Municipality will reimburse the Commission for all costs of construction of sidewalks, with the exception of sidewalks located on the right side of the project from Survey Station 13+34 to Survey Station 16+84, which the Commission will provide.

NON, THEREFORE, BE IT RESOLVED that the Supplemental Municipal Agreement of Project 8.27225, Mecklenburg County, be and it is hereby formally approved by the City Council of the City of Charlotte and that the Mayor and City Manager (or Clerk) of this Municipality be and they are hereby empowered to sign and execute the required Agreement between this Municipality and the State Highway Commission.

APPROVED AS TO FORM:

Acting City Attorney

Read, approved and adopted by the City Council of the City of Charlotte, North Carolina, in meeting on the 31st day of January, 1966, the reference having been made in Minute Book 46, at Page 380, and recorded in full in Resolutions Book 5, at Page 195.

> Lillian R. Hoffman City Clerk

RESOLUTION AUTHORIZING CONDEMNATION PROCEEDINGS FOR ACQUISITION OF PROPERTY AND EASEMENTS ON WOODLAWN ROAD FROM DAVID E. HENDERSON FOR WOODLAWN ROAD WIDENING PROJECT.

WHEREAS, the City Council finds as a fact that it is necessary to acquire certain property of David E. Henderson located on both sides of Scaleybark Road at Woodlawn Road in the City of Charlotte for right of way purposes, and construction easements and a drainage easement over additional areas of that property for purposes of the Woodlawn Road Widening Project; and

WHEREAS, the City has in good faith undertaken to negotiate for the purchase of this property and easements 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 David E. Henderson located on Scaleybark Road at Woodlawn Road in the City of Charlotte under the procedures set forth in Article 9, Chapter 136 of the General Statutes of North Carolina; and

BE IT FURTHER RESOLVED that \$4,400.00, the amount of the appraised value of said property and easements, 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:

Acting City Attorney

1314

CERTIFICATION

I, Lillian R. Hoffman, 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 31st day of January, 1966, the reference having been made in Minute Book 46, Page 384, and recorded in full in Resolutions Book 5, at page 196.

Witness my hand and the corporate seal of the City of Charlotte, North Carolina, this the 31st day of January, 1966.

City Clerk

# RESOLUTION AUTHORIZING CONDEMNATION PROCEEDINGS FOR ACQUISITION OF CONSTRUCTION EASEMENT OVER PROPERTY OF J. M. HENDRIX AND WIFE, HELEN B. HENDRIX, LOCATED AT 505 WOODLAWN ROAD FOR WOODLAWN ROAD WIDENING PROJECT.

WHEREAS, the City Council finds as a fact that it is necessary to acquire a construction easement over certain property of J. M. Hendrix and wife, Helen B. Hendrix, located at 505 Woodlawn Road in the City of Charlotte, for purposes of the Woodlawn Road Widening Project; and

WHEREAS, the City has in good faith undertaken to negotiate for the purchase of this construction easement but has been unable to reach an agreement with the owners 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 J. M. Hendrix and wife, Helen B. Hendrix, located at 505 Woodlawn Road in the City of Charlotte under the procedures set forth in Article 9, Chapter 136 of the General Statutes of North Carolina; and

BE IT FURTHER RESOLVED that One Dollar (\$1.00), the amount of the appraised value of said construction easement, 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:

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# CERTIFICATION

I, Lillian R. Hoffman, 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 31st day of January, 1966, the reference having been made in Minutes Book 46 Page 373, and recorded in full in Resolutions Book 5, at Page 190.

Witness my hand and the corporate seal of the City of Charlotte, North Carolina, this the 31st day of January, 1966.

City Clerk

1.97

RESOLUTION AUTHORIZING CONDEMNATION PROCEEDINGS FOR ACQUISITION OF A CONSTRUCTION EASEMENT OVER PROPERTY OF C. W. DAVIS AND WIFE, MARGARET L. DAVIS, LOCATED AT 914 WOODLAWN ROAD FOR WOODLAWN ROAD WIDENING PROJECT.

WHEREAS, the City Council finds as a fact that is is necessary to acquire a construction easement over certain property of C. W. Davis and wife, Margaret L. Davis, located at 914 Woodlawn Road in the City of Charlotte, for purposes of the Woodlawn Road Widening Project; and

WHEREAS, the City has in good faith undertaken to negotiate for the purchase of this construction easement but has been unable to reach an agreement with the owners 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 C. W. Davis and wife, Margaret L. Davis, located at 914 Woodlawn Road in the City of Charlotte under the procedures set forth in Article 9, Chapter 136 of the General Statutes of North Carolina; and

BE IT FURTHER RESOLVED that One Dollar (\$1.00), the amount of the apprais value of said construction easement, 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:

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Acting City Attorney

### CERTIFICATION

I, Lillian R. Hoffman, 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 31st day of January, 1966, the reference having been made in Minute Book 46, page 384, and recorded in full in Resolutions Book 5, at page 198.

Witness my hand and the corporate seal of the City of Charlotte, North Caroline this the <u>31st</u> day of <u>January</u>, 1966.

City Clerk

# RESOLUTION AUTHORIZING CONDEMNATION PROCEEDINGS FOR ACQUISITION OF CONSTRUCTION EASEMENT OVER PROPERTY OF COLEMAN POOL EQUIP-MENT COMPANY, LOCATED AT 4640 OLD PINEVILLE ROAD FOR WOODLAWN ROAD WIDENING PROJECT.

WHEREAS, the City Council finds as a fact that it is necessary to acquire a construction easement over certain property of Coleman Pool Equipment Company, located at 4640 Old Pineville Road in the City of Charlotte, for purposes of the Wcodlawn Road Widening Project; and

WHEREAS, the City has in good faith undertaken to negotiate for the purchase of this construction easement but has been unable to reach an agreement with the owners 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 Coleman Pool Equipment Company, located at 4640 Old Pineville Road in the City of Charlotte under the procedures set forth in Article 9, Chapter 136 of the General Statutes of North Carolina; and

BE IT FURTHER RESOLVED that \$1,700.00, the amount of the appraised value of said construction easement, 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:

Acting City Attorney

## CERTIFICATION

I, Lillian R. Hoffman, 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 sonvened on the 31st day of January, 1966, the reference having been made in Minute Book 46 Page 384, and recorded in full in Resolutions Book 5, at Page 199.

Witness my hand and the corporate seal of the City of Charlotte, North Carolina, this the 31st day of January, 1966.

City Clerk

RESOLUTION AUTHORIZING CONDEMNATION PROCEEDINGS FOR ACQUISITON OF A CONSTRUCTION EASEMENT OVER PROPERTY OF J. C. TRAVIS AND WIFE, VIRGINIA H. TRAVIS, LOCATED AT 900 WOODLAWN ROAD FOR WOODLAWN ROAD WIDENING PROJECT.

WHEREAS, the City Council finds as a fact that it is necessary to acquire a construction easement over certain property of J. C. Travis and wife, Virginia H. Travis, located at 900 Woodlawn Road in the City of Charlotte, for purposes of the Woodlawn Road Widening Project; and

WHEREAS, the City has in good faith undertaken to negotiate for the purchase of this construction easement but has been unable to reach an agreement with the owners 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 J. C. Travis and wife, Virginia H. Travis, located at 900 Woodlawn Road in the City of Charlotte under the procedures set forth in Article 9, Chapter 136 of the General Statutes of North Carolina; and

BE IT FURTHER RESOLVED that One Dollar (\$1.00), the amount of the apprai value of said construction easement, 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:

200

City Attorney rting

### CERTIFICATION

I, Lillian R. Hoffman, 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 31st day of January, 1966, the reference having been made in Minute Book 46 Page 384 , and recorded in full in Resolutions Book 5 , at Page 200 .

Witness my hand and the corporate seal of the City of Charlotte, North Carolina this the 31st day of January, 1966.

City Clerk

RESOLUTION AUTHORIZING CONDEMNATION PROCEEDINGS FOR ACQUISITION OF CONSTRUCTION EASEMENT OVER PROPERTY OF SCOTLAND RENTAL COMPANY, LOCATED AT 443 WOODLAWN ROAD FOR WOODLAWN ROAD WIDEN-ING PROJECT.

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WHEREAS, the City Council finds as a fact that it is necessary to acquire a construction easement over certain property of Scotland Rental Company, located at 443 Woodlawn Road in the City of Charlotte, for purposes of the Woodlawn Road Widen-

#### ing **Project**; and

WHEREAS, the City has in good faith undertaken to negotiate for the purchase of this construction easement but has been unable to reach an agreement with the owners 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 Scotland Rental Company, located at 443 Woodawn Road in the City of Charlotte under the procedures set forth in Article 9, Chapter 136 of the General Statutes of North Carolina; and

BE IT FURTHER RESOLVED that One Dollar (\$1.00), the amount of the appraised value of said construction easement, 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:

cting City Attorney

#### CERTIFICATION

I, Lillian R. Hoffman, 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 sonvened on the 31st day of January, 1966, the reference having been made in Minutes Book 46 Page 385, and recorded in full in Resolutions Book 5, at Page 201

Witness my hand and the corporate seal of the City of Charlotte, North Carolina, this the 31st day of January, 1966.

City Clerk

RESOLUTION AUTHORIZING CONDEMNATION PROCEEDINGS FOR ACQUISITION OF PROPERTY OF J. Z. GRIFFIN AND WIFE, WINCY GRIFFIN, LOCATED AT 1328 EASTWAY DRIVE FOR EASTWAY DRIVE WIDENING PROJECT

WHEREAS, the City Council finds as a fact that it is necessary to acquire certain property of J. Z. Griffin and wife, Wincy Griffin, located at 1328 Eastway Drive in the City of Charlotte for right of way purposes for the Eastway Drive Widening 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 owners 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 J. Z. Griffin and wife, Wincy Griffin, located at 1328 Eastway Drive 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 \$1,000.00, 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:

City Attorney

CERTIFICATION

I, Lillian R. Hoffman , 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 <u>31st</u> day of <u>January</u>, 1966, the reference having been made in Minutes Book <u>46</u>, Page <u>385</u>, and recorded in full in Resolution Book <u>5</u>

Witness my hand and the corporate seal of the City of Charlotte, North Carolin this the <u>3rd</u> day of <u>January</u>, 1966.

City Clerk

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RESOLUTION AUTHORIZING CONDEMNATION PROCEEDINGS FOR PROPERTY OF FLOYD W. HOWARD, SINGLE, LOCATED AT 1200 EASTWAY DRIVE FOR EASTWAY DRIVE WIDENING PROJECT.

WHEREAS, the City Council finds as a fact that it is necessary to acquire a portion of the property of Floyd W. Howard, single, located at 1200 Eastway Drive in the City of Charlotte, for purposes of the Eastway Drive Widening Project; and

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

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 Floyd W. Howard, single, located at 1200 Eastway Drive in the City of Charlotte under the procedures set forth in Article 9, Chapter 136 of the General Statutes of North Carolina; and

BE IT FURTHER RESOLVED that One Dollar (\$1.00), 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: Acting City Attorney

#### CERTIFICATION

I, Lillian R. Hoffman, 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 31st day of January, 1966, the reference having been made in Minutes Book 46 Page 385 , and recorded in full in Resolutions Book 5 , at Page 203 .

Witness my hand and the corporate seal of the City of Charlotte, North Carolina, this the 31st day of January, 1966.

City Clerk