

RESOLUTION CLOSING AND ABANDONING A PORTION OF  
EAST TWENTY-SIXTH STREET IN THE CITY OF CHARLOTTE,  
MECKLENBURG COUNTY, NORTH CAROLINA

WHEREAS, a petition has been filed and received in accordance with the provisions of the General Statutes of North Carolina, Chapter 153, Section 9, Subsection 17, and Chapter 160, Section 200, Subsection 11, requesting the closing of a certain portion of East Twenty-Sixth Street located in the City of Charlotte;

WHEREAS, the City Council has caused to be published a notice of public hearing on the said petition in accordance with the said Statutes;

WHEREAS, said public hearing was held on the 26th day of September, 1966;

WHEREAS, the petitioner, Southern Wipers, Inc. owns all of the land adjoining the affected portion of East 26th Street; and

WHEREAS, no persons or parties in interest have appeared in opposition to the closing of the said portion of East Twenty-Sixth Street;

NOW, THEREFORE, be it Resolved by the City Council and the City of Charlotte, North Carolina:

That the City Council hereby Orders the closing and abandoning that portion of East Twenty-sixth Street described below, reserving, however, unto the City of Charlotte a 25-foot right of way for a sanitary sewer line adjacent to the Northeasterly margin of Sugar Creek and crossing the below described portion of East

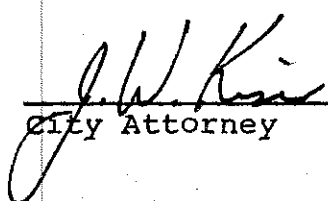
Twenty-sixth Street; a 25-foot right of way for the Sugar Creek outfall; a 10-foot right of way for the 8 inch sewer line running along the center of East Twenty-sixth Street, the center line of said right of way being the said 8 inch sewer line; and a 10-foot right of way for the 6 inch water main running a distance of approximately 85 feet along the Northeasterly side of East Twenty-sixth Street, the center line of said right of way being the said 6 inch water main; all as shown on the map filed with the said petition:

BEGINNING at a point in the northeasterly margin of East Twenty-Sixth Street and the southwesterly margin of the Norfolk-Southern Railway spur right-of-way, said point being located N. 42-30 W. 248.02 feet from the northwesterly intersection made by East Twenty-sixth Street and North Davidson Street, and runs thence with the northeasterly margin of East Twenty-sixth Street N. 42-30 W. 370.87 feet to a point in the center line of Sugar Creek; thence with the center line of Sugar Creek S. 19-01-40 W. 48.17 feet to a point in the Southwesterly margin of East Twenty-sixth Street; thence with the southwesterly margin of East Twenty-sixth Street S. 42-30 E. 364.62 feet to a point in the southwesterly margin of the Norfolk-Southern Railway spur track right-of-way; thence with the southwesterly margin of the Norfolk-Southern Railway spur track right-of-way to said point or place of BEGINNING, all as shown on a survey by H. E. McCauley, R. S., dated January 12, 1961.

AND it appearing to the satisfaction of the City Council that the closing of the above-described portion of East Twenty-sixth Street is not contrary to the public interest and that no individuals, firm or corporation owning property in the vicinity thereof will be deprived of reasonable means of ingress and egress to his or its property, the said portion of East Twenty-sixth Street is now abandoned and closed for street purposes, subject to the aforementioned rights of way reserved to the City of Charlotte.

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

APPROVED AS TO FORM

  
\_\_\_\_\_  
City Attorney

read, approved and adopted by the City Council of the City of Charlotte, North Carolina, in regular session convened on the 26th day of September, 1966, the reference having been made in Minute Book 47, at Page 380, and recorded in full in Resolutions Book 5, at Pages 335-37.

Ruth Armstrong  
City Clerk

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

APPROVED AS TO FORM

  
\_\_\_\_\_  
City Attorney

read, approved and adopted by the City Council of the City of Charlotte, North Carolina, in regular session convened on the 26th day of September, 1966, the reference having been made in Minute Book 47, at Page 380, and recorded in full in Resolutions Book 5, at Pages 335-37.

Ruth Armstrong  
City Clerk

**RESOLUTION FIXING DATE OF PUBLIC HEARING ON PETITION FOR  
LOCAL IMPROVEMENTS ON SHENANDOAH AVENUE, FROM HANOVER  
STREET TO LORNA STREET**

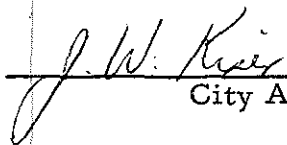
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WHEREAS, a petition has been filed by 72.2% of the abutting property owners, representing 75% of the lineal feet of frontage, requesting that Shenandoah Avenue, from Hanover Street to Lorna Street, be permanently improved by the installation of storm drainage facilities and construction of standard curb and gutter; and

WHEREAS, it is the policy of the City Council to hold public hearings on petitions for local improvements prior to ordering the making of such improvements;

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Charlotte, North Carolina, that a public hearing on the aforesaid petition for local improvements will be held at the regular meeting of the City Council on Monday, the 24th day of October, 1966, beginning at 3:00 o'clock p.m., in the Council Chamber of the City Hall. The City Clerk is hereby directed to publish a notice of said hearing one time at least ten days prior to the hearing date.

Approved as to form:

  
\_\_\_\_\_  
City Attorney

Read, approved and adopted by the City Council of the City of Charlotte, North Carolina, in regular session convened on the 26th day of September, 1966, the reference having been recorded in Minute Book 47, and recorded in full in Resolutions Book 5, at Page 338.

Ruth Armstrong  
City Clerk

RESOLUTION AUTHORIZING CONDEMNATION PROCEEDINGS FOR  
PROPERTY OF NORTH CAROLINA NATIONAL BANK, TRUSTEES  
FOR MARY ALLEN HEAFNER ESTATE, LOCATED AT EASTWAY  
DRIVE AT THE PLAZA, FOR PLAZA ROAD PROJECT

WHEREAS, the City Council finds as a fact that it is necessary to acquire certain property of North Carolina National Bank, Trustees for Mary Allen Heafner Estate, located at Eastway Drive at the Plaza, for purposes of the Plaza Road 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 owner;

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 North Carolina National Bank, Trustees for Mary Allen Heafner Estate, located at Eastway Drive at The Plaza 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 Thousand Dollars (\$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:

J. W. Kiser  
City Attorney

Read, approved and adopted by the City Council of the City of Charlotte, North Carolina, in regular session convened on the 26th day of September, 1966, the reference having been made in Minute Book 47, and recorded in full in Resolutions Book 5, at Page 339.

Ruth Armstrong  
City Clerk

RESOLUTION AUTHORIZING CONDEMNATION PROCEEDINGS FOR PROPERTY  
OF LAWRENCE H. MAYE AND WIFE, ALICE L. MAYE, LOCATED AT  
3408 EASTWAY DRIVE, FOR EASTWAY DRIVE PROJECT

WHEREAS, the City Council finds as a fact that it is necessary to acquire certain property of Lawrence H. Maye and wife, Alice L. Maye, located at 3408 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 this property, but has been unable to reach an agreement with the owner;

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 Lawrence H. Maye and wife, Alice L. Maye, located at 3408 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 Thousand Dollars (\$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:

J. W. Kiser  
City Attorney

Read, approved and adopted by the City Council of the City of Charlotte, North Carolina, in regular session convened on the 26th day September, 1966, the reference having been made in Minute Book 47, and recorded in full in Resolutions Book 5, at Page 340.

Ruth Armstrong  
City Clerk

RESOLUTION AUTHORIZING CONDEMNATION PROCEEDINGS FOR  
PROPERTY OF SAMUEL YATES CLONINGER AND WIFE, MARIE  
K. CLONINGER, LOCATED AT 3421 EASTWAY DRIVE, FOR  
EASTWAY DRIVE PROJECT

WHEREAS, the City Council finds as a fact that it is necessary to acquire certain property of Samuel Yates Cloninger and wife, Marie K. Cloninger, located at 3421 Eastway Drive in the City of Charlotte, for purposes of the Eastway Drive 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;

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 Samuel Yates Cloninger and wife, Marie K. Cloninger, located at 3421 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 Five Hundred Dollars (\$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. Kser  
City Attorney

Read, approved and adopted by the City Council of the City of Charlotte, North Carolina, in regular session convened on the 26th day of September, 1966, the reference having been made in Minute Book 47, and recorded in full in Resolutions Book 5, at Page 341.

Ruth Armstrong  
City Clerk



RESOLUTION AUTHORIZING CONDEMNATION PROCEEDINGS FOR  
JAMES C. GREEN AND WIFE, INZA T. GREEN, LOCATED AT  
2840 EASTWAY DRIVE, FOR EASTWAY DRIVE PROJECT

WHEREAS, the City Council finds as a fact that it is necessary to acquire certain property of James C. Green and wife, Inza T. Green, located at 2840 Eastway Drive, for purposes of 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 owner;

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 James C. Green and wife, Inza T. Green, located at 2840 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 Two Thousand Two Hundred Twenty Dollars (\$2,220.00), 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  
City Attorney

Read, approved and adopted by the City Council of the City of Charlotte, North Carolina, in regular session convened on the 26th day of September, 1966, the reference having been made in Minute Book 47, and recorded in full in Resolutions Book 5, at Page 342.

Ruth Armstrong  
City Clerk

RESOLUTION AUTHORIZING CONDEMNATION PROCEEDINGS FOR  
PROPERTY OF FLOYD L. DAVIS AND WIFE, EMMA S. DAVIS,  
LOCATED AT 3414 EASTWAY DRIVE, FOR EASTWAY DRIVE PROJECT

WHEREAS, the City Council finds as a fact that it is necessary to acquire certain property of Floyd L. Davis and wife, Emma S. Davis, located at 3414 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 this property, but has been unable to reach an agreement with the owner;

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 L. Davis and wife, Emma S. Davis, located at 3414 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 Thousand Dollars (\$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:

J. W. Kiser  
City Attorney

Read, approved and adopted by the City Council of the City of Charlotte, North Carolina, in regular session convened on the 26th day of September, 1966, the reference having been made in Minute Book 47, and recorded in full in Resolutions Book 5, at Page 343.

Ruth Armstrong  
City Clerk

RESOLUTION AUTHORIZING CONDEMNATION PROCEEDINGS FOR PROPERTY  
OF JAMES EDWARD GOINES AND WIFE, ELSIE L. GOINES, LOCATED AT  
3418 EASTWAY DRIVE, FOR EASTWAY DRIVE PROJECT

WHEREAS, the City Council finds as a fact that it is necessary to acquire certain property of James Edward Goines and wife, Elsie L. Goines, located at 3418 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 this property, but has been unable to reach an agreement with the owner;

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Charlotte that, pursuant to Section 7.81 of the 1965 Session Laws of North Carolina, condemnation proceedings are hereby authorized to be instituted against the property of James Edward Goines and wife, Elsie L. Goines, located at 3418 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 Thousand Dollars (\$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:

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City Attorney

CERTIFICATION

I, Ruth Armstrong, 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, in regular session convened on the 26th day of September, 1966, the reference having been made in Minute Book 47, Page 388, and recorded in full in Resolutions Book 5, at Page 344.

Witness my hand and the corporate seal of the City of Charlotte, North Carolina, this the 29th day of September, 1966.

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City Clerk

RESOLUTION AUTHORIZING CONDEMNATION PROCEEDINGS  
FOR PROPERTY OF FRED CLIFTON DAVIS, LOCATED AT  
2911 EASTWAY DRIVE, FOR EASTWAY DRIVE PROJECT

WHEREAS, the City Council finds as a fact that it is necessary to acquire certain property of Fred Clifton Davis, located at 2911 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 this property, but has been unable to reach an agreement with the owner;

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 Fred Clifton Davis, located at 2911 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 Five Thousand Eight Hundred Ninety Five Dollars (\$5,895.00), 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:

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City Attorney

CERTIFICATION

I, Ruth Armstrong, 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, in regular session convened on the 26th day of September, 1966, the reference having been made in Minute Book 47, Page 388, and recorded in full in Resolutions Book 5, at Page 345.

Witness my hand and the corporate seal of the City of Charlotte, North Carolina, this the 29th day of September, 1966.

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City Clerk

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RESOLUTION AUTHORIZING CONDEMNATION PROCEEDINGS FOR PROPERTY  
OF FLOYD L. KLUTTZ AND WIFE, SYLVIA J. KLUTTZ, LOCATED AT  
2717 EASTWAY DRIVE, FOR EASTWAY DRIVE WIDENING PROJECT

WHEREAS, the City Council finds as a fact that it is necessary to acquire certain property of Floyd L. Kluttz and wife, Sylvia J. Kluttz, located at 2717 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 this property, but has been unable to reach an agreement with the owner;

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 L. Kluttz and wife, Sylvia J. Kluttz, located at 2717 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 Thousand Two Hundred Dollars (\$1,200.00), 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:

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City Attorney

CERTIFICATION

I, Ruth Armstrong, 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, in regular session convened on the 26th day of September, 1966, the reference having been made in Minute Book 47, Page 389, and recorded in full in Resolutions Book 5, at Page 346.

Witness my hand and the corporate seal of the City of Charlotte, North Carolina, this the 29th day of September, 1966.

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City Clerk