

**RESOLUTION DECLARING AN INTENT TO ABANDON AND CLOSE a portion of a 10-foot alleyway bounded by East Boulevard, Kenilworth Avenue, Buchanan Street, and Dilworth Road East** in the City of Charlotte, Mecklenburg County, North Carolina

Whereas, **Kenilworth Lofts, LLC** has filed a petition to close **a portion of a 10-foot alleyway bounded by East Boulevard, Kenilworth Avenue, Buchanan Street, and Dilworth Road East** in the City of Charlotte; and

Whereas, the portion of a 10-foot alleyway to be closed lies beginning 100 feet from the existing alleyway off of Kenilworth Avenue continuing approximately 50 feet southwestwardly to its terminus as shown in the map marked "Exhibit A" and is more particularly described by metes and bounds in a document marked "Exhibit B" both of which are available for inspection in the office of the City Clerk, City Hall, Charlotte, North Carolina.

Whereas, the procedure for closing streets and alleys as outlined in North Carolina General Statutes, Section 160A-299, requires that City Council first adopt a resolution declaring its intent to close the street and calling a public hearing on the question; said statute further requires that the resolution shall be published once a week for two successive weeks prior to the hearing, and a copy thereof be sent by registered or certified mail to all owners of property adjoining the street as shown on the county tax records, and a notice of the closing and public hearing shall be prominently posted in at least two places along said street or alley and

Now, therefore, be it resolved, by the City Council of the City of Charlotte, at its regularly scheduled session of January 12, 2004 that it intends to close a portion of a 10-foot alleyway and that the said street (or portion thereof) being more particularly described on a map and calls a public hearing on the question to be held at 7:00pm on Monday, the 9<sup>th</sup> day of February, 2004 in CMGC meeting chamber, 600 East 4<sup>th</sup> Street Charlotte North Carolina.

The City Clerk is hereby directed to publish a copy of this resolution in the Mecklenburg Times once a week for two successive weeks next preceding the date fixed here for such hearing as required by N.C.G.S. 160A-299.

CERTIFICATION

I, Brenda R. Freeze, 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 12th day of January, 2004 the reference having been made in Minute Book 120, and recorded in full in Resolution Book 38, Page(s) 678-679.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 14th day of January, 2004.

Handwritten signature of Brenda R. Freeze in blue ink, including the initials "CMC".

Brenda R. Freeze, CMC, City Clerk

**RESOLUTION DECLARING AN INTENT TO ABANDON AND CLOSE a portion of East Trade Street** in the City of Charlotte, Mecklenburg County, North Carolina

Whereas, **Mecklenburg County and Self Help Ventures Fund** has filed a petition to close **a portion of East Trade Street** in the City of Charlotte; and

Whereas, the portion of East Trade Street to be closed lies beginning from Elizabeth Avenue continuing approximately 172 feet southwardly to its terminus as shown in the map marked "Exhibit A-1 through A-4" and is more particularly described by metes and bounds in a document marked "Exhibit B" both of which are available for inspection in the office of the City Clerk, City Hall, Charlotte, North Carolina.

Whereas, the procedure for closing streets and alleys as outlined in North Carolina General Statutes, Section 160A-299, requires that City Council first adopt a resolution declaring its intent to close the street and calling a public hearing on the question; said statute further requires that the resolution shall be published once a week for two successive weeks prior to the hearing, and a copy thereof be sent by registered or certified mail to all owners of property adjoining the street as shown on the county tax records, and a notice of the closing and public hearing shall be prominently posted in at least two places along said street or alley and

Now, therefore, be it resolved, by the City Council of the City of Charlotte, at its regularly scheduled session of January 12, 2004 that it intends to close a portion of East Trade Street and that the said street (or portion thereof) being more particularly described on a map and calls a public hearing on the question to be held at 7:00pm on Monday, the 9<sup>th</sup> day of February, 2004 in CMGC meeting chamber, 600 East 4<sup>th</sup> Street Charlotte North Carolina.

The City Clerk is hereby directed to publish a copy of this resolution in the Mecklenburg Times once a week for two successive weeks next preceding the date fixed here for such hearing as required by N.C.G.S. 160A-299.

**CERTIFICATION**

I, Brenda R. Freeze, 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 12th day of January, 2004 the reference having been made in Minute Book 120, and recorded in full in Resolution Book 38, Page(s) 680.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 14th day of January, 2004.

  
Brenda R. Freeze, CMC, City Clerk

**A RESOLUTION AUTHORIZING THE REFUND OF PROPERTY TAXES**

Reference is made to the schedule of "Taxpayers and Refunds Requested" attached to the docket for consideration of the City Council. On the basis of that schedule, which is incorporated herein, the following facts are found:

1. The City-County Tax Collector has collected property taxes from the taxpayers set out on the list attached to the Docket.
2. The City-County Tax Collector has certified that those taxpayers have made proper demand in writing for refund of the amounts set out on the schedule within the required time limits.
3. The amounts listed on the schedule were collected through either a clerical or assessor error.

NOW, THEREFORE, BE RESOLVED by the City Council of the City of Charlotte, North Carolina, in regular session assembled this 12<sup>th</sup> day of January, 2004 that those taxpayers listed on the schedule of "Taxpayers and Refunds Requested" be refunded in the amounts therein set up and that the schedule and this resolution be spread upon the minutes of this meeting.

**CERTIFICATION**

I, Brenda R. Freeze, 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 12th day of January, 2004 the reference having been made in Minute Book 120, and recorded in full in Resolution Book 38, Page(s) 681-682.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 14th day of January, 2004.

*Brenda R. Freeze, CMC*

Brenda R. Freeze, CMC, City Clerk

PROPERTY TAX  
TAXPAYERS AND REFUNDS REQUESTED MORE THAN  
\$100  
(Clerical Error)

<u>NAME</u>	<u>AMOUNT OF REFUND</u>
Syncot Fibers Inc	\$818.62
Interpath Communications Inc.	102.72
Homeside Lending Inc.	238.78
Homeside Lending Inc.	238.78
Homeside Lending Inc.	238.77
Donald Dolezal	176.43
Donald Dolezal	176.43
Donald Dolezal	176.43
Donald Dolezal	178.32
Donald Dolezal	176.43
Five Step Two Ecotone	203.15
Equiprent Inc.	487.76
Holt Corbett Efird	687.24
Prizm Technologies Inc.	268.63
Colonial Pacific Leasing Corp.	7,966.44
Budd Group	127.79
Donnie E. Martin	143.04
Donnie E. Martin	143.04
Jack s. Lightbody	128.52
Cigna Healthcare of NC Inc.	428.79
Siemens Westinghouse Power	20,707.66
Siemens Westinghouse Power	29,249.56
Siemens Westinghouse Power	27,857.38
Principal Residential Mortgage	441.84
James E. Gleaton	131.88
Principal Residential Mortgage	228.06
Bank of America	273.42
HSBC Mortgage Corp	984.06
TOTAL	<u>92,979.97</u>

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

A motion was made by Councilmember Mitchell seconded by  
Councilmember Cannon for the adoption of  
the following Resolution, and upon being put to a vote was duly adopted.

WHEREAS, the City Council has the authority to grant air right easements over public rights-of-way and it is the City's Policy to charge for such rights; and,

WHEREAS, Charlotte-Mecklenburg Hospital Authority has requested the granting of air rights over Harding Place to construct a pedestrian bridge connecting an existing parking deck to a proposed new parking deck and,

WHEREAS, the proposed pedestrian bridge is in conformance with the City's Overstreet Connections Policy and has been reviewed by Charlotte Department of Transportation, Engineering and Property Management Department, and Planning Commission staff; and,

NOW, THEREFORE, BE IT RESOLVED that the Charlotte City Council approves the granting of air rights to Charlotte-Mecklenburg Hospital Authority for the construction of a pedestrian bridge across Harding Place and authorizes the City Manager to execute a Crosswalk Agreement and Term Air Rights Easement granting such rights.

FOR REGISTRATION JUDITH A. GIBSON  
REGISTER OF DEEDS  
MECKLENBURG COUNTY, NC  
2004 JUN 04 10:44 AM  
BK: 17305 PG: 631-638 FEE: \$30.00  
INSTRUMENT # 2004124240



CERTIFICATION

I, Brenda R. Freeze, 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 12th day of January, 2004 the reference having been made in Minute Book 120, and recorded in full in Resolution Book 38, Page(s) 683-689.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 14th day of January, 2004.

Brenda R. Freeze, CMC  
Brenda R. Freeze, CMC, City Clerk

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

Dec 19 03 10:02a

A.G. Zoutewelle

L. LINDA B. POISSANT, REVIEW OFFICER OF MECKLENBURG COUNTY, CERTIFY THAT THE MAP OR PLAT TO WHICH THIS

P. 3

THIS SURVEY IS CERTIFIED TO ONLY THE PERSONS OR ENTITIES SHOWN IN THE TITLE BLOCK BELOW. THIS IS TO CERTIFY THAT THIS SURVEY IS BASED UPON MY BEST KNOWLEDGE AND BELIEF. THE PRECISION IS GREATER THAN 1:10,000. THIS SURVEY DOES NOT REFLECT A COMPLETE TITLE EXAMINATION OR UTILITIES.

STATUTORY REQUIREMENTS FOR RECORDING

*Linda B. Poissant*  
Review Officer

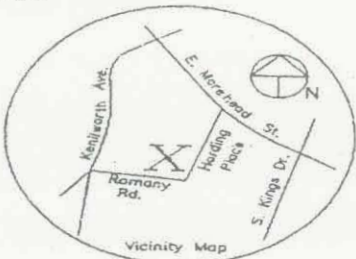
*6/2/04*  
Date

The Charlotte-Mecklenburg Hospital Authority  
Deed Book 5042 Pg. 199  
Tax I.D. 153-011-14

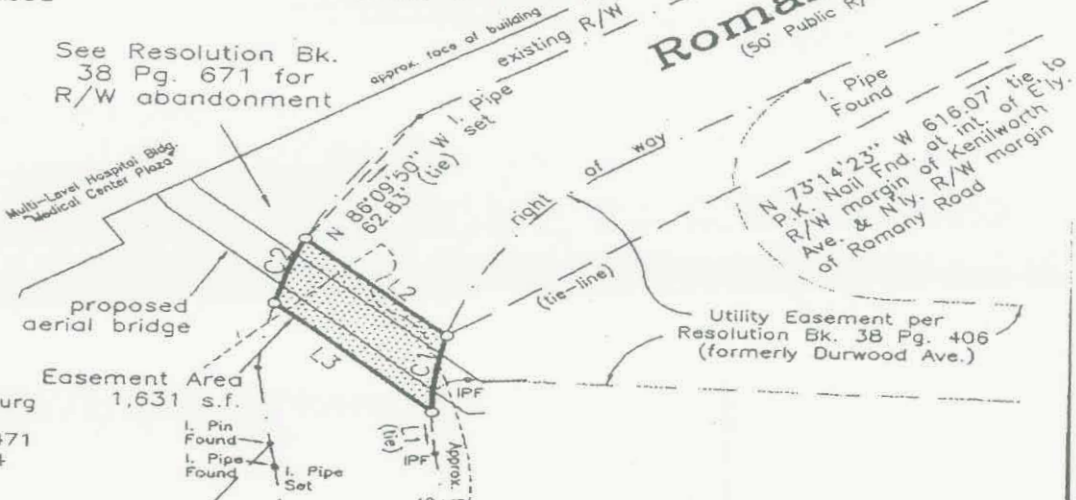
Andrew G. Zoutewelle, PLS L-3098

Date

See Resolution Bk. 38 Pg. 671 for R/W abandonment



**Romany Rd.**  
(50' Public R/W)



The Charlotte-Mecklenburg Hospital Authority  
Deed Book 5888 Pg. 471  
Tax I.D. 153-011-14

Utility Easement per Resolution Bk. 38 Pg. 406 (formerly Durwood Ave.)

The Charlotte-Mecklenburg Hospital Authority  
Deed Book 6829 Pg. 441  
Tax I.D. 153-012-14

**General Notes**

- 1.) This easement map does not represent a current field survey. Irons shown were located June 30, 2003, by A.G. Zoutewelle, P.A.
- 2.) No utilities or physical improvements were located for this map.
- 3.) This survey does not reflect a complete title examination which may show additional easements and other matters of title.

The Charlotte-Mecklenburg Hospital Authority  
Deed Book 6306 Pg. 245  
Tax I.D. 153-011-31

**LEGEND**

ch.	chord
L,R	curve length & radius
s.f.	square feet (by coordinates)
I.PIN	iron survey stake
conc.	concrete
a/c	air conditioner
MB, DB	record map and deed references
IPF	iron pipe found
IPS	iron pipe set

**LINE TABLE**

NUMBER	DIRECTION	DISTANCE
L1	N 48°52'05" E	17.32'
L2	N 04°38'22" E	59.55'
L3	S 04°38'22" W	66.40'

**CURVE TABLE**

NUMBER	RADIUS	LENGTH	Ch. BEARING	Ch. DISTANCE
C1	125.00	31.74	N 60°06'55" E	31.65
C2	180.00	28.37	S 71°35'48" W	28.34

Mercy Equipment Corp.  
Tax I.D. 153-011-12  
1515 Harding Pl.

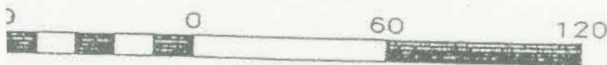
14' Alley MB 4-85

The Charlotte-Mecklenburg Hospital Authority  
Tax I.D. 153-011-30

The Charlotte-Mecklenburg Hospital Authority  
Deed Book 7609 Pg. 720  
Tax I.D. 153-012-17

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

**East Morehead St.**  
Public R/W Varies from 80' (See MB 332-90)  
Major Thoroughfare



Scale 1" = 60'

ANDREW G. ZOUTEWELLE, L-3098  
Telephone 704-372-9444  
1418 E. Fifth St. Charlotte, NC 28204

REVISED 10-31-03  
REVISED 12-19-03

EXHIBIT A-1

**A.G. ZOUTEWELLE**  
SURVEYORS

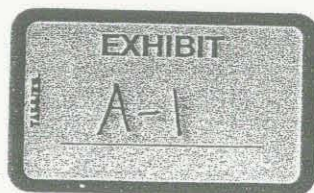
1418 East Fifth St. Charlotte, NC 28204

**AERIAL RIGHTS EASEMENT SURVEY**  
PROPERTY AT INTERSECTION OF  
HARDING PLACE AND ROMANY ROAD  
for CHARLOTTE-MECKLENBURG HOSPITAL AUTHORITY

Being all that certain tract or parcel of land located within the City of Charlotte, Mecklenburg County, North Carolina and more particularly described as follows:

COMMENCING at an iron pipe found at the intersection of the southerly right of way margin of East Morehead Street (variable public R/W) and the westerly right of way margin of Harding Place (50' public R/W) and running with the existing westerly right of way margin of Harding Place South 45 degrees 01 minutes 15 seconds West 200.01 feet to an iron pipe found, the true point and place of BEGINNING; thence from said beginning point with the existing westerly right of way margin of Harding Place the following three (3) courses and distances: (1) South 44 degrees 53 minutes 42 seconds West 169.48 feet to an iron pipe found; (2) along the arc of a circular curve to the right having a radius of 11.61 feet an arc length of 7.88 feet (Chord Bearing South 64 degrees 13 minutes 15 seconds West, 7.73 feet) to a point and (3) along the arc of a circular curve to the right, having a radius of 125.00 feet an arc length of 26.32 feet (Chord Bearing South 62 degrees 32 minutes 23 seconds West, 26.27 feet) to an iron pipe set; thence leaving Harding Place and with the lines of The Charlotte-Mecklenburg Hospital Authority the following six (6) courses and distances: (1) North 35 degrees 25 minutes 38 seconds West 347.65 feet to an iron pipe set; (2) North 54 degrees 34 minutes 59 seconds East 170.79 feet to an iron pipe found; (3) South 35 degrees 39 minutes 43 seconds East 15.05 feet to an iron pipe found; (4) South 38 degrees 08 minutes 27 seconds East 111.30 feet to an iron pipe found; (5) South 41 degrees 18 minutes 14 seconds East 111.44 feet to an iron pipe found, and (6) South 44 degrees 02 minutes 43 seconds East 87.98 feet to an iron pipe found, the point and place of BEGINNING, containing 62,160 S.F. (or 1.4271 acres), more or less, all as shown on that survey by A.G. Zoutewelle, P.A. dated December 12, 2002.

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





Being all that certain tract or parcel of land located within the City of Charlotte, Mecklenburg County, North Carolina and more particularly described as follows:

COMMENCING at an iron pipe found at the intersection of the southerly right of way margin of East Morehead Street (variable public R/W) and the westerly right of way margin of Harding Place (50' public R/W) and running thence along a Tie-Line South 37 degrees 05 minutes 20 seconds West to an iron pin found on the easterly right of way margin of Harding Place (50 foot public R/W), said iron pin being the true point and place of BEGINNING; thence from said beginning point, leaving Harding Place and with the lines of The Charlotte-Mecklenburg Hospital Authority the following five (5) courses and distances: (1) North 87 degrees 18 minutes 54 seconds East 105.86 feet to an iron pipe set; (2) South 77 degrees 55 minutes 17 seconds East 134.62 feet to an iron pipe set; (3) South 44 degrees 51 minutes 34 seconds East 95.09 feet to an iron pipe set; (4) South 25 degrees 54 minutes 11 seconds West 236.11 feet to an iron pipe set, and (5) North 70 degrees 10 minutes 29 seconds West 953.54 feet to an iron pipe set on the easterly right of way margin of Scott Ave. (variable public R/W); thence with said easterly right of way margin North 20 degrees 17 minutes 17 seconds East 86.00 feet to an iron pipe set; thence along the arc of a circular curve to the right having a radius of 50.00 feet an arc length of 45.09 feet (Chord Bearing North 46 degrees 07 minutes 30 seconds East, 43.58 feet) to a drill hole set in concrete on the southerly right of way margin of Romany Road (50 foot city maintained R/W); thence with said southerly right of way margin the following two (2) courses and distances: (1) South 70 degrees 11 minutes 13 seconds East 487.42 feet to a point, and (2) South 70 degrees 14 minutes 53 seconds East 111.27 feet to an iron pipe set at the point of intersection of the southerly right of way margin of Romany Road and the easterly right of way margin of Harding Place; thence with said easterly right of way margin of Harding Place North 44 degrees 51 minutes 07 seconds East 100.93 feet to an iron pin found, the point and place of BEGINNING, containing 162,140 square feet (or 3.7222 acres), more or less, all as shown on that survey by A.G. Zoutewelle, P.A. dated December 12, 2002.

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



### Aerial Easement

Being all that certain tract or parcel of land located within the City of Charlotte, Mecklenburg County, North Carolina, lying between 665.0 feet (NAVD88) and 685.0' (NAVD88) in elevation and more particularly described as follows:

COMMENCING at an iron pipe found at the intersection of the southerly right of way margin of East Morehead Street (variable public R/W) and the westerly right of way margin of Harding Place (50' public R/W) and running with the existing westerly right of way margin of Harding Place the following four (4) tie lines: (1) South 45 degrees 01 minutes 15 seconds West 200.01 feet to an iron pipe found; (2) South 44 degrees 53 minutes 42 seconds West 169.48 feet to an iron pipe found; (3) South 44 degrees 53 minutes 42 seconds West 17.87 feet to an iron pipe found and (4) along the arc of a curve to the right, having a radius of 11.61 an arc length of 16.39 feet (Chord South 62 degrees 43 minutes 58 seconds West 16.38 feet) to a point on the intersection curve formed by the westerly right of way margin of Harding Place and the northerly right of way margin of Romany Road, said point being the true point and place of BEGINNING; thence from said beginning point South 04 degrees 38 minutes 22 seconds West 64.17 feet to a point on the proposed intersection curve formed by the proposed easterly right of way margin of Harding Place and the proposed southerly right of way margin of Romany Road; thence with said proposed intersection curve along the arc of a curve to the right having a radius of 180.00 feet an arc length of 16.30 feet (Chord South 71 degrees 38 minutes 51 seconds West 16.29 feet) to a point; thence North 04 degrees 38 minutes 22 seconds East 60.63 feet to a point on the intersection curve formed by the westerly right of way margin of Harding Place and the northerly right of way margin of Romany Road; thence with said intersection curve the following two (2) courses and distances: (1) along the arc of a curve to the left having a radius of 125.00 feet an arc length of 17.43 feet (Chord North 60 degrees 30 minutes 03 seconds East 17.41 feet) to a point and (2) along the arc of a curve to the left having a radius of 11.61 feet an arc length of 0.60 feet (Chord North 82 degrees 10 minutes 47 seconds East 0.60 feet) to the point and place of BEGINNING, as shown on a survey by A.G. Zoutewelle, P.A. dated August 05, 2003.

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



THIS SURVEY IS CERTIFIED TO ONLY THE PERSONS OR ENTITIES SHOWN IN THE TITLE BLOCK BELOW:  
 THIS IS TO CERTIFY THAT THIS SURVEY IS BASED UPON MY BEST KNOWLEDGE, INFORMATION AND BELIEF.  
 THIS SURVEY DOES NOT REFLECT A COMPLETE TITLE EXAMINATION OR UTILITIES. PRECISION IS GREATER THAN 1:10,000.

*AUG 05 2003*

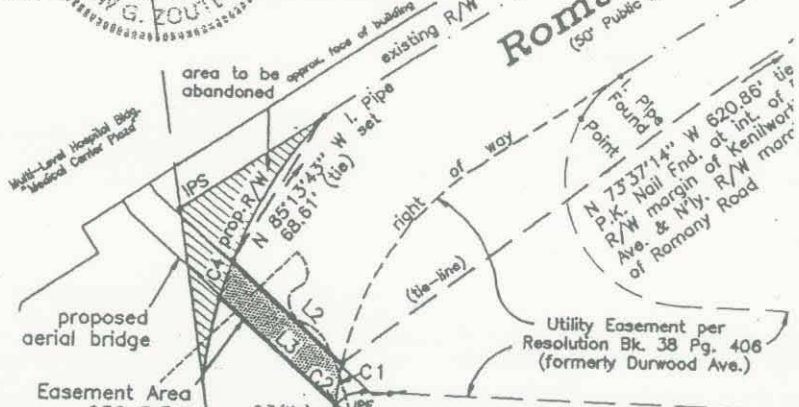
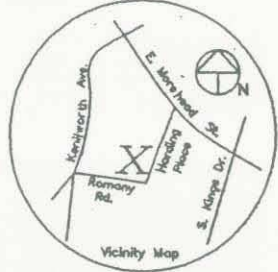
Andrew G. Zoutewelle, PLS L-3098

10-31-2003  
 Date



The Charlotte-Mecklenburg  
 Hospital Authority  
 Deed Book 5042 Pg. 199  
 Tax I.D. 153-011-14

**Romany Rd.**  
 (50' Public R/W)



The Charlotte-Mecklenburg  
 Hospital Authority  
 Deed Book 5388 Pg. 471  
 Tax I.D. 153-011-14

To be dedicated to  
 City of Charlotte

The Charlotte-Mecklenburg  
 Hospital Authority  
 Deed Book 6829 Pg. 441  
 Tax I.D. 153-012-14

**General Notes**

- 1.) This easement map does not represent a current field survey. Irons shown were located June 30, 2003, by A.G. Zoutewelle, P.A.
- 2.) No utilities or physical improvements were located for this map.
- 3.) This survey does not reflect a complete title examination which may show additional easements and other matters of title.

The Charlotte-Mecklenburg  
 Hospital Authority  
 Deed Book 6306 Pg. 245  
 Tax I.D. 153-011-31

**LEGEND**

ch.	chord
L,R	curve length & radius
s.f.	square feet (by coordinates)
I.PIN	iron survey stake
conc.	concrete
a/c	air conditioner
MB, DB	record map and deed references
IPF	iron pipe found
IPS	iron pipe set

LINE TABLE		
NUMBER	DIRECTION	DISTANCE
L1	N 44°53'42" E	17.87'
L2	N 04°38'22" E	60.63'
L3	N 04°38'22" E	64.17'

CURVE TABLE				
NUMBER	RADIUS	LENGTH	Ch. BEARING	Ch. DISTANCE
C1	125.00	17.43	N 60°30'03" E	17.41
C2	11.61	0.60	N 82°10'47" E	0.60
C3	11.61	7.28	N 62°43'58" E	7.16
C4	180.00	16.30	S 71°38'51" W	16.29



Scale 1" = 60'  
 ANDREW G. ZOUTEWELLE, L-3098  
 Telephone 704-372-9444  
 1418 E. Fifth St. Charlotte, NC 28204

**A.G. ZOUTEWELLE**  
**SURVEYORS**  
 1418 East Fifth St. Charlotte, NC 28204

**Harding Place**  
 (50' Public R/W)

Mercy Equipment Corp.  
 Tax I.D. 153-011-12  
 1515 Harding Pl.

14' Alley MB 4-85

The Charlotte-Mecklenburg  
 Hospital Authority  
 Tax I.D. 153-011-30

The Charlotte-Mecklenburg  
 Hospital Authority  
 Deed Book 7609 Pg. 720  
 Tax I.D. 153-012-17

**East Morehead St.**  
 Public R/W Varies from 80' (See Map 132-90)  
 Major Thoroughfare



REVISED 10-31-03

AERIAL RIGHTS EASEMENT SURVEY  
 PROPERTY AT INTERSECTION OF  
 HARDING PLACE AND ROMANY ROAD  
 for CHARLOTTE-MECKLENBURG HOSPITAL AUTHORITY  
 Scale 1" = 60' August 05, 2003

I, LINDA B. [Signature], [Title], MECKLENBURG COUNTY, CERTIFY THAT THIS SURVEY IS THE ONE TO WHICH THIS CERTIFICATE IS REFERRED. ANY OTHER REQUIREMENTS FOR RECORDATION REQUIRE REVIEW OFFICER [Signature] Date 10/31/03

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

**Exhibit B-3  
Legal Description  
Aerial Easement**

Being all that certain tract or parcel of land located within the City of Charlotte, Mecklenburg County, North Carolina and more particularly described as follows:

COMMENCING at an iron pipe found at the intersection of the southerly right of way margin of East Morehead Street (variable public R/W) and the westerly right of way margin of Harding Place (50' public R/W) and running with the existing westerly right of way margin of Harding Place the following three (3) tie lines: (1) South 45 degrees 01 minutes 15 seconds West 200.01 feet to an iron pipe found; (2) South 44 degrees 53 minutes 42 seconds West 169.48 feet to an iron pipe found; and (3) South 48 degrees 52 minutes 05 seconds West 17.32 feet to a point on the intersection curve formed by the westerly right of way margin of Harding Place and the northerly right of way margin of Romany Road, said point being the true point and place of BEGINNING; thence from said beginning point South 04 degrees 38 minutes 22 seconds West 66.40 feet to a point on the intersection curve formed by the easterly right of way margin of Harding Place and the southerly right of way margin of Romany Road; thence with said intersection curve along the arc of a curve to the right having a radius of 180.00 feet an arc length of 28.37 feet (Chord South 71 degrees 35 minutes 48 seconds West 28.34 feet) to a point; thence North 04 degrees 38 minutes 22 seconds East 59.55 feet to a point on the intersection curve formed by the westerly right of way margin of Harding Place and the northerly right of way margin of Romany Road; thence with said intersection curve along the arc of a curve to the left having a radius of 125.00 feet an arc length of 31.74 feet (Chord 60 degrees 06 minutes 55 seconds East 31.65 feet) to the point and place of BEGINNING, as shown on a survey by A.G. Zoutewelle, P.A. dated August 05, 2003, last revised December 19, 2003.

**Drawn by: City of Charlotte**  
**Return to: City of Charlotte - Rev**



JUDITH A. GIBSON  
REGISTER OF DEEDS, MECKLENBURG  
COUNTY & COURTS OFFICE BUILDING  
720 EAST FOURTH STREET  
CHARLOTTE, NC 28202

\*\*\*\*\*  
Filed For Registration: 06/04/2004 10:44 AM  
Book: RE 17305 Page: 631-638  
Document No.: 2004124240  
RESOL 8 PGS \$30.00  
Recorder: EMEM DREHER



2004124240

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 **ASHLEY PARK/WESTERLY HILLS NEIGHBORHOOD IMPROVEMENTS 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 **ASHLEY PARK/WESTERLY HILLS NEIGHBORHOOD IMPROVEMENT PROJECT** and estimated to be approximately **1,620 square feet (.037 acre)** for **permanent easement 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. 061-096-04, said property currently owned by **HEIRS AT LAW OF W. J. SMITH and SADIE SMITH; MECKLENBURG COUNTY TAX COLLECTOR; and Any Other Parties in Interest**, 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, Brenda R. Freeze, 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 12th day of January, 2004 the reference having been made in Minute Book 120, and recorded in full in Resolution Book 38, Page(s) 690.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 14th day of January, 2004.

  
Brenda R. Freeze, CMC, City Clerk

FOR REGISTRATION JUDITH A. GIBSON  
REGISTER OF DEEDS  
MECKLENBURG COUNTY, NC  
2004 JUN 09 11:07 AM  
BK: 17324 PG: 780-794 FEE: \$51.00  
INSTRUMENT # 2004127283



RESOLUTION CLOSING EARLE STREET, LLOYD STREET, EDWIN STREET, PERSON STREET, AND 20 FEET OF OAKLAWN 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 Earle Street, Lloyd Street, Edwin Street, Person Street, and 20 feet of Oaklawn 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 a portion of Earle Street, Lloyd Street, Edwin Street, Person Street, and 20 feet of Oaklawn 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 2 places along said street or alley, all as required by G.S. 160A-299; and

WHEREAS, the petitioner will provide an access easement to Duke Power Company, and all other owners of existing underground utilities and telecommunications to maintain their facilities as shown on the attached maps marked Exhibit A-1 through A-5.

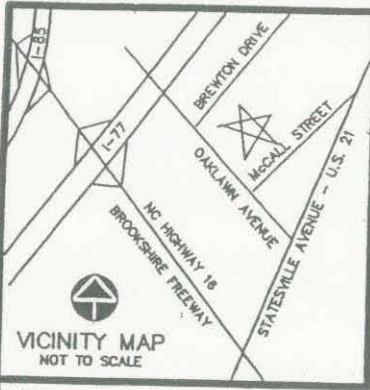
WHEREAS, the public hearing was held on the 12<sup>th</sup> day of January, 2004 and City Council determined that the closing of Earle Street, Lloyd Street, Edwin Street, Person Street, and 20 feet of Oaklawn Avenue is not contrary to the public interest, and that no individual, firm or corporation owning 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 January 12, 2004, that the Council hereby orders the closing of Earle Street, Lloyd Street, Edwin Street, Person Street, and 20 feet of Oaklawn Avenue in the City of Charlotte Mecklenburg County, North Carolina as shown in the maps marked "Exhibit A-1 through A-5", and is more particularly described by metes and bounds in document marked "Exhibit B-1 through B-5", 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.

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

EXHIBIT A-1



**ABANDONMENT PLAT OF OAKLAWN AVENUE**  
DESCRIBED IN  
DEED BOOK 1044, PAGE 347 AND DEED BOOK 1084, PAGE 109  
IN THE CITY OF CHARLOTTE, COUNTY OF MECKLENBURG,  
STATE OF NORTH CAROLINA

1.) REVISED PER LETTER DATED 07/09/03  
RIGHT-OF-WAY MANAGEMENT SECTION

PREPARED FOR:  
THE CROSLAND GROUP

PREPARED BY:  
GNA DESIGN ASSOCIATES, Inc.  
428 East Fourth Street  
Suite 408 (704) 373-1907  
Charlotte, NC 28202  
Surveying/Landscape Architecture/Civil Engineering

SCALE: 1" = 100'  
DATE: 3/5/03

LEGEND  
 BENCHMARK  
 R/W RIGHT OF WAY  
 DB/PG DEED BOOK AND PAGE NUMBER  
 MB/PG MAP BOOK AND PAGE NUMBER  
 NCGS NORTH CAROLINA GEODETIC SURVEY  
 NAD NORTH AMERICAN DATUM

SET NEW IRON PIN  
 C1 REFER TO CURVE PIN  
 L1 REFER TO LINE TABLE  
 P.O.C. POINT OF COMMENCEMENT  
 P.O.B. POINT OF BEGINNING  
 SQ. FT. SQUARE FEET

EASEMENT IN FAVOR OF DUKE POWER COMPANY UPON, UNDER, AND ACROSS THE ENTIRE PROPERTY DESCRIBED HEREON FOR ACCESS TO AND FOR THE INSTALLATION, MAINTENANCE, REPLACEMENT, AND REPAIR OF CONDUIT, CABLE, WIRES, AND RELATED EQUIPMENT.

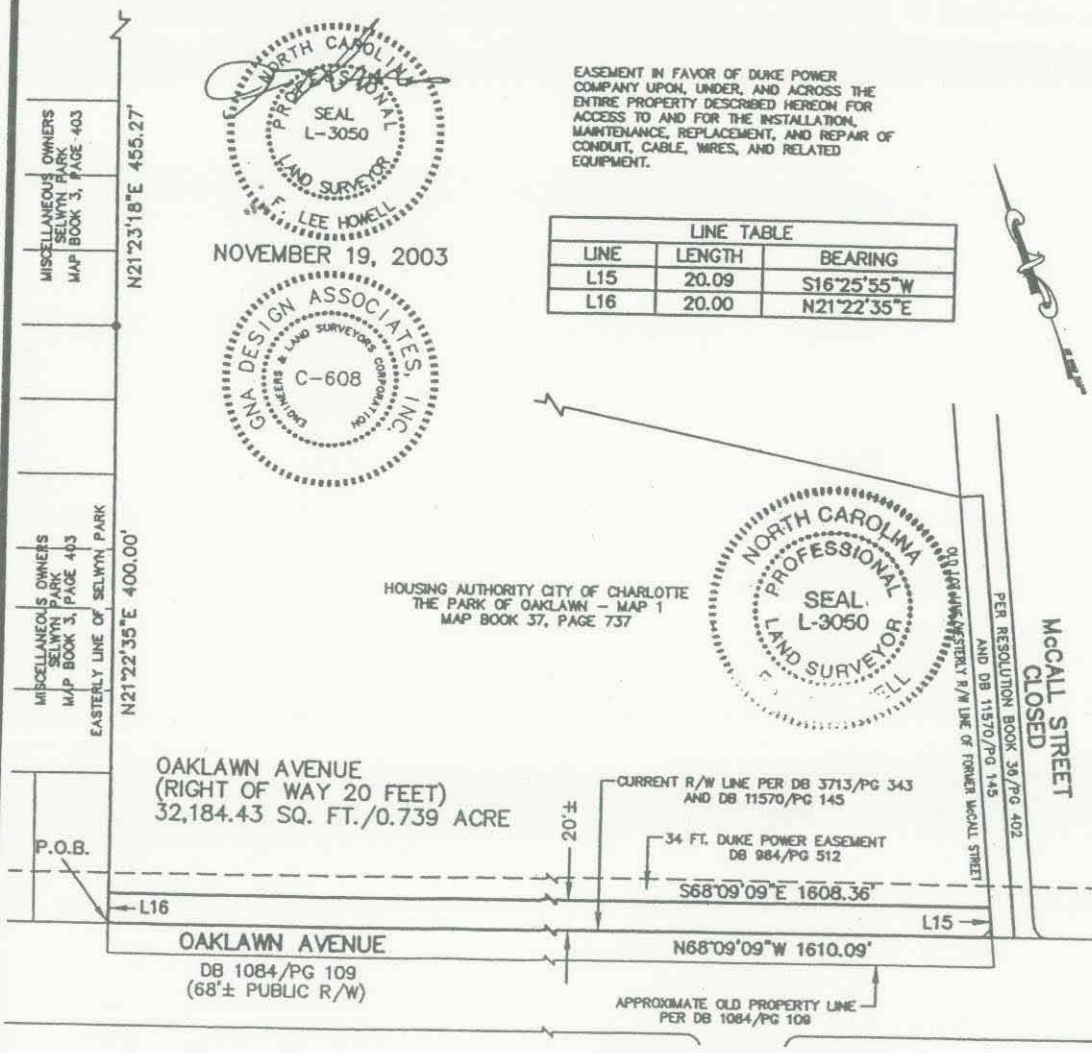
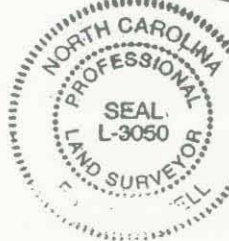
LINE TABLE		
LINE	LENGTH	BEARING
L15	20.09	S16°25'55"W
L16	20.00	N21°22'35"E



NOVEMBER 19, 2003



HOUSING AUTHORITY CITY OF CHARLOTTE  
THE PARK OF OAKLAWN - MAP 1  
MAP BOOK 37, PAGE 737



- SURVEY NOTES:**
- NORTH ORIENTATION BASED ON NC GRID NAD83 USING MONUMENTS "M 044" AND "M 044 AZ.MK" SHOWN FROM PRIOR SURVEY.
  - THIS PARCEL SUBJECT TO EASEMENTS AND RESTRICTIONS OF RECORD.
  - THIS MAP BASED ON REVISED SUBDIVISION MAP OF THE PARK AT OAKLAWN MAP 1 (FORMERLY FAIRVIEW HOMES), LOCATED IN THE CITY OF CHARLOTTE, COUNTY OF MECKLENBURG, STATE OF NORTH CAROLINA, BY GNA DESIGN ASSOCIATES, INC. DATED 2/7/03.
  - BOUNDARY AND TOPOGRAPHIC SURVEY OF 31.485 ACRES FROM DEED BOOK 984, PAGE 225 AND DEED BOOK 4925, PAGE 42 BY GNA DESIGN ASSOCIATES, INC., DATED NOVEMBER 1999 THRU JANUARY 2000, FOR BANK OF AMERICA, PROJECT NO. 45971.

- SURVEY NOTES CONTINUED:**
- STREET DESCRIPTIONS IN DEED BOOK 1084, PAGE 109 AND DEED BOOK 1044, PAGE 347 DO NOT MATCH THE PHYSICAL LOCATION OF STREETS. THE LOCATIONS OF STREETS ARE AS LOCATED IN SURVEY NOTE NO. 4 ABOVE. LOCATIONS SHOWN ARE PHYSICAL LOCATIONS OF STREETS.
  - THE PURPOSE OF THIS SKETCH IS TO SHOW ABANDONMENT OF A 30 FT. WIDE STRIP OF LAND FORMERLY USED FOR STREET PURPOSES.
  - NO ADDITIONAL FIELD WORK OR RESEARCH THIS DATE.
  - SITE IS CURRENTLY UNDER CONSTRUCTION, ALL IMPROVEMENTS NOT SHOWN.
  - THIS IS NOT A BOUNDARY SURVEY.
  - THIS MAP INVALID UNLESS IT BEARS THE ORIGINAL SEAL AND SIGNATURE OF THE SURVEYOR.



GNA PROJECT: 52751	FIELD BOOK: N/A	DEED BOOK: 1044	PAGE: 347	SHEET 2
		DEED BOOK: 1084	PAGE: 109	
SURVEY DATE: N/A	DRAWN BY: COE	PROJECT CROSS REFERENCE: 45971 & 47185		

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

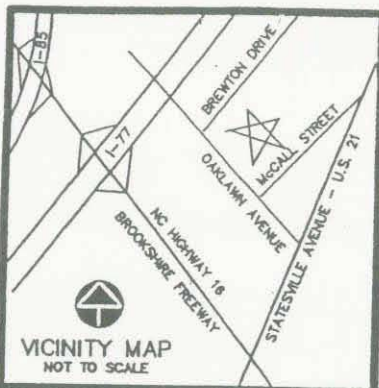
*Linda B. Poissant*  
Review Officer

6/4/04  
Date

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



EXHIBIT A-2



ABANDONMENT PLAT OF LLOYD STREET

DESCRIBED IN  
 DEED BOOK 1044, PAGE 347 AND DEED BOOK 1084, PAGE 109  
 IN THE CITY OF CHARLOTTE, COUNTY OF MECKLENBURG,  
 STATE OF NORTH CAROLINA

PREPARED FOR:  
 THE CROSLAND GROUP

PREPARED BY:  
 GNA DESIGN ASSOCIATES, Inc.  
 428 East Fourth Street  
 Suite 408 (704) 373-1907  
 Charlotte, NC 28202  
 Surveying/Landscape Architecture/Civil Engineering

SCALE: 1" = 100'  
 DATE: 2/10/03



LEGEND  
 BENCHMARK  
 R/W RIGHT OF WAY  
 DB/PG DEED BOOK AND PAGE NUMBER  
 MB/PG MAP BOOK AND PAGE NUMBER  
 NC/GS NORTH CAROLINA GEODETIC SURVEY  
 NAD NORTH AMERICAN DATUM

● SET NEW IRON PIN  
 C1 REFER TO CURVE TABLE  
 L1 REFER TO LINE TABLE  
 P.O.C. POINT OF COMMENCEMENT  
 P.O.B. POINT OF BEGINNING  
 SQ. FT. SQUARE FEET

NORTHERLY R/W LINE EARLE ST.

LLOYD STREET  
 (RIGHT OF WAY 30 FEET)  
 24,991.30 SQ. FT./0.574 ACRE



2/10/03

HOUSING AUTHORITY CITY OF CHARLOTTE  
 THE PARK OF OAKLAWN - MAP 1  
 MAP BOOK 37, PAGE 737

LINE TABLE		
LINE	LENGTH	BEARING
L1	30.00	N87°53'20"E
L2	30.00	N68°09'09"W

CURVE TABLE						
CURVE	CENTRAL ANGLE	RADIUS	TANGENT	CHORD	CHORD BEARING	LENGTH
C1	10°03'19"	560.00	49.27	98.15	N02°46'37"E	98.28
C2	10°44'55"	590.00	55.50	110.52	S03°34'26"W	110.68

MATCH LINE  
 LLOYD STREET  
 ABANDONMENT

WESTERLY R/W LINE LLOYD STREET  
 N21°48'20"E 300.00'

S21°48'20"W 300.00'  
 EASTERLY R/W LINE LLOYD STREET

34 FT. DUKE POWER EASEMENT  
 DB 984/PG 512

NORTHERLY  
 R/W LINE OF OAKLAWN AVENUE

OAKLAWN AVENUE DB 1084/PG 109

- SURVEY NOTES:
1. NORTH ORIENTATION BASED ON NC GRID NAD83 USING MONUMENTS "M 044" AND "M 044 AZMK" SHOWN FROM PRIOR SURVEY.
  2. THIS PARCEL SUBJECT TO EASEMENTS AND RESTRICTIONS OF RECORD.
  3. THIS MAP BASED ON REVISED SUBDIVISION MAP OF THE PARK AT OAKLAWN MAP 1 (FORMERLY FAIRVIEW HOMES), LOCATED IN THE CITY OF CHARLOTTE, COUNTY OF MECKLENBURG, STATE OF NORTH CAROLINA, BY GNA DESIGN ASSOCIATES, INC., DATED 2/7/03.
  4. BOUNDARY AND TOPOGRAPHIC SURVEY OF 31.495 ACRES FROM DEED BOOK 984, PAGE 225 AND DEED BOOK 4825, PAGE 42 BY GNA DESIGN ASSOCIATES, INC., DATED NOVEMBER 1999 THRU JANUARY 2000, FOR BANK OF AMERICA, PROJECT NO. 45971.

- SURVEY NOTES CONTINUED:
5. STREET DESCRIPTIONS IN DEED BOOK 1084, PAGE 109 AND DEED BOOK 1044, PAGE 347 DO NOT MATCH THE PHYSICAL LOCATION OF STREETS. THE LOCATIONS OF STREETS ARE AS LOCATED IN SURVEY NOTE NO. 4 ABOVE. LOCATIONS SHOWN ARE PHYSICAL LOCATIONS OF STREETS.
  6. THE PURPOSE OF THIS SKETCH IS TO SHOW ABANDONMENT OF A 30 FT. WIDE STRIP OF LAND FORMERLY USED FOR STREET PURPOSES.
  7. NO ADDITIONAL FIELD WORK OR RESEARCH THIS DATE.
  8. SITE IS CURRENTLY UNDER CONSTRUCTION, ALL IMPROVEMENTS NOT SHOWN.
  9. THIS IS NOT A BOUNDARY SURVEY.
  10. THIS MAP INVALID UNLESS IT BEARS THE ORIGINAL SEAL AND SIGNATURE OF THE SURVEYOR.



GNA PROJECT: 52751	FIELD BOOK: N/A	DEED BOOK: 1044	PAGE: 347
SURVEY DATE: N/A	DRAWN BY: COE	DEED BOOK: 1084	PAGE: 109
SURVEY BY:	CHECKED BY:	PROJECT CROSS REFERENCE: 45971 & 47185	
		DATE 2/10/03	SCALE: 1" = 100'

SHEET 2 OF 3

I, LINDA B. POISSANT, REVIEW OFFICER OF MECKLENBURG COUNTY, CERTIFY THAT THE MAP OR PLAT TO WHICH THIS CERTIFICATE IS AFFIXED MEETS ALL STATUTORY REQUIREMENTS FOR RECORDING.

*Linda B. Poissant*  
 Review Officer

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

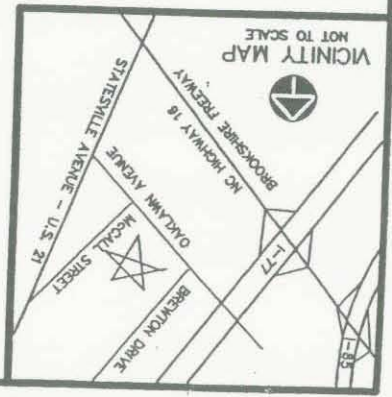
EXHIBIT A-3

ABANDONMENT PLAT OF EARLE STREET  
DESCRIBED IN  
DEED BOOK 1044, PAGE 347 AND DEED BOOK 1084, PAGE 109  
IN THE CITY OF CHARLOTTE, COUNTY OF MECKLENBURG,  
STATE OF NORTH CAROLINA

PREPARED FOR:  
THE CROSLAND GROUP  
PREPARED BY:  
GNA DESIGN ASSOCIATES, INC.  
428 East Fourth Street  
Charlotte, NC 28202  
Surveying/landscape Architecture/Civil Engineering

LEGEND  
R/W RIGHT OF WAY  
DB/PG DEED BOOK AND PAGE NUMBER  
MB/PC MAP BOOK AND PAGE NUMBER  
NCS NORTH CAROLINA CENSUS SURVEY  
NAD NORTH AMERICAN DATUM  
P.O.B. POINT OF BEGINNING  
P.O.C. POINT OF COMMENCEMENT  
L1 REFER TO LINE TABLE  
C1 REFER TO CURVE TABLE  
S1 SET NEW IRON PIN

DATE: 2/10/03  
SCALE: 1" = 100'



SURVEY NOTES:

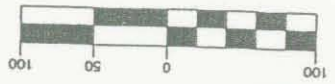
1. NORTH ORIENTATION BASED ON NC GRID NAD83 USING MONUMENTS TA 044 AND TA 044Z MARK SHOWN FROM THIS SURVEY.
2. THIS PARCEL SUBJECT TO EASEMENTS AND RESTRICTIONS OF RECORD.
3. THIS MAP BASED ON REVISED SUBDIVISION MAP OF THE PARK AT OAKLAWN MAP 1 (FORMERLY FARMER HOMES), LOCATED IN THE CITY OF CHARLOTTE, COUNTY OF MECKLENBURG, STATE OF NORTH CAROLINA, BY GNA DESIGN ASSOCIATES, INC. DATED 2/7/03.
4. BOUNDARY AND TOPOGRAPHIC SURVEY OF 31.465 ACRES FROM DEED BOOK 984, PAGE 225 AND DEED BOOK 4825, PAGE 42 BY GNA DESIGN ASSOCIATES, INC. DATED NOVEMBER 1999 THRU JANUARY 2000, FOR BANK OF AMERICA PROJECT NO. 45971.
5. STREET DESCRIPTIONS IN DEED BOOK 1044, PAGE 109 AND DEED BOOK 1044, PAGE 347 DO NOT MATCH THE PHYSICAL LOCATION OF STREETS. THE LOCATIONS OF STREETS SHOWN ARE PHYSICAL LOCATIONS OF STREETS.
6. THE PURPOSE OF THIS SKETCH IS TO SHOW ABANDONMENT OF A 30 FT. WIDE STRIP OF LAND FORMERLY USED FOR STREET PURPOSES.
7. NO ADDITIONAL FIELD WORK OR RESEARCH THIS DATE.
8. SITE IS CURRENTLY UNDER CONSTRUCTION, ALL IMPROVEMENTS NOT SHOWN.
9. THIS IS NOT A BOUNDARY SURVEY.
10. THIS MAP SHALL UNLESS IT BEARS THE ORIGINAL SEAL AND SIGNATURE OF THE SURVEYOR.

GNA PROJECT: FIELD BOOK  
SURVEY DATE: N/A  
DRAWN BY: COE  
PROJECT CROSS REFERENCE: 45971 & 47185

SURVEY NOTES:

1. NORTH ORIENTATION BASED ON NC GRID NAD83 USING MONUMENTS TA 044 AND TA 044Z MARK SHOWN FROM THIS SURVEY.
2. THIS PARCEL SUBJECT TO EASEMENTS AND RESTRICTIONS OF RECORD.
3. THIS MAP BASED ON REVISED SUBDIVISION MAP OF THE PARK AT OAKLAWN MAP 1 (FORMERLY FARMER HOMES), LOCATED IN THE CITY OF CHARLOTTE, COUNTY OF MECKLENBURG, STATE OF NORTH CAROLINA, BY GNA DESIGN ASSOCIATES, INC. DATED 2/7/03.
4. BOUNDARY AND TOPOGRAPHIC SURVEY OF 31.465 ACRES FROM DEED BOOK 984, PAGE 225 AND DEED BOOK 4825, PAGE 42 BY GNA DESIGN ASSOCIATES, INC. DATED NOVEMBER 1999 THRU JANUARY 2000, FOR BANK OF AMERICA PROJECT NO. 45971.
5. STREET DESCRIPTIONS IN DEED BOOK 1044, PAGE 109 AND DEED BOOK 1044, PAGE 347 DO NOT MATCH THE PHYSICAL LOCATION OF STREETS. THE LOCATIONS OF STREETS SHOWN ARE PHYSICAL LOCATIONS OF STREETS.
6. THE PURPOSE OF THIS SKETCH IS TO SHOW ABANDONMENT OF A 30 FT. WIDE STRIP OF LAND FORMERLY USED FOR STREET PURPOSES.
7. NO ADDITIONAL FIELD WORK OR RESEARCH THIS DATE.
8. SITE IS CURRENTLY UNDER CONSTRUCTION, ALL IMPROVEMENTS NOT SHOWN.
9. THIS IS NOT A BOUNDARY SURVEY.
10. THIS MAP SHALL UNLESS IT BEARS THE ORIGINAL SEAL AND SIGNATURE OF THE SURVEYOR.

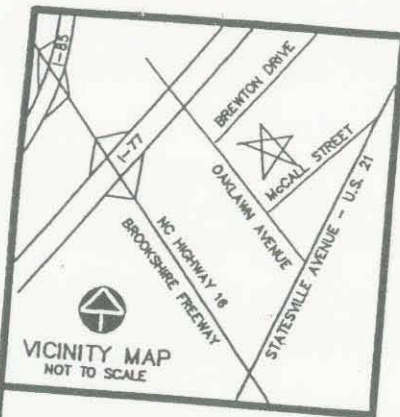
GNA PROJECT: FIELD BOOK  
SURVEY DATE: N/A  
DRAWN BY: COE  
PROJECT CROSS REFERENCE: 45971 & 47185



I, LINDA B. POISSANT, REVIEW OFFICER OF MECKLENBURG COUNTY, CERTIFY THAT THE MAP OR PLAT TO WHICH THIS CERTIFICATE IS AFFIXED MEETS ALL STATUTORY REQUIREMENTS FOR RECORDING.

Linda B. Poissant  
Review Officer  
Date: 2/10/03

EXHIBIT A-4



VICINITY MAP  
NOT TO SCALE

ABANDONMENT PLAT OF EDWIN STREET

DESCRIBED IN  
DEED BOOK 1044, PAGE 347 AND DEED BOOK 1084, PAGE 109  
IN THE CITY OF CHARLOTTE, COUNTY OF MECKLENBURG,  
STATE OF NORTH CAROLINA

PREPARED FOR:  
THE CROSLAND GROUP

PREPARED BY:  
GNA DESIGN ASSOCIATES, Inc.

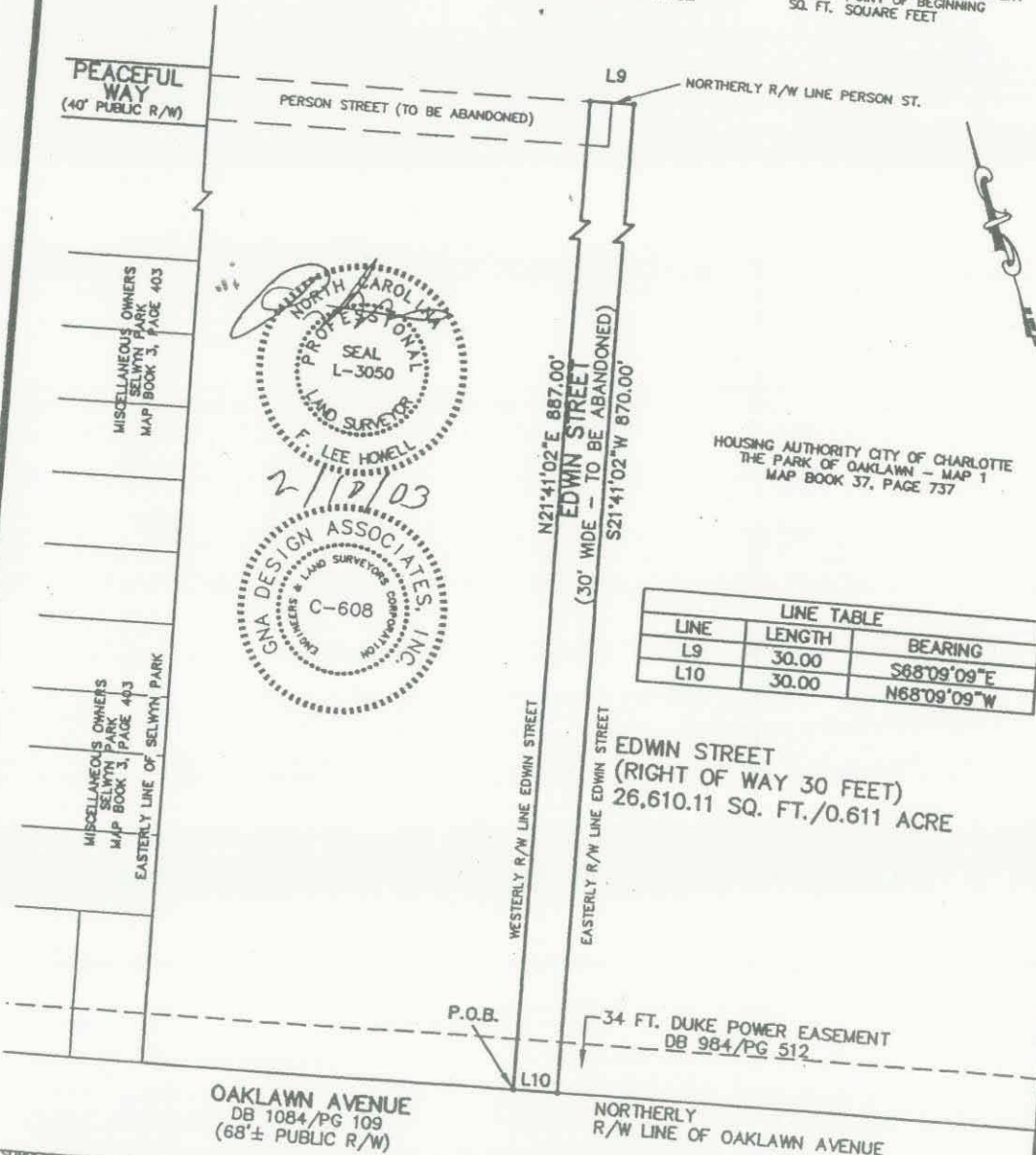
428 East Fourth Street  
Suite 403 (704) 373-1907  
Charlotte, NC 28202  
Surveying/Landscape Architecture/Civil Engineering



SCALE: 1" = 100'  
DATE: 2/10/03

- LEGEND
- ⊕ BENCHMARK
  - R/W RIGHT OF WAY
  - DB/PG DEED BOOK AND PAGE NUMBER
  - MB/PG MAP BOOK AND PAGE NUMBER
  - NCGS NORTH CAROLINA GEODETIC SURVEY
  - NAD NORTH AMERICAN DATUM

- ⊙ SET NEW IRON PIN
- LI REFER TO CURVE TABLE
- P.O.C. POINT OF COMMENCEMENT
- P.O.B. POINT OF BEGINNING
- SQ. FT. SQUARE FEET



STATE OF NORTH CAROLINA  
PROFESSIONAL  
SEAL  
L-3050  
LAND SURVEYOR  
T. LEE HOWELL  
2/17/03  
GNA DESIGN ASSOCIATES, INC.  
ENGINEERS & LAND SURVEYORS  
C-608

HOUSING AUTHORITY CITY OF CHARLOTTE  
THE PARK OF OAKLAWN - MAP 1  
MAP BOOK 37, PAGE 737

LINDA B. POISSON, REVIEW OFFICER OF MECKLENBURG COUNTY, CERTIFY THAT THE MAP OR PLAT TO WHICH THIS CERTIFICATE IS AFFIXED MEETS ALL STATUTORY REQUIREMENTS FOR RECORDING  
Linda B. Poisson  
New Officer  
6/4/04  
Date

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

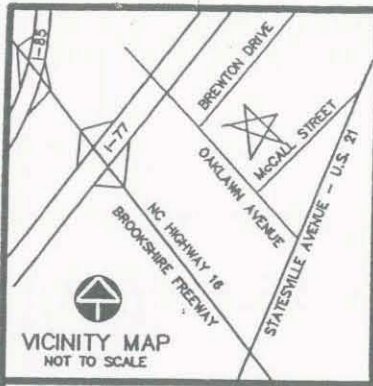
- SURVEY NOTES:
- NORTH ORIENTATION BASED ON NC GRID NAD83 USING MONUMENTS "M 044" AND "M 044 AZ.MK" SHOWN FROM PRIOR SURVEY.
  - THIS PARCEL SUBJECT TO EASEMENTS AND RESTRICTIONS OF RECORD.
  - THIS MAP BASED ON REVISED SUBDIVISION MAP OF THE PARK AT OAKLAWN MAP 1 (FORMERLY FAIRVIEW HOMES). LOCATED IN THE CITY OF CHARLOTTE, COUNTY OF MECKLENBURG, STATE OF NORTH CAROLINA, BY GNA DESIGN ASSOCIATES, INC. DATED 2/7/03.
  - BOUNDARY AND TOPOGRAPHIC SURVEY OF 31.485 ACRES FROM DEED BOOK 984, PAGE 225 AND DEED BOOK 4925, PAGE 42 BY GNA DESIGN ASSOCIATES, INC., DATED NOVEMBER 1999 THRU JANUARY 2000, FOR BANK OF AMERICA, PROJECT NO. 45971.

- SURVEY NOTES CONTINUED:
- STREET DESCRIPTIONS IN DEED BOOK 1084, PAGE 109 AND DEED BOOK 1044, PAGE 347 DO NOT MATCH THE PHYSICAL LOCATION OF STREETS. THE LOCATIONS OF STREETS ARE AS SHOWN ARE PHYSICAL LOCATIONS OF STREETS.
  - THE PURPOSE OF THIS SKETCH IS TO SHOW ABANDONMENT OF A 30 FT. WIDE STRIP OF LAND FORMERLY USED FOR STREET PURPOSES.
  - NO ADDITIONAL FIELD WORK OR RESEARCH THIS DATE.
  - SITE IS CURRENTLY UNDER CONSTRUCTION, ALL IMPROVEMENTS NOT SHOWN.
  - THIS IS NOT A BOUNDARY SURVEY.
  - THIS MAP INVALID UNLESS IT BEARS THE ORIGINAL SEAL AND SIGNATURE OF THE SURVEYOR.



GNA PROJECT: 52751	FIELD BOOK: N/A	DEED BOOK: 1044	PAGE: 347	SHEET
SURVEY DATE: N/A	DRAWN BY: COE	DEED BOOK: 1084	PAGE: 109	
PROJECT CROSS				

EXHIBIT A-3



ABANDONMENT PLAT OF EARLE STREET

DESCRIBED IN  
DEED BOOK 1044, PAGE 347 AND DEED BOOK 1084, PAGE 109  
IN THE CITY OF CHARLOTTE, COUNTY OF MECKLENBURG,  
STATE OF NORTH CAROLINA

PREPARED FOR:  
THE CROSLAND GROUP

PREPARED BY:  
GNA DESIGN ASSOCIATES, Inc.

428 East Fourth Street  
Suite 408 (704) 373-1907  
Charlotte, NC 28202  
Surveying\*Landscape Architecture\*Civil Engineering

SCALE: 1" = 100'  
DATE: 2/10/03



- LEGEND
- ⬠ BENCHMARK
  - R/W RIGHT OF WAY
  - DB/PG DEED BOOK AND PAGE NUMBER
  - MB/PG MAP BOOK AND PAGE NUMBER
  - NCGS NORTH CAROLINA GEODETIC SURVEY
  - NAD NORTH AMERICAN DATUM

- SET NEW IRON PIN
- CI REFER TO CURVE TABLE
- LI REFER TO LINE TABLE
- P.O.C. POINT OF COMMENCEMENT
- P.O.B. POINT OF BEGINNING
- SQ. FT. SQUARE FEET



2/10/03

LINE TABLE		
LINE	LENGTH	BEARING
L3	67.36	N83°42'40"E
L4	15.00	N87°53'20"E
L5	30.08	S02°06'40"E
L6	15.00	S87°53'20"W
L7	65.17	S83°42'40"W
L8	30.00	N68°09'09"W

CURVE TABLE						
CURVE	CENTRAL ANGLE	RADIUS	TANGENT	CHORD	CHORD BEARING	LENGTH
C3	64°47'02"	305.00	193.50	326.78	N51°30'50"E	344.86
C4	65°06'26"	275.00	175.56	295.95	S51°22'55"W	312.49

MATCH LINE  
EARLE STREET  
ABANDONMENT

P.O.B.

- SURVEY NOTES:
1. NORTH ORIENTATION BASED ON NC GRID NAD83 USING MONUMENTS "M 044" AND "M 044 AZ.MK" SHOWN FROM PRIOR SURVEY.
  2. THIS PARCEL SUBJECT TO EASEMENTS AND RESTRICTIONS OF RECORD.
  3. THIS MAP BASED ON REVISED SUBDIVISION MAP OF THE PARK AT OAKLAWN MAP 1 (FORMERLY FAIRVIEW HOMES), LOCATED IN THE CITY OF CHARLOTTE, COUNTY OF MECKLENBURG, STATE OF NORTH CAROLINA, BY GNA DESIGN ASSOCIATES, INC. DATED 2/7/03.
  4. BOUNDARY AND TOPOGRAPHIC SURVEY OF 31.485 ACRES FROM DEED BOOK 984, PAGE 225 AND DEED BOOK 4825, PAGE 42 BY GNA DESIGN ASSOCIATES, INC., DATED NOVEMBER 1999 THRU JANUARY 2000, FOR BANK OF AMERICA, PROJECT NO. 45971.

- SURVEY NOTES CONTINUED:
5. STREET DESCRIPTIONS IN DEED BOOK 1084, PAGE 109 AND DEED BOOK 1044, PAGE 347 DO NOT MATCH THE PHYSICAL LOCATION OF STREETS. THE LOCATIONS OF STREETS ARE AS LOCATED IN SURVEY NOTE NO. 4 ABOVE. LOCATIONS SHOWN ARE PHYSICAL LOCATIONS OF STREETS.
  6. THE PURPOSE OF THIS SKETCH IS TO SHOW ABANDONMENT OF A 30 FT. WIDE STRIP OF LAND FORMERLY USED FOR STREET PURPOSES.
  7. NO ADDITIONAL FIELD WORK OR RESEARCH THIS DATE.
  8. SITE IS CURRENTLY UNDER CONSTRUCTION, ALL IMPROVEMENTS NOT SHOWN.
  9. THIS IS NOT A BOUNDARY SURVEY.
  10. THIS MAP INVALID UNLESS IT BEARS THE ORIGINAL SEAL AND SIGNATURE OF THE SURVEYOR.

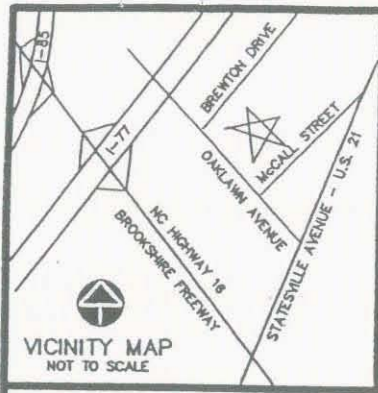


GNA PROJECT: 52751-	FIELD BOOK N/A	DEED BOOK: 1044 DEED BOOK: 1084	PAGE: 347 PAGE: 109
SURVEY DATE: N/A	DRAWN BY: COE	PROJECT CROSS REFERENCE: 45971 & 47185	
SURVEY BY:	CHECKED BY:	DATE 2/10/03	SCALE 1" = 100'

SHEET  
2  
OF  
-

I, LINDA B. POISSANT, REVIEW OFFICER OF MECKLENBURG COUNTY, CERTIFY THAT THE MAP OR PLAT TO WHICH THIS CERTIFICATE IS AFFIXED MEETS ALL STATUTORY REQUIREMENTS FOR RECORDING.  
 Date: 2/10/03  
 Linda B. Poissant  
 Review Officer

EXHIBIT A-4



ABANDONMENT PLAT OF EDWIN STREET

DESCRIBED IN  
DEED BOOK 1044, PAGE 347 AND DEED BOOK 1084, PAGE 109  
IN THE CITY OF CHARLOTTE, COUNTY OF MECKLENBURG,  
STATE OF NORTH CAROLINA

PREPARED FOR:  
THE CROSLAND GROUP

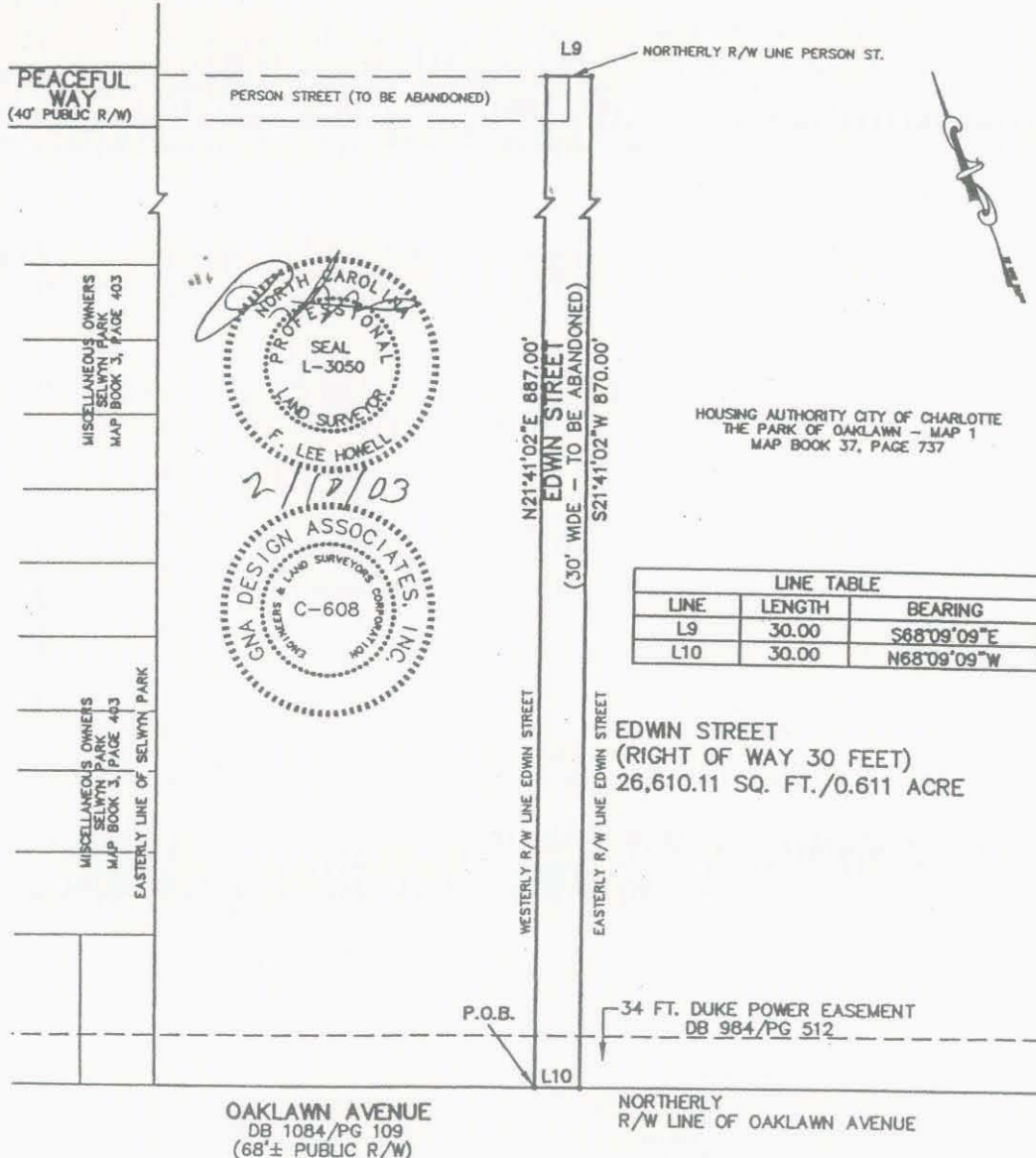
PREPARED BY:  
GNA DESIGN ASSOCIATES, Inc.  
428 East Fourth Street  
Suite 408 (704) 373-1907  
Charlotte, NC 28202  
Surveying/Landscape Architecture/Civil Engineering

SCALE: 1" = 100'  
DATE: 2/10/03



LEGEND  
BENCHMARK  
R/W RIGHT OF WAY  
DB/PG DEED BOOK AND PAGE NUMBER  
MB/PG MAP BOOK AND PAGE NUMBER  
NCGS NORTH CAROLINA GEODETIC SURVEY  
NAD NORTH AMERICAN DATUM

● SET NEW IRON PIN  
C1 REFER TO CURVE TABLE  
L1 REFER TO LINE TABLE  
P.O.C. POINT OF COMMENCEMENT  
P.O.B. POINT OF BEGINNING  
SQ. FT. SQUARE FEET



SEAL  
L-3050  
F. LEE HOWELL  
NORTH CAROLINA  
PROFESSIONAL  
LAND SURVEYOR

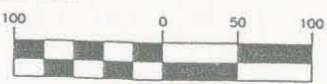
2/17/03

GNA DESIGN ASSOCIATES, INC.  
ENGINEERS & LAND SURVEYORS CONSULTING  
C-608

HOUSING AUTHORITY CITY OF CHARLOTTE  
THE PARK OF OAKLAWN - MAP 1  
MAP BOOK 37, PAGE 737

- SURVEY NOTES:
1. NORTH ORIENTATION BASED ON NC GRID NAD83 USING MONUMENTS "M 044" AND "M 044 AZ.MK" SHOWN FROM PRIOR SURVEY.
  2. THIS PARCEL SUBJECT TO EASEMENTS AND RESTRICTIONS OF RECORD.
  3. THIS MAP BASED ON REVISED SUBDIVISION MAP OF THE PARK AT OAKLAWN MAP 1 (FORMERLY FAIRVIEW HOMES), LOCATED IN THE CITY OF CHARLOTTE, COUNTY OF MECKLENBURG, STATE OF NORTH CAROLINA, BY GNA DESIGN ASSOCIATES, INC. DATED 2/7/03.
  4. BOUNDARY AND TOPOGRAPHIC SURVEY OF 31.495 ACRES FROM DEED BOOK 984, PAGE 225 AND DEED BOOK 4925, PAGE 42 BY GNA DESIGN ASSOCIATES, INC., DATED NOVEMBER 1999 THRU JANUARY 2000, FOR BANK OF AMERICA, PROJECT NO. 45971.

- SURVEY NOTES CONTINUED:
5. STREET DESCRIPTIONS IN DEED BOOK 1084, PAGE 109 AND DEED BOOK 1044, PAGE 347 DO NOT MATCH THE PHYSICAL LOCATION OF STREETS. THE LOCATIONS OF STREETS ARE AS LOCATED IN SURVEY NOTE NO. 4 ABOVE. LOCATIONS SHOWN ARE PHYSICAL LOCATIONS OF STREETS.
  6. THE PURPOSE OF THIS SKETCH IS TO SHOW ABANDONMENT OF A 30 FT. WIDE STRIP OF LAND FORMERLY USED FOR STREET PURPOSES.
  7. NO ADDITIONAL FIELD WORK OR RESEARCH THIS DATE.
  8. SITE IS CURRENTLY UNDER CONSTRUCTION, ALL IMPROVEMENTS NOT SHOWN.
  9. THIS IS NOT A BOUNDARY SURVEY.
  10. THIS MAP INVALID UNLESS IT BEARS THE ORIGINAL SEAL AND SIGNATURE OF THE SURVEYOR.

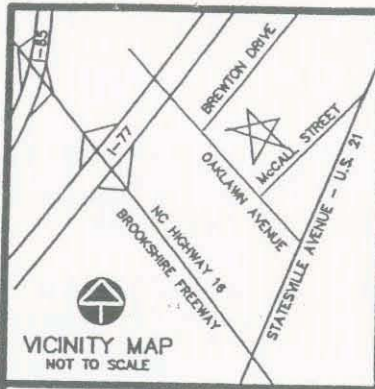


GNA PROJECT: 52751	FIELD BOOK N/A	DEED BOOK: 1044 DEED BOOK: 1084	PAGE: 347 PAGE: 109	SHEET 2
SURVEY DATE: N/A	DRAWN BY: COE	PROJECT CROSS REFERENCE: 45971 & 47185		OF 2

LINDA B. POISSANT, REVIEW OFFICER OF MECKLENBURG COUNTY, CERTIFY THAT THE MAP OR PLAT TO WHICH THIS CERTIFICATE IS AFFIXED MEETS ALL STATUTORY REQUIREMENTS FOR RECORDING.  
 Linda B. Poissant, Review Officer  
 Date: 6/4/04

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

EXHIBIT A-5



ABANDONMENT PLAT OF PERSON STREET

DESCRIBED IN  
DEED BOOK 1044, PAGE 347 AND DEED BOOK 1084, PAGE 109  
IN THE CITY OF CHARLOTTE, COUNTY OF MECKLENBURG,  
STATE OF NORTH CAROLINA

PREPARED FOR:  
THE CROSLAND GROUP

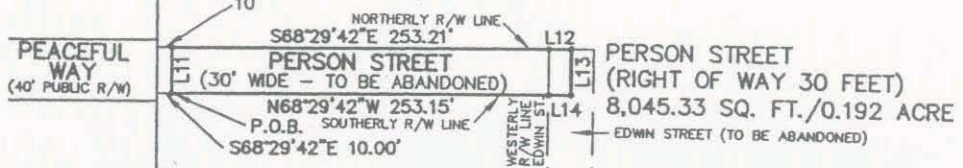
PREPARED BY:  
GNA DESIGN ASSOCIATES, Inc.  
428 East Fourth Street  
Suite 408 (704) 373-1907  
Charlotte, NC 28202  
Surveying\* Landscape Architecture\* Civil Engineering

SCALE: 1" = 100'  
DATE: 2/10/03



LEGEND  
BENCHMARK  
R/W RIGHT OF WAY  
DB/PG DEED BOOK AND PAGE NUMBER  
MB/PG MAP BOOK AND PAGE NUMBER  
NCGS NORTH CAROLINA GEODETIC SURVEY  
NAD NORTH AMERICAN DATUM

● SET NEW IRON PIN  
C1 REFER TO CURVE TABLE  
L1 REFER TO LINE TABLE  
P.O.C. POINT OF COMMENCEMENT  
P.O.B. POINT OF BEGINNING  
SQ. FT. SQUARE FEET



LINE TABLE		
LINE	LENGTH	BEARING
L11	30.00	N21°23'18"E
L12	15.00	S68°29'42"E
L13	30.00	S21°30'18"W
L14	15.00	N68°29'42"W

HOUSING AUTHORITY CITY OF CHARLOTTE  
THE PARK OF OAKLAWN - MAP 1  
MAP BOOK 37, PAGE 737



2/10/03

34 FT. DUKE POWER EASEMENT  
DB 984/PG 512

OAKLAWN AVENUE  
DB 1084/PG 109  
(68'± PUBLIC R/W)

NORTHERLY  
R/W LINE OF OAKLAWN AVENUE

SURVEY NOTES:

- NORTH ORIENTATION BASED ON NC GRID MAD83 USING MONUMENTS "M 044" AND "M 044 AZ.MK" SHOWN FROM PRIOR SURVEY.
- THIS PARCEL SUBJECT TO EASEMENTS AND RESTRICTIONS OF RECORD.
- THIS MAP BASED ON REVISED SUBDIVISION MAP OF THE PARK AT OAKLAWN MAP 1 (FORMERLY FAIRVIEW HOMES), LOCATED IN THE CITY OF CHARLOTTE, COUNTY OF MECKLENBURG, STATE OF NORTH CAROLINA, BY GNA DESIGN ASSOCIATES, INC. DATED 2/7/03.
- BOUNDARY AND TOPOGRAPHIC SURVEY OF 31.485 ACRES FROM DEED BOOK 984, PAGE 225 AND DEED BOOK 4825, PAGE 42 BY GNA DESIGN ASSOCIATES, INC., DATED NOVEMBER 1999 THRU JANUARY 2000, FOR BANK OF AMERICA, PROJECT NO. 45971.

SURVEY NOTES CONTINUED:

- STREET DESCRIPTIONS IN DEED BOOK 1084, PAGE 109 AND DEED BOOK 1044, PAGE 347 DO NOT MATCH THE PHYSICAL LOCATION OF STREETS. THE LOCATIONS OF STREETS ARE AS LOCATED IN SURVEY NOTE NO. 4 ABOVE. LOCATIONS SHOWN ARE PHYSICAL LOCATIONS OF STREETS.
- THE PURPOSE OF THIS SKETCH IS TO SHOW ABANDONMENT OF A 30 FT. WIDE STRIP OF LAND FORMERLY USED FOR STREET PURPOSES.
- NO ADDITIONAL FIELD WORK OR RESEARCH THIS DATE.
- SITE IS CURRENTLY UNDER CONSTRUCTION, ALL IMPROVEMENTS NOT SHOWN.
- THIS IS NOT A BOUNDARY SURVEY.
- THIS MAP INVALID UNLESS IT BEARS THE ORIGINAL SEAL AND SIGNATURE OF THE SURVEYOR.



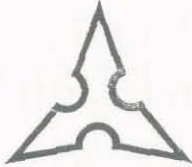
GNA PROJECT: 52751	FIELD BOOK N/A	DEED BOOK: 1044 DEED BOOK: 1084	PAGE: 347 PAGE: 109	SHEET 2 OF
SURVEY DATE: N/A	DRAWN BY: COE	PROJECT CROSS REFERENCE: 45971 & 47185		

I, LINDA B. POISSANT, REVIEW OFFICER OF MECKLENBURG COUNTY, CERTIFY THAT THE MAP OR PLAT TO WHICH THIS CERTIFICATE IS AFFIXED MEETS ALL STATUTORY REQUIREMENTS FOR RECORDING.  
 Linda B. Poissant  
 Review Officer  
 2/14/03

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

EXHIBIT B-1

GNA DESIGN ASSOCIATES, INC.



WRITTEN DESCRIPTION

OAKLAWN AVENUE (RIGHT OF WAY 20 FEET)

A portion of that certain parcel of land, lying and being situated in the City of Charlotte, County of Mecklenburg, State of North Carolina, conveyed to the City of Charlotte in Deed Book 1044 at Page 347 and revised and corrected in Deed Book 1084 at Page 109, said parcel containing 0.758 acre, more or less, and being shown on an Abandonment Plat of Oaklawn Avenue by GNA Design Associates, Inc., dated March 6, 2003 and revised July 24, 2003 and being more fully described as:

Commencing at North Carolina Geodetic Monument "M 044", said monument having coordinates on the North Carolina State Plane Grid (NAD 83) of:

Grid Northing: 167,662.085 meters      Grid Easting: 441,891.551 meters  
Convergence Angle: -01° 03' 49.51"      Combined Scale factor: 0.9998191

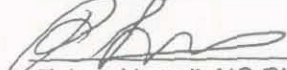
thence the following grid bearings and horizontal ground distances South 89°50'09" East for 235.31 feet (Grid distance of 235.27 feet) to an intersection of the easterly line of Selwyn Park Subdivision as shown in Map Book 3 at Page 403 with the northerly Right of Way of Oaklawn Avenue (Right of Way 68 ± feet) and the POINT OF BEGINNING; thence along said easterly line of Selwyn Park Subdivision North 21°22'35" East for 20.00 feet to an intersection of said easterly line and a line that is 20.00 feet north and parallel to the northerly Right of Way of Oaklawn Avenue; thence leaving said easterly line of Selwyn Park Subdivision South 68°09'09" East for 1,608.36 feet to an intersection with the westerly line of former McCall Street per Resolution Book 36, Page 402 and Deed Book 11570, Page 145; thence along said westerly Right of Way line South 16°25'55" West for 20.09 feet to an intersection of the northerly Right of Way line of Oaklawn Avenue (Right of Way 68 ± feet); thence leaving said westerly Right of Way line of McCall Street and along said Right of Way of Oaklawn Avenue North 68°09'09" West for 1610.09 feet to the POINT OF BEGINNING.

Said parcel being subject to easements and restrictions of record.

Prepared:      March 5, 2003  
Revised:      July 24, 2003

Prepared by: GNA Design Associates, Inc.  
428 E. Fourth Street, Suite 208  
Charlotte, NC 28202

GNA Design Associates, Inc.

  
F. Lee Howell, NC RLS #3050



GNA DESIGN ASSOCIATES, INC.  
428 East Fourth Street  
Suite 408 (704) 373-1907  
Charlotte, NC 28202  
Fax (704) 358-0766

Principals  
Teresa L. Hawkins, ASLA  
Landscape Architecture

Jeff D. Oden, PE  
Civil Engineering

F. Lee Howell, PLS  
Surveying

FILE: G:\CADD\PROJ\52751\OAKLAWN.RTF.WPD

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

EXHIBIT B-2

**GNA DESIGN ASSOCIATES, INC.**



WRITTEN DESCRIPTION

LLOYD STREET (RIGHT OF WAY 30 FEET)

All of that certain parcel of land, lying and being situated in the City of Charlotte, Designated as the Second Parcel conveyed to the City of Charlotte in Deed Book 1044 at Page 347 and revised and corrected in Deed Book 1084 at Page 109, said parcel containing 0.574 acre, more or less, and being shown on an Abandonment Plat of Lloyd Street by GNA Design Associates, Inc., dated February 10, 2003 and revised July 24, 2003 and being more fully described as:

Commencing at North Carolina Geodetic Monument "M 044", said monument having coordinates on the North Carolina State Plane Grid (NAD 83) of:

Grid Northing: 167,662.085 meters Grid Easting: 441,891.551 meters  
Convergence Angle: -01° 03' 49.51" Combined Scale factor: 0.9998191  
thence the following grid bearings and horizontal ground distances South 89° 50' 09" East for 235.31 feet (Grid distance of 235.27 feet) to an intersection of the easterly line of Selwyn Park Subdivision as shown in Map Book 3 at Page 403 with the northerly Right of Way of Oaklawn Avenue (Right of Way 68 ± feet), described in Deed Book 1084 at Page 109; thence with the said northerly line South 68° 09' 09" East for 1,144.38 feet to an intersection with the westerly line of said Lloyd Street (Right of Way 30 feet) and the POINT OF BEGINNING; thence with said westerly Right of Way North 21° 48' 20" East for 300.00 feet to the point of curvature of a non tangent curve to the left (concave southwesterly) having the following parameters:

Central Angle: -10° 03' 19" Radius: 560.00 feet  
Tangent: 49.27 feet Chord: 98.15 feet

Chord Bearing: North 02° 46' 37" East;

thence along arc of said curve for an arc distance of 98.28 feet; thence North 02° 06' 40" West for 430.00 feet to an intersection with the northerly Right of Way of Earle Street (Right of Way 30 feet); thence North 87° 53' 20" East for 30.00 feet; thence South 02° 06' 40" East for 430.00 feet to the point of curvature of a non tangent curve to the right (concave southwesterly) having the following parameters:

Central Angle: 10° 44' 55" Radius: 590.00 feet  
Tangent: 55.50 feet Chord: 110.52 feet

Chord Bearing: South 03° 34' 26" West;

thence along arc of said curve for an arc distance of 110.68 feet; thence South 21° 48' 20" West for 300.00 feet to an intersection with the said

**GNA DESIGN ASSOCIATES, INC.**  
428 East Fourth Street  
Suite 408 (704) 373-1907  
Charlotte, NC 28202  
Fax (704) 358-0766

*Principals*  
Teresa L. Hawkins, ASLA  
Landscape Architecture

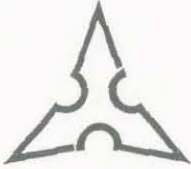
Jeff D. Oden, PE  
Civil Engineering

F. Lee Howell, PLS  
Surveying



EXHIBIT B-2

**GNA DESIGN ASSOCIATES, INC.**



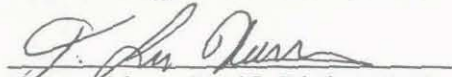
northerly Right of Way of said Oaklawn Avenue; thence with said Right of Way North 68°09'09" West for 30.00 feet to the POINT OF BEGINNING.

Said parcel being subject to easements and restrictions of record.

Prepared: February 10, 2003  
Revised: July 24, 2003

Prepared by: GNA Design Associates, Inc.  
428 E. Fourth Street, Suite 208  
Charlotte, NC 28202

GNA Design Associates, Inc.

  
F. Lee Howell, NC RLS #3050



**GNA DESIGN**  
ASSOCIATES, INC.  
428 East Fourth Street  
Suite 408 (704) 373-1907  
Charlotte, NC 28202  
Fax (704) 358-0766

*Principals*  
Teresa L. Hawkins, ASLA  
Landscape Architecture

Jeff D. Oden, PE  
Civil Engineering

F. Lee Howell, PLS  
Surveying

FILE: G:\CADD\PROJ52751\LLOYD.RTF.WPD

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

EXHIBIT B-3

**GNA DESIGN ASSOCIATES, INC.**



WRITTEN DESCRIPTION

EARLE STREET (RIGHT OF WAY 30 FEET)

All of that certain parcel of land, lying and being situated in the City of Charlotte, Designated as the Third Parcel conveyed to the City of Charlotte in Deed Book 1044 at Page 347 and revised and corrected in Deed Book 1084 at Page 109, said parcel containing 0.606 acre, more or less, and being shown on an Abandonment Plat of Earle Street by GNA Design Associates, Inc., dated February 10, 2003 and revised July 24, 2003 and being more fully described as:

Commencing at North Carolina Geodetic Monument "M 044", said monument having coordinates on the North Carolina State Plane Grid (NAD 83) of:

Grid Northing: 167,662.085 meters      Grid Easting: 441,891.551 meters  
Convergence Angle:  $-01^{\circ}.03'49.51''$       Combined Scale factor: 0.9998191  
thence the following grid bearings and horizontal ground distances South  $89^{\circ}50'09''$  East for 235.31 feet (Grid distance of 235.27 feet) to an intersection of the easterly line of Selwyn Park Subdivision as shown in Map Book 3 at Page 403 with the northerly Right of Way of Oaklawn Avenue (Right of Way  $68 \pm$  feet), described in Deed Book 1084 at Page 109; thence with said northerly line South  $68^{\circ}09'09''$  East for 718.33 feet to an intersection with the westerly line of said Earle Street (Right of Way 30 feet) and the POINT OF BEGINNING; thence with said westerly Right of Way North  $21^{\circ}36'17''$  East for 470.00 feet to the point of curvature of a non tangent curve to the right (concave southwesterly) having the following parameters:

Central Angle:  $64^{\circ}47'02''$       Radius: 305.00 feet  
Tangent: 193.50 feet      Chord: 326.78 feet  
Chord Bearing: North  $51^{\circ}30'50''$  East;

thence along said Right of Way and arc of said curve for an arc distance of 344.86 feet; thence continuing along said line North  $83^{\circ}42'40''$  East for 67.36 feet to the intersection with the projection of the westerly Right of Way of Lloyd Street (Right of Way 30 feet); thence North  $87^{\circ}53'20''$  East for 15.00 feet; thence South  $02^{\circ}06'40''$  East for 30.08 feet; thence South  $87^{\circ}53'20''$  West for 15.00 feet to an intersection with said westerly Right of Way of said Lloyd Street; thence South  $83^{\circ}42'40''$  West for 65.17 feet to the point of curvature of a non tangent curve to the left (concave southwesterly) having the following parameters:

Central Angle:  $65^{\circ}06'26''$       Radius: 275.00 feet  
Tangent: 175.56 feet      Chord: 295.95 feet

**GNA DESIGN ASSOCIATES, INC.**  
428 East Fourth Street  
Suite 408 (704) 373-1907  
Charlotte, NC 28202  
Fax (704) 358-0766

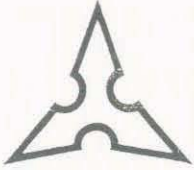
*Principals*  
Teresa L. Hawkins, ASLA  
Landscape Architecture

Jeff D. Oden, PE  
Civil Engineering

F. Lee Howell, PLS  
Surveying

EXHIBIT B-3

**GNA DESIGN ASSOCIATES, INC.**



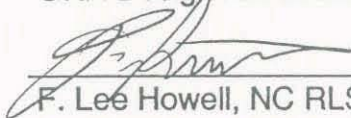
Chord Bearing: South 51°22'55" West;  
thence along arc of said curve for an arc distance of 312.49 feet; thence  
South 21°36'17" West for 470.00 feet to an intersection with said northerly  
Right of Way line of said Oaklawn Avenue; thence with said northerly Right  
of Way North 68°09'09" West for 30.00 feet to the POINT OF BEGINNING.

Said parcel being subject to easements and restrictions of record.

Prepared: February 10, 2003  
Revised: July 24, 2003

Prepared by: GNA Design Associates, Inc.  
428 E. Fourth Street, Suite 208  
Charlotte, NC 28202

GNA Design Associates, Inc.

  
F. Lee Howell, NC RLS #3050



**GNA DESIGN  
ASSOCIATES, INC.**  
428 East Fourth Street  
Suite 408 (704) 373-1907  
Charlotte, NC 28202  
Fax (704) 358-0766

*Principals*  
Teresa L. Hawkins, ASLA  
Landscape Architecture

Jeff D. Oden, PE  
Civil Engineering

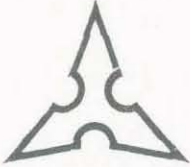
F. Lee Howell, PLS  
Surveying

FILE: G:\CADD\PROJ\52751\EARLE.RTF.WPD

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

EXHIBIT B-4

**GNA DESIGN ASSOCIATES, INC.**



WRITTEN DESCRIPTION

EDWIN STREET (RIGHT OF WAY 30 FEET)

All of that certain parcel of land, lying and being situated in the City of Charlotte, Designated as the Fourth Parcel conveyed to the City of Charlotte in Deed Book 1044 at Page 347 and revised and corrected in Deed Book 1084 at Page 109, said parcel containing 0.611 acre, more or less, and being shown on an Abandonment Plat of Edwin Street by GNA Design Associates, Inc., dated February 10, 2003 and revised July 24, 2003 and being more fully described as:

Commencing at North Carolina Geodetic Monument "M 044", said monument having coordinates on the North Carolina State Plane Grid (NAD 83) of:

Grid Northing: 167,662.085 meters      Grid Easting: 441,891.551 meters  
Convergence Angle: -01°.03'49.51"      Combined Scale factor: 0.9998191

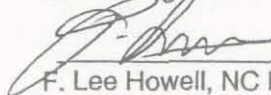
thence the following grid bearings and horizontal ground distances South 89°50'09" East for 235.31 feet (Grid distance of 235.27 feet) to an intersection of the easterly line of Selwyn Park Subdivision as shown in Map Book 3 at Page 403 with the northerly Right of Way of Oaklawn Avenue (Right of Way 68 ± feet), described in Deed Book 1084 at Page 109; thence with said northerly line South 68°09'09" East for 258.54 feet to an intersection with the westerly line of said Edwin Street (Right of Way 30 feet) and the POINT OF BEGINNING; thence with said westerly Right of Way North 21°41'02" East for 887.00 feet to the northerly Right of Way of Person Street (Right of Way 30 feet); thence South 68°09'09" East for 30.00 feet to the easterly Right of Way of said Edwin Street; thence with said easterly Right of Way South 21°41'02" West for 887.00 feet to an intersection with the said northerly Right of Way of said Oaklawn Avenue; thence with said northerly Right of Way North 68°09'09" West for 30.00 feet to the POINT OF BEGINNING.

Said parcel being subject to easements and restrictions of record.

Prepared: February 10, 2003  
Revised: July 24, 2003

Prepared by: GNA Design Associates, Inc.  
428 E. Fourth Street, Suite 208  
Charlotte, NC 28202

GNA Design Associates, Inc.

  
F. Lee Howell, NC RLS #3050



**GNA DESIGN ASSOCIATES, INC.**  
428 East Fourth Street  
Suite 408 (704) 373-1907  
Charlotte, NC 28202  
Fax (704) 358-0766

FILE: G:\CADD\PROJ\52751\EDWIN.RTF.WPD

*Principals*  
Teresa L. Hawkins, ASLA  
Landscape Architecture

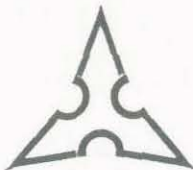
Jeff D. Oden, PE  
Civil Engineering

F. Lee Howell, PLS  
Surveying

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

EXHIBIT B-5

**GNA DESIGN ASSOCIATES, INC.**



WRITTEN DESCRIPTION

PERSON STREET (RIGHT OF WAY 30 FEET)

A portion of that certain parcel of land, lying and being situated in the City of Charlotte, Designated as the Fifth Parcel conveyed to the City of Charlotte in Deed Book 1044 at Page 347 and revised and corrected in Deed Book 1084 at Page 109, said parcel containing 0.192 acre, more or less, and being shown on an Abandonment Plat of Person Street by GNA Design Associates, Inc., dated February 10, 2003 and revised July 24, 2003 and being more fully described as:

Commencing at North Carolina Geodetic Monument "M 044", said monument having coordinates on the North Carolina State Plane Grid (NAD 83) of:

Grid Northing: 167,662.085 meters                      Grid Easting: 441,891.551 meters  
Convergence Angle: -01° .03'49.51"                      Combined Scale factor: 0.9998191

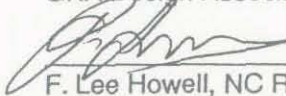
thence the following grid bearings and horizontal ground distances South 89°50'09" East for 235.31 feet (Grid distance of 235.27 feet) to an intersection with the easterly line of Selwyn Park Subdivision, recorded in Map Book 3 at Page 403 and the northerly Right of Way line of Oaklawn Avenue ( Right of Way 68 ± feet), described in part in Deed Book 1044 at Page 347 and Deed Book 1084 at Page 109; thence with the said easterly line North 21°22'35" East for 400.00 feet; thence continuing with said line North 21°23'18" East 455.27 feet to an intersection with the southerly Right of Way line of said Person Street (Right of Way 30 feet); thence with said southerly Right of Way line South 68°29'42" for 10.00 feet to the POINT OF BEGINNING; thence North 21°23'18" East for 30.00 feet to an intersection with the northerly Right of Way of said Person Street; thence with said northerly Right of Way line South 68°29'42" East for 253.21 feet to a point at the westerly Right of Way projection of Edwin Street (Right of Way 30 feet); thence continuing along said line South 68°29'42" East for 15.00 feet; thence with the centerline projection of said Edwin Street South 21°30'18" West for 30.00 feet to an intersection with the said southerly Right of Way projection of said Person Street; thence with said southerly projection North 68°29'42" West for 15.00 feet to an intersection with the said westerly Right of Way of said Edwin Street; thence with said southerly Right of Way North 68°29'42" West for 253.15 feet to the POINT OF BEGINNING.

Said parcel being subject to easements and restrictions of record.

Prepared: February 10, 2003  
Revised: July 24, 2003

Prepared by: GNA Design Associates, Inc.  
428 E. Fourth Street, Suite 208  
Charlotte, NC 28202

GNA Design Associates, Inc.

  
F. Lee Howell, NC RLS #3050



GNA DESIGN ASSOCIATES, INC.  
428 East Fourth Street  
Suite 408 (704) 373-1907  
Charlotte, NC 28202  
Fax (704) 358-0766

Principals  
Teresa L. Hawkins, ASLA  
Landscape Architecture

Jeff D. Oden, PE  
Civil Engineering

F. Lee Howell, PLS  
Surveying

FILE: G:\CADD\PROJ\52751\PERSON.RTF.WPD

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

CERTIFICATION

I, Brenda R. Freeze, 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 12th day of January, 2004 the reference having been made in Minute Book 120, and recorded in full in Resolution Book 38, Page(s) 691-704.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 14th day of January, 2004.

*Brenda R. Freeze CMC*

Brenda R. Freeze, CMC, City Clerk

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



JUDITH A. GIBSON  
REGISTER OF DEEDS, MECKLENBURG  
COUNTY & COURTS OFFICE BUILDING  
720 EAST FOURTH STREET  
CHARLOTTE, NC 28202

\*\*\*\*\*

Filed For Registration: 06/09/2004 11:07 AM  
Book: RE 17324 Page: 780-794  
Document No.: 2004127283  
RESOL 15 PGS \$51.00  
Recorder: EMEM DREHER



2004127283

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CHARLOTTE  
AMENDING THE FIVE-YEAR CAPITAL INVESTMENT PLAN FOR FISCAL YEARS  
2004 to 2008.**

---

WHEREAS, the City of Charlotte recognizes the importance of developing long range capital investment planning to maintain the growth and vitality of the community; and

WHEREAS, the City of Charlotte continuously develops and reviews the policy, financial and planning assumptions and impacts of capital investment projects for the City; and

WHEREAS, the City of Charlotte has a five-year Capital Investment Plan based on policy assumptions, so stated in the FY2004-2008 Capital Investment Plan that balance the potential physical development planning with long-range financial capacity; and

WHEREAS, the Capital Investment Plan is amended from time to time to reflect changing circumstances and that the Plan now needs to be amended to apply for a HOPE VI grant reflecting a change in the proposed 2004 Bond Referendum as follows:

	<b>Current Approved</b>	<b>Amended</b>
Street Improvements	\$113.0 million	\$111.2 million
Affordable Housing	\$20.0 million	\$15.0 million
Neighborhood Improvements	\$5.0 million	\$11.8 million
Total	\$138.0 million	\$138.0 million

NOW THEREFORE BE RESOLVED, by the City Council of the City of Charlotte, in its regular session duly assembled, that it does hereby amend the Capital Investment Plan for fiscal years 2004 to 2008.

This 12th day of January 2004

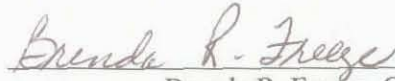
  
SA 1155 City Attorney



CERTIFICATION

I, Brenda R. Freeze, 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 12th day of January, 2004 the reference having been made in Minute Book 120, and recorded in full in Resolution Book 38, Page(s) 705-706.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 14th day of January, 2004.



\_\_\_\_\_  
Brenda R. Freeze, CMC, City Clerk