



## RESOLUTION

ITEM NO. 9.

**DATE OF MEETING:** June 2, 2014

**REQUESTED BY:** Kyle M. Breuer, Director, Planning and Community Development

**SHORT TITLE:** Resolution Authorizing the Sale of County Owned Real Property

**BACKGROUND:** In conjunction with a certain bridge replacement project, TIP no. 071, to be constructed along Halfway Branch School Road (SR 1207), the North Carolina Department of Transportation has approached the County in regards to the sale of a portion of real property identified by Pender County PIN 2350-52-6743-0000 at fair market value. The specific request is to acquire 0.013 acres or 577 square feet for a drainage easement area associated with the bridge construction at an appraised price of \$100.00.

The property is described in Deed Book 645; Page 190 in the Pender County Register of Deeds and was acquired in result of case number 84 CVD 292 (Pender County, North Carolina). A copy of the deed and GIS map are attached to this resolution.

In accordance with NCGS § 160A-274, the Pender County Board of Commissioners may approve the requested disposition from the NCDOT.

**SPECIFIC ACTION REQUESTED:** To consider a resolution authorizing the sale of County owned real property to NC DOT for a drainage easement.

**COUNTY MANAGER RECOMMENDATION:**

Respectfully recommend approval.

  
Initial

**RESOLUTION**

**NOW, THEREFORE, BE IT RESOLVED** by the Pender County Board of Commissioners, that

the certain real property as described herein and that the Board authorizes the disposition of 0.032 acres or 577 square feet to the North Carolina Department of Transportation as authorized under NCGS § 160A-274 for the amount of \$100. The Chairman/County Manager is authorized to execute any and all documents necessary to implement this resolution.

**AMENDMENTS:**

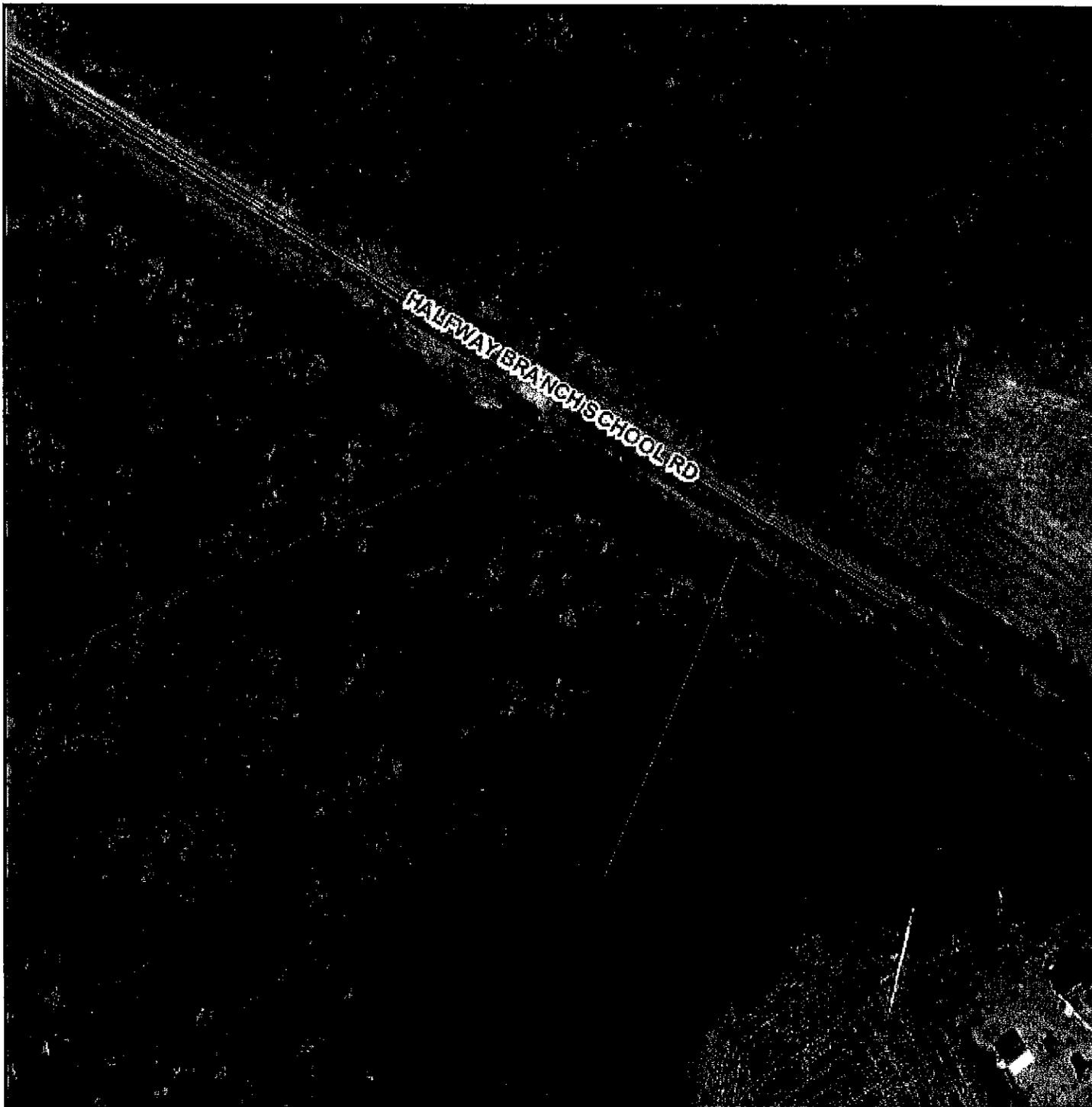
MOVED \_\_\_\_\_ SECONDED \_\_\_\_\_

APPROVED \_\_\_\_\_ DENIED \_\_\_\_\_ UNANIMOUS

YEA VOTES: Williams \_\_\_ McCoy \_\_\_ Brown \_\_\_ Tate \_\_\_ Ward \_\_\_

\_\_\_\_\_  
J. David Williams, Chairman      6/2/14  
Date

\_\_\_\_\_  
ATTEST      6/2/14  
Date



Scale: 1:100



PIN: 2350-52-6743-0000  
 NAME: PENDER COUNTY  
 ADDR: P O BOX 366  
 CITY: BURGAW  
 STATE: NC  
 ZIP: 28425  
 PROPERTY ADDRESS: TUCKAHOE RD OFF  
 PROPERTY DESCRIPTION: OFF N/W OF RD 1206  
 B3  
 DATE: 1/1/1984  
 SALE PRICE: \$0.00

PLAT: NOPLAT  
 ACCOUNT: 590309.000000  
 TOWNSHIP: 108  
 TNSH DESC: COLUMBIA  
 ACRES: 2  
 LAND VALUE: \$7,200.00  
 BUILDING VALUE: \$0.00  
 TOTAL VALUE: \$7,200.00  
 DEFERRED VALUE: \$0.00  
 SUBDIVISION: Null  
 ZONE: SEEMAP  
 TAX CODES: G01 F28 R40

Filed for registration on the 19 Day of  
February, 1985 At 9:50 O'clock A.M.  
and registered in the office of the Register of Deeds  
for Pender County in Book No. 645 Page 190  
Hugh Overstreet, Jr.  
Register of Deeds for  
PENDER COUNTY

Excise Tax

Recording Data

Tax Listing noted by: HB, Tax Supervisor's Office

Mail to: Pender County  
Burgaw, NC 28425

PREPARED BY: CORBETT & FISLER, Attorneys at Law, P. O. Drawer 727, Burgaw, N. C., 28425. The attorney preparing this instrument has made no record search or title examination as to the property herein described, unless the same is shown by his written and signed certificate.

Brief description for the index:

DEED

THIS DEED, made this 29th day of January, 1985, by and between:

GRANTOR: Harry L. Webb, Commissioner acting in accordance with the orders entered in case number 84 CVD 292 (Pender County, North Carolina)

GRANTEE: Pender County, a Municipal Corporation

The designation Grantor and Grantee as used in this instrument shall include the designated parties, their heirs, successors and assigns, and shall include singular, plural, masculine, feminine or neuter as required by context. Feminine or masculine pronouns shall be substituted for those of neuter form or vice versa and the plural substituted for the singular number or vice versa in any place in which the context may require such.

Grantor, for a valuable consideration paid by Grantee, receipt of which is hereby acknowledged, has and by these presents does grant, bargain, sell and convey unto the Grantee in fee simple, all that certain lot or parcel of land situated in Columbia Township, Pender County, North Carolina, and being more particularly described as:

Adjoining the lands of R. H. Murphy, S. J. D. Malpass and others. Lying on the west side of Tuckahoe Branch and on the South side of the public road leading from Ivanhoe to the Point Caswell Road; Beginning at a stake near Leonard Hayes fence, and runs thence N. 47 E. 13 poles to a stake near Malpass field; thence N. 60 W. 26 poles to a stake; thence S. 47 W. 13 poles to a stake in Murphy's line; thence with Murphy's line S. 60 E. 26 poles to the first station, containing two (2) acres more or less.

TO HAVE AND TO HOLD the above lot or parcel of land and all privileges and appurtenances thereto belonging to the Grantee in fee simple.

645-190

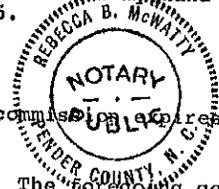
IN WITNESS WHEREOF, the Grantor has hereunto set his hand and seal, the day and year first above written.

Harry L. Webb (SEAL)  
Harry L. Webb  
Commissioner

STATE OF NORTH CAROLINA, COUNTY OF PENDER

I, Rebecca B. McWatty, a Notary Public of the County and State aforesaid, certify that Harry L. Webb, Commissioner personally appeared before me this day and acknowledged the execution of the foregoing instrument.

Witness my hand and official seal, this 29<sup>th</sup> day of January, 1985.



Rebecca B. McWatty  
Notary Public

My commission expires: 8-11-86

The foregoing certificate of Rebecca B. McWatty is certified to be correct. This instrument and this certificate are duly registered at the date and time and in the Book and page shown on the first page hereof.

Hugh Overstreet  
Register of Deeds, Pender County

By: Judith Seachey  
Deputy/Asst. Register of Deeds

Filed for registration on the 19 Day of  
February 1985 At 8:50 O'clock A. M.

and registered in the office of the Register of Deeds  
for Pender County in Book No. 645 Page 191

Hugh Overstreet Jr.  
Register of Deeds for  
Recording Data PENDER COUNTY

Excise Tax

Tax Listing noted by: FB, Tax Supervisor's Office

Mail to: Pender County  
Burgaw, NC 28425

PREPARED BY: CORBETT & FISLER, Attorneys at Law, P. O. Drawer 727, Burgaw,  
N. C., 28425. The attorney preparing this instrument has made no record  
search or title examination as to the property herein described, unless the  
same is shown by his written and signed certificate.

Brief description for the index:

DEED

THIS DEED, made this 23rd day of January, 1985, by and between:

GRANTOR: Harry L. Webb, Commissioner acting in accordance with the  
orders entered in case number 84 CVD 300 (Pender County,  
North Carolina)

GRANTEE: Pender County, a Municipal Corporation

The designation Grantor and Grantee as used in this instrument shall  
include the designated parties, their heirs, successors and assigns, and  
shall include singular, plural, masculine, feminine or neuter as required  
by context. Feminine or masculine pronouns shall be substituted for those  
of neuter form or vice versa and the plural substituted for the singular  
number or vice versa in any place in which the context may require such.

Grantor, for a valuable consideration paid by Grantee, receipt of  
which is hereby acknowledged, has and by these presents does grant,  
bargain, sell and convey unto the Grantee in fee simple, all that certain  
lot or parcel of land situated in Union Township, Pender County, North  
Carolina, and being more particularly described as:

BEGINNING at a point in the center of a ditch on the southwest edge of  
a tram road, Katie Hall's southeast corner, this same point being 400 feet  
as measured in a southeastwardly direction with the center of said ditch,  
Katie Hall's line from the south edge of south highway's ditch to the  
Willard to Penderlea road and from the Beginning point so located, running  
thence with the center of aforesaid tram road ditch South 40 degrees 50  
minutes East 106 feet thence at right angles to the said tram road ditch  
South 49 degrees 10 minutes West 200 feet to a stake. Thence parallel with  
said tram road ditch 40 degrees 50 minutes West 91 4/10 feet to a stake in  
Tate's line; thence with same Tate's line 40 degrees 49 minutes East 107.9

645-191

feet to an iron stake the Tate and Katie Hall's corner; thence with Katie Hall's line north 48 degrees 57 minutes East 103.3 feet to the point of Beginning, being 1/2 acre, more or less.

TO HAVE AND TO HOLD the above lot or parcel of land and all privileges and appurtenances thereto belonging to the Grantee in fee simple.

IN WITNESS WHEREOF, the Grantor has hereunto set his hand and seal, the day and year first above written.

Harry L. Webb (SEAL)  
Harry L. Webb  
Commissioner

STATE OF NORTH CAROLINA, COUNTY OF PENDER

I, Rebecca B. McWatty, a Notary Public of the County and State aforesaid, certify that Harry L. Webb, Commissioner personally appeared before me this day and acknowledged the execution of the foregoing instrument.

Witness my hand and official seal, this 24<sup>th</sup> day of January, 1985.



Rebecca B. McWatty  
Notary Public

My commission expires 8-11-86

The foregoing certificate of Rebecca B. McWatty is certified to be correct. This instrument and this certificate are duly registered at the date and time and in the Book and page shown on the first page hereof.

Hugh Overstreet, Jr.  
Register of Deeds, Pender County

By: Judith Seachey  
Deputy/Asst. Register of Deeds