RESOLUTION DECLARING INTENT TO ABANDON AND CLOSE **an unopened right-of-way between Bullard Street and Joy Street** in the City of Charlotte, Mecklenburg County, North Carolina

Whereas, **CapRock, LLC** has filed a petition to close an unopened right-of-way between Bullard Street and Joy Street in the City of Charlotte; and

Whereas, an unopened right-of-way between Bullard Street and Joy Street is a 40-foot wide right-of-way beginning at the southernmost limits of Bullard Street, continuing approximately 440 +/- feet south to its terminus at its intersecting point with Joy Street, as shown in the map marked "Exhibit A" and is more particularly described by metes and bounds in the document marked "Exhibit B" all of which are available for inspection in the office of the City Clerk, City Hall, Charlotte, North Carolina; and

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.

Now, therefore, be it resolved, by the City Council of the City of Charlotte, at its regularly scheduled session of March 26, 2018, that it intends to close an unopened right-of-way between Bullard Street and Joy 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 23rd day of April 2018, in CMGC meeting chamber, 600 East 4th Street, Charlotte, North Carolina.

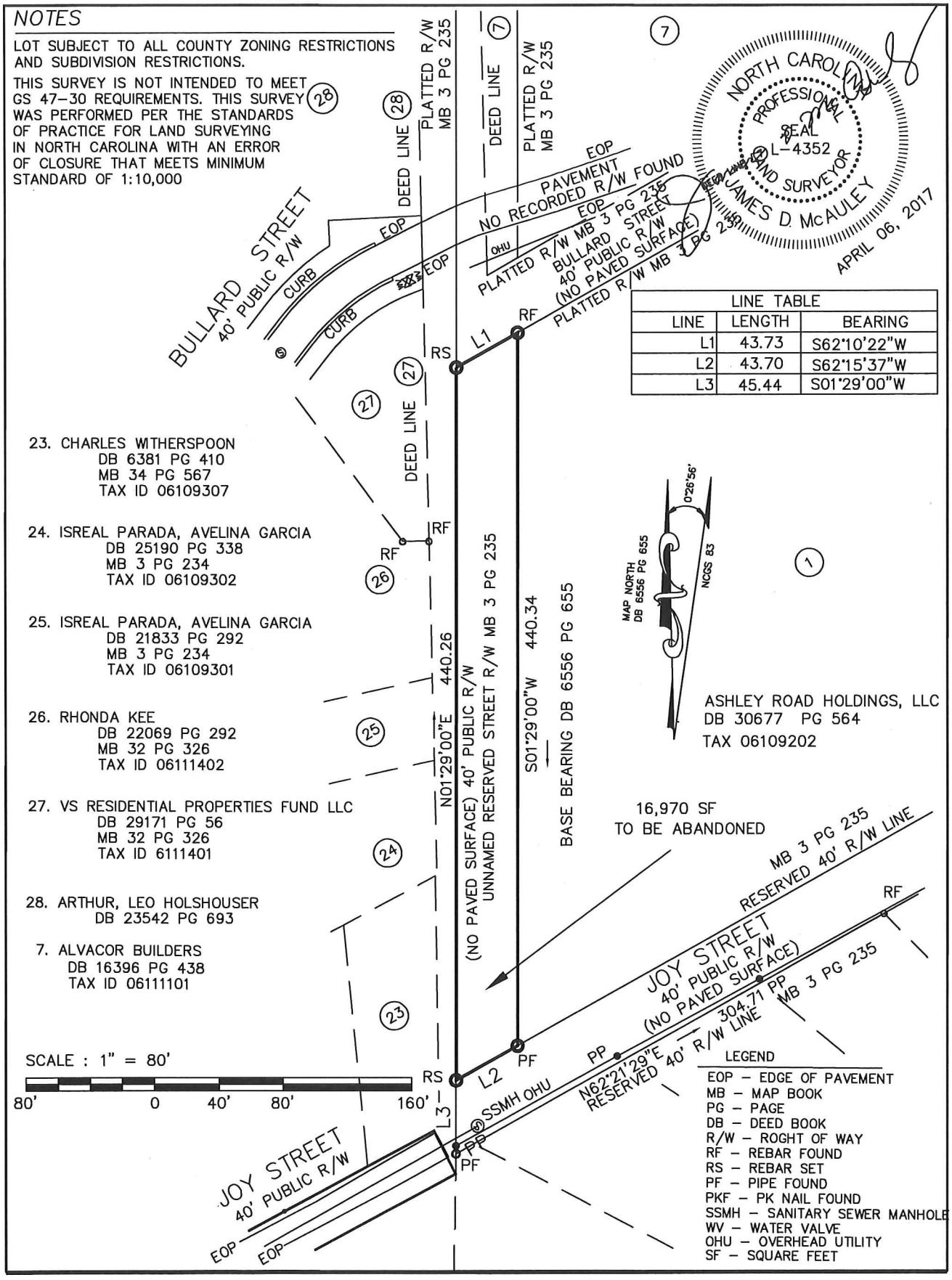
The City Clerk is hereby directed to publish a copy of this resolution in the Mecklenburg Times once a week for two successive weeks next preceding the date fixed here for such hearing as required by N.C.G.S. 160A-299.

EXHIBIT "A"

NOTES

LOT SUBJECT TO ALL COUNTY ZONING RESTRICTIONS AND SUBDIVISION RESTRICTIONS.

THIS SURVEY IS NOT INTENDED TO MEET GS 47-30 REQUIREMENTS. THIS SURVEY WAS PERFORMED PER THE STANDARDS OF PRACTICE FOR LAND SURVEYING IN NORTH CAROLINA WITH AN ERROR OF CLOSURE THAT MEETS MINIMUM STANDARD OF 1:10,000



LINE TABLE		
LINE	LENGTH	BEARING
L1	43.73	S62°10'22"W
L2	43.70	S62°15'37"W
L3	45.44	S01°29'00"W

23. CHARLES WITHERSPOON
DB 6381 PG 410
MB 34 PG 567
TAX ID 06109307

24. ISREAL PARADA, AVELINA GARCIA
DB 25190 PG 338
MB 3 PG 234
TAX ID 06109302

25. ISREAL PARADA, AVELINA GARCIA
DB 21833 PG 292
MB 3 PG 234
TAX ID 06109301

26. RHONDA KEE
DB 22069 PG 292
MB 32 PG 326
TAX ID 06111402

27. VS RESIDENTIAL PROPERTIES FUND LLC
DB 29171 PG 56
MB 32 PG 326
TAX ID 6111401

28. ARTHUR, LEO HOLSHOUSER
DB 23542 PG 693

7. ALVACOR BUILDERS
DB 16396 PG 438
TAX ID 06111101

LEGEND

EOP – EDGE OF PAVEMENT
MB – MAP BOOK
PG – PAGE
DB – DEED BOOK
R/W – ROGHT OF WAY
RF – REBAR FOUND
RS – REBAR SET
PF – PIPE FOUND
PKF – PK NAIL FOUND
SSMH – SANITARY SEWER MANHOLE
WV – WATER VALVE
OHU – OVERHEAD UTILITY
SF – SQUARE FEET

EXHIBIT "B"

NOTES

LOT SUBJECT TO ALL COUNTY ZONING RESTRICTIONS AND SUBDIVISION RESTRICTIONS.

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NORTH CAROLINA PROFESSIONAL SEAL L-4352 LAND SURVEYOR JAMES D. McAULEY APRIL 06, 2016

LEGAL DESCRIPTION

BEGINNING AT AN EXISTING IRON PIPE ON THE MOST SOUTHERN PROPERTY LINE OF ASHLEY ROAD HOLDINGS, LLC RECORDED IN DEED BOOK 30,677 PAGE 564 AT THE MECKLENBURG COUNTY REGISTER OF DEEDS AND ALSO LYING ON THE MOST NORTHERN PROPERTY LINE OF JOY STREET HAVING A TOTAL RIGHT OF WAY WIDTH OF 40' AS RECORDED IN MAP BOOK 3 PAGE 235 THENCE; ALONG SAID RIGHT OF WAY LINE S 62° 15' 37" W 43.70' TO NEW REBAR SET ON THE MOST WESTERN RIGHT OF WAY LINE OF AN UNNAMED RESERVED STREET HAVING A TOTAL RIGHT OF WAY WIDTH OF 40' AS SHOWN ON MAP BOOK 3 PAGE 235 THENCE; FOLLOWING SAID NORTHERN RIGHT OF WAY LINE N 01° 29' 00" E 440.26' TO A NEW REBAR SET THENCE; N 62° 10' 22" E 43.73' TO AN EXISTING REBAR LYING ON THE MOST SOUTHERN RIGHT OF WAY LINE OF BULLARD STREET AND ALSO BEING THE MOST NORTH WESTERN PROPERTY CORNER OF ASHLEY ROAD HOLDINGS, LLC AS RECORDED IN DEED BOOK 30677 PAGE 564 THENCE; FOLLOWING THE MOST WESTERN PROPERTY LINE OF ASHLEY ROAD HOLDINGS, LLC S 01° 29' 00" W 440.34' TO THE POINT AND PLACE OF BEGINNING AND CONTAINING 16,970 SQUARE FEET AS SHOWN ON A SURVEY PERFORMED BY JAMES D. MCAULEY AS DATED APRIL 06, 2017.

JAMES McAULEY

RIGHT OF WAY ABANDONEMNT SURVEY:

16,970 SF – 0.390 ACRES

ASHLEY ROAD HOLDINGS, LLC

CURRENT OWNER REF: DB. 30677 PG 564

TOWN OF MATTHEWS, MECKLENBURG COUNTY, NC

Scale: 1" = 80' *Date: APRIL 06, 2016*

300 SOUTH CRAIG STREET, CHESTERFIELD SC 29709
Office: 704-309-3299
James@McAuleyLandSurveying.com NC PLS#4352

Dwg. File: \1240201\ASHLEYROADABANDONMENT.DWG

Rev.

Drawn By: JDMc