

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 28th day of July, 2003 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 28th day of July, 2003, the reference having been made in Minute Book 119, and recorded in full in Resolution Book 38, Pages 452-453.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 30th day of July, 2003.


Brenda R. Freeze, CMC, City Clerk

PROPERTY TAX
TAXPAYERS AND REFUNDS REQUESTED
MORE THAN \$100

<u>Name</u>	<u>Clerical Error</u>	<u>Amount of Refund</u>
Snack 'N Run		\$ 158.06
Ferebee Corporation		405.87
Fleet National Bank		4,464.86
Fleet National Bank		5,030.02
Kem-Wove Inc		3,223.45
Laureate Capital		2,065.79
Simpson Lela Grier Mrs		205.74
Garlock Billie Jean		255.61
A La Cart Inc		3,354.96
Diamonds Direct USA Inc		126.00
RBC Centura Bank Leasing		345.98
Centura Bank Leasing		403.64
Total		\$20,039.98

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

Whereas, **Crosland Land Company** has filed a petition to close **a portion of Fennimore Street** in the City of Charlotte; and

Whereas, the portion of Fennimore Street to be closed lies beginning from Hiram Street continuing approximately 196 feet 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 it's 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 it's regularly scheduled session of July 28, 2003 that it intends to close a portion of Fennimore 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 25th day of August, 2003 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.

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 28th day of July, 2003, the reference having been made in Minute Book 119, and recorded in full in Resolution Book 38, Page 454.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 30th day of July, 2003.


Brenda R. Freeze, CMC, City Clerk

RESOLUTION

A motion was made by Councilmember Wheeler and seconded by Councilmember Graham for the adoption of the following Resolution, and upon being put to a vote was duly adopted:

WHEREAS, the Department and the Municipality, on the 17th day of September, 2002, entered into a certain National Corridor Planning and Development (NCDP) Grant Agreement as to the development of the North/South corridor paralleling I-77 in Charlotte north to Mooresville; and,

WHEREAS, the parties now wish to supplement the aforementioned Agreement as follows:

3. Funding of this project shall be as follows: eighty percent (80%), less Departmental administrative costs, from the NCPD funds allocated to the Department by the FHWA up to and not to exceed the maximum dollar award of \$5,398,500 (\$2,000,000 FY 2003). The City of Charlotte shall be responsible for funding any ineligible project costs not reimbursed by the FHWA.

NOW, THEREFORE, BE IT RESOLVED that Project U-4442, Mecklenburg County, is hereby formally approved by the City Council of the Municipality of Charlotte and that the Mayor and Clerk of this Municipality are hereby empowered to sign and execute the Agreement with the Department of Transportation.

1. That the City Manager is authorized to execute and file applications on behalf of the City of Charlotte with the U.S. Department of Transportation to aid in the financing of transit assistance; and that the Chief Executive Officer of the Charlotte Area Transit System is authorized to execute and file applications with the North Carolina Department of Transportation, to aid in the financing of transit assistance.
2. That the City Manager is authorized to execute and file with such applications an assurance or any other document required by the U.S. Department of Transportation effectuating the purposes of Title VI of the Civil Rights Act of 1964; and that the Chief Executive Officer of the Charlotte Area Transit System is authorized to execute and file with such applications an assurance or any other document required by the North Carolina Department of Transportation effectuating the purposes of Title VI of the Civil Rights Act of 1964.
3. That the Chief Executive Officer of the Charlotte Area Transit System is authorized to furnish such additional information as the U.S. Department of Transportation may require in connection with the application for the project.
4. That the City Manager or her designee is authorized to set forth and execute affirmative minority business policies in connection with the project's procurement needs.
5. That the City Manager is authorized to execute grant agreements and any amendments thereto on behalf of the City of Charlotte with the U.S. Department of Transportation for aid in the financing on the transit assistance projects; and that the Chief Executive Officer is authorized to execute grant agreements and any amendments thereto on behalf of the Charlotte Area

Transit System with the North Carolina Department of Transportation for aid in the financing of the transit assistance projects.

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 28th day of July, 2003, the reference having been made in Minute Book 119, and recorded in full in Resolution Book 38, Pages 455-456.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 30th day of July, 2003.


Brenda R. Freeze, CMC, City Clerk

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

A motion was made by Councilmember Wheeler and seconded by Councilmember Graham for the adoption of the following Resolution, and upon being put to a vote was duly adopted:

WHEREAS, the Municipality has requested enhancement funding for the construction of a pathway between Heather Lane and Belrose Lane, including a pedestrian bridge replacement, and the reconfiguration of the Park Road-Heather Lane intersection in Charlotte, Mecklenburg County, North Carolina; and,

WHEREAS, the Department of Transportation has programmed funding in the 2002-2008 Transportation Improvement Program, as revised, for said construction under Project E-4793, Mecklenburg County; and

WHEREAS, the Municipality proposes to enter into an Agreement with the North Carolina Department of Transportation for said improvements as described in said Agreement; and,

WHEREAS, under the proposed Agreement and subject to the Agreement provisions, the Department shall reimburse the Municipality to the extent of eighty percent (80%) of the approved eligible costs covered under this Agreement up to the maximum federal award of \$126,000; and,

WHEREAS, the Municipality shall provide at least twenty percent (20%) matching funds and all costs that exceed the federal award of \$126,000.

NOW, THEREFORE, BE IT RESOLVED that the Agreement for Project E-4793 in Mecklenburg County is hereby formally approved by the City Council of the City of Charlotte, and that the Mayor and Clerk of this Municipality are hereby empowered to sign and execute the required Agreement with the Department of Transportation.

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 28th day of July, 2003, the reference having been made in Minute Book 119, and recorded in full in Resolution Book 38, Page 457.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 30th day of July, 2003.


Brenda R. Freeze, CMC, City Clerk

EXTRACTS FROM MINUTES OF CITY COUNCIL

A Regular Meeting of the City Council of the City of Charlotte, North Carolina was duly held in the Meeting Chamber at the Charlotte-Mecklenburg Government Center in Charlotte, North Carolina, the regular place of meeting, at 7:00 P.M. on July 28, 2003.

Members Present: Councilmembers Cannon, Cogdell, Graham, Mumford, Tabor, Wheeler, and White

Members Absent: Councilmembers Carter, Lochman, and Spencer

Also Present:

* * * * *

Councilmember Wheeler introduced the following resolution, a summary of which had been provided to each Councilmember, which was read by title:

RESOLUTION OF THE CITY OF CHARLOTTE, NORTH CAROLINA APPROVING AN AMENDMENT TO AN INSTALLMENT PAYMENT CONTRACT WITH NEW CHARLOTTE CORPORATION

WHEREAS, the City of Charlotte, North Carolina (the "City") is a duly and regularly created, organized and validly existing municipal corporation of the State of North Carolina, existing as such under and by virtue of the Constitution, statutes and laws of the State of North Carolina (the "State");

WHEREAS, the City has the power, pursuant to North Carolina General Statutes, to (1) purchase real and personal property, (2) enter into installment purchase contracts in order to finance the purchase of real and personal property used, or to be used, for public purposes, and (3) grant a security interest in some or all of the property purchased to secure repayment of the purchase price;

WHEREAS, the City has previously entered into an Installment Payment Contract dated as of May 15, 2003 (the "Contract") with New Charlotte Corporation (the "Corporation") in order to finance, in part, (a) the acquisition of land, (b) the construction of an arena and related improvements and (c) the construction, renovation, improvement, equipping and furnishing of the City's old City Hall building, Marshall Park, the City's old police and fire training academies and related facilities, Fire Station #1, Fire Station #35, the City's Spratt Street maintenance facility and the Charlotte/Mecklenburg Utilities department administrative building (collectively, the "Project");

WHEREAS, the Corporation executed and delivered Variable Rate Certificates of Participation (2003 Governmental Facilities Projects), Series 2003F evidencing proportionate undivided interests in Installment Payments payable under the Contract for the purpose of assisting the City in the financing of a portion of the Project related to the acquisition of certain land;

WHEREAS, in order to proceed with financing the remainder of the Project, the City has determined that it is in the best interests of the City to enter into (a) an amendment to the Contract with the Corporation and (b) a notice of extension of the Amended, Restated and Supplemental Deed of Trust and Security Agreement (the "*Deed of Trust*") dated March 1, 1995, so as to add to the Deed of Trust the sites on which a portion of the Project are located;

WHEREAS, the Corporation will execute and deliver Certificates of Participation (2003 Governmental Facilities Projects), Series 2003G (the "*2003G Certificates*") evidencing proportionate undivided interests in Installment Payments payable under the Contract in order to accomplish the financing of the remainder of the Project;

WHEREAS, in connection with the sale of the 2003G Certificates by the Corporation to Wachovia Bank, National Association, Banc of America Securities LLC and Scott & Stringfellow, trading as BB&T Capital Markets (the "*Underwriters*"), the City desires to make certain representations and warranties to the Underwriters in the form of the City's Letter of Representations to the Underwriters (the "*Letter of Representations*");

WHEREAS, there has been described to the City Council the forms of the following documents (collectively, the "*Instruments*"), copies of which have been made available to the City Council, which the City Council proposes to approve, enter into and deliver, as applicable to effectuate the proposed installment purchase financing:

- (1) Amendment Number One to the Contract dated as of August 15, 2003 between the City and the Corporation (the "*Contract Amendment*");
- (2) the Second Notice of Extension of Deed of Trust to Additional Property dated as of August 15, 2003 from the City to the deed of trust trustee named therein for the benefit of Wachovia Bank, National Association, as assignee of the Corporation (the "*Notice of Extension*");
- (3) the Letter of Representations; and
- (4) the Contract of Purchase to be dated on or about August 14, 2003 between the Corporation and the Underwriters relating to the sale of the 2003G Certificates (the "*Purchase Contract*").

WHEREAS, to make an offering and sale of the 2003G Certificates, there will be prepared a Preliminary Official Statement (the "*Preliminary Official Statement*"), a draft thereof having been presented to the City Council, and a final Official Statement (collectively with the Preliminary Official Statement, the "*Official Statement*") with respect to the 2003G Certificates, which Official Statement will contain certain information regarding the City;

WHEREAS, it appears that each of the Instruments and the Official Statement is in an appropriate form and is an appropriate instrument for the purposes intended;

WHEREAS, the City Council reaffirms the findings it made regarding the Project in the resolution adopted by the City Council on April 14, 2003;

WHEREAS, the City held a public hearing on the Contract and the Project, for which notice was duly given, on April 28, 2003;

WHEREAS, with respect to the 2003G Certificates, Parker Poe Adams & Bernstein L.L.P. will serve as special counsel, Sterne, Agee & Leach, Inc. will serve as financial advisor, Wachovia Bank, National Association, Banc of America Securities LLC and Scott & Stringfellow, trading as BB&T Capital Markets will serve as underwriters, Helms, Mulliss & Wicker, PLLC will serve as underwriters' counsel, Kennedy, Covington, Lobdell & Hickman, L.L.P. will serve as Corporation's counsel, and Waters & Co. will serve as financial consultant (collectively, the "*Financing Team*");

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CHARLOTTE, NORTH CAROLINA, AS FOLLOWS:

Section 1. Ratification of Instruments. That all actions of the City, the Mayor, the City Manager, the City Director of Finance, the City Clerk, the City Attorney and their respective designees, whether previously or hereinafter taken, in effectuating the proposed financing are hereby approved, ratified and authorized pursuant to and in accordance with the transactions contemplated by the Instruments.

Section 2. Authorization of the Official Statement. That the form, terms and content of the Preliminary Official Statement are in all respects authorized, approved and confirmed, and the use of the Preliminary Official Statement and use of the final Official Statement by the Underwriters in connection with the sale of the 2003G Certificates is hereby in all respects authorized, approved and confirmed. The Mayor, the City Manager and the City Director of Finance are hereby authorized to execute and deliver, but with such changes, modifications, additions or deletions therein as they determine necessary, desirable or appropriate, the execution thereof to constitute conclusive evidence of the City's approval of any and all such changes, modifications, additions or deletions therein, the final Official Statement.

Section 3. Authorization of the Contract Amendment and the Notice of Extension. The form and content of the Contract Amendment and the Notice of Extension shall be and the same hereby are in all respects authorized, approved and confirmed, and the Mayor, the City Manager and the City Clerk and their respective designees shall be and they hereby are authorized, empowered and directed to execute and deliver the Contract Amendment and the Notice of Extension, including necessary counterparts, in substantially the form and content presented to the City Council, but with such changes, modifications, additions or deletions therein as shall to them seem necessary, desirable or appropriate, their execution thereof to constitute conclusive evidence of the City's approval of any and all changes, modifications, additions or deletions therein from the form and content of the Contract Amendment and the Notice of Extension presented to the City Council, and that from and after the execution and delivery of the Contract Amendment and the Notice of Extension, the Mayor, the City Manager, the City Director of Finance and the City Clerk are hereby authorized, empowered and directed to do all such acts and things and to execute all such documents as may be necessary to carry out and comply with the provisions of the Contract Amendment and the Notice of Extension as executed.

Section 4. Letter of Representations; Purchase Contract. That the form and content of the Purchase Contract shall be and the same hereby is in all respects approved, and the Mayor or the City Manager is authorized to execute the Letter of Representations for the purposes stated therein.

Section 5. City Representative. That the Mayor, the City Manager, the City Director of Finance, the City Treasurer and the City Debt Manager are hereby designated as the City's Representatives to act on behalf of the City in connection with the transaction contemplated by the Instruments and the Official Statement, and each is authorized to seek opinions as a matter of law from the City Attorney, which the City Attorney is authorized to furnish on behalf of the City, and opinions of law from such other attorneys for all documents contemplated hereby. The City's Representative and/or designee or designees are in all respects authorized on behalf of the City to supply all information pertaining to the City for use in the

transactions contemplated by the Instruments or the Official Statement and the Mayor, the City Manager, the City Clerk and the City Director of Finance of the City or their respective designees are hereby authorized, empowered and directed to do any and all other acts and to execute any and all other documents, which they, in their discretion, deem necessary and appropriate in order to consummate the transactions contemplated by the Instruments or the Official Statement or as they deem necessary or appropriate in order to implement and carry out the intent and purposes of this Resolution.

Section 6. Financing Team. That the Financing Team for the 2003G Certificates is hereby approved.

Section 7. Execution and Delivery of Certificates. That the execution and delivery of the Certificates by the Corporation in an aggregate principal amount not to exceed \$140,000,000 at a true interest cost not to exceed 5.50% is hereby approved.

Section 8. Severability. That if any section, phrase or provision of this Resolution shall for any reason be declared to be invalid, such declaration shall not affect the validity of the remainder of the sections, phrases or provisions of this Resolution.

Section 9. Repealer. That all motions, orders, resolutions and parts thereof, in conflict herewith are hereby repealed.

Section 10. Effective Date. This Resolution will take effect immediately on its adoption.

On motion of Councilmember Wheeler, seconded by Councilmember Graham, the foregoing resolution entitled "RESOLUTION OF THE CITY OF CHARLOTTE, NORTH CAROLINA APPROVING AN AMENDMENT TO AN INSTALLMENT PAYMENT CONTRACT WITH NEW CHARLOTTE CORPORATION" was duly adopted by the following vote:

AYES: Unanimous

NAYS:

PASSED, ADOPTED AND APPROVED this 28th day of July, 2003.

STATE OF NORTH CAROLINA)
)
CITY OF CHARLOTTE) ss:

July 28, 2003
Resolution Book 38, Page 462

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 entitled "**RESOLUTION OF THE CITY OF CHARLOTTE, NORTH CAROLINA APPROVING AN AMENDMENT TO AN INSTALLMENT PAYMENT CONTRACT WITH NEW CHARLOTTE CORPORATION**" adopted by the City Council of the City of Charlotte, North Carolina, in regular session convened on the 28th day of July, 2003, the reference having been made in Minute Book 119, and recorded in full in Resolution Book 38, Page(s) 458-462.

WITNESS my hand and the seal of the City of Charlotte, North Carolina, this the 30th day of July, 2003.

[SEAL]

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

CHARLOTTE CITY COUNCIL

Resolution Authorizing the Donation of City owned property to Charlotte-Mecklenburg Schools.

WHEREAS, North Carolina General Statutes Section 160A-274 authorizes the City to donate City property to another governmental agency; and

WHEREAS, the City of Charlotte owns the laptop computers listed on Exhibit A; and

WHEREAS, the equipment is no longer needed by the City; and

WHEREAS Charlotte-Mecklenburg Schools have expressed a need for this technology related equipment for their E-Certification Program; and

NOW, THEREFORE, be it resolved by the Charlotte City Council that the City Manager or her designee is authorized to donate the property to Charlotte-Mecklenburg Schools.

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 28th day of July, 2003, the reference having been made in Minute Book 119, and recorded in full in Resolution Book 38, Pages 463-478.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 30th day of July, 2003.

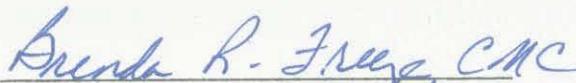

Brenda R. Freeze, CMC, City Clerk

Exhibit A

Serial #	Brand Name	Description
	Digital 575	Laptop, 166 MHZ, 64 MB RAM
2U807D1081		
2U737D2581		
2U808D3185		
2U808D2887		
2U8070D979		
2U807D1088		
2U810D3509		
2U808D2942		
2U807D0874		
2U810D3650		
2U810D3485		
2U807D0966		
2U808D3189		
2U807D1027		
2U808D3235		
2U810D3325		
2U810D3769		
2U807D0962		
2U810D3356		
2U808D3095		
2U810D3453		
2U810D3484		
2U807D0959		
2U737D1763		
2U807D1088		
2U810D3390		
2U810D3777		
2U810D3564		
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2U808D3175		
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2U810D3335		
2U810D3391		
2U808D3131		
2U810D3520		
2U807D0798		
2U810D3510		

Exhibit A

2U810D3439
2U810D3781
2U810D3509
2U807D0874
2U810D3650
2U810D3485
2U737D2581
2U808D2942
2U807D0966
2U810D3274
2U810D8633
2U808D2951
2U808D3154
2U737D1974
2U808D3094
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2U808D2902
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2U808D2944
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2U807D1442
2U808D3067
2U807D0797
2U737D2582
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Exhibit A

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Exhibit A

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2U807D0761
2U807D1200
2U807D1077
2U808D3188
2U808D3141
2U807D0719
2U808D2946
2U810D3606
2U808D3118
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2U808D3243
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Exhibit A

2U808D2924
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2U808D3176
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2U807D0726

Exhibit A

2U810D3764
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2U801D3733
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2U810D3652
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2U810D3438
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Exhibit A

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2U802D2518
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2U737D2588
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2U807D0928
2U807D1006
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Exhibit A

2U810D3702
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Exhibit A

2U810D3821
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Exhibit A

2U810D3463
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Exhibit A

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Exhibit A

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Exhibit A

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Exhibit A

2U808D3165
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Exhibit A

2U808D2958
2U807D0890
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2U808D1961
2U808D2960
2U810D3697

Oliver Parcel 2

**A RESOLUTION AUTHORIZING CONDEMNATION PROCEEDINGS FOR THE
ACQUISITION OF CERTAIN REAL PROPERTY**

WHEREAS, the City Council for the City of Charlotte finds as a fact that it is necessary to acquire certain real property as indicated below, for Airport purposes pursuant to the Charlotte/Douglas International Airport Master Plan; and

WHEREAS, the City in good faith has undertaken to negotiate for the purchase of this property but has been unable to reach an agreement with the owner regarding just compensation, and, therefore, has been unable to negotiate a purchase price; and

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, utilizing the procedures of Article 9 of Chapter 136 of the North Carolina General Statutes as authorized by 7.81 of the Charter of the City of Charlotte, and otherwise under the authority and procedures of the laws of the State of North Carolina.

**Lot 113-132-10
7616 Newell Road**

Parties in Interest

Barbara K. Oliver	Fee
Robert F. Oliver	Marital interest
Duke Power Company	Easement
Southern Public Utilities Company	Easement
City/County Tax Collector	Ad Valorem taxes

Property description

BEGINNING at the northerly line of Newell Road located S. 75-00 W. 621.75 feet from a point formed by the intersection of the northerly line of Newell Road with the westerly line of Wallace Neal Road and running thence with said northerly line of Newell Road S. 75-00 W. 100.0 feet to a point; thence N. 15-00 W. 169.53 feet to a point; thence N. 74-55-40 E. 100.00 feet to a point thence S. 15-00 E. 169.65 feet to a point, the point and place of BEGINNING and CONTAINING 0.389 acres as shown by survey by R.B. Pharr & Associates dated November 15, 1979, reference to which is hereby made.

Appraised Value

\$24,000 or such other amount as may be subsequently determined pursuant to applicable City, FAA or other Federal Regulations.

IT IS FURTHER RESOLVED that the appraised value of 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 28th day of July, 2003, the reference having been made in Minute Book 119, and recorded in full in Resolution Book 38, Pages 479-480.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 30th day of July, 2003.


Brenda R. Freeze, CMC, City Clerk

Oliver Parcel 1

**A RESOLUTION AUTHORIZING CONDEMNATION PROCEEDINGS FOR THE
ACQUISITION OF CERTAIN REAL PROPERTY**

WHEREAS, the City Council for the City of Charlotte finds as a fact that it is necessary to acquire certain real property as indicated below, for Airport purposes pursuant to the Charlotte/Douglas International Airport Master Plan; and

WHEREAS, the City in good faith has undertaken to negotiate for the purchase of this property but has been unable to reach an agreement with the owner regarding just compensation, and, therefore, has been unable to negotiate a purchase price; and

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, utilizing the procedures of Article 9 of Chapter 136 of the North Carolina General Statutes as authorized by 7.81 of the Charter of the City of Charlotte, and otherwise under the authority and procedures of the laws of the State of North Carolina.

**Lot 113-131-13
7601 Newell Road**

Parties in Interest

Barbara K. Oliver	Fee
Robert F. Oliver	Fee
Duke Power Company	Easement
Southern Public Utilities Company	Easement
City/County Tax Collector	Ad Valorem taxes

Property description

BEGINNING at a point in Newell Road (State Road No. 1194), said point of beginning being the Northwesterly corner of that tract of land conveyed to Luther Gayle Shore and wife, Lou Ella Shore, by Deed dated April 22, 1976, from Pearl Oliver (widow), filed for record in the Mecklenburg County Registry, and running thence from said beginning point with the westerly line of the Luther Gayle Shore property South 10-49-22 East 206.29 feet to a point in the Susie G. McGee property line (now or formerly) South 74-36-50 West 82.07 feet to a point, the southeasterly corner of the Ed Windham property; thence with the Ed Windham property lien North 15-00-00 West 206.30 feet to a point in the right-of-way of said Newell Road (said Newell Road having a right-of-way 60 feet in width); thence running with a line in the right-of-way of Newell Road North 75-00-00 East 97.09 feet to the point and place of beginning, and being Tract II as shown on boundary survey of the rproperty of

Pearl Lovier made by Joespeh E. Dunnahoe, Registered Surveyor, dated
March 29, 1976.

Lot 113-131-04
7521 Newell Road

Parties in Interest

Barbara K. Oliver	Fee
Robert F. Oliver	Marital interest
Duke Power Company	Easement
Southern Public Utilities Company	Easement
City/County Tax Collector	Ad Valorem taxes

Property description

BEGINNING at the southerly edge of "Newell" Road, said beginning point lying S. 75 W. 400 feet from the intersection of the westerly margin of Stowe Belt Road (now known as Wallace Neel Road) and the southerly margin of "Newell" Road, and runs thence N. 75 E. 100 feet to the Thelma Bougard lot (now or formerly); thence in a southerly direction with the westerly line of the Bougard lot (now or formerly) S. 14-47-24 E. 202.78 feet to the old line; thence with the old line S. 74-15-49 W. 99.93 feet to the corner of the Charles Oliver Estate property (now or formerly) N. 14-48-40 W. 204.7 feet into the point or place of beginning.

Lot 113-131-03
7521 Newell Road

Parties in Interest

Barbara Knight Oliver	Fee
Robert F. Oliver	Marital Interest
Duke Power Company	Easement
Southern Public Utilities Company	Easement
City/County Tax Collector	Ad valorem taxes

Property description

BEGINNING at the stake in southerly edge of a thirty-foot road (Newell Road, SR #1194) 200 feet distance from the westerly edge of Stowe Belt Road (now Wallace Neel Road, SR #1196) and runs thence parallel with Wallace Neel Road S. 14-44-22 E. 201.5 feet, more or less to a stake in the McGee line; thence with the McGee line S. 74-15-49 W. 99.84 feet to a stake; thence N. 14-47-24 W. 202.78 feet parallel with Wallace Neel Road to a stake on the southerly edge of said Newell Road; thence with the southerly

edge of said road N. 75-00 E. 100 feet to the BEGINNING, and being part of the C.W. Newell land as shown on Map recorded in Map Book 4, Page 279, formerly a part of the H.D. Stowe Estate.

**Lot 113-131-05
7521 Newell Road**

Parties in Interest

Barbara Knight Oliver	Fee
Robert F. Oliver	Marital Interest
State of North Carolina	Judgment Lienor
Duke Power Company	Easement
Southern Public Utilities Company	Easement
City/County Tax Collector	Ad valorem taxes

Property description

BEGINNING at a point in Newell Road (State Road No. 1194), said beginning point being the northwesterly corner of that tract of land conveyed to Ed Leilon Windham and wife by deed dated August 4, 1966 and recorded in Book 2793, at Page 372, in the Mecklenburg County Registry, and being 400 feet from the westerly margin of Wallace Neal Road, and running thence with the Ed Windham property line South 15-18-40 East 204.87 feet to a point in the Susie G. McGee property line (now or formerly); thence running with the Susie G. McGee property line (now or formerly) South 74-36-50 West 130.49 feet to a point; thence a new line North 10-49-22 West 206.29 feet to a point within the right-of-way of Newell Road, said road having a 60 foot wide right-of-way; thence with a line in the right-of-way of Newell Road North 75-00-00 East 114.35 feet to the point and place of beginning and containing 0.577 acres, and being Tract No. I as shown on boundary survey of the property of Pearl Oliver dated March 29, 1976 made by Joseph J. Dunnehoe, registered surveyor.

Appraised Value

\$118,000 or such other amount as may be subsequently determined pursuant to applicable City, FAA or other Federal Regulations.

IT IS FURTHER RESOLVED that the appraised value of 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 28th day of July, 2003, the reference having been made in Minute Book 119, and recorded in full in Resolution Book 38, Pages 481-484.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 30th day of July, 2003.


Brenda R. Freeze, CMC, City Clerk

Oliver Parcel 3

A RESOLUTION AUTHORIZING CONDEMNATION PROCEEDINGS FOR THE
ACQUISITION OF CERTAIN REAL PROPERTY

WHEREAS, the City Council for the City of Charlotte finds as a fact that it is necessary to acquire certain real property as indicated below, for Airport purposes pursuant to the Charlotte/Douglas International Airport Master Plan; and

WHEREAS, the City in good faith has undertaken to negotiate for the purchase of this property but has been unable to reach an agreement with the owner regarding just compensation, and, therefore, has been unable to negotiate a purchase price; and

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, utilizing the procedures of Article 9 of Chapter 136 of the North Carolina General Statutes as authorized by 7.81 of the Charter of the City of Charlotte, and otherwise under the authority and procedures of the laws of the State of North Carolina.

**Lot 113-131-10
7721 Newell Road**

Parties in Interest

Barbara K. Oliver	Fee
Robert F. Oliver	Fee
Duke Power Company	Easement
Southern Public Utilities Company	Easement
City/County Tax Collector	Ad Valorem taxes

Property description

BEGINNING at an old iron in the southerly margin of the right of way of Newell Road (S.R. 1194), said iron also being the northeasterly front corner of the property of B.K. Oliver (now or formerly) as described in a deed recorded in Book 4766, Page 678 Mecklenburg Public Registry; thence from said point and place of beginning with the southerly margin of the right of way of Newell Road N 74-59-21 E 80.75 feet to a point in said margin; thence N 00-06-44 E 16.27 feet to a point in the center of the right of way of Newell Road; thence with the center of said right-of-way N 75-00 E 248.00 feet to a point in the center of said right-of-way; thence with the westerly boundary of the property of N.C. Windham (now or formerly) as described in a Deed recorded in Book 2086, Page 76, Mecklenburg County Public Registry, S 15-00 E 224.00 feet (passing through an old iron in the southerly margin of the right-of-way of Newell Road at 15.68 feet); thence S 74-36-50 W 308.11 feet to an iron; thence S 54-41-15 W 98.50 feet to an old iron,

said iron also being the southeasterly rear corner of the aforesaid Oliver property; thence with the easterly boundary of said Oliver property N 00-26-34 E 253.69 feet to the point and place of BEGINNING, containing 1.863 acres according to survey by Hugh E. White, Jr., NCRLS, dated January 18, 1988.

**Lot 113-131-12
7735 Newell Road**

Parties in Interest

Barbara Knight Oliver	Fee
Robert F. Oliver	Fee
Duke Power Company	Easement
Southern Public Utilities Company	Easement
City/County Tax Collector	Ad valorem taxes

Property description

BEGINNING at an old iron in the southerly edge of Newell Road, SR 1194, which old iron is the northeasterly corner of the Ratliff property, now or formerly, (See Mecklenburg County Deed Book 2975, Page 24) and runs thence with the southerly edge of said Newell Road N. 75 E. 104 feet to a point in the margin of Newell Road; thence S. 15 W. 254 feet to a point in the line of Susie McGee, nor or formerly, (See Mecklenburg County Deed Book 1446, Page 89); thence with the McGee line S. 55-07 W. 121.97 feet to an old iron located at the southeasterly corner of the Ratliff lot aforesaid; thence running with the Ratliff line N. 15 E. 296.37 feet to the point or place of BEGINNING.

Appraised Value

\$ 240,000 or such amount as may be subsequently determined pursuant to applicable City, FAA or other Federal Regulations.

IT IS FURTHER RESOLVED that the appraised value of 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 28th day of July, 2003, the reference having been made in Minute Book 119, and recorded in full in Resolution Book 38, Pages 485-487.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 30th day of July, 2003.


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

Oliver Parcel 4

A RESOLUTION AUTHORIZING CONDEMNATION PROCEEDINGS FOR THE
ACQUISITION OF CERTAIN REAL PROPERTY

WHEREAS, the City Council for the City of Charlotte finds as a fact that it is necessary to acquire certain real property as indicated below, for Airport purposes pursuant to the Charlotte/Douglas International Airport Master Plan; and

WHEREAS, the City in good faith has undertaken to negotiate for the purchase of this property but has been unable to reach an agreement with the owner regarding just compensation, and, therefore, has been unable to negotiate a purchase price; and

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, utilizing the procedures of Article 9 of Chapter 136 of the North Carolina General Statutes as authorized by 7.81 of the Charter of the City of Charlotte, and otherwise under the authority and procedures of the laws of the State of North Carolina.

**Lot 113-132-01
7706 Newell Road**

Parties in Interest

Barbara K. Oliver	Fee
Robert F. Oliver	Fee
Duke Power Company	Easement
Southern Public Utilities Company	Easement
City/County Tax Collector	Ad Valorem taxes

Property description

BEGINNING at an iron in the northerly edge of a 30 foot road (Newell Road) distant in a westerly direction with the northern line of said 30 foot road 1011.75 feet from the intersection of the westerly edge of Stowe Road (now Wallace Neal Road) and the northerly edge of said 30 feet road, and runs thence N. 15-00 W 169.15 feet to an iron on the northerly line of the Newell property (now or formerly); thence S 74-55-40 W 482.67 feet to an old axle iron, corner of Newell and Beach property (now or formerly); thence S 0-15 W. 174.70 feet to an iron on the northern edge of said 30 feet road; thence N 75-00 E with the northern edge of said 30 foot road 528.62 feet to the beginning, and being tract 14 of the C.W. Newell Property as shown on map recorded in the Mecklenburg Public Registry, said tract containing 1.96 acres. See map in book 7, page 285.

Less and except that property conveyed by those deeds recorded at Book 4190, Page 387, Book 4190, Page 390, and Book 4190, Page 393 all of the Mecklenburg Public Registry.

Lot 113-132-07
7744 Newell Road

Parties in Interest

Barbara K. Oliver	Fee
Robert F. Oliver	Marital Interest
Duke Power Company	Easement
Southern Public Utilities Company	Easement
City/County Tax Collector	Ad Valorem taxes

Property description

BEGINNING at a new iron pin in the northerly edge of Newell Road (State Road #1194), said pin being located S. 75 W. 1417.72 feet from the intersection of the westerly edge of Wallace Neal Road (formerly Stowe Belt Road) and the northerly edge of Newell Road, and runs thence with the northerly edge of Newell Road S 75 W 122.65 feet to an old iron; thence N 0-15 E 174.70 feet to an old iron; thence N 74-55-40 E 76.7 feet to a new iron pin; thence with the new line S 15 E 168.65 feet to the point of BEGINNING, as shown on a survey of Robert B. Pharr, R.S., dated April 27, 1966, revised May 15, 1979.

Lot 113-132-08
7736 Newell Road

Parties in Interest

Barbara K. Oliver	Fee
Robert F. Oliver	Marital Interest
Duke Power Company	Easement
Southern Public Utilities Company	Easement
City/County Tax Collector	Ad Valorem taxes

Property description

BEGINNING at a new iron pin in the northerly edge of Newell Road (State Road #1194), said pin being located S. 75 W. 1317.72 feet from the intersection of the westerly edge of Wallace Neal Road (formerly Stowe Belt Road) and the northerly edge of Newell Road, and runs thence with the northerly edge of Newell Road S 75 W 100 feet to a new iron pin; thence N 15 W 168.65 feet to a new iron; thence N 74-55-40 E 100 feet to a new iron pin; thence with the new line S 15 E 168.77 feet to the point of BEGINNING, as shown on a survey of Robert B. Pharr, R.S., dated April 27, 1966, revised May 15, 1979.

**Lot 113-132-09
7714 Newell Road**

Parties in Interest

Barbara K. Oliver	Fee
Robert F. Oliver	Marital Interest
Duke Power Company	Easement
Southern Public Utilities Company	Easement
City/County Tax Collector	Ad Valorem taxes

Property description

BEGINNING at a new iron pin in the northerly edge of Newell Road (State Road #1194), said pin being located S. 75 W. 1217.72 feet from the intersection of the westerly edge of Wallace Neal Road (formerly Stowe Belt Road) and the northerly edge of Newell Road, and runs thence with the northerly edge of Newell Road S 75 W 100 feet to a new iron pin; thence N 15 W 168.77 feet to a new iron; thence N 74-55-40 E 100 feet to a new iron pin; thence with the new line S 15 E 168.90 feet to the point of BEGINNING, as shown on a survey of Robert B. Pharr, R.S., dated April 27, 1966, revised May 15, 1979.

Appraised Value

\$ 280,000 or such amount as may be subsequently determined pursuant to applicable City, FAA or other Federal Regulations.

IT IS FURTHER RESOLVED that the appraised value of 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 28th day of July, 2003, the reference having been made in Minute Book 119, and recorded in full in Resolution Book 38, Pages 488-490

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 30th day of July, 2003.


Brenda R. Freeze, CMC, City Clerk

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 **N.C. 27/MOUNT HOLLY-HUNTERSVILLE ROAD 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 **N.C. 27/MOUNT HOLLY-HUNTERSVILLE ROAD PROJECT** and estimated to be approximately **30,080 square feet (0.691 acre) of fee-simple 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. 031-375-03, said property currently owned by **DAVID LEE KINNEY and spouse, if any; RICHARD GUINEY, JR. and spouse, if any; DAVID LEE KINNEY & RICHARD D. GUINEY, JR. FAMILY L. L. C., and Any Other Parties in Interest**, or the owners' successor-in-interest.

ESTIMATED JUST COMPENSATION:

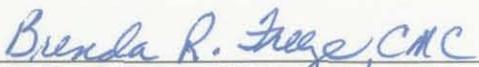
Such estimated just compensation as may be determined based upon the takings required by the final construction plans.

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 28th day of July, 2003, the reference having been made in Minute Book 119, and recorded in full in Resolution Book 38, Page 491.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 30th day of July, 2003.


Brenda R. Freeze, CMC, City Clerk

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 **FOXCROFT/FERNCLIFF STORM WATER CIP 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 **FOXCROFT/FERNCLIFF STORM WATER CIP PROJECT** and estimated to be approximately **619 square feet (0.014 acre) of permanent conservation easement** and any additional property or interest as the City may determine to complete the Project, as it relates to Tax Parcel No. 181-133-05, said property currently owned by **STARLING REID and wife, DEANNA REID; A. GRANT WHITNEY, Trustee; NATIONAL CITY MORTGAGE CO., Beneficiary; 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 28th day of July, 2003, the reference having been made in Minute Book 119, and recorded in full in Resolution Book 38, Page 492.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 30th day of July, 2003.

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

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 **MAGNOLIA/KIRKWOOD STORM WATER CIP 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 **MAGNOLIA/KIRKWOOD STORM WATER CIP PROJECT** and estimated to be approximately **1,554 square feet (0.036 acre) of permanent storm drainage 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. 151-033-53, said property currently owned by **WALTER PRESTON GRAY, JR. and wife, ALICE Q. GRAY, 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 28th day of July, 2003, the reference having been made in Minute Book 119, and recorded in full in Resolution Book 38, Page 493.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 30th day of July, 2003.


Brenda R. Freeze, CMC, City Clerk

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 **MAGNOLIA/KIRKWOOD STORM WATER CIP 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 **MAGNOLIA/KIRKWOOD STORM WATER CIP PROJECT** and estimated to be approximately **480 square feet (0.011 acre) of 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. 121-093-34, said property currently owned by **MDE PARTNERS; WILLIAM GLADSTONE, Trustee; UNITED CAROLINA BANK, Beneficiary; REPUBLIC BANK & TRUST CO., Trustee; CENTRAL CAROLINA BANK, Beneficiary; and Any Other Parties in Interest**, or the owners' successor-in-interest.

ESTIMATED JUST COMPENSATION:

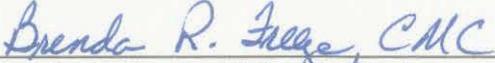
Such estimated just compensation as may be determined based upon the takings required by the final construction plans.

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 28th day of July, 2003, the reference having been made in Minute Book 119, and recorded in full in Resolution Book 38, Page 494.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 30th day of July, 2003.


Brenda R. Freeze, CMC, City Clerk

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 **MAGNOLIA/KIRKWOOD STORM WATER CIP 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 **MAGNOLIA/KIRKWOOD STORM WATER CIP PROJECT** and estimated to be approximately **480 square feet (0.011 acre) of 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. 121-093-35, said property currently owned by **MDE PARTNERS; WILLIAM GLADSTONE, Trustee; UNITED CAROLINA BANK, Beneficiary; REPUBLIC BANK & TRUST CO., Trustee; CENTRAL CAROLINA BANK, Beneficiary; 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 28th day of July, 2003, the reference having been made in Minute Book 119, and recorded in full in Resolution Book 38, Page 495.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 30th day of July, 2003.


Brenda R. Freeze, CMC, City Clerk

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 **MAGNOLIA/KIRKWOOD STORM WATER CIP 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 **MAGNOLIA/KIRKWOOD STORM WATER CIP PROJECT** and estimated to be approximately **10,873 square feet (0.250 acre) of permanent drainage 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. 121-093-36, said property currently owned by **ELIZABETH WHERELY and spouse, if any; THOMAS F. IRETON and DOUGLAS DOUGLAS, Co-Trustees; COLUMBIA NATIONAL INCORPORATED; TRSTE, INC., Trustee; WACHOVIA BANK, NATIONAL ASSOCIATION, Beneficiary, 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 28th day of July, 2003, the reference having been made in Minute Book 119, and recorded in full in Resolution Book 38, Page 496.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 30th day of July, 2003.


Brenda R. Freeze, CMC, City Clerk

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 **MAGNOLIA/KIRKWOOD STORM WATER CIP 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 **MAGNOLIA/KIRKWOOD STORM WATER CIP PROJECT** and estimated to be approximately **7,568 square feet (0.174 acre) of permanent conservation 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. 147-081-04, said property currently owned by **TULLY GRAY ELLIS, JR. and spouse, if any; PIEDMONT NATURAL GAS CO., Secured Party, 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 28th day of July, 2003, the reference having been made in Minute Book 119, and recorded in full in Resolution Book 38, Page 497.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 30th day of July, 2003.


Brenda R. Freeze, CMC, City Clerk

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 **MAGNOLIA/KIRKWOOD STORM WATER CIP 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 **MAGNOLIA/KIRKWOOD STORM WATER CIP PROJECT** and estimated to be approximately **3,432 square feet (0.079 acre) of permanent drainage easement** and any additional property or interest as the City may determine to complete the Project, as it relates to Tax Parcel No. 147-031-19, said property currently owned by **HARRY G. LAINIS and spouse, if any; SPRUILLCO LTD, Trustee; WASHINGTON MUTUAL BANK, FA, Beneficiary, 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 28th day of July, 2003, the reference having been made in Minute Book 119, and recorded in full in Resolution Book 38, Page 498.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 30th day of July, 2003.


Brenda R. Freeze, CMC, City Clerk

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 **MAGNOLIA/KIRKWOOD STORM WATER CIP 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 **MAGNOLIA/KIRKWOOD STORM WATER CIP PROJECT** and estimated to be approximately **3,218 square feet (0.074 acre) of permanent drainage easement** and any additional property or interest as the City may determine to complete the Project, as it relates to Tax Parcel No. 147-031-20, said property currently owned by **HARRY G. LAINIS and spouse, if any; JAMES T. BOLT, Trustee; REPUBLIC BANK AND TRUST COMPANY, Beneficiary; SPRUILLCO LTD., Trustee; WASHINGTON MUTUAL BANK, FA, Beneficiary, 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 28th day of July, 2003, the reference having been made in Minute Book 119, and recorded in full in Resolution Book 38, Page 499.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 30th day of July, 2003.


Brenda R. Freeze, CMC, City Clerk

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 **MAGNOLIA/KIRKWOOD STORM WATER CIP 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 **MAGNOLIA/KIRKWOOD STORM WATER CIP PROJECT** and estimated to be approximately **3,055 square feet (0.070 acre) of permanent drainage easement** and any additional property or interest as the City may determine to complete the Project, as it relates to Tax Parcel No. 147-031-21, said property currently owned by **HARRY G. LAINIS and spouse, if any; JAMES T. BOLT, Trustee; REPUBLIC BANK AND TRUST COMPANY, Beneficiary; SPRUILLCO LTD., Trustee; WASHINGTON MUTUAL BANK, FA, Beneficiary; 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 28th day of July, 2003, the reference having been made in Minute Book 119, and recorded in full in Resolution Book 38, Page 500.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 30th day of July, 2003.


Brenda R. Freeze, CMC, City Clerk

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 **MAGNOLIA/KIRKWOOD STORM WATER CIP 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 **MAGNOLIA/KIRKWOOD STORM WATER CIP PROJECT** and estimated to be approximately **1,393 square feet (0.032 acre) of permanent storm drainage easement** and any additional property or interest as the City may determine to complete the Project, as it relates to Tax Parcel No. 121-093-66, said property currently owned by **JOHN L. CARPENTER, JR. and wife, SUSAN CATHEY RAMSEY; CITY OF CHARLOTTE NEIGHBORHOOD DEVELOPMENT DEPARTMENT, Lienholder, 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 28th day of July, 2003, the reference having been made in Minute Book 119, and recorded in full in Resolution Book 38, Page 501.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 30th day of July, 2003.


Brenda R. Freeze, CMC, City Clerk

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 **MAGNOLIA/KIRKWOOD STORM WATER CIP 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 **MAGNOLIA/KIRKWOOD STORM WATER CIP PROJECT** and estimated to be approximately **3,671 square feet (0.084 acre) of permanent storm drainage easement** and any additional property or interest as the City may determine to complete the Project, as it relates to Tax Parcel No. 121-093-12, said property currently owned by **BOYD P. FALLS and wife, MAXINE G. FALLS, 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 28th day of July, 2003, the reference having been made in Minute Book 119, and recorded in full in Resolution Book 38, Page 502.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 30th day of July, 2003.


Brenda R. Freeze, CMC, City Clerk

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 **N.C. 27/MOUNT HOLLY-HUNTERSVILLE ROAD 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 **N.C. 27/MOUNT HOLLY-HUNTERSVILLE ROAD PROJECT** and estimated to be approximately **8,850 square feet (0.203 acre) of fee-simple 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. 031-375-02, said property currently owned by **DAVID LEE KINNEY & RICHARD GUINEY, JR. FAMILY, L.L.C., 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 28th day of July, 2003, the reference having been made in Minute Book 119, and recorded in full in Resolution Book 38, Page 503.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 30th day of July, 2003.


Brenda R. Freeze, CMC, City Clerk

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 **HICKORY GROVE ROAD WIDENING 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 **HICKORY GROVE ROAD WIDENING PROJECT** and estimated to be approximately **5,583 square feet (0.128 acre)**, and any additional property or interest as the City may determine to complete the Project, as it relates to Tax Parcel No. 107-312-08, said property currently owned by **VERNER N. JORDAN, JR. and wife, PATRICIA K. JORDAN, and Any Other Parties in Interest**, or the owners' successor-in-interest.

ESTIMATED JUST COMPENSATION:

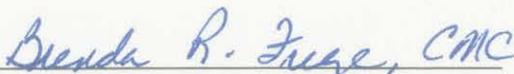
Such estimated just compensation as may be determined based upon the takings required by the final construction plans.

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 28th day of July, 2003, the reference having been made in Minute Book 119, and recorded in full in Resolution Book 38, Page 504.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 30th day of July, 2003.


Brenda R. Freeze, CMC, City Clerk

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 **HICKORY GROVE ROAD WIDENING 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 **HICKORY GROVE ROAD WIDENING PROJECT** and estimated to be approximately **2,107 square feet (0.048 acre)**, and any additional property or interest as the City may determine to complete the Project, as it relates to Tax Parcel No. 109-011-08, said property currently owned by **CURTIS S. MAY and wife, DEANNA ARGENIO-MAY; L. GORDON PFEFFERKORN, JR., Trustee; THE PFEFFERKORN COMPANY, Beneficiary, 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 28th day of July, 2003, the reference having been made in Minute Book 119, and recorded in full in Resolution Book 38, Page 505.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 30th day of July, 2003.


Brenda R. Freeze, CMC, City Clerk

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 **N.C. 27/MOUNT HOLLY-HUNTERSVILLE ROAD 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 **N.C. 27/MOUNT HOLLY-HUNTERSVILLE ROAD PROJECT** and estimated to be approximately **1,106 square feet (0.025 acre) of fee-simple**, and any additional property or interest as the City may determine to complete the Project, as it relates to Tax Parcel No. 031-141-04, said property currently owned by **SHERRY WILSON EDGE and spouse, if any, and Any Other Parties in Interest**, or the owners' successor-in-interest.

ESTIMATED JUST COMPENSATION:

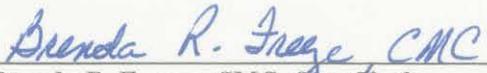
Such estimated just compensation as may be determined based upon the takings required by the final construction plans.

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 28th day of July, 2003, the reference having been made in Minute Book 119, and recorded in full in Resolution Book 38, Page 506.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 30th day of July, 2003.


Brenda R. Freeze, CMC, City Clerk

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 **MAGNOLIA/KIRKWOOD STORM WATER CIP 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 **MAGNOLIA/KIRKWOOD STORM WATER CIP PROJECT** and estimated to be approximately **3,415 square feet (0.078 acre) of permanent storm drainage 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. 121-093-65, said property currently owned by **ANDREW B. HAMMETT, JR. and spouse, if any, G. ROBERT TURNER, III, PENDER R. MCELROY, H. JOE KING, JR., J. HAROLD BARNES, JR., Co-Trustees; HOME FEDERAL SAVINGS AND LOAN ASSOCIATION, Beneficiary; SOUTHLAND ASSOCIATES, INC., Trustee; R. GRATTAN BROWN, JR., CHARLES A. NEALE, Co-Trustees; CENTRAL CAROLINA BANK AND TRUST COMPANY, Beneficiary; PRLAP, INC., Trustee; BANK OF AMERICA, Beneficiary; R. GRATTAN BROWN, JR., CHARLES A. NEALE, Co-Trustees, 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 28th day of July, 2003, the reference having been made in Minute Book 119, and recorded in full in Resolution Book 38, Page 507.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 30th day of July, 2003


Brenda R. Freeze, CMC, City Clerk

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 **HICKORY GROVE ROAD WIDENING 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 **HICKORY GROVE ROAD WIDENING PROJECT** and estimated to be approximately **1,949 square feet (0.045 acre)**, and any additional property or interest as the City may determine to complete the Project, as it relates to Tax Parcel No. 107-312-14, said property currently owned by **MARTHA DIANE BROWN and spouse, EDWIN L. BROWN (1/2 undivided interest); MADELINE W. CLINE and spouse, if any; (1/2 undivided interest); HEIRS AT LAW OF MADELINE W. CLINE; and Any Other Parties in Interest**, or the owners' successor-in-interest.

ESTIMATED JUST COMPENSATION:

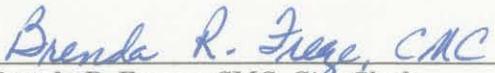
Such estimated just compensation as may be determined based upon the takings required by the final construction plans.

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 28th day of July, 2003, the reference having been made in Minute Book 119, and recorded in full in Resolution Book 38, Page 508.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 30th day of July, 2003.


Brenda R. Freeze, CMC, City Clerk

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 **HICKORY GROVE ROAD WIDENING 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 **HICKORY GROVE ROAD WIDENING PROJECT** and estimated to be approximately **2,425 square feet (0.056 acre)**, and any additional property or interest as the City may determine to complete the Project, as it relates to Tax Parcel No. 107-312-13, said property currently owned by **VERNER N. JORDAN and wife, PATRICIA K. JORDAN (1/2 undivided interest); MARTHA DIANE BROWN and spouse, if any; (1/4 undivided interest); MADELINE W. CLINE and spouse, if any; (1/4 undivided interest); HEIRS AT LAW OF MADELINE W. CLINE, 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 28th day of July, 2003, the reference having been made in Minute Book 119, and recorded in full in Resolution Book 38, Page 509.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 30th day of July, 2003.


Brenda R. Freeze, CMC, City Clerk

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 **MAGNOLIA/KIRKWOOD STORM WATER CIP 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 **MAGNOLIA/KIRKWOOD STORM WATER CIP PROJECT** and estimated to be approximately **3,415 square feet (0.078 acre) of permanent storm drainage 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. 121-093-65, said property currently owned by **ANDREW B. HAMMETT, JR. and spouse, if any, G. ROBERT TURNER, III, PENDER R. MCELROY, H. JOE KING, JR., J. HAROLD BARNES, JR., Co-Trustees; HOME FEDERAL SAVINGS AND LOAN ASSOCIATION, Beneficiary; SOUTHLAND ASSOCIATES, INC., Trustee; R. GRATTAN BROWN, JR., CHARLES A. NEALE, Co-Trustees; CENTRAL CAROLINA BANK AND TRUST COMPANY, Beneficiary; PRLAP, INC., Trustee; BANK OF AMERICA, Beneficiary; R. GRATTAN BROWN, JR., CHARLES A. NEALE, Co-Trustees, 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 28th day of July, 2003, the reference having been made in Minute Book 119, and recorded in full in Resolution Book 38, Page 507.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 30th day of July, 2003


Brenda R. Freeze, CMC, City Clerk

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 **HICKORY GROVE ROAD WIDENING 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 **HICKORY GROVE ROAD WIDENING PROJECT** and estimated to be approximately **1,949 square feet (0.045 acre)**, and any additional property or interest as the City may determine to complete the Project, as it relates to Tax Parcel No. 107-312-14, said property currently owned by **MARTHA DIANE BROWN and spouse, EDWIN L. BROWN (1/2 undivided interest); MADELINE W. CLINE and spouse, if any; (1/2 undivided interest); HEIRS AT LAW OF MADELINE W. CLINE; 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 28th day of July, 2003, the reference having been made in Minute Book 119, and recorded in full in Resolution Book 38, Page 508.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 30th day of July, 2003.


Brenda R. Freeze, CMC, City Clerk

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 **HICKORY GROVE ROAD WIDENING 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 **HICKORY GROVE ROAD WIDENING PROJECT** and estimated to be approximately **2,425 square feet (0.056 acre)**, and any additional property or interest as the City may determine to complete the Project, as it relates to Tax Parcel No. 107-312-13, said property currently owned by **VERNER N. JORDAN and wife, PATRICIA K. JORDAN (1/2 undivided interest); MARTHA DIANE BROWN and spouse, if any; (1/4 undivided interest); MADELINE W. CLINE and spouse, if any; (1/4 undivided interest); HEIRS AT LAW OF MADELINE W. CLINE, 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 28th day of July, 2003, the reference having been made in Minute Book 119, and recorded in full in Resolution Book 38, Page 509.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 30th day of July, 2003.


Brenda R. Freeze, CMC, City Clerk

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 **HICKORY GROVE ROAD WIDENING 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 **HICKORY GROVE ROAD WIDENING PROJECT** and estimated to be approximately **3,781 square feet (0.087 acre)**, and any additional property or interest as the City may determine to complete the Project, as it relates to Tax Parcel No. 107-312-09, said property currently owned by **MARTHA DIANE BROWN and spouse, EDWIN L. BROWN (1/2 undivided interest); MADELINE W. CLINE and spouse, if any (1/2 undivided interest); HEIRS AT LAW OF MADELINE W. CLINE, 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 28th day of July, 2003, the reference having been made in Minute Book 119, and recorded in full in Resolution Book 38, Page 510.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 30th day of July, 2003.


Brenda R. Freeze, CMC, City Clerk

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 **HASSELL PLACE SIDEWALK 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 **HASSELL PLACE SIDEWALK IMPROVEMENTS PROJECT** and estimated to be approximately **513 square feet (0.012 acre) of 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. 175-152-12, said property currently owned by **MINNIE GERTRUDE HARRIS and spouse, if any, 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 28th day of July, 2003, the reference having been made in Minute Book 119, and recorded in full in Resolution Book 38, Page 511.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 30th day of July, 2003.


Brenda R. Freeze, CMC, City Clerk

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 **N.C. 27/MOUNT HOLLY-HUNTERSVILLE ROAD 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 **N.C. 27/MOUNT HOLLY-HUNTERSVILLE ROAD PROJECT** and estimated to be approximately **16,290 square feet (0.374 acre) of fee-simple**, and any additional property or interest as the City may determine to complete the Project, as it relates to Tax Parcel No. 031-375-01, said property currently owned by **CALVIN B. THOMAS and spouse, if any, 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 28th day of July, 2003, the reference having been made in Minute Book 119, and recorded in full in Resolution Book 38, Page 512.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 30th day of July, 2003.


Brenda R. Freeze, CMC, City Clerk

FOR REGISTRATION JUDITH A. GIBSON
REGISTER OF DEEDS
MECKLENBURG COUNTY, NC
2003 AUG 20 11:09 AM
BK: 15952 PG: 721-724 FEE: \$18.00
INSTRUMENT # 2003192939



RESOLUTION CLOSING A PORTION OF THE CORNER OF SELWYN AVENUE AND QUEENS ROAD 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 a portion of the corner of Selwyn Avenue and Queens Road 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 the corner of Selwyn Avenue and Queens Road 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 public hearing was held on the 28th day of July, 2003 and City Council determined that the closing of a portion of the corner of Selwyn Avenue and Queens Road 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 July 28, 2003, that the Council hereby orders the closing of a portion of the corner of Selwyn Avenue and Queens Road in the City of Charlotte Mecklenburg County, North Carolina as shown in the map marked "Exhibit A", and is more particularly described by metes and bounds in document marked "Exhibit B", 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.

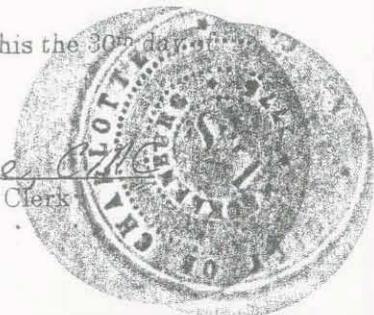
CERTIFICATION

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 28th day of July, 2003, the reference having been made in Minute Book 119, and recorded in full in Resolution Book 38, Pages 513-515.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 30th day of July, 2003.

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

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



CAROLINA SURVEYORS, INC.

P.O. Box 267 • PINEVILLE, NORTH CAROLINA 28134-0267 • (704) 889-7601 • FAX: (704) 889-7614

LEGAL DESCRIPTION – RIGHT-OF-WAY ABANDONMENT MYERS PARK BAPTIST CHURCH

BEGINNING at a point located on the southern right-of-way of Selwyn Avenue (existing 70-foot right-of-way) said located South 45-46-27 West 56.69 feet from the intersection of said southern right-of-way of Selwyn Avenue and the western right-of-way of Queens Road (existing 110-foot right-of-way) said point being the northwest corner of the property herein described; thence with a new right-of-way line South 72-20-18 East 53.35 feet to a point on said right-of-way of Queens Road; thence with said right-of-way of Queens Road with a circular curve to the right, having a radius of 2686.15, an arc length of 67.73 feet (chord: South 9-08-30 East 67.73 feet) to a point; thence with the old right-of-way line as shown in Map Book 230 Page 301 in the Mecklenburg County Public Registry North 66-36-23 West 110.83 feet to a point on the southern right-of-way of Selwyn Avenue thence with said right-of-way of Selwyn Avenue North 45-46-27 East 55.99 feet to the point and place of BEGINNING, containing 0.103 acres as shown on a survey by Carolina Surveyors, Inc., dated April 10, 2003.

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: 08/20/2003 11:09 AM
Book: RE 15952 Page: 721-724
Document No.: 2003192939
RESOL 4 PGS \$18.00
Recorder: MARILYN SMITH



2003192939

FOR REGISTRATION JUDITH A. GIBSON
REGISTER OF DEEDS
MECKLENBURG COUNTY, NC
2003 AUG 20 11:09 AM
BK: 15952 PG: 725-728 FEE: \$18.00
INSTRUMENT # 2003192940



RESOLUTION CLOSING A PORTION OF BLAKENEY HEATH ROAD 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 a portion of Blakeney Heath Road 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 Blakeney Heath Road 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 public hearing was held on the 28th day of July, 2003 and City Council determined that the closing of a portion of Blakeney Heath Road 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 July 28, 2003, that the Council hereby orders the closing of a portion of Blakeney Heath Road in the City of Charlotte Mecklenburg County, North Carolina as shown in the map marked "Exhibit A", and is more particularly described by metes and bounds in document marked "Exhibit B", 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.

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 28th day of July, 2003, the reference having been made in Minute Book 119, and recorded in full in Resolution Book 38, Pages 516-518.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this 28th day of July, 2003.

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

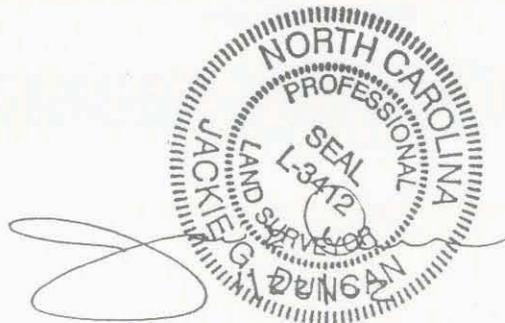
Brenda R. Freeze, CMC
Brenda R. Freeze, CMC, City Clerk



EXHIBIT "B"

**LEGAL DESCRIPTION FOR ABANDONMENT OF A PORTION OF BLAKENEY ROAD,
BEING LOCATED IN PROVIDENCE TOWNSHIP, MECKLENBURG COUNTY, NORTH
CAROLINA, AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:**

TO FIND THE POINT OF BEGINNING, COMMENCE FROM A #4 REBAR ON THE NORTHEAST CORNER OF LOT 179 OF FIELDSTONE SUBDIVISION PHASE 1 MAP 2 RECORDED IN MAP BOOK 28, PAGE 567 IN THE MECKLENBURG COUNTY REGISTER OF DEEDS; THENCE CONTINUING ON THE COMMON LINE OF FIELDSTONE SUBDIVISION PHASE 1 MAP 2 AND THE PROPERTY OWNED BY BLAKENEY HEATH PARTNERSHIP RECORDED IN DEED BOOK 6396, PAGE 229 IN SAID REGISTRY N12°22'09"E A DISTANCE OF 107.42 ' TO A SET #4 REBAR ON THE NORTHERN RIGHT OF WAY OF BLAKENEY ROAD, SAID POINT BEING THE TRUE POINT AND PLACE OF BEGINNING. THENCE COMMENCING FROM SAID BEGINNING POINT ON THE NORTHERN RIGHT-OF-WAY OF BLAKENEY ROAD (A 60' PUBLIC RIGHT-OF-WAY) THE FOLLOWING 9 CALLS AND DISTANCES AS FOLLOWS: (1) S51°46'48"E A DISTANCE OF 76.83'; (2) S60°29'47"E A DISTANCE OF 94.26'; (3) S73°38'16"E A DISTANCE OF 93.67'; (4) S84°35'18"E A DISTANCE OF 95.66'; (5) N89°49'01"E A DISTANCE OF 94.73'; (6) N89°20'05"E A DISTANCE OF 248.12'; (7) N84°45'11"E A DISTANCE OF 103.97'; (8) N80°40'10"E A DISTANCE OF 97.56'; (9) N79°41'55"E A DISTANCE OF 324.98' TO A SET #4 REBAR ON THE NORTHERN RIGHT-OF-WAY OF BLAKENEY ROAD; THENCE LEAVING THE NORTHERN RIGHT-OF-WAY OF BLAKENEY ROAD S10°25'34"E A DISTANCE OF 60.00' TO A SET #4 REBAR ON THE SOUTHERN RIGHT-OF-WAY OF BLAKENEY ROAD; THENCE COMMENCING ALONG SAID RIGHT-OF-WAY THE FOLLOWING 7 CALLS AND DISTANCES: (1) S79°41'55"W A DISTANCE OF 325.62'; (2) S80°40'10"W A DISTANCE OF 100.20'; (3) S84°45'11"W A DISTANCE OF 108.51'; (4) S89°20'05"W A DISTANCE OF 250.78'; (5) S89°49'01"W A DISTANCE OF 97.92'; (6) N84°35'18"W A DISTANCE OF 104.34'; (7) N73°38'16"W A DISTANCE OF 111.81; THENCE ALONG A CIRCULAR CURVE TO THE LEFT WITH A RADIUS OF 280.47' AND A CHORD BEARING OF N33 DEGREES 00'30"W , A CHORD DISTANCE OF 117.98' AND AN ARC LENGTH OF 118.87' TO A SET #4 REBAR; THENCE FROM SAID #4 REBAR N 45 DEGREES 08'16"W A DISTANCE OF 69.60' TO THE POINT AND PLACE OF BEGINNING; CONTAINING A TOTAL OF 1.562 ACRES AS SHOWN ON THE EXHIBIT MAP TITLED "EXHIBIT "A" MAP FOR RIGHT-OF-WAY ABANDONMENT OF BLAKENEY ROAD" BY STANTEC CONSULTING, INC; DATED 1-15-02; JOB NO. 73000161; TO WHICH REFERENCE IS HEREBY MADE FOR A MORE COMPLETE DESCRIPTION.

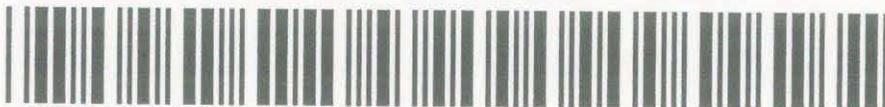


Drawn by: City of Charlotte
Return to: City of Charlotte - Box



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

Filed For Registration: 08/20/2003 11:09 AM
Book: RE 15952 Page: 725-728
Document No.: 2003192940
RESOL 4 PGS \$18.00
Recorder: MARILYN SMITH



2003192940

FOR REGISTRATION JUDITH A. GIBSON
REGISTER OF DEEDS
MECKLENBURG COUNTY, NC
2003 AUG 20 11:09 AM
BK: 15952 PG: 729-739 FEE: \$39.00

INSTRUMENT # 2003192941



2003192941

RESOLUTION CLOSING PORTIONS OF NORTH BREVARD STREET, EAST 5TH STREET AND FOUR ALLEYWAYS BOUNDED BY NORTH CALDWELL STREET, EAST TRADE STREET, EAST 5TH STREET AND CITY RAIL CORRIDOR 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 portions of N. Brevard Street, E. 5th Street and four alleyways which calls for a public hearing on the question and:

WHEREAS, the petitioner has caused a copy of the Resolution of Intent to close portions of N. Brevard Street, E. 5th Street and four alleyways 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 public hearing was held on the 28th day of July, 2003 and City Council determined that the closing of portions of N. Brevard Street, E. 5th Street and four alleyways 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 July 28, 2003, that the Council hereby orders the closing of portions of N. Brevard Street, E. 5th Street and four alleyways in the City of Charlotte Mecklenburg County, North Carolina as shown in the map marked "Exhibit A", and is more particularly described by metes and bounds in document marked "Exhibit B", 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.

CERTIFICATION

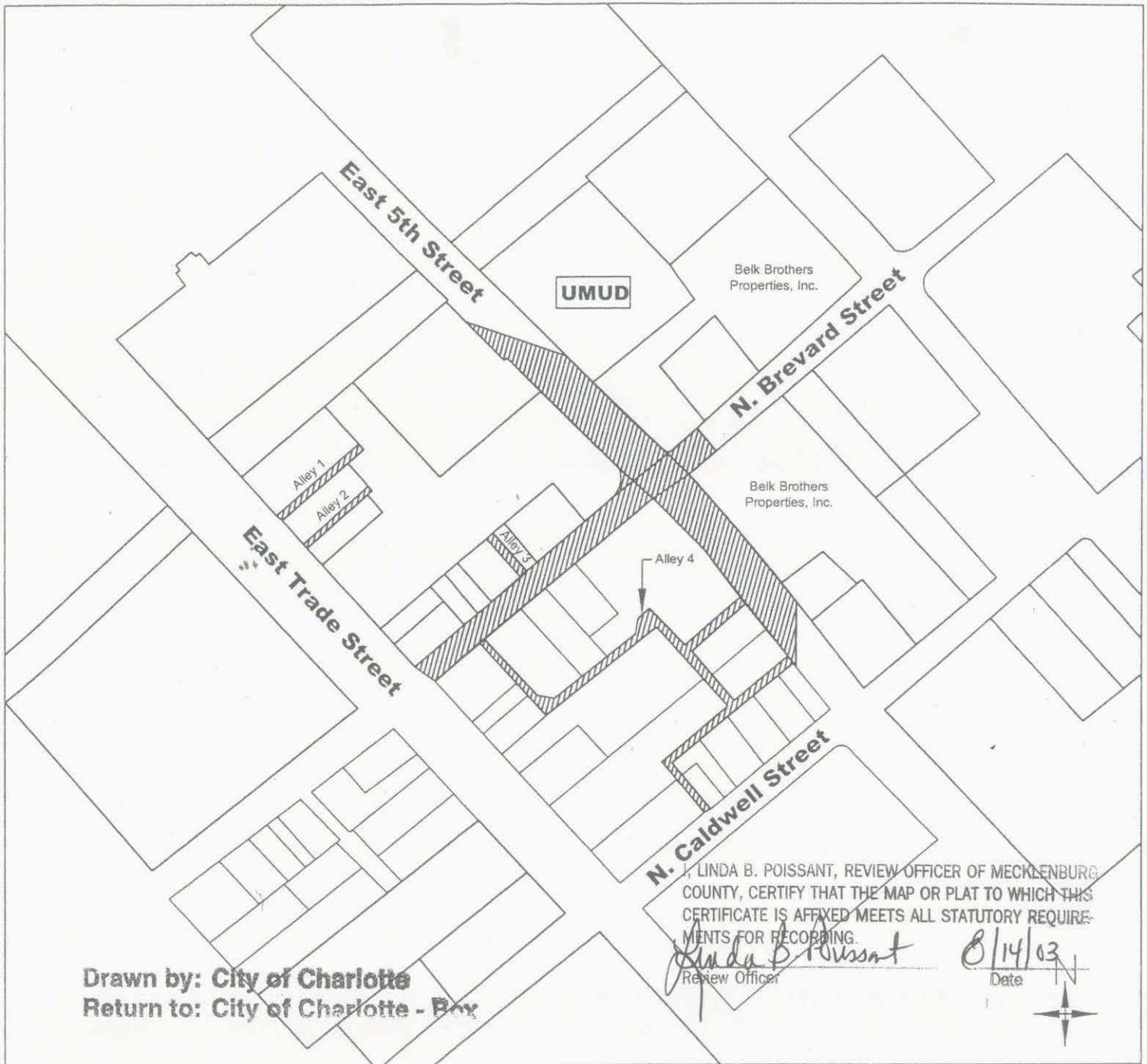
I, Brenda R. Freeze, City Clerk of the City of Charlotte, North Carolina, DO HEREBY CERTIFY that the foregoing is a true and exact copy of a Resolution adopted by the City Council of the City of Charlotte, North Carolina, in regular session convened on the 28th day of July, 2003, the reference having been made in Minute Book 119, and recorded in full in Resolution Book 38, Pages 519-528.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 20th day of July, 2003.

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

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



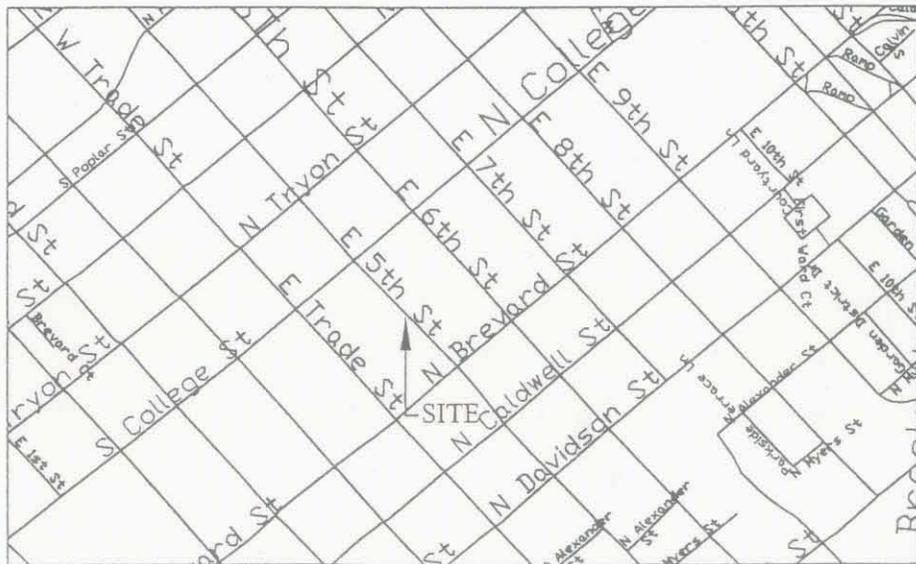


Drawn by: City of Charlotte
 Return to: City of Charlotte - Box

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

8/14/03
 Date



CITY OF CHARLOTTE
DEPARTMENT OF TRANSPORTATION
 Development Services Division

Right-of Way Abandonment Petition: #03-09
 Scale 1" = 200'

N. Brevard Street, 5th Street and four alleyways

Right-of Way Abandoned

LEGAL DESCRIPTION
STREET AREA 1A
PORTION OF NORTH BREVARD STREET TO BE ABANDONED
0.1051 ACRES
NORTH BREVARD STREET, CHARLOTTE, N.C.

That certain portion of North Brevard Streets, situated, lying and being in Charlotte, North Carolina, and being more particularly described as follows:

To arrive at the true point of **BEGINNING** commence at N.C.G.S. Monument MO55; thence run North 37-29-25 East 2146.45 feet (ground distance) to a new nail in the existing northeasterly margin of East Trade Street (variable width public right-of-way); thence with the existing northeasterly margin of East Trade Street the following (3) courses and distances: 1) North 42-56-05 West, passing through a new nail at 60.37 feet, a total distance of 63.10 feet to a point in the proposed northwesterly right-of-way of East Fifth Street; said point being the southerly corner of Area 4; 2) North 42-26-06 West 81.84 feet to a new nail; 3) North 42-26-06 West 239.68 feet to a new nail in the southwesterly corner of said portion of North Brevard Street to be abandoned; thence with the northeasterly margin of aforesaid East Trade Street North 42-31-05 West 39.39 feet to a new nail in the southerly corner of Area 2, said point being in the northerly margin of existing North Brevard Street; thence with the southeasterly line of Area 2 North 50-22-44 East, passing through an existing iron pipe at 197.65 feet, a total distance of 219.99 feet to a point in the southwesterly corner of Area 17; thence with the southerly line of Area 17 North 50-22-44 East 86.02 feet to an existing iron pipe in the southeasterly line of aforesaid Area 2; thence with the southeasterly line of Area 2 the following (5) courses and distances: 1) North 50-22-44 East 45.61 feet to a new nail; 2) with the arc of a circular curve to the left, having a radius of 30.68 feet, an arc length of 51.09 feet (chord: North 02-40-27 East 45.39 feet) to a new nail, said point being in the existing westerly margin of East Fifth Street; 3) North 45-01-51 West 214.91 feet to a new nail; 4) South 48-45-32 West 6.90 feet to a new nail; 5) North 45-01-50 West 63.40 feet to a point in the proposed new westerly right-of-way of East Fifth Street; thence with the proposed new right-of-way of East Fifth Street the following (2) courses and distances: 1) with the arc of a circular curve to the left, having a radius of 226.09 feet, an arc length of 142.45 feet (chord: North 71-47-13 East 140.10 feet) to a point; 2) North 88-48-26 East 5.22 feet to a point in the northerly corner of Area 16, said point being in the easterly margin of existing East Fifth Street; thence with the southwesterly line of Area 16 South 45-09-19 East 50.99 feet to a new nail in the northwesterly corner of Area 7; thence with the southwesterly line of Area 7 the following (2) courses and distances: 1) South 45-10-04 East 132.04 feet to a new nail; 3) with the arc of a circular curve to the left, having a radius of 6.00 feet, an arc length of 8.85 feet (chord: South 87-25-32 East 8.07 feet) to a new nail in the existing northerly margin of North Brevard Street; and running thence from said **POINT OF BEGINNING** with the southerly line of Area 7 North 50-18-59 East 110.06 feet to a point in the proposed westerly right-of-way of East Fifth Street; thence with the proposed westerly right-of-way of East Fifth Street with the arc of a circular curve to the right, having a radius of 262.50 feet, an arc length of 41.18 feet (chord: South 47-26-15 East 41.13 feet) to a point in the northerly corner of Area 8, said point being in the existing southerly margin of North Brevard Street; thence with the westerly line of Area 8 South 50-18-59 West 113.39 feet to a new nail in the existing easterly margin of East Fifth Street; thence North 42-48-09 West 40.82 feet to the point and place of **BEGINNING**; containing 4,576 square feet or 0.1051 acres of land as shown on a survey prepared by R.B. Pharr & Associates, P.A. dated April 30, 2003 bearing File No. W-2890RM3, said plat being recorded in Map Book 39, Page 551 of the Mecklenburg County Public Registry.

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

LEGAL DESCRIPTION
STREET AREA 2
PORTION OF EAST FIFTH STREET TO BE ABANDONED
0.7457 ACRES
EAST FIFTH STREET, CHARLOTTE, N.C.

That certain portion of East Fifth Street, situated, lying and being in Charlotte, North Carolina, and being more particularly described as follows:

To arrive at the true point of **BEGINNING** commence at N.C.G.S. Monument MO55; thence run North 37-29-25 East 2146.45 feet (ground distance) to a new nail in the existing northeasterly margin of East Trade Street (variable width public right-of-way); thence with the existing northeasterly margin of East Trade Street the following (3) courses and distances: 1) North 42-56-05 West, passing through a new nail at 60.37 feet, a total distance of 63.10 feet to a point in the proposed northwesterly right-of-way of East Fifth Street; said point being the southerly corner of Area 4; 2) North 42-26-06 West 81.84 feet to a new nail; 3) North 42-26-06 West 239.68 feet to a new nail in the southwesterly corner of said portion of North Brevard Street to be abandoned; thence with the northeasterly margin of aforesaid East Trade Street North 42-31-05 West 39.39 feet to a new nail in the southerly corner of Area 2, said point being in the northerly margin of existing North Brevard Street; thence with the southeasterly line of Area 2 North 50-22-44 East, passing through an existing iron pipe at 197.65 feet, a total distance of 219.99 feet to a point in the southwesterly corner of Area 17; thence with the southerly line of Area 17 North 50-22-44 East 86.02 feet to an existing iron pipe in the southeasterly line of aforesaid Area 2; thence with the southeasterly line of Area 2 the following (2) courses and distances: 1) North 50-22-44 East 45.61 feet to a new nail; 2) with the arc of a circular curve to the left, having a radius of 30.68 feet, an arc length of 51.09 feet (chord: North 02-40-27 East 45.39 feet) to a new nail, said point being in the existing westerly margin of East Fifth Street; and running thence from said **POINT OF BEGINNING** with the northerly line of Area 2 the following (3) courses and distances: 1) North 45-01-51 West 214.91 feet to a new nail; 2) South 48-45-32 West 6.90 feet to a new nail; 3) North 45-01-50 West 63.40 feet to a point in the proposed new westerly right-of-way of East Fifth Street; thence with the proposed new right-of-way of East Fifth Street the following (2) courses and distances: 1) with the arc of a circular curve to the left, having a radius of 226.09 feet, an arc length of 142.45 feet (chord: North 71-47-13 East 140.10 feet) to a point; 2) North 88-48-26 East 5.22 feet to a point in the northerly corner Area 16, said point being in the easterly margin of existing East Fifth Street; thence with the southwesterly line of Area 16 South 45-09-19 East 50.99 feet to an existing railroad spike in the northwesterly corner of Area 7; thence with the westerly line of Area 7 the following (2) courses and distances: 1) South 45-10-04 East 132.04 feet to a new nail; 2) with the arc of a circular curve to the left, having a radius of 6.00 feet, an arc length of 8.85 feet (chord: South 87-25-32 East 8.07 feet) to a new nail in the existing northerly margin of North Brevard Street; thence South 42-48-09 East 40.82 feet to a new nail in the northwesterly corner of Area 8; thence with the westerly line of Area 8 the following (2) courses and distances: 1) South 42-44-38 East 91.32 feet to a new nail; 2) South 37-22-38 East 113.72 feet to an existing iron rod in the northwesterly corner of Area 6; thence with the westerly line of Area 6 South 37-24-45 East 32.77 feet to a point in the proposed new right-of-way of East Fifth Street; thence with the proposed new right-of-way of East Fifth Street the following (3) courses and distances: 1) South 06-01-57 West 26.97 feet to a point; 2) with the arc of a circular curve to the left, having a radius of 197.55, an arc length of 50.59 feet, (chord: South 01-18-20 East 50.45 feet) to a point; 3) with the arc of a reverse circular curve to the right, having a radius of 53.50 feet, an arc length of 16.32 feet (chord: South 00-05-43 West 16.25 feet) to a point in southeasterly corner of aforesaid Area 4, said point being in the existing westerly margin of East Fifth Street; thence with the easterly line of Area 4 the following (6) courses and distances: 1) North 39-44-03 West 9.78 feet to an existing iron rod; 2) North 40-47-25 West 11.73 feet to an existing iron rod; 3) North 38-52-18 West 14.36 feet to a new iron rod; 4) North 37-24-45 West 35.83 feet to an existing iron pipe; 5) North 37-22-52 West 148.11 feet to an existing iron pipe; 6) North 42-44-38 West 89.55 feet to a new nail in the existing southerly margin of North Brevard Street; thence North 48-59-14 West 73.75 feet to the point and place of **BEGINNING**; containing 32,483 square feet of 0.7457 acres of land as shown on a survey prepared by R.B. Pharr & Associates, P.A. dated April 30, 2003 bearing File No. W-2890RM3, said plat being recorded in Map Book 39, Page 551 of the Mecklenburg County Public Registry.

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

Exhibit B-1

LEGAL DESCRIPTION
ALLEY "1" TO BE REMOVED FROM PUBLIC DEDICATION
0.0154 ACRES
EAST TRADE STREET, CHARLOTTE, N.C.

That certain 4.50 foot alley situated, lying and being in Charlotte, North Carolina, and being more particularly described as follows:

To arrive at the true point of **BEGINNING** commence at a new nail in the southerly corner of Lot 1, Arena Site, Map 1-Revised as recorded in Map Book 38, Page 917 of the Mecklenburg County Public Registry, said new nail being in the northerly intersection of East Trade Street and North Brevard Street (variable public rights-of-way); thence run with the easterly margin of East Trade Street North 43-08-08 West, passing through new nails in the southerly and northerly margins of a 2.00 foot alley at 217.30 feet and 219.30 feet, a total distance of 266.00 feet to a new nail; and running thence from said **POINT OF BEGINNING** with the easterly margin of East Trade Street North 43-08-08 West 4.50 feet to a new nail; thence with the westerly line of Lot 1 the following (3) courses and distances: 1) North 49-11-29 East 149.18 feet to a point; 2) South 42-39-38 East 4.50 feet to a point; 3) South 49-11-29 West 149.14 feet to the point and place of **BEGINNING**; containing 671 square feet or 0.0154 acres of land as shown on a survey prepared by R.B. Pharr & Associates, P.A. (File No. W-2890RM1), said map being recorded in Map Book 39, Page 473 of the Mecklenburg County Public Registry.

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

Exhibit B-2

LEGAL DESCRIPTION
STREET AREA 1
PORTION OF NORTH BREVARD STREET TO BE ABANDONED
0.3582 ACRES
NORTH BREVARD STREET, CHARLOTTE, N.C.

That certain portion of North Brevard Street, situated, lying and being in Charlotte, North Carolina, and being more particularly described as follows:

To arrive at the true point of **BEGINNING** commence at N.C.G.S. Monument MO55; thence run North 37-29-25 East 2146.45 feet (ground distance) to a new nail in the existing northeasterly margin of East Trade Street (variable width public right-of-way); thence with the existing northeasterly margin of East Trade Street the following (3) courses and distances: 1) North 42-56-05 West, passing through a new nail at 60.37 feet, a total distance of 63.10 feet to a point in the proposed northwesterly right-of-way of East Fifth Street; said point being the southerly corner of Area 4; 2) North 42-26-06 West 81.84 feet to a new nail; 3) North 42-26-06 West 239.68 feet to a new nail in the southwesterly corner of said portion of North Brevard Street to be abandoned; and running thence from said **POINT OF BEGINNING** with the northeasterly margin of aforesaid East Trade Street North 42-31-05 West 39.39 feet to a new nail in the southerly corner of Area 2, said point being in the northerly margin of existing North Brevard Street; thence with the southeasterly line of Area 2 North 50-22-44 East, passing through an existing iron pipe at 197.65 feet, a total distance of 219.99 feet to a point in the southwesterly corner of Area 17; thence with the southerly line of Area 17 North 50-22-44 East 86.02 feet to an existing iron pipe in the southeasterly line of aforesaid Area 2; thence with the southeasterly line of Area 2 the following (2) courses and distances: 1) North 50-22-44 East 45.61 feet to a new nail; 2) with the arc of a circular curve to the left, having a radius of 30.68 feet, an arc length of 51.09 feet (chord: North 02-40-27 East 45.39 feet) to a new nail, said point being in the existing westerly margin of East Fifth Street; thence South 48-59-14 East 73.75 feet to a new nail in the existing southerly margin of North Brevard Street, said point being in the northerly corner of Area 4; thence with the northerly line of Area 4 South 50-21-20 West, passing through existing iron pipes at 143.18 feet and 194.55 feet, a total distance of 392.17 feet to the point and place of **BEGINNING**; containing 15,604 square feet of 0.3582 acres of land as shown on a survey prepared by R.B. Pharr & Associates, P.A. dated April 30, 2003 bearing File No. W-2890RM3, said plat being recorded in Map Book 39, Page 551 of the Mecklenburg County Public Registry.

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

LEGAL DESCRIPTION
ALLEY "3" TO BE REMOVED FROM PUBLIC DEDICATION
0.0159 ACRES
NORTH BREVARD STREET, CHARLOTTE, N.C.

That certain variable width alley situated, lying and being in Charlotte, North Carolina, and being more particularly described as follows:

To arrive at the true point of **BEGINNING** commence at a new nail in the southerly corner of Lot 1, Arena Site, Map 1-Revised as recorded in Map Book 38, Page 917 of the Mecklenburg County Public Registry, said new nail being in the northerly intersection of East Trade Street and North Brevard Street (variable public rights-of-way); thence run with the northerly margin of North Brevard Street North 50-22-35 East 187.65 feet to a new nail; and running thence from said **POINT OF BEGINNING** with the easterly line of Lot 1 the following (3) courses and distances: 1) North 42-35-12 West 69.31 feet to a point; 2) North 49-21-32 East 10.00 feet to an existing iron rod; 3) South 42-34-49 East 69.49 feet to an existing iron rod in the northerly margin of aforesaid North Brevard Street; thence with the northerly margin of North Brevard Street South 50-22-35 West 10.00 feet to the point and place of **BEGINNING**; containing 693 square feet or 0.0159 acres of land as shown on a survey prepared by R.B. Pharr & Associates, P.A. (File No. W-2890RM), said map being recorded in Map Book 39, Page 473 of the Mecklenburg County Public Registry.

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

LEGAL DESCRIPTION
ALLEY "2" TO BE REMOVED FROM PUBLIC DEDICATION
0.0055 ACRES
EAST TRADE STREET, CHARLOTTE, N.C.

That certain 2.00 foot alley situated, lying and being in Charlotte, North Carolina, and being more particularly described as follows:

To arrive at the true point of **BEGINNING** commence at a new nail in the southerly corner of Lot 1, Arena Site, Map 1-Revised as recorded in Map Book 38, Page 917 of the Mecklenburg County Public Registry, said new nail being in the northerly intersection of East Trade Street and North Brevard Street (variable public rights-of-way); thence run with the easterly margin of East Trade Street North 43-08-08 West 217.30 feet to a new nail; and running thence from said **POINT OF BEGINNING** with the easterly margin of said East Trade Street North 43-08-08 West 2.00 feet to a new nail; thence with westerly line of Lot 1 the following (3) courses and distances: 1) North 49-11-29 East 120.00 feet to a point; 2) South 43-08-08 East 2.00 feet to a point; 3) South 49-11-29 West 120.00 feet to the point and place of **BEGINNING**; containing 240 square feet or 0.0055 acres of land as shown on a survey prepared by R.B. Pharr & Associates, P.A. (File No. W-2890RM1), said map being recorded in Map Book 39, Page 473 of the Mecklenburg County Public Registry.

LEGAL DESCRIPTION
ALLEY "4" TO BE REMOVED FROM PUBLIC DEDICATION
0.1961 ACES

NORTH CALDWELL, EAST FIFTH & NORTH BREVARD STREETS, CHARLOTTE, N.C.

That certain variable width alley situated, lying and being in Charlotte, North Carolina, and being more particularly described as follows:

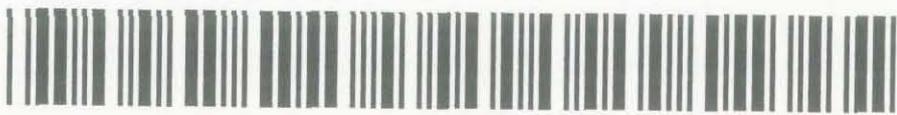
BEGINNING at a new nail in the northerly margin of North Brevard Street (variable public right-of-way), said point being in the easterly corner of Lot 11, Arena Site, Map 1-Revised as recorded in Map Book 38, Page 917 of the Mecklenburg County Public Registry; and running thence from said **POINT OF BEGINNING** with the northeasterly line of Lot 11 North 42-55-36 West 60.24 feet to an existing iron rod in the easterly corner of Lot 10, of said Map Book 38, Page 917; thence with the easterly line of Lot 10 the following (3) courses and distances: 1) North 42-55-36 West 35.50 feet to a point; 2) North 50-59-02 East 124.43 feet to a point; 3) North 42-36-15 West 49.50 feet to a point in the easterly corner of Lot 9, of said Map Book 38, Page 917; thence with the northerly line of Lot 9 the following (2) courses and distances: 1) North 42-36-15 West 98.47 feet to a point; 2) South 50-50-16 West 193.05 feet to a point in the easterly corner of Lot 8, of said Map Book 38, Page 917; thence with the northeasterly line of Lot 8 North 42-38-23 West 40.51 feet to a point in the easterly corner of Lot 7, of said Map Book 38, Page 917; thence with the northeasterly line of Lot 7 42-38-23 West 19.99 feet to a point in the easterly corner of Lot 6, of said Map Book 38, Page 917; thence with the northeasterly line of Lot 6 North 42-38-23 West 80.10 feet to a new nail in the southerly margin of North Brevard Street (variable public right-of-way) thence with the southerly margin of North Brevard Street North 50-21-20 East 9.69 feet to a new nail in the westerly corner of Lot 5, of said Map Book 38, Page 917; thence with the southwesterly line of Lot 5 the following (3) courses and distances: 1) South 42-38-23 East 120.50 feet to a point; 2) South 82-31-20 East 13.95 feet to a point; 3) North 50-50-16 East 52.57 feet to a point in the southerly corner of Lot 3, of said Map Book 38, Page 917; thence with the southerly line of Lot 3 the following (6) courses and distances: 1) North 50-50-16 East 44.66 feet to a point; 2) North 49-00-22 East 47.45 feet to a point; 3) North 37-13-35 East 15.24 feet to a point; 4) North 50-17-35 East 22.63 feet to a point; 5) South 42-36-15 East 57.78 feet to a point; 6) North 49-55-05 East 102.40 feet to a new nail in the westerly margin of East Fifth Street (variable public right-of-way); thence with the westerly margin of East Fifth Street South 37-22-52 East 9.78 feet to a new nail in the northerly corner of Lot 16, of said Map Book 38, Page 917; thence with the northerly line of Lot 16 the following (2) courses and distances: 1) South 49-27-01 West 101.47 feet to a point; 2) South 42-36-15 East 45.00 feet to an existing iron rod in the westerly corner of Lot 15, of said Map Book 38, Page 917; thence with the southwesterly line of Lot 15 the following (2) courses and distances: 1) South 42-36-15 East 48.00 feet to a point; 2) North 52-25-49 East 93.62 feet to a new iron rod in the westerly margin of aforesaid East Fifth Street; thence with the westerly margin of East Fifth Street South 39-44-03 East 7.91 feet to an existing iron rod in the northerly corner of Lot 14, of said Map Book 38, Page 917; thence with the northwesterly line of Lot 14 the following (2) courses and distances: 1) South 50-24-38 West 27.72 feet to an existing nail; 2) South 50-24-38 West 46.99 feet to an existing iron rod in the northerly corner of Lot 13, of said Map Book 38, Page 917; thence with the northerly line of Lot 13 the following (2) courses and distances: 1) South 50-59-02 West 142.81 feet to a point; 2) South 43-16-32 East 26.82 feet to an existing nail in the westerly corner of Lot 12, of said Map Book 38, Page 917; thence with the westerly line of Lot 12 South 42-55-36 East 60.24 feet to a new nail in the northerly margin of aforesaid North Caldwell Street; thence with the northerly margin of North Caldwell Street South 50-19-38 West 8.40 feet to the point and place of **BEGINNING**; containing 8,541 square feet or 0.1961 acres of land as shown on a survey prepared by R.B. Pharr & Associates, P.A. (File No. W-2890RM1), said map being recorded in Map Book 39, Page 473 of the Mecklenburg County Public Registry.

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: 08/20/2003 11:09 AM
Book: RE 15952 Page: 729-739
Document No.: 2003192941
RESOL 11 PGS \$39.00
Recorder: MARILYN SMITH



2003192941

FOR REGISTRATION JUDITH A. GIBSON
REGISTER OF DEEDS
MECKLENBURG COUNTY, NC
2003 AUG 20 11:09 AM
BK: 15952 PG: 740-743 FEE: \$18.00

INSTRUMENT # 2003192942



2003192942

RESOLUTION CLOSING A PORTION OF PERRIN PLACE 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 a portion of Perrin Place 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 Perrin Place 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 the City of Charlotte and all other owners of existing underground utilities and telecommunications to maintain their facilities as shown on the attached map marked Exhibit A.

WHEREAS, the public hearing was held on the 28th day of July, 2003 and City Council determined that the closing of a portion of Perrin Place 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 July 28, 2003, that the Council hereby orders the closing of a portion of Perrin Place in the City of Charlotte Mecklenburg County, North Carolina as shown in the map marked "Exhibit A", and is more particularly described by metes and bounds in document marked "Exhibit B", 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.

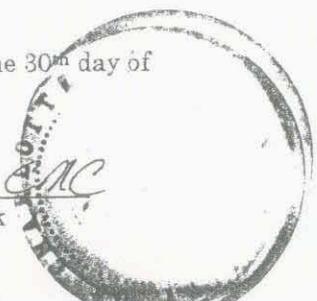
CERTIFICATION

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 28th day of July, 2003, the reference having been made in Minute Book 119, and recorded in full in Resolution Book 38, Pages 529-531.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 30th day of July, 2003.

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

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



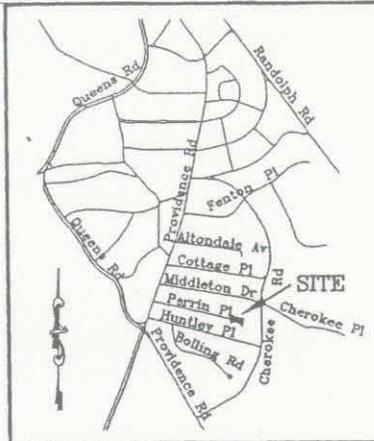
3

EXHIBIT A

NORTH CAROLINA, MECKLENBURG COUNTY
 I, PAUL F. AKERS PLS No. L-4144
 CERTIFY THAT THIS PLAT WAS DRAWN UNDER MY SUPERVISION FROM AN ACTUAL SURVEY MADE UNDER MY SUPERVISION FROM INFORMATION SHOWN ON FACE OF MAP; THAT ANY LINES NOT ACTUALLY SURVEYED APPEAR AS BROKEN LINES AND WERE PLOTTED FROM INFORMATION AS NOTED ON THE PLAT; THAT THE RATIO OF PRECISION AS CALCULATED BY LATITUDES AND DEPARTURES IS 1:10,000; THAT THE AREA IS COMPUTED BY COORDINATE METHOD; THAT THIS PLAT WAS PREPARED IN ACCORDANCE WITH G.S. 47-30 AS AMENDED. WITNESS MY ORIGINAL SIGNATURE, REGISTRATION NUMBER, AND SEAL THIS THE 14TH DAY OF MARCH, 2000

Paul F. Akers 04/14/00

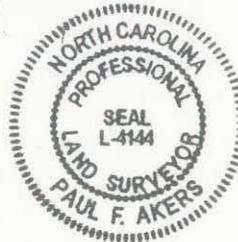
PROFESSIONAL LAND SURVEYOR



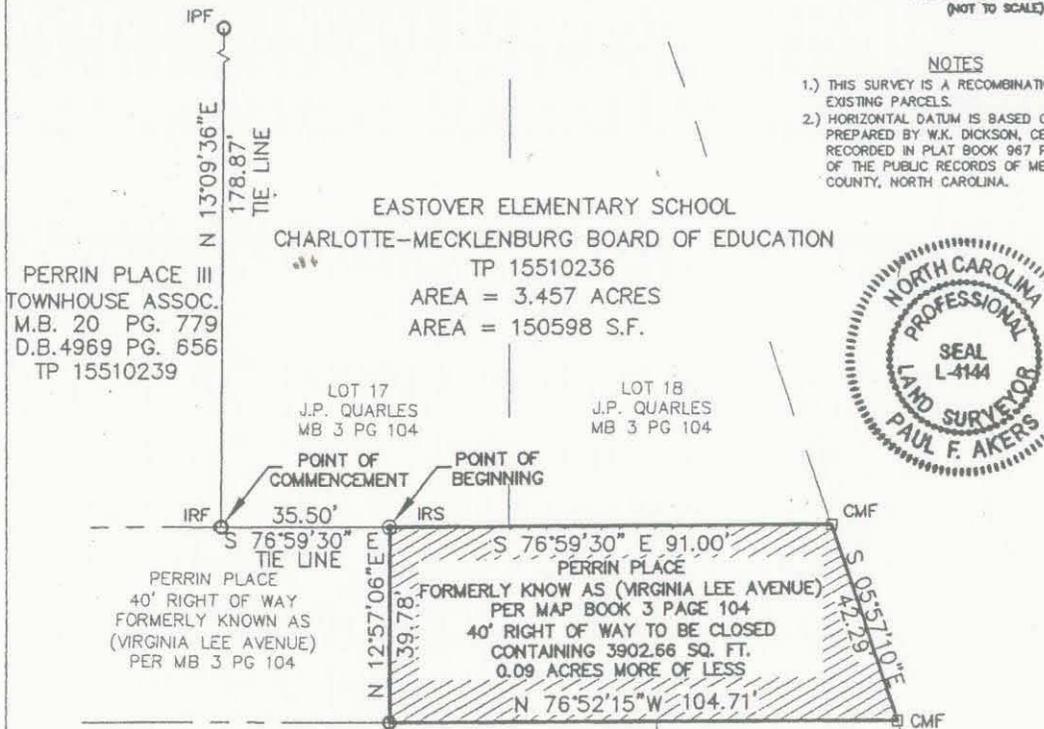
VICINITY MAP
(NOT TO SCALE)

NOTES

- 1.) THIS SURVEY IS A RECOMBINATION OF EXISTING PARCELS.
- 2.) HORIZONTAL DATUM IS BASED ON THE PLAT PREPARED BY W.K. DICKSON, CE. AND RECORDED IN PLAT BOOK 967 PAGE 573 OF THE PUBLIC RECORDS OF MECKLENBURG COUNTY, NORTH CAROLINA.



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* 8/14/03
 Date
 Review Officer



EASTOVER ELEMENTARY SCHOOL
 CHARLOTTE-MECKLENBURG BOARD OF EDUCATION
 TP 15510236
 AREA = 3.457 ACRES
 AREA = 150598 S.F.

PERRIN PLACE III
 TOWNHOUSE ASSOC.
 M.B. 20 PG. 779
 D.B. 4969 PG. 656
 TP 15510239

PERRIN PLACE
 40' RIGHT OF WAY
 FORMERLY KNOWN AS
 (VIRGINIA LEE AVENUE)
 PER MB 3 PG 104

LOT 16
 A.L. GOODE
 MB 3 PG 104

LOT 17
 A.L. GOODE
 MB 3 PG 104

PERRIN PLACE III
 TOWNHOUSE ASSOC.
 M.B. 21 PG. 861
 D.B. 5523 PG. 623
 TP 15510399

EASTOVER ELEMENTARY SCHOOL
 CHARLOTTE-MECKLENBURG BOARD OF EDUCATION
 TP 15510236
 AREA = 3.457 ACRES
 AREA = 150598 S.F.

LEGEND

- CMF □ = CONCRETE MONUMENT FOUND
- IRF ○ = IRON ROD FOUND
- IPF ○ = IRON PIPE FOUND
- IRS ⊙ = IRON ROD SET

GRAPHIC SCALE



(IN FEET)
 1 inch = 30 ft.

STREET CLOSING SURVEY FOR
PERRIN PLACE
 FORMERLY KNOWN AS
 (VIRGINIA LEE AVENUE)

CITY OF CHARLOTTE
 MECKLENBURG COUNTY
 NORTH CAROLINA

AREA IN R/W TO BE CLOSED = 3902.66 S.F.

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

DATE	REVISION	INITIAL

MCKIM & CREED
 2300 Sardis Road North, Suite A
 Charlotte, North Carolina 28227
 Phone: (704)841-2588, Fax: (704)841-2567

JOB NUMBER: 1377-0005-CLOSE
 DWG. NUMBER: 1377-0005
 SHEET NUMBER: 1 OF 1
 PROJ. SURVEYOR: PFA
 DRAWN BY: PFA
 FIELD BOOK: C57 PG. 52
 COMPUTER FILE: 1377/0005/CLOSE.DWG

EXHIBIT B

Legal Description

Closing a portion of Perrin Place
(Formerly known as Virginia Lee Avenue)

A portion of Perrin Place (a 40' wide right of way, formerly known as Virginia Lee Avenue) and recorded in map book 3, page 104 of the public records of Mecklenburg County, North Carolina. Said portion having the following adjoining owners: On the North, East, and South by Charlotte-Mecklenburg Board of Education (Eastover Elementary School), and on the West by the remaining portion of Perrin Place (a 40' wide right of way formerly known as Virginia Lee Avenue). Said portion being more particularly described by metes and bounds as follows.

Commencing at a point in the northerly margin of Perrin Place (a 40' wide right of way), said point also being the southeast corner of Perrin Place III Town homes as recorded in map book 20, page 779 of the public records of Mecklenburg County, North Carolina run S 76°59'30" E along said northerly margin and along the southerly line of Lot 17, J.P. Quarles as recorded in map book 3, page 104 of the public records of Mecklenburg County, North Carolina for a distance of 35.50 feet to the **Point of Beginning**: Thence continue S 76°59'30" E along said line and along the southerly line of Lots 17 and 18, J.P. Quarles as recorded in map book 3, page 104 of the public records of Mecklenburg County, North Carolina for a distance of 91.00 feet to the southeast corner of said Lot 18; Thence run S 05°57'10" E along the easterly margin of said Perrin Place (Formerly known as Virginia Lee Avenue) for a distance of 42.29 feet to the northeasterly corner of Lot 17, A.L. Goode as recorded in map book 3, page 104 of the public records of Mecklenburg County, North Carolina; Thence run N 76°52'15" W along the northerly lines of Lots 17 and 16, A.L. Goode as recorded in map book 3, page 104 of the public records of Mecklenburg County, North Carolina and along the southerly margin of said Perrin Place for a distance of 104.71 feet to the northwesterly corner of said Lot 16; Thence run N 12°57'06" E for a distance of 39.78 feet to the northerly margin of said Perrin Place and the **Point of Beginning**.

Containing 3902.66 square feet 0.09 acres more or less.

Paul F. Akers
Paul F. Akers
PLS #L-4144

04/14/00
April 14, 2000



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: 08/20/2003 11:09 AM
Book: RE 15952 Page: 740-743
Document No.: 2003192942
RESOL 4 PGS \$18.00
Recorder: MARILYN SMITH



2003192942

RESOLUTION
OF THE
CHARLOTTE, NORTH CAROLINA CITY COUNCIL
TO
IMPOSE AND USE A PASSENGER FACILITY CHARGE

WHEREAS, the City of Charlotte, North Carolina ("City") is owner, operator and Federal Aviation Administration ("FAA") sponsor of the Charlotte/Douglas International Airport ("Airport"); and

WHEREAS, the City has approved a program of capital improvements for the Airport ("2003 Capital Projects") for the purposes of, among other things: preserving or enhancing safety, security or capacity of the Airport and the national air transportation system; reducing and mitigating noise impacts of Airport operations; and furnishing opportunities for enhanced competition between or among air carriers; and

WHEREAS, pursuant to the authority granted by the United States Congress the FAA has promulgated a Federal Air Regulation ("Regulation") allowing owners, operators and sponsors, operating commercial airports such as the Airport, to impose a Passenger Facility Charge ("PFC") on passengers enplaning commercial passenger aircraft at the airports and to use the proceeds thereof to fund the Allowable Costs (as defined in the Regulation) of Eligible Projects (as defined in the Regulation) as provided and described in the Regulation; and

WHEREAS, the City believes certain costs of certain projects in the Airport's 2003 Capital Projects would be so allowable and eligible; and

WHEREAS, the City believes a PFC would be an equitable means to raise revenues to fund some or all of the said Allowable Costs of Eligible Projects of the Airport's 2003 Capital Projects.

NOW, THEREFORE, the City Council hereby resolves that:

1) The Aviation Director is authorized and directed to apply to the FAA, for and in the name of the City, for approval to impose a PFC at the Airport of \$3.00 per enplaning passenger and to use the resulting net revenues to pay the Allowable Costs of the Eligible Projects of the Airport's 2003 Capital Projects including, when appropriate, annual payments of principal and interest ("Debt Service") on bonds issued to finance the costs of the Eligible Projects, to the

maximum extent said revenues may be available and to the maximum extent consistent with the Regulation; and the Aviation Director is authorized and directed to take all such reasonable actions as necessary or desirable to obtain approval of said application.

2) Said PFC shall be collected by the commercial air carriers on behalf of and remitted monthly to the City for so long as may be necessary to make those payments, including Debt Service, or portions of Debt Service payments, arising out of and directly associated with Allowable Costs of Eligible Projects, or such shorter period as may be required by the Regulation.

3) With respect to that class of air carriers comprising only those air carriers operating under FAR Part 135 and which provide only on-demand non-scheduled service and do not sell tickets to individual passengers enplaning their aircraft at the Airport ("Air Taxis") the City Council finds that:

a) requiring Air Taxis operating at the Airport to collect the PFC would not generate a substantial amount of PFC revenues for the City and would be an undue burden to the Air Taxis; "

b) said Air Taxis enplane less than one percent (1%) of all passengers enplaned at the Airport; and

c) said Air Taxis, therefore, should be exempted from the requirement of collecting the PFC at the Airport and the Aviation Director is hereby directed to include in said application a request that Air Taxis be so exempted.

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 28th day of July, 2003, the reference having been made in Minute Book 119, and recorded in full in Resolution Book 38, Pages 532-533.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 30th day of July, 2003.


Brenda R. Freeze, CMC, City Clerk

RESOLUTION AUTHORIZING THE EXCHANGE OF REAL PROPERTY AND IMPROVMENTS BETWEEN THE CITY OF CHARLOTTE, COUNTY OF MECKLENBURG AND THE CHARLOTTE HOUSING AUTHORITY FOR THE REDEVELOPMENT OF THE FIRST WARD PARK AREA.

WHEREAS, the City of Charlotte desires to redevelop the current First Ward Park into a mixed-use development as recommended in the First Ward Plan; and

WHEREAS, Mecklenburg County desires to relocate the existing First Ward Park to a site that is more centrally located with respect to the residential population of First Ward; and

WHEREAS, the Charlotte Housing Authority desires to redevelop its property along Seventh Street adjacent to the current First Ward Park into residential and office space; and

WHEREAS, the parties have agreed to exchange land for the purpose of the aforementioned projects in order to facilitate the development of First Ward in accordance with the terms and conditions of a "Memorandum of Understanding for the Transfer of Land in Charlotte's First Ward" which the City Council for the City of Charlotte authorized the City Manager to execute on May 14, 2001;

NOW THEREFORE, BE IT RESOLVED, that the City of Charlotte is authorized to exchange real property in accordance with the terms and conditions stated in the "Memorandum of Understanding for the Transfer of Land in Charlotte's First Ward" as executed by the parties hereto and that the City Manager is authorized to execute any and all documents necessary to effectuate said exchange.

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 28th day of July, 2003, the reference having been made in Minute Book 119, and recorded in full in Resolution Book 38, Page 534.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 30th day of July, 2003.


Brenda R. Freeze, CMC, City Clerk