

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 Carmel Road Widening; 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 locate all the parties in interest, and has, therefore, 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:

Parties in Interest

Danny Kimbrell McGinnis; JoBeth Privette McGinnis; First Liberty Bank; Any Other Parties in Interest.

Property Description

416.20 square feet for fee-simple; 666.21 square feet for a 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. 209-311-62.

Appraised Value

\$ 1,400.00 or such appraised value as may be determined based upon the takings required by the final construction plans.

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.

Approved as to form:

Henry W. Threlkhill Jr.
City Attorney

CERTIFICATION

I, Brenda R. Freeze, City Clerk of the City of Charlotte, North Carolina, do hereby certify that the foregoing is a true and exact copy of a Resolution adopted by the City Council of the City of Charlotte, North Carolina in regular session convened on the 9th day of May, 1994, the reference having been made in Minute Book 104 and recorded in full in Resolution Book 32, Page(s) 252-253.

WITNESS my hand and corporate seal of the City of Charlotte, North Carolina, this the 12th day of May, 1994.

Brenda R. Freeze
Brenda R. Freeze, 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 Carmel Road Widening; 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 locate all the parties in interest, and has, therefore, 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:

Parties in Interest

Paul D. Wadsworth; Anna H. Wadsworth; Robert L. Kennedy, Jr., d/b/a Carolina Mortgage Services, Beneficiary; Sturnbridge Homeowners Association; Any Other Parties in Interest.

Property Description

1,654.17 square feet for fee-simple; 38 square feet for down-guy easement; 1,053.16 square feet for a 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. 209-311-77.

Appraised Value

\$ 14,400.00 or such appraised value as may be determined based upon the takings required by the final construction plans.

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.

Approved as to form:

Henry W. Underhill, Jr.
City Attorney

CERTIFICATION

I, Brenda R. Freeze, City Clerk of the City of Charlotte, North Carolina, do hereby certify that the foregoing is a true and exact copy of a Resolution adopted by the City Council of the City of Charlotte, North Carolina in regular session convened on the 9th day of May, 1994, the reference having been made in Minute Book 104 and recorded in full in Resolution Book 32, Page(s) 254-255.

WITNESS my hand and corporate seal of the City of Charlotte, North Carolina, this the 12th day of May, 1994.

Brenda R. Freeze, City Clerk

RESOLUTION CLOSING Shadowview Drive
LOCATED BETWEEN Hollowood Place
AND N.C. Hwy. 16
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 Shadowview Drive which calls for a public hearing on the question; and

WHEREAS, the petitioner has caused a copy of the Resolution of Intent to Close Shadowview Dr. to be sent by registered or certified mail to all owners of property adjoining the said street (or portion thereof), and prominently posted a notice of the closing and public hearing in at least two places along Shadowview Drive, all as required by G. S. 160-299; and

WHEREAS, the public hearing was held on the 9th day of May, 1994, and City Council determined that the closing of Shadowview Drive 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 May 9, 1994, that the Council hereby orders the closing of Shadowview Drive in the City of Charlotte, Mecklenburg County, North Carolina as described below:

(Metes and Bounds Description)
EXHIBIT "B"

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 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 9th day of May, 1994, the reference having been made in Minute Book 104 and recorded in full in Resolution Book 32, Page 256-258.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this 12th day of May, 1994.

Brenda R. Freeze
Brenda R. Freeze, City Clerk

May 9, 1994
 Resolution Book 22 Page 257A



CHORD BEARING
 S 05°26'30" W
 N 84°33'30" W

TANGENT
 20.57'
 30.39'

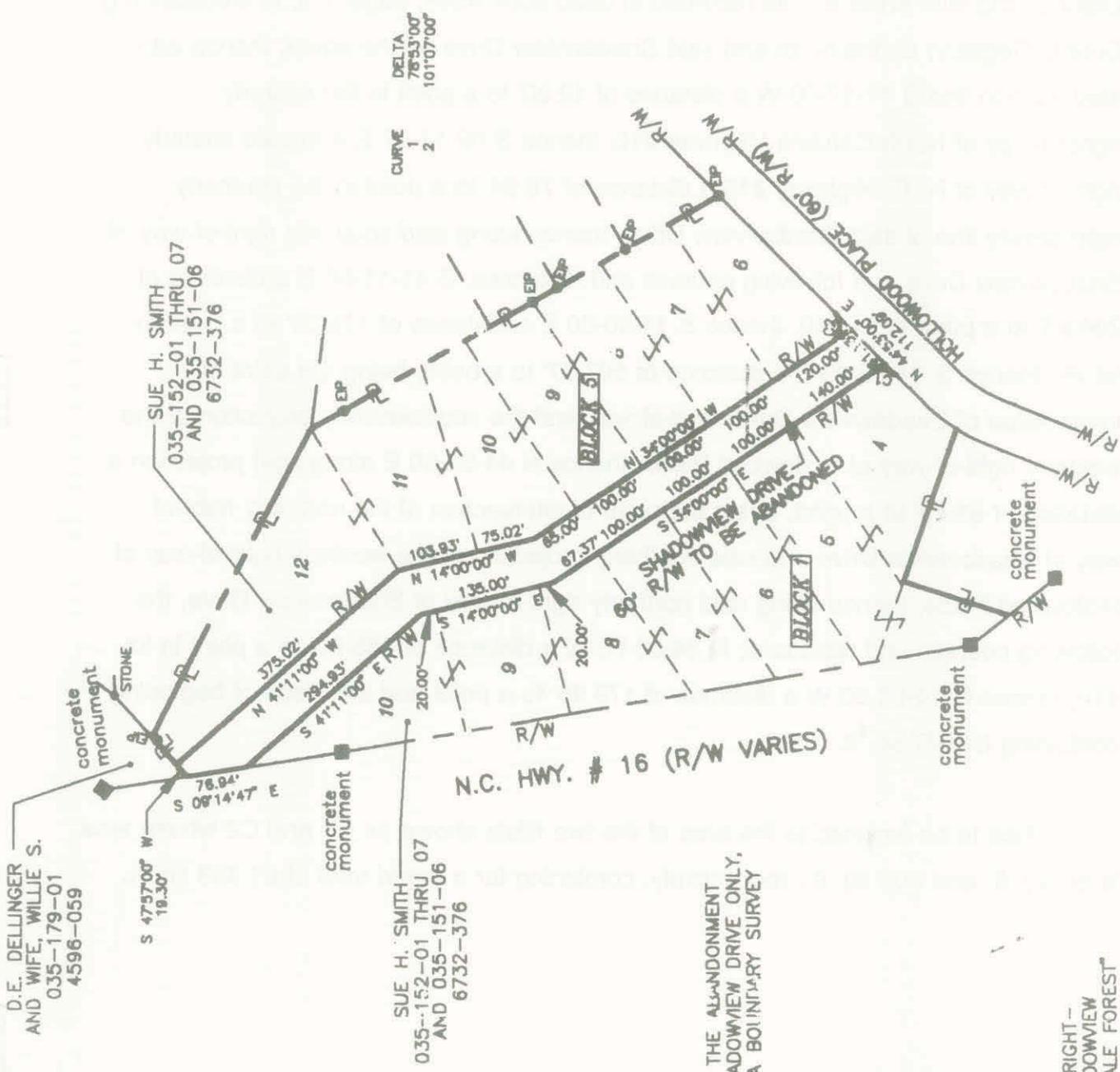
CHORD
 31.76'
 38.81'

ARC
 34.42'
 44.12'

RADIUS
 25.00'
 25.00'

DELTA
 78°53'00"
 101°07'00"

CURVE
 1
 2



THIS MAP WAS PREPARED FOR THE ABANDONMENT OF THE RIGHT-OF-WAY OF SHADOWVIEW DRIVE ONLY, AND IS NOT INTENDED TO BE A BOUNDARY SURVEY OF THE PROPERTY SHOWN.

THE SOURCE OF THE HIGHWAY RIGHT-OF-WAY INFORMATION FOR SHADOWVIEW DRIVE WAS TAKEN FROM "OAKDALE FOREST" SUBDIVISION PLAT, MAP BOOK 8, PAGE 217, AS RECORDED IN THE MECKLENBURG COUNTY REGISTRY.

CHARLOTTE-MECKLENBURG UTILITY DEPARTMENT
 ENGINEERING DIVISION
 CHARLOTTE, NORTH CAROLINA

398-92-604
 Job No. File No.

PLAT
 PROFILE

Scale: 1" = 200'

Hor: NA
 Vert: NA

As Built: _____
 Date: _____

Surveyed By: _____
 Designed By: _____
 OLC Drawn By: _____
 Project-Eng: _____

1/1/83
 Date

1
 Sheet of

TO BE CONVEYED TO
 SUE H. SMITH

RIGHT-OF-WAY ABANDONMENT OF SHADOWVIEW DRIVE

No.	Date	By	Revision

RIGHT - OF - WAY ABANDONMENT
OF
SHADOWVIEW DRIVE

Being a portion of lands as shown on a subdivision plat of Oakdale Forest as recorded in map book 8, page 217, in Mecklenburg County Registry, and being more particularly described as follows: Beginning at a point in the northerly right-of-way of Shadowview Drive, said point also being the common corner of lot #11 on the south and lot #12 on the north, as shown on said plat, running thence N 41-11-00 W along said right-of-way of Shadowview Drive a distance of 375.02' to a point, said point being the southwesterly corner of lot #12 and in the division line between D. E. Dillinger and wife Willie S. , as recorded in deed book 4596, page 059, in Mecklenburg County Registry, on the north and said Shadowview Drive on the south, thence with said division line S 47-57-00 W a distance of 19.30' to a point in the easterly right-of-way of North Carolina Highway #16, thence S 09-14-47 E with said easterly right-of-way of N. C. Highway #16 a distance of 76.94' to a point in the southerly right-of-way line of said Shadowview Drive, thence along said southerly right-of-way of Shadowview Drive, the following courses and distances, S 41-11-00 E a distance of 294.93' to a point in lot #10, thence S 14-00-00 E a distance of 175.00' to a point in lot #8, thence S 34-00-00 E a distance of 507.37' to a point, being the point of intersection of Shadowview Drive right-of-way and the southwesterly projection of the westerly right-of-way of Hollowood Place, thence N 44-53-00 E along said projection a distance of 61.13' to a point, being the point of intersection of the northerly right-of-way of Shadowview Drive and said southerly projection of the westerly right-of-way of Hollowood Place, thence along said northerly right-of-way of Shadowview Drive, the following courses and distances; N 34-00-00 W a distance of 485.00' to a point in lot #10, thence N 14-00-00 W a distance of 178.95' to a point and the place of beginning, containing 61,047 sq. ft.

Also to be included is the area of the two fillets shown as C1 and C2 whose area is 84 sq. ft. and 208 sq. ft., respectively, combining for a grand total of 61,339 sq. ft.

RESOLUTION CLOSING PORTIONS OF GIBBS AND TINNIN STREETS
LOCATED BETWEEN INTERSTATE HIGHWAY 77
AND PROPERTY OF DUKE POWER COMPANY
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 Gibbs and Tinnin Streets 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 Gibbs and Tinnin Streets to be sent by registered or certified mail to all owners adjoining the said portion of said streets, and prominently posted a notice of the closing and public hearing in at least two places along Gibbs and Tinnin Streets, all as required by G.S. 160A-299; and

Whereas, the public hearing was held on the 9th day of May, 1994, and City Council determined that the closing of portions of Gibbs and Tinnin Streets 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 May 9, 1994, that the Council hereby orders the closing of portions of Gibbs and Tinnin Streets in the City of Charlotte, Mecklenburg County, North Carolina as described below:

Beginning at a concrete monument found in the easterly right of way limit of Interstate Highway 77, said point being 125.25 feet east of the centerline of said Interstate Highway 77, thence S 67°40'16" E 99.99 feet along the southerly property line of Duke Power Company, to an iron pipe found in the westerly right of way limit of Gibbs Street at its intersection with Tinnin Street, thence S 21°42'41" W 39.55 feet across Tinnin Street to an iron pipe set in the southerly right of way limit of Tinnin Street, thence with the southerly right of way limit of Tinnin Street N 67°38'31" W 60.82 feet to an iron pipe found being the north westerly corner of Duke Power Company, thence S 22°05'25" W 110.32 feet along the westerly property line of Duke Power Company to an iron pipe found, thence continuing along the westerly property line of Duke Power Company S 20°46'37" W 102.06 feet to a concrete monument found in the northerly right of way of Oaklawn Avenue, thence with the northerly right of way limit of Oaklawn Avenue N 70°05'15" W 33.24 feet to a concrete monument found in the easterly right of way limit of Interstate Highway 77 said concrete monument being 133.03 feet east of the centerline of Interstate Highway 77, thence with the easterly right of way limit of Interstate Highway 77 N 19°39'24" E 213.99 feet to a concrete monument also in the easterly right of way limit of Interstate Highway 77 thence continuing along the easterly right of way limit of Interstate Highway 77 N 22°51'54" E 39.50 feet to the point of beginning containing 0.276 acres.

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 Freeze, 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 9th day of May, 1994, ~~1994~~ the reference having been made in Minute Book 104, ~~Page XXXXXXXXXX~~ and recorded in full in Resolution Book 32, Pages 259-262

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina this 12th day of May, 1994.

Brenda R. Freeze

Brenda R. Freeze, City Clerk

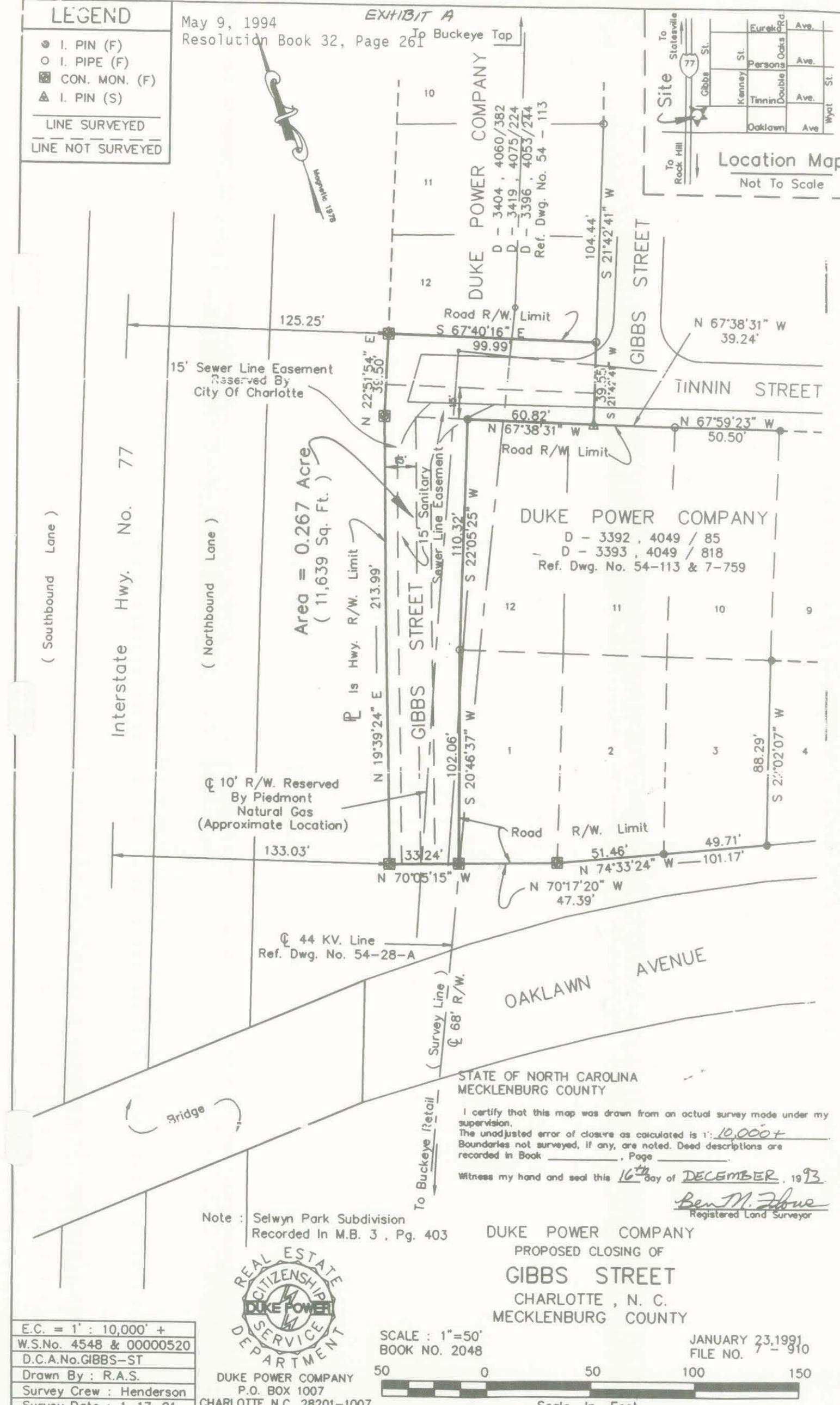
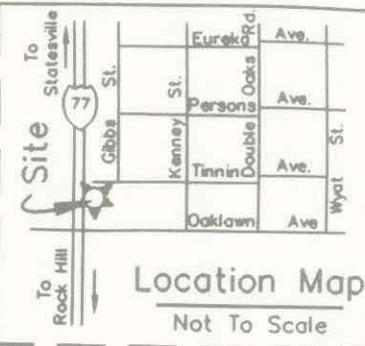
LEGEND

- I. PIN (F)
- I. PIPE (F)
- CON. MON. (F)
- ▲ I. PIN (S)

— LINE SURVEYED
 - - - LINE NOT SURVEYED

May 9, 1994
 Resolution Book 32, Page 261

EXHIBIT A



Area = 0.267 Acre
 (11,639 Sq. Ft.)

STATE OF NORTH CAROLINA
 MECKLENBURG COUNTY

I certify that this map was drawn from an actual survey made under my supervision.
 The unadjusted error of closure as calculated is 1: 10,000+
 Boundaries not surveyed, if any, are noted. Deed descriptions are recorded in Book _____, Page _____

Witness my hand and seal this 16th day of DECEMBER, 1993.

Ben M. Howe
 Registered Land Surveyor

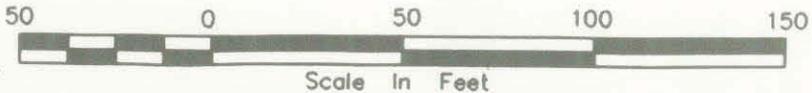
Note : Selwyn Park Subdivision
 Recorded In M.B. 3 , Pg. 403

DUKE POWER COMPANY
 PROPOSED CLOSING OF
GIBBS STREET
 CHARLOTTE , N. C.
 MECKLENBURG COUNTY



DUKE POWER COMPANY
 P.O. BOX 1007
 CHARLOTTE N.C. 28201-1007

SCALE : 1" = 50'
 BOOK NO. 2048



JANUARY 23, 1991
 FILE NO. 7 - 910

E.C. = 1' : 10,000' +
W.S.No. 4548 & 0000520
D.C.A.No.GIBBS-ST
Drawn By : R.A.S.
Survey Crew : Henderson
Survey Date : 1-17-91

"EXHIBIT B"

METES AND BOUNDS DESCRIPTION PORTIONS OF GIBBS STREET AND TINNIN STREET

Beginning at a concrete monument found in the easterly right of way limit of Interstate Highway 77, said point being 125.25 feet east of the centerline of said Interstate Highway 77, thence S 67°40'16" E 99.99 feet along the southerly property line of Duke Power Company, to an iron pipe found in the westerly right of way limit of Gibbs Street at its intersection with Tinnin Street, thence S 21°42'41" W 39.55 feet across Tinnin Street to an iron pipe set in the southerly right of way limit of Tinnin Street, thence with the southerly right of way limit of Tinnin Street N 67°38'31" W 60.82 feet to an iron pipe found being the north westerly corner of Duke Power Company, thence S 22°05'25" W 110.32 feet along the westerly property line of Duke Power Company to an iron pipe found, thence continuing along the westerly property line of Duke Power Company S 20°46'37" W 102.06 feet to a concrete monument found in the northerly right of way of Oaklawn Avenue, thence with the northerly right of way limit of Oaklawn Avenue N 70°05'15" W 33.24 feet to a concrete monument found in the easterly right of way limit of Interstate Highway 77 said concrete monument being 133.03 feet east of the centerline of Interstate Highway 77, thence with the easterly right of way limit of Interstate Highway 77 N 19°39'24" E 213.99 feet to a concrete monument also in the easterly right of way limit of Interstate Highway 77 thence continuing along the easterly right of way limit of Interstate Highway 77 N 22°51'54" E 39.50 feet to the point of beginning containing 0.276 acres.

RESOLUTION CLOSING A PORTION OF NEWKIRK STREET
LOCATED BETWEEN OLD MALLARD CREEK ROAD AND THE
CITY LIMITS 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 Newkirk Street which calls for a public hearing on the question; and

WHEREAS, the petitioners have caused a copy of the Resolution of Intent to Close Newkirk Street to be sent by registered or certified mail to all owners of property adjoining the said street (or portion thereof), and prominently posted a notice on the closing and public hearing in at least two places along Newkirk Street all as required by G.S. 160A-299; and

WHEREAS, the public hearing was held on the 9th day of May, 1994, and City Council determined that the closing of Newkirk Street 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 May 9, 1994, that the Council hereby orders the closing of Newkirk Street in the City of Charlotte, Mecklenburg County, North Carolina as shown on the attached map marked Exhibit A and as more particularly described by metes and bounds in the attached Exhibit B.

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 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 9th day of May, 1994, the reference having been made in Minute Book 104, ~~page XXXXXXXXXXXXX~~ and recorded in full in Resolution Book 32, pages 263-265.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina this the 12th day of May, 1994.

Brenda R. Freeze
Brenda R. Freeze, City Clerk

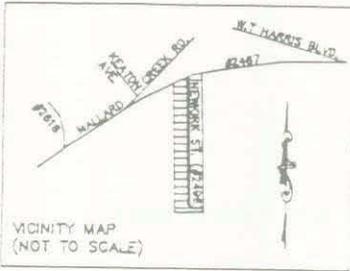
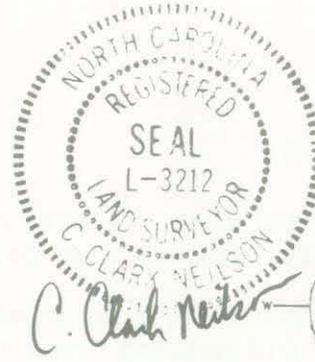
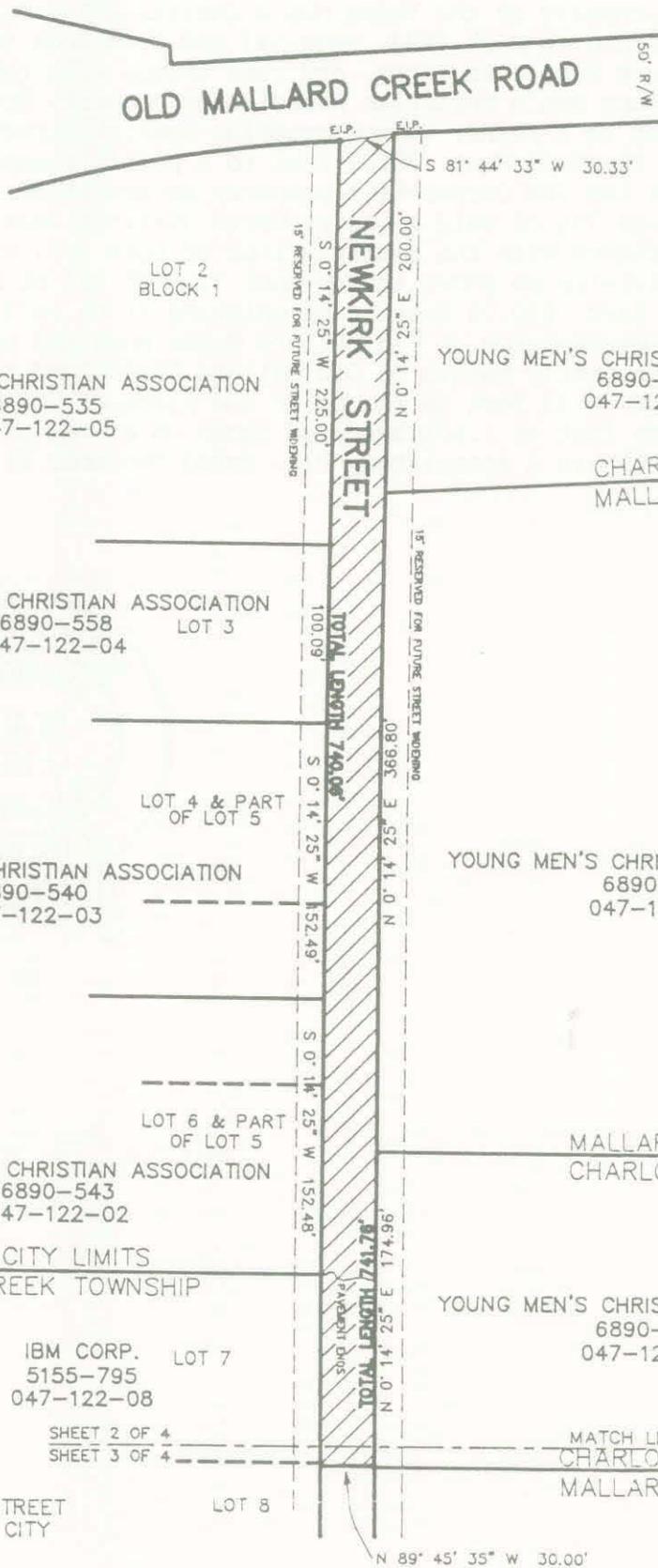


EXHIBIT "A"



REFERENCE:
P.R. PHARR MAP W-1382A
DATED NOV. 5, 1992



DR. C.W. ROBINS, DIVISION
MAP BOOK 7, PAGE 381

NOTE:
METES AND BOUNDS DESCRIPTION TAKEN
FROM MAP RECORDED IN MAP BOOK 7,
PAGE 381, NO ACTUAL FIELD RUN SURVEY
MADE BY R.B. PHARR & ASSOCIATES, P.A.

A WITHIN NEWKIRK STREET
TO BE ABANDONED IN CITY
21,884.71 SQ.FT.
OR 0.502 ACRE

SHEET 2 OF 4

MAP OF:
A PORTION OF NEWKIRK STREET TO BE REMOVED FROM DEDICATION
MALLARD CREEK TOWNSHIP, MECKLENBURG COUNTY
CHARLOTTE N.C.

THE PROPERTY OF YOUNG MEN'S CHRISTAIN ASSOCIATION

SCALE 1"=100'

MAP BOOK 7 PAGE 381

DEED BOOK _____ PAGE _____

FLOOD CERTIFICATION

THIS IS TO CERTIFY THAT THE SUBJECT PROPERTY IS NOT
LOCATED IN A SPECIAL FLOOD HAZARD AREA AS SHOWN ON
MAPS PREPARED BY THE FEDERAL EMERGENCY MANAGEMENT
AGENCY, FEDERAL INSURANCE ADMINISTRATION, DATED
FEBRUARY 3, 1993

313274

Exhibit B

DESCRIPTION:

Lying and being in the City of Charlotte, North Carolina and being more particularly described as follows:

BEGINNING at a point made by the intersection of the southerly margin of Old Mallard Creek Road (50' foot right-of-way) and the easterly margin of Newkirk Street (30' foot right-of-way) said point being the northwest corner of the property of the Young Men's Christian Association as described in deed recorded in Book 6890, Page 547 and Deed Book 6890, Page 526 of the Mecklenburg Public Registry, and runs thence with the westerly margin of the Young Men's Christian Association property South 00-14-25 West 741.76 feet to a point; thence crossing Newkirk Street (30' right-of-way) North 89-45-35 West 30.00 feet to a point; thence with the easterly line of the IBM Corporation property as described in deed recorded in Book 5155, Page 795 of said Registry, North 00-14-25 East 110.00 feet to a point; thence with the easterly line of Lots 2-6, Block 1, of Dr. C.W. Robinson subdivision as shown in Map Book 7, Page 381 of said Registry, North 00-14-25 East 630.06 feet to an existing iron, said point being the southwesterly intersection of Old Mallard Creek Road and Newkirk Street; thence with the southerly margin of Old Mallard Creek Road right-of-way North 81-44-33 East 30.33 feet to the point and place of BEGINNING. Containing 69781.08 square feet or 1.601 acres as shown on a map of said street abandonment by R.B. Pharr & Associates, P.A. dated December 28, 1993.



C. Clark Neilson

RESOLUTION CLOSING A PORTION OF OLD JENKINS AVENUE
LOCATED BETWEEN ALBEMARLE ROAD (NC 24 & 27) AND
JENKINS AVENUE (RELOCATED) 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 Old Jenkins Avenue which calls for a public hearing on the questions; and

WHEREAS, the petitioner has caused a copy of the Resolution of Intent to Close a portion of Old Jenkins Avenue to be sent by registered or certified mail to all owners of property adjoining the said street (or portion thereof), and prominently posted a notice of the closing and public hearing in at least two places along Jenkins Avenue, all as required by G.S. 160-299; and

WHEREAS, the public hearing was held on the 9th day of May, 1994, and City Council determined that the closing of Old Jenkins Avenue is not contrary to the public interest, and that no individual, firm or corporation owning property in the vicinity thereof will be deprived of reasonable means of ingress and egress to his or its property; and further, that the Petitioner herein will deed certain property and a right-of-way to the City of Charlotte which is needed for the improvement of the intersection of said Jenkins Avenue and Albemarle Road, all without cost to the City of Charlotte; and

WHEREAS, a Deed has been tendered by P & S Enterprises, a North Carolina General Partnership, the Petitioner herein conveying certain property, as well as a right-of-way to the City of Charlotte in exchange for such closing.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Charlotte, North Carolina at its regularly assembled meeting of May 9, 1994, that the Council hereby orders that upon the recordation or filing in the office of the Register of Deeds of Mecklenburg County, North Carolina of that certain deed by P & S Enterprises, a North Carolina General Partnership, to the City of Charlotte, conveying certain lands and granting certain rights-of-way, a copy of said deed being marked "Exhibit A" attached hereto and being a part hereof, the closing of a portion of Old Jenkins Avenue in the City of Charlotte, Mecklenburg County, North Carolina as described below:

BEGINNING at an E.I.P. located at the intersection of the easterly right-of-way line of old Jenkins Avenue (now closed) and the southerly line of Lot 3 of the G. N. Burke property (now or formerly) as found in Deed Book 4144 at Page 0620 of the Mecklenburg County, North Carolina Public Registry, and running thence from said BEGINNING point and with the right-of-way line of the

said old Jenkins Avenue (closed) and with an arc of a circular curve to the left having a radius of 301.56 feet, an arc length of 58.24 feet, and with a cord of S. 12-31-58 W. having a distance of 58.15 feet to another E.I.P., thence continuing with said right-of-way line of old Jenkins Avenue (closed) S. 07-00-00 W. 210.79 feet to another E.I.P., thence with the arc of another circular curve to the left having a radius of 30 feet and an arc length of 44.76 feet and a cord of S. 46-13-09 E. with a cord distance of 40.72 feet to another E.I.P. on said old right-of-way line, thence continuing with said old right-of-way line S. 80-57-58 E. 100.12 feet to an E.I.P. on the northerly right-of-way line of Albemarle Road (N.C. 24 and 27), thence with the northerly right-of-way line of said Albemarle Road N. 83-37-35 W. 214.41 feet to another point on the said northerly right-of-way of said Albemarle Road, said point being at the intersection of the northerly right-of-way line of Albemarle Road and the right-of-way line of old Jenkins Avenue (closed), thence with the "flared" right-of-way line of old Jenkins Avenue (closed) and with the arc of the circular curve to the left having a radius of 24.00 feet and an arc length of 11.97 feet and a cord of N. 82-05-19 E. a distance of 11.84 feet, thence with another curve to the left having a radius of 30 feet and an arc length of 26.22 feet and a cord of N. 30-28-47 E. a distance of 25.39 feet, and thence continuing with the old right-of-way line of said old Jenkins Avenue (closed) N. 05-26-30 E. 141.08 feet to a point on the easterly right-of-way line of Jenkins Avenue (relocated) thence with the easterly right-of-way line of Jenkins Avenue (relocated) N. 29-24-21 E. 148.14 feet to a point; thence a new line S. 60-46-41 E. 14.20 feet to an E.I.P., the point and place of BEGINNING and containing an area of 15981.91 square feet or 0.3669 acres as per survey of C. Clark Neilson, NCRLS dated September 23, 1992.

SAVE AND EXCEPT that certain storm drainage easement 15 feet in width now located on the above-described property; however, it is specifically understood and agreed that in the event said easement conflicts with any proposed permanent structure to be located on the property, then in such event it will be relocated at the then owner's expense as per plan and specific location as reviewed and approved by proper governmental authorities; those being as of this date, the Land Development Services Section of Engineering and Property Management Departments of the City of Charlotte, said approval being obtained prior to building permit submittal.

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 9th day of May, 1994, the reference having been made in Minute Book 104 and recorded in full in Resolution Book 32, Page(s) 266-274.

WITNESS my hand and corporate seal of the City of Charlotte, North Carolina, this the 12th day of May, 1994.


Brenda R. Freeze

Brenda R. Freeze, City Clerk

May 9, 1994

Resolution Book 32, Page 269

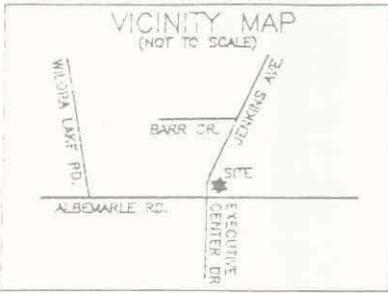
THIS IS TO CERTIFY THAT ON THE 23 DAY OF SEPTEMBER 19 92 AN ACTUAL SURVEY WAS MADE UNDER MY SUPERVISION OF THE PROPERTY SHOWN ON THIS PLAT, AND THAT THE BOUNDARY LINES AND THE IMPROVEMENTS IF ANY ARE AS SHOWN HEREON. THIS PLAT DOES NOT MEET NCGS 47-30 STANDARDS AND IS NOT FOR RECORDING.

REVISED: OCT. 25, 1993 TO UPDATE

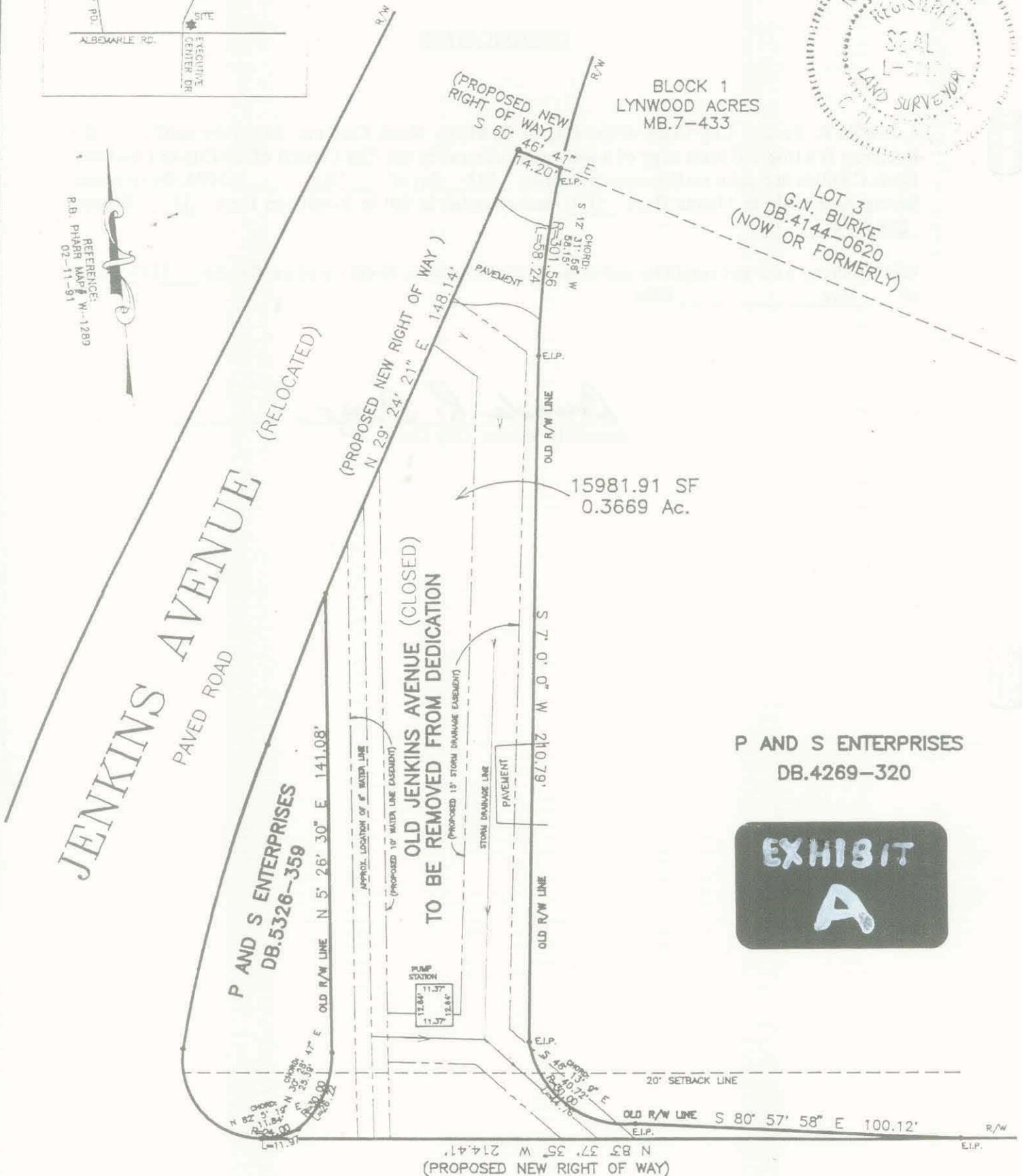
SIGNED

C. Clark Wilson

R. B. PHARR & ASSOCIATES, REGISTERED SURVEYORS
212 EAST INDEPENDENCE BLVD.
CHARLOTTE, N.C. 28204
TEL. (704) 376-2186



REFERENCES:
R.B. PHARR MAP W-1289
02-11-91



P AND S ENTERPRISES
DB.4269-320

**EXHIBIT
A**

ALBEMARLE ROAD (N.C. 24 AND 27)

PAVED ROAD

SURVEY OF:

OLD JENKINS AVENUE TO BE REMOVED FROM DEDICATION

CHARLOTTE N.C.

P AND S ENTERPRISES

THE PROPERTY OF _____

SCALE 1"=40'

MAP BOOK _____ PAGE _____

DEED BOOK _____ PAGE _____

FLOOD CERTIFICATION

THIS IS TO CERTIFY THAT THE SUBJECT PROPERTY IS NOT LOCATED IN A SPECIAL FLOOD HAZARD AREA AS SHOWN ON MAPS PREPARED BY THE FEDERAL EMERGENCY MANAGEMENT AGENCY, FEDERAL INSURANCE ADMINISTRATION, DATED FEBRUARY 26, 1982

Excise Tax -

Recording Time, Book and Page

Tax Lot No. _____ Parcel Identifier No. _____
Verified by _____ County on the _____ day of _____, 19____
by _____

Mail after recording to Griffin & Brunson, 301 S. McDowell Street, Suite 907, Charlotte, NC 28204
(Box 8) -- bg 0977

This instrument was prepared by Griffin & Brunson

Brief description for the Index



NORTH CAROLINA GENERAL WARRANTY DEED

THIS DEED made this 21st day of January, 19 94, by and between

GRANTOR

GRANTEE

P & S Enterprises, a North Carolina
General Partnership

The City of Charlotte
c/o Department of Transportation
600 East Fourth Street
Charlotte, NC 28202-2858

Enter in appropriate block for each party: name, address, and, if appropriate, character of entity, e.g. corporation or partnership.

The designation Grantor and Grantee as used herein shall include said parties, their heirs, successors, and assigns, and shall include singular, plural, masculine, feminine or neuter as required by context.

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

See Exhibit A attached hereto and incorporated herein by reference as if fully set forth in words and figures.

The property hereinabove described was acquired by Grantor by instrument recorded in

A map showing the above described property is recorded in Plat Book page

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

And the Grantor covenants with the Grantee, that Grantor is seized of the premises in fee simple, has the right to convey the same in fee simple, that title is marketable and free and clear of all encumbrances, and that Grantor will warrant and defend the title against the lawful claims of all persons whomsoever except for the exceptions hereinafter stated.

Title to the property hereinabove described is subject to the following exceptions:

Subject to all valid and enforceable easements, conditions and restrictions of record and ad valorem taxes for the current year, which Grantee hereby assumes and agrees to pay.

IN WITNESS WHEREOF, the Grantor has hereunto set his hand and seal, or if corporate, has caused this instrument to be signed in its corporate name by its duly authorized officers and its seal to be hereunto affixed by authority of its Board of Directors, the day and year first above written.

P & S Enterprises, a North Carolina General Partnership (SEAL)
(Corporate Name)

By: *[Signature]* (SEAL) (SI)
General Partner
President

ATTEST: (SEAL)

..... Secretary (Corporate Seal) (SEAL)

USE BLACK INK ONLY

SEAL-STAMP NORTH CAROLINA, Mecklenburg County.

Use Black Ink I, a Notary Public of the County and State aforesaid, certify that Fletcher G. Keith, a General Partner of P & S Enterprises, a North Carolina General Partnership personally appeared before me this day and acknowledged the execution of the foregoing instrument. Witness my hand and official stamp or seal, this 21st day of January, 19⁹⁴. My commission expires: May 15, 1996 *[Signature]* Notary Public

SEAL-STAMP NORTH CAROLINA, County.

Use Black Ink I, a Notary Public of the County and State aforesaid, certify that personally came before me this day and acknowledged that he is Secretary of a North Carolina corporation, and that by authority duly given and as the act of the corporation, the foregoing instrument was signed in its name by its President, sealed with its corporate seal and attested by as its Secretary. Witness my hand and official stamp or seal, this day of, 19..... My commission expires: Notary P

The foregoing Certificate(s) of

is/are certified to be correct. This instrument and this certificate are duly registered at the date and time and in the Book and Page shown on the first page hereof.

REGISTER OF DEEDS FOR COUNTY

By Deputy/Assistant - Register of Deeds

E X H I B I T A

BEGINNING at an E.I.P. located at the intersection of the easterly right-of-way line of old Jenkins Avenue (now closed) and the southerly line of Lot 3 of the G. N. Burke property (now or formerly) as found in Deed Book 4144 at Page 0620 of the Mecklenburg County, North Carolina Public Registry and running thence from said BEGINNING point seven (7) new courses and distances (said seven (7) courses and distances to become a portion of the easterly right-of-way line of Jenkins Avenue (relocated) and the northerly right-of-way line of a portion of Albemarle Road) as follows: (1) S. 31-31-58 W. 50 feet, (2) N. 68-28-02 W. 5 feet, (3) S. 21-31-58 W. 147.35 feet (4) with the arc of a circular curve to the left having a radius of 95 feet and an arc length of 99.45 feet and a cord of S. 08-27-26 E. a distance of 94.97 feet to a point, (5) S. 83-37-35 E. 35.06 feet to a point, (6) with an arc of a circular curve to the left having a radius of 30 feet and an arc length of 34.76 feet and a cord of S. 55-45-46 E. a distance of 32.85 feet to an existing iron pin, (7) S. 80-57-58 E. 100.12 feet to an existing iron pin located on the northerly right-of-way line of Albemarle Road, (N.C. 24 and 27) thence with the right-of-way line of said Albemarle Road N. 83-37-35 W. 214.41 feet to a point, thence continuing with said right-of-way line of the intersection of Albemarle Road and Jenkins Avenue (relocated) and with the arc of a circular curve to the right having a radius of 24 feet and an arc distance of 40.99 feet and with a cord of N. 34-41-45 W. a distance of 36.19 feet to a point on the easterly right-of-way line of said Jenkins Avenue (relocated), thence with said easterly right-of-way line of said Jenkins Avenue (relocated) and with the arc of a circular curve to the right having a radius of 501.90 feet, an arc distance of 97.00 feet and with a cord of N. 21-42-27 E., a distance of 96.85 feet to a point, thence continuing with said easterly right-of-way line of Jenkins Avenue (relocated) N. 27-14-39 E. 49.74 feet to a point, thence continuing with said right-of-way line of Jenkins Avenue (relocated) N. 29-24-21 E. 148.14 feet to a point, thence S. 60-46-41 E. 14.20 feet to the point and place of BEGINNING and containing 9897.04 square feet or 0.2272 acres as per survey for P & S Enterprises as prepared by R. B. Pharr & Associates, P.A. dated September 29, 1993.

TOGETHER with a right-of-way for sidewalks, utilities, and/or temporary construction purposes that certain five-foot strip of land located along the easterly boundary of the above-described property and with the westerly boundary of said strip more particularly described as follows:

BEGINNING at a POINT; said POINT being located two (2) courses and distances as measured from an E.I.P. located at the intersection of the easterly right-of-way line of old Jenkins Avenue (now closed) and the southerly line of Lot 3 of the G. N. Burke property (now or formerly) as found in Deed Book 4144 at Page 0620 of the Mecklenburg County, North Carolina Public Registry as follows: (1) S. 31-31-58 W. 50 feet and (2) N. 68-28-02 W. 5 feet; and running from said BEGINNING POINT two (2) courses and distances as follows: (1) S. 21-31-58 W. 147.35 feet and (2) with an arc of a circular curve to the left having a radius of 95.00 feet and an arc distance of 99.45 feet and a cord of S. 08-27-26 E. a distance of 94.97 feet.

ion of:
y for P & S Enterprises
prepared by R.B.
r & Associates, P.A.
ed September 29, 1993

BLOCK 1
LYNWOOD ACRL
MB.7-433

Lot 3 G.N. Burke
DB. 4144-0020
(Now or Formerly)

G.N.
DB.41
(NOW OR)

JENKINS AVENUE
PAVED ROAD (RELOCATED)

P AND S ENTERPRISES
DB.5326-359

OLD JENKINS AVENUE



P AND S ENTERPRISES
DB.426

ALBEMARLE ROAD (N.C. 24 AND 27)

PAVED ROAD

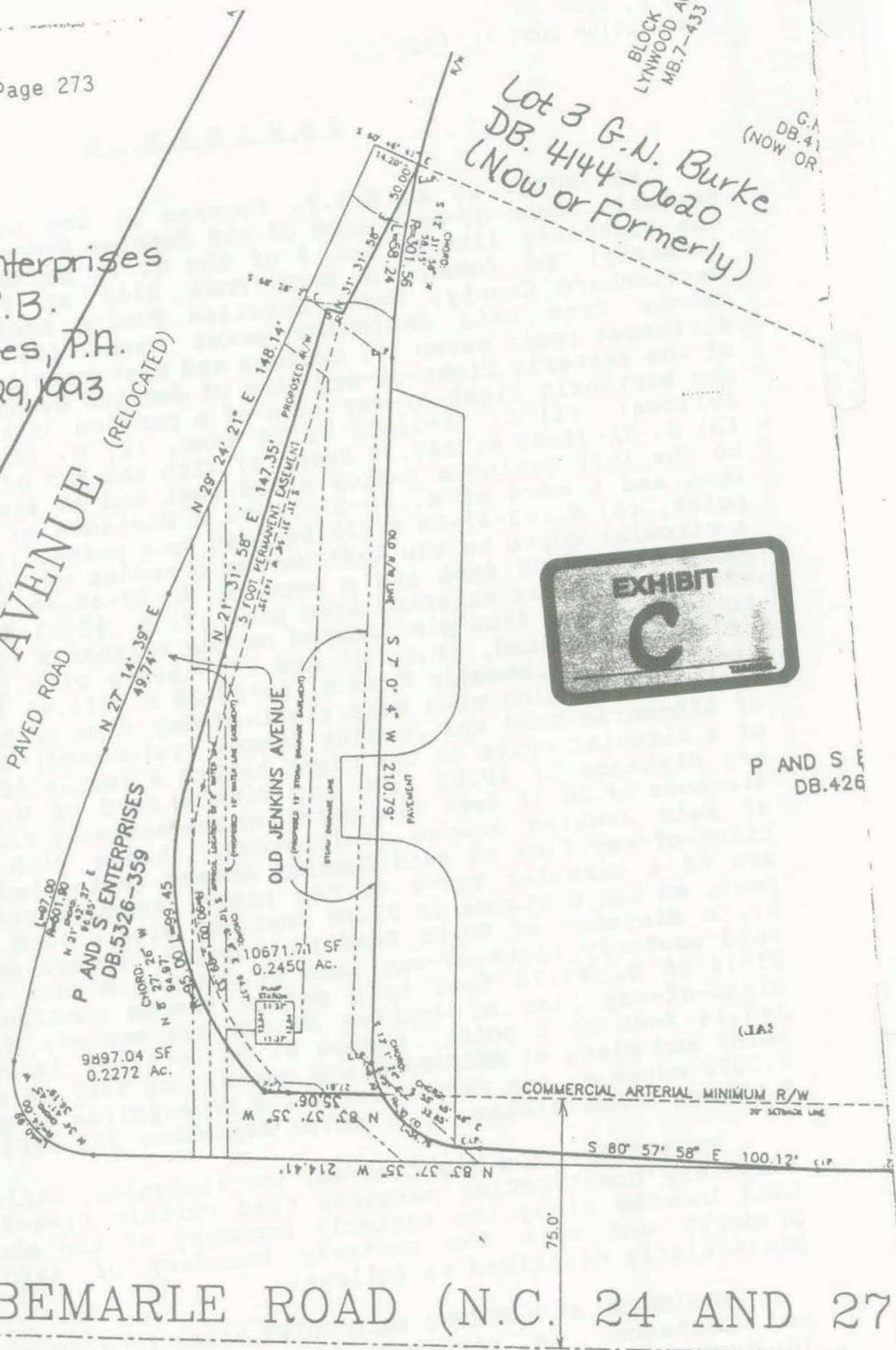


EXHIBIT D

BEGINNING at an E.I.P. located at the intersection of the easterly right-of-way line of old Jenkins Avenue (now closed) and the southerly line of Lot 3 of the G. N. Burke property (now or formerly) as found in Deed Book 4144 at Page 0620 of the Mecklenburg County, North Carolina Public Registry and running thence from said BEGINNING point seven (7) new courses and distances (said seven (7) courses and distances to become a portion of the easterly right-of-way line of Jenkins Avenue (relocated) and the northerly right-of-way line of a portion of Albemarle Road) as follows: (1) S. 31-31-58 W. 50 feet, (2) N. 68-28-02 W. 5 feet, (3) S. 21-31-58 W. 147.35 feet (4) with the arc of a circular curve to the left having a radius of 95 feet and an arc length of 99.45 feet and a cord of S. 08-27-26 E. a distance of 94.97 feet to a point, (5) S. 83-37-35 E. 35.06 feet to a point, (6) with an arc of a circular curve to the left having a radius of 30 feet and an arc length of 34.76 feet and a cord of S. 55-45-46 E. a distance of 32.85 feet to an existing iron pin, (7) S. 80-57-58 E. 100.12 feet to an existing iron pin located on the northerly right-of-way line of Albemarle Road, (N.C. 24 and 27) thence with the right-of-way line of said Albemarle Road N. 83-37-35 W. 214.41 feet to a point, thence continuing with said right-of-way line of the intersection of Albemarle Road and Jenkins Avenue (relocated) and with the arc of a circular curve to the right having a radius of 24 feet and an arc distance of 40.99 feet and with a cord of N. 34-41-45 W. a distance of 36.19 feet to a point on the easterly right-of-way line of said Jenkins Avenue (relocated), thence with said easterly right-of-way line of said Jenkins Avenue (relocated) and with the arc of a circular curve to the right having a radius of 501.90 feet, an arc distance of 97.00 feet and with a cord of N. 21-42-27 E., a distance of 96.85 feet to a point, thence continuing with said easterly right-of-way line of Jenkins Avenue (relocated) N. 27-14-39 E. 49.74 feet to a point, thence continuing with said right-of-way line of Jenkins Avenue (relocated) N. 29-24-21 E. 148.14 feet to a point, thence S. 60-46-41 E. 14.20 feet to the point and place of BEGINNING and containing 9897.04 square feet or 0.2272 acres as per survey for P & S Enterprises as prepared by R. B. Pharr & Associates, P.A. dated September 29, 1993.

EXHIBIT E

BEING a five foot strip of land located along a portion of the easterly boundary of that certain property to be deeded to the City of Charlotte by P & S Enterprises, a North Carolina General Partnership, said property to be deeded to become the easterly boundary of Jenkins Avenue (relocated) in the City of Charlotte; and with the westerly boundary of said strip more particularly described as follows:

BEGINNING at a POINT; said POINT being located two (2) courses and distances as measured from an E.I.P. located at the intersection of the easterly right-of-way line of old Jenkins Avenue (now closed) and the southerly line of Lot 3 of the G. N. Burke property (now or formerly) as found in Deed Book 4144 at Page 0620 of the Mecklenburg County, North Carolina Public Registry as follows: (1) S. 31-31-58 W. 50 feet and (2) N. 68-28-02 W. 5 feet; and running from said BEGINNING POINT two (2) courses and distances as follows: (1) S. 21-31-58 W. 147.35 feet and (2) with an arc of a circular curve to the left having a radius of 95.00 feet and an arc distance of 99.45 feet and a cord of S. 08-27-26 E. a distance of 94.97 feet.

RESOLUTION CLOSING FOUR ALLEYWAYS LOCATED WITHIN THE BOUNDARIES OF EAST FIFTH STREET, NORTH ALEXANDER STREET, EAST TRADE STREET, AND NORTH DAVIDSON STREET, 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 the 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 the alleyways to be sent by registered or certified mail to all owners of property adjoining the said alleyways, and prominently posted a notice of the closing and public hearing in at least two places along the alleyways all as required by G.S. 160A-299; and

WHEREAS, the public hearing was held on the 9th day of May, 1994, and City Council determined that the closing of the 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, at its regularly assembled meeting of May 9, 1994, that the Council hereby orders the closing of the alleyways in the City of Charlotte, Mecklenburg County, North Carolina as shown on maps (attached) marked Exhibit A and as more particularly described by metes and bounds in Exhibit B (attached).

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 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 9th day of May, 1994, the reference having been made in Minute Book 104 ~~XXXXXXXXXXXXXXXXXXXX~~ and recorded in full in Resolution Book 32, page s 276-280.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina this the 12th day of May, 1994.

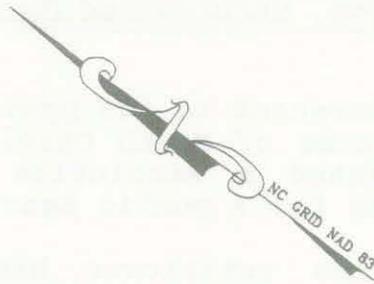
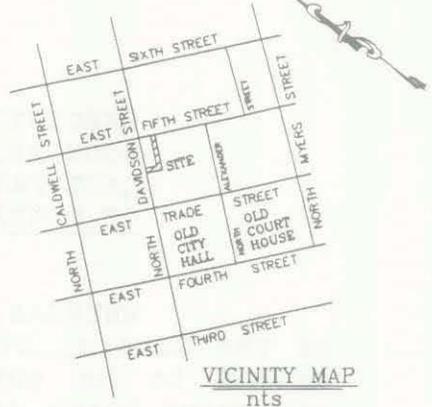
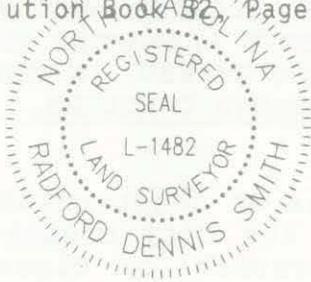
Brenda R. Freeze
Brenda R. Freeze, City Clerk

THIS PLAT WAS PREPARED UNDER MY SUPERVISION

R. Dennis Smith 3-9-94
NC REG. LAND SURVEYOR NO. L-1482

EXHIBIT A-1

May 9, 1994
Resolution Book AB2, Page 277



NOTE:

PREPARED FROM UNRECORDED SURVEY
BY THE CITY OF CHARLOTTE
ON 10-25-91

EAST FIFTH STREET

60' R/W

R = 20.00'
L = 29.72'
CHORD BEARING =
N 87°08'39" W
CHORD DIST. =
L = 27.06'

NORTH DAVIDSON STREET
35' R/W

CITY OF CHARLOTTE
TAX CODE 080-083-10
DB 6733 PG 543

16,067 sf (0.369 ac)

ALLEY "B"
741 sf (0.017 ac)

RESERVED FOR FUTURE
RIGHT-OF-WAY

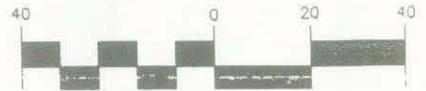
ALLEY "A"
1,409 sf (0.032 ac)

CITY OF CHARLOTTE
TAX CODE 080-083-04
DB 6732 PG 704

LEGEND

- IRON FOUND
- CONTROL MONUMENT
- AREA TO ABANDON

GRAPHIC SCALE



(IN FEET)
1 inch = 40 ft.

NC GRID COORD.
N 538,814.888
E 1,447,803.075
NAD 83

RESERVED FOR FUTURE
RIGHT-OF-WAY

GPS STATION M055(ARNOLD)
NC GRID COORDINATE
N=539,784.498
E=1,449,530.923
NAD 83
GRID FACTOR 0.99983874

PREPARED BY:
CITY OF CHARLOTTE
ENGINEERING DEPARTMENT
600 EAST FOURTH STREET
CHARLOTTE, NC 28202
704-336-2291

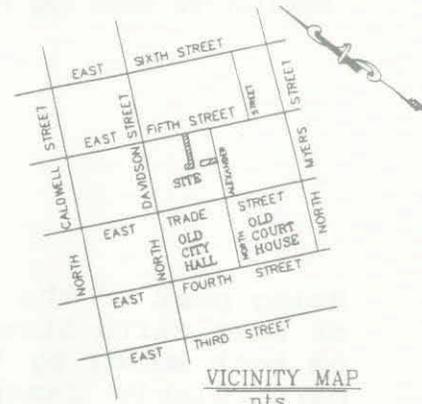
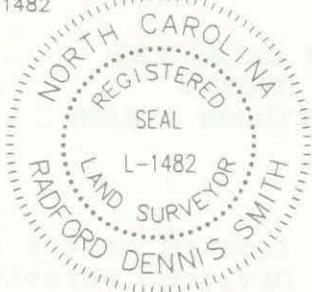
		
CHARLOTTE ENGINEERING DEPARTMENT		
REVISIONS	ABANDONMENT of ALLEY WAY	JOB NO. 291063
REV. R/W for 5th ST. 3-3-94 dhs	PROPERTY OF CITY OF CHARLOTTE	FILE NO. alley
DRAWN BY db		SHEET 1
CHECKED BY dhs	CHARLOTTE, MECKLENBURG COUNTY, NC	OF 1
SURV. SUPVR. <i>ADP</i>		DATE 11-18-93 SCALE 1"=40'

THIS PLAT WAS PREPARED UNDER MY SUPERVISION

R. Dennis Smith 3-9-94

NC REG. LAND SURVEYOR NO. L-1482

EXHIBIT A-2

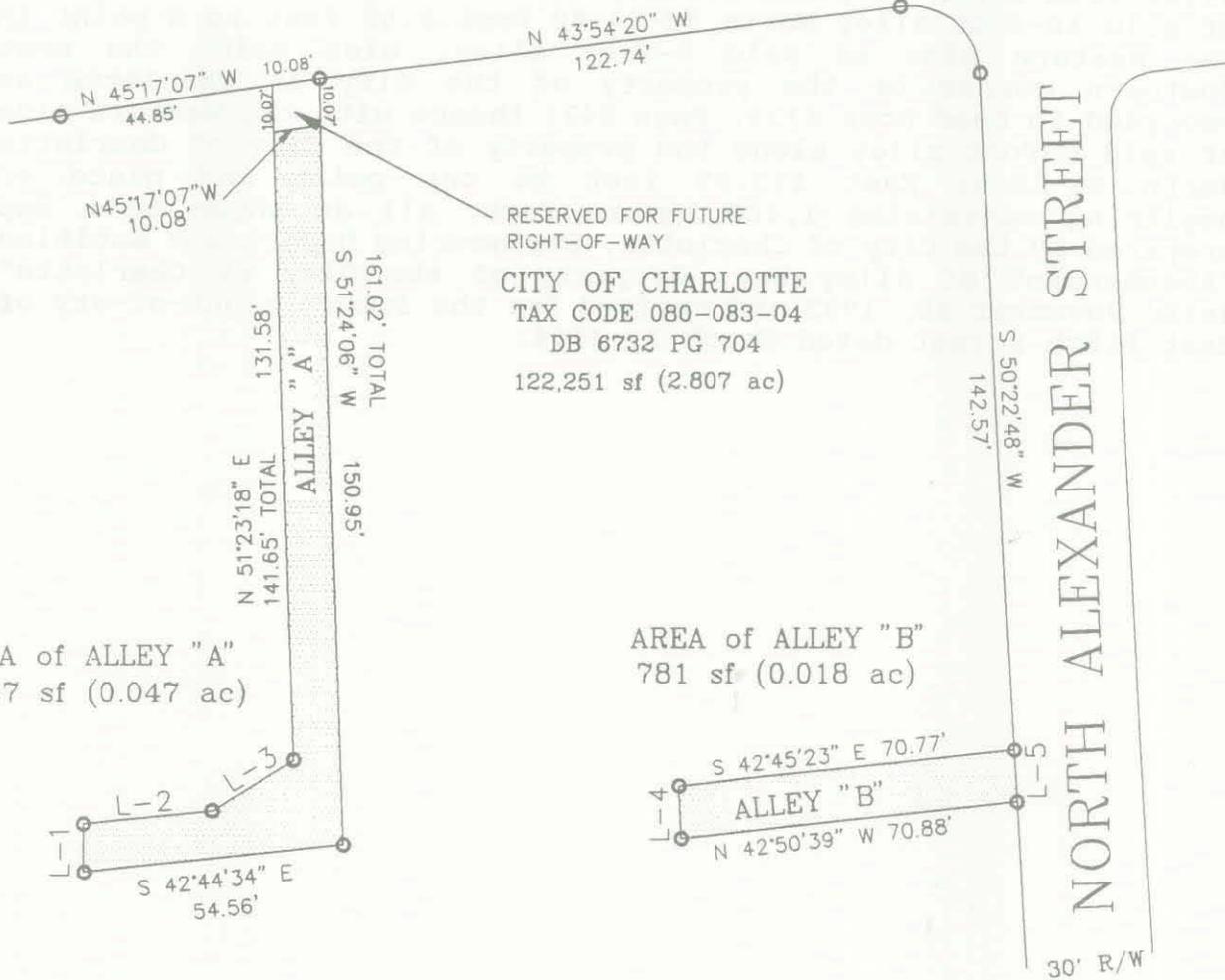


VICINITY MAP
nts

LINE	BEARING	DISTANCE
L-1	S52°14'36"W	10.06'
L-2	S42°45'57'E	27.12'
L-3	S68°58'15"E	19.99'
L-4	N50°52'48"E	11.12'
L-5	S50°19'12"W	11.00'

EAST FIFTH STREET
60' R/W

R = 15.00'
L = 24.83'
CHORD BEARING =
N 02°58'28" W
CHORD DIST. =
L = 22.09'



AREA of ALLEY "A"
2,027 sf (0.047 ac)

AREA of ALLEY "B"
781 sf (0.018 ac)

RESERVED FOR FUTURE
RIGHT-OF-WAY
CITY OF CHARLOTTE
TAX CODE 080-083-04
DB 6732 PG 704
122,251 sf (2.807 ac)

NOTE:

PREPARED FROM UNRECORDED SURVEY
BY THE CITY OF CHARLOTTE
ON 10-25-91

LEGEND

IRON FOUND

AREA TO ABANDON

GRAPHIC SCALE



(IN FEET)

1 inch = 40 ft.

PREPARED BY:
CITY OF CHARLOTTE
ENGINEERING DEPARTMENT
600 EAST FOURTH STREET
CHARLOTTE, NC 28202
704-336-2291

CHARLOTTE ENGINEERING DEPARTMENT		
REVISIONS REV. R/W for 5th St. 3-3-94 dhs DRAWN BY db CHECKED BY dhs SURVEY SUPVR. <i>ROA</i>	ABANDONMENT of ALLEY WAY PROPERTY OF CITY OF CHARLOTTE CHARLOTTE, MECKLENBURG COUNTY, NC DATE 11-18-93 SCALE 1"=40'	JOB NO. 291063 FILE NO alley SHEET 1 OF 1

**ABANDONMENT OF ALLEY WAY
EAST FIFTH STREET
EAST OF NORTH DAVIDSON STREET**

Being part of the 8-foot alley way located on the Southerly side of East Fifth Street east of North Davidson Street and bounded on both sides by the property of the City of Charlotte and more particularly described as follows: Being at a point in the Westerly side of an 8-foot alley, said point being located South 44-25-36 East 71.41 feet from an iron pin found at the end of the radius on the right-of-way of East Fifth Street from North Davidson Street and South 51-26-51 West 10.05 feet along the Westerly side of said 8-foot alley along the property of the City of Charlotte as recorded in Deed Book 6733, Page 543 in the Mecklenburg County Register of Deeds Office; thence from said beginning point with a future right-of-way line of East Fifth Street South 44-25-36 East 8.04 feet to a point on the Eastern side of said 8-foot alley, also being in the line of the property of the City of Charlotte as recorded in Deed Book 6732, Page 704; thence with the property of the City of Charlotte South 51-26-51 West 176.22 feet to a point in the Northern side of a 10-foot alley from North Davidson Street; thence along the Northerly side of said 10-foot alley North 42-44-50 West 8.02 feet to a point in the Western side of said 8-foot alley, also being the most Southern corner of the property of the City of Charlotte as recorded in Deed Book 6733, Page 543; thence with the Western side of said 8-foot alley along the property of the City of Charlotte North 51-26-51 East 175.99 feet to the point and place of beginning containing 1,409 square feet, all as shown on a map prepared by the City of Charlotte, Engineering Department entitled "Abandonment of Alley Way, Property of the City of Charlotte" dated November 18, 1993 and revised for the future right-of-way of East Fifth Street dated March 3, 1994.

**ABANDONMENT OF ALLEY WAY
EAST FIFTH STREET
NEAR NORTH ALEXANDER STREET**

Being part of that alley way located on the Southerly side of East Fifth Street West of the intersection of North Alexander Street and bounded on all sides by the property of the City of Charlotte, Tax Code 080-083-04 as recorded in Deed Book 6732, Page 704 and more particularly described as follows: Beginning at point in the Eastern side of an alley way and also being in the line of the property of the City of Charlotte as recorded in Deed Book 6732, Page 704 as recorded in the Mecklenburg County Register of Deeds Office, said point being located North 43-54-20 West 122.74 feet from an iron pin found at the end of the radius on East Fifth Street from North Alexander Street and South 51-24-06 West 10.07 feet to the point and place of beginning; thence, along said alley way in the following seven courses as follows: (1) South 51-24-06 West 150.81 feet to an iron pin found, (2) North 42-44-34 West 54.56 feet to an iron pin found, (3) North 52-14-36 East 10.06 feet to an iron pin found, (4) South 42-45-57 East 27.12 feet to an iron pin found, (5) South 68-58-15 East 19.99 feet to an iron pin found, (6) North 51-23-18 East 131.58 feet to a point, and (7) Along the future right-of-way of East Fifth Street South 45-17-07 East 10.08 feet to the point and place of beginning containing 2,027 square feet all as shown as Alley A on a map prepared by the City of Charlotte, Engineering Department entitled "Abandonment of Alley Way, Property of the City of Charlotte" dated November 18, 1993 and revised for the future right-of-way of East Fifth Street dated March 3, 1994.