

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF FAYETTEVILLE TO DECLARE CITY PROPERTY SURPLUS AND QUITCLAIM CITY'S INTEREST IN JOINTLY HELD PROPERTY TO CUMBERLAND COUNTY

WHEREAS, the City of Fayetteville and the County of Cumberland jointly own real property in Cumberland County known as 736 Topeka Street and being more particularly described as follows:

Tract One: Beginning at a point in the northwestern margin of Rose Avenue, said point being South 45 degrees 39 minutes West 347.1 feet from the intersection of said margin of Rose Avenue with the southern margin of Dawson Street, said point also being the southwest corner of lot number 53, and running thence with the dividing line between lots numbers 53 and 54 North 42 degrees 21 minutes West 120 feet to a common corner of lots 53, 54, 37 and 38; thence with the dividing line between lots numbers 38 and 54 South 45 degrees 39 minutes West 50 feet to a point, the northeast corner of lot number 55; thence with the dividing line between lots numbers 54 and 55 South 42 degrees 21 minutes East 120 feet to a point in the northwestern margin of Rose Avenue; thence with said margin of said Avenue North 45 degrees 39 minutes East 50 feet to the place or point of beginning, being all of Lot Number 54 as shown on a plat of the property of Herbert L. Dawson, Cross Creek Township, Cumberland County, North Carolina, dated October, 1951.

Tract Two: Beginning at a point in the northwestern margin of Rose Avenue, said point being South 45 degrees 39 minutes West 297.1 feet from the intersection of said margin of Rose Avenue with the southern margin of Dawson Street, said point also being the southwest corner of lot number 52 on the map hereinafter referred to, and running thence with the dividing line between lots numbers 52 and 53 North 42 degrees 21 minutes West 120 feet to a common corner of lots 53, 52, 36 and 37; thence with the dividing line between lots numbers 37 and 53 South 45 degrees 39 minutes West 50 feet to the northeast corner of Lot number 54; thence with the dividing line between lots numbers 54 and 53 South 42 degrees 21 minutes East 120 feet to the northwest margin of Rose Avenue; thence with said margin of said Avenue North 45 degrees 39 minutes East 50 feet to the place or point of beginning, being all of Lot Number 53 as shown on a plat of the property of Herbert L. Dawson, Cross Creek Township, Cumberland County, North Carolina, dated October, 1951.

WHEREAS, the City of Fayetteville has a financial interest in the form of adding the real property back to the tax roll and;

WHEREAS, the property is surplus to the needs of the City of Fayetteville, and;

WHEREAS, the County of Cumberland has received an offer to purchase the parcel and requests that the City of Fayetteville join in the sale of the property by declaring the parcel surplus to the City's needs and quitclaiming the City's title to the County, and;

WHEREAS, the City Council of the City of Fayetteville finds such action to be in the public interest, and;

NOW, THEREFORE, BE IT RESOLVED on behalf of the people of Fayetteville, this Council of the City of Fayetteville, North Carolina does hereby resolve

that the aforesaid real property is surplus to the City's needs and authorizes its Manager to sign a deed quitclaiming title to the County of Cumberland.

PASSED AND APPROVED BY THE CITY COUNCIL OF THE CITY OF FAYETTEVILLE, NORTH CAROLINA, on this, the 26th day of June, 2023; such meeting was held in compliance with the Open Meetings Act, at which meeting a quorum was present and voting.

CITY OF FAYETTEVILLE

ATTEST:

MITCH COLVIN, MAYOR

PAMELA J. MEGILL, City Clerk