

**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 100 Triangle Place, 808 and adjacent parcel Cedar Creek Road, 1317 Jacob Street, 222 Dallas Street, 828 Little Avenue, 2220 Roosevelt Drive, 837 Deep Creek Road, 1009 College Street, 2012 and adjacent parcel Powell Street and 2022 Center Street and being more particularly described as follows:

First Tract: 100 Triangle Place: Being all of Lots Numbers 27, 28, 29 and 30 of the Atkinson Land Subdivision, as will be shown by reference to map of same made by M.O. Bullard, Surveyor, in October, 1938, from an actual survey of the same; said map duly recorded in the office of the Register of Deeds for Cumberland County, N.C., in Map Book #9, at page 35, reference to which being specifically made for a further and more complete description of the premises conveyed.

Second Tract: 808 Cedar Creek Road: Beginning at a stone, the Northeast Corner of the ninety (90) acre tract sold by McKethan to Townsend on January 02, 1920, of which this is a part, and being also the Southeast corner of the John T. Martin tract, known as the Henry Edge tract, and running thence along and with the dividing line South 77 degrees 55 minutes West 147.59 feet to a stake; thence North 12 degrees, 50 minutes East 147.59 feet to a stake; thence North 77 degrees, 55 minutes East 147.59 feet to the Beginning, containing one-half acre more or less.

Third Tract: Adjacent to 808 Cedar Creek Road: BEGINNING at a stake, Haigh's corner, and the second corner of the tract of which it is apart, and running thence with Haigh's line South 77 degrees 55 minutes, West 165 feet to a stake, the third corner of the tract of which it is a part; thence North 13 degrees 25 minutes, West 50 feet to a stake; thence North 79 degrees 50 minutes East 187.03 feet to a stake in the first line of the tract of which it is a part; thence said line South 12 degrees 50 minutes West 50 feet to the beginning.

Fourth Tract: 1317 Jacob Street: Being Lot No. 58 of Cade Hill Subdivision, Section III, as shown on plat of record in the Office of the Register of Deeds for Cumberland County in Book of Plats 28, Page 51.

Fifth Tract: 222 Dallas Street: Beginning at an iron stake located in the eastern margin of Dallas Street, said stake also being located in the dividing line between Lot 23 and Lot 24 of Helena S. Perry property, as shown on a plat of same dated July 20, 1948, and duly recorded in Plat Book 13, page 10, Cumberland County Registry, said stake also being located North 73 degrees 45 minutes East 9 feet from the western line of said property (said 9 feet now being a portion of the right of way of Dallas Street) and running thence along the dividing line between Lot 23 and Lot 24 as shown on said plat, North 73 degrees 45 minutes East 150 feet to an iron stake; thence along the dividing line between Lot 24 and Lot 3 as shown on said plat; North 14 degrees 45 minutes West 50 feet to a stake, said stake also being located in the dividing line between Lot 24 and Lot 25 as shown on said plat; thence along the eastern margin of Dallas Street, South 14 degrees 45 minutes West 50 feet to the beginning, and being the eastern 150 feet of Lot 24 of the Helena S. Perry property according to a plat of same duly recorded in Plat Book 13, page 10, Cumberland County Registry, and also being the same property conveyed to S. W. Dallas and wife, Virginia M. Dallas by deed dated June 22, 1967, from Samuel F. Baxley and wife, Lillian B. Baxley recorded in Bok 2046, page 503, Cumberland County Registry, except the western 9 feet portion now a part of the right of way of Dallas Street.

Sixth Tract: 828 Little Avenue: Being all of Lot No. 3 of the Joe B. Raynor Property as shown in Plat Book 22, at page 60, Cumberland County Registry, North Carolina.

Seventh Tract: 2220 Roosevelt Drive: Being lots numbers eleven (11) and twelve (12) as shown on that certain map or plat made by F.M. Averitt, Surveyor, in February, 1951, which map or plat is duly recorded in the Office of the Register of Deeds for Cumberland County, North Carolina, in Plat Book 13, Page 56, reference is hereby made to said map of plat for description of said two lots by metes and bounds.

Eighth Tract: 837 Deep Creek Road: All of Lot No. 18, according to a subdivision known as "Sunny Acres" a plat of which is recorded in Plat book 11, Page 65, of the Cumberland County Registry.

Ninth Tract: 1009 College Street: Beginning at the intersection of the northeastern margin of Church Street with the southeastern margin of College Street, and running thence with the southeastern margin of College Street North 59 degrees 30 minutes East 100 feet to the corner of Lot Number 8; thence with the dividing line between Lots Numbers 8 and 9 South 30 degrees 30 minutes East 150 feet to a stake; thence South 59 degrees 30 minutes West 100 feet to a stake in the northeastern margin of Church Street; thence with the northeastern margin of church Street North 30 degrees 30 minutes West 150 feet to the Beginning point, being Lots 9, 10, 11 and 12 in Block "F" in College Heights, as per plat by Robert Strange dated October 1922, recorded in Book of Plats "S" No. 7, Page 96, in the Office of the Register of Deeds for Cumberland County, North Carolina. Less and Except that property described in Deed Book 4820, Page 378, recorded in the Cumberland County Registry on March 10, 1998.

Tenth Tract and Eleventh Tracts: 2012 Powell Street and adjacent parcel: Being all of Lots 10 and 12, Block "17" in a Subdivision known as David W. Ayer Property according to a plat of same duly recorded in Book of Plats 10, Page 32 of the Cumberland County Registry.

Twelfth Tract: 2022 Center Street: Being all of Lot Number 20, Block 16, of the David W. Ayer Property as per plat thereof, recorded in Book 10, page 32, Cumberland County Registry.

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 properties are surplus to the needs of the City of Fayetteville, and;

WHEREAS, the County of Cumberland has received offers to purchase the parcels and requests that the City of Fayetteville join in the sale of the properties by declaring the parcels 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 properties are 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 August, 2022; 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