

**GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2005**

**SESSION LAW 2005-87
SENATE BILL 466**

AN ACT TO REMOVE CERTAIN DESCRIBED PROPERTY FROM THE CORPORATE LIMITS OF THE TOWN OF GIBSONVILLE AND ANNEX IT TO THE CITY OF BURLINGTON, AND TO REMOVE CERTAIN PROPERTY FROM THE CORPORATE LIMITS OF THE CITY OF BURLINGTON AND TO ANNEX IT TO THE TOWN OF GIBSONVILLE, ALL AS REQUESTED BY THE TWO MUNICIPALITIES.

The General Assembly of North Carolina enacts:

SECTION 1. The following described property is removed from the corporate limits of the Town of Gibsonville and is added to the corporate limits of the City of Burlington:

Tract I

Beginning in Guilford County at an existing iron pipe, said existing iron pipe being located at the Southeast Intersection of Greens Road & N.C. Hwy. #61; thence running along the Eastern Right-of-Way line of N.C. Hwy. #61 South 17 Degrees, 00 Minutes, & 01 Second West 382.28 Ft. to a point along same said Right-of-Way, also said point being on the Northern Right-of-Way line of Pace Drive; thence continuing along the Northern Right-of-Way of Pace Drive South 69 Degrees, 00 Minutes, & 44 Seconds East 1.74 Ft. to a point the P.C. of a curve to the right, the radius being 305 Ft., the chord being South 48 Degrees, 17 Minutes, & 20 Seconds East 215.85 Ft. to a point the P.T. of the curve; thence continuing along same said Right-of-Way South 27 Degrees, 33 Minutes, & 56 Seconds East 73.68 Ft. to a point the P.C. of a curve to the Left, the radius being 225 Ft., the chord being South 40 Degrees, 59 Minutes, & 09 Seconds East 104.44 Ft. to a point the P.T. of the curve; thence continuing along same said Right-of-Way South 54 Degrees, 24 Minutes, & 23 Seconds East 266.14 Ft. to a point the P.C. of a curve to the Left, the radius being 295 Ft., the chord being South 68 Degrees, 14 Minutes, & 35 Seconds East 141.10 Ft. to a point the P.T. of a curve; thence continuing along same said Right-of-Way South 82 Degrees, 04 Minutes, & 47 Seconds East 256.27 Ft. to a point the P.C. of a curve to the Left, the radius being 4,555.68 Ft., the chord being South 83 Degrees, 19 Minutes, & 47 Seconds East 198.76 Ft. to a point the P.T. of the curve; thence continuing along same said Right-of-Way South 84 Degrees, 34 Minutes, & 47 Seconds East 475.94 Ft. to a point; thence continuing North 04 Degrees, 38 Minutes, & 11 Seconds East 931.19 Ft. to an existing iron on the Southern Right-of-Way of Greens Road; thence continuing along same said Right-of-Way South 89 Degrees, 42 Minutes, & 32 Seconds West 312.50 Ft. to an existing iron on same said Right-of-Way; thence continuing along same said Right-of-Way North 89 Degrees, 14 Minutes, & 31 Seconds West 616.11 Ft. to an existing iron pipe on same said Right-of-Way; thence continuing along same said Right-of-Way North 88 Degrees, 07 Minutes, & 24 Seconds West 175.78 Ft. to an existing iron pipe on same said Right-of-Way; thence continuing along same said Right-of-Way North 86 Degrees, 31 Minutes, & 49 Seconds West 397.88 Ft. to an existing iron pipe the point of beginning containing 28.051 acres more or less; the same being Lot 1 of the property of Pace Oil Company as recorded in Plat Book 89, Page 36;

SAVE AND EXCEPT THEREFROM that parcel of land deeded to the Department of Transportation recorded in Book 3683, Page 765, Guilford County Registry.

Tract II

Beginning in Guilford County at a new iron pipe on the Eastern Right-of-Way line of N.C. 61, said new iron pipe being a common corner with G. H. Kirkpatrick, Jr.; thence running along the Northern line of Kirkpatrick South 30 Degrees, 47 Minutes & 49 Seconds East 336.12 Ft. to a new iron pipe in the Northern line of Thelma T. Wheeler, thence along the Northern line of Thelma T. Wheeler North 88 Degrees, 49 Minutes & 45 Seconds East 145.14 Ft. to a point along the Southern Right-of-Way of Pace Drive; thence continuing along the Southern Right-of-Way of Pace Drive North 54 Degrees, 24 Minutes & 23 Seconds West 68-31 Ft. to a point the P.C. of a curve to the Right, the radius being 275 Ft., the chord being North 40 Degrees, 59 Minutes & 10 Seconds West 127.65 Ft. to a point, the P.T. of the curve; thence continuing along the Southern Right-of-Way of Pace Drive North 27 Degrees, 33 Minutes & 56 Seconds West 73.68 Ft. to a point the P.C. of a curve to the Left the radius being 255 Ft., the chord being North 48 Degrees, 05 Minutes & 35 Seconds West 178.84 Ft. to a point the P.T. of the curve, said point being also on the Eastern Right-of-Way of N.C. Hwy. 61, thence continuing along said Right-of-Way South 17 Degrees, 00 Minutes & 01 Second West 36.73 Ft. to a new iron pipe, the point of beginning, containing 0.6754 acres more or less; also being Lot 2 of the Property of Pace Oil Company as recorded in Plat Book 89, Page 36; SAVE AND EXCEPT THEREFROM that parcel of land deeded to the Department of Transportation recorded in Book 3683, Page 765, Guilford County Registry.

Tract III

Beginning in Guilford County at an existing R/W monument, situated East of the intersection of the up-ramp from the Westbound lane of Interstate 85, and N.C. Highway 61, thence North 07 Degrees, 44 Minutes, & 52 Seconds West along said Right-of-Way of up-ramp 93.24 Ft. to a new iron pipe on the East Right-of-Way line of N.C. #61, thence North 27 Degrees, 13 Minutes & 12 Seconds East 87.78 Ft. to a new iron pipe along same said Right-of-Way; thence continuing along same said Right-of-Way North 21 Degrees, 12 Minutes & 24 Seconds East 83.53 Ft. to a new iron pipe a corner with Pace Oil Co.; thence running South 30 Degrees, 47 Minutes & 49 Seconds East 336.12 Ft. to a new iron pipe in the Northern line of Thelma T. Wheeler property; thence running along Thelma T. Wheeler's North line North 77 Degrees, 47 Minutes & 03 Seconds West 3.36 Ft. to a concrete Right-of-Way monument; thence continuing along Thelma T. Wheeler's North line South 87 Degrees, 16 Minutes & 03 Seconds West 191.97 Ft. to an existing iron pipe on the East side of the up-ramp leading from Interstate 85; thence continuing along said up-ramp North 41 Degrees, 11 Minutes, & 57 Seconds West 20.84 Ft. to an existing Right-of-Way Monument; thence continuing along up-ramp North 32 Degrees, 30 Minutes & 03 Seconds West 39.32 Ft. to an existing Right-of-Way monument, the Point of Beginning, containing 0.883 acres more or less; SAVE AND EXCEPT THEREFROM that parcel of land deeded to the Department of Transportation recorded in Book 3651, Page 704, Guilford County Registry; the same being that property deeded to Pace Oil Company, Inc. recorded in Book 3673, Page 20, Guilford County Registry.

Tract IV

BEGINNING in Guilford County at a new iron stake in the northern margin of the right of way of Interstate 85, a corner with Pace Oil Company, Inc. and running thence from said point of beginning with Pace Oil Company, Inc., North 17° 48' 29" East

1021.71 feet to an existing iron stake in the southern margin of the 60 foot right of way of Greeson Road (SR 3065), a corner with Pace Oil Company, Inc.; thence along the southern margin of the 60 foot right of way of Greeson Road, South 84° 36' 26" East 383.39 feet to an existing iron stake in the southern margin of Greeson Road; thence continuing along the southern margin of Greeson Road, South 83° 40' 30" East 175.56 feet to an existing iron stake in the southern margin of Greeson Road, a corner with Radcliffe, Rudd and Lanier, Jr., thence with Radcliffe, Rudd and Lanier, Jr., South 1° 53' 16" W. 241.74 feet to an existing stone corner with Radcliffe et al and Pace Oil Company, Inc.; thence with Pace Oil Company, Inc., South 29° 52' 50" West 828.41 feet to a new iron stake in the northern margin of the right of way of Interstate 85, a corner with Pace Oil Company, Inc.; thence along the northern margin of the right of way of Interstate 85, North 84° 34' 47" West 450 feet to the point and place of BEGINNING, containing 12.642 acres, more or less.

The foregoing description was taken from surveys of William L. Knight, Jr., dated December 28, 1988 and January 12, 1989.

Also included is a tract 60 feet in width and running along the southern boundary of Tract A, containing 11.770 acres, more or less, now or formerly owned by Pace Oil Company, Inc.; said property being adjacent to the northern margin of the right of way of Interstate 85. Said property is more particularly described on that certain survey of Pace Oil Company, Inc., dated January 12, 1989, a copy of which is attached to that certain deed from Pace Oil Company, Inc. to Scholl America, Inc., dated January 13, 1989, which deed is recorded in Deed Book 3713, at Page 1759 of the Guilford County Registry.

Tract V

BEGINNING in Guilford County at a crossmark in I-85 a corner with Springwood Church; running thence North 4° 39' East 1052 feet to a crossmark in the center of Springwood Church Road a corner with Robert E. Sheahan (after leaving I-85 the line runs to the center of Springwood Church Road) thence with the line of Robert E Sheahan North 88° 11' East 609.07 feet to an iron stake a corner with Sheahan (iron stake set in this line 30 feet from center of road); thence again with Sheahan North 4° 08' East 297.95 feet to an iron stake in the line of Carson T. Ingle (control corner set in this line 30.15 feet from the beginning point of the call) running thence with line of Ingle South 85° 51' East 1488.50 feet to an iron stake in the line of O.W. Williams (old stake in this line 279.77 feet from the corner); running thence with the line of O.W. Williams South 2° 50' West 977.02 feet to a crossmark in I-85 (iron stake set in this line at the right-of-way of I-85 which is 132.13 feet from a crossmark in I-85); thence in the right-of-way of I-85 South 82° 30' West 2169.74 feet to the Beginning point containing 53.28 acres, more or less, of which 6.47 acres is within the right-of-way of I-85. This conveyance is made subject to the right-of-way of I-85, the right-of-way of Springwood Church Road and the right-of-way of the power line as shown on the plat drawn by J. Mark McAdams on June 24, 1967.

SECTION 2. The following described property is removed from the corporate limits of the City of Burlington and is added to the corporate limits of the Town of Gibsonville:

A certain tract or parcel of land in Rock Creek Township, Guilford County, North Carolina, adjoining the lands of Billy D. Moser and Ethel H. Moser, Shirley M. Perry, H. Clay Hemric, Jr. and Nancy G. Hemric, US 70 – South Church Street, Randy Lynn Ingle and others and being more particularly described as follows:

BEGINNING at a point in the south right-of-way line of US 70 – South Church Street, said point lying N. 87° 22' 02" E. 324.45 feet from a common corner with Michael F. Turner and Victoria C. Tanner and Randy Lynn Ingle in the south right-of-way line of US 70 – South Church Street and running thence from said Beginning Point across US 70 and continuing with the line of Billy D. and Ethel H.

Moser, N. 2° 45' 03" W. 433.21 feet to a point in the line of Shirley M. Perry; thence with the line of Shirley M. Perry the following courses and distances: S. 70° 13' 01" E. 106.33 feet to a point; thence S. 25° 54' 33" E. 30.55 feet to a point; thence S. 53° 27' 06" E. 49.46 feet to a point; thence S. 83° 17' 44" E. 80.51 feet to a point; thence S. 45° 39' 32" E. 85.22 feet to a point; thence S. 67° 54' 40" E. 68.64 feet to a point; thence N. 76° 18' 58" E. 30.37 feet to a point; thence N. 21° 23' 30" E. 158.99 feet to a point; thence N. 51° 01' 39" E. 154.14 feet to a corner with H. Clay Hemric, Jr. and Nancy G. Hemric; thence with the said Hemric the following courses and distances: S. 69° 26' 48" E. 113.50 feet to a point; thence S. 76° 11' 42" E. 108.93 feet to a point; thence S. 59° 10' 39" E. 186.25 feet to a point; thence S. 33° 03' 34" E. 188.62 feet to a point; thence S. 66° 28' 14" E. 59.85 feet to a point; thence S. 86° 44' 36" E. 82.83 feet to a point; thence with said Hemric and continuing across US 70 – South Church Street, S. 03° 05' 49" W. 96.43 feet to a point in the south right-of-way line of US 70 – South Church Street and in the line of Randy Lynn Ingle; thence with the south right-of-way line of US 70 – South Church Street and the line of said Ingle, S. 87° 22' 02" W. 1152.65 feet to the point of BEGINNING and containing 8.583 acres (0.0134 sq. mile) and being all of Lot No. 4 and the right-of-way of US 70 – South Church Street that adjoins Lot No. 4 as shown on a plat by Simmons Engineering and Surveying, Inc. entitled Property of City of Burlington and Randy Lynn Ingle, dated December 4, 2000, and recorded at Plat Book 140, page 101 in the Guilford County Register of Deeds.

SECTION 3. This act shall have no effect upon the validity of any liens of the Town of Gibsonville or the City of Burlington for ad valorem taxes or special assessments outstanding before the effective date of this act. Such liens may be collected or foreclosed upon after the effective date of this act as though the property were still within the corporate limits of the Town of Gibsonville or the City of Burlington.

SECTION 4. This act becomes effective June 30, 2005.

In the General Assembly read three times and ratified this the 16th day of June, 2005.

s/ Marc Basnight
President Pro Tempore of the Senate

s/ James B. Black
Speaker of the House of Representatives