

GENERAL ASSEMBLY OF NORTH CAROLINA
1987 SESSION

CHAPTER 168
HOUSE BILL 552

AN ACT TO EXTEND THE CORPORATE LIMITS OF THE TOWN OF
RUTHERFORDTON.

The General Assembly of North Carolina enacts:

Section 1. The corporate limits of the Town of Rutherfordton are extended to include the following described areas:

Lying and being in Rutherfordton Township, Rutherford County, North Carolina, and being described as follows:

TRACT ONE:

BEGINNING on an iron pin Hill's now K.E. Simpson an Columbus Jeffries' corner, said iron pin being also the Southeast corner of a 24.80 acre tract conveyed by Willie B. Hill and wife, to K.E. Simpson by deed dated November 25, 1950 and recorded in the office of the Register of Deeds for Rutherford County, N.C. in Deed Book 210 at Page 548 and runs thence from said beginning point North 34-1/2 East 1341 feet to an iron stake and stone heap in the South edge of the right of way of the Duke Power Company's power line; thence with the South edge of said power line North 85-1/2 West 616 feet to a point in the center of the Rutherfordton Road, with iron pin offset on the East side of said road; thence with the center of said road as it meanders, South 38 West 149 feet; South 24-1/2 West 275 feet; North 83-1/2 West 50 feet; North 66-1/2 West 145 feet; South 84 West 152 feet to an iron stake; thence leaving said road and running South 61 West 490 feet to an iron pin a new corner in line of Gibbs land; thence with line of Gibbs land South 26 East 1187 feet to an iron stake Old Jeffries corner, also Southwest corner of above mentioned Willie B. Hill tract; thence North 35 East 577-1/2 feet to the beginning, containing 25.5 acres, more or less, according to a survey made by F.A. Wilkie, Surveyor, May 28, 1951.

And being those properties conveyed to the Town of Rutherfordton by K.E. Simpson and wife, Estelle W. Simpson, by deed dated July 3, 1951, of record in Deed Book 214, Page 157, Rutherford County Registry.

TRACT TWO:

Situate on both sides of Cleghorn Creek and on the waters of Stonecutter Creek, and locally known as the J. H. (Bud) Gibbs farm and being located a short distance south of the corporate limits of the Town of Rutherfordton and including about 55 acres, being all of the lands conveyed by J. F. Flack, administrator of B.C. Lauter, to J. H. Gibbs, by deed dated August 13, 1931, and recorded in deed book 150 at page 144, and including the eastern part of that tract of land conveyed by M. Georgion and wife to J. H. Gibbs by deed dated August 14, 1941, and recorded in Deed Book 178 at page 17, of

Rutherford County Registry, which last mentioned tract as described hereinafter also includes within its boundary about 2 acres heretofore conveyed by J. H. Gibbs to the Town of Rutherfordton, the outside boundary lines of said lands hereby conveyed being more particularly described as follows:

BEGINNING on an iron stake, which is the southeastern corner of a 20 acre tract conveyed by Mitchell Roberts, executor of J. H. Gibbs to Ralph Russell and wife by deed recorded in book 183 at page 522, said iron stake being also the northeastern corner of a 15 acre tract formerly conveyed by B.C. Lauter to R. L. Ruff as described in deed book 133 at page 393, Rutherford County Registry and running thence with the eastern line of said 15 acre tract S. 1-1/2 W. 28 poles to a stone, old corner; thence with the old line of said tract N. 89 W. 30 poles to a stone in the old line; thence running with the old line of the original 70 acre tract S. 16 E. 29-4/5 poles to a stake; thence E. 45-1/5 poles to a stone in Cleghorn Creek; thence down the creek and with Ed Geer's line S. 7-1/2 E. 32 poles; S. 19 W. 8-4/5 poles; S. 54-1/2 W. 34 poles; S. 69 W. 8 poles; and S. 76 W. 30 poles to a point in the center of said creek and in the center of Stonecutter Creek entering from the east; thence up the center of Stonecutter Creek S. 84 E. 63-4/5 poles to a stake at the edge of the water; thence N. 52 E. 41 poles to a point in the creek; thence N. 61-1/2 E. 47 poles to a stone in the creek Mauney's old corner; thence leaving the creek and running with the old line N. 30 W. (V.2-3/4) 100 poles to a stake and pointers on the west side of a hill, old corner, being also the southeast corner of the 34 acre tract conveyed by M. Georgion and wife to J. H. Gibbs; thence with the eastern line of the said 34 acre tract N. 33 W. 46 poles to a stake and pointers in the old Wright Logan line (corner of lot No. 4) said stake being now located in Mrs. Effie Patton's line in or near the Duke Power Company transmission line, thence with Mrs. Patton's line N. 85 W. 97 poles, more or less, to a point in the center of Cleghorn Creek, corner of Ralph Russell's 20 acre tract; thence down and along the center of Cleghorn Creek, and with Ralph Russell's line and with the southern or outside line of the 2 acre tract conveyed by J.H. Gibbs to the Town of Rutherfordton to a point in the center of said Cleghorn Creek, which point is the northeastern corner of the said Ralph Russell 20 acre tract; thence with line of same S. 3-3/4 E. 23 poles to the Beginning, containing a total of 70 acres, more or less.

And being those properties conveyed to the Town of Rutherfordton by Mitchell Roberts and wife, Mamie Gibbs Roberts, by deed dated November 20, 1957, of record in Deed Book 238, Page 490, Rutherford County Registry.

TRACT THREE:

All of that tract or parcel of land situate upon Cleghorn Creek, and Stonecutter Creek, and adjoining the lands of the Town of Rutherfordton, and the remaining lands of E.S. Geer and being the southeastern part of that tract of land heretofore conveyed to E.S. Geer by C.W. Keeter and others by deed dated December 17, 1926, and which is recorded in Rutherford County Registry in deed book 133 at page 464, that part of said tract hereby conveyed being described herein according to a partial survey by W.O. Justice, surveyor, in March, 1961, as follows:

BEGINNING on a pine which is located approximately in the middle of the third call in the aforesaid deed from C.W. Keeter and in the old line and in the line of the property of

the Town of Rutherfordton, as purchased from Mitchell Roberts and wife, said pine being 372 feet east of the old stone corner, which marks the end of the second call in the Keeter deed and running thence with the old line and line of the Town of Rutherfordton (and following a wire fence) E. 373 feet to the center of Cleghorn Creek; thence with the creek and with several lines of the Town of Rutherfordton as follows: (1) S. 7-1/2 E. 478-1/2 feet; (2) S. 19 W. 178 feet; (3) S. 54-1/2 W. 551 feet (4) S. 69 W. 132 feet; (5) S. 76 W. 528 feet to a point in the creek at the intersection of Stonecutter Creek, corner of purchase from Mitchell Roberts and wife, thence continuing down the creek and with the old Geer line N. 81 W. 148-1/2 feet to a stone; thence W. 231 feet to a point in the center of the creek as formerly located, old corner, which old corner is located N. 43 E. 10 poles from the old Creek ford; thence a new line N. 20 W. and passing two sycamores at 100 feet 231 feet to an iron pin, a new corner; thence three new lines as follows: (1) N. 77 E. 900 feet to an iron stake; (2) N. 47 E. 400 feet to an iron stake and (3) N. 2 W. 400 feet to the Beginning, containing 18-1/2 acres more or less.

And being those properties conveyed to the Town of Rutherfordton by E.S. Geer, widower, by deed dated March 13, 1961, of record in Deed Book 256, Page 205, Rutherford County Registry.

TRACT FOUR:

All of that certain tract or parcel of land situate on the southeast side of Stonecutter Creek and on both sides of the Poors Ford Road, and being the eastern part of tract of land conveyed by F.A. Sims and wife to R.E.L. Freeman and H.R. Freeman by deed dated December 2, 1918, and recorded in Rutherford County Registry in Deed Book 109 at page 74, and the same land conveyed in a division from H.R. Freeman and wife to R.E.L. Freeman dated March 21, 1921, and recorded in Rutherford County Registry in Deed Book 115 at Page 379 and willed by R.E.L. Freeman to his wife Margaret A. Freeman, and subject to such life estate to James W.L. Freeman (who is the same person as James William Freeman) said will being recorded in Will Book "I" at page 336, and the life estate of the said Margaret A. Freeman, subsequent to her marriage to Ison Parris, having been conveyed to James William Freeman by deed dated February 29, 1952, and recorded in said Registry in Deed Book 215 at page 355, and being more particularly described as follows:

BEGINNING at an iron stake at the old pine corner, formerly corner of the lands of W.A. and J.J. Harrill, now corner of lands of Francis Roberts, and running thence with old line and crossing the branch S. 60 W. 89-3/4 poles to an iron stake, old division corner; thence with three lines of the division deeds between H.R. Freeman and R.E.L. Freeman (1) N. 14-1/2 E. 53 poles to a pine; (2) N. 19-1/2 E. 18-1/2 poles to a poplar and (3) N. 23-3/4 E. 46-5/8 poles to a point in the center of Poors Ford Road; thence N. 66-1/4 E. 8 poles to the middle of the old ford of Bigham's branch; thence down the branch general course N. 44 W. 23 poles to center of Stonecutter Creek at the mouth of Bigham's branch, and in line of tract of land purchased by Town of Rutherfordton from Mitchell Roberts and wife; thence with line of same and with Stonecutter Creek S. 84 E. 5 poles to a corner of said Roberts tract in a sharp bend of the creek; thence with the creek and line of the Town of Rutherfordton N. 52 E. 41 poles to a point in the creek, corner of the Town's purchase from Mitchell Roberts formerly referred to as being at the

north edge of the bridge (old bridge now gone) thence continuing with the creek and line of the Town of Rutherfordton N. 61-1/2 E. 47 poles to a stone in the old Mooney line which marks the southeast corner of the Mitchell Roberts tract; thence with the old Mooney line S. 30 E. (V. 1-1/4) 24-1/2 poles to a stone at the old B.O., formerly Mooney and Harrill's corner; thence with the old Harrill line S. 28-1/2 W. crossing Bigham's branch 124 poles to the Beginning, containing 58 acres, more or less.

And being those properties conveyed to the Town of Rutherfordton by James William Freeman and wife, Carrie B. Freeman, by deed dated June 23, 1962, of record in Deed Book 265, Page 53, Rutherford County Registry.

Tracts One, Two, and Three are identified on the maps of the Tax Supervisor of Rutherford County as Parcel Number 98-1-9. Tract Four is identified on the maps of the Tax Supervisor of Rutherford County as Parcel Number 103-2-38.

Sec. 2. This act shall become effective June 30, 1987.

In the General Assembly read three times and ratified this the 8th day of May, 1987.