

GENERAL ASSEMBLY OF NORTH CAROLINA
1987 SESSION

CHAPTER 905
HOUSE BILL 2199

AN ACT TO ALLOW THE CITY OF BREVARD TO DISPOSE OF CERTAIN REAL
PROPERTY BY PRIVATE NEGOTIATION AND SALE.

The General Assembly of North Carolina enacts:

Section 1. Notwithstanding Article 12 of Chapter 160A of the General Statutes, the City of Brevard may convey by negotiation and private sale, with or without monetary consideration, any or all of its rights, title, and interest in two parcels of property located within the City of Brevard, Transylvania County, North Carolina, and particularly described as follows:

Parcel No. 1: A strip of land comprising the right of way of the Transylvania Railroad Company lying within the limits of the City of Brevard, North Carolina, extending from Milepost 21.8 to Milepost 23.6, and varying in width from 70 feet to 125 feet; containing 21.39 acres, more or less. Being the same property conveyed to the City of Brevard by the Transylvania Railroad Company by deed dated February 25, 1980, and recorded in Book 246, page 441, Transylvania County Register of Deeds.

Parcel No. 2: BEGINNING at a point in the center of the railroad tacks of the Southern Railway trestle over Lambs Creek, and runs thence with the center line of said railroad tracks, North 89 deg. 55 min. West 109.84 ft. to a stake; thence North 00 deg. 05 min. East (crossing Allison Creek at 27 ft.) 50 ft. to an iron pin in the Southwest margin of the right-of-way of a proposed 60 ft. road; thence North 89 deg. 55 min. East with said margin of said road (passing an iron pin at 73.08 ft.) 101.79 ft. to a point in the center of Lambs Creek; thence down and with Lambs Creek South 29 deg. 37 min. East 86.76 ft. to the BEGINNING. Being the same property conveyed to the City of Brevard by Edith Lowe Thomas (widow) by deed dated August 1, 1972, and recorded in Book 196, page 410, Transylvania County Register of Deeds. The easements and special conditions as shown on the deed recorded at Book 196, page 410, shall continue and not be extinguished by conveyance of the property.

Sec. 2. This act applies to the City of Brevard only.

Sec. 3. This act is effective upon ratification.

In the General Assembly read three times and ratified this the 23rd day of June, 1988.