

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1989

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SENATE BILL 476

Short Title: Nature and Historic Preserve Changes.

(Public)

Sponsors: Senator Sherron.

Referred to: Rules.

March 16, 1989

A BILL TO BE ENTITLED

AN ACT TO CODIFY THE JOINT RESOLUTION ACCEPTING PROPERTIES IN THE STATE NATURE AND HISTORIC PRESERVE, TO REMOVE CERTAIN LAND FROM JOCKEY'S RIDGE STATE PARK AND MORROW MOUNTAIN STATE PARK FROM THE STATE NATURE AND HISTORIC PRESERVE, AND TO REPEAL TWO STATUTES CONCERNING THAT PRESERVE.

Whereas, Article XIV, Section 5 of the North Carolina Constitution authorizes the dedication of State and local government properties as part of the State Nature and Historic Preserve, upon acceptance by resolution adopted by a vote of three-fifths of the members of each house of the General Assembly and removal of properties from that Preserve by law adopted by three-fifths of the members of each house of the General Assembly; Now, therefore,

The General Assembly of North Carolina enacts:

Section 1. G.S. 143-260.10 reads as rewritten:

"§ 143-260.10. Components of State Nature and Historic Preserve.

The following are components of the State Nature and Historic Preserve accepted by the North Carolina General Assembly pursuant to G.S. 143-260.8:

- (1) All lands and waters within the boundaries of the following units of the State Parks System as of ~~March 6, 1979~~: April 4, 1989: Baldhead Island State Natural Area, Bay Tree Lake, Lake State Park, Boones Cave State Park, Bushy Lake State Natural Area, Carolina Beach State Park, Cliffs of the Neuse State Park, Chowan Swamp State Natural Area, Crowders Mountain State Park, Dismal Swamp State Natural Area, Duke Power State Recreation Area, Eno River State Park, Fort Fisher State Recreation Area, Fort Macon State Park, Goose Creek State Park, Hammocks Beach State Park, Hanging

1 ~~Rock State Park, Hemlock Bluffs Natural Area, Jockeys Ridge State Park, Jones Lake~~  
2 ~~State Park, Lake Waccamaw, James State Park, Lake Waccamaw State Park, Masonboro~~  
3 ~~Island, Medoc Mountain State Park, Merchants Millpond State Park, Mitchells~~  
4 ~~Millpond State Natural Area north of S.R. 2224, Morrow Mountain State Park, Mount~~  
5 ~~Jefferson State Park, Mount Mitchell State Park, Pilot Mountain State Park, Raven Rock~~  
6 ~~State Park, Singletary Lake State Park, South Mountains State Park, Stone Mountain~~  
7 ~~State Park, Theodore Roosevelt Natural Area, Singletary Lake State Park, South Mountains~~  
8 ~~State Park, Stone Mountain State Park, and Weymouth Woods-Sandhills Nature Preserve,~~  
9 ~~and White Lake; Carolina Beach State Park in New Hanover County west of Dow Road, S.R.~~  
10 ~~1573; Mitchells Millpond Natural Area in Wake County north of S.R. 2224. Preserve.~~

11 ~~(2) All lands and waters within the boundaries of Eno River State Park and~~  
12 ~~William B. Umstead State Park as of March 6, 1979, with the exception of those tracts~~  
13 ~~recommended for exclusion in the petition of the Council of State dated March 6, 1979,~~  
14 ~~on file with the Secretary of Administration.~~

15 (2) All lands and waters within the boundaries of William B. Umstead State Park  
16 as of April 4, 1989, with the exception of Tract Number 65, containing 22.93140 acres  
17 as shown on a survey prepared by John S. Lawrence (RLS) and Bennie R. Smith (RLS),  
18 entitled 'Property of The State of North Carolina William B. Umstead State Park', dated  
19 January 14, 1977, and as removed from the State Nature and Historic Preserve by  
20 Chapter 450, Section 1 of the 1985 Session Laws. The State of North Carolina may only  
21 exchange this land for other land for the expansion of William B. Umstead State Park or  
22 sell and use the proceed for that purpose. The State of North Carolina may not  
23 otherwise sell or exchange this land.

24 (3) All lands within the boundaries of Jockey's Ridge State Park as of April 4,  
25 1989, with the exception of the tract recommended for exclusion in the petition of the  
26 Council of State dated April 4, 1989, on file with the Secretary of Administration.

27 (4) All lands within the boundaries of Morrow Mountain State Park as of April 4,  
28 1989, with the exception of the tract recommended for the exclusion in the petition of  
29 the Council of State dated April 4, 1989, on file with the Secretary of Administration.

30 ~~(3)~~ (5) All lands within the boundaries of Pettigrew State Park as of March 6,  
31 1979, April 4, 1989, with the exception of the tract recommended for exclusion in the  
32 petition of the Council of State dated March 6, 1979, April 4, 1989, on file with the  
33 Secretary of Administration.

34 (6) All land within the boundaries of Crowder's Mountain State Park as of April  
35 4, 1989, with the exception of the tract recommended for exclusion in the petition of the  
36 Council of State dated April 4, 1989, on file with the Secretary of Administration.

37 (7) All lands owned in fee simple by the State at the New River Scenic River as  
38 of April 4, 1989, with the exception of the tract recommended for exclusion in the  
39 petition of the Council of State dated April 4, 1989, on file with the Secretary of  
40 Administration.

41 ~~(4)~~ (8) All lands and waters located within the boundaries of the following State  
42 Historic Sites as of March 6, 1979: Alamance Battleground Historic Site, Historic Bath  
43 Historic Site, Bentonville Battleground Historic Site, Brunswick Town Historic Site,  
44 Governor Richard Caswell Memorial/C.S.S. Neuse Historic Site, Duke Homestead

1 Historic Site, House in the Horseshoe Historic Site, James Iredell House Historic Site,  
2 President James K. Polk Memorial Historic Site, Stagville Preservation Center Historic  
3 Site, State Capitol Historic Site, Town Creek Indian Mound Historic Site, Tryon Palace  
4 Historic Site, Governor Zebulon B. Vance Birthplace Historic Site, and Thomas Wolfe  
5 Memorial Historic Site."

6           Sec. 2. G.S. 143-260.10A is repealed.

7           Sec. 3. G.S. 143-260.10B is repealed.

8           Sec. 4. This act is effective upon ratification.