

GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 1999
RATIFIED BILL

RESOLUTION 18
SENATE JOINT RESOLUTION 1139

A JOINT RESOLUTION DEDICATING PROPERTIES AS PART OF THE STATE
NATURE AND HISTORIC 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 the removal of properties from that Preserve by law adopted by three-fifths of the members of each house of the General Assembly; and

Whereas, the General Assembly enacted the State Nature and Historic Preserve Dedication Act, Chapter 443, 1973 Session Laws, to prescribe the conditions and procedures under which properties may be specifically dedicated for the purposes enumerated by Article XIV, Section 5 of the North Carolina Constitution; and

Whereas, in accordance with G.S. 143-260.8, the Council of State has petitioned the General Assembly to adopt a resolution pursuant to Article XIV, Section 5 of the North Carolina Constitution, accepting properties added to the State Parks System since the last dedication of lands on May 29, 1989, and designated in the petition for inclusion in the State Nature and Historic Preserve; and

Whereas, one component of the State Parks System and various State Historic Sites properties, some of which remain unchanged in land mass and some of which have acquired additional land, have different names since they were dedicated to the State Nature and Historic Preserve; and

Whereas, the Council of State has petitioned the General Assembly to remove certain properties from the State Nature and Historic Preserve; Now, therefore,

Be it resolved by the Senate, the House of Representatives concurring:

Section 1. The General Assembly dedicates and accepts all the following lands and waters to constitute components of the State Nature and Historic Preserve as named or renamed:

- (1) All lands and waters within the boundaries of the following units of the State Parks System as of April 6, 1999: Baldhead Island State Natural Area, Bushy Lake State Natural Area, Cliffs of the Neuse State Park, Duke Power State Park, Goose Creek State Park, Hammocks Beach State Park, Hemlock Bluffs State Natural Area, Jockey's Ridge State Park, Lake James State Park, Lake Waccamaw State Park, Lumber River State Park, Medoc Mountain State Park, Merchants Millpond State Park, Mitchells Millpond State Natural Area, Mount Mitchell State Park, Occoneechee Mountain State Natural Area, Pettigrew State Park, Pilot Mountain State Park, Raven Rock State Park, Run Hill State Natural Area, and Weymouth Woods-Sandhills Nature Preserve.
- (2) All lands and waters within the boundaries of William B. Umstead State Park as of April 6, 1999, with the exception of Tract Number 65, containing 22.93140 acres as shown on a survey prepared by John S. Lawrence (RLS) and Bennie R. Smith (RLS), entitled "Property of The State of North Carolina William B. Umstead State Park", dated January

- 14, 1977 and filed in the State Property Office, which was removed from the State Nature and Historic Preserve by Chapter 450, Section 1 of the 1985 Session Laws.
- (3) All land within the boundaries of Crowders Mountain State Park as of April 6, 1999, with the exception of the following tract: The portion of that certain tract or parcel of land at Crowders Mountain State Park in Gaston County, Crowders Mountain Township, described in Deed Book 1939, page 800, and containing 757.28 square feet and as shown in a survey by Tanner and McConnaughey, P.A. dated July 22, 1988 and filed in the State Property Office.
 - (4) All lands owned in fee simple by the State at the New River Scenic River as of April 6, 1999, with the exception of the following tract: That certain tract or parcel of land at the New River Scenic River in Alleghany County, Piney Creek Township, described in Deed Book 112, page 610, containing 16.54 acres, and consisting of lots #12 through #19 on the survey by Dudley and Zeh, R.L.S. dated September 21, 1979, recorded in Plat Book 4, Page 94, and filed in the State Property Office.
 - (5) All lands and waters within the boundaries of Stone Mountain State Park as of April 6, 1999, with the exception of the following tract: The portion of that certain tract or parcel of land at Stone Mountain State Park in Wilkes County, Traphill Township, described as parcel 33-02 in Deed Book 633-193, and more particularly described as all of the land in this parcel lying to the west of the eastern edge of the Air Bellows Road, as shown on the National Park Service Land Status Map 33 dated March 24, 1981 and filed in the State Property Office, containing approximately 72 acres.
 - (6) All lands and waters located within the boundaries of Eno River State Park as of April 6, 1999, with the exception of the following tracts: The portion of that tract or parcel of land at Eno River State Park in Durham County, Lebanon Township, described in Deed Book 1626, Page 854, required for the right-of-way and easements for the expansion of Guess Road and more particularly described in a Department of Transportation drawing entitled "Sketch Showing a Portion of the Property of State of North Carolina, North Carolina Parks and Recreation, Durham County", for TIP U-2102, Project 8.1351302, parcel 155, dated June 8, 1999 and filed in the State Property Office; and the portion of that tract or parcel of land at Eno River State Park in Durham County, Lebanon Township, described in Deed Book 1945, Page 773, required for the right-of-way and easements for the expansion of Guess Road and more particularly described in a Department of Transportation drawing entitled "Sketch Showing Proposed Right of Way, Property of State of North Carolina (Formerly Association for the Preservation of the Eno), Durham County" for TIP U-2102, Project 8.1351302, parcels 159 and 163, dated June 1, 1999 and filed in the State Property Office.
 - (7) All lands and waters located within the boundaries of Hanging Rock State Park as of April 6, 1999, with the exception of the following tract: The portion of that tract or property at Hanging Rock State Park in Stokes County, Danbury Township, described in Deed Book 360, Page 160, for a 30-foot wide right-of-way beginning approximately 183 feet south of SR 1001 and extending in a southerly direction approximately 1,479 feet to the southwest corner of the Bobby Joe Lankford tract and more particularly shown on a survey entitled, "J. Spot Taylor Heirs Survey, Danbury Township, Stokes County, N.C.", by Grinski

Surveying Company, dated June 1985, and filed in the State Property Office.

- (8) All lands and waters located within the boundaries of South Mountains State Park as of April 6, 1999, with the exception of the following tracts: The portion of that tract or property at South Mountains State Park in Burke County, Lower Creek Township, described in Deed Book 862, Page 1471, required for the right-of-way and easements for the relocation of SR 1904 within the park and lying generally between the Rutherford Electric Membership Corporation right-of-way and the southern property boundary of the park, as described in the drawing entitled "Survey for State of North Carolina", dated January 28, 1999, prepared by Suttles Surveying, P.A., bearing the preparer's file name 12455.dwg and filed in the State Property Office; and the portions of land at South Mountains State Park that lie south of the centerline of the CCC road as shown on the drawing entitled "Land Trade between South Mountains State Park and Adjacent Game Lands along CCC Road" prepared by the Division of Parks and Recreation, dated March 15, 1999, and filed in the State Property Office and that lie within: (i) the tract or property in Burke County, Lower Fork Township, described in Deed Book 495, Page 501; (ii) the tract or property in Burke County, Lower Fork and Upper Fork Townships, described in Deed Book 715, Page 719; or (iii) within the tracts or property in Burke County, Upper Fork Township, described in Deed Book 860, Page 341, and Deed Book 884, Page 1640.
- (9) All lands and waters located within the boundaries of the following State Historic Sites as of January 1, 1999: Charles B. Aycock Birthplace, Bennett Place, Bentonville Battleground (formerly Bentonville Battleground Historic Site), Brunswick Town (formerly Brunswick Town Historic Site)/Fort Anderson, C.S.S. Neuse and Governor Caswell Memorial (formerly Governor Richard Caswell Memorial/C.S.S. Neuse Historic Site), Charlotte Hawkins Brown Memorial, Historic Edenton (formerly James Iredell House Historic Site), Fort Dobbs, Fort Fisher, Historic Halifax, Horne Creek Living Historical Farm, North Carolina Transportation Museum, Reed Gold Mine, Somerset Place, Tryon Palace Historic Sites & Gardens (formerly Tryon Palace Historic Site), and Thomas Wolfe Memorial (formerly Thomas Wolfe Memorial Historic Site).
- (10) All lands and waters within the boundaries of Gorges State Park as shown on the map entitled "Boundaries of Gorges State Park" prepared by the Division of Parks and Recreation, dated May 27, 1999, and filed in the State Property Office, which lands and waters are a portion of the lands and waters acquired by the State of North Carolina on April 29, 1999, the purchase of which was approved by the Council of State at its meeting on March 2, 1999.

Section 2. The General Assembly dedicates and accepts all the following lands and waters, which were dedicated and accepted previously by the General Assembly to the State Nature and Historic Preserve, which properties have not changed their boundaries, but which have been renamed since their prior dedication and acceptance, as components of the State Nature and Historic Preserve as renamed:

Mount Jefferson State Natural Area (formerly Mount Jefferson State Park), Alamance Battleground (formerly Alamance Battleground Historic Site), Historic Bath (formerly Historic Bath Historic Site), Duke Homestead (formerly Duke Homestead Historic Site), House in the Horseshoe (formerly House in the Horseshoe Historic Site), James K. Polk Memorial (formerly President James K. Polk Memorial Historic Site), Historic Stagville

(formerly Stagville Preservation Center Historic Site), State Capitol (formerly State Capitol Historic Site), Town Creek Indian Mound (formerly Town Creek Indian Mound Historic Site), and Zebulon B. Vance Birthplace (formerly Governor Zebulon B. Vance Birthplace Historic Site).

Section 3. In accordance with G.S. 143-260.8(e), the Secretary of State is directed to forward a certified copy of this resolution to the register of deeds of the counties in which the dedicated properties named in Sections 1 and 2 of this act are located.

Section 4. This resolution is effective upon ratification.

In the General Assembly read three times and ratified this the 30th day of June, 1999.

Dennis A. Wicker
President of the Senate

James B. Black
Speaker of the House of Representatives