

GENERAL ASSEMBLY OF NORTH CAROLINA
1987 SESSION

CHAPTER 254
HOUSE BILL 375

AN ACT TO ANNEX PROPERTY OWNED BY THE CITY OF BREVARD.

The General Assembly of North Carolina enacts:

Section 1. The following described areas are included within the corporate limits of the City of Brevard:

Tract 1

BEGINNING at a stake in the center of Catheys Creek, Walter A. Weilt and Jack Wilson's corner and runs thence with the Weilt line, North 86 deg. 30 min. West 25 feet to a stake in the Weilt line at the bank of Catheys Creek; thence North 86 deg. 30 min. West 235.2 feet to a stake; thence South 03 deg. 25 min. West 115.6 feet to a stake; thence South 86 deg. 32 min. East 263.7 feet to a stake on the West bank of Catheys Creek; thence South 86 deg. 32 min. East 25 feet to a stake in the center of Catheys Creek; thence up and with the center of Catheys Creek, North 10 deg. 30 min. West 119 feet to the BEGINNING. Containing .74 acre, more or less as surveyed by C. E. Smith and platted by William Leonard, Registered Land Surveyor, on September 25, 1965.

Being all of that same property described in that certain deed from Jack Wilson and wife, Thelma Wilson, to F. L. McCall and wife, Inez A. McCall, dated October 8, 1965 and recorded in Deed Book 163, page 98, Records of Deeds for Transylvania County, North Carolina.

Tract 2

BEGINNING at a stake, Southwest corner of the Grantor and Northwest corner of property now or formerly belonging to Jack Wilson and Wife, Thelma Wilson, and runs South 14 deg. 2 min. East 55 feet to a stake; thence South 86 deg. 21 min. East 285.43 feet to a stake in the center of Catheys Creek; thence with the center of Catheys Creek, North 10 deg. 30 min. West 55 feet to a stake; thence North 86 deg. 32 min West 288.7 feet to the BEGINNING. Containing .348 acres, more or less.

Being all of that same property described in that certain deed from Jack Wilson and wife, Thelma Wilson, to F. L. McCall and wife, Inez A. McCall, dated October 22, 1971 and recorded in Deed Book 191, page 504, Records of Deeds for Transylvania County, North Carolina.

Tract 3

BEGINNING at an iron pin in the center of Catheys Creek Road, the common corner of U. S. Government and Transylvania Estates property, and runs with the center of Catheys Creek Road South 37 deg. East 77.33 feet to an iron pin in the center of the Catheys Creek Road; thence leaving Catheys Creek Road and runs South 57 deg. 32 min. West 59.42 feet to an iron pin in the center of Catheys Creek; thence with the

center of Catheys Creek North 19 deg. 12 min. West 99.25 feet to an iron pin, another corner of the U. S. Government and the Transylvania Estates property; thence East 36.75 feet to the BEGINNING.

Being all of that same property described in that certain deed from Transylvania Estates, Inc., a North Carolina corporation, to F. L. McCall and wife, Inez A. McCall, dated April 19, 1966 and recorded in Deed Book 169, page 218, Records of Deeds for Transylvania County, North Carolina.

Tract 4

BEGINNING at a point located in the center of Catheys Creek, said point being located North 28 deg. East 20 feet from a 2-inch by 4-inch post with a 4-inch birch, a 10-inch poplar and an 8-inch poplar as witnesses, said beginning point being the northeast corner of the Thomas H. Jordan property and runs thence with the center of said Creek as follows: South 65 deg. 29 min. East 292 feet, South 81 deg. 37 min. East 922.7 feet, South 65 deg. 04 min. East 542.5 feet, and South 10 deg. 03 min. East 339.2 feet to a point located in the center of said Creek, said point being located South 67 deg. 45 min. West 56.8 feet from a locust located on the east bank of the Catheys Creek Road; thence leaving said creek, North 86 deg. 30 min. West 2,233 feet to a stake, the southeast corner of the Thomas H. Jordan property; thence with the line dividing the property herein conveyed and the said Jordan property, North 28 deg. East 879 feet to the BEGINNING, containing 24 1/2 acres, more or less, as surveyed and platted by P. R. Raxter, RLS, in July, 1958, and as revised in August, 1962.

Tract 5

BEGINNING at a point located on the south bank of the French Broad River near the southeast end of the existing bridge for the Wilson Road (State Road 1540) to cross over the French Broad River and runs thence North 54° 54' 20" West 42.97 feet to a point located in the center of the said river; thence up and with the center of the French Broad River the following nine calls: North 46° 13' East 225.43 feet; North 64° 43' 40" East 299.69 feet; North 75° 16' 40" East 186.95 feet, North 81° 30' 40" East 279.89 feet; North 72° 53' 10" East 174.13 feet; North 46° 34' 10" East 226.68 feet; North 59° 06' 30" East 65.27 feet; South 69° 38' East 223.61 feet and South 43° 11' 20" East 134.68 feet to a point located in the center of the French Broad River; thence leaving the French Broad River running along the line of other property belonging to the Feaster Heirs, South 39° 08' 30" West (crossing an iron pin set on the south bank of the French Broad River at 55 feet) 228.11 feet to an iron pin; thence continuing with the line of the property of the Feaster Heirs as follows: South 19° 21' 10" West 332.6 feet to an iron pin; South 32° 54' 50" West 582.37 feet to an iron pin; South 39° 14' 10" West 328.94 feet to an iron pin set near the south margin of a dirt farm road; South 29° 35' 10" West 366.77 feet to an iron pin located on the north side of the existing Wilson Road; thence in a northwesterly direction on a radius of 1,004.93 feet, a distance of 434.27 feet to a point; North 33° 58' 0" West 153.84 feet to a point; North 35° 28' West (crossing a North Carolina Department of Transportation right-of-way concrete monument at 3.6 feet) 352 feet to another Highway right-of-way concrete monument and North 30° 01' 30" West 316.43 feet to the BEGINNING containing 27.69 acres, more or less, as surveyed and

platted by Lavender, Smith & Associates, Registered Land Surveyors on August 30, 1984

Tract 6

BEGINNING at an iron pin on a knoll, said pin situated S 11 deg. 18 min. E 407 feet from the southwest corner of the main part of the building known as Ross Hall, and runs thence, N 85 deg. 45 min. E 275 feet to an iron pin; thence, S 2 deg. 43 min. E 399.5 feet to an iron pin; thence, N 73 deg. 28 min. W 282 feet to a stake; thence, N 4 deg. 15 min. W 300 feet to the BEGINNING. Containing 2.175 acres.

Tract 7

The area within the right-of-way or easement for that certain road beginning on U. S. Highway 64, almost opposite the Fisher Road, and running thence in a general southeast direction across the property of the Brevard College Corporation to a point south of Ross Hall; also including the old road running from that point to the property described in Tract 6 above. In the event that no right-of-way agreements or easements for the two roads are of record, this description shall include the area between the respective edges of the two roads, so far as identifiable on the ground. This tract shall include and encompass the area now serving as the access road from the property described in Tract 6 to Neely Road and the property identified in Tract 8 thereby providing for a continuous boundary among the three tracts.

Tract 8

BEGINNING at a point located in the center of Neely Road and in the center of the bridge over Bridge Creek, the northwest corner of the W.J. Wallis property, and runs thence with the center of Bridge Creek in a southeasterly direction as follows: South 60° 59' East 85.26 feet to a point; South 33° 38' 03" East 25.12 feet to a point and South 55° 52' East 9.21 feet to a point located in the center of Bridge Creek; thence leaving Bridge Creek and running a new line, South 23° 38' 05" West (crossing an iron pin at 8.5 feet) 91.75 feet to an iron pin; thence another new line, North 67° 52' 30" West (crossing an iron pin at 87.04 feet) 118.31 feet to a point located in the center of Neely Road; thence with the center of Neely Road, North 30° 18' 21" East 68.77 feet to a point and North 18° 07' 09" East 50.05 feet to the BEGINNING.

Sec. 2. The boundaries of the areas annexed by Section 1 of this act shall not be considered external boundaries for the purposes of annexations under Part 3 of Article 4A, G.S. Chapter 160A until the respective areas become part of the primary corporate limits. The areas shall not be considered for purposes of making calculations under G.S. 160A-58.1(b)(5).

Sec. 3. Upon ratification of this act, the appropriate changes to the official map of the City shall be made, and copies shall be filed in the Offices of the Secretary of State, the Transylvania County Register of Deeds and the appropriate board of elections.

Sec. 4. This act is effective upon ratification.

In the General Assembly read three times and ratified this the 2nd day of June, 1987.