

<p><b>NORTH CAROLINA</b></p> <p><b>CHATHAM COUNTY</b></p> <p><b>IN THE MATTER OF THE ABANDONMENT OF THE RIGHT-OF- WAY OF OLD U.S. HIGHWAY 15-501 FROM THE STATE MAINTAINED SYSTEM IN BALDWIN TOWNSHIP, CHATHAM COUNTY, NORTH CAROLINA</b></p>	<p><b>BEFORE THE CHATHAM COUNTY BOARD OF COMMISSIONERS</b></p> <p><b><u>RESOLUTION OF INTENT TO CLOSE THE RIGHT-OF-WAY TO SECONDARY ROAD, OLD 15-501</u></b></p>
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**WHEREAS**, this matter came to be heard before the Chatham County Board of Commissioners upon a Petition filed by NNP-Briar Chapel, LLC, Cameron Properties Limited Partnership, Five Star Group, LLC and Daniel D. Cameron, Jr. (hereinafter the “Petitioners”) on the 5th day of October, 2009. The Petitioners requested in the Petition that the County abandon and close the Right-of-Way of Secondary Road, Old 15-501, in Baldwin Township, Chatham County, North Carolina described below, and also described in detail in the Petition, (hereinafter “the Right-of-Way”):

The certain tract of land contained within the existing right-of-way of Old U.S. Highway 15-501 (a 100-foot public right-of-way) and being 3.41 acres, located in Baldwin Township, Chatham County, North Carolina, and more particularly described in the “Old U.S. Highway 15-501 Property Description” attached as Exhibit “A” and the Right-of-Way Abandonment and Recombination Plat attached as Exhibit “B” to the Petition.

The Petitioners also requested that the County request North Carolina Department of Transportation (hereinafter “NCDOT”) to abandon the Right-of-Way from the State Maintained System.

**WHEREAS**, it appears to the satisfaction of the Chatham County Board of Commissioners that the abandonment and closing of the Right-of-Way will not be detrimental to the public interest or to any individual property rights and that no individual or entity in the

vicinity of the Right-of-Way will be deprived of reasonable ingress and egress to his or her property as a result of the abandonment of the Right-of-Way.

**WHEREAS**, it appears that the Petition is in proper order and that the matter should be set for Public Hearing in accordance with N.C.G.S. § 153A-241.

**NOW, THEREFORE**, upon motion of Commissioner Vanderbeck, and passed by a vote of five to zero, the Chatham County Board of Commissioners do hereby resolve its intent to close the Right-of-Way and set the question of closing the Right-of-Way for a Public Hearing on November 2, 2009.

**BE IT FURTHER RESOLVED** that a Notice of Public Hearing shall be published once a week for three consecutive weeks prior to the Public Hearing, and that a copy of this resolution shall be sent by certified mail to each owner adjoining the Right-of-Way who did not join in the Petition. Furthermore, at least ten days before the Public Hearing, notice of the closing and of the public hearing shall be prominently posted in at least two places along the section of the Right-of-Way to be closed.

This the 5<sup>th</sup> day of October, 2009.

  
George Lucier, Chairman

  
Sandra B. Sublett, CMC, Clerk to the Board  
Chatham County Board of Commissioners

### Old U.S. Highway 15-501 Property Description

Being all that certain tract of land contained within the existing right-of-way of Old U.S. Highway 15-501 (a 100' public right-of-way) and being 3.41 acres, located in Baldwin Township, Chatham County, North Carolina, and being more particularly described as follows:

Beginning at an existing iron pipe on the northern property line of lands owned by NRP-Briar Chapel, LLC (Tract 6, Deed Book 1082, Page 14), and the southern right of way of Existing Old U.S. Highway 15-501 (a 100' public right-of-way), said iron having a N.C. grid coordinates (Nad 83) of Northing: 751,493.24 feet, Easting: 1,974,744.92 and being the Point of BEGINNING; thence along and with the northern property line of Tract 6, along a curve to the right, having a radius of 1,021.70 feet, an arc length of 282.04 feet, and a chord bearing and distance of South 48°36'59" West, 281.15 feet to an existing iron pipe marking the northeast corner of lands owned by NRP-Briar Chapel, LLC (Tract 5, Deed Book 1082, Page 14); thence along and with the northern property line of Tract 5, along at curve to the right, having a radius of 1,021.70 feet, an arc length of 73.62 feet, and a chord bearing and distance of South 58°35'21" West, 73.61 feet to an existing iron pipe; thence along a curve to the right having a radius of 1,490.00 feet, an arc length of 222.92 feet and a chord bearing and distance of South 64°56'22" West, 222.72 feet to an existing iron pipe; thence South 69°13'32" West, a distance of 587.42 feet to an existing iron pipe; thence along a curve to the left having a radius of 946.45 feet, an arc length of 197.93 feet and a chord bearing and distance of South 63°14'04" West, 197.57 feet to an existing iron pipe; thence South 13°36'56" West, a distance of 102.97 feet to an existing concrete monument on the eastern right-of-way of Taylor Road Extension ( a 98.42' public right-of-way); thence along and with the eastern right-of-way of Taylor Road Extension, North 36°17'11" West, a distance of 210.70 feet to a calculated point on the western property line of lands owned by NRP-Briar Chapel, LLC (Parcel 2, Deed Book 1082, Page 14), calculated point also lying on the northern right-of-way of existing Old U.S. Highway 15-501 (a 100' public right-of-way); thence along and with the southern property line of Parcel 2 and the northern right of way of Existing Old U.S. 15-501, South 78°34'54" East, a distance of 57.79 feet to an existing iron pipe; thence along a curve to the right having a radius of 1,046.45 feet, an arc length of 264.91 feet and a chord bearing and distance of North 61°58'24" East, 264.20 feet to a calculated point; thence North 69°13'32" East, a distance of 587.42 feet to an existing concrete monument; thence along a curve to the left having a radius of 1,390.00 feet, an arc length of 207.96 feet and a chord bearing and distance of North 64°56'22" East, 207.77 feet to a calculated point; thence along a curve to the left having a radius of 921.70 feet, an arc length of 317.63 feet and a chord bearing and distance of North 50°46'52" East, 316.06 feet to an existing iron pipe marking the southwest corner of lands owned by the County of Chatham (Deed Book 460, Page 669); thence South 70°35'54" East, a distance of 131.64 feet to the Point of BEGINNING containing 148,715 square feet or 3.41 acres, more or less.

