

RESOLUTION # \_\_\_\_\_

RESOLUTION CLOSING AN EASEMENT AS DEPICTED IN PLAT BOOK 84, PAGE 131 RECORDED IN THE BUNCOMBE COUNTY, NORTH CAROLINA REGISTRY OF DEEDS.

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- WHEREAS, pursuant to N.C. Gen. Stat. §153A-11, Buncombe County may dispose of property and the rights to property; and
- WHEREAS, the County is the listed owner of a certain lot or parcels of land described in deed recorded in Book 4616, Page 480 recorded in the Buncombe County, NC Registry; and
- WHEREAS, based on the aforementioned deed, the County has a 30 foot right of way easement crossing property owned by Larry Lee Manning to access Randall Drive for ingress and egress purposes; and
- WHEREAS, Mr. Manning is providing to the County an alternate new 20 foot right of way easement along an existing gravel road across his property as described in Plat Book 130, Page 174 recorded in the Buncombe County, NC Registry and in exchange for the new easement wishes the County to abandon the existing 30 foot easement; and
- WHEREAS, to improve access to the County's property, it would be in the County's best interest to accept the new easement and abandon the existing easement.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners for the County of Buncombe as follows:

1. That upon the recording, by Larry Lee Manning in the Buncombe County, NC Registry, a right of way easement as depicted in Plat Book 130, Page 174, recorded in the Buncombe County NC Registry granting the County ingress, egress and the right to place utilities along a 20 foot easement, and approval by the Buncombe County Attorney; the Chairman be and he is hereby authorized to abandon the existing 30 foot right of easement by executing a non-warranty deed which is attached to this resolution.
2. That this resolution shall be effective upon its adoption.

This the 15th of November 2011.

ATTEST

BOARD OF COMMISSIONERS FOR THE  
COUNTY OF BUNCOMBE

\_\_\_\_\_  
Kathy Hughes, Clerk

By: \_\_\_\_\_  
David Gantt, Chairman

APPROVED AS TO FORM

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Michael C. Frue, County Attorney