

Prepared by: Town of Rolesville
After Recording Mail to: Town of Rolesville
P.O. Box 250
Rolesville, NC 27571

BOOK:016777 PAGE:00566 - 00569

AN ORDINANCE TO EXTEND THE CORPORATE LIMITS
OF THE TOWN OF ROLESVILLE UNDER THE
AUTHORITY GRANTED BY PART 1, ARTICLE 4A
CHAPTER 160A OF THE GENERAL STATUTES OF NORTH CAROLINA

ORDINANCE NUMBER A16-04

WHEREAS, all the prerequisites to adoption of this ordinance prescribed in Part 1, Article 4A, Chapter 160A of the General Statutes of North Carolina have been met; and

WHEREAS, upon receipt of the voluntary petition the Town Clerk of the Town of Rolesville investigated the sufficiency thereof and certified the results of their investigation to the Rolesville Board of Commissioners on August 1, 2016; and

WHEREAS, on August 1, 2016, the Mayor and Board of Commissioners accepted a voluntary petition for annexation of real property contiguous to the Rolesville corporate limits; and

WHEREAS, the Mayor and Board of Commissioners have taken into full consideration all statements presented at the public hearing held on September 6, 2016 on the question of this annexation; and

WHEREAS, the Mayor and Board of Commissioners have concluded and hereby declare that the petition of voluntary annexation accepted by the Town of Rolesville on August 1, 2016 meets all of the requirements of North Carolina General Statute §160A-31 and that the area to be annexed is contiguous with the existing municipal boundary.

WHEREAS, on October 3, 2016, the Mayor and Board of Commissioners approved the said voluntary annexation.

NOW THEREFORE, BE IT ORDAINED by the Mayor and Board of Commissioners of the Town of Rolesville:

Section 1. That from and after the effective date of this annexation, the territory described on the attached "Exhibit B", incorporated by reference as if fully set forth herein, shall be annexed to and become a part of the Town of Rolesville and the corporate limits of the Town of Rolesville shall, on said effective date, be extended to include such territory.

Section 2. That the Mayor and Board of Commissioners do hereby specifically find and declare that the above-described territory meets the requirements of North Carolina General Statute §160A-31, in that the area described in "Exhibit B" is adjacent to and contiguous with the present municipal boundary as shown by the metes and bounds description on said "Exhibit B" and the map recording information described on "Exhibit A," (also seen on Book of Maps 2003 Page 1836) both exhibits being incorporated by reference as if fully set forth herein.

Section 3. That it is the purpose and intent of the Town of Rolesville to provide services to the annexed area at the same level as are being provided in the present town limits for police protection, fire protection, garbage collection, and street maintenance.

Section 4. That the Mayor and Board of Commissioners do hereby specifically find and declare that on the effective date of annexation the Town of Rolesville will have sufficient funds appropriated or authorized to finance the estimated cost of providing municipal services to the area to be annexed und this ordinance.

Section 5. That the effective date of this ordinance shall be July 1, 2017 and that from and after the effective date, the territory annexed and its citizens and property shall be subject to all debts, laws, ordinances, and regulations in force in the Town of Rolesville, and shall be entitled to the same privileges and benefits as other parts of the Town.

Section 6. That the newly annexed territory described herein shall be subject to Town taxes according to North Carolina General Statute §160A-58.10.

Section 7. That the Mayor and Board of Commissioners shall cause an accurate map of the annexed territory described in Section 1, hereof, together with a duly certified copy of this ordinance, to be recorded in the Office of the Register of Deeds of Wake County and in the Office of the Secretary of the State of North Carolina.

Adopted this 18th day of April, 2017.


C. Frank Eagles, Mayor




Robin E. Reif, Town Clerk

STATE OF NORTH CAROLINA
TOWN OF ROLESVILLE

CERTIFICATION

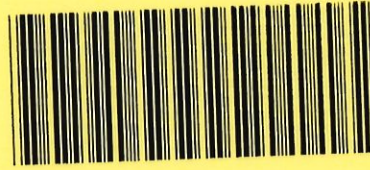
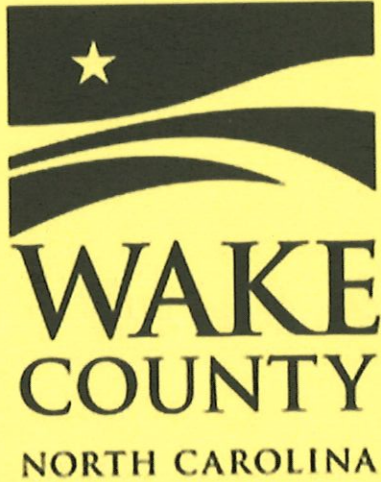
I, Robin E. Reif, the duly appointed, qualified Town Clerk of the Town of Rolesville, do hereby certify the foregoing to be a true copy of an ordinance duly adopted at a meeting of the Town Board of Commissioners held on April 18, 2017.

Witness my hand and corporate seal of said Town, this 5th day of May 2017.



Robin E. Reif
Town Clerk, Town of Rolesville





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Please retain yellow trailer page

It is part of the recorded document and must be submitted with the original for re-recording.

**Charles P. Gilliam
Register of Deeds**

Wake County Justice Center
300 South Salisbury Street, Suite 1700
Raleigh, NC 27601

New Time Stamp

\$25 Non-Standard Fee

Additional Document Fee

Additional Reference Fee

This Customer Group

_____ # of Excessive Entities

_____ # of Time Stamps Needed

This Document

4 # of Pages

12

**PROPERTY DESCRIPTION
FOR
ANNEXATION OF PROPERTY
OWNED BY MITCHELL MILL ROAD INVESTORS LLC**

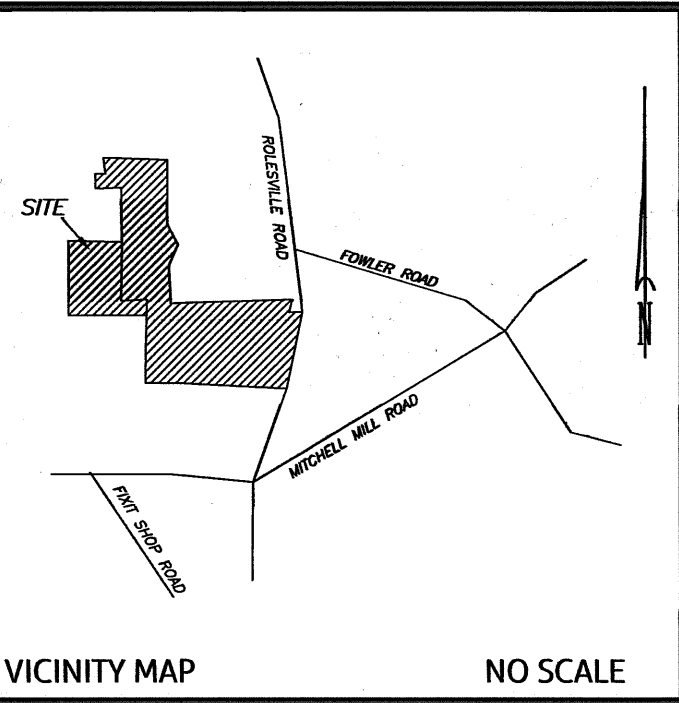
The following is a metes and bounds description of property that is the subject of a request by Mitchell Mill Road Investors LLC ("Petitioner") for annexation into the Town of Rolesville, North Carolina. All recording references in this description are to the office of the Register of Deeds for Wake County, North Carolina. Whereas the description in the deed to Petitioner for this property runs along the western margin of the right of way of Rolesville Road, this description runs to the center line of Rolesville Road and, to the extent that Petitioner has a legal right to do so, Petitioner requests that the annexation include all of the property described as follows:

LYING AND BEING in Wake Forest Township, Wake County, North Carolina, adjoining the western margin of the right of way of Rolesville Road (North Carolina State Road 1003) and being more particularly described as follows:

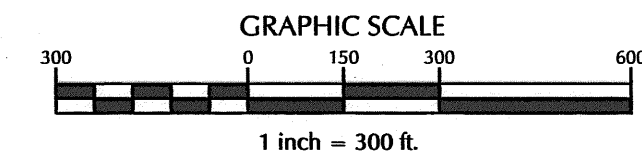
BEGINNING at an iron pipe set on the western margin of the right of way of Rolesville Road at the northeast corner of property owned now or formerly by Sue Scarboro Parker (see deed recorded in Book 3599, Page 618 and map recorded in Book of Maps 1947, Page 78); then running the following lines:

1. With the northern boundary line of said property of Parker, North 87 degrees 05 minutes 58 seconds West 1632.42 feet to an iron pipe found at the northeast corner of property owned now or formerly by Bernard B. Bailey (see deed recorded in Book 3235, Page 171 and Lot 6 on map recorded in Book of Maps 1984, Page 114);
2. With the northern boundary line of said property of Bailey, North 89 degrees 18 minutes 35 seconds West 277.34 feet to an iron pipe found at the northeast corner of another property owned now or formerly by Bailey (see deed recorded in Book 10888, Page 2739 and Lot 5 on map recorded in Book of Maps 1984, Page 114);
3. With the northern boundary line of said property of Bailey, North 89 degrees 18 minutes 35 seconds West 158.25 feet to an iron pipe found at a corner in the eastern boundary line of property owned now or formerly by Annie H. Moody Heirs (see Estate File 00 E 955 in the office of the Wake County Clerk of Court and see map recorded in Book of Maps 1986, Page 862);
4. With the eastern boundary line of said property of Moody, the following three (3) lines:
 - a. North 89 degrees 27 minutes 47 seconds West 204.40 feet to an iron pipe found;
 - b. North 01 degree 13 minutes 56 seconds East 626.19 feet to an iron pipe found, and
 - c. North 01 degrees 21 minutes 45 seconds East 458.28 feet to an iron pipe found at the northeast corner of said property of Moody;
5. With the northern boundary line of said property of Moody, South 89 degrees 43 minutes 28 seconds West 1251.07 feet to an iron pipe found at the southeast corner of property owned now or formerly by William Frank Hodge (see deed recorded in Book 15305, Page 2406);
6. With the eastern boundary line of said property of Hodge, the following two (2) lines:
 - a. North 00 degrees 13 minutes 03 seconds East 37.93 feet to an iron pipe found; and
 - b. North 00 degrees 27 minutes 20 seconds East 412.56 feet to an iron pipe found at the northeast corner of Hodge and at the southeast corner of property owned now or formerly by The Watkins Family LLC (see deed recorded in Book 5931, Page 93 and Tract 1B on map recorded in Book of Maps 1925, Page 52);
7. With the eastern boundary line of said property of The Watkins Family LLC, the following four (4) lines:
 - a. North 00 degrees 10 minutes 48 seconds West 746.47 feet to an iron pipe found, said iron pipe having North Carolina Grid Coordinates of N=778,911.042 and E=2,159,804.854, and said iron pipe being located the following lines from N.C.G.S. Monument "Deisel", which monument has North Carolina Grid Coordinates (NAD 83) of N=789,627.371 and E=2,134,362.972: South 67 degrees 09 minutes 32 seconds East 27,606.69 feet (grid distance) and 27,608.56 feet (ground distance);
 - b. South 88 degrees 51 minutes 34 seconds East 855.49 feet to an iron pipe found;
 - c. North 01 degrees 02 minutes 00 seconds West 870.96 feet to an iron pipe found at a rock; and
 - d. South 87 degrees 39 minutes 19 seconds West 408.23 feet to an iron pipe set at a corner of an "Overlap Area" (see deed recorded in Book 14103, Page 2365);
8. With the eastern boundary of the Overlap Area, the following three (3) lines:
 - a. North 01 degrees 01 minutes 29 seconds West 231.03 feet to an iron pipe set;
 - b. North 88 degrees 28 minutes 45 seconds East 165.00 feet to an iron pipe set; and

- c. North 06 degrees 51 minutes 15 seconds West 264.00 feet to an iron pipe found at the southwest corner of property owned now or formerly by Joseph E. Wall and Betty R. Gunz (see deed recorded in Book 5178, Page 858 and map recorded in Book of Maps 1985, Page 1806);
9. With the southern boundary line of said property of Wall and Gunz, South 87 degrees 57 minutes 13 seconds East 1023.41 feet to an iron pipe found on the western boundary line of property owned now or formerly by Tar Heel Blue Farm LLC (see deed recorded in Book 12866, Page 2353 and map recorded in Book of Maps 2007, Page 1479);
10. With the western boundary line of said property of Tar Heel Blue Farm LLC, South 00 degrees 09 minutes 21 seconds East a total distance of 973.01 feet to an iron pipe found at the northwest corner of property owned now or formerly by Lyda Sue Moody (see Estate File 88 E 1618 and Lot 6A on map recorded in Book of Maps 1928, Page 142);
11. With the western boundary line of said property of Moody, the following two (2) lines:
 - a. South 00 degrees 09 minutes 21 seconds East 60.99 feet to an iron pipe found in the centerline of a creek, and
 - b. South 27 degrees 36 minutes 56 seconds East 258.11 feet to an iron pipe found at the northwest corner of property owned now or formerly by Benny Lawrence Moody et al. (see deed recorded in Book 14297, Page 1583 and maps recorded in Book of Maps 2016, Page 38, Book of Maps 1986, Page 968, and Book of Maps 1928, Page 142);
12. With the western boundary line and then the southern boundary line of said property of Moody, the following five (5) lines:
 - a. South 29 degrees 16 minutes 51 seconds East 103.15 feet to an iron pipe found;
 - b. South 24 degrees 05 minutes 29 seconds West 371.97 feet to an iron pipe found;
 - c. South 02 degrees 53 minutes 11 seconds East 246.17 feet to a point;
 - d. South 47 degrees 16 minutes 10 seconds East 515.62 feet to a point; and
 - e. North 88 degrees 05 minutes 26 seconds East a total distance of 1591.92 feet to an iron pipe found at the northwest corner of property owned now or formerly by Pennina B. Rowell and Rachel K. Rowell (see deed recorded in Book 15779, Page 229);
13. With said property of Rowell, the following two (2) lines:
 - a. With the western boundary line, South 11 degrees 50 minutes 07 seconds West 214.01 feet to a rebar found, and
 - b. With the southern boundary line, North 88 degrees 07 minutes 12 seconds East 209.76 feet to an axle found on the western margin of the right of way of Rolesville Road;
14. Then continuing along a line running North 88 degrees 07 minutes 12 seconds East 30.85 feet to a point in the center line of Rolesville Road;
15. With the center line of the right of way of Rolesville Road the following four (4) lines:
 - a. South 11 degrees 29 minutes 36 seconds West 164.22 feet to a point;
 - b. South 11 degrees 42 minutes 08 seconds West 299.80 feet to a point;
 - c. South 11 degrees 53 minutes 37 seconds West 500.09 feet to a point; and
 - d. South 12 degrees 04 minutes 19 seconds West 290.54 feet to a point in the center line of Rolesville Road;
16. Then leaving the center line of Rolesville Road and running North 87 degrees 05 minutes 58 seconds West 30.39 feet to the BEGINNING POINT, and containing 145.063 acres, more or less, according to a survey by Matthew J. Timblin, Professional Land Surveyor, of Withers & Ravenel, entitled "Satellite Annexation Map For The Town Of Rolesville Property Of Mitchell Mill Road Investors LLC", dated 01-19-2016 and revised 08-30-2016 (CAD FILE: BD_16003 AND PROJECT NO. 05150229.00).



LINE	BEARING	DISTANCE
L2	N 05°36'20" W	242.19
L3	N 89°43'51" E	163.13
L4	N 05°27'45" W	257.42
L5	S 89°36'05" E	24.00
L6	S 27°36'56" E	258.11
L7	S 29°16'51" E	103.15
L8	S 24°05'29" W	371.97
L9	S 02°53'11" E	246.17
L10	S 47°16'10" E	515.62
L11	N 02°53'11" W	362.35
L12	S 88°05'26" W	360.70
L13	S 11°50'07" W	214.01
L14	N 88°07'12" E	209.76
L15	S 11°29'36" W	157.04
L16	S 11°42'08" W	299.70
L17	S 11°53'37" W	499.99
L18	S 12°04'19" W	295.34
L19	N 89°27'47" W	204.40
L20	N 01°17'21" E	254.99
L21	S 86°57'24" W	418.39
L22	N 00°13'03" E	37.93
L23	N 00°27'20" E	412.56
L24	N 01°01'29" W	231.03
L25	N 88°28'45" E	165.00
L26	N 06°51'15" W	264.00
L27	N 88°07'12" E	30.85
L28	S 11°29'36" W	164.22
L29	S 11°42'08" W	299.80
L30	S 11°53'37" W	500.09
L31	S 12°04'19" W	290.54
L32	N 87°05'58" W	30.39



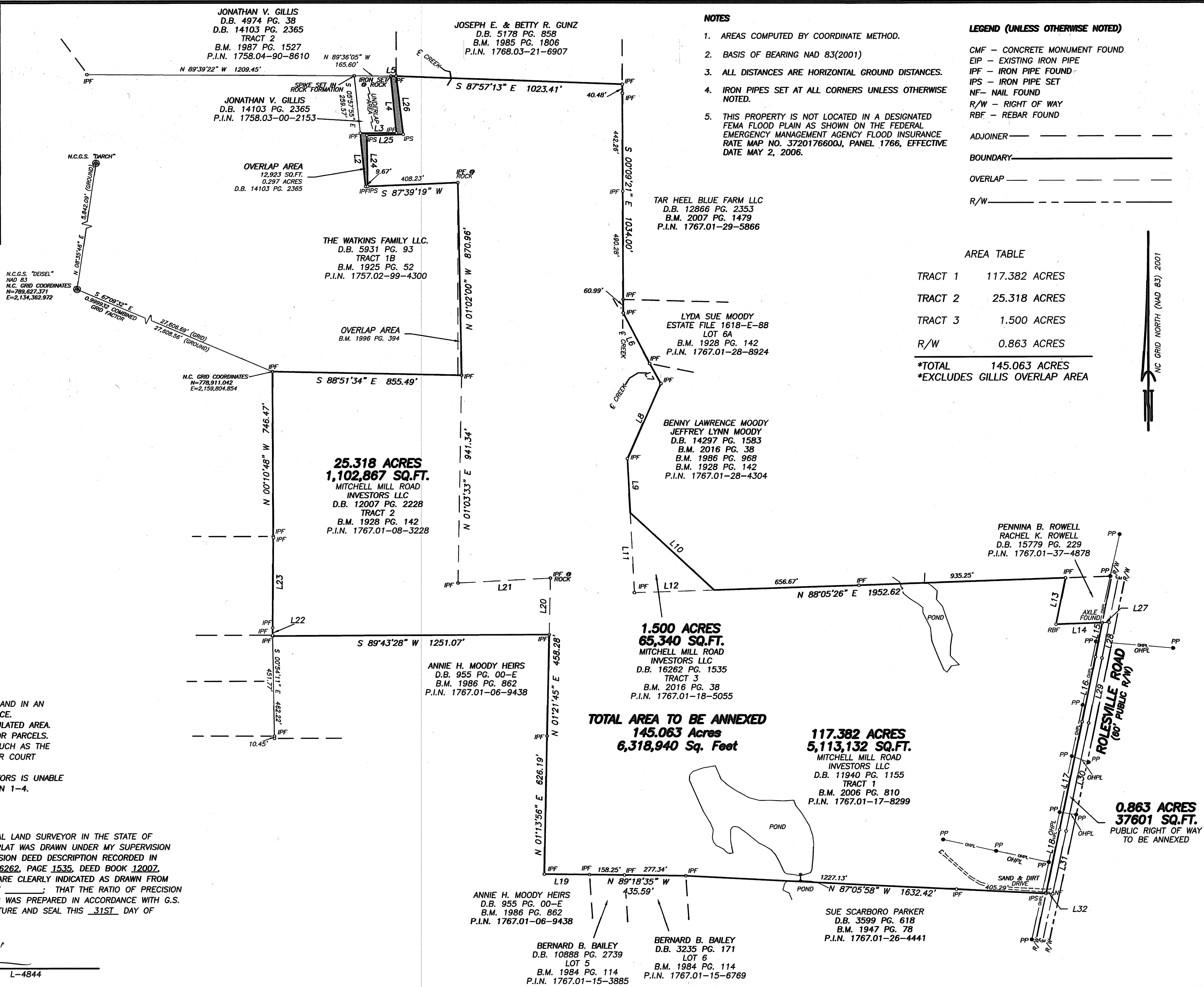
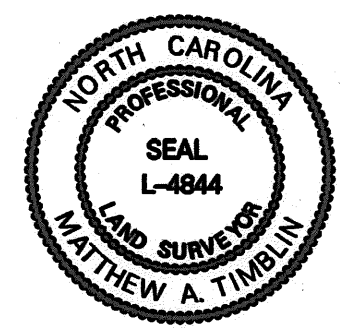
TYPE OF PLAT

- 1. THIS SURVEY CREATES A SUBDIVISION OF LAND IN AN AREA COVERED BY A SUBDIVISION ORDINANCE.
- 2. THIS SURVEY IS OF A LAND IN AN UNREGULATED AREA.
- 3. THIS SURVEY IS OF AN EXISTING PARCEL OR PARCELS.
- 4. THIS SURVEY IS OF ANOTHER CATEGORY, SUCH AS THE RECOMBINATION OF AN EXISTING PARCEL OR COURT ORDERED SURVEY.
- 5. FROM INFORMATION AVAILABLE, THE SURVEYORS IS UNABLE TO MAKE A DETERMINATION FROM PROVISION 1-4.

SURVEY CERTIFICATE

I, MATTHEW A. TIMBLIN, LICENSED AS A PROFESSIONAL LAND SURVEYOR IN THE STATE OF NORTH CAROLINA, DO HEREBY CERTIFY THAT THIS PLAT WAS DRAWN UNDER MY SUPERVISION FROM AN ACTUAL SURVEY MADE UNDER MY SUPERVISION DEED DESCRIPTION RECORDED IN DEED BOOK 11940, PAGE 1155, DEED BOOK 16262, PAGE 1535, DEED BOOK 1200Z, PAGE 2228, THAT THE BOUNDARIES NOT SURVEYED ARE CLEARLY INDICATED AS DRAWN FROM INFORMATION FOUND IN DEED BOOK _____, PAGE _____; THAT THE RATIO OF PRECISION AS CALCULATED IS 1 : 36,680±; THAT THIS MAP WAS PREPARED IN ACCORDANCE WITH G.S. 47-30, AS AMENDED. WITNESS MY ORIGINAL SIGNATURE AND SEAL THIS 31ST DAY OF AUGUST, A.D., 2016.

Matthew A. Timblin
 MATTHEW A. TIMBLIN, PROFESSIONAL LAND SURVEYOR L-4844



NOTES

- AREAS COMPUTED BY COORDINATE METHOD.
- BASIS OF BEARING NAD 83(2001)
- ALL DISTANCES ARE HORIZONTAL GROUND DISTANCES.
- IRON PIPES SET AT ALL CORNERS UNLESS OTHERWISE NOTED.
- THIS PROPERTY IS NOT LOCATED IN A DESIGNATED FEMA FLOOD PLAIN AS SHOWN ON THE FEDERAL EMERGENCY MANAGEMENT AGENCY FLOOD INSURANCE RATE MAP NO. 3720176600J, PANEL 1766, EFFECTIVE DATE MAY 2, 2006.

LEGEND (UNLESS OTHERWISE NOTED)

- CMF - CONCRETE MONUMENT FOUND
 - EIP - EXISTING IRON PIPE
 - IPF - IRON PIPE FOUND
 - IPS - IRON PIPE SET
 - NF - NAIL FOUND
 - R/W - RIGHT OF WAY
 - RBF - REBAR FOUND
- ADJOINER _____
- BOUNDARY _____
- OVERLAP _____
- R/W _____

AREA TABLE

TRACT 1	117.382 ACRES
TRACT 2	25.318 ACRES
TRACT 3	1.500 ACRES
R/W	0.863 ACRES
*TOTAL	145.063 ACRES
*EXCLUDES GILLIS OVERLAP AREA	

NC GRID NORTH (NAD 83) 2001

I:\Surveys\Wet T\30 PROJECTS\VALAS_Drawing\BD_16003.dwg - Wednesday, August 31, 2016 1:41:15 PM - TIMBLIN, MAT

REVISIONS:	DATE: 01-19-2016
08-30-2016	SCALE: 1"=300'
	SURVEYED BY: MT,BG
	DRAWN BY: MT
	CHECK & CLOSURE BY: JSA
	CAD FILE: BD_16003
	PROJECT NO: 05150229.00

SATellite ANNEXATION MAP FOR THE		
TOWN OF ROLESVILLE		
PROPERTY OF		
MITCHELL MILL ROAD INVESTORS LLC		
TOWNSHIP: WAKE FOREST	COUNTY: WAKE	STATE: NORTH CAROLINA
ZONE: R-30	P.I.N. 1767.01-17-8299, 1767.01-18-5055, 1767.01-08-3228	



WithersRavenel
 Engineers | Planners | Surveyors

115 MacKenan Drive | Cary, NC 27511 | t: 919.469.3340 | license #: C-0832 | www.withersravenel.com