

Town of Indian Trail

Memo

TO: Mayor and Town Council
FROM: Kelley Southward, Town Clerk
DATE: September 13, 2016



SUBJECT: Consent Agenda Item 8d-Approval of Certificate of Sufficiency regarding the Clerk's investigation of Annexation Petition #143 for Parcel #07120005 90 and 07120008; Parcels are approximately 8 acres total and located on the northeast side of Hawfield Road

Attached, please find the Clerk's Certified Statement noting the sufficiency of Annexation Petition #143 Parcels 07120005A 90 and 07120008. The two parcels are adjacent to one another and owned by different parties. Both parties have signed the petition for contiguous annexation. Both parcels are contiguous to the municipal limits of the Town Indian Trail. Council is being asked to accept the Clerk's Certification and then proceed with scheduling the public hearing for the annexation petition by approving Resolution #R16091301 (Consent Agenda item 8e).

CERTIFICATE OF SUFFICIENCY
ANNEXATION PETITION #143 FOR PARCELS 07120005A 90, 07120008

To the Town Council of the Town of Indian Trail, North Carolina:

I, Kelley Southward, Town Clerk, do hereby certify that I have investigated the petition attached hereto and have found as a fact that said petition is signed by all owners of real property lying in the area described therein, in accordance with G.S. 160A-31.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the Town of Indian Trail, North Carolina, this the 13th day of September, 2016.



Kelley Southward, Town Clerk



Planning & Neighborhood Services
PO Box 2430
Indian Trail, NC 28079
Telephone (704) 825401
Fax (704) 8249045

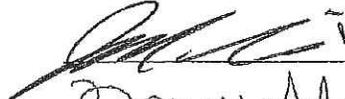
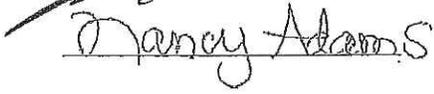
PETITION TO REQUEST A CONTIGUOUS ANNEXATION

To the Town Council of the Town of Indian Trail, North Carolina:

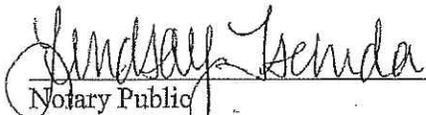
1. We, the undersigned owners of real property, respectfully request that the area described in paragraph 2 below be annexed to the Town of Indian Trail, North Carolina.
2. The area to be annexed is contiguous to the primary limits of the Town of Indian Trail North Carolina and the boundaries of such territory are as follows:

SEE ATTACHED DESCRIPTION OF BOUNDARIES

(Copy of deed or other source containing legal description of properties requesting annexation)

NAME	ADDRESS AND PARCEL #	SIGNATURE
REO Funding Solutions III, LLC	07120005A 90 - Hawfield Road	 Judd Gilats, Vice President
Nancy Adams	07120008 - 6250 Hawfield Road	 Nancy Adams

Subscribed and sworn to before me this 9th day of December, 2015 by Judd Gilats as Vice President of REO Funding Solutions III, LLC, a person known to me, in the city of Minneapolis, Hennepin County, Minnesota.


Notary Public



AFFIRMATION

I, Nancy P. Adams, owner of 6250 Hawfield Road (Parcel # 07120008), an approximate five (5) acre parcel of land located in Union County, North Carolina, do hereby affirm that I willingly signed the Town of Indian Trail's "Petition to Request a Contiguous Annexation" sometime between December 2015 and February 2016, and that said petition also includes the adjacent property owned by Solutions III LLC and identified on the petition as Parcel # 07120005A 90. I hereby recognize that at the time of signing the Petition to Request a Contiguous Annexation my signature was not notarized by a Notary Public, but that it should have been. The purpose of this affirmation is to confirm that I am still the owner of Parcel # 07120008 and still wish to have my original petition for contiguous annexation to be processed as I would like my property to be incorporated into the municipal limits of the Town of Indian Trail, North Carolina and that the meets and bounds description of my property originally submitted with the petition is still a valid and accurate description of my property.

Nancy P. Adams

Nancy P. Adams, Owner of Parcel # 07120008

9/9/2016
Date

NORTH CAROLINA

Union COUNTY

Cathy M Estes the undersigned, a Notary Public of the County and State aforesaid, certify that Nancy P. Adams personally appeared before me this the 9th day of September, 2016, and acknowledged the execution of the foregoing instrument.

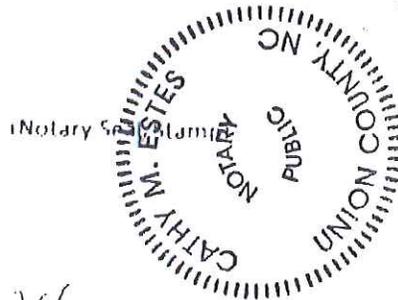
Witness my hand and official stamp or seal this 9th day of September, 2016

Cathy M Estes

Notary Public Signature

Cathy M Estes

Notary Public Typed/Printed Name



My Commission Expires December 4, 2016

5801
0703

FILED
UNION COUNTY, NC
CRYSTAL CRUMP
REGISTER OF DEEDS

FILED Aug 17, 2012
AT 12:02 pm
BOOK 05801
START PAGE 0703
END PAGE 0710
INSTRUMENT # 25321
EXCISE TAX (None)
MBM

QUITCLAIM DEED

Excise Tax: \$0.00

Tax Lot Nos. 07120003; 07120005A; 07120005 80; 07120005 90 Parcel Identifier No. _____
Verified by _____ County on the _____ day of _____ 20____
by _____

Mail after recording to: Grantee
This instrument was prepared by: McGuireWoods LLP, 201 N. Tryon Street, Charlotte, NC 28202

Brief Description for the
Index

Hawfield Road Land

THIS DEED made this 28 day of June, 2012, by and between

GRANTOR

ATLAS NC I SPE, LLC
a North Carolina limited liability company

200 West Second Street
Winston-Salem, NC 27101

GRANTEE

REO FUNDING SOLUTIONS III, LLC,
a Georgia limited liability company

1170 Peachtree Street NE
Suite 2365
Atlanta, GA 30309

Enter in appropriate block for each party: name, address, and, if appropriate, character of entity, e.g. corporation or partnership

The designation Grantor and Grantee as used herein shall include said parties, their heirs, successors, and assigns, and shall include singular, plural, masculine, feminine or neuter as required by context.

WITNESSETH, that the Grantor, for a valuable consideration paid by the Grantee, the receipt of which is hereby acknowledged, has and by these presents does remise, release and quitclaim unto the Grantee all its right, title and interest in and to that certain lot or parcel of land situated in Union County, North Carolina and more particularly described as follows:

SEE EXHIBIT "A" ATTACHED HERETO AND INCORPORATED HEREIN BY REFERENCE.

5801

0704

The property hereinabove described was acquired by Grantor by instrument recorded in **Book ____**, **Page ____**.

A map showing the above-described property is recorded in **Map Book ____**, **Page ____**.

All or a portion of the property herein conveyed does not include the primary residence of a Grantor.

TO HAVE AND TO HOLD the aforesaid lot or parcel of land unto Grantee, its successors and assigns forever, together with any and all buildings, improvements, rights, liberties, privileges, hereditaments and appurtenances thereunto belonging, in fee simple.

[SIGNATURE AND ACKNOWLEDGEMENT TO APPEAR ON FOLLOWING PAGE]

5801
0705

IN WITNESS WHEREOF, the Grantor has caused this instrument to be signed in its company name by its duly authorized officer, the day and year first above written.

ATLAS NC I SPE, LLC,
a North Carolina limited liability company

By: *Brad Baldwin*
Name: Brad Baldwin
Title: Vice President

SEAL-STAMP NORTH CAROLINA, MECKLENBURG COUNTY

I certify that the following person(s) personally appeared before me this day, each acknowledging to me that he or she signed the foregoing document: **Brad Baldwin.**

Date: June 2, 2016

[Official Seal]



Nancy Pellegrini
Notary Public
Print Name: *Nancy Pellegrini*
My commission expires: *5-1-2016*

The foregoing Certificate(s) of _____

is/are certified to be correct. This instrument and this certificate are duly registered at the date and time and in the Book and Page shown on the first page hereof.

_____ REGISTER OF DEEDS FOR _____ COUNTY
By: _____ Deputy/Assistant - Register of Deeds

EXHIBIT A

PROPERTY DESCRIPTION

ALL THAT TRACT OR PARCEL OF LAND LYING AND BEING in Vance Township, in the Town of Indian Trail, Union County, North Carolina, according to an "ALTA/ACSM Land Title Survey" prepared for REO Funding Solutions III, LLC, Chicago Title Insurance Company and BridgeTrust Title Group dated June 28, 2012, by Mark E. Chastain, P.L.S. No. L-3962 of Chastain & Associates, P.C., with the following meets and bounds to wit:

To find the POINT OF BEGINNING, commence at National Geodetic Survey monument "Union HM72" (NAD 83) N:471,412.85 feet; E:1,495,285.47 feet; Elevation 628.7 feet (NAVD 88); thence South 79 degrees 20 minutes 33 seconds East for a distance of 1039.16 feet to a 1-1/4" open top pipe and the POINT OF BEGINNING which is the northernmost corner of the Manus property (now or formerly) as shown on Plat Cabinet 6, File 33 and the southeast corner of the Pitt property (now or formerly) as described Deed Book 490 at Page 430 of the Union County Public Registry;

THENCE North 42 degrees 43 minutes 11 seconds East for a distance of 989.75 feet to a 1-1/4" angle iron;

THENCE North 42 degrees 43 minutes 18 seconds East for a distance of 1067.36 feet to an axle with a nut;

THENCE South 59 degrees 39 minutes 22 seconds East for a distance of 1075.81 feet to a point in the center of Price Mill Creek, passing a 1-1/2" open top pipe at a distance of 1049.11 feet;

THENCE along the centerline of Price Mill Creek the following twenty six (26) courses and distances:

- (1) North 09 degrees 19 minutes 00 seconds East for a distance of 45.39 feet to a point;
- (2) North 02 degrees 54 minutes 34 seconds East for a distance of 32.02 feet to a point;
- (3) North 07 degrees 52 minutes 13 seconds East for a distance of 52.23 feet to a point;
- (4) North 37 degrees 38 minutes 18 seconds East for a distance of 95.28 feet to a point;
- (5) North 49 degrees 29 minutes 20 seconds East for a distance of 27.00 feet to a point;
- (6) North 63 degrees 22 minutes 26 seconds East for a distance of 43.95 feet to a point;
- (7) North 77 degrees 31 minutes 33 seconds East for a distance of 81.43 feet to a point;
- (8) North 63 degrees 52 minutes 51 seconds East for a distance of 78.30 feet to a point;
- (9) North 48 degrees 14 minutes 26 seconds East for a distance of 42.70 feet to a point;
- (10) North 43 degrees 19 minutes 31 seconds East for a distance of 31.04 feet to a point;
- (11) North 17 degrees 58 minutes 20 seconds East for a distance of 46.62 feet to a point;
- (12) North 38 degrees 16 minutes 53 seconds East for a distance of 22.25 feet to a point;
- (13) North 84 degrees 43 minutes 38 seconds East for a distance of 26.31 feet to a point;
- (14) South 80 degrees 19 minutes 39 seconds East for a distance of 25.11 feet to a point;
- (15) South 57 degrees 31 minutes 19 seconds East for a distance of 34.28 feet to a point;
- (16) North 88 degrees 35 minutes 17 seconds East for a distance of 10.13 feet to a point;
- (17) North 69 degrees 17 minutes 41 seconds East for a distance of 30.25 feet to a point;
- (18) North 48 degrees 14 minutes 52 seconds East for a distance of 18.75 feet to a point;
- (19) North 23 degrees 08 minutes 54 seconds East for a distance of 20.96 feet to a point;
- (20) North 05 degrees 41 minutes 09 seconds East for a distance of 16.97 feet to a point;

- (21) North 32 degrees 16 minutes 37 seconds East for a distance of 24.65 feet to a point;
- (22) North 45 degrees 15 minutes 31 seconds East for a distance of 22.93 feet to a point;
- (23) North 27 degrees 18 minutes 38 seconds East for a distance of 19.65 feet to a point;
- (24) North 14 degrees 16 minutes 12 seconds East for a distance of 29.82 feet to a point;
- (25) North 19 degrees 41 minutes 56 seconds East for a distance of 76.04 feet to a point;
- (26) North 00 degrees 38 minutes 35 seconds East for a distance of 49.16 feet to a point;

THENCE, leaving Price Mill Creek, North 28 degrees 00 minutes 44 seconds East for a distance of 388.24 feet to a 1-1/2" solid rod, passing a 5/8" reinforcing bar at the creek at a distance of 26.30 feet;

THENCE North 27 degrees 43 minutes 18 seconds East for a distance of 136.88 feet to a 5/8" reinforcing bar;

THENCE South 46 degrees 22 minutes 36 seconds East for a distance of 822.62 feet to an iron pin set (5/8" capped reinforcing bar);

THENCE South 46 degrees 25 minutes 08 seconds East for a distance of 1366.44 feet to a 1-1/2" open top pipe;

THENCE South 57 degrees 20 minutes 24 seconds West for a distance of 42.00 feet to a 1/2" reinforcing bar;

THENCE South 57 degrees 35 minutes 34 seconds West for a distance of 535.54 feet to a 1/2" reinforcing bar;

THENCE North 47 degrees 07 minutes 21 seconds West for a distance of 779.68 feet to a 1-1/4" angle iron;

THENCE South 10 degrees 49 minutes 29 seconds East for a distance of 756.50 feet to a 1" open top pipe;

THENCE South 11 degrees 03 minutes 38 seconds East for a distance of 2000.42 feet to a 5/8" reinforcing bar;

THENCE South 43 degrees 11 minutes 40 seconds West for a distance of 302.36 feet to an iron pin set (5/8" capped reinforcing bar);

THENCE South 43 degrees 11 minutes 40 seconds West for a distance of 843.27 feet to an iron pin set (5/8" capped reinforcing bar);

THENCE North 53 degrees 48 minutes 01 seconds West for a distance of 1945.09 feet to a 3/4" reinforcing bar;

THENCE South 42 degrees 36 minutes 38 seconds West for a distance of 58.02 feet to a 1" open top pipe;

THENCE North 47 degrees 33 minutes 37 seconds West for a distance of 1259.74 feet to a 1" open top pipe;

THENCE North 47 degrees 57 minutes 53 seconds West for a distance of 700.75 feet to a 1" open top pipe;

THENCE North 47 degrees 56 minutes 34 seconds West for a distance of 483.01 feet to a 1-1/4" open top pipe and the POINT OF BEGINNING;

Said property contains 263.81 acres more or less

LESS AND EXCEPT THE FOLLOWING THREE (3) TRACTS:

TRACT A

5801
0708

To find the POINT OF BEGINNING, commence at National Geodetic Survey monument "Union HM72" (NAD 83) N:471,412.85 feet; E:1,495,285.47 feet; Elevation 628.7 feet (NAVD 88); thence South 79 degrees 20 minutes 33 seconds East for a distance of 1039.16 feet to a 1-1/4" open top pipe;

THENCE South 47 degrees 56 minutes 34 seconds East for a distance of 483.01 feet to a 1" open top pipe;

THENCE South 47 degrees 57 minutes 53 seconds East for a distance of 700.75 feet to a 1" open top pipe;

THENCE South 47 degrees 33 minutes 37 seconds East for a distance of 1259.74 feet to a 1" open top pipe;

THENCE North 42 degrees 36 minutes 38 seconds East for a distance of 58.02 feet to a 3/4" reinforcing bar;

THENCE South 53 degrees 48 minutes 01 seconds East for a distance of 1945.09 feet to an iron pin set (5/8" capped reinforcing bar);

THENCE North 43 degrees 11 minutes 40 seconds East for a distance of 843.27 feet to an iron pin set (5/8" capped reinforcing bar);

THENCE North 43 degrees 11 minutes 40 seconds East for a distance of 302.36 feet to an iron pin set (5/8" capped reinforcing bar);

THENCE North 52 degrees 14 minutes 00 seconds West for a distance of 417.68 feet to a point in the center of Hawfield Road and the POINT OF BEGINNING;

THENCE South 39 degrees 38 minutes 09 seconds West for a distance of 429.96 feet to a 5/8" REINFORCING BAR, passing a 1/2" reinforcing bar at a distance of 6.90 feet;

THENCE North 48 degrees 18 minutes 29 seconds West for a distance of 417.29 feet to a 5/8" reinforcing bar;

THENCE North 39 degrees 46 minutes 52 seconds East for a distance of 424.43 feet to a 1/2" reinforcing bar in the center of Hawfield Road;

THENCE South 43 degrees 16 minutes 57 seconds East for a distance of 100.00 feet to a point;

THENCE South 46 degrees 37 minutes 37 seconds East for a distance of 59.96 feet to a point;

THENCE South 50 degrees 43 minutes 31 seconds East for a distance of 79.88 feet to a point;

THENCE South 50 degrees 55 minutes 38 seconds East for a distance of 100.00 feet to a point;

THENCE South 54 degrees 18 minutes 41 seconds East for a distance of 77.19 feet to the POINT OF BEGINNING;

Said property contains 4.01 acres more or less

TRACT B

To find the POINT OF BEGINNING, commence at National Geodetic Survey monument "Union HM72" (NAD 83) N:471,412.85 feet; E:1,495,285.47 feet; Elevation 628.7 feet (NAVD 88); thence South 79 degrees 20 minutes 33 seconds East for a distance of 1039.16 feet to a 1-1/4" open top pipe;

5801
0709

THENCE South 47 degrees 56 minutes 34 seconds East for a distance of 483.01 feet to a 1" open top pipe;
THENCE South 47 degrees 57 minutes 53 seconds East for a distance of 700.75 feet to a 1" open top pipe;
THENCE South 47 degrees 33 minutes 37 seconds East for a distance of 1259.74 feet to a 1" open top pipe;
THENCE North 42 degrees 36 minutes 38 seconds East for a distance of 58.02 feet to a 3/4" reinforcing bar;
THENCE South 53 degrees 48 minutes 01 seconds East for a distance of 1945.09 feet to an iron pin set (5/8" capped reinforcing bar);
THENCE North 43 degrees 11 minutes 40 seconds East for a distance of 843.27 feet to an iron pin set (5/8" capped reinforcing bar);
THENCE North 43 degrees 11 minutes 40 seconds East for a distance of 302.36 feet to an iron pin set (5/8" capped reinforcing bar);
THENCE North 52 degrees 14 minutes 00 seconds West for a distance of 417.68 feet to a point;
THENCE North 54 degrees 18 minutes 41 seconds West for a distance of 77.19 feet to a point;
THENCE North 50 degrees 55 minutes 38 seconds West for a distance of 100.00 feet to a point;
THENCE North 50 degrees 43 minutes 31 seconds West for a distance of 79.88 feet to a point;
THENCE North 46 degrees 37 minutes 37 seconds West for a distance of 59.96 feet to a point;
THENCE North 43 degrees 16 minutes 57 seconds West for a distance of 100.00 feet to a point;
THENCE North 42 degrees 41 minutes 38 seconds West for a distance of 89.58 feet to a 1/2" reinforcing bar in the center of Hawfield Road and the POINT OF BEGINNING;

THENCE North 42 degrees 21 minutes 41 seconds West for a distance of 99.91 feet to a point;
THENCE North 42 degrees 31 minutes 46 seconds West for a distance of 247.45 feet to a point;
THENCE North 44 degrees 00 minutes 49 seconds West for a distance of 127.34 feet to a point;
THENCE North 54 degrees 19 minutes 50 seconds West for a distance of 43.14 feet to a 1/2" reinforcing bar;
THENCE North 37 degrees 21 minutes 12 seconds East for a distance of 309.19 feet to a 3/4" open top pipe;
THENCE North 37 degrees 21 minutes 21 seconds East for a distance of 108.41 feet to a 1" open top pipe;
THENCE South 47 degrees 26 minutes 23 seconds East for a distance of 507.06 feet to a 5/8" reinforcing bar;
THENCE South 36 degrees 35 minutes 50 seconds West for a distance of 450.78 feet to a 1/2" reinforcing bar and the POINT OF BEGINNING;

Said property contains 5.00 acres more or less.

TRACT C

To find the POINT OF BEGINNING, commence at National Geodetic Survey monument "Union HM72" (NAD 83) N:471,412.85 feet; E:1,495,285.47 feet; Elevation 628.7 feet (NAVD 88); thence South 79 degrees 20 minutes 33 seconds East for a distance of 1039.16 feet to a 1-1/4" open top pipe;

THENCE South 47 degrees 56 minutes 34 seconds East for a distance of 483.01 feet to a 1" open top pipe;

THENCE South 47 degrees 57 minutes 53 seconds East for a distance of 700.75 feet to a 1" open top pipe;

THENCE South 47 degrees 33 minutes 37 seconds East for a distance of 1259.74 feet to a 1" open top pipe;

THENCE North 42 degrees 36 minutes 38 seconds East for a distance of 58.02 feet to a 3/4" reinforcing bar;

THENCE North 02 degrees 53 minutes 33 seconds East for a distance of 552.00 feet to an iron pin set (5/8" capped reinforcing bar) and the POINT OF BEGINNING;

THENCE North 00 degrees 07 minutes 28 seconds West for a distance of 50.00 feet to a 1/2" reinforcing bar;

THENCE North 89 degrees 52 minutes 32 seconds East for a distance of 50.01 feet to a 1/2" reinforcing bar;

THENCE South 00 degrees 07 minutes 28 seconds East for a distance of 50.00 feet to an iron pin set (5/8" capped reinforcing bar);

THENCE South 89 degrees 52 minutes 32 seconds West for a distance of 50.01 feet to an iron pin set (5/8" capped reinforcing bar) and the POINT OF BEGINNING;

Said property contains 0.06 acre more or less.

5801
0717

FILED
UNION COUNTY, NC
CRYSTAL CRUMP
REGISTER OF DEEDS

FILED Aug 17, 2012
AT 12:06 pm
BOOK 05801
START PAGE 0717
END PAGE 0720
INSTRUMENT # 25324
EXCISE TAX (None)
MBM

QUITCLAIM DEED

Excise Tax: \$0.00

Tax Lot No. 07-123-001J Parcel Identifier No. _____
Verified by _____ County on the _____ day of _____ 20____
by _____

Mail after recording to: Grantee
This instrument was prepared by: McGuireWoods LLP, 201 N. Tryon Street, Charlotte, NC 28202

Brief Description for the
Index

Sheridan Land

THIS DEED made this 28 day of June, 2012, by and between

GRANTOR

ATLAS NC I SPE, LLC
a North Carolina limited liability company

200 West Second Street
Winston-Salem, NC 27101

GRANTEE

REO FUNDING SOLUTIONS III, LLC,
a Georgia limited liability company

1170 Peachtree Street NE
Suite 2365
Atlanta, GA 30309

Enter in appropriate block for each party: name, address, and, if appropriate, character of entity, e.g. corporation or partnership

The designation Grantor and Grantee as used herein shall include said parties, their heirs, successors, and assigns, and shall include singular, plural, masculine, feminine or neuter as required by context.

WITNESSETH, that the Grantor, for a valuable consideration paid by the Grantee, the receipt of which is hereby acknowledged, has and by these presents does remise, release and quitclaim unto the Grantee all its right, title and interest in and to that certain lot or parcel of land situated in Union County, North Carolina and more particularly described as follows:

SEE EXHIBIT "A" ATTACHED HERETO AND INCORPORATED HEREIN BY REFERENCE.

5801
0718

The property hereinabove described was acquired by Grantor by instrument recorded in **Book** ____, **Page** ____.

A map showing the above-described property is recorded in **Map Book** ____, **Page** ____.

All or a portion of the property herein conveyed does not include the primary residence of a Grantor.

TO HAVE AND TO HOLD the aforesaid lot or parcel of land unto Grantee, its successors and assigns forever, together with any and all buildings, improvements, rights, liberties, privileges, hereditaments and appurtenances thereunto belonging, in fee simple.

[SIGNATURE AND ACKNOWLEDGEMENT TO APPEAR ON FOLLOWING PAGE]

5801
0719

IN WITNESS WHEREOF, the Grantor has caused this instrument to be signed in its company name by its duly authorized officer, the day and year first above written.

ATLAS NC I SPE, LLC,
a North Carolina limited liability company

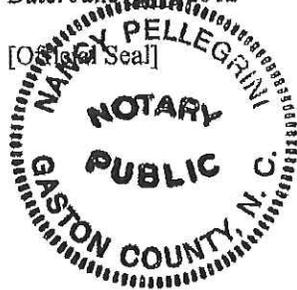
By: Brad Baldwin
Name: Brad Baldwin
Title: Vice President

SEAL-STAMP NORTH CAROLINA, MECKLENBURG COUNTY

I certify that the following person(s) personally appeared before me this day, each acknowledging to me that he or she signed the foregoing document: **Brad Baldwin.**

Date: June 7th 2012

[Official Seal]



Nancy Pellegrini
Notary Public
Print Name: Nancy Pellegrini
My commission expires: 5-1-2016

The foregoing Certificate(s) of _____

is/are certified to be correct. This instrument and this certificate are duly registered at the date and time and in the Book and Page shown on the first page hereof.

_____ REGISTER OF DEEDS FOR _____ COUNTY
By: _____ Deputy/Assistant - Register of Deeds

EXHIBIT A

Legal Description

ALL THAT TRACT OR PARCEL OF LAND LYING AND BEING in Vance Township, in the Town of Indian Trail, Union County, North Carolina, containing 13.06 acres, more or less, according to an "ALTA/ACSM Land Title Survey" prepared for REO Funding Solutions III, LLC, Chicago Title Insurance Company and BridgeTrust Title Group dated June 28, 2012, by Mark E. Chastain, P.L.S. No. L-3962 of Chastain & Associates, P.C., with the following meets and bounds to wit:

To find the POINT OF BEGINNING, commence at a 1/2" reinforcing bar at the northeast corner of Lot 1 of Houston Farm, Phase III, as shown on plat recorded in Plat Cabinet B, File 306-A, Union County Registry which is the southeast corner of the property of the Taylor Glenn of Indian Trail H.O.A. as recorded in Deed Book 2003 at page 815 of the Union County Registry. THENCE North 39 degrees 07 minutes 34 seconds West for a distance of 29.65 feet to a point in the center of Wesley Chapel-Stouts Road and the POINT OF BEGINNING;

THENCE along the center of Wesley Chapel-Stouts Road the following four (4) courses and distances: (1) South 49 degrees 49 minutes 31 seconds West for a distance of 98.17 feet to a point; (2) South 45 degrees 42 minutes 41 seconds West for a distance of 68.82 feet to a point; (3) South 39 degrees 45 minutes 25 seconds West for a distance of 102.57 feet to a point; (4) South 36 degrees 44 minutes 37 seconds West for a distance of 85.69 feet to a point;

THENCE North 38 degrees 38 minutes 01 seconds West for a distance of 1046.08 feet to a point, passing an iron pin set (5/8" capped reinforcing bar) at a distance of 30.00 feet;

THENCE North 42 degrees 36 minutes 34 seconds West for a distance of 71.75 feet to an iron pin set (5/8" capped reinforcing bar);

THENCE North 38 degrees 36 minutes 47 seconds West for a distance of 377.57 feet to an iron pin set (5/8" capped reinforcing bar);

THENCE North 43 degrees 11 minutes 40 seconds East for a distance of 38.30 feet to an iron pin set (5/8" capped reinforcing bar);

THENCE along a curve to the right having a radius of 250.00 feet and an arc length of 41.23 feet, being subtended by a chord of North 47 degrees 55 minutes 06 seconds East for a distance of 41.18 feet to an iron pin set (5/8" capped reinforcing bar);

THENCE North 46 degrees 48 minutes 20 seconds West for a distance of 163.39 feet to an iron pin set (5/8" capped reinforcing bar);

THENCE North 43 degrees 11 minutes 40 seconds East for a distance of 302.36 feet to a 5/8" reinforcing bar;

THENCE South 38 degrees 37 minutes 31 seconds East for a distance of 1656.16 feet to a point in the center of Wesley Chapel-Stouts Road and the POINT OF BEGINNING:

6651
0841

FILED
UNION COUNTY, NC
CRYSTAL CRUMP
REGISTER OF DEEDS

FILED Apr 12, 2016
AT 01:00 pm
BOOK 06651
START PAGE 0841
END PAGE 0842
INSTRUMENT # 09623
EXCISE TAX (None)

NON-WARRANTY DEED
NO TITLE SERVICES REQUESTED OR PERFORMED

MKH

Excise Tax: 0

Tax Parcel ID No. 07-120-008

Verified by Union County

on the ___ day of _____, 20___ By: _____

Mail/Box to: Koy E. Dawkins, P.A., Attorney at Law, P.O. Drawer 399, Monroe, NC 28111-0399

This instrument was prepared by: Koy E. Dawkins, P.A., Attorney at Law

Brief description for the Index: 5 acres 6250 Hawfield Road, Indian Trail, NC 28079

THIS DEED, made this the ___ day of April, 2016, by and between

GRANTOR: Randy M. Adams (separated)

whose mailing address is _____
(herein referred to collectively as Grantor) and

GRANTEE: Nancy P. Adams (separated)

whose mailing address is 6250 Hawfield Road, Indian Trail, NC 28079
(herein referred to collectively as Grantee) and

[Include mailing address for each Grantor and Grantee; marital status of each individual Grantor and Grantee; and type of entity, e.g., corporation, limited liability company, for each non-individual Grantor and Grantee.]

WITNESSETH:

For valuable consideration from Grantee to Grantor, the receipt and sufficiency of which is hereby acknowledged, Grantor hereby gives, grants, quitclaims and conveys unto Grantee in fee simple the following described property located in the City of Vance Township, County of Union, State of North Carolina, more particularly described as follows:

4 acres Tract # 1: BEGINNING AT A POINT LOCATED N. 45° 48' 37" W. 1437.20 feet from an elm tree, common corner of W. H. Price and Ruth Phillips; thence along the division line with the Ruth Phillips property N. 39° 15' 22" E. 417.60 feet to an iron stake; thence S. 45° 32' 24" E. 409.71 feet to an iron stake; thence S. 38° 40' 09" W. 442.03 feet past an iron stake at the corner of County Road 1354 and the property line to a point in the center of County Road 1354 to a point; thence N. 42° 94' 31" W. 127.34 feet to a point in the center of County Road 1354; thence N. 52° 23' 33" W. 43.11 feet to the point of BEGINNING, containing 4.00 acres, more or less as shown upon a survey by F. Donald Lawrence RLS dated February 10, 1983.

This being a portion of the W.D. and Julia Houston Hawfield estate property conveyed to William H. Price by Amelia H. Price (widow) by deed dated January 15, 1973 and recorded in Deed Book 253, Page 699, Union County Registry

This is the four acres deeded by William H. Price and wife, Nancy C. Price to Nancy P. Adams and husband, Randy Adams by deed dated July 8, 1983 recorded in Deed Book 368 page 736, Union County Register of Deeds.

Revised December 17, 2009

This sample form provided as a service to the grantor/grantee.

Drafting legal instruments which convey an interest in real property is the practice of law by statute (NCGS 84-2.1).

6651
0842

Tract #2: BEGINNING at a nail in the center of state road 1354, the southwest corner of the Nancy P. Adams and husband, Randy Adams property; thence along the southern boundary of the Adams property North 38° 40' 09" East (crossing an iron stake at 19.18 feet) 442.03 feet to an iron stake; thence South 45° 32' 24" East 97.43 feet to an iron stake; thence South 38° 30' 32" West (crossing an iron stake at 435.19 feet) 451.12 feet to a nail in the center of State Road 1354; thence down the center of State Road 1354 North 40° 25' 28" West 100.00 feet to the BEGINNING, containing 1.00 acre, more or less as shown upon a survey by Sidney M. Sandy R.L.S. dated October 8, 1983.

This being a portion of the W.D. and Julia Houston Hawfield estate property conveyed to William H. Price by Amelia H. Price (widow) by deed dated January 15, 1973 and recorded in Deed Book 253, Page 689, Union County Registry.

This is the one acre tract deeded by William H. Price and wife Nancy C. Price to Nancy P. Adams and husband, Randy Adams by deed dated February 28, 1984, recorded in Deed Book 375, Page 797, Union County Register of Deeds.

The purpose of this deed is to correct the description in the deed of Randy M. Adams and Nancy P. Adams (legally separated) to Nancy P. Adams, dated July 6, 2004 and recorded in Deed Book 3505, Page 523, Union County Register of Deeds.

The above two tracts are now combined into one tract of 5 acres, now under one parcel information number, 07-120-008.

The Grantor and Grantee were married, but are now legally separated and this deed is to fulfill the Grantor's duty to convey this property to the Grantee in fee simple, free and clear of all claims of the Grantor in this real estate.

Said property having been previously conveyed to Grantor by instrument(s) recorded in Book _____, Page _____.

All or a portion of the property herein conveyed ___ includes or ___ does not include the primary residence of a Grantor.

TO HAVE AND TO HOLD unto Grantee, together with all privileges and appurtenances thereunto belonging, in fee simple.

Grantor makes no warranty, express or implied, as to title to the property hereinabove described.

All references to Grantor and Grantee as used herein shall include the parties as well as their heirs, successors and assigns, and shall include the singular, plural, masculine, feminine or neuter as required by context.

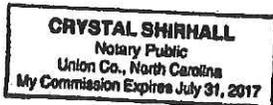
IN WITNESS WHEREOF, the Grantor has duly executed the foregoing as of the day and year first above written.

 (SEAL)
Randy M. Adams

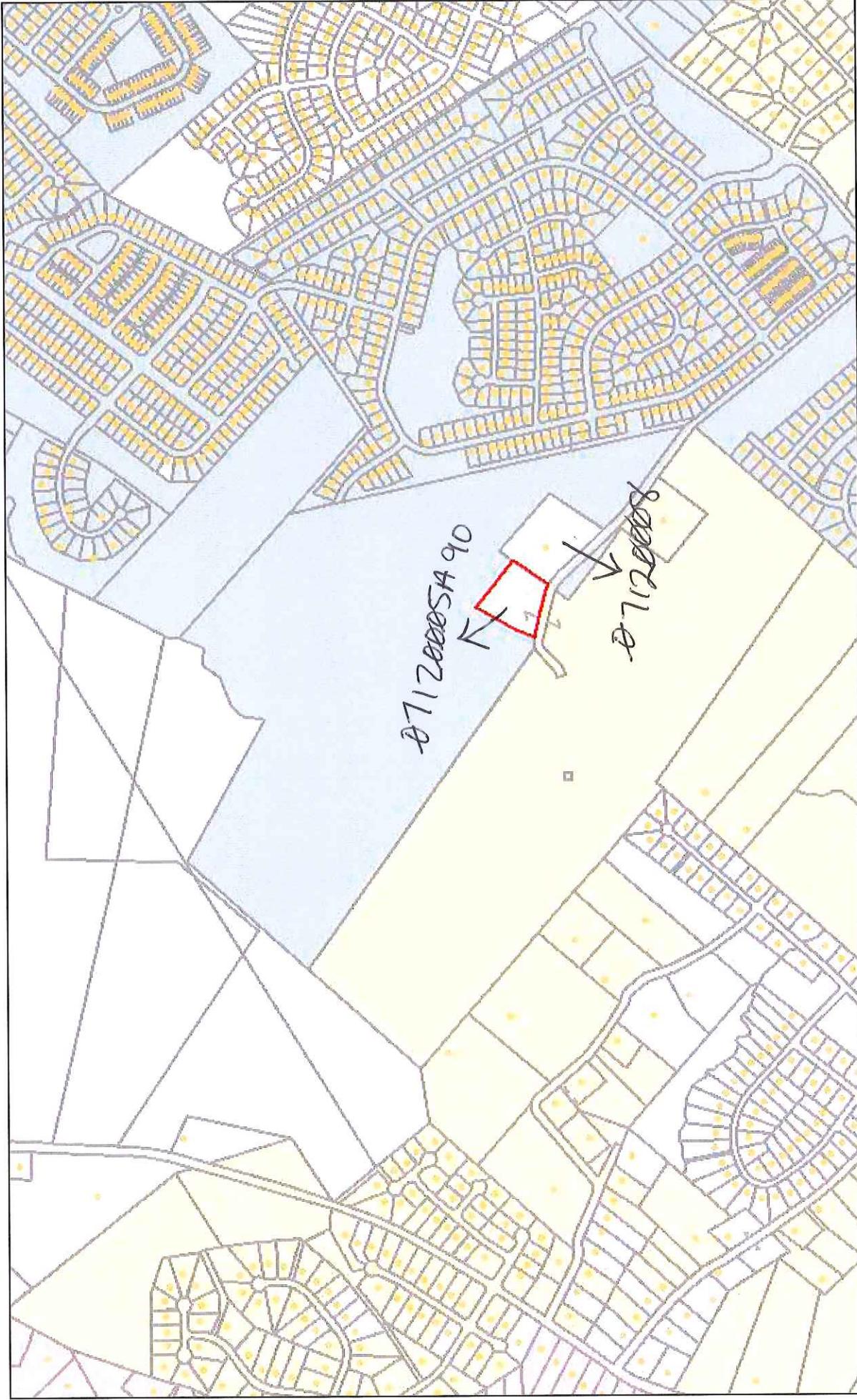
State of North Carolina
County of Union
I certify that the following person(s) personally appeared before me this day, each acknowledging to me that he or she signed the foregoing document:
Randy M. Adams (insert name(s) of principal(s)).
Date: 4/8/16

Crystal Shirhall Notary Public
Notary's Printed or Typed Name
My Commission Expires:
7-31-2017

(Official/Notarial Seal)



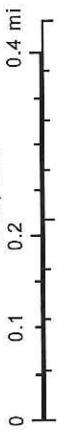
GoMaps



September 7, 2016

- Address Points
- Parcels
- Parcel Hooks
- - Parcel Easements
- Highways

1:13,163



Sources: Esri, HERE, DeLorme, USGS, Intermap, increment P Corp., NRCAN, Esri Japan, METI, Esri China (Hong Kong), Esri (Thailand), Swire, © OpenStreetMap contributors, and the GIS User Community

6651
0841

FILED
UNION COUNTY, NC
CRYSTAL CRUMP
REGISTER OF DEEDS

FILED Apr 12, 2016
AT 01:00 pm
BOOK 06651
START PAGE 0841
END PAGE 0842
INSTRUMENT # 09623
EXCISE TAX (None)

NON-WARRANTY DEED
NO TITLE SERVICES REQUESTED OR PERFORMED

MKH

Excise Tax: -0-

Tax Parcel ID No. 07-120-008

Verified by Union County

on the ___ day of _____, 20___ By: _____

Mail/Box to: Koy E. Dawkins, P.A., Attorney at Law, P.O. Drawer 399, Monroe, NC 28111-0399

This instrument was prepared by: Koy E. Dawkins, P.A., Attorney at Law

Brief description for the Index: 5 acres 6250 Hawfield Road, Indian Trail, NC 28079

THIS DEED, made this the ___ day of April, 2016, by and between

GRANTOR: Randy M. Adams (separated)

whose mailing address is _____
(herein referred to collectively as Grantor) and

GRANTEE: Nancy P. Adams (separated)

whose mailing address is 6250 Hawfield Road, Indian Trail, NC 28079
(herein referred to collectively as Grantee) and

[Include mailing address for each Grantor and Grantee; marital status of each individual Grantor and Grantee; and type of entity, e.g., corporation, limited liability company, for each non-individual Grantor and Grantee.]

WITNESSETH:

For valuable consideration from Grantee to Grantor, the receipt and sufficiency of which is hereby acknowledged, Grantor hereby gives, grants, quitclaims and conveys unto Grantee in fee simple the following described property located in the City of Vance Township, County of Union, State of North Carolina, more particularly described as follows:

4 acres Tract # 1: BEGINNING AT A POINT LOCATED N. 45° 48' 37" W. 1437.20 feet from an elm tree, common corner of W. H. Price and Ruth Phillips; thence along the division line with the Ruth Phillips property N. 39° 15' 22" E. 417.60 feet to an iron stake; thence S. 45° 32' 24" E. 409.71 feet to an iron stake; thence S. 38° 40' 09" W. 442.03 feet past an iron stake at the corner of County Road 1354 and the property line to a point in the center of County Road 1354 to a point; thence N. 42° 94' 31" W. 127.34 feet to a point in the center of County Road 1354; thence N. 52° 23' 33" W. 43.11 feet to the point of BEGINNING, containing 4.00 acres, more or less as shown upon a survey by F. Donald Lawrence RLS dated February 10, 1983.

This being a portion of the W.D. and Julia Houston Hawfield estate property conveyed to William H. Price by Amelia H. Price (widow) by deed dated January 15, 1973 and recorded in Deed Book 253, Page 699, Union County Registry

This is the four acres deeded by William H. Price and wife, Nancy C. Price to Nancy P. Adams and husband, Randy Adams by deed dated July 8, 1983 recorded in Deed Book 368 page 736, Union County Register of Deeds.

Revised December 17, 2009

This sample form provided as a service to the grantor/grantee.

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6651
0842

Tract #2: BEGINNING at a nail in the center of state road 1354, the southwest corner of the Nancy P. Adams and husband, Randy Adams property; thence along the southern boundary of the Adams property North 38° 40' 09" East (crossing an iron stake at 19.18 feet) 442.03 feet to an iron stake; thence South 45° 32' 24" East 97.43 feet to an iron stake; thence South 38° 30' 32" West (crossing an iron stake at 435.19 feet) 451.12 feet to a nail in the center of State Road 1354; thence down the center of State Road 1354 North 40° 25' 28" West 100.00 feet to the BEGINNING, containing 1.00 acre, more or less as shown upon a survey by Sidney M. Sandy R.L.S. dated October 8, 1983.

This being a portion of the W.D. and Julia Houston Hawfield estate property conveyed to William H. Price by Amelia H. Price (widow) by deed dated January 15, 1973 and recorded in Deed Book 253, Page 699, Union County Registry.

This is the one acre tract deeded by William H. Price and wife Nancy C. Price to Nancy P. Adams and husband, Randy Adams by deed dated February 28, 1984, recorded in Deed Book 375, Page 797, Union County Register of Deeds.

The purpose of this deed is to correct the description in the deed of Randy M. Adams and Nancy P. Adams (legally separated) to Nancy P. Adams, dated July 6, 2004 and recorded in Deed Book 3505, Page 523, Union County Register of Deeds.

The above two tracts are now combined into one tract of 5 acres, now under one parcel information number, 07-120-008.

The Grantor and Grantee were married, but are now legally separated and this deed is to fulfill the Grantor's duty to convey this property to the Grantee in fee simple, free and clear of all claims of the Grantor in this real estate.

Said property having been previously conveyed to Grantor by instrument(s) recorded in Book _____, Page _____.

All or a portion of the property herein conveyed ___ includes or ___ does not include the primary residence of a Grantor.

TO HAVE AND TO HOLD unto Grantee, together with all privileges and appurtenances thereunto belonging, in fee simple.

Grantor makes no warranty, express or implied, as to title to the property hereinabove described.

All references to Grantor and Grantee as used herein shall include the parties as well as their heirs, successors and assigns, and shall include the singular, plural, masculine, feminine or neuter as required by context.

IN WITNESS WHEREOF, the Grantor has duly executed the foregoing as of the day and year first above written.

 (SEAL)
Randy M. Adams

State of North Carolina
County of Union
I certify that the following person(s) personally appeared before me this day, each acknowledging to me that he or she signed the foregoing document:
Randy M. Adams [insert name(s) of principal(s)].
Date: 4/8/16

Crystal Shirnall Notary Public
Notary's Printed or Typed Name
My Commission Expires:
7-31-2017

(Official/Notarial Seal)


3505
0523

AK 3505 PG 523

30020

Filed for record
Date 7-20-2004
Time 4:30 o'clock Pm
JUDY G. PRICE, Register of Deeds
Union County, Monroe, North Carolina

Excise Tax \$ 0.00

Recording Time, Book and Page

Tax Lot No. _____ Parcel Identifier No. 07120008
Verified by _____ County on the _____ day of _____, 2004
by _____

Mail after recording to **GRANTEE**

This instrument was prepared by **LEIGH SELLERS**

Brief Description for the index

**Single Family
Parcel ID**

6250 Hawfield Road
Indian Trail, NC 28079

NORTH CAROLINA NON-WARRANTY DEED

THIS DEED made this 7/6 /2004, by and between

GRANTOR

**Randy M. Adams and Nancy P. Adams
LEGALLY SEPARATED**

GRANTEE

**Nancy P. Adams, LEGALLY SEPARATED
6250 Hawfield Road, Indian Trail, NC 28079**

Enter in appropriate block for each party: name, address, and, if appropriate, character of entity, e.g., corporation or partnership.

The designation Grantor and Grantee as used herein shall include said parties, their heirs, successors, and assigns, and shall include singular, plural, masculine, feminine or neuter as required by context.

WITNESSETH, that the Grantor, for a valuable consideration paid by the Grantee, the receipt of which is hereby acknowledged, has and by these presents does grant, bargain, sell and convey unto the Grantee in fee simple, all that certain lot or parcel of land situated in the Township of **Vance**, Union County, North Carolina and more particularly described as follows:

Maint to Weaver Bennette & Bland

3505
0524

The property hereinabove described was acquired by Grantor by instrument recorded in Book 0368, Page 736.

A map showing the above described property is recorded in Union County Register of Deeds

TO HAVE AND TO HOLD the aforesaid lot or parcel of land and all privileges and appurtenances thereto belonging to the Grantee in fee simple.

The Grantor makes no warranty, express or implied, as to title to the property hereinabove described. This Quit Claim Deed is a conveyance between Husband and Wife into Wife alone and is therefore exempt for transfer taxes.

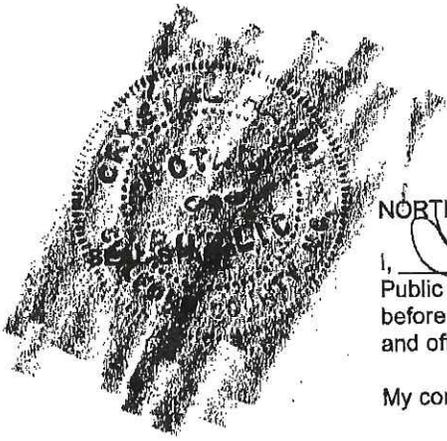
IN WITNESS WHEREOF, the Grantor has hereunto set his hand and seal, or if corporate, has caused this instrument to be signed in its corporate name by its duly authorized officers and its seal to be hereunto affixed by authority of its Board of Directors, the day and year first above written.

[Signature] (SEAL)
Randy M. Adams

[Signature] (SEAL)
Nancy P. Adams

(SEAL)

(SEAL)



NORTH CAROLINA, Guilford County.

I, Crystal Hamm, the undersigned, a Notary Public of the County and State aforesaid, certify that Randy M. Adams, Grantor, personally appeared before me this day and acknowledged the execution of the foregoing instrument. Witness my hand and official stamp or seal, this 6/5/2004.

My commission expires: 4/5/2004

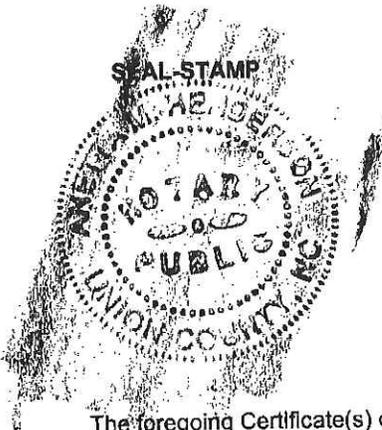
Crystal Hamm
Notary Public

NORTH CAROLINA, Mecklenburg County.

I, Anetta M. Henderson, the undersigned, a Notary Public of the County and State aforesaid, certify that Nancy P. Adams, Grantee, personally appeared before me this day and acknowledged the execution of the foregoing instrument. Witness my hand and official stamp or seal, this 7/7/2004.

My commission expires: 9/9/2004

Notary Public



The foregoing Certificate(s) of Crystal Hamm and Anetta M Henderson

Notaries are certified to be correct. This instrument and this certificate are duly registered at the date and time and in the Book and Page shown on the first page hereof.

JUDY G. PRICE

REGISTER OF DEEDS FOR UNION COUNTY

By

[Signature]

Deputy/Assistant-

§ 160A-31. Annexation by petition.

(a) The governing board of any municipality may annex by ordinance any area contiguous to its boundaries upon presentation to the governing board of a petition signed by the owners of all the real property located within such area. The petition shall be signed by each owner of real property in the area and shall contain the address of each such owner.

(b) The petition shall be prepared in substantially the following form:

DATE:

To the _____ (name of governing board) of the (City or Town) of _____

1. We the undersigned owners of real property respectfully request that the area described in paragraph 2 below be annexed to the (City or Town) of _____
2. The area to be annexed is contiguous to the (City or Town) of _____ and the boundaries of such territory are as follows:

(b1) Notwithstanding the provisions of subsections (a) and (b) of this section, if fifty-one percent (51%) of the households in an area petitioning for annexation pursuant to this section have incomes that are two hundred percent (200%) or less than the most recently published United States Census Bureau poverty thresholds, the governing board of any municipality shall annex by ordinance any area the population of which is no more than ten percent (10%) of that of the municipality and one-eighth of the aggregate external boundaries of which are contiguous to its boundaries, upon presentation to the governing board of a petition signed by the owners of at least seventy-five percent (75%) of the parcels of real property in that area. A municipality shall not be required to adopt more than one ordinance under this subsection within a 36-month period.

(b2) The petition under subsection (b1) of this section shall be prepared in substantially the following form:

DATE:

To the _____ (name of governing board) of the (City or Town) of _____

1. We the undersigned owners of real property believe that the area described in paragraph 2 below meets the requirements of G.S. 160A-31(b1) and respectfully request that the area described in paragraph 2 below be annexed to the (City or Town) of _____.
2. The area to be annexed is contiguous to the (City or Town) of _____, and the boundaries of such territory are as follows:

(c) Upon receipt of the petition, the municipal governing board shall cause the clerk of the municipality to investigate the sufficiency thereof and to certify the result of the investigation. For petitions received under subsection (b1) or (j) of this section, the clerk shall receive the evidence provided under subsection (l) of this section before certifying the sufficiency of the petition. Upon receipt of the certification, the municipal governing board shall fix a date for a public hearing on the question of annexation, and shall cause notice of the public hearing to be published once in a newspaper having general circulation in the municipality at least 10 days prior to the date of the public hearing; provided, if there be no such paper, the governing board shall have notices posted in three or more public places within the area to be annexed and three or more public places within the municipality.

(d) At the public hearing persons resident or owning property in the area described in the petition and persons resident or owning property in the municipality shall be given an opportunity to be heard. The governing board shall then determine whether the petition meets the requirements of this section. Upon a finding that the petition that was not submitted under subsection (b1) or (j) of this section meets the requirements of this section, the governing board shall have authority to pass an ordinance annexing the territory described in the petition. The governing board shall have authority to make the annexing ordinance effective immediately or on the June 30 after the date of the passage of the ordinance or the June 30 of the following year after the date of passage of the ordinance.

(d1) Upon a finding that a petition submitted under subsection (j) of this section meets the requirements of this section, the governing body shall have the authority to adopt an annexation ordinance for the area with an effective date no later than 24 months after the adoption of the ordinance.

(d2) Upon a finding that a petition submitted under subsection (b1) of this section meets the requirements of this section, the governing body shall, within 60 days of the finding, estimate the capital cost to the municipality of extending water and sewer lines to all parcels within the area covered by the petition and

estimate the annual debt service payment that would be required if those costs were financed by a 20-year revenue bond. If the estimated annual debt service payment is less than five percent (5%) of the municipality's annual water and sewer systems revenue for the most recent fiscal year, then the governing body shall within 30 days adopt an annexation ordinance for the area with an effective date no later than 24 months after the adoption of the ordinance. If the estimated annual debt service payment is greater than or equal to five percent (5%) of the municipality's annual water and sewer systems revenue for the most recent fiscal year, then the governing body may adopt a resolution declining to annex the area. If such a resolution is adopted, the governing body shall immediately submit a request to the Local Government Commission to certify that its estimate of the annual debt service payment is reasonable based on established governmental accounting principles.

- (1) If the Local Government Commission certifies the estimate, the municipality is not required to annex the area and no petition to annex the area may be submitted under subsection (b1) of this section for 36 months following the certification. During the 36-month period, the municipality shall make ongoing, annual good faith efforts to secure Community Development Block Grants or other grant funding for extending water and sewer service to all parcels in the areas covered by the petition. If sufficient funding is secured so that the estimated capital cost to the municipality for extending water and sewer service, less the funds secured, would result in an annual debt service payment cost to the municipality of less than five percent (5%) of the municipality's annual water and sewer systems revenue for the most recent fiscal year, then the governing body shall within 30 days adopt an annexation ordinance for the area with an effective date no later than 24 months after the adoption of the ordinance.
- (2) If the Local Government Commission notifies the governing board that the estimates are not reasonable based on established governmental accounting principles and that a reasonable estimate of the annual debt service payment is less than five percent (5%) of the municipality's annual water and sewer systems revenue for the most recent fiscal year, then the governing body shall within 30 days of the notification adopt an annexation ordinance for the area with an effective date no later than 24 months after the adoption of the ordinance.

(d3) Municipal services shall be provided to an area annexed under subsections (b1) and (j) of this section in accordance with the requirements of Part 7 of this Article.

(e) From and after the effective date of the annexation ordinance, the territory and its citizens and property shall be subject to all debts, laws, ordinances and regulations in force in such municipality and shall be entitled to the same privileges and benefits as other parts of such municipality. Real and personal property in the newly annexed territory on the January 1 immediately preceding the beginning of the fiscal year in which the annexation becomes effective is subject to municipal taxes as provided in G.S. 160A-58.10. If the effective date of annexation falls between June 1 and June 30, and the effective date of the privilege license tax ordinance of the annexing municipality is June 1, then businesses in the area to be annexed shall be liable for taxes imposed in such ordinance from and after the effective date of annexation.

(f) For purposes of this section, an area shall be deemed "contiguous" if, at the time the petition is submitted, such area either abuts directly on the municipal boundary or is separated from the municipal boundary by the width of a street or street right-of-way, a creek or river, or the right-of-way of a railroad or other public service corporation, lands owned by the municipality or some other political subdivision, or lands owned by the State of North Carolina. A connecting corridor consisting solely of a street or street right-of-way may not be used to establish contiguity. In describing the area to be annexed in the annexation ordinance, the municipal governing board may include within the description any territory described in this subsection which separates the municipal boundary from the area petitioning for annexation.

(g) The governing board may initiate annexation of contiguous property owned by the municipality by adopting a resolution stating its intent to annex the property, in lieu of filing a petition. The resolution shall contain an adequate description of the property, state that the property is contiguous to the municipal boundaries and fix a date for a public hearing on the question of annexation. Notice of the public hearing shall be published as provided in subsection (c) of this section. The governing board may hold the public hearing and adopt the annexation ordinance as provided in subsection (d) of this section.

(h) A city council which receives a petition for annexation under this section may by ordinance require that the petitioners file a signed statement declaring whether or not vested rights with respect to the properties subject to the petition have been established under G.S. 160A-385.1 or G.S. 153A-344.1. If the statement

declares that such rights have been established, the city may require petitioners to provide proof of such rights. A statement which declares that no vested rights have been established under G.S. 160A-385.1 or G.S. 153A-344.1 shall be binding on the landowner and any such vested right shall be terminated.

(i) A municipality has no authority to adopt a resolution or petition itself under this Part for annexation of property it does not own or have any legal interest in. For the purpose of this subsection, a municipality has no legal interest in a State-maintained street unless it owns the underlying fee and not just an easement.

(j) Using the procedures under this section, the governing board of any municipality may annex by ordinance any distressed area contiguous to its boundaries upon presentation to the governing board of a petition signed by at least one adult resident of at least two-thirds of the resident households located within such area. For purposes of this subsection, a "distressed area" is defined as an area in which at least fifty-one percent (51%) of the households in the area petitioning to be annexed have incomes that are two hundred percent (200%) or less than the most recently published United States Census Bureau poverty thresholds. The municipality may require reasonable proof that the petitioner in fact resides at the address indicated.

(k) The petition under subsection (j) of this section shall be prepared in substantially the following form:

DATE:

To the _____ (name of governing board) of the (City or Town) of _____

1. We the undersigned residents of real property believe that the area described in paragraph 2 below meets the requirements of G.S. 160A-31(j) and respectfully request that the area described in paragraph 2 below be annexed to the (City or Town) of _____.
2. The area to be annexed is contiguous to the (City or Town) of _____, and the boundaries of such territory are as follows:

(l) For purposes of determining whether the percentage of households in the area petitioning for annexation meets the poverty thresholds under subsections (b1) and (j) of this section, the petitioners shall submit to the municipal governing board any reasonable evidence that demonstrates the area in fact meets the income requirements of that subsection. The evidence presented may include data from the most recent federal decennial census, other official census documents, signed affidavits by at least one adult resident of the household attesting to the household size and income level, or any other documentation verifying the incomes for a majority of the households within the petitioning area. Petitioners may select to submit name, address, and social security number to the clerk, who shall in turn submit the information to the Department of Revenue. Such information shall be kept confidential and is not a public record. The Department shall provide the municipality with a summary report of income for households in the petitioning area. Information for the report shall be gleaned from income tax returns, but the report submitted to the municipality shall not identify individuals or households. (1947, c. 725, s. 8; 1959, c. 713; 1973, c. 426, s. 74; 1975, c. 576, s. 2; 1977, c. 517, s. 4; 1987, c. 562, s. 1; 1989 (Reg. Sess., 1990), c. 996, s. 3; 2011-57, s. 3; 2011-396, s. 10.)