

NORTH CAROLINA GENERAL ASSEMBLY
1959 SESSION

CHAPTER 299
HOUSE BILL 418

AN ACT AUTHORIZING THE TOWN OF OLD FORT TO SELL AT PRIVATE
SALE CERTAIN LAND NOT NEEDED FOR MUNICIPAL PURPOSES.

WHEREAS, the Town of Old Fort is the owner of a certain tract of land containing 12 acres, more or less, specifically described in a deed of conveyance from G. W. Sandlin, et al, to the Town of Old Fort, which said deed is dated April 27, 1927, and duly recorded in the office of the Register of Deeds for McDowell County in Deed Book 68 at page 505; and

WHEREAS, said property was originally purchased by said town to be used as a site for a reservoir for the town's waterworks system; and

WHEREAS, the town located its reservoir on another tract of land and the 12 acres referred to above as the Sandlin property, is not now being used for any purpose and is not needed for any governmental function of the Town of Old Fort; and

WHEREAS, said 12 acres of land is well situated for use and development as a residential section, and various persons are interested in purchasing residential lots to be located on said tract of land; and

WHEREAS, it is considered by the governing body of the Town of Old Fort to be in the best interest of said town that said property be sold at private sale for a residential development and that said property will bring considerably more at private sale than at public auction: Now, therefore,

The General Assembly of North Carolina do enact:

Section 1. That notwithstanding the provisions of G. S. 160-59, the governing body of the Town of Old Fort be and it is hereby authorized and empowered to sell at private sale for such an amount and upon such terms as said governing body shall determine that certain tract of land containing 12 acres, more or less, specifically described in a deed of conveyance from G. W. Sandlin, et al, to the Town of Old Fort, said deed being duly recorded in the office of the Register of Deeds for McDowell County, North Carolina, in Deed Book 68 at page 505. Said governing body is authorized to sell said land either in one tract or to divide the same into residential lots and sell the lots separately. The governing body of said town is hereby authorized to direct the mayor and town clerk to execute and deliver to the purchasers proper deeds conveying to them in fee simple title to said property.

Sec. 2. All laws and clauses of laws in conflict with the provisions of this Act are hereby repealed.

Sec. 3. This Act shall be in full force and effect from and after its ratification.

In the General Assembly read three times and ratified, this the 15th day of April, 1959.