

City Box

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BK1740 P0961

NORTH CAROLINA)
)
FORSYTH COUNTY)

IN THE GENERAL COURT OF JUSTICE
SUPERIOR COURT DIVISION
92 CVS 1905

CITY OF WINSTON-SALEM,)

Plaintiff,)

v.)

MEMORANDUM OF ACTION

L & C INVESTORS, a North)
Carolina General Partnership,)
REGAL OLDSMOBILE, INC., a North)
Carolina Corporation (succes-)
sor by merger to Regal Suzuki,)
Inc.), SAMUEL L. BLYTHE, Trus-)
tee, FIRST UNION NATIONAL BANK)
OF NORTH CAROLINA, Beneficiary,)

Defendants.)

TAKE NOTICE:

1. That on the 26th day of March, 1992, the Plaintiff, pursuant to the provisions of Chapter 136 of the General Statutes, instituted the above entitled civil action in the Superior Court of Forsyth County to acquire by condemnation the real property interest hereinafter described.

2. That the above-named Defendants are the persons, firms or corporations the Plaintiff is informed and believes may have or claim to have an interest in the property.

3. The following matters are set forth in Exhibit A attached hereto and made a part hereof: Paragraph 1, a description of the entire tract or tracts of land affected by the taking; Paragraph 2, a statement of the interest or estate taken for public use; and Paragraph 3, a description of the area taken.

This Memorandum of Action is filed pursuant to G.S. 136-111.


Sherry R. Dawson,
Attorney for Plaintiff

City of Winston-Salem
City Attorney's Office
Room 155, City Hall
Post Office Box 2511
Winston-Salem, NC 27102
(919) 727-2056

PRESENTED FOR
REGISTRATION
AND RECORD

'92 MAR 26 P4:17

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REGISTER OF DEEDS
FORSYTH CO. N.C.

19,00 p2 DL

EXHIBIT ADESCRIPTION OF PROPERTY AFFECTED

Being that property known as Tax Lot 7G of Block 3451, Forsyth County Tax Records and being a portion of the property conveyed to L & C Investors, a North Carolina General Partnership by deed dated August 1, 1988, and recorded February 16, 1989 in Deed Book 1661, Page 543, Forsyth County Registry.

INTEREST OR ESTATE TAKEN

The City of Winston-Salem will acquire a fee simple title to the right of way, and permanent and temporary easements in the "Area Taken," as more particularly described therein, for the Historic Bethabara Parkway. The temporary construction easement will continue until the completion of the project, at which time the temporary construction easement will terminate and the area will revert to the owner.

AREA TAKENPERMANENT TAKING

BEGINNING at a point in the northern line of Lot 7G, Block 3451, said point being located 50 feet southward of and normal to Survey Station 124+26, Survey Line L of the Historic Bethabara Parkway; thence eastward along the northern line of said Lot 7G to a point in the existing southwesterly right-of-way of Home Road; thence southeasterly along said existing right-of-way to a point in the existing westerly right-of-way of University Parkway; thence southerly along the said westerly right-of-way to a point located 50 feet southwesterly of and normal to Survey Line L; thence northwesterly along the proposed southwesterly right-of-way of the Historic Bethabara Parkway to the point of BEGINNING, containing 714 square feet, more or less, as shown on those right-of-way plans entitled "Historic Bethabara Parkway" showing the above-described parcel on file in the Engineering Division of the Public Works Department in City Hall, Winston-Salem, NC to which reference is hereby made.

TEMPORARY CONSTRUCTION EASEMENT

BEGINNING at a point in the northern line of Lot 7G, Block 3451, said point being located 72 feet southward of and normal to Survey Station 124+06, Survey Line L of the Historic Bethabara Parkway; thence eastward along the northern line of said Lot 7G to a point in the proposed southwesterly right-of-way line of the Historic Bethabara Parkway, thence; southeasterly along the said

proposed right-of-way to a point in the existing westerly right-of-way of University Parkway; thence southerly along the said westerly right-of-way to the point of intersection of the proposed temporary construction easement, said point being located 62 feet southwesterly of and normal to Survey Station 125+42, Survey Line L; thence northwesterly along the said temporary construction easement line to the point of BEGINNING, containing 2,032 square feet, more or less, as shown on those right-of-way plans entitled "Historic Bethabara Parkway" showing the above-described parcel on file in the Engineering Division of the Public Works Department in City Hall, Winston-Salem, NC to which reference is hereby made.