



STATE OF NORTH CAROLINA
DEPARTMENT OF TRANSPORTATION

ROY COOPER
GOVERNOR

ERIC BOYETTE
SECRETARY

July 6, 2020

Don Adams
Jackson County Manager
401 Grindstaff Cove Rd.
Sylva, NC 28713

Subject: Relocation of SR 1331, Dr Killian Rd.

Dear Mr. Adams,

Please accept this request to place two items on the Board of Commissioners upcoming work session agenda scheduled for July 14, 2020. Both items are associated with the relocation of SR 1331, Dr Killian Rd. in Cullowhee, NC. Due to construction of Western Carolina Universities Millennial Campus, NCDOT agreed to relocate approximately 1350 feet of SR 1331 for site improvements. To complete this transaction and extinguish old right of way agreements, a County Commissioner resolution of support to abandon 1350' of SR 1331 is requested. Further, to add the relocated 1350' of SR 1331 to the state highway system, a resolution to support for a road addition is also requested.

Please find enclosed a petition of abandonment signed by the sole property fronting owner of the relocated section of SR 1331, Western Carolina University. Also attached is a petition for addition to the state highway system also signed by WCU. I have also enclosed a signed secondary road right of way agreement with WCU and associated survey plat indicating the new alignment of SR 1331.

If these items are found to be reasonable, please place on the next available voting agenda before the Board of Commissioners. Your consideration is appreciated. If you have any questions or concerns, please advise.

Sincerely,
Signed by:

A handwritten signature in black ink, appearing to read "CL", enclosed in a rectangular box.

826D2C8704CF469...

Chris Lee, P. E.

District Engineer

Enc.

cc: Brian Burch, P. E., Division Engineer
Ted Adams, P.E., Division Construction Engineer
Wesley Grindstaff, P.E., Division Maintenance Engineer
Travis Williamson, Jackson County Maintenance Engineer
File

**North Carolina Department of Transportation
Division of Highways
Abandonment Petition**

North Carolina

County of Jackson

Petition request for the abandonment of Secondary Road 1331 from the State.

Maintained System

We the under signed, being all of the property owners on Secondary Road SR 1331 - Dr. Killian Road

in Jackson County do hereby request the Division of Highways of the Department of Transportation to abandon the road from the State Maintained System.

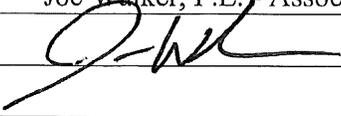
PROPERTY OWNERS

Name

Address

Western Carolina University - 3476 Old Cullowhee Road, Cullowhee, NC 28723

Joe Walker, P.E. Associate Vice Chancellor for Facilities Management



**North Carolina Department of Transportation
Division of Highways
Petition for Road Addition**

ROADWAY INFORMATION: (Please Print/Type)

County: Jackson Road Name: SR 1331 - Dr. Killian Road
(Please list additional street names and lengths on the back of this form.)

Subdivision Name: _____ Length (miles): 1350 feet

Number of occupied homes having street frontage: _____ Located (miles): 0

miles N S E W of the intersection of Route 1331 and Route 1352.
(Check one) (SR, NC, US) (SR, NC, US)

We, the undersigned, being property owners and/or developers of Western Carolina University in Jackson County, do hereby request the Division of Highways to add the above described road.

CONTACT PERSON: Name and Address of First Petitioner. (Please Print/Type)

Name: Joe Walker Phone Number: 828 - 227 - 7224

Street Address: 3476 Old Cullowhee Road, Cullowhee, NC 28723

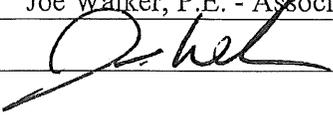
Mailing Address: 3476 Old Cullowhee Road, Cullowhee, NC 28723

PROPERTY OWNERS

Name Mailing Address Telephone

Western Carolina University 3476 Old Cullowhee Road, Cullowhee, NC 28723 828-227-7224

Joe Walker, P.E. - Associate Vice Chancellor for Facilities Management





Doc ID: 005936190002 Type: RIGHT OF
 Recorded: 05/28/2020 at 03:10:46 PM
 Fee Amt: \$26.00 Page 1 of 2
 Jackson County, NC
 Joe Hamilton Register of Deeds
 BK **2267** PG **1197-1198**



SECONDARY ROAD RIGHT OF WAY AGREEMENT

THIS INSTRUMENT DRAWN BY: Robert W Woods, Jr CHECKED BY: PB Cowan

RETURN TO: Frankie J Dills, Jr., Division R/W Agent, NCDOT
 1594 E Main ST
 Sylva NC 28779

NORTH CAROLINA PARCEL NO.: 7549-83-7905
 COUNTY OF Jackson WBS ELEMENT: 14.205021
 TOWNSHIP OF Cullowhee SECONDARY ROAD NO.: SR 1331 DR KILLIAN RD

The State of North Carolina through Western Carolina University,

the undersigned owners of that certain property described in Deed Book 1467 at Page 650
 in the Register of Deeds Office of Jackson County, and bounded by
 Pin #s: 7549-63-7273; 7549-85-5761; 7559-23-1452

recognizing the benefits to said property by reason of the construction of the proposed highway development, and in consideration of the construction of said project, hereby grants to the North Carolina Department of Transportation the right of way as herein described and releases the Department from all claims for damages by reason of said right of way across the lands of the undersigned, and of the past and future use thereof by the Department, its successors and assigns, for all purposes for which the Department is authorized by law to subject such right of way; said right of way being the width indicated and across said property as follows:

45 feet in width measured 22.5 feet on each side of the centerline of the road, said centerline to be located by the Department and the construction or improvement of said road shall constitute the selection of said centerline; and such additional widths as might be necessary to provide for cut and fill slopes, sedimentation control and drainage of road.

It is understood and agreed that the 45 foot right of way hereinabove referred to has been staked upon the ground and the centerline of the road is located in the center of the right of way stakes. The undersigned property owners further agree not to erect any structures, including masonry mailboxes, masonry driveway headwalls, any fencing, etc. or engage in cultivation within the right of way granted herein except as approved by the North Carolina Department of Transportation pursuant to G.S. 136-93 and NC Administrative Code 19A NCAE 02E.0404.

It is further understood and agreed that should circumstances, conditions, or actions by the North Carolina Department of Transportation delay or delete the proposed improvement of said road, that the right of way granted herein shall remain until such time as released by the North Carolina Department of Transportation.

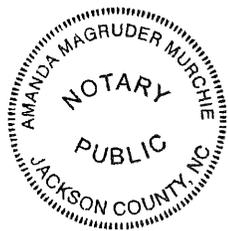
COUNTY: JACKSON WBS ELEMENT: 14.205021 PARCEL NO.: 050SR1331 001

There are no conditions to this agreement not expressed herein. The undersigned hereby covenant and warrant that they are the sole owners of said property; that they solely have the right to grant this right of way, and that they will forever warrant and defend the title to the same against the lawful claims of all persons whomsoever.

IN WITNESS WHEREOF, we have hereunto set our hands and affixed our seals this the 24 day of FEBRUARY, 20 20.

[Signature] (SEAL) _____ (SEAL)

BY: JOE WALKER, PE
ASSOCIATE JC-FACILITIES (President)

 <p>(Official Seal)</p>	<p>North Carolina, <u>Jackson</u> County</p> <p>I, <u>Amanda Magruder Murchie</u> a Notary Public for <u>Jackson</u> County, North Carolina, do hereby certify that <u>Joe Walker</u> personally appeared before me this day and acknowledged the due execution of the foregoing instrument.</p> <p>Witness my hand and official seal this the <u>24th</u> day of <u>February</u>, 20 <u>20</u></p> <p><u>[Signature]</u> Notary Public</p> <p>My commission expires: <u>March 27, 2021</u></p>
<p>(Official Seal)</p>	<p>North Carolina, _____ County</p> <p>I, _____, a Notary Public for _____ County, North Carolina, do hereby certify that _____ personally came before me this day and acknowledged that he/she is president of _____, a corporation, and that he/she, as president, being authorized to do so, executed the foregoing on behalf of the corporation.</p> <p>Witness my hand and official seal this the _____ day of _____, 20 _____.</p> <p>_____ Notary Public</p> <p>My commission expires: _____</p>

- FREEDOM FROM ENCUMBRANCES.
- THIS SURVEY WAS PREPARED WITHOUT BENEFIT OF ABSTRACT TITLE AND ALL MATTERS OF TITLE SHOULD BE REFERRED TO AN ATTORNEY-AT-LAW.
 - ALL DISTANCES ARE HORIZONTAL UNLESS OTHERWISE NOTED.
 - COPYRIGHT ©, JOEL JOHNSON LAND SURVEYING. ALL RIGHTS RESERVED. REPRODUCTION OR USE OF THE CONTENTS OF THIS DOCUMENT, ADDITIONS OR DELETIONS TO THIS DOCUMENT, IN WHOLE OR IN PART, WITHOUT WRITTEN CONSENT OF THE LAND SURVEYOR IS PROHIBITED. ONLY COPIES FROM THE ORIGINAL OF THIS DOCUMENT, MARKED WITH AN ORIGINAL SIGNATURE AND SEAL OF THE SURVEYOR SHALL BE CONSIDERED TO BE VALID TRUE COPIES.
 - TRAVERSE ADJUSTED BY COMPASS METHOD TO 1:34.89%.
 - PROPERTY HAS NOT BEEN INSPECTED FOR WETLANDS OR FLOOD HAZARDS.
 - ALL ADJOINING PROPERTY INFORMATION WAS TAKEN FROM CURRENT LAND RECORDS INFORMATION AS OF DATE OF SURVEY BUT IT SHOULD BE NOTE.
 - GPS control information taken from a topographic drawing by W. K. Dickson, Co., Inc. obtained thru Civil Design Concepts.

State of North Carolina
County of Jackson
JOEL JOHNSON *Professional Land Surveyor*
certify that the above-mentioned plat complies with all the
requirements and conditions for recording.
JOEL JOHNSON
Review Officer Date **8.28.20**

State of North Carolina
County of Jackson
Filed for registration at 3:00 o'clock p.m.
this 28th of May, 2020 and recorded in
Plat Cabinet 23 slide 872.

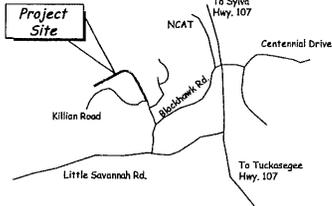
Joe Hamilton
REGISTER OF DEEDS



Course	Bearing	Distance
L1	N 29°41'38" W	25.99'
L2	Rad: 222.50' Tan: 27.08' Chd: N 22°45'10" W	A: 53.90' CA: 13°52'50" 53.77'
L3	N 15°48'45" W	25.33'
L4	Rad: 164.00' Tan: 23.50' Chd: N 23°58'05" W	A: 46.69' CA: 16°18'40" 46.53'
L5	N 32°07'25" W	25.66'
L6	Rad: 127.50' Tan: 23.51' Chd: N 42°34'15" W	A: 46.49' CA: 20°53'40" 46.24'
L7	N 53°01'00" W	27.67'
L8	Rad: 172.50' Tan: 38.39' Chd: N 40°28'13" W	A: 75.54' CA: 25°05'30" 74.94'
L9	N 27°55'30" W	393.96'
L10	Rad: 127.50' Tan: 126.02' Chd: N 72°35'25" W	A: 198.78' CA: 89°19'45" 179.25'
L11	S 62°44'40" W	368.69'

GPS Control Metadata

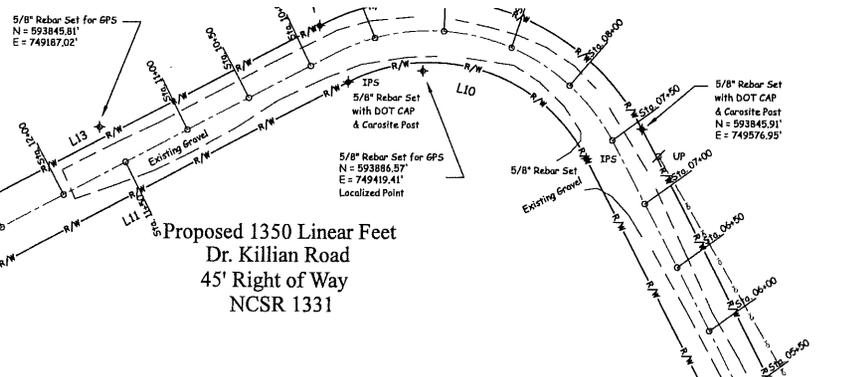
- Class of survey: A
- Positional accuracy: 0.046 ft @ 95% Confidence
- Type of GPS field procedure: OPUS Static
- Date of survey: August 15, 2019
- Datum/EPOCH: NAD 83 (2011) / 2010.0000
- Published/Fixed-control use: HAYW, NCBC, NCSY, FRKN
- Geoid model: 12B
- Average combined grid factors: 0.99977600
- Units: US Survey Feet



LOCATION MAP
NOT TO SCALE

I, R. JOEL JOHNSON, CERTIFY THAT THIS PLAT WAS DRAWN UNDER MY SUPERVISION FROM AN ACTUAL SURVEY MADE UNDER MY SUPERVISION (JACKSON CO. BK. 1467, PG. 650); THAT THE BOUNDARIES NOT SURVEYED ARE CLEARLY INDICATED AS DRAWN FROM INFORMATION AS SHOWN ON PLAT; THAT THE RATIO OF PRECISION AS CALCULATED IS 1:35,600; THAT THIS PLAT MEETS THE REQUIREMENTS FOR A CLASS C SURVEY; THAT THE SURVEY IS OF ANOTHER CATEGORY, SUCH AS THE RECOMBINATION OF EXISTING PARCELS, A COURT-ORDERED SURVEY, OR OTHER EXCEPTION TO THE DEFINITION OF SURVEYOR PER SECTION 1701(K)(1); THAT THIS PLAT WAS PREPARED IN ACCORDANCE WITH G.S. 47-30 AS AMENDED. WITNESS MY ORIGINAL SIGNATURE, REGISTRATION NUMBER AND SEAL THIS 27th DAY OF AUGUST, A.D., 2019.

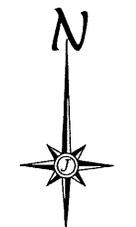
JOEL JOHNSON
Professional Land Surveyor
L-3882
AUGUST 27, 2019
R. JOEL JOHNSON REGISTRATION NUMBER L-3882



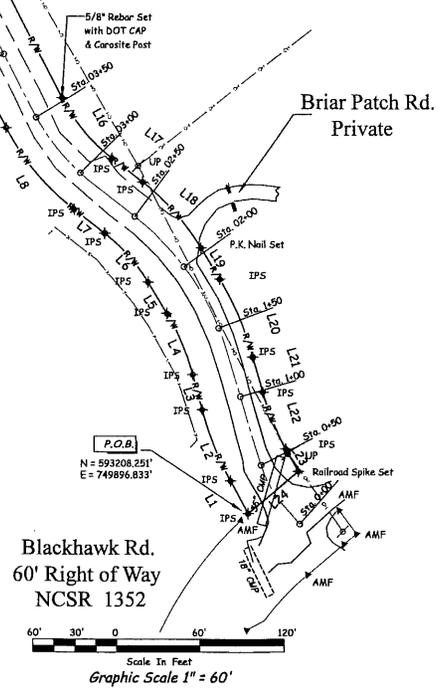
- WCU -
Deed Book 1467, Page 650
PIN 7549-83-7905

Existing 1350 Linear Feet
to be extinguished
Dr. Killian Road
45' Right of Way
NCSR 1331

- LEGEND:
- PL PL Property Line
 - R/W Proposed Right of Way
 - Adjoining Property Line
 - Tie Line
 - Overhead Wires
 - Asphalt Road
 - Gravel Road
 - Centerline of Road
 - Existing Fence Line
 - Existing Creek
 - IPF Property Corner Found
 - IPS 5/8" Rebar Set with Cap
 - CMF Concrete Monument Found
 - AMF Aluminum Monument Found
 - UP Utility Pole



Course	Bearing	Distance
L12	N 27°15'20" W	45.00'
L13	N 62°44'40" E	368.69'
L14	Rad: 172.50' Tan: 170.49' Chd: S 72°35'25" E	A: 268.94' CA: 89°19'45" 242.52'
L15	S 27°55'30" E	393.96'
L16	Rad: 127.50' Tan: 28.37' Chd: S 40°28'13" E	A: 55.84' CA: 25°05'30" 55.39'
L17	S 53°01'00" E	27.67'
L18	Rad: 172.50' Tan: 31.81' Chd: S 42°34'15" E	A: 62.90' CA: 20°53'40" 62.56'
L19	S 32°07'25" E	25.66'
L20	Rad: 209.00' Tan: 29.95' Chd: S 23°58'05" E	A: 59.50' CA: 16°18'40" 59.30'
L21	S 15°48'45" E	25.33'
L22	Rad: 177.50' Tan: 21.61' Chd: S 22°45'10" E	A: 43.00' CA: 13°52'50" 42.90'
L23	S 29°41'35" E	17.99'
L24	S 50°13'40" W	45.71'



Blackhawk Rd.
60' Right of Way
NCSR 1352

Scale In Feet
Graphic Scale 1" = 60'