

GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2017

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SENATE BILL 545

Short Title: State Nature and Historic Preserve Adds/Dels. (Public)

Sponsors: Senators Hise and Britt (Primary Sponsors).

Referred to: Rules and Operations of the Senate

April 3, 2017

A BILL TO BE ENTITLED

AN ACT TO DEDICATE AND ACCEPT CERTAIN PROPERTIES AS PART OF THE
STATE NATURE AND HISTORIC PRESERVE AND TO REMOVE CERTAIN LANDS
FROM THE STATE NATURE AND HISTORIC PRESERVE.

Whereas, Section 5 of Article XIV of the North Carolina Constitution authorizes the dedication of State and local government properties as part of the State Nature and Historic Preserve upon acceptance by a law enacted by a three-fifths vote of the members of each house of the General Assembly and provides for removal of properties from the State Nature and Historic Preserve by a law enacted by a three-fifths vote of the members of each house of the General Assembly; and

Whereas, the General Assembly enacted the State Nature and Historic Preserve Dedication Act, Chapter 443 of the 1973 Session Laws, to prescribe the conditions and procedures under which properties may be specifically dedicated for the purposes set out in Section 5 of Article XIV of the North Carolina Constitution; and

Whereas, more than 7,900 acres have been added to the State Parks System since the last dedication and acceptance of properties as part of the State Nature and Historic Preserve pursuant to a petition to the Council of State dated May 6, 2014; and

Whereas, in accordance with G.S. 143-260.8, on April 4, 2017, the Council of State voted to petition to the General Assembly to enact a law pursuant to Section 5 of Article XIV of the North Carolina Constitution to dedicate and accept properties added to the State Parks System and designated in the petition for inclusion as parts of the State Nature and Historic Preserve; and

Whereas, as a part of its petition of April 4, 2017, the Council of State also requested the General Assembly to remove certain properties from the State Nature and Historic Preserve; and

Whereas, G.S. 113-44.14 provides for additions to, and deletions from, the State Parks System upon authorization by the General Assembly; Now, therefore, The General Assembly of North Carolina enacts:

SECTION 1. G.S. 143-260.10 reads as rewritten:

"§ 143-260.10. Components of State Nature and Historic Preserve.

The following are components of the State Nature and Historic Preserve accepted by the North Carolina General Assembly pursuant to G.S. 143-260.8:

- (1) All lands and waters within the boundaries of the following units of the State Parks System as of ~~May 6, 2014~~: April 4, 2017: Baldhead Island State Natural Area, Bay Tree Lake State ~~Park~~, Natural Area, Bear Paw State Natural Area, Beech Creek Bog State Natural Area, Bullhead Mountain



1 State Natural Area, Bushy Lake State Natural Area, Carolina Beach State
2 Park, Carvers Creek State Park, Cliffs of the Neuse State Park, Chowan
3 Swamp State Natural Area, Deep River State Trail, Dismal Swamp State
4 Park, Elk Knob State Park, Fort Fisher State Recreation Area, Fort Macon
5 State Park, Goose Creek State Park, Grandfather Mountain State Park, Haw
6 River State Park, Hammocks Beach State Park, Jones Lake State Park, Lake
7 Norman State Park, Lea Island State Natural Area, Mayo River State Park,
8 Medoc Mountain State Park, Merchants Millpond State Park, Mount
9 Mitchell State Park, Occoneechee Mountain State Natural Area, Pettigrew
10 State Park, Pilot Mountain State Park, Pineola Bog State Natural Area,
11 Raven Rock State Park, Run Hill State Natural Area, Sandy Run Savannas
12 State Natural Area, Singletary Lake State Park, Sugar Mountain State
13 Natural Area, Theodore Roosevelt State Natural Area, Weymouth
14 Woods-Sandhills State Natural Area, and Yellow Mountain State Natural
15 Area.

16 (2) All lands and waters within the boundaries of William B. Umstead State
17 Park as of ~~May 6, 2014~~, April 4, 2017, with the exception of Tract Number
18 65, containing 22.93140 acres as shown on a survey prepared by John S.
19 Lawrence (RLS) and Bennie R. Smith (RLS), entitled "Property of The State
20 of North Carolina William B. Umstead State Park", dated January 14, 1977
21 and filed in the State Property Office, which was removed from the State
22 Nature and Historic Preserve by Chapter 450, Section 1 of the 1985 Session
23 Laws. The tract excluded from the State Nature and Historic Preserve under
24 this subdivision is deleted from the State Parks System in accordance with
25 G.S. 143B-135.54. The State of North Carolina may only exchange this land
26 for other land for the expansion of William B. Umstead State Park or sell
27 and use the proceeds for that purpose. The State of North Carolina may not
28 otherwise sell or exchange this land.

29 (3) Repealed by Session Laws 1999-268, s. 2.

30 (4) All lands within the boundaries of Morrow Mountain State Park as of ~~May 6,~~
31 ~~2014~~, April 4, 2017, with the exception of the following tract: That certain
32 tract or parcel of land at Morrow Mountain State Park in Stanly County,
33 North Albemarle Township, containing 0.303 acres, more or less, as
34 surveyed and platted by Thomas W. Harris R.L.S., on a map dated August
35 27, 1988, and filed in the State Property Office, reference to which is hereby
36 made for a more complete description.

37 (5) Repealed by Session Laws 1999-268, s. 2.

38 (6) All land within the boundaries of Crowders Mountain State Park as of ~~May~~
39 ~~6, 2014~~, April 4, 2017, with the exception of the following tracts. The tracts
40 excluded from the State Nature and Historic Preserve under this subdivision
41 are deleted from the State Parks System in accordance with
42 G.S. 143B-135.54. The State of North Carolina may only exchange this land
43 for other land for the expansion of Crowders Mountain State Park or sell this
44 land and use the proceeds for that purpose. The State may not otherwise sell
45 or exchange this land.

46 a. The portion of that certain tract or parcel of land at Crowders
47 Mountain State Park in Gaston County, Crowders Mountain
48 Township, described in Deed Book 1939, page 800, and containing
49 757.28 square feet and as shown in a survey by Tanner and
50 McConnaughey, P.A. dated July 22, 1988 and filed in the State
51 Property Office.

- 1 b. The portion of that certain tract or parcel of land at Crowders
2 Mountain State Park in Gaston County, east of and including the
3 right-of-way along and across Old Peach Orchard Road, as shown in
4 a survey by the City of Gastonia, File No. 400-194, dated November
5 23, 1998, and filed in the State Property Office.
- 6 c. The portion of that certain tract or parcel of land at Crowders
7 Mountain State Park in Cleveland County, described in Deed Book
8 1286, Page No. 85, located on the north side of SR 2245 (Bethlehem
9 Road) and containing 14,964 square feet as shown on the survey
10 entitled "Survey for Crowders Mountain State Park, Deed Book
11 1103-107, Township 4 Kings Mountain, Cleveland County, N.C." by
12 David W. Dickson, P.A. dated February 28, 2008.
- 13 d. The portion of that certain tract or parcel of land at Crowders
14 Mountain State Park in Cleveland County, described in Deed Book
15 1286, Page 85, and containing 0.06 acres and 0.515 acres as shown
16 on the survey entitled "Boundary Survey for the State of N.C.
17 Department of Administration, Township No. Four Cleveland
18 County, N.C." by Carolinas Design Group, PLLC, dated November
19 6, 2007.
- 20 e. The portion of that certain tract or parcel of land at Crowders
21 Mountain State Park in Gaston County, described in Deed Book
22 2829, page 518, and containing 0.15 acres as shown on the survey
23 entitled "Survey Made at Request of Larry Hyde, Park
24 Superintendent, Crowders Mountain State Park" by Gray Surveying
25 Co., Inc., dated September 12, 2012.
- 26 (7) All lands owned in fee simple by the State within the boundaries of New
27 River State Park as of ~~May 6, 2014~~ April 4, 2017.
- 28 (8) All lands and waters within the boundaries of Stone Mountain State Park as
29 of ~~May 6, 2014~~ April 4, 2017, with the exception of the following tracts:
30 The portion of that certain tract or parcel of land at Stone Mountain State
31 Park in Wilkes County, Traphill Township, described as parcel 33-02 in
32 Deed Book 633-193, and more particularly described as all of the land in this
33 parcel lying to the west of the eastern edge of the Air Bellows Road, as
34 shown on the National Park Service Land Status Map 33 dated March 24,
35 1981 and filed in the State Property Office, containing approximately 72
36 acres. The tract excluded from the State Nature and Historic Preserve under
37 this subdivision is deleted from the State Parks System in accordance with
38 G.S. 143B-135.54.
- 39 (9) All lands and waters located within the boundaries of the following State
40 Historic Sites as of ~~May 6, 2014~~ April 4, 2017: Alamance Battleground,
41 Charles B. Aycock Birthplace, Historic Bath, Bennett Place, Bentonville
42 Battleground, Brunswick Town/Fort Anderson, C.S.S. Neuse and Governor
43 Caswell Memorial, Charlotte Hawkins Brown Memorial, Duke Homestead,
44 Historic Edenton, Fort Dobbs, Fort Fisher, Historic Halifax, Horne Creek
45 Living Historical Farm, House in the Horseshoe, North Carolina
46 Transportation Museum, ~~President James K. Polk Memorial, Polk, Reed~~
47 Gold Mine, Somerset Place, Historic Stagville, State Capitol, Town Creek
48 Indian Mound, Tryon Palace Historic Sites & Gardens, Zebulon B. Vance
49 Birthplace, Endor Iron Furnace, and Thomas Wolfe Memorial.
- 50 (10), (11) Repealed by Session Laws 2001-217, s. 2, effective June 15, 2001.

- 1 (12) All lands and waters located within the boundaries of Hanging Rock State
2 Park as of ~~May 6, 2014~~, April 4, 2017, with the exception of the following
3 tract: The portion of that tract or property at Hanging Rock State Park in
4 Stokes County, Danbury Township, described in Deed Book 360, Page 160,
5 for a 30-foot wide right-of-way beginning approximately 183 feet south of
6 SR 1001 and extending in a southerly direction approximately 1,479 feet to
7 the southwest corner of the Bobby Joe Lankford tract and more particularly
8 shown on a survey entitled, "J. Spot Taylor Heirs Survey, Danbury
9 Township, Stokes County, N.C.", by Grinski Surveying Company, dated
10 June 1985, and filed in the State Property Office. The tract excluded from
11 the State Nature and Historic Preserve under this subdivision is deleted from
12 the State Parks System in accordance with G.S. 143B-135.54.
- 13 (13) All lands and waters located within the boundaries of South Mountains State
14 Park as of ~~May 6, 2014~~, April 4, 2017, with the exception of the following
15 tracts. The tracts excluded from the State Nature and Historic Preserve under
16 this subdivision are deleted from the State Parks System in accordance with
17 G.S. 143B-135.54.
- 18 a. b. Repealed by Session Laws 2007-307, s. 1, effective July 28, 2007.
- 19 c. The portions of land at South Mountains State Park that lie south of
20 the centerline of the CCC road as shown on the drawing entitled
21 "Land Trade between South Mountains State Park and Adjacent
22 Game Lands along CCC Road" prepared by the Wildlife Resources
23 Commission in January 2013 and filed in the State Property Office
24 and that lie within: (i) the tract or property in Burke County, Lower
25 Fork Township, described in Deed Book 495, Page 501; (ii) the tract
26 or property in Burke County, Lower Fork and Upper Fork
27 Townships, described in Deed Book 715, Page 719; (iii) within the
28 tracts or property in Burke County, Upper Fork Township, described
29 in Deed Book 860, Page 341, and Deed Book 884, Page 1640; (iv)
30 within that tract or property in Burke County, Silver Creek
31 Township, described in Deed Book 1847, Page 287; (v) within that
32 tract or property in Burke County, Upper Creek Township, described
33 in Deed Book 882, Page 2347; (vi) within that tract or property in
34 Burke County, Upper Creek Township, described in Deed Book 882,
35 Page 2352; (vii) within that tract or property in Burke County, Upper
36 Fork Township, described in Deed Book 886, Page 1964; (viii)
37 within that tract or property in Burke County, Upper Fork Township,
38 Deed Book 767, Page 1360; (ix) within that tract or property in
39 Burke County, Upper Fork Township, Deed Book 884, Page 1648; or
40 (x) within that tract or property in Burke County, Upper Fork
41 Township, Book 886, Page 2228. The State of North Carolina may
42 only exchange this land for other land for the expansion of South
43 Mountains State Park or sell this land and use the proceeds for that
44 purpose. The State may not otherwise sell or exchange this land.
- 45 d. Repealed by Session Laws 2007-307, s. 1, effective July 28, 2007.
- 46 (14) Repealed by Session Laws 2003-234, s. 1, effective June 19, 2003.
- 47 (15) All lands and waters within the boundaries of Jockey's Ridge State Park as
48 of ~~May 6, 2014~~, April 4, 2017, with the exception of the following tracts:
49 The portion of those certain tracts or parcels of land at Jockey's Ridge State
50 Park in Dare County, Nags Head Township, described in Deed Book 227,
51 Page 499, and Deed Book 227, Page 501, and containing 33,901 square feet

1 as shown on the survey prepared by Styons Surveying Services entitled
2 "Raw Water Well Site 13 Jockey's Ridge State Park" dated March 7, 2001,
3 and filed in the State Property Office; the portion of that certain tract or
4 parcel of land at Jockey's Ridge State Park in Dare County, Nags Head
5 Township, described in Deed Book 222, Page 726, and containing 42,909
6 square feet as shown on the survey prepared by Styons Surveying Services
7 entitled "Raw Water Well Site 14 Jockey's Ridge State Park" dated March 7,
8 2001, and filed in the State Property Office; ~~and~~ the portion of that certain
9 tract or parcel of land at Jockey's Ridge State Park in Dare County, Nags
10 Head Township, described in Deed Book 224, Page 790, and Deed Book
11 224, Page 794, and containing 34,471 square feet as shown on the survey
12 prepared by Styons Surveying Services entitled "Raw Water Well Site 15
13 Jockey's Ridge State Park" dated March 7, 2001, and filed in the State
14 Property Office; and the portion of those certain tracts or parcels of land at
15 Jockey's Ridge State Park in Dare County, Nags Head Township, described
16 in Deed Book 227, Page 501, and Deed Book 230, Page 525, and containing
17 12,655 square feet as shown on the preliminary plat entitled "Easement
18 Survey for Town of Nags Head" prepared by Seaboard Surveying &
19 Planning, Inc., dated August 29, 2012.

20 (16) All lands and waters located within the boundaries of Mount Jefferson State
21 Natural Area as of ~~May 6, 2014~~ April 4, 2017. With respect to the
22 communications tower site on the top of Mount Jefferson and located on that
23 certain tract or parcel of land at Mount Jefferson State Natural Area in Ashe
24 County, West Jefferson Township, described in Deed Book F-3, Page 94, the
25 State may provide space at the communications tower site to State public
26 safety and emergency management agencies for the placement of antennas,
27 repeaters, and other communications devices for public communications
28 purposes. ~~Notwithstanding~~ In conformance with G.S. 146-29.2, the State
29 may lease space at the communications tower site to local governments in
30 Ashe County for the placement of antennas, repeaters, and other
31 communications devices for public communications purposes. State agencies
32 and local governments that are authorized to place communications devices
33 at the communications tower site pursuant to this subdivision may also
34 locate at or near the communications tower site communications equipment
35 that is necessary for the proper operation of the communications devices.
36 The use of the communications tower site pursuant to this subdivision is
37 authorized by the General Assembly as a purpose other than the public
38 purposes specified in Article XIV, Section 5, of the North Carolina
39 Constitution, Article 25B of Chapter 143 of the General Statutes, and Part 32
40 of Article 7 [Article 2] of Chapter 143B of the General Statutes.

41 (17) All lands and waters within the Eno River State Park as of ~~May 6, 2014~~,
42 April 4, 2017, with the exception of the following tracts:

43 a. The portion of that certain tract or parcel of land at Eno River State
44 Park in Durham County, Durham Outside Township, described in
45 Deed Book 435, Page 673, and Plat Book 87, Page 66, containing
46 11,000 square feet and being the portion of Lot No. 2 shown as the
47 existing scenic easement hereby removed on the drawing prepared by
48 Sear-Brown entitled "Recombination Plat Eno Forest Subdivision"
49 bearing the preparer's file name 00-208-07.dwg, and filed with State
50 Property Office. The tract excluded from the State Nature and
51 Historic Preserve under this subdivision is deleted from the State

- 1 Parks System pursuant to G.S. 143B-135.54. The State of North
2 Carolina may only exchange this land for other land for the
3 expansion of Eno River State Park or sell this land and use the
4 proceeds for that purpose. The State may not otherwise sell or
5 exchange this land.
- 6 b. The portion of that certain tract or parcel of land at Eno River State
7 Park in Orange County, described in Deed Book 3878, Page 461, and
8 Plat Book 98, Page 11, containing 5,313 square feet and required for
9 the permanent easements for bridge replacement project B-4216 on
10 SR 1002 (St. Mary's Road), as shown in the drawing entitled
11 "Preliminary Plans, Project Reference No. B-4216" prepared for
12 North Carolina Department of Transportation by Mulkey Engineers
13 and Consultants dated March 10, 2009, and filed with the State
14 Property Office. The tracts excluded from the State Nature and
15 Historic Preserve under this section are deleted from the State Parks
16 System pursuant to G.S. 143B-135.54. The State of North Carolina
17 may only exchange this land for other land for the expansion of Eno
18 River State Park or sell this land and use the proceeds for that
19 purpose. The State may not otherwise sell or exchange this land.
- 20 (18) All land and waters within the boundaries of Hemlock Bluffs State Natural
21 Area as of ~~May 6, 2014~~, April 4, 2017, with the exception of the following
22 tracts: The portion of that certain tract or parcel of land at Hemlock Bluffs
23 State Natural Area in Wake County, Swift Creek Township, described in
24 Deed Book 2461, Page 037, containing 2,025 square feet and being the
25 portion of this tract shown as proposed R/W on the drawing prepared by
26 Titan Atlantic Group entitled "Right of Way Acquisition Map for Town of
27 Cary Widening of Kildaire Farm Road (SR 1300) from Autumgate Drive to
28 Palace Green" sheet 1 of 3 bearing the preparer's file name Town of Cary
29 Case File No. TOC 01-37, dated 26 September 2003, and filed with the State
30 Property Office; and the portion of those certain tracts or parcels of land at
31 Hemlock Bluffs State Natural Area in Wake County, Swift Creek Township,
32 described in Deed Book 4670, Page 420, containing 24,092 square feet and
33 being the portion of these tracts shown as proposed R/W on the drawing
34 prepared by Titan Atlantic Group entitled "Right of Way Acquisition Map
35 for Town of Cary Widening of Kildaire Farm Road (SR 1300) from
36 Autumgate Drive to Palace Green" sheet 3 of 3 bearing the preparer's file
37 name Town of Cary Case File No. TOC 01-37, dated 26 September 2003,
38 and filed with the State Property Office. The tracts excluded from the State
39 Nature and Historic Preserve under this subdivision are deleted from the
40 State Parks System pursuant to G.S. 143B-135.54. The State of North
41 Carolina may only exchange this land for other land for the expansion of
42 Hemlock Bluffs State Natural Area or sell this land and use the proceeds for
43 that purpose. The State may not otherwise sell or exchange this land.
- 44 (19) All lands and waters within the boundaries of Lake James State Park as of
45 ~~May 6, 2014~~, April 4, 2017, with the exception of the following tracts:
46 a. The portion of that certain tract or parcel of land at Lake James State
47 Park containing 13.85 acres, and being 100 feet to the east and 150
48 feet to the west of a centerline shown on a survey by Witherspoon
49 Surveying PLLC, dated February 9, 2007, and filed in the State
50 Property Office. The State of North Carolina may grant a temporary
51 easement to Duke Energy Corporation across this tract to facilitate

- 1 the Catawba Dam Embankment Seismic Stability Improvements
2 Project. The grant of the easement within Lake James State Park to
3 Duke Energy Corporation under this sub-subdivision constitutes
4 authorization by the General Assembly that the described tract of
5 land may be used for a purpose other than the public purposes
6 specified in Article XIV, Section 5, of the North Carolina
7 Constitution, Article 25B of Chapter 143 of the General Statutes, and
8 Part 32 of Article 7 [Article 2] of Chapter 143B of the General
9 Statutes. The State of North Carolina may use the proceeds from the
10 easement only for the expansion or improvement of Lake James State
11 Park or another State park. The State may not otherwise sell or
12 exchange this land.
- 13 b. The portion of that certain tract or parcel of land at Lake James State
14 Park in McDowell County, Nebo Township, described in Deed Book
15 377, Page 423, and also shown as Tract B on the plat of survey
16 prepared by Kenneth D. Suttles, RLS, dated December 4, 1987,
17 entitled "Lake James State Park," Sheet 1 of 2, recorded in Plat Book
18 4, Page 275 of the McDowell County Registry, for a 40-foot
19 right-of-way beginning at the southwest corner of Tract B and
20 continuing along the southern boundary 86 38' 51" E for 400 feet to
21 the now or former John D. Walker property. The State of North
22 Carolina may grant an easement across this tract to extinguish
23 prescriptive easements on Tract B to improve management of the
24 State park property. The State may not otherwise sell or exchange
25 this land. The easement excluded from the State Nature and Historic
26 Preserve under this subdivision is deleted from the State Parks
27 System pursuant to G.S. 143B-135.54.
- 28 c. That portion of that certain tract or parcel of land at Lake James State
29 Park in Burke County, Linville Township, described in Deed Book
30 1431, Page 859, and shown on the survey prepared by Suttles
31 Surveying, PA dated May 2, 2014, entitled "Survey for State of
32 North Carolina," containing 3.41 acres and on file with the State
33 Property Office. The tracts excluded from the State Nature and
34 Historic Preserve under this subdivision are deleted from the State
35 Parks System in accordance with G.S. 143B-135.54. The State of
36 North Carolina may only exchange this land for other land for the
37 expansion of Lake James State Park or sell this land and use the
38 proceeds for that purpose. The State may not otherwise sell or
39 exchange this land.
- 40 (20) All lands and waters within the boundaries of Lake Waccamaw State Park as
41 of ~~May 6, 2014, April 4, 2017,~~ with the exception of the following tracts:
42 The portions of that certain tract or parcel of land at Lake Waccamaw State
43 Park in Columbus County described in Deed Book 835, Page 590,
44 containing 48,210 square feet and being the portion of this tract shown as
45 new R/W and permanent utility easement on drawing prepared by State of
46 North Carolina Department of Transportation entitled "Map of Proposed
47 Right of Way Property of State of North Carolina (Parks and Recreation)
48 Columbus County" for Tip B-3830 on SR 1947 (Bella Coola Road) done by
49 John E. Kaukola, PLS No. 3999 and compiled 1-18-2008, and filed with the
50 State Property Office. The tracts excluded from the State Nature and Historic
51 Preserve under this section are deleted from the State Parks System pursuant

1 to G.S. 143B-135.54. The State of North Carolina may only exchange this
2 land for other land for the expansion of Lake Waccamaw State Park or sell
3 this land and use the proceeds for that purpose. The State may not otherwise
4 sell or exchange this land.

- 5 (21) All lands and waters within the boundaries of Chimney Rock State Park as
6 of ~~May 6, 2014~~, April 4, 2017, with the exception of the following tracts:

7 a. The portion of that certain tract or parcel of land at Chimney Rock
8 State Park in Rutherford County being a portion of Parcel 2 as
9 described in Deed Book 933, Page 598, containing 346 square feet
10 and being shown as proposed right-of-way for bridge replacement
11 project B-4258 on U.S. 64 over the Broad River on drawing prepared
12 by Kimley-Horn and Associates for the North Carolina Department
13 of Transportation and revised October 26, 2007, and filed with the
14 State Property Office. The portion of that certain tract or parcel of
15 land at Chimney Rock State Park in Polk County, Cooper Gap
16 Township, Deed Book 393, Page 1402, containing 6.5 acres more or
17 less and shown on the survey entitled "Plat of Survey for The State of
18 North Carolina" prepared by Stacy Kent Rhodes dated May 15, 2014,
19 and filed with the State Property Office. The tracts excluded from the
20 State Nature and Historic Preserve under this section are deleted
21 from the State Parks System pursuant to G.S. 143B-135.54. The State
22 of North Carolina may only exchange this land for other land for the
23 expansion of Chimney Rock State Park or sell this land and use the
24 proceeds for that purpose. The State may not otherwise sell or
25 exchange this land.

- 26 (22) All State-owned land and waters within the boundaries of the
27 Mountains-to-Sea Trail as of ~~May 6, 2014~~, April 4, 2017, with the exception
28 of the following tract: The portion of that certain tract or parcel in Johnston
29 County described in Deed Book 3634, Page 278, containing 4.72 acres and
30 being described as proposed easement area for Piedmont Natural Gas
31 Company transmission line on drawing entitled "Easement Survey Prepared
32 for Piedmont Natural Gas Company, Line 142, Easement to be Acquired
33 from the State of North Carolina" by McKim & Creed and dated July 31,
34 2008, and revised March 11, 2009. The State of North Carolina may grant an
35 easement to Piedmont Natural Gas Company across this tract to facilitate the
36 transmission of natural gas. The grant of the easement within the
37 Mountains-to-Sea Trail to Piedmont Natural Gas Company under this
38 section constitutes authorization by the General Assembly that the described
39 tract of land may be used for a purpose other than the public purposes
40 specified in Section 5 of Article XIV of the North Carolina Constitution,
41 Article 25B of Chapter 143 of the General Statutes, and Part 32 of Article 7
42 [Article 2] of Chapter 143B of the General Statutes. The State of North
43 Carolina may use the proceeds from the easement only for the expansion or
44 improvement of the Mountains-to-Sea Trail or another State park. The State
45 may not otherwise sell or exchange this land.

- 46 (23) All State-owned land and waters within the boundaries of Gorges State Park
47 as of ~~May 6, 2014~~, April 4, 2017, with the exception of the following tracts:
48 The portions of that certain tract or parcel of land in Transylvania County,
49 described in Deed Book 267, Page 838, containing a total of 7.26 acres for
50 the North Carolina Department of Transportation project TIP R-2409C US
51 64 Safety Improvements. As shown on right-of-way drawing from the North

1 Carolina Department of Transportation dated May 22, 2014, for TIP
2 R-2409C, Parcel 002, on file with the State Property Office. The tract
3 excluded from the State Nature and Historic Preserve under this subdivision
4 is deleted from the State Parks System in accordance with
5 G.S. 143B-135.54. The State of North Carolina may only exchange this land
6 for other land for the expansion of Gorges State Park or sell this land and use
7 the proceeds for that purpose. The State may not otherwise sell or exchange
8 this land.

9 (24) All State-owned land and waters within the boundaries of Lower Haw State
10 Natural Area as of ~~May 6, 2014~~, April 4, 2017, with the exception of the
11 following tract: the portion of that certain tract or parcels in Chatham
12 County, described in Deed Book 1319, Page 1047, containing 12,501 square
13 feet and shown on a survey entitled "Recombination Survey for the North
14 Carolina Division of Parks and Recreation and PK Ventures I LTD
15 Partnership" prepared by S.D. Puckett and Associates dated April 22, 2014,
16 and on file with the State Property Office. The tract excluded from the State
17 Nature and Historic Preserve under this subdivision is deleted from the State
18 Parks System in accordance with G.S. 143B-135.54. The State of North
19 Carolina may only exchange this land for other land for the expansion of
20 Lower Haw State Natural Area or sell this land and use the proceeds for that
21 purpose. The State may not otherwise sell or exchange this land.

22 (25) All State-owned land and waters within the boundaries of Lumber River
23 State Park as of ~~May 6, 2014~~, April 4, 2017, with the exception of the
24 following tracts:

25 a. The portions of those certain tracts or parcels of land in Robeson
26 County, described in Deed Book 919, Page 862, Deed Book 1097,
27 Page 837, Deed Book 935, Page 170, Deed Book 1125, Page 562,
28 and Deed Book 1117, Page 680, containing a total of 3.39 acres for
29 the North Carolina Department of Transportation secondary road
30 project 6C.078030 SR 2245 (VC Britt Road) and shown on the
31 survey entitled "Survey of Tracts 1A and 1B, VC Britt Rd, Orrum
32 NC" prepared by the North Carolina Department of Transportation.
33 The tracts excluded from the State Nature and Historic Preserve
34 under this subdivision are deleted from the State Parks System in
35 accordance with G.S. 143B-135.54. The State of North Carolina may
36 only exchange this land for other land for the expansion of Lumber
37 River State Park or sell this land and use the proceeds for that
38 purpose. The State may not otherwise sell or exchange this land.

39 b. The portions of that certain tract or parcel of property at Lumber
40 River State Park in Robeson County, described in Deed Book 575,
41 Page 523, and containing approximately 1.08 acre (Tract A) and 0.12
42 acre (Tract C) as shown in a survey by Jerry W. Lee entitled "Survey
43 for State of North Carolina" dated June 28, 2017. The land described
44 in this sub-subdivision is deleted from the Start Park System in
45 accordance with G.S. 143B-135.54. The State of North Carolina may
46 only exchange this land for other land for the expansion of Lumber
47 River State Park or sell this land and use the proceeds for that
48 purpose. The State may not otherwise sell or exchange this land.

49 (26) All State-owned land and waters within the boundaries of Mitchells
50 Millpond State Natural Area as of ~~May 6, 2014~~, April 4, 2017, with the
51 exception of the following tract: the portions of that certain tract or parcel in

1 Wake County, described in Deed Book 2445, Page 62, containing
2 approximately 0.215 acres as shown on the right-of-way plan for SR 2224
3 (Mitchell Mill Road) bridge No. 162 replacement project and on file with the
4 State Property Office. The tract excluded from the State Nature and Historic
5 Preserve under this subdivision is deleted from the State Parks System in
6 accordance with G.S. 143B-135.54. The State of North Carolina may only
7 exchange this land for other land for the expansion of the State Parks system
8 or sell this land and use the proceeds for that purpose. The State may not
9 otherwise sell or exchange this land.

10 (27) All lands and waters within the boundaries of Carvers Creek State Park as of
11 April 4, 2017, with the exception of the following tract: The portion of that
12 certain tract or parcel of land at Carvers Creek State Park in Cumberland
13 County, described in Deed Book 8466, Page 67, and containing 0.33 acres,
14 more or less, as shown on the survey entitled "Ingress-Egress Easement for
15 Stone Mountain Farm, LLC & William C. Elliott, Estate & The State of
16 North Carolina" by George L. Lott, PLS, dated November 2013, and revised
17 in May 2015 and filed with the State Property Office."

18 **SECTION 2.** This act is effective when it becomes law.