

GOVERNMENTAL OPERATIONS AGENDA INDEX

September 14, 2007

ACQUISITION BY DEED: The following items are reported pursuant to NCGS 146-22

1. Association for the Preservation of the Eno River Valley (AGRICULTURE) Durham County
2. Historic Bath Foundation (CULTURAL RESOURCES) Beaufort County
3. NC Aquarium Society (DENR-AQUARIUM) Dare County
4. The Nature Conservancy (DENR-PARKS) Ashe County
5. Herbert Avery (DENR-PARKS) Ashe County
6. The Nature Conservancy (DENR-PARKS) Avery County
7. Foothills Conservancy (DENR-PARKS) Burke County
8. Ralph Swink (DENR-PARKS) Burke County
9. Curtis N. Fulbright (DENR-PARKS) Burke County
10. The Association for the Preservation of the Eno River Valley, Inc. (DENR- PARKS) Orange County
11. Columbia Milling, Inc. (DENR-PARKS) Tyrrell County
12. Jonathan D. Hair (DENR-WILDLIFE) Bladen County

OTHER MATTERS: The following items are consultation pursuant to NCGS 146-30 (a)

13. UNC Charlotte Foundation (UNC-C) Mecklenburg County

ACQUISITION BY DEED

ITEM 1

GRANTOR: Association for the Preservation of the Eno River Valley

GRANTEE: State of NC, Department of Agriculture and Consumer Services, Plant Industries Division, Plant Protection Program

LOCATION: 2305 Old Oxford Road, Durham, Durham County

AREA: 8.9791 acres

UNIT COST: \$11,000/acre

CONSIDERATION: \$98,770.10

COMMENTS: Property proposed for acquisition has been identified as meeting the ecological criteria for the Plant Protection Program. This tract is located within the Eno River Diabase Sill, a geologic formation containing state and federally endangered plant species found only in the triangle area. The property will be managed as a part of the Eno River Diabase Sill Plant Conservation Preserve. The Eno River Association will be reimbursed for overhead and direct expenses associated with this transaction. Funding is provided by the Natural Heritage Trust Fund.

ITEM 2

GRANTOR: Historic Bath Foundation, Inc.

GRANTEE: State of NC, Department of Cultural Resources

LOCATION: 210 Carteret Street, Bath, Beaufort County

AREA: ±9,519 sq. ft. improved with a one story frame dwelling containing ±2,352 sq. ft. and detached frame garage containing ±250 sq. ft.

CONSIDERATION: Gift

COMMENTS: Property proposed for acquisition is located directly in front of the State Historic Site Visitor's Center. It was built circa 1900 and will serve as space for visitor programs, classes, workshops, and research space for staff and visitors. There is also a non-heated wood frame garage that will be used as a small workshop for storage and small carpentry projects.

ACQUISITION BY DEED

ITEM 3

GRANTOR: North Carolina Aquarium Society

GRANTEE: State of NC, Department of Environment and Natural Resources,
NC Aquarium Division

LOCATION: 7223 S. Virginia Dare Trail (Jennette's Pier), Nags Head Township,
Dare County

AREA: ± 5.12 acres including existing pier house, remainder of pier and seven cottages
ranging in size from ± 779 sq. ft. to ± 896 sq. ft.

UNIT COST: N/A

CONSIDERATION: Gift

COMMENTS: Property proposed for acquisition will allow the reconstruction of the pier, pier house and paved parking. The property will be utilized for educational programs, research and will provide beach access and recreation. Receipt revenues from the North Carolina Aquariums Fund will provide funding for the acquisition and construction costs.

ITEM 4

GRANTOR: The Nature Conservancy

GRANTEE: State of NC, Department of Environment and Natural Resources,
Division of Parks and Recreation

LOCATION: NCSR 1100, Creston Township, Ashe County

AREA: ± 128.399 acres (subject to survey)

UNIT COST: \$6,000/acre

CONSIDERATION: \$770,394 (subject to survey)

COMMENTS: Property proposed for acquisition is needed for inclusion in Elk Knob State Park pursuant to the master plan. This acquisition is critical to provide access to the park from the north, prevent future development, and provide land base for a future trail. The Nature Conservancy will be reimbursed for overhead and direct expenses associated with this transaction. Funding provided by the Parks and Recreation Trust Fund (\$385,197) and Natural Heritage Trust Fund (\$385,197). Elk Knob State Park currently consists of 2,316 acres out of a planned 3,900 acres.

ACQUISITION BY DEED

ITEM 5

GRANTOR: Herbert and Josephine Avery

GRANTEE: State of NC, Department of Environment and Natural Resources,
Division of Parks and Recreation

LOCATION: Tamarack Trail Road, North Fork Township, Ashe County

AREA: \pm 68.93 acres (subject to survey)

UNIT COST: \$6,750/acre

CONSIDERATION: \$465,277.50 (subject to survey)

COMMENTS: Property proposed for acquisition is needed for inclusion in Elk Knob State Natural Area. Proposed acquisition would provide critical land base for a trail connecting Elk Knob to The Peak. Acquisition would also protect natural resources and prevent additional development. Funding provided by the Parks and Recreation Trust Fund (\$207,138.75) and Natural Heritage Trust Fund (\$207,138.75) and High Country Conservancy (\$51,000). The State will reimburse High Country Conservancy for overhead and direct expenses associated with this transaction. The option expires November 30, 2007. Elk Knob State Natural Area currently consists of 2,316 acres out of a planned 3,900 acres.

ACQUISITION BY DEED

ITEM 6

GRANTOR: The Nature Conservancy

GRANTEE: State of NC, Department of Environment and Natural Resources,
Division of Parks and Recreation

LOCATION: Tract 1 – Westside of NC Hwy 181 and Linville River, Linville Township, Avery
County
Tract 2 – North side of US 221, Pineola Baptist Church Road (SR 1504), Linville
Township, Avery County
Tract 3 – Southside of Linville Falls Hwy (US Hwy 221), Pineola Road (SR
1505), Linville Township, Avery County

AREA: Tract 1 – 22.44 acres
Tract 2 – 17.17 acres
Tract 3 – 51.44 acres

UNIT COST: Tract 1 - \$8,750/acre
Tract 2 - \$9,250/acre
Tract 3 - \$9,250/acre

CONSIDERATION: \$830,992.50

COMMENTS: House Bill 2127 dated June 20, 2006, authorizes the Department of Environment and Natural Resources to add Mountain Bog State Natural Area to the State Parks System. The proposed acquisition will help protect rare species, nationally significant natural heritage area, and water quality. The NC Natural Heritage Program has described these tracts known as Pineola Bog as one of the best known examples of rare southern appalachian bog due to its integrity, size, and complement of rare species. The acquisition of this property will complement the 'mountain bog cluster' expansion goal of the Division, which includes state-owned Beech Creek Bog in Watauga County and Sugar Mountain Bog in Avery County. The Nature Conservancy will receive interest and reimbursement for direct expenses incurred in the purchase of this property. Funding provided by the Parks and Recreation Trust Fund.

ACQUISITION BY DEED

ITEM 7

GRANTOR: Foothills Conservancy

GRANTEE: State of NC, Department of Environment and Natural Resources, Division of
Parks and Recreation

LOCATION: Fox Gap Street, Silver Creek Township, Burke County

AREA: 218.19 acres

UNIT COST: \$3,500/acre

CONSIDERATION: \$763,665

COMMENTS: Property proposed for acquisition is needed for inclusion in the South Mountains State Park pursuant to the master plan. This property is part of the Hall Knob Significant Natural Heritage Area and is visible from multiple places within the existing state park property. Foothills Conservancy will be reimbursed overhead and direct expenses associated with this transaction. South Mountains State Park currently has 16,915 acres out of a planned 17,258 acres. Funding for this acquisition is provided by the Natural Heritage Trust Fund (\$175,155) and Clean Water Trust Fund (\$255,500) and Parks and Recreation Trust Fund (\$333,000).

ACQUISITION BY DEED

ITEM 8

GRANTOR: Ralph Swink and Dorothy Swink

GRANTEE: State of NC, Department of Environment and Natural Resources

LOCATION: South Mountains Park Avenue, Lower Fork Township, Burke County

AREA: \pm 94 acres (subject to survey) improved with a one story wooden frame cabin consisting of 364 sq. ft.

UNIT COST: \$4,000/acre - Land
\$43.95/sq. ft. - Cabin

CONSIDERATION: \pm \$392,000 (subject to survey)

COMMENTS: Property proposed for acquisition is contiguous with the South Mountains State Park. It will be managed by the Division of Parks and Recreation for conservation purposes pursuant to N.C.G.S. 113-34.1. Acquisition of this property will help protect the view of forested land from the new South Mountains State Park visitor center. In addition, this acquisition will protect natural resources and water quality in the Jacob Fork watershed and improve efficiency of boundary line management. The grantor will retain certain use rights on the property during his lifetime. The option expires October 30, 2007. Funding for this acquisition is provided by the Parks and Recreation Trust Fund.

ACQUISITION BY DEED

ITEM 9

GRANTOR: Curtis N. Fulbright and Jerry A. Fulbright and Brenda S. Fulbright

GRANTEE: State of NC, Department of Environment and Natural Resources, Division of
Parks and Recreation

LOCATION: South Mountains Park Avenue, Lower Fork Township, Burke County

AREA: ±106 acres (subject to survey) including a cabin consisting of 300 sq. ft.

UNIT COST: \$3,500/acre - Land
\$10.00/sq. ft. - Cabin

CONSIDERATION: ±\$374,000 (subject to survey)

COMMENTS: Property proposed for acquisition is needed for inclusion in the South Mountains State Park pursuant to the master plan. Acquisition of this property will help protect natural resources and water quality. A portion of this property has been identified as a potential site for a new tent and trailer campground. The option expires February 28, 2008. South Mountains State Park currently has 16,915 acres out of a planned 17,258 acres. Funding for this acquisition is provided by the Parks and Recreation Trust Fund.

ACQUISITION BY DEED

ITEM 10

GRANTOR: The Association for the Preservation of the Eno River Valley, Inc.

GRANTEE: State of NC, Department of Environment and Natural Resources, Division of
Parks and Recreation

LOCATION: South side of Eno River, East side of Lawrence Road, Hillsborough, Orange
County

AREA: \pm 53.94 acres (subject to survey)

UNIT COST: \$11,500/ acre - Land

CONSIDERATION: \$620,310 (subject to survey)

COMMENTS: Property proposed for acquisition is needed for inclusion in the Eno River State Park pursuant to the master plan. The property consists of approximately 1,050 feet of river frontage. This acquisition is necessary to protect water quality and prevent further development. The Eno River Association will be reimbursed for overhead and direct expenses associated with this transaction. Funding is available through Parks and Recreation Trust Fund (\$430,000) and Natural Heritage Trust Fund (\$190,310). Eno River State Park currently has 3,873 acres out of a planned 4,793 acres.

ACQUISITION BY DEED

ITEM 11

GRANTOR: Columbia Milling, Inc.
Jerry McManus – President

GRANTEE: State of NC, Department of Environment and Natural Resources,
Division of Parks and Recreation

LOCATION: Between the Scuppernong River and SR 1105 and SR 1108, Tyrrell County

AREA: 260 acres (subject to survey) and merchantable timber

UNIT COST: \$260/acre - Land
\$170,000 - Timber

CONSIDERATION: \$235,000 (subject to survey)

COMMENTS: Property proposed for acquisition is needed for inclusion in Pettigrew State Park pursuant to the master plan. Acquisition of this property will protect water quality of the Scuppernong River Swamp Forest and adjacent wetland natural communities. The State will reimburse The Nature Conservancy for direct expenses incurred in this transaction. Pettigrew State Park currently consists of 19,741 acres out of a planned 24,206 acres. The option expires on December 30, 2007. Funding provided by Natural Heritage Trust Fund (\$117,500) and Clean Water Management Trust Fund (\$117,500).

ITEM 12

GRANTOR: Jonathan D. Hair and Patsy Hair & Jonathan Ray Hair and Terry Hair

GRANTEE: State of NC, Department of Environment and Natural Resources, Wildlife
Resources Commission

LOCATION: 1172 NC Hwy 53 West, Elizabethtown, Central Township, Bladen County

AREA: ± 1.44 acres improved with a metal garage/storage building containing $\pm 2,000$ sq. ft. with an attached shelter containing $\pm 1,520$ sq. ft.

UNIT COST: \$8,000/acre - land
\$28.24/sq. ft. – building and improvements

CONSIDERATION: \$68,000

COMMENTS: Property proposed for acquisition will provide a depot for the Wildlife District 4 work crew as well as for a general storage facility for other agency operations in the southeast region of the state. Funding from the vessel registration fees.

OTHER MATTERS

ITEM 13

Previously authorization was requested to effect an equal value land exchange consisting of the conveyance of approximately 23.08-acres of vacant land on the campus of UNC Charlotte to the UNC Charlotte Foundation for a 0.87 acre parcel of land located in uptown Charlotte at 300 East 9th Street. Subsequent to review by the Joint Legislative Commission on Governmental Operations, the University selected to exchange an alternative campus parcel consisting of ± 12.754 acres with an appraised value of \$2,500,000 for the 0.87 acre uptown parcel appraised at \$3,450,000. Therefore, authorization is requested to proceed with the acquisition of the 0.87 acre uptown parcel utilizing the 12.754 acre parcel instead of the 23.08 acre parcel.