

**GENERAL ASSEMBLY OF NORTH CAROLINA**

**SESSION 1999**

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**SENATE JOINT RESOLUTION 1139**

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Sponsors: Senators Horton; and Albertson.

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Referred to: Rules and Operations of the Senate.

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April 15, 1999

1 A JOINT RESOLUTION DEDICATING PROPERTIES AS PART OF THE STATE  
2 NATURE AND HISTORIC PRESERVE.

3       Whereas, Article XIV, Section 5 of the North Carolina Constitution authorizes  
4 the dedication of State and local government properties as part of the State Nature and  
5 Historic Preserve upon acceptance by resolution adopted by a vote of three-fifths of the  
6 members of each house of the General Assembly and the removal of properties from that  
7 Preserve by law adopted by three-fifths of the members of each house of the General  
8 Assembly; and

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

13       Whereas, in accordance with G.S. 143-260.8, the Council of State has  
14 petitioned the General Assembly to adopt a resolution pursuant to Article XIV, Section 5  
15 of the North Carolina Constitution accepting properties added to the State Parks System  
16 since the last dedication of lands on May 29, 1989, and designated in the petition for  
17 inclusion in the State Nature and Historic Preserve; and

18       Whereas, one component of the State Parks System and various State Historic  
19 Sites properties, some of which remain unchanged in land mass and some of which have  
20 acquired additional land, have different names since they were dedicated to the State  
21 Nature and Historic Preserve; and

1           Whereas, the Council of State has petitioned the General Assembly to remove  
2 certain properties from the State Nature and Historic Preserve; Now, therefore,  
3 Be it resolved by the Senate, the House of Representatives concurring:

4           Section 1. The General Assembly dedicates and accepts all the following lands  
5 and waters to constitute components of the State Nature and Historic Preserve as named  
6 or renamed:

7           (1) All lands and waters within the boundaries of the following units of the  
8 State Parks System as of April 6, 1999: Baldhead Island State Natural  
9 Area, Bushy Lake State Natural Area, Cliffs of the Neuse State Park,  
10 Duke Power State Park, Goose Creek State Park, Hammocks Beach  
11 State Park, Hemlock Bluffs State Natural Area, Jockeys Ridge State  
12 Park, Lake James State Park, Lake Waccamaw State Park, Lumber  
13 River State Park, Medoc Mountain State Park, Merchants Millpond  
14 State Park, Mitchells Millpond State Natural Area, Mount Mitchell  
15 State Park, Occoneechee Mountain State Natural Area, Pettigrew State  
16 Park, Pilot Mountain State Park, Raven Rock State Park, Run Hill State  
17 Natural Area, and Weymouth Woods-Sandhills Nature Preserve.

18           (2) All lands and waters within the boundaries of William B. Umstead State  
19 Park as of April 6, 1999, with the exception of Tract Number 65,  
20 containing 22.93140 acres as shown on a survey prepared by John S.  
21 Lawrence (RLS) and Bennie R. Smith (RLS), entitled 'Property of The  
22 State of North Carolina William B. Umstead State Park', dated January  
23 14, 1977, and as removed from the State Nature and Historic Preserve  
24 by Chapter 450, Section 1 of the 1985 Session Laws. The State of  
25 North Carolina may only exchange this land for other land for the  
26 expansion of William B. Umstead State Park or sell and use the  
27 proceeds for that purpose. The State of North Carolina may not  
28 otherwise sell or exchange this land.

29           (3) All land within the boundaries of Crowders Mountain State Park as of  
30 April 6, 1999, with the exception of the following tract: The portion of  
31 that certain tract or parcel of land at Crowders Mountain State Park in  
32 Gaston County, Crowders Mountain Township, described in Deed Book  
33 1939, page 800, and containing 757.28 square feet and as shown in a  
34 survey by Tanner and McConnaughey, P.A. dated 7/22/88.

35           (4) All lands owned in fee simple by the State at the New River Scenic  
36 River as of April 6, 1999, with the exception of the following tract:  
37 That certain tract or parcel of land at the New River Scenic River in  
38 Alleghany County, Piney Creek Township, described in Deed Book  
39 112, page 610, containing 16.54 acres, and consisting of lots #12  
40 through #19 on the survey by Dudley and Zeh, R.L.S. dated 9/21/79.

41           (5) All lands and waters within the boundaries of Stone Mountain State  
42 Park as of April 6, 1999, with the exception of the following tract: The  
43 portion of that certain tract or parcel of land at Stone Mountain State

1 Park in Wilkes County, Traphill Township, described as parcel 33-02 in  
2 Deed Book 633-193, and more particularly described as all of the land  
3 in this parcel lying to the west of the eastern edge of the Air Bellows  
4 Gap Road as shown on the National Park Service Land Status Map 33  
5 dated 3/24/81, containing approximately 72 acres.

6 (6) All land and waters located within the boundaries of Eno River State  
7 Park as of April 6, 1999, with the exception of the six tracts that the  
8 Council of State has petitioned the General Assembly to remove from  
9 the State Nature and Historic Preserve.

10 (7) All land and waters located within the boundaries of Hanging Rock  
11 State Park as of April 6, 1999, with the exception of the tract that the  
12 Council of State has petitioned the General Assembly to remove from  
13 the State Nature and Historic Preserve.

14 (8) All land and waters located within the boundaries of South Mountains  
15 State Park as of April 6, 1999, with the exception of the tracts that the  
16 Council of State has petitioned the General Assembly to remove from  
17 the State Nature and Historic Preserve.

18 (9) All lands and waters located within the boundaries of the following  
19 State Historic Sites as of January 1, 1999: Charles B. Aycock  
20 Birthplace, Bennett Place, Bentonville Battleground (formerly  
21 Bentonville Battleground Historic Site), Brunswick Town (formerly  
22 Brunswick Town Historic Site)/Fort Anderson, C.S.S. Neuse and  
23 Governor Caswell Memorial (formerly Governor Richard Caswell  
24 Memorial/C.S.S. Neuse Historic Site), Charlotte Hawkins Brown  
25 Memorial, Historic Edenton (formerly James Iredell House Historic  
26 Site), Fort Dobbs, Fort Fisher, Historic Halifax, Horne Creek Living  
27 Historical Farm, North Carolina Transportation Museum, Reed Gold  
28 Mine, Somerset Place, Tryon Palace Historic Sites & Gardens (formerly  
29 Tryon Palace Historic Site), and Thomas Wolfe Memorial (formerly  
30 Thomas Wolfe Memorial Historic Site).

31 (10) All land and waters within the boundaries of Gorges State Park in the  
32 transaction approved by the Council of State at their March 2, 1999  
33 meeting and closed by ratification.

34 Section 2. The General Assembly dedicates and accepts all the following lands  
35 and waters, which were dedicated and accepted previously by the General Assembly to  
36 the State Nature and Historic Preserve, which properties have not changed their  
37 boundaries, but which have been renamed since their prior dedication and acceptance, as  
38 components of the State Nature and Historic Preserve as renamed:

39 Mount Jefferson State Natural Area (formerly Mount Jefferson State Park),  
40 Alamance Battleground (formerly Alamance Battleground Historic Site), Historic Bath  
41 (formerly Historic Bath Historic Site), Duke Homestead (formerly Duke Homestead  
42 Historic Site), House in the Horseshoe (formerly House in the Horseshoe Historic Site),  
43 James K. Polk Memorial (formerly President James K. Polk Memorial Historic Site),

1 Historic Stagville (formerly Stagville Preservation Center Historic Site), State Capitol  
2 (formerly State Capitol Historic Site), Town Creek Indian Mound (formerly Town Creek  
3 Indian Mound Historic Site), and Zebulon B. Vance Birthplace (formerly Governor  
4 Zebulon B. Vance Birthplace Historic Site).

5           Section 3. In accordance with G.S. 143-260.8(e), the Secretary of State is  
6 directed to forward a certified copy of this resolution to the Register of Deeds of the  
7 counties in which the dedicated properties named in Sections 1 and 2 of this act are  
8 located.

9           Section 4. This resolution is effective upon ratification.