

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1991

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HOUSE BILL 1580*
Corrected Copy 6/12/92

Short Title: Carteret/Craven Boundary.

(Local)

Sponsors: Representatives Ethridge, Smith, Wainwright, and Anderson.

Referred to: Local and Regional Government I.

June 4, 1992

A BILL TO BE ENTITLED

AN ACT TO ESTABLISH THE BOUNDARY LINE BETWEEN CARTERET AND
CRAVEN COUNTIES.

The General Assembly of North Carolina enacts:

Section 1. A portion of the common dividing line between Carteret County, North Carolina, and Craven County, North Carolina, shall be as follows:

Beginning at a point in Hunters Creek which currently divides Carteret and Craven Counties, which point is identified and labeled "A" on a map of the Carteret-Craven Boundary dated May 28, 1992, a copy of which shall be filed with the Registers of Deeds in Carteret County and Craven County. The said point of beginning bears NC State Plane Grid Coordinates (N=391,810+- and E=2,576,800+-). The Registers of Deeds shall accept such document for filing in the form presented by the Counties.

Thence from the said point of beginning in an easterly direction to Point "B" on said map (N=391,570+- and E=2,610,400+-); thence continuing in an easterly direction to Point "C" on said map (N=391,720+- and E=2,613,870); thence in a northerly direction to point "D" on said map (N=397,390+- and E=2,613,655+-); thence in an easterly direction to a point in the centerline of US Highway 70 labeled "E" on said map (N=401,920+- and E=2,635,465+-); thence along and with the centerline of US Highway 70 in a northerly direction to a point in the existing Carteret-Craven Boundary which is labeled as point "F" on said map (N=405,150+- and E=2,635,115+-); thence in an easterly direction along the existing Carteret-Craven Boundary to point "G" on said map (N=406,575+- and E=2,668,380+-); thence in a northeasterly direction to point "H" on said map (N=407,705+- and E=2,670,270+-); thence in a southeasterly direction

1 to point "I" on said map (N=407,047+- and E=2,670,727+-); thence in an easterly
2 direction to point "J" on said map (N=407,185+- and E=2,671,255+-); thence in a
3 southeasterly direction to point "K" on said map (N=406,612+- and E=2,671,681); thence
4 in a northeasterly direction to point "L" on said map (N=406,745+- and E=2,671,860+-);
5 thence in a Northeasterly direction to point "M" on said map (N=406,800+- and
6 E=2,671,940+-); thence in an easterly direction to point "N" on said map (N=406,915+-
7 and E=2,672,390+-); thence in a southerly direction to point "O" on said map, the
8 centerline of SR 1392 (Adam's Creek Road) (N=406,510+- and E=2,672,520+-); thence
9 in an easterly direction to point "P" on said map (N=407,-015+- and E=2,673,375+-);
10 thence in an easterly direction to point "Q" on said map (N=407,145+- and
11 E=2,673,730+-); thence in an easterly direction to point "R" on said map (N=407,268+-
12 and E=2,674,135+-); thence in a northwesterly direction to point "S" on said map
13 (N=407,460+- and E=2,674,095+-); thence along and with the existing county line to
14 Point "T" on said map (N=415,370+- and E=2,691,805+-); thence in a northerly
15 direction to point "U" on said map (N=415,450+- and E=2,691,775+-); thence in an
16 easterly direction to point "V" on said map (N=415,660+- and E=2,691,947+-); thence in
17 an easterly direction to a point in the Atlantic Intracoastal Waterway (Adam's Creek
18 Canal) which point is labeled point "W" on said map (N=431,130+- and E=2,701,070+-)
19 which point "X" is a point in the existing Carteret-Craven County boundary line.

20 Sec. 2. (a) All civil and criminal cases now pending in the Superior Court of
21 Carteret County, or in any other courts held in Carteret County which would have been
22 properly triable in Craven County of, if the territory affected by this act had been a part
23 of Craven County at the time the cause was instituted, or the right of action therein
24 accrued, or where the criminal offense charged was committed in the territory affected
25 by this act, shall upon motion of any defendant in any criminal case pending, or upon
26 motion of any party in a civil cause, be transferred to the Superior Court or other proper
27 court of Craven County. Such motion for removal shall be made no later than the first
28 day of the session of court at which the case would be tried. It shall be the duty of the
29 Clerk of the Superior Court of Carteret County to transmit the original papers in all such
30 cases removed, together with a proper record of all such causes removed, to the Clerk of
31 the Superior Court of Craven County. All actions, causes or proceedings, matters and
32 things pending before the Clerk of the Superior Court of Carteret County, which would
33 have been within the jurisdiction of the Clerk of the Superior Court of Craven County,
34 had the territory affected by this act been a part of Craven County at the time said cause,
35 proceeding, matter or thing was begun, or the right therein accrued, shall upon motion
36 of any party thereto or interested therein be transferred to Craven County and the
37 jurisdiction of the Clerk of the Superior Court of Carteret County to be heard,
38 determined, or proceeded with before him in all respects as if the said cause, matter, or
39 proceeding had originally been begun in the said County of Craven. Upon such
40 removal, it shall be the duty of the Clerk of the Superior Court of Carteret County from
41 which the removal is made to transmit to the Clerk of the Superior Court of Carteret
42 County the original papers in such cause, matter, or proceeding, together with the proper
43 record thereof.

1 (b) All civil and criminal cases now pending in the Superior Court of Carteret
2 County, or in any other courts held in Craven County which would have been properly
3 triable in Carteret County, if the territory affected by this act had been a part of Carteret
4 County at the time the cause was instituted, or the right of action therein accrued, or
5 where the criminal offense charged was committed in the territory affected by this act,
6 shall upon motion of any defendant in any criminal case pending, or upon motion of any
7 party in a civil cause, be transferred to the Superior Court or other proper court of
8 Carteret County. Such motion for removal shall be made no later than the first day of
9 the session of court at which such case would be tried. It shall be the duty of the Clerk
10 of the Superior Court of Craven County to transmit the original papers in all such cases
11 removed, together with a proper record of all such causes removed, to the Clerk of the
12 Superior Court of Carteret County. All actions, causes or proceedings, matters and
13 things pending before the Clerk of the Superior Court of Craven County, which would
14 have been within the jurisdiction of the Clerk of the Superior Court of Carteret County,
15 had the territory affected by this act been a part of Carteret County at the time said
16 cause, proceeding, matter, or thing was begun, or the right therein accrued, shall upon
17 motion of any party thereto or interested therein be transferred to Carteret County and
18 the jurisdiction of the Clerk of the Superior Court of Carteret County to be heard,
19 determined, or proceeded with before him in all respects as if the said cause, matter, or
20 proceeding had originally been begun in the said County of Carteret. Upon such
21 removal, it shall be the duty of the Clerk of the Superior Court of Craven County from
22 which the removal is made to transmit to the Clerk of the Superior Court of the County
23 of Carteret the original papers in such cause, matter, or proceeding, together with the
24 proper record thereof.

25 Sec. 3. (a) All taxes levied by Carteret County on the real and personal
26 property located in the territory affected by this act for the fiscal year beginning July 1,
27 1992, and for all prior years shall be collected and retained by Carteret County.

28 (b) All taxes levied by Craven County on the real and personal property located
29 in the territory affected by this act for the fiscal year beginning July 1, 1992, and for all
30 prior years shall be collected and retained by Craven County.

31 Sec. 4. (a) The Jury Commission of Carteret County shall include persons
32 within the territory affected by this act on jury lists in Carteret County beginning July 1,
33 1993, and no person resident in such area shall be included on jury lists in Craven
34 County after that date.

35 (b) The Jury Commission of Craven County shall include persons within the
36 territory affected by this act on jury lists in Craven County beginning July 1, 1993, and
37 no person resident in such area shall be included on jury lists in Carteret County after
38 that date.

39 Sec. 5. (a) The Carteret County Board of Elections shall transfer to Craven
40 County all voter registrations for persons in the territory affected by this act and such
41 persons shall be registered to vote in Craven County as of July 1, 1993, without any
42 action on the part of the voter. This act does not affect the boundaries of any State
43 House, State Senate, or Congressional district.

1 (b) The Craven County Board of Elections shall transfer to Carteret County all
2 voter registrations for persons in the territory affected by this act and such persons shall
3 be registered to vote in Carteret County as of July 1, 1993, without any action on the
4 part of the voter. This act does not affect the boundaries of any State House, State
5 Senate, or Congressional district.

6 Sec. 6. The portion of the boundary between Carteret and Craven Counties
7 affected by this act shall be surveyed and mapped by Carteret and Craven Counties in
8 accordance with G.S. 153A-18. Such action shall be completed by January 1, 1993.

9 Sec. 7. This act becomes effective July 1, 1993.