



Winston-Salem

**City Council
City Clerk's Office**

City of Winston-Salem
P.O. Box 2511
Winston-Salem, NC 27102
Tel 336-727-2224
Fax 336-727-2880
www.cityofws.org

DATE: September 6, 2022
TO: Tiffany Ladd, Engineering Department
FROM: Sandra Keeney, City Clerk
SUBJECT: Petition to Close and Abandon Paper Street

We have received a petition to close and abandon Paper Alley. Lots 23 and 24, each abutting the Paper alley. The petitioner is Everett Brice Shearburn, III. Mr. Shearburn's address is P. O. box 21674, Winston-Salem, NC 27120. He can be reached at 336-918-1479.

Please have the necessary investigations conducted on this petition and place this item on the Public Works Committee agenda for consideration and recommendation to the City Council.

Thank you.



Sandra Keeney, City Clerk

CityLink311

Call 311 or 336-727-8000
citylink@cityofws.org

City Council: Mayor Allen Joines; Denise D. Adams, Mayor Pro Tempore, North Ward; Dan Besse, Southwest Ward; Robert C. Clark, West Ward; John C. Larson, South Ward; Jeff MacIntosh, Northwest Ward; Morticia "Tee-Tee" Parmon, Northeast Ward; Annette Scippio, East Ward; James Taylor, Jr., Southeast Ward; City Manager: Lee D. Garrity

MEMORANDUM

TO: CITY CLERK

CITY OF WINSTON SALEM

FROM: BRICE SHEARBURN, AGENT FOR MODERN PIER HOUSING LLC

RE: CLOSURE OF PAPER ALLEY PARK BLVD, WASHINGTON PARK

Attached please find Petition to Close and Abandon Paper Alley. The Petition has been completed witnessed and notarized. We include a Legal Description of the Alley and copies of the Forsyth County Tax Maps

Owner Modern Pier Housing owns lots 23 and 24 – contiguous lots separated by the paper alley.

Please review and advise if you need ant additional information

Many thanks

Brice Shearburn

Agent for Modern Pier Housing

Brice@infilldelicate.com

Mobile 336 918 1479

NORTH CAROLINA)
)
FORSYTH COUNTY)

PETITION TO CLOSE AND ABANDON A
PORTION OF Paper Alley

TO: HONORABLE MAYOR AND CITY COUNCIL OF THE CITY OF WINSTON-SALEM

The undersigned respectfully petitions the Honorable Mayor and City Council of the City
of Winston-Salem as follows:

I.

Your petitioner declares that he/she is the owner of Lots 23 and 24
each abutting the Paper Alley and
that as to other property abutting the portion of Paper Alley
_____ which he/she wants to have closed and
abandoned, the following are the owners:

<u>Owner</u>	<u>Address</u>
<u>Petitioner owns the lots</u>	_____
<u>that abut the Paper</u>	_____
<u>Alley on each side.</u>	_____
_____	_____

(If additional space is needed, please use separate sheet.)

Please state your reason / purpose for closing a portion of said street / alleyway

To allow Petitioner to combine lots
23 and 24

Said portion of Paper Alley was dedicated to public use upon the public records appearing in the Office of the Register of Deeds of Forsyth County, North Carolina. Its use as a street or public way is unnecessary for the normal flow of traffic through the surrounding area.

II.

Your petitioner respectfully petitions that the following described portion of said Paper Alley officially be closed and abandoned: (insert property description of the property listed above)

See exhibit A attached.

III.

No individual owning property in the vicinity of the aforesaid portion of Paper Alley will be deprived of reasonable means of ingress to and from his property, nor is the closing thereof contrary to the public interest.

WHEREFORE, your petitioner respectfully requests the City of Winston-Salem, acting through its City Council to close and abandon for street purposes that portion of said Paper Alley described, all as provided by law, particularly by Section 160A-299 of the General Statutes of North Carolina.

RESPECTFULLY SUBMITTED, this the 24th day of July, 2022.

[Signature]
Signature(s) of Petitioner(s)

Member Manager
Petitioner's Title (if representing an organization)

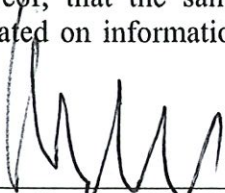
ATTESTED BY:

[Signature]
Signature of Witness

member
Witness' Title

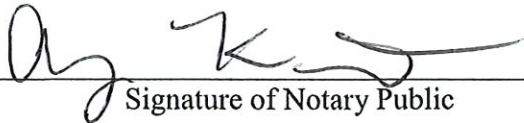
NORTH CAROLINA)
FORSYTH COUNTY)

I (we) Everett Bruce Shearburn III, being duly sworn, depose and say that I am (we are) the petitioner(s) in the above entitled matter; that I (we) have read the foregoing petition and know the contents thereof; that the same is true of my (our) own knowledge except as to those matters therein stated on information and belief and as to those matters, I (we) believe it to be true.



Signature(s) of Petitioner(s)

SWORN AND SUBSCRIBED before me, this the 22nd day of July, 20 22



Signature of Notary Public

Ashley Kretchman
Notary Public
Guilford County
State of North Carolina

My commission expires: 07/25/2026

Date Petition Received in Engineering Office:

Signature of Engineering Office staff member verifying information in this petition:

DATE PETITION RECEIVED IN CITY CLERK'S OFFICE: 9-6-2022

FEE PAID: \$ 1400⁰⁰ JAM

AUTHORIZED AGENT

The authorized agent may be the petitioner or another person designated by the petitioner to answer questions and to represent the petition at public hearings. All correspondence will be sent to this agent.

Name: E. Brice Shearburn

Mailing Address: P.O. Box 21674

Winston Salem NC 27120

Daytime telephone number (landline and/or mobile): (336)-918-1479

EXHIBIT "A"

LEGAL DESCRIPTION

A CERTAIN ALLEY SITUATED IN WINSTON TOWNSHIP, FORSYTH COUNTY, NORTH CAROLINA AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT A POINT AT THE WESTERN RIGHT-OF-WAY OF PARK BOULEVARD AT THE SOUTHEAST CORNER OF LOT 24 OF THE MAP OF PROPERTY BELONGING TO FOLTZ AND SPAUGH AS RECORDED IN PLAT BOOK 8 AT PAGE 26, FORSYTH COUNTY REGISTRY AND POINT ALSO BEING THE SOUTHEAST CORNER OF PIN: 6834-07-0933; THENCE ALONG THE WESTERN RIGHT-OF-WAY OF PARK BOULEVARD, CROSSING SAID ALLEY, ALONG A CURVE TO THE RIGHT WITH A RADIUS OF 116.26' AN ARC DISTANCE OF 20.08' AND A CHORD BEARING S 43° 34' 20" W 20.05' TO AN IRON PIN AT THE NORTHEAST CORNER OF LOT 23 OF THE AFOREMENTIONED PLAT AND ALSO BEING THE NORTHEAST CORNER OF PIN: 6824-97-9961; THENCE ALONG THE NORTHERN LINE OF LOT 23 N 58° 49' 31" W 224.86' TO AN IRON PIN AT THE NORTHWEST CORNER SAID LOT 23 AT THE EASTERN LINE OF ANOTHER 20' ALLEY AT THE SOUTHERN LINE OF THE AFOREMENTIONED ALLEY; THENCE CROSSING THE ALLEY N 45° 54' 08" E 20.24' TO AN IRON PIN AT THE SOUTHWEST CORNER OF THE AFOREMENTIONED LOT 24; THENCE ALONG THE SOUTHERN LINE OF LOT 24 S 58° 49' 31" E 223.82' TO THE POINT AND PLACE OF BEGINNING.

**SURVEY PREPARED FOR
ON THE SPECTRUM
PARTNERS, LLC.**

MAP OF PROPERTY BELONGING TO
FOLTZ AND SPAUGH
PLAT BOOK 9 PAGE 25
AND BEING TAX LOTS 023 AND 024B OF TAX BLOCK 11544
WINSTON TOWNSHIP • FORSYTH COUNTY • NORTH CAROLINA
DATE: MARCH 19TH 2018 DRAWING NUMBER 18072

GRAPHIC SCALE - FEET

SURVEY PREPARED BY
THOMAS A. RICCIO AND ASSOCIATES
SURVEYORS
WINSTON-SALEM, NORTH CAROLINA 27101
338-773-0211

I, THOMAS A. RICCIO, HAS CERTIFY THAT
THIS PLAN WAS PREPARED BY ME FROM AN
ACTUAL FIELD SURVEY PERFORMED UNDER MY
DIRECT SUPERVISION, AND THAT UNLESS NOTED
THERE ARE NO VISIBLE ENCROACHMENTS OR
INFRINGEMENTS.

WITNESS MY HAND AND ORIGINAL SEAL

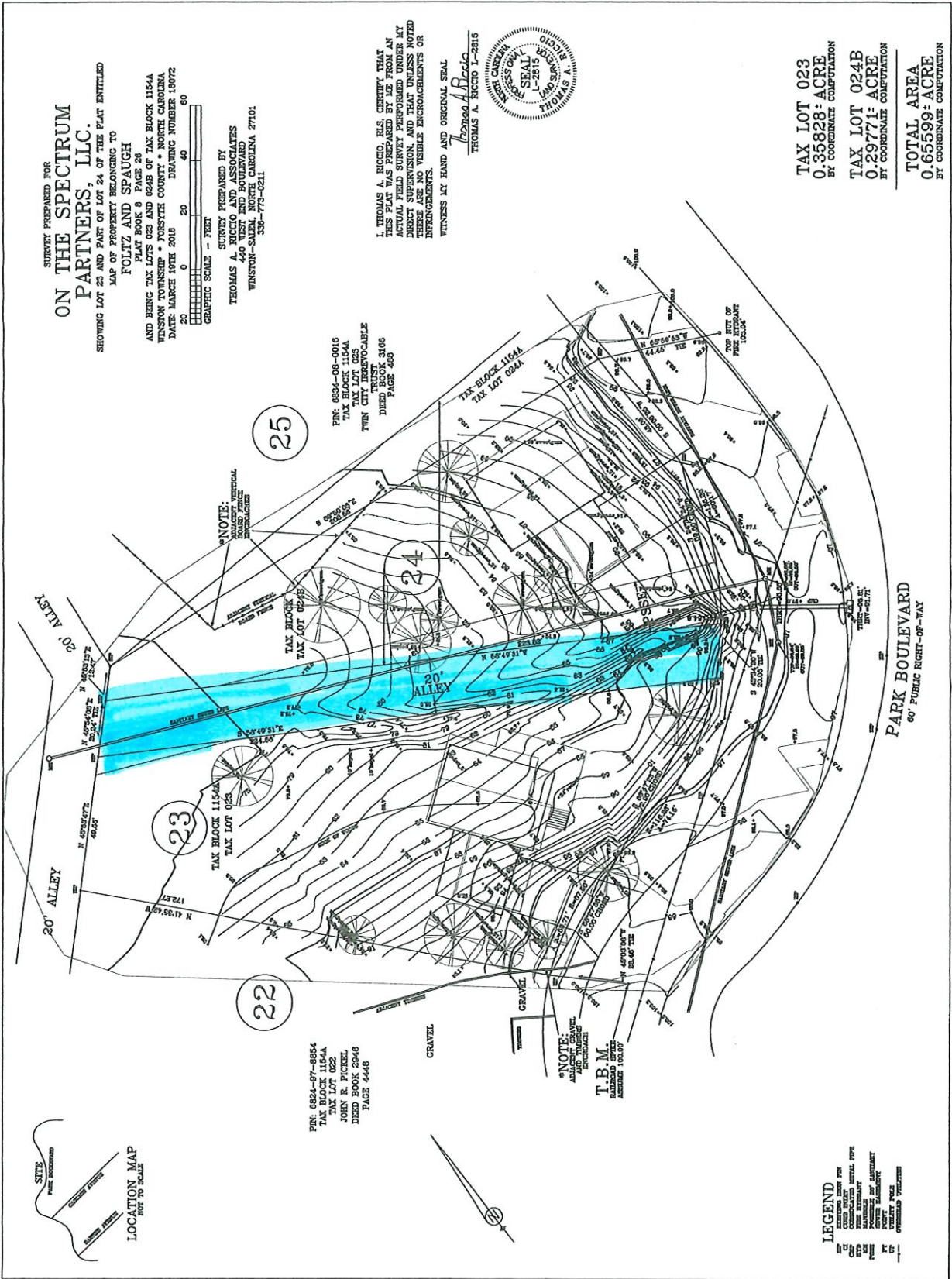
Thomas A. Riccio
THOMAS A. RICCIO 1-2815



TAX LOT 023
0.35828+ ACRE
BY COORDINATE COMPUTATION

TAX LOT 024B
0.29771+ ACRE
BY COORDINATE COMPUTATION

TOTAL AREA
0.65599+ ACRE
BY COORDINATE COMPUTATION



*NOTE:
ADJACENT VERTICAL
ENCROACHMENT

PER: 6834-08-0016
TAX BLOCK 11544
TAX LOT 023
TWIN CREEK DEVELOPABLE
TRUST
DEED BOOK 3106
PAGE 268

PER: 0824-07-8854
TAX BLOCK 11544
TAX LOT 022
JOHN R. PICKEL
DEED BOOK 2848
PAGE 4446

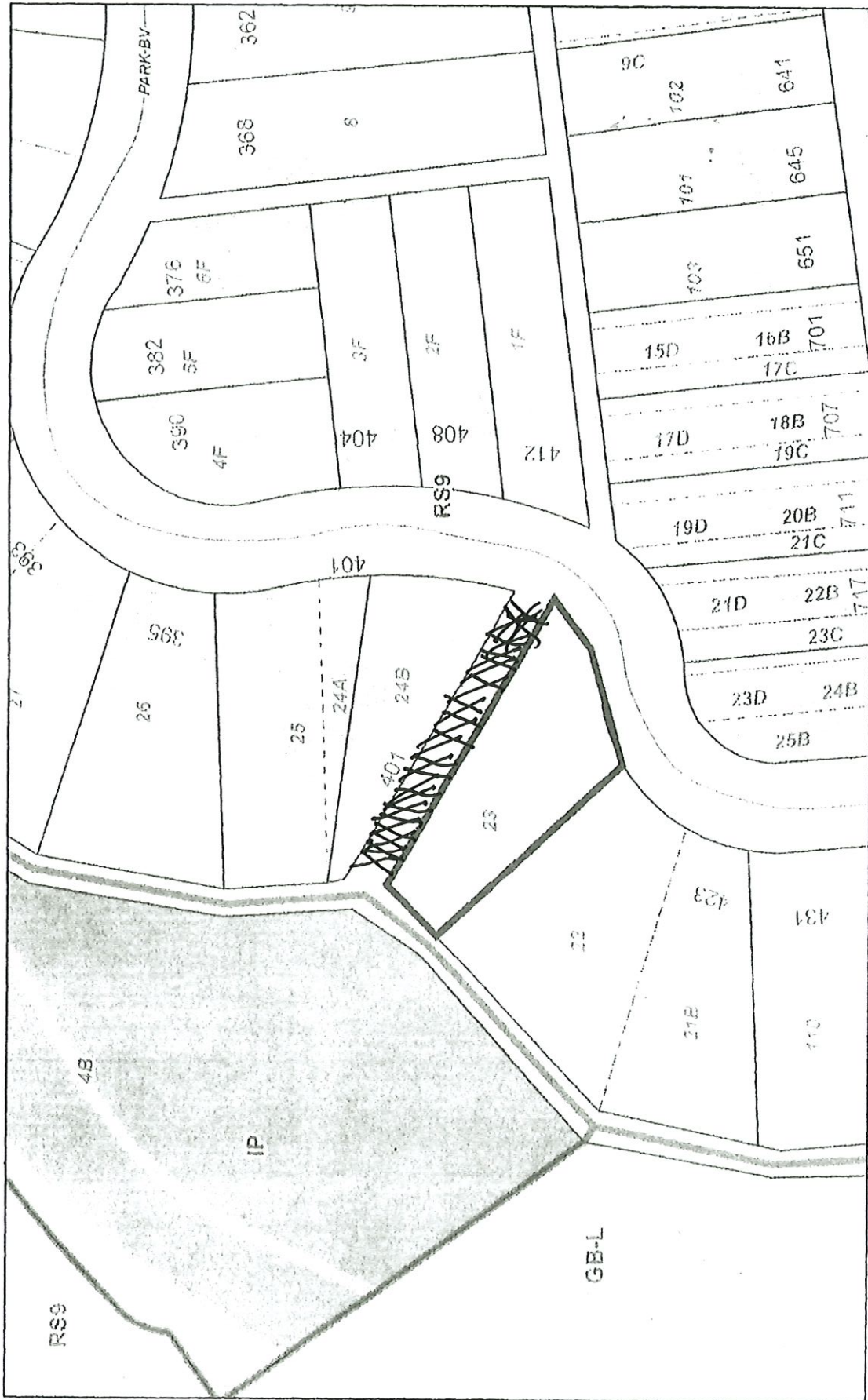
*NOTE:
ADJACENT GRAVEL
ENCROACHMENT
T.B.M.
ELEVATION 106.00'



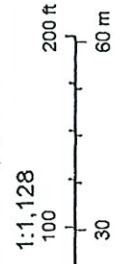
LEGEND

- SITE BOUNDARY
- ADJACENT VERTICAL ENCROACHMENT
- ADJACENT GRAVEL ENCROACHMENT
- ADJACENT FENCE
- ADJACENT ROAD
- ADJACENT POWER LINE
- ADJACENT UTILITY POLE
- ADJACENT WIRE
- ADJACENT WATER
- ADJACENT WOODS
- ADJACENT YARD
- ADJACENT ZONE

Forsyth County, NC

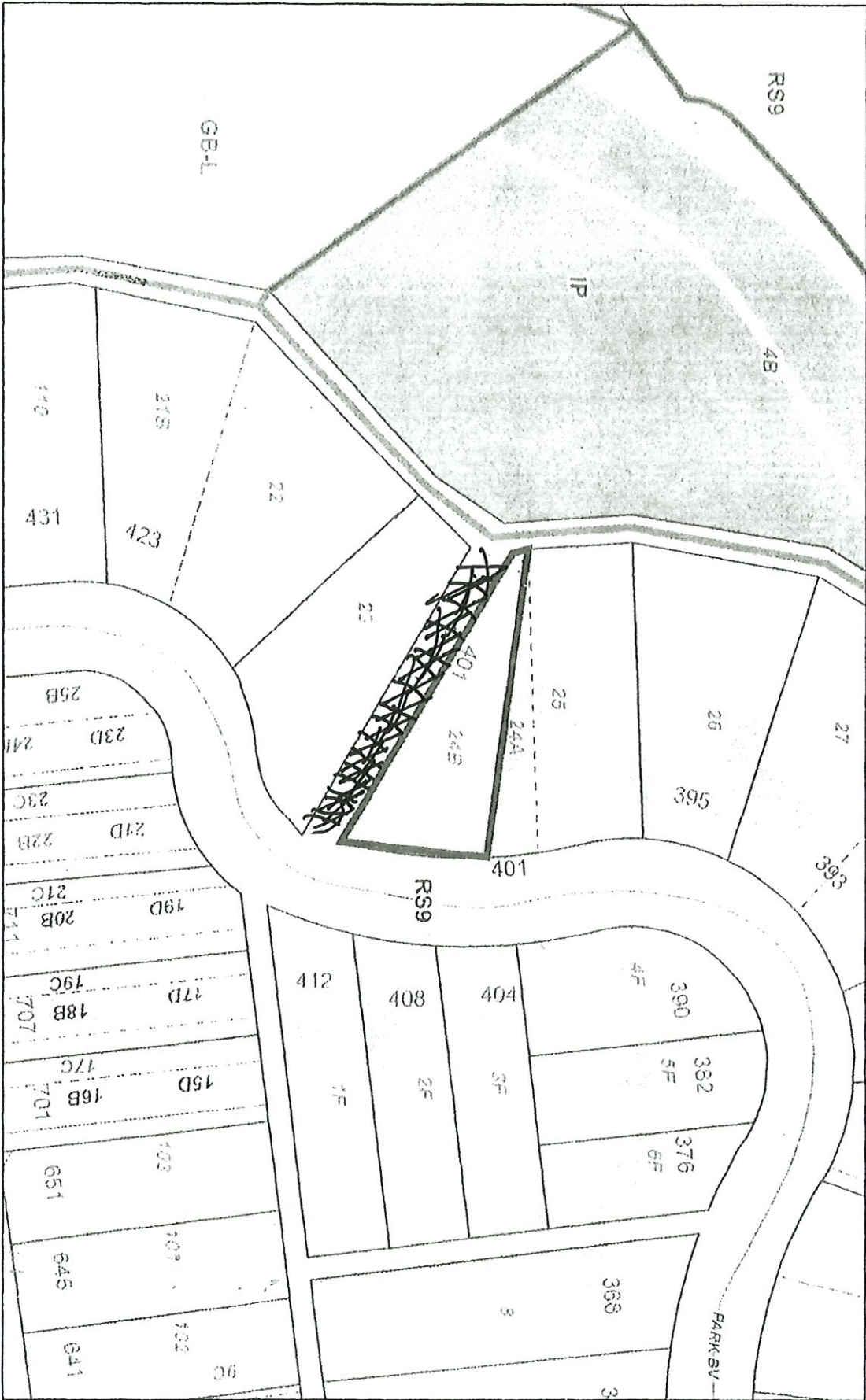


May 14, 2018



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Forsyth County, NC



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