

RESOLUTION NO. 26-10

WHEREAS, That the Wal-Mart Real Estate Business Trust (hereinafter the "Trust") is the owner of certain property located in Shallotte Township, Brunswick County, North Carolina, known as "Walmart Store Number 1767" as more particularly described in Book 1301 at Page 690, Book 1306 at Page 1125, and Book 1301 at Page 685 of the Brunswick County Registry; and

WHEREAS, That the Wal-Mart Real Estate Business Trust has caused to be installed the force main sewer line and lift station and appurtenances collectively "the dedicated utilities", as more particularly depicted on the Deed located within the Town; and

WHEREAS, a Deed of Dedication has been executed by the Trust on August ____, 2026 dedicating to the Town the following described property:

1. Force Main Sewer Line and all appurtenances including all related facilities, other than the gravity sewer system, located within the Trust's property.

2. Lift Station including the electrical control panel and all related facilities located within the hereinafter described property; said real property being included within the conveyance.

LIFT STATION AREA #1

A CIRCULAR PARCEL OF LAND HAVING A RADIUS OF 3.56 FEET, THE CENTER OF SAID CIRCULAR PARCEL BEING DESCRIBED AS FOLLOWS:

COMMENCE AT THE CENTERLINE INTERSECTION OF US HIGHWAY 17 BUSINESS AND NC HIGHWAY 130; THENCE N30°15'14"E, 139.48 FEET TO A POINT ON THE NORTH RIGHT-OF-WAY LINE OF US HIGHWAY 17 BUSINESS; THENCE N49°54'22"E, ALONG SAID RIGHT-OF-WAY LINE, A DISTANCE OF 438.07 FEET; THENCE LEAVING SAID RIGHT-OF-WAY LINE, N37°09'32"W, 300.21 FEET; THENCE N52°56'07"E, 120.01 FEET; THENCE N34°47'03"W, 317.57 FEET; THENCE S81°02'24"W, 92.12 FEET; THENCE S80°54'49"W, 54.52 FEET; THENCE S08°57'36"E, 8.31 FEET; THENCE S81°02'24"W, 338.00 FEET; THENCE N08°57'36"W, 20.00 FEET; THENCE N81°02'24"E, 84.92 FEET; THENCE N08°57'36"W, 15.47 FEET; THENCE N81°02'24"E, 10.47 FEET TO THE POINT OF BEGINNING AND CENTER OF SAID CIRCULAR PARCEL.

CONTAINING 40 SQUARE FEET OR 0.001 ACRES, MORE OR LESS.

LIFT STATION AREA #2

A CIRCULAR PARCEL OF LAND HAVING A RADIUS OF 2.74 FEET, THE CENTER OF SAID CIRCULAR PARCEL BEING DESCRIBED AS FOLLOWS:

COMMENCE AT THE CENTERLINE INTERSECTION OF US HIGHWAY 17 BUSINESS AND NC HIGHWAY 130; THENCE N30°15'14"E, 139.48 FEET TO A POINT ON THE NORTH RIGHT-OF-WAY LINE OF US HIGHWAY 17 BUSINESS; THENCE N49°54'22"E, ALONG SAID RIGHT-OF-WAY LINE, A DISTANCE OF 438.07 FEET; THENCE LEAVING SAID RIGHT-OF-WAY LINE, N37°09'32"W, 300.21 FEET; THENCE N52°56'07"E, 120.01 FEET; THENCE N34°47'03"W, 317.57 FEET; THENCE S81°02'24"W, 92.12 FEET; THENCE S80°54'49"W, 54.52 FEET; THENCE S08°57'36"E, 8.31 FEET; THENCE S81°02'24"W, 338.00 FEET; THENCE N08°57'36"W, 20.00 FEET; THENCE N81°02'24"E, 84.92 FEET; THENCE N08°57'36"W, 28.15 FEET; THENCE N81°02'24"E, 20.00 FEET; THENCE S08°57'36"E, 15.42 FEET; THENCE S81°02'24"W, 0.85 FEET TO THE POINT OF BEGINNING AND CENTER OF SAID CIRCULAR PARCEL.

CONTAINING 24 SQUARE FEET OR 0.001 ACRES, MORE OR LESS.

WHEREAS, an Easement Agreement has been executed by Developer on August __, 2026 granting a non-exclusive easement over, under, along, and across the following area (the "Easement Area") to the Town:

That certain area containing 23,189 square feet described as Sanitary Sewer Easement as set forth below together with a strip of land extending ten feet (10') on each side of the location of the Dedicated Utilities within the property along with reasonable vehicular and pedestrian ingress and egress to and from this Easement Area described above on and over paved drive aisles located on the Property.

SANITARY SEWER EASEMENT

ALL THAT CERTAIN PARCEL OF LAND LYING AND BEING IN THE TOWN OF SHALLOTTE, LOCKWOOD FOLLY TOWNSHIP, BRUNSWICK COUNTY, NORTH CAROLINA, AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCE AT THE CENTERLINE INTERSECTION OF US HIGHWAY 17 BUSINESS AND NC HIGHWAY 130; THENCE N30°15'14"E, 139.48 FEET TO A POINT ON THE NORTH RIGHT-OF-WAY LINE OF US HIGHWAY 17 BUSINESS; THENCE N49°54'22"E, ALONG SAID RIGHT-OF-WAY LINE, A DISTANCE OF 438.07 FEET; THENCE LEAVING SAID RIGHT-OF-WAY LINE, N37°09'32"W, 300.21 FEET; THENCE N52°56'07"E, 120.01 FEET TO THE POINT OF BEGINNING; THENCE N34°47'03"W, 317.57 FEET; THENCE S81°02'24"W, 92.12 FEET; THENCE S80°54'49"W, 54.52 FEET; THENCE S08°57'36"E, 8.31 FEET; THENCE S81°02'24"W, 338.00 FEET; THENCE N08°57'36"W, 20.00 FEET; THENCE N81°02'24"E, 84.92 FEET; THENCE N08°57'36"W, 28.15 FEET; THENCE N81°02'24"E, 20.00 FEET; THENCE S08°57'36"E, 19.84 FEET; THENCE N81°02'24"E, 413.81 FEET; THENCE S32°34'28"E, 242.27 FEET; THENCE S34°47'03"E, 77.33 FEET; THENCE S52°56'07"W, 30.02 FEET TO THE POINT OF BEGINNING.

CONTAINING 23,189 SQUARE FEET OR 0.532 ACRES, MORE OR LESS.

WHEREAS, the acceptance of all of said property and easement would benefit the Town of Shallotte and is in the best interest of the citizens of the Town of Shallotte.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF ALDERMEN OF THE TOWN OF SHALLOTTE as follows:

1. That the Town hereby accepts the conveyance and dedication offered by Wal-Mart Real Estate Business Trust as set forth above.
2. That the Town shall record the Deed of Dedication and Easement Agreement in the office of the Register of Deeds for Brunswick County.

Adopted this the ____ day of _____, 2026.

ATTEST:

Art Dornfeld, Mayor

Natalie Goins, Town Clerk