ORDINANCE NUMBER 26-2012

AN ORDINANCE ADOPTED TO PROVIDE FOR THE CLOSURE OF AN ALLEY INTERSECTING WITH 101 MOSS STREET AND CONVEYANCE OF THE INTEREST IN SAID ALLEY TO PETITIONERS (i) DANIEL R. WHITE AND BILLY H. WHITE BY QUIT CLAIM DEED

WHEREAS, the City Council for the City of Greer has determined that the alley intersecting with 101 Moss Street which Petitioners seek to have abandon was never opened or maintained by the City and is no longer necessary or required for the convenience, public use or improvement of the City; and

WHEREAS, there are other nearby routes available to emergency vehicles and the public which travel this area of the City; and

WHEREAS, the City Council has further determined that the property abutting and/or underlying the portion of the alley to be closed is currently owned by (i) Daniel R. White and Billy H. White (the “Property Owners”); and

WHEREAS, Jennifer Odom Green, the Property Owner, for consideration of Five Dollar ($5.00), has quit claim to Daniel R. White and Billy H. White, the Property Owners all of her interest in that portion of the alley intersecting 101 Moss Street to be closed; and

WHEREAS, the City Council for the City of Greer has determined that it is in the best interest of the general public to formerly close that portion of the alley designated as that area containing 0.016 acres, more or less, as shown on the plat attached hereto marked as Exhibit B, prepared by W. R. Williams, Jr. Engr. /Surveyor, Inc., dated February 21, 2012, and the map attached hereto marked as Exhibit C,

NOW, THEREFORE, BE IT ORDAINED by the Mayor and Council of the City of Greer, South Carolina, that the following ordinance be adopted:

1. The City of Greer hereby declares that the alley intersecting 101 Moss Street containing 0.016 acres, more or less, as shown on the plat attached hereto marked as Exhibit B, prepared by W. R. Williams, Jr. Engr. /Surveyor, Inc., dated February 21, 2012, is hereby closed and quit claim deed to Daniel R. White and Billy H. White.

2. Jennifer Odom Green, by mutual agreement with the Property Owners, shall convey the aforementioned area to the Property Owners as designated, described and noted on the plat attached hereto as “Exhibit B” and as described in “Exhibit A” which exhibits are incorporated herein by reference.
3. The Quit Claim Deeds shall be in form and substance approved by the City Attorney.

4. Daniel R. White and Billy H. White shall pay all expenses incurred in the drafting of the Quit Claim Deed and in transferring and filing the Quit Claim Deed in the Office of the Register of Deeds for Spartanburg County, South Carolina.

CITY OF GREER, SOUTH CAROLINA

[Signature]
Richard W. Danner, Mayor

ATTEST:

By: [Signature]
Tammela Duncan, Municipal Clerk

Introduced by: Councilman Lee Dumas
First Reading: August 14, 2012
Second Reading and Adoption: August 28, 2012

Approved as to Form

[Signature]
John B. Duggan
City Attorney
EXHIBIT A

PROPERTY TO BE DEEDED TO DANIEL R. WHITE AND BILLY H. WHITE

All that certain piece, parcel or lot of land lying and being in the County of Spartanburg, State of South Carolina, being known as 726 Sq. Ft., containing 0.016 acres, as shown on the plat of Daniel R. White and Billy H. White, prepared by W. R. Williams, Jr. Engr. / Surveyor, Inc. dated February 21, 2012 reference to said plat (on file with the Greer Municipal Clerk and to be filed with the Spartanburg County Register of Deeds) and having such courses and distances as will appear by reference to said plat.
No Title Certification

GRANTEE'S ADDRESS:
STATE OF SOUTH CAROLINA
COUNTY OF SPARTANBURG
QUIT CLAIM DEED

KNOW ALL MEN BY THESE PRESENTS that I, JENNIFER ODOM GREEN (hereinafter "Grantor"), for and in consideration of Five Dollars and no other consideration, does hereby bargain, sell, and release unto

DANIEL R. WHITE and BILLY H. WHITE
(hereinafter "Grantee") their heirs and assigns, forever, right, title and interest to the following real property:

All that certain piece, parcel or lot of land situate, lying and being in the County of Spartanburg, State of South Carolina, being known and designated as 726 Sq. Ft., containing 0.016 acres, as shown on plat of Daniel R. White and Billy H. White prepared by W.R. Williams, Jr., dated February 21, 2012, and recorded in Office of the Register of Deeds for Spartanburg County, SC, in Plat Book ______ at Page ______ and having such courses and distances as will appear by reference to said plat.

For derivation of title see Deed of
Area to be combined and made a part of TMS #9-03-13-055.01

TOGETHER with all and singular, the rights, members, hereditaments, and appurtenances to the said premises belonging or in anywise incident or appertaining.

TO HAVE AND TO HOLD, all and singular, the premises before-mentioned unto the said Grantee, their heirs and assigns, forever.
Witness Grantor's seal this 25 day of July, 2012.

Signed, sealed and delivered in the presence of:

Irena Lynne Gregory
Witness No. 1

Jennifer Odom Green

Joseph R. Baldwin
Witness No. 2

STATE OF South Carolina
COUNTY OF Spartanburg

ACKNOWLEDGEMENT

The foregoing Title to Real Estate was acknowledged before me by Grantor this day of July, 2012.

Joseph R. Baldwin
Notary Public for South Carolina
My commission expires 8/12/2020

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