

AN ORDINANCE DESIGNATING THE PROPERTY OF Mrs. Mary Haywood Stearns

LOCATED AT 211 New Bern Avenue

IN THE CITY OF RALEIGH, NORTH CAROLINA, A HISTORIC SITE.

WHEREAS, the General Assembly of the State of North Carolina authorized the creation of a Historic Sites Commission for the City of Raleigh and otherwise provided for the preservation of certain historic sites and buildings by the passage of Chapter 1058 of the 1967 Session Laws of North Carolina; and

WHEREAS, the Raleigh Historic Sites Commission has made an investigation and recommended the following property be designated a Historic Site; and

WHEREAS, the North Carolina State Department of Archives and History has made an analysis and recommendation that the following property be designated a historic site; and

WHEREAS, on the 16 day of April, 1968, a joint public hearing was held in the Council Chambers of the Municipal Building, Raleigh, North Carolina, by the Historic Sites Commission and the City Council of the City of Raleigh to determine whether the hereinafter described property should be designated a historic site; and

WHEREAS, said hearing was advertised and the property owners of the property hereinafter described were notified by certified mail of the date and purpose of said public hearing at least ten (10) days prior to the date set for the hearing; and

WHEREAS, all requirements of Chapter 1058 of the 1967 Session Laws of North Carolina, preceeding the adoption of this ordinance, have been complied with.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF RALEIGH THAT:

Section 1. The Property of Mrs. Mary Haywood Stearns

Located at 211 New Bern Avenue
in the City of Raleigh, North Carolina, be and is hereby declared a historic site.
Said property being more particularly described as follows:

PARCEL NO. D, being a rectangle in shape and bounded by a line as follows:

BEGINNING at a point in the center of the stone property curb on the north side of New Bern Avenue, said point being 143 feet east from the center line of Blount Street, and 49.5 feet north of the center line of New Bern Avenue, and being 0.2 feet south of an iron pipe stake, and said point being at the southeast corner of Parcel No. C of said subdivision and runs thence northerly along the east line of Parcel No. C. and Parcel No. B. and Parcel No. A, of said subdivision and parallel to the center line of Blount Street 210 feet to an iron pipe stake in the south line of Edenton Street, said stake being south of the stone property curb as now located on the south side of Edenton Street, and said stake being at the northeast corner of Parcel No. A of said subdivision, and runs thence eastwardly along the south line of Edenton Street south of the old fence now located on the south side of Edenton Street and parallel to center of said New Bern Avenue 52.5 feet to an iron pipe stake at the northwest corner of Parcel No. E of the said subdivision and runs thence southwardly along the west line of said Parcel No. E, 210 feet to a point in the center of the stone property curb on the north side of New Bern Avenue, said point being 0.2 feet south of an iron pipe stake and said point being at the southwest corner of Parcel No. E, of said subdivision, and runs thence westwardly along the center of said stone property curb on the north line of New Bern Avenue, and parallel to the center line of said Avenue 52.5 feet to the beginning.

PARCEL NO. E, being a rectangle in shape and bounded by a line as follows:

BEGINNING at a point in the center of the stone property curb on the north side of New Bern Avenue, said point being 195.5 feet east of the center line of Blount Street and 49.5 feet north of the center line of New Bern Avenue, and said point being 0.2 feet south of an iron pipe stake, and said point being at the southeast corner of Parcel No. D of said subdivision, and runs thence northwardly along the east line of said Parcel No. D, and parallel with the center line of Blount Street, 210 feet to an iron pipe stake in the south line of Edenton Street, said stake being south of the old fence now located on the south side of said Edenton Street, and being the northeast corner of said Parcel No. D, and runs thence eastwardly along the south line of said Edenton Street south of said old fence and parallel to the center line of New Bern Avenue 52.5 feet to an iron pipe stake south of said old fence and at the northwest corner of Parcel No. F, of said subdivision, and runs thence southwardly along the west line of said Parcel No. F, and parallel to the center of Blount Street, 210 feet to a point in the center of said stone property curb in the line of New Bern Avenue, said point being 0.2 feet south of an iron pipe stake and said point being at the southwest corner of said Parcel F, and runs thence westwardly along the center of said stone property curb in the north line of New Bern Avenue, and parallel to the center line of said Avenue 52.5 feet to the beginning.

And being the same property conveyed to Ernest Haywood and Edgar Haywood by partition deed of date February 21, 1921, recorded in Book 372, page 212, Wake County Registry; and the one-half undivided interest of Edgar Haywood being devised to Ernest Haywood by will of Edgar Haywood probated May 9, 1924,

and recorded in Book of Wills "I", page 502, in the office of the Clerk of Superior Court of Wake County, reference to said partition deed and will being hereby made for the full and complete contents thereof. And being that same property described in the aforementioned deed of John Haywood, grantor, to Burke Haywood Bridgers, grantee, dated 18 April, 1947.

Section 2. No building or structure located on the hereinbefore described site may be demolished or materially altered unless and until a sixty-day (60) written notice to the Historic Sites Commission of the intent to demolish or materially alter said structure, and the elapsing of said sixty-day (60) period.

Section 3. That all owners and occupants of the property hereinabove described, whose identity and addresses can be ascertained by the exercise of due diligence be sent by certified mail a copy of this ordinance.

Section 4. This ordinance shall be indexed under the property owner's name in the grantor index in the Office of the Register of Deeds of Wake County as provided by Chapter 1058 of the 1967 Session Laws of North Carolina.

Section 5. City administration and the Historic Sites Commission are hereby authorized and directed to have erected an appropriate sign on the site hereinabove described setting forth the fact that said site has been designated a historic site by action of the Historic Sites Commission and the City Council of the City of Raleigh provided, should the owners of the hereinabove described property not consent to the erection of said sign on the described premises, City administration and the Historic Sites Commission are hereby authorized and directed to have said sign located on the public right of way adjacent to said property.

Section 6. Any violation of this ordinance shall be unlawful as by law provided.

Adopted: 6/16/69

CERTIFICATION

I, Mary D. Lassiter, City Clerk and Treasurer of the City of Raleigh, North Carolina, do hereby certify the foregoing to be a true copy of a ordinance duly adopted at a regular meeting of the City Council held on the 16th day of June, 1969

IN WITNESS WHEREOF I have hereunto set my hand and have caused the Seal of the City of Raleigh to be affixed this 26th day of June, 1969.



Mary D. Lassiter
 City Clerk and Treasurer
 Filed for Registration at 10:05 o'clock
A. M. JUN 26 1969 19__ and
 Registered in the Office of the Register of
 Deeds of Wake County, North Carolina,
 In Book 1883 Page 337

J. A. Rowland 19__
 REGISTER OF DEEDS
Louise S. Forrest, Deputy