

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1991

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HOUSE BILL 1580*
Corrected Copy 6/12/92
Committee Substitute Favorable 6/17/92

Short Title: Carteret/Craven Boundary.

(Local)

Sponsors:

Referred to:

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 divides Carteret and Jones 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 Registers of Deeds shall accept such document for filing in the form presented by the Counties. All N. C. State Plane Grid Coordinates used in the map are based on the North American Datum of 1927 and are in units of U. S. Survey Feet. The said point of beginning bears N. C. State Plane Grid Coordinates (N=391,810+- and E=2,576,800+-).

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

1 an easterly direction along the existing Carteret-Craven Boundary to point "G" on said
2 map (N=406,575+- and E=2,668,380+-); thence in a northeasterly direction to point
3 "H" on said map (N=407,705+- and E=2,670,270+-); thence in a southeasterly direction
4 to point "I" on said map (N=407,047+- and E=2,670,727+-); thence in an easterly
5 direction to point "J" on said map (N=407,185+- and E=2,671,255+-); thence in a
6 southeasterly direction to point "K" on said map (N=406,612+- and E=2,671,681+-);
7 thence in a northeasterly direction to point "L" on said map (N=406,745+- and
8 E=2,671,860+-); thence in a Northeasterly direction to point "M" on said map
9 (N=406,800+- and E=2,671,940+-); thence in an easterly direction to point "N" on said
10 map (N=406,915+- and E=2,672,390+-); thence in a southerly direction to point "O" on
11 said map, the centerline of SR 1392 (Adam's Creek Road) (N=406,510+- and
12 E=2,672,520+-); thence in an easterly direction to point "P" on said map (N=407,015+-
13 and E=2,673,375+-); thence in an easterly direction to point "Q" on said map
14 (N=407,145+- and E=2,673,730+-); thence in an easterly direction to point "R" on said
15 map (N=407,268+- and E=2,674,135+-); thence in a northwesterly direction to point
16 "S" on said map (N=407,460+- and E=2,674,095+-); thence along and with the existing
17 county line to Point "T" on said map (N=415,370+- and E=2,691,805+-); thence in a
18 northerly direction to point "U" on said map (N=415,450+- and E=2,691,775+-); thence
19 in an easterly direction to point "V" on said map (N=415,660+- and E=2,691,947+-);
20 thence in an easterly direction to a point in the Atlantic Intracoastal Waterway (Adam's
21 Creek Canal) which point is labeled point "W" on said map (N=415,655+- and
22 E=2,692,170+-), thence with the centerline of the Atlantic Intracoastal Waterway in a
23 north-northeasterly direction to point "X", which point "X" is a point in the existing
24 Carteret-Craven County boundary line (N=431,130+- and E=2,701,070+-).

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

1 the duty of the Clerk of the Superior Court of Carteret County from which the removal
2 is made to transmit to the Clerk of the Superior Court of Craven County the original
3 papers in such cause, matter, or proceeding, together with the proper record thereof.

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

28 Sec. 3. (a) All taxes levied by Carteret County on the real and personal
29 property located in the territory affected by this act for the fiscal year beginning July 1,
30 1992, and for all prior years shall be collected and retained by Carteret County.

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

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

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

42 Sec. 5. (a) The Carteret County Board of Elections shall transfer to Craven
43 County all voter registrations for persons in the territory affected by this act and such
44 persons shall be registered to vote in Craven County as of January 1, 1993, without any

1 action on the part of the voter. This act does not affect the boundaries of any State
2 House, State Senate, or Congressional district.

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

8 Sec. 6. The portion of the boundary between Carteret and Craven Counties
9 affected by this act shall be surveyed and mapped by Carteret and Craven Counties in
10 accordance with G.S. 153A-18. Such action shall be completed by March 31, 1993.

11 Sec. 7. This act becomes effective January 1, 1993, except that Section 6 of
12 this act is effective upon ratification.