

GENERAL ASSEMBLY OF NORTH CAROLINA  
SESSION 2013

H.B. 1139  
May 20, 2014  
HOUSE PRINCIPAL CLERK

H

D

HOUSE DRH20142-RIxz-18B (05/16)

Short Title: State Nat. & Hist. Preserve Deletions.

(Public)

Sponsors: Representative Samuelson.

Referred to:

1 A BILL TO BE ENTITLED  
2 AN ACT TO REMOVE CERTAIN LANDS FROM THE STATE NATURE AND HISTORIC  
3 PRESERVE, AS RECOMMENDED BY THE ENVIRONMENTAL REVIEW  
4 COMMISSION.

5 Whereas, Section 5 of Article XIV of the North Carolina Constitution authorizes the  
6 dedication of State and local government properties as part of the State Nature and Historic  
7 Preserve upon acceptance by a law enacted by a three-fifths vote of the members of each house  
8 of the General Assembly and provides for removal of properties from the State Nature and  
9 Historic Preserve by a law enacted by a three-fifths vote of the members of each house of the  
10 General Assembly; and

11 Whereas, the General Assembly enacted the State Nature and Historic Preserve  
12 Dedication Act, Chapter 443 of the 1973 Session Laws, to prescribe the conditions and  
13 procedures under which properties may be specifically dedicated for the purposes set out in  
14 Section 5 of Article XIV of the North Carolina Constitution; and

15 Whereas, G.S. 113-44.14 provides for additions to, and deletions from, the State  
16 Parks System upon authorization by the General Assembly; Now, therefore,  
17 The General Assembly of North Carolina enacts:

18 **SECTION 1.** G.S. 143-260.10 reads as rewritten:  
19 **"§ 143-260.10. Components of State Nature and Historic Preserve.**

20 The following are components of the State Nature and Historic Preserve accepted by the  
21 North Carolina General Assembly pursuant to G.S. 143-260.8:

22 (1) All lands and waters within the boundaries of the following units of the State  
23 Parks System as of May 5, 2009: Baldhead Island State Natural Area, Bay  
24 Tree Lake State Park, Bear Paw State Natural Area, Beech Creek Bog State  
25 Natural Area, Bullhead Mountain State Natural Area, Bushy Lake State  
26 Natural Area, Carolina Beach State Park, Carvers Creek State Park, Cliffs of  
27 the Neuse State Park, Chowan Swamp State Natural Area, Deep River State  
28 Trail, Dismal Swamp State Park, Elk Knob State Park, Fort Fisher State  
29 Recreation Area, Fort Macon State Park, Goose Creek State Park, ~~Gorges~~  
30 ~~State Park~~, Haw River State Park, Hammocks Beach State Park, Jones Lake  
31 State Park, Lake Norman State Park, Lea Island State Natural Area, ~~Lower~~  
32 ~~Haw River State Natural Area~~, ~~Lumber River State Park~~, Mayo River State  
33 Park, Medoc Mountain State Park, Merchants Millpond State Park, Mitchells  
34 Millpond State Natural Area, Mount Mitchell State Park, Oconeechee  
35 Mountain State Natural Area, Pettigrew State Park, Pilot Mountain State  
36 Park, Pineola Bog State Natural Area, Raven Rock State Park, Run Hill



\* D R H 2 0 1 4 2 - R I X Z - 1 8 B \*

- 1 State Natural Area, Sandy Run Savannas State Natural Area, Singletary  
2 Lake State Park, Sugar Mountain State Natural Area, Theodore Roosevelt  
3 State Natural Area, and Weymouth Woods-Sandhills Nature Preserve.
- 4 (2) All lands and waters within the boundaries of William B. Umstead State  
5 Park as of May 5, 2009, with the exception of Tract Number 65, containing  
6 22.93140 acres as shown on a survey prepared by John S. Lawrence (RLS)  
7 and Bennie R. Smith (RLS), entitled "Property of The State of North  
8 Carolina William B. Umstead State Park", dated January 14, 1977 and filed  
9 in the State Property Office, which was removed from the State Nature and  
10 Historic Preserve by Chapter 450, Section 1 of the 1985 Session Laws. The  
11 tract excluded from the State Nature and Historic Preserve under this  
12 subdivision is deleted from the State Parks System in accordance with  
13 G.S. 113-44.14. The State of North Carolina may only exchange this land for  
14 other land for the expansion of William B. Umstead State Park or sell and  
15 use the proceeds for that purpose. The State of North Carolina may not  
16 otherwise sell or exchange this land.
- 17 (3) Repealed by Session Laws 1999-268, s. 2.
- 18 (4) All lands within the boundaries of Morrow Mountain State Park as of May 5,  
19 2009, with the exception of the following tract: That certain tract or parcel of  
20 land at Morrow Mountain State Park in Stanly County, North Albemarle  
21 Township, containing 0.303 acres, more or less, as surveyed and platted by  
22 Thomas W. Harris R.L.S., on a map dated August 27, 1988, and filed in the  
23 State Property Office, reference to which is hereby made for a more  
24 complete description.
- 25 (5) Repealed by Session Laws 1999-268, s. 2.
- 26 (6) All land within the boundaries of Crowders Mountain State Park as of May  
27 5, 2009, with the exception of the following tracts. The tracts excluded from  
28 the State Nature and Historic Preserve under this subdivision are deleted  
29 from the State Parks System in accordance with G.S. 113-44.14. The State of  
30 North Carolina may only exchange this land for other land for the expansion  
31 of Crowders Mountain State Park or sell this land and use the proceeds for  
32 that purpose. The State may not otherwise sell or exchange this land.
- 33 a. The portion of that certain tract or parcel of land at Crowders  
34 Mountain State Park in Gaston County, Crowders Mountain  
35 Township, described in Deed Book 1939, page 800, and containing  
36 757.28 square feet and as shown in a survey by Tanner and  
37 McConnaughey, P.A. dated July 22, 1988 and filed in the State  
38 Property Office.
- 39 b. The portion of that certain tract or parcel of land at Crowders  
40 Mountain State Park in Gaston County, east of and including the  
41 right-of-way along and across Old Peach Orchard Road, as shown in  
42 a survey by the City of Gastonia, File No. 400-194, dated November  
43 23, 1998, and filed in the State Property Office.
- 44 c. The portion of that certain tract or parcel of land at Crowders  
45 Mountain State Park in Cleveland County, described in Deed Book  
46 1286, Page No. 85, located on the north side of SR 2245 (Bethlehem  
47 Road) and containing 14,964 square feet as shown on the survey  
48 entitled "Survey for Crowders Mountain State Park, Deed Book  
49 1103-107, Township 4 Kings Mountain, Cleveland County, N.C." by  
50 David W. Dickson, P.A. dated February 28, 2008.

- 1           d.     The portion of that certain tract or parcel of land at Crowders  
2           Mountain State Park in Cleveland County, described in Deed Book  
3           1103, page 107, and containing 0.06 acres and 0.515 acres as shown  
4           on the survey entitled "Boundary Survey for the State of N.C.  
5           Department of Administration, Township No. Four Cleveland  
6           County, N.C." by Carolina Design Group, PLLC dated 11-6-2007.  
7           e.     The portion of that certain tract or parcel of land at Crowders  
8           Mountain State Park in Gaston County, described in Deed Book  
9           2829, page 518, and containing 0.15 acres as shown on the survey  
10          entitled "Survey Made at the Request of Larry Hyde, Park  
11          Superintendent, Crowders Mountain State Park" by Gray Surveying  
12          Co., Inc., dated 9-12-2012.
- 13          (7)    All lands owned in fee simple by the State within the boundaries of New  
14          River State Park as of May 5, 2009.
- 15          (8)    All lands and waters within the boundaries of Stone Mountain State Park as  
16          of May 5, 2009, with the exception of the following tracts: The portion of  
17          that certain tract or parcel of land at Stone Mountain State Park in Wilkes  
18          County, Traphill Township, described as parcel 33-02 in Deed Book  
19          633-193, and more particularly described as all of the land in this parcel  
20          lying to the west of the eastern edge of the Air Bellows Road, as shown on  
21          the National Park Service Land Status Map 33 dated March 24, 1981 and  
22          filed in the State Property Office, containing approximately 72 acres. The  
23          tract excluded from the State Nature and Historic Preserve under this  
24          subdivision is deleted from the State Parks System in accordance with  
25          G.S. 113-44.14.
- 26          (9)    All lands and waters located within the boundaries of the following State  
27          Historic Sites as of May 5, 2009: Alamance Battleground, Charles B.  
28          Aycock Birthplace, Historic Bath, Bennett Place, Bentonville Battleground,  
29          Brunswick Town/Fort Anderson, C.S.S. Neuse and Governor Caswell  
30          Memorial, Charlotte Hawkins Brown Memorial, Duke Homestead, Historic  
31          Edenton, Fort Dobbs, Fort Fisher, Historic Halifax, Horne Creek Living  
32          Historical Farm, House in the Horseshoe, North Carolina Transportation  
33          Museum, James K. Polk Memorial, Reed Gold Mine, Somerset Place,  
34          Stagville, State Capitol, Town Creek Indian Mound, Tryon Palace Historic  
35          Sites & Gardens, Zebulon B. Vance Birthplace, and Thomas Wolfe  
36          Memorial.
- 37          (10), (11) Repealed by Session Laws 2001-217, s. 2, effective June 15, 2001.
- 38          (12)    All lands and waters located within the boundaries of Hanging Rock State  
39          Park as of May 5, 2009, with the exception of the following tract: The  
40          portion of that tract or property at Hanging Rock State Park in Stokes  
41          County, Danbury Township, described in Deed Book 360, Page 160, for a  
42          30-foot wide right-of-way beginning approximately 183 feet south of SR  
43          1001 and extending in a southerly direction approximately 1,479 feet to the  
44          southwest corner of the Bobby Joe Lankford tract and more particularly  
45          shown on a survey entitled, "J. Spot Taylor Heirs Survey, Danbury  
46          Township, Stokes County, N.C.", by Grinski Surveying Company, dated  
47          June 1985, and filed in the State Property Office. The tract excluded from  
48          the State Nature and Historic Preserve under this subdivision is deleted from  
49          the State Parks System in accordance with G.S. 113-44.14.
- 50          (13)    All lands and waters located within the boundaries of South Mountains State  
51          Park as of May 5, 2009, with the exception of the following tracts. The tracts

1 excluded from the State Nature and Historic Preserve under this subdivision  
2 are deleted from the State Parks System in accordance with G.S. 113-44.14.

3 a, b. Repealed by Session Laws 2007-307, s. 1, effective July 28, 2007.

4 c. The portions of land at South Mountains State Park that lie south of  
5 the centerline of the CCC road as shown on the drawing entitled  
6 "Land Trade between South Mountains State Park and Adjacent  
7 Game Lands along CCC Road" prepared by the ~~Division of Parks  
8 and Recreation, dated March 15, 1999, Wildlife Resources  
9 Commission in January 2013~~ and filed in the State Property Office  
10 and that lie within: (i) the tract or property in Burke County, Lower  
11 Fork Township, described in Deed Book 495, Page 501; (ii) the tract  
12 or property in Burke County, Lower Fork and Upper Fork  
13 Townships, described in Deed Book 715, Page 719; or, (iii) within  
14 the tracts or property in Burke County, Upper Fork Township,  
15 described in Deed Book 860, Page 341, and Deed Book 884, Page  
16 1640. The State of North Carolina may only exchange this land for  
17 other land for the expansion of South Mountains State Park or sell  
18 this land and use the proceeds for that purpose. The State may not  
19 otherwise sell or exchange this land.

20 d. Repealed by Session Laws 2007-307, s. 1, effective July 28, 2007.

21 (14) Repealed by Session Laws 2003-234, s. 1, effective June 19, 2003.

22 (15) All lands and waters within the boundaries of Jockey's Ridge State Park as  
23 of May 5, 2009, with the exception of the following tracts: The portion of  
24 those certain tracts or parcels of land at Jockey's Ridge State Park in Dare  
25 County, Nags Head Township, described in Deed Book 227, Page 499, and  
26 Deed Book 227, Page 501, and containing 33,901 square feet as shown on  
27 the survey prepared by Styons Surveying Services entitled "Raw Water Well  
28 Site 13 Jockey's Ridge State Park" dated March 7, 2001, and filed in the  
29 State Property Office; the portion of that certain tract or parcel of land at  
30 Jockey's Ridge State Park in Dare County, Nags Head Township, described  
31 in Deed Book 222, Page 726, and containing 42,909 square feet as shown on  
32 the survey prepared by Styons Surveying Services entitled "Raw Water Well  
33 Site 14 Jockey's Ridge State Park" dated March 7, 2001, and filed in the  
34 State Property Office; and the portion of that certain tract or parcel of land at  
35 Jockey's Ridge State Park in Dare County, Nags Head Township, described  
36 in Deed Book 224, Page 790, and Deed Book 224, Page 794, and containing  
37 34,471 square feet as shown on the survey prepared by Styons Surveying  
38 Services entitled "Raw Water Well Site 15 Jockey's Ridge State Park" dated  
39 March 7, 2001, and filed in the State Property ~~Office~~ Office; and the portion  
40 of those certain tracts or parcels of land at Jockey's Ridge State Park in Dare  
41 County, Nags Head Township, described in Deed Book 227, Page 501, and  
42 Deed Book 230, Page 525, and containing 12,650 square feet as shown on  
43 the preliminary plat entitled "Easement Survey for Town of Nags Head" by  
44 Seaboard Surveying and Planning, Inc., dated 8-29-2012.

45 (16) All lands and waters located within the boundaries of Mount Jefferson State  
46 Natural Area as of May 5, 2009. With respect to the communications tower  
47 site on the top of Mount Jefferson and located on that certain tract or parcel  
48 of land at Mount Jefferson State Natural Area in Ashe County, West  
49 Jefferson Township, described in Deed Book F-3, Page 94, the State may  
50 provide space at the communications tower site to State public safety and  
51 emergency management agencies for the placement of antennas, repeaters,

1 and other communications devices for public communications purposes.  
2 Notwithstanding G.S. 146-29.2, the State may lease space at the  
3 communications tower site to local governments in Ashe County for the  
4 placement of antennas, repeaters, and other communications devices for  
5 public communications purposes. State agencies and local governments that  
6 are authorized to place communications devices at the communications  
7 tower site pursuant to this subdivision may also locate at or near the  
8 communications tower site communications equipment that is necessary for  
9 the proper operation of the communications devices. The use of the  
10 communications tower site pursuant to this subdivision is authorized by the  
11 General Assembly as a purpose other than the public purposes specified in  
12 Article XIV, Section 5, of the North Carolina Constitution, Article 25B of  
13 Chapter 143 of the General Statutes, and Article 2C of Chapter 113 of the  
14 General Statutes.

15 (17) All lands and waters within the Eno River State Park as of May 5, 2009,  
16 with the exception of the following tracts:

17 a. The portion of that certain tract or parcel of land at Eno River State  
18 Park in Durham County, Durham Outside Township, described in  
19 Deed Book 435, Page 673, and Plat Book 87, Page 66, containing  
20 11,000 square feet and being the portion of Lot No. 2 shown as the  
21 existing scenic easement hereby removed on the drawing prepared by  
22 Sear-Brown entitled "Recombination Plat Eno Forest Subdivision"  
23 bearing the preparer's file name 00-208-07.dwg, and filed with State  
24 Property Office. The tract excluded from the State Nature and  
25 Historic Preserve under this subdivision is deleted from the State  
26 Parks System pursuant to G.S. 113-44.14. The State of North  
27 Carolina may only exchange this land for other land for the  
28 expansion of Eno River State Park or sell this land and use the  
29 proceeds for that purpose. The State may not otherwise sell or  
30 exchange this land.

31 b. The portion of that certain tract or parcel of land at Eno River State  
32 Park in Orange County, described in Deed Book 3878, Page 461, and  
33 Plat Book 98, Page 11, containing 5,313 square feet and required for  
34 the permanent easements for bridge replacement project B-4216 on  
35 SR 1002 (St. Mary's Road), as shown in the drawing entitled  
36 "Preliminary Plans, Project Reference No. B-4216" prepared for  
37 North Carolina Department of Transportation by Mulkey Engineers  
38 and Consultants dated March 10, 2009, and filed with the State  
39 Property Office. The tracts excluded from the State Nature and  
40 Historic Preserve under this section are deleted from the State Parks  
41 System pursuant to G.S. 113-44.14. The State of North Carolina may  
42 only exchange this land for other land for the expansion of Eno River  
43 State Park or sell this land and use the proceeds for that purpose. The  
44 State may not otherwise sell or exchange this land.

45 (18) All land and waters within the boundaries of Hemlock Bluffs State Natural  
46 Area as of May 5, 2009, with the exception of the following tracts: The  
47 portion of that certain tract or parcel of land at Hemlock Bluffs State Natural  
48 Area in Wake County, Swift Creek Township, described in Deed Book  
49 2461, Page 037, containing 2,025 square feet and being the portion of this  
50 tract shown as proposed R/W on the drawing prepared by Titan Atlantic  
51 Group entitled "Right of Way Acquisition Map for Town of Cary Widening

1 of Kildaire Farm Road (SR 1300) from Autumgate Drive to Palace Green"  
2 sheet 1 of 3 bearing the preparer's file name Town of Cary Case File No.  
3 TOC 01-37, dated 26 September 2003, and filed with the State Property  
4 Office; and the portion of those certain tracts or parcels of land at Hemlock  
5 Bluffs State Natural Area in Wake County, Swift Creek Township, described  
6 in Deed Book 4670, Page 420, containing 24,092 square feet and being the  
7 portion of these tracts shown as proposed R/W on the drawing prepared by  
8 Titan Atlantic Group entitled "Right of Way Acquisition Map for Town of  
9 Cary Widening of Kildaire Farm Road (SR 1300) from Autumgate Drive to  
10 Palace Green" sheet 3 of 3 bearing the preparer's file name Town of Cary  
11 Case File No. TOC 01-37, dated 26 September 2003, and filed with the State  
12 Property Office. The tracts excluded from the State Nature and Historic  
13 Preserve under this subdivision are deleted from the State Parks System  
14 pursuant to G.S. 113-44.14. The State of North Carolina may only exchange  
15 this land for other land for the expansion of Hemlock Bluffs State Natural  
16 Area or sell this land and use the proceeds for that purpose. The State may  
17 not otherwise sell or exchange this land.

18 (19) All lands and waters within the boundaries of Lake James State Park as of  
19 May 5, 2009, with the exception of the following tracts:

20 a. The portion of that certain tract or parcel of land at Lake James State  
21 Park containing 13.85 acres, and being 100 feet to the east and 150  
22 feet to the west of a centerline shown on a survey by Witherspoon  
23 Surveying PLLC, dated February 9, 2007, and filed in the State  
24 Property Office. The State of North Carolina may grant a temporary  
25 easement to Duke Energy Corporation across this tract to facilitate  
26 the Catawba Dam Embankment Seismic Stability Improvements  
27 Project. The grant of the easement within Lake James State Park to  
28 Duke Energy Corporation under this sub-subdivision constitutes  
29 authorization by the General Assembly that the described tract of  
30 land may be used for a purpose other than the public purposes  
31 specified in Article XIV, Section 5, of the North Carolina  
32 Constitution, Article 25B of Chapter 143 of the General Statutes, and  
33 Article 2C of Chapter 113 of the General Statutes. The State of North  
34 Carolina may use the proceeds from the easement only for the  
35 expansion or improvement of Lake James State Park or another State  
36 park. The State may not otherwise sell or exchange this land.

37 b. The portion of that certain tract or parcel of land at Lake James State  
38 Park in McDowell County, Nebo Township, described in Deed Book  
39 377, Page 423, and also shown as Tract B on the plat of survey  
40 prepared by Kenneth D. Suttles, RLS, dated December 4, 1987,  
41 entitled "Lake James State Park," Sheet 1 of 2, recorded in Plat Book  
42 4, Page 275 of the McDowell County Registry, for a 40-foot  
43 right-of-way beginning at the southwest corner of Tract B and  
44 continuing along the southern boundary 86 38' 51" E for 400 feet to  
45 the now or former John D. Walker property. The State of North  
46 Carolina may grant an easement across this tract to extinguish  
47 prescriptive easements on Tract B to improve management of the  
48 State park property. The State may not otherwise sell or exchange  
49 this land. The easement excluded from the State Nature and Historic  
50 Preserve under this subdivision is deleted from the State Parks  
51 System pursuant to G.S. 113-44.14.

- 1 (20) All lands and waters within the boundaries of Lake Waccamaw State Park as  
2 of May 5, 2009, with the exception of the following tracts: The portions of  
3 that certain tract or parcel of land at Lake Waccamaw State Park in  
4 Columbus County described in Deed Book 835, Page 590, containing 48,210  
5 square feet and being the portion of this tract shown as new R/W and  
6 permanent utility easement on drawing prepared by State of North Carolina  
7 Department of Transportation entitled "Map of Proposed Right of Way  
8 Property of State of North Carolina (Parks and Recreation) Columbus  
9 County" for Tip B-3830 on SR 1947 (Bella Coola Road) done by John E.  
10 Kaukola, PLS No. 3999 and compiled 1-18-2008, and filed with the State  
11 Property Office. The tracts excluded from the State Nature and Historic  
12 Preserve under this section are deleted from the State Parks System pursuant  
13 to G.S. 113-44.14. The State of North Carolina may only exchange this land  
14 for other land for the expansion of Lake Waccamaw State Park or sell this  
15 land and use the proceeds for that purpose. The State may not otherwise sell  
16 or exchange this land.
- 17 (21) All lands and waters within the boundaries of Chimney Rock State Park as  
18 of May 5, 2009, with the exception of the following tract: The portion of that  
19 certain tract or parcel of land at Chimney Rock State Park in Rutherford  
20 County being a portion of Parcel 2 as described in Deed Book 933, Page  
21 598, containing 346 square feet and being shown as proposed right-of-way  
22 for bridge replacement project B-4258 on U.S. 64 over the Broad River on  
23 drawing prepared by Kimley-Horn and Associates for the North Carolina  
24 Department of Transportation and revised October 26, 2007, and filed with  
25 the State Property Office. The tracts excluded from the State Nature and  
26 Historic Preserve under this section are deleted from the State Parks System  
27 pursuant to G.S. 113-44.14. The State of North Carolina may only exchange  
28 this land for other land for the expansion of Chimney Rock State Park or sell  
29 this land and use the proceeds for that purpose. The State may not otherwise  
30 sell or exchange this land.
- 31 (22) All State-owned land and waters within the boundaries of the  
32 Mountains-to-Sea Trail as of May 5, 2009, with the exception of the  
33 following tract: The portion of that certain tract or parcel in Johnston County  
34 described in Deed Book 3634, Page 278, containing 4.72 acres and being  
35 described as proposed easement area for Piedmont Natural Gas Company  
36 transmission line on drawing entitled "Easement Survey Prepared for  
37 Piedmont Natural Gas Company, Line 142, Easement to be Acquired from  
38 the State of North Carolina" by McKim & Creed and dated July 31, 2008,  
39 and revised March 11, 2009. The State of North Carolina may grant an  
40 easement to Piedmont Natural Gas Company across this tract to facilitate the  
41 transmission of natural gas. The grant of the easement within the  
42 Mountains-to-Sea Trail to Piedmont Natural Gas Company under this  
43 section constitutes authorization by the General Assembly that the described  
44 tract of land may be used for a purpose other than the public purposes  
45 specified in Section 5 of Article XIV of the North Carolina Constitution,  
46 Article 25B of Chapter 143 of the General Statutes, and Article 2C of  
47 Chapter 113 of the General Statutes. The State of North Carolina may use  
48 the proceeds from the easement only for the expansion or improvement of  
49 the Mountains-to-Sea Trail or another State park. The State may not  
50 otherwise sell or exchange this land.

1           (23) All State-owned land and waters within the boundaries of Gorges State Park  
2 as of May 5, 2009, with the exception of the following tract: The portions of  
3 that certain tract or parcel of land in Transylvania County described in Deed  
4 Book 267, Page 838, containing a total of 7.26 acres for NC Department of  
5 Transportation project TIP R-2409C US 64 Safety Improvements  
6 [right-of-way surveys to be provided]. The tract excluded from the State  
7 Nature and Historic Preserve under this subdivision is deleted from the State  
8 Parks System in accordance with G.S. 113-44.14. The State of North  
9 Carolina may only exchange this land for other land for the expansion of  
10 Gorges State Park or sell this land and use the proceeds for that purpose. The  
11 State may not otherwise sell or exchange this land.

12           (24) All State-owned land and waters within the boundaries of Lumber River  
13 State Park as of May 5, 2009, with the exception of the following tracts: The  
14 portions of those certain tracts or parcels of land in Robeson County  
15 described in Deed Book 919, Page 862, Deed Book 1097, Page 837, Deed  
16 Book 935, Page 170, Deed Book 1125, Page 562, and Deed Book 1117,  
17 Page 680, containing a total of 3.39 acres for NC Department of  
18 Transportation secondary road project 6C.078030 SR 2245 (VC Britt Road)  
19 and shown on survey entitled "Survey of Tracts 1A and 1B, VC Britt Rd,  
20 Orrum NC" prepared by the NC Department of Transportation. The tracts  
21 excluded from the State Nature and Historic Preserve under this subdivision  
22 are deleted from the State Parks System in accordance with G.S. 113-44.14.  
23 The State of North Carolina may only exchange this land for other land for  
24 the expansion of Lumber River State Park or sell this land and use the  
25 proceeds for that purpose. The State may not otherwise sell or exchange this  
26 land.

27           (25) All State-owned land and waters within the boundaries of Lower Haw State  
28 Natural Area as of May 5, 2009, with the exception of the following tract:  
29 The portion of that certain tract in Chatham County described in Deed Book  
30 1319, Page 1047, containing [to be determined] square feet [area and survey  
31 title to be provided]. The tract excluded from the State Nature and Historic  
32 Preserve under this subdivision is deleted from the State Parks System in  
33 accordance with G.S. 113-44.14. The State of North Carolina may only  
34 exchange this land for other land for the expansion of Lower Haw State  
35 Natural Area or sell this land and use the proceeds for that purpose. The  
36 State may not otherwise sell or exchange this land."

37 **SECTION 2.** This act is effective when it becomes law.