

ORDINANCE NO. 01-01-14

AN ORDINANCE TO AMEND THE MASTER AGREEMENT GOVERNING THE GREENWOOD-NEWBERRY INDUSTRIAL PARK BETWEEN NEWBERRY COUNTY AND GREENWOOD COUNTY SO AS TO ENLARGE THE PARK.

WHEREAS, pursuant to Ordinance No. 11-24-12 enacted January 2, 2013 by Newberry County Council, Newberry County, South Carolina entered into a Master Agreement Governing the Greenwood-Newberry Industrial Park dated as of December 31, 2012 with Greenwood County, South Carolina (the "Park Agreement") providing for the establishment of a joint county industrial and business park (the "Park") pursuant to Article VIII, Section 13 of the South Carolina Constitution and Section 4-1-170 of the Code of Laws of South Carolina 1976, as amended; and

WHEREAS, it is now desired that the boundaries of the Park be enlarged to include certain additional property in Newberry County;

WHEREAS, pursuant to Section 1.01(a) of the Park Agreement, Newberry or Greenwood County, through the adoption of a resolution or ordinance by its county council, may amend the Park Agreement without further action by either county's county council once the county approving the increase of the Park's boundaries to include property located within such county delivers to the other county a copy of the approving resolution or ordinance and an amended exhibit containing the description of the additional parcel;

NOW, THEREFORE, be it ordained by Newberry County Council that Exhibit A-2 to the Park Agreement is hereby and shall be amended to include the property located in Newberry County described in the schedule attached to this Ordinance. Accordingly, and for purposes of causing the Park Agreement to be amended as described herein, the Clerk to Newberry County Council is hereby directed to deliver to Greenwood County a copy of this Ordinance, including the schedule hereto.

Enacted in meeting duly assembled this ____ day of _____, 2014.

NEWBERRY COUNTY, SOUTH CAROLINA

(SEAL)

By: _____
Chairman, Newberry County Council

Attest:

By: _____
Clerk to Newberry County Council

First Reading: February 5
, 2014
Second Reading: _____, 2014
Third Reading: _____, 2014
Public Hearing: _____, 2014

STATE OF SOUTH CAROLINA

COUNTY OF NEWBERRY

I, the undersigned Clerk to County Council of Newberry County, South Carolina, do hereby certify that attached hereto is a true, accurate and complete copy of an ordinance which was given reading, and received unanimous approval, by the County Council at its meetings of _____, 2014, _____, 2014 and _____, 2014, at which meetings a quorum of members of County Council were present and voted, and an original of which ordinance is filed in the permanent records of the County Council.

Clerk, County Council of Newberry County

Dated: _____, 2014

Addition to Exhibit A-2 to
Master Agreement Governing The
Greenwood-Newberry Industrial Park
dated as of December 31, 2014
between Greenwood County and Newberry County

ALL THAT CERTAIN PIECE, PARCEL, OR TRACT of land situate, lying and being in the County of Newberry, State of South Carolina, containing 2.229 acres, more or less, and having such shape, metes, courses and distances as will more fully appear by reference to a plat thereof by Adtech Surveying Inc., dated August 31, 1998, and recorded in the Office of the Clerk of Court for Newberry County in Plat Book 7, at Page 684.

TMS #: 339-01-23

DERIVATION: This being a portion of the property conveyed to International Paper Company by deed from the Estate of R.C. Wilson dated 11/30/1998 and recorded 12/02/1998 in the Office of the Clerk of Court for Newberry County in Book 498, at Page 143.

TOGETHER WITH, all that piece, parcel or tract of land, with the improvements thereon, situate, lying and being in Tax District No. 1 outside, County of Newberry, State of South Carolina, containing twelve and 05/100 (12.05) acres, more or less, being bounded on the east by College Street Extension and extending in a westerly direction to the center of the track of the C.N. and L. Railroad, and being bounded on the south by lands now or formerly of Franklin, and on the north by lands now or formerly of Wilson, and being more particularly described as Parcel C on a plat prepared for Southwest Forest Industries, Inc., by William Wingfield, Registered Surveyor, on June 25, 1969, and now recorded in the office of the Clerk of Court for Newberry County in Plat Book AB, at Pages 54 and 55.

TOGETHER WITH, all that piece, parcel or tract of land situate, lying and being in Tax District No. 1 outside, County of Newberry, State of South Carolina, containing fifteen and 11/100 (15.11) acres, more or less, lying to the West of the center of the track of the C.N. and L. Railroad and being more particularly described as Parcel D on a plat prepared for Southwest Forest Industries, Inc. by William Wingfield, Registered Surveyor, on June 25, 1969, and now recorded in the Office of the Clerk of Court for Newberry County in Plat Book AB, at Pages 54 and 55.

TOGETHER WITH, all that piece, parcel or lot of land situate, lying and being in Tax District No. 1 outside, County of Newberry, State of South Carolina, containing eighty-eight/hundredths (.88) of an acre, more or less, lying to the west of the right of way of the C.N. and L. Railroad and being more particularly described as Parcel E on a plat prepared by Southwest Forest Industries, Inc. by William Wingfield, Registered Surveyor, on June 25, 1969, and now recorded in the office of the Clerk of Court for Newberry County in Plat Book AB, at Pages 54 and 55.

TOGETHER WITH, all that certain piece, parcel or lot of land situate, lying and being in Tax District No. 1 outside, County of Newberry, State of South Carolina, measuring fifty (50) feet from the center line of the C. N. and L. Railroad track to the eastern boundary of Parcel E hereinbefore described, and being bounded on the south by Parcel D and on the north by Parcel F.

TOGETHER WITH, all that piece, parcel or tract of land situate, lying and being in Tax District No. 1 outside, County of Newberry, State of South Carolina, containing nine and 48/100 (9.48) acres, more or less, being triangular in shape, and being more particularly described as Parcel F on a plat prepared for

Southwest Forest Industries, Inc. by William Wingfield, Registered Surveyor, on June 25, 1969, and now recorded in the office of the Clerk of Court for Newberry County in Plat Book AB, at Pages 54 and 55.

TOGETHER WITH, all that piece, parcel or tract of land situate, lying and being in Tax District No. 1 outside, County of Newberry, State of South Carolina, containing thirty-two and 27/100 (32.27) acres, more or less, being triangular in shape, and being more particularly described as Parcel F on a plat prepared for Southwest Forest Industries, Inc., by William Wingfield, Registered Surveyor, on June 25, 1969, and now recorded in the office of the Clerk of Court for Newberry County in Plat Book AB, at Pages 54 and 55.

LESS AND EXCEPTING THEREFROM, that certain 0.041 of an acre tract of land conveyed to the South Carolina Department of Transportation by deed dated February 12, 1999 and recorded April 21, 1999 in the Office of the Clerk of Court for Newberry County in Book 507 at page 252, said deed being hereby incorporated by reference for a more complete description.

LESS AND EXCEPTING THEREFROM, that certain 0.187 of an acre tract of land conveyed to the South Carolina Department of Transportation by deed dated July, 22, 1999 and recorded February 17, 2000 in the Office of the Clerk of Court for Newberry County in Book 530 at page 10, said deed being hereby incorporated by reference for a more complete description.

LESS AND EXCEPTING THEREFROM, that certain 4.14 acre tract of land conveyed to the South Carolina Department of Transportation by deed dated July, 19, 2004 and recorded September 1, 2004 in the Office of the Clerk of Court for Newberry County in Book 987 at page 126, said deed being hereby incorporated by reference for a more complete description.

TAX MAP NUMBERS: 339-01-11, 24, 40 and 41

DERIVATION: This being a portion of the property conveyed to International Paper Company by (a) deed from Southwest Lumber Mills, Inc. dated 9/29/1980 and recorded 9/29/1980 in the Office of the Clerk of Court for Newberry County in Book 174, at Page 15; (b) deed from Southwest Forest Industries, Inc. dated 9/29/1980 and recorded 9/29/1980 in the Office of the Clerk of Court for Newberry County in Book 174, at Page 18; and (c) deed from Newberry County dated 9/29/1980 and recorded 9/29/1980 in the Office of the Clerk of Court for Newberry County in Book 174, at Page 19.

PARCEL 2

ALL THAT CERTAIN PIECE, PARCEL, OR LOT of land, together with improvements thereon, if any, situate, lying and being located in Newberry County, South Carolina, and designated as "2.92 ACRES TOTAL" on a plat prepared for International Paper Company by C.A. Shealy, III, dated May 24, 2006 (the "Plat") and recorded in the Office of the Clerk of Court for Newberry County in Plat Book C157, at Page 9, reference being craved thereto for a complete description of the metes, bounds, courses, and distances of said parcel; be all measurements a little more or less. The Plat is hereby incorporated herein by reference.

TAX MAP NUMBER: 339-01-39 (PORTION)