

ORIGINAL
STAMPED IN RED

RESOLUTION NO.: R-2012-017

*RELEASE AND ABANDONMENT OF A PORTION OF THE CITY'S EXISTING WATER MAIN EASEMENT
ALONG RICHLAND COUNTY TMS#20313-15-02 (PORTION); 102 ELDERS POND CIRCLE
(LOT 102, ELDERS POND, PHASE 3); CF#262-23 & CF#262-23A*

WHEREAS, an existing water main was constructed across a portion of the subject property for Elders Pond Subdivision, Phase 3 (CF#262-23) and conveyed to the City of Columbia by instrument dated July 7, 2003 and recorded in the Office of the Register of Deeds for Richland County on July 24, 2003 in Record Book R825, page 1844; and

WHEREAS, a portion of the water main was relocated by the City of Columbia under CIP Project #WM4227; and

WHEREAS, a request has been made for release and abandonment of that portion of the City of Columbia's existing water main easement located over the abandoned water main on the subject property; NOW, THEREFORE,

BE IT RESOLVED by the Mayor and City Council this 13th day of March, 2012, for and in consideration of the sum of One (\$1.00) Dollar, each to the other paid, the receipt of which is hereby acknowledged, the City Manager is hereby authorized to execute a release and abandonment instrument from the City of Columbia that remises, releases and forever quitclaims unto **THE BANK OF NEW YORK MELLON, AS SUCCESSOR TRUSTEE UNDER NOVASTAR MORTGAGE FUNDING TRUST, SERIES 2006-2 AND JEFFREY M. PHILPOTT or current owner of the subject property**, its successors, heirs personal representatives, and assigns, that portion of the City of Columbia's existing water main easement along the subject property, being more clearly shown on the drawing attached hereto and made a part hereof as Exhibit "A".

Said drawing also being on file in the Department of Utilities and Engineering under file reference #262-23A.

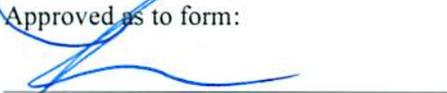
Requested by:
Utilities and Engineering Department



Mayor

Approved by:


City Manager

Approved as to form:


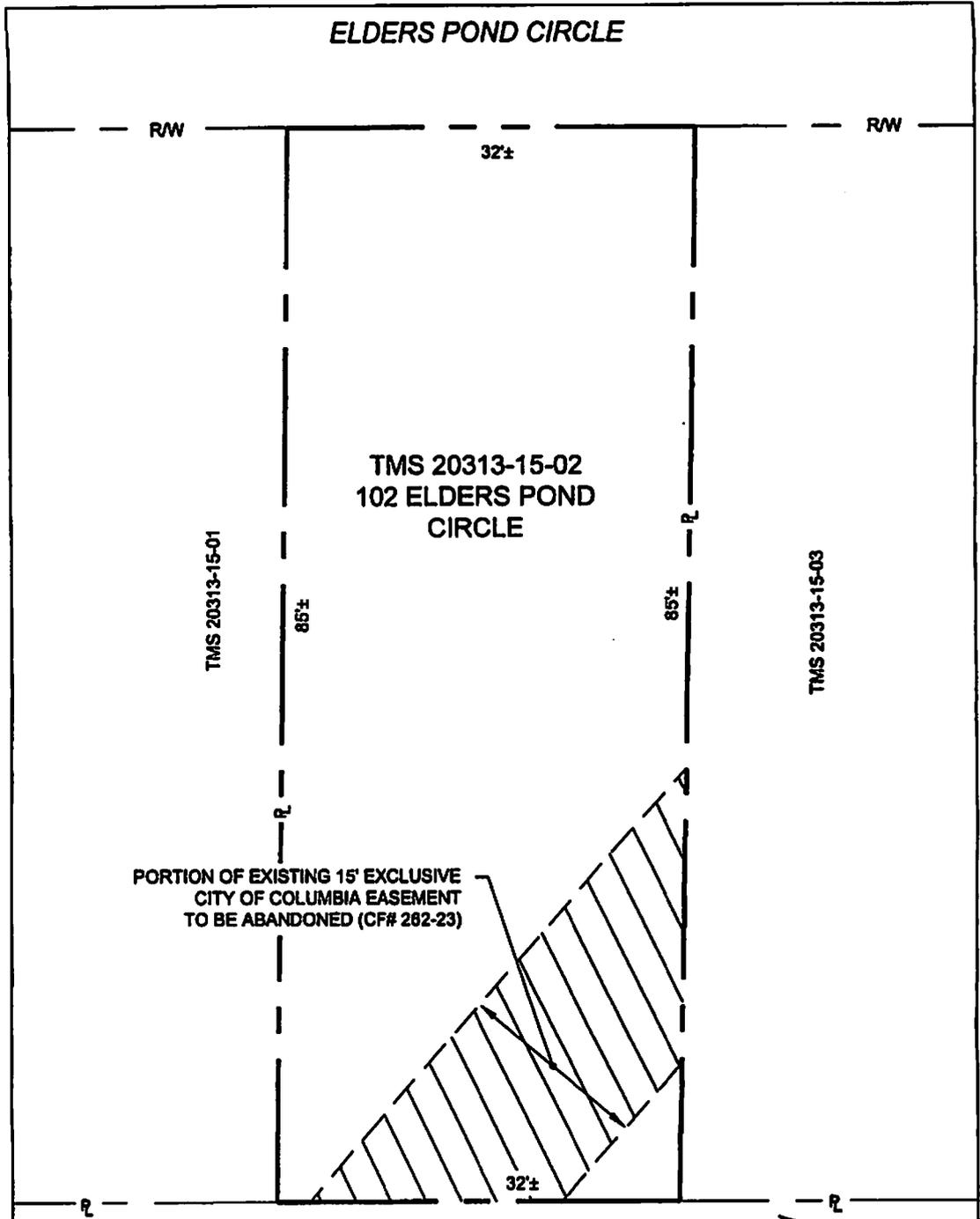
City Attorney

ATTEST:


City Clerk

Introduced 3/13/2012
Final Reading 3/13/2012

ELDERS POND CIRCLE



TMS 20200-02-11

REFERENCE: WATER RECORD DRAWINGS FOR
 ELDERS POND, CF# 262-23, SHEET 9 OF 21,
 DATED 7/20/2001, L.R. 10/13/2003.
 DRAWING BASED ON COMPILATIONS ONLY.
 NO PROPERTY SURVEY PERFORMED.
 RICHLAND COUNTY TMS 20313-15-02; 2012 EDITION

N/F
 BANK OF NEW YORK MELLON
 NOVASTAR MORGAGE FUNDING
 4708 MERCHANTILE DR.
 FORT WORTH, TX 76137
 TMS 20313-15-02
 EASEMENT = 0.01 ACRES

CF# 262-23A

CITY OF COLUMBIA DEPARTMENT OF UTILITIES & ENGINEERING COLUMBIA, SOUTH CAROLINA		
SCALE: NTS	APPROVED BY:	DRAWN BY:
DATE: 02/07/12		DND
WATER MAIN RELOCATION IN ELDERS POND SUBDIVISION		
PROJECT NO.: WM4227		DWG.# 2 OF 4
REVISION NO.:		DATE: