

RESOLUTION # \_\_\_\_\_

RESOLUTION AUTHORIZING THE EXECUTION OF DEED CORRECTING TRANSFER ERROR

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- WHEREAS, a tax foreclosure action was instituted by the County to collect on the tax lien on property listed in the name of Harrell & Associates Realtors, LLC as found in District Court file # 14 CVD 2412; and
- WHEREAS, the last and highest bidder was Sylvia Cox and her bid for purchase was assigned to Ledbridge Vista HOA and the Judgment of Confirmation entered in this cause by the Court on June 10, 2015 ordered the Commissioner to convey the property to the purchaser upon receipt of the purchase price, a copy of the Judgment of Confirmation is attached hereto; and
- WHEREAS, a deed was prepared and recorded in Book 5341, Page 82 Buncombe County Registry that incorrectly indicated Buncombe County as the Grantee and which thereby improperly conveyed the property to Buncombe County, a copy of the incorrect deed is attached hereto; and
- WHEREAS, Buncombe County has no right, title or interest, in law or in equity to this property; and
- WHEREAS, this Board is of the opinion that it is in the best interests of the citizens and residents of the County to correct this error and transfer title to the rightful purchaser.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners for the County of Buncombe as follows:

1. That this Board hereby authorizes the Chairman of the Board of Commissioners and the County Manager, or either of them, to execute a North Carolina Non-Warranty Deed to the Commissioner as named in District Court file # 14 CVD 2412, a copy of which is attached hereto.
2. All acts and doings of officers, employees and agents of the County, whether taken prior to, on, or after the date of this Resolution, that are in conformity with and in the furtherance of the purposes and intents of this Resolution as described above shall be, and the same hereby are, in all respects ratified, approved and confirmed.
3. That this resolution shall be effective upon its adoption.

This the 1st of December, 2015.

ATTEST

BOARD OF COMMISSIONERS FOR THE  
COUNTY OF BUNCOMBE

\_\_\_\_\_  
Kathy Hughes, Clerk

By: \_\_\_\_\_  
David Gantt, Chairman

APPROVED AS TO FORM

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County Attorney