

RESOLUTION NO.: R-2017-057

Approval for Release and Abandonment of a Portion of the City of Columbia's Existing 10' Water Main Easements along Richland County TMS#17400-02-20 (Outparcel F) & TMS#17402-01-02 (Outparcel G) in Killian's Crossing; CIP Project#WA335-1/2-J2; CF#220-47, CF#98-43 and CF#290-01G

ORIGINAL
STAMPED IN RED

WHEREAS, the City of Columbia and Richland County agreed to construct a water main from Killian Road (S-40-52) along the eastern boundary of Interstate 77 to Highway 21 for service to the Sony Corporation site. Richland County filed a condemnation action under case number 86CP402216 to obtain a 10' water easement along the subject property (currently identified as a portion of Richland County TMS#17400-02-20 and TMS#17402-01-02) from Sam D. Green. An Order was filed on June 26, 1986 in the office of the Richland County Clerk of Court granting the said 10' water easement to Richland County; and,

WHEREAS, there is no record in the City's files of the easement being assigned to the City from Richland County; however, the City designed the water main project and maintained and operated the 16" water main constructed within the said 10' water easement from about the year 1987 until the water main was relocated for development of Killian's Crossing as shown on record drawings dated May 21, 2014, last revised October 23, 2014 (CF#290-01G) and thereby claims a prescriptive 10' water easement. A new 20' water easement and 16" water main were granted to the City of Columbia in the deed to water lines from Crossings Development, LLC, dated December 23, 2014 and recorded on January 13, 2015 in the office of the Register of Deeds for Richland County in Record Book R1999 at page 386; and,

WHEREAS, a request has been made for release and abandonment of the 10' water easement obtained on the subject property that is no longer necessary; NOW, THEREFORE,

BE IT RESOLVED by the Mayor and City Council this 18th day of July, 2017, 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 **CROSSINGS DEVELOPMENT, LLC (owner of Richland County TMS#17400-02-20) and KILLIAN ROAD INVESTMENT, LLC (owner of Richland County TMS#17402-01-02)**, their successors and assigns, any and all interest in that portion of the existing prescriptive 10' City of Columbia water easement along and upon property identified as Richland County TMS#17400-02-20 and TMS#17402-01-02. Said portion of the existing prescriptive 10' City of Columbia water easement being more clearly shown by a cross-hatch pattern on drawing for Release and Abandonment of Existing City Water Easement for Killians Crossing, dated May 27, 2014, prepared for the City of Columbia by Cox and Dinkins, Inc. and being on file in the office of the Department of Engineering under CF#290-01G. A copy of said drawing being attached hereto and made a part hereof as Exhibit "A".

Requested by:

City Manager _____




Mayor

Approved by:



City Manager

Approved as to form:

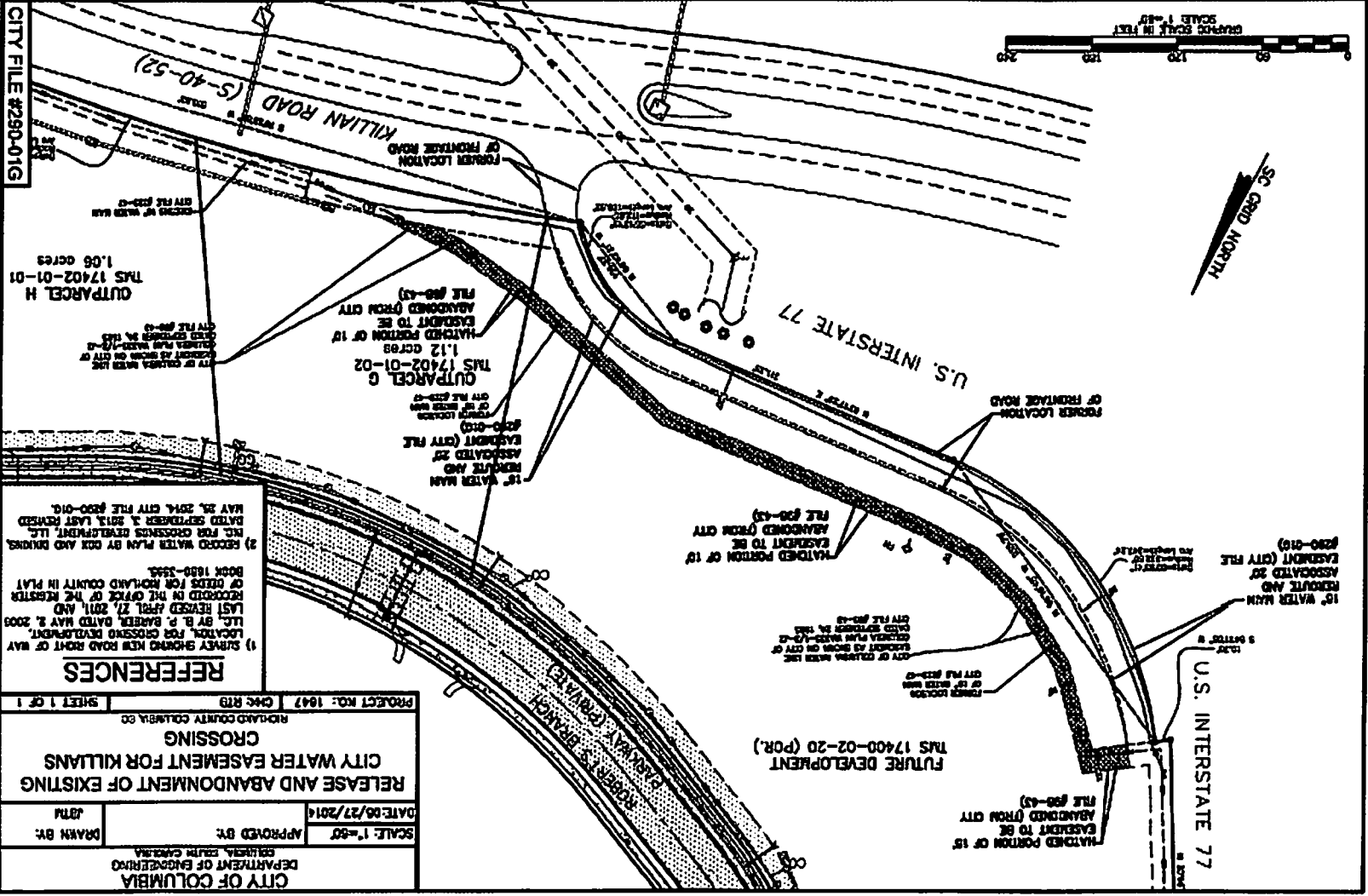


City Attorney
Introduced: 7/18/2017
Final Reading: 7/18/2017

ATTEST:


City Clerk

RESOLUTION NO.: R-2017-057
 EXHIBIT "A"



CITY OF COLUMBIA DEPARTMENT OF ENGINEERING COLUMBIA, SOUTH CAROLINA	
SCALE: 1"=50'	APPROVED BY:
DATE: 06/27/2016	DRAWN BY: JTM
PROJECT NO.: 1647 CMC RTB	
SHEET 1 OF 1	
RICHLAND COUNTY, COLUMBIA, SC	
CROSSING	
RELEASE AND ABANDONMENT OF EXISTING CITY WATER EASEMENT FOR KILLIANS	

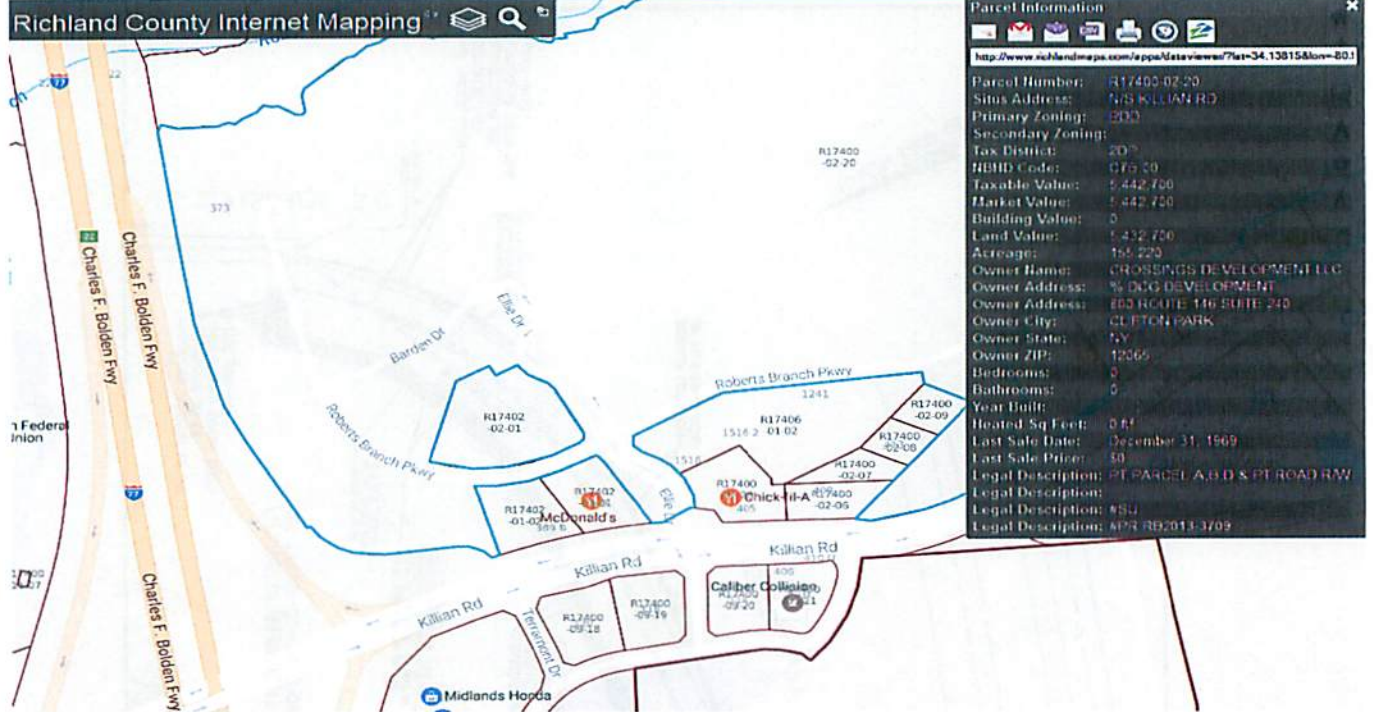
REFERENCES

1) SURVEY SHOWING NEW ROAD RIGHT OF WAY LOCATION FOR CROSSING DEVELOPMENT, LLC BY B. P. BARBER, DATED MAY 2, 2009. LAST REVISED APRIL 27, 2011, AND RECORDED IN THE OFFICE OF THE REGISTER OF DEEDS FOR RICHLAND COUNTY IN PLAT BOOK 1680-1684.

2) RECORD WATER PLAN BY COX AND DRIVERS, INC. FOR CROSSING DEVELOPMENT, LLC DATED SEPTEMBER 2, 2013. LAST REVISED MAY 20, 2014. CITY FILE #290-01G.

CITY FILE #290-01G

TMS#17400-02-20 n/f Crossings Development, LLC



TMS#17402-01-02 n/f Killian Road Investment, LLC

