

Tab 3

TOWN OF ORIENTAL
RESOLUTION 2023-297

THAT WHEREAS, the Town of Oriental operates a water treatment plant to serve the residents of the Town, such system being located adjacent to real property owned by the Dolphin Company, Inc. which is more specifically described in the deed attached hereto as Exhibit A (“Subject Property”); and

WHEREAS, the Town has a need to improve the access to its water treatment plant, and to potentially expand the water plant in the future such that it will use the Subject Property for a public purpose; and

WHEREAS, the Dolphin Company, Inc. desires to donate the Subject Property to the Town, and the Town desires to accept the donation of the Subject Property from the Dolphin Company, Inc.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF THE TOWN OF ORIENTAL:

Section 1. That the Town of Oriental hereby accepts the donation of the Subject Property as described in the deed attached hereto as Exhibit A, and the Town Attorney is hereby authorized and directed to cause such deed to be recorded in the Office of the Register of Deeds of Pamlico County, North Carolina.

Section 2. That the Town Manager is hereby directed and authorized to execute Part V of IRS Form 8283 attached hereto as Exhibit B.

Section 3. This resolution shall be effective on adoption.

ADOPTED THIS 3rd DAY OF OCTOBER, 2023.

MAYOR

TOWN CLERK

(Space Above for Recorder's Use)

**NORTH CAROLINA QUIT CLAIM DEED
PAMLICO COUNTY**

This instrument prepared by:
Christian E. Porter, Attorney
1698 E. Arlington Blvd., Greenville, NC 27858

EXCISE TAX: \$0.00
Parcel Identifier No.: _____

*No title examination performed by this preparing attorney.

The property herein conveyed does not include
the primary residence of the Grantor.

Mail/Box: Grantee, _____

THIS DEED made and entered into this ____ day of September, 2023, by and between

<u>GRANTOR</u>	<u>GRANTEE</u>
<p>THE DOLPHIN COMPANY OF ORIENTAL a North Carolina corporation PO Box 566 Greenville, NC 27835-0566</p>	<p>TOWN OF ORIENTAL a North Carolina municipal corporation 507 Church Street Oriental, NC 28571</p>

The designation Grantor and Grantee as used herein shall include said parties, their heirs, successors, and assigns, and shall include singular, plural, masculine, feminine, or neuter, as required by context.

WITNESSETH:

That, Grantor for and in consideration of the sum of One Dollar (\$1.00) and other consideration to it paid by the Grantee, the receipt of which is hereby acknowledged, has bargained and sold and by these presents

does hereby bargain, sell, quitclaim, release and convey unto Grantee, all its right, title and interest in and to that certain lot or parcel of land lying and being in Pamlico County, North Carolina, and being more particularly described as follows:

SEE EXHIBIT "A" ATTACHED HERETO AND INCORPORATED HEREIN BY REFERENCE.

TO HAVE AND TO HOLD all of the right, title and interest of the Grantor in and to the foregoing described lot or parcel of land and all privileges and appurtenances thereunto belonging or in anywise appertaining unto the said Grantee.

IN TESTIMONY WHEREOF, the said Grantor has duly executed this instrument this the day and year first above written.

THE DOLPHIN COMPANY OF ORIENTAL,
a North Carolina corporation

By: _____
Thomas F. Taft, Sr., Vice President

STATE OF NORTH CAROLINA

COUNTY OF _____

I certify that the following person(s) personally appeared before me this day, each acknowledging to me that he or she voluntarily signed the foregoing document for the purpose stated therein and in the capacity indicated: THOMAS F. TAFT, SR., Vice President of THE DOLPHIN COMPANY OF ORIENTAL

Witness my hand and Notary Seal this the ____ day of September, 2023.

[AFFIX NOTARY SEAL BELOW]

Notary's Signature: _____

Notary Print Name: _____

Notary Public

My Commission Expires:

EXHIBIT "A"

All that certain tract or parcel of land located in the Town of Oriental, Pamlico County, North Carolina, and being more particularly described as follows:

Beginning at an existing iron pipe located on the eastern right of way line of Broad Street at the southwest corner of the parcel owned by Marthila Fulcher bearing Tax ID J081-129, thence from said point of beginning South 59° 45' 17" East 155.40 feet along and with the southern line of the Fulcher parcel to an existing iron pipe; thence South 26° 02' 07" West 116.00 feet to an existing iron pipe; thence North 64° 17' 30" West 124.99 feet to an existing iron pipe located on the eastern right of way line of Broad Street; thence along and with the eastern right of way line of Broad Street North 12° 43' 51" East 131.65 feet to the point of beginning; said parcel containing 16,986.8 square feet and being that parcel identified as Parcel A on the survey entitled "Parcel Survey" prepared by William E. Marlowe, PLS, and dated March 23, 2022, a copy of which is attached hereto.

Noncash Charitable Contributions

Attach one or more Forms 8283 to your tax return if you claimed a total deduction of over \$500 for all contributed property.

Go to www.irs.gov/Form8283 for instructions and the latest information.

OMB No. 1545-0074

Attachment
Sequence No. **155**

Name(s) shown on your income tax return

Identifying number

THE DOLPHIN COMPANY OF ORIENTAL

56-0943192

Note: Figure the amount of your contribution deduction before completing this form. See your tax return instructions.

Section A. Donated Property of \$5,000 or Less and Publicly Traded Securities—List in this section **only** an item (or a group of similar items) for which you claimed a deduction of \$5,000 or less. Also list publicly traded securities and certain other property even if the deduction is more than \$5,000. See instructions.

Part I Information on Donated Property—If you need more space, attach a statement.

1	(a) Name and address of the donee organization	(b) If donated property is a vehicle (see instructions), check the box. Also enter the vehicle identification number (unless Form 1098-C is attached).	(c) Description and condition of donated property (For a vehicle, enter the year, make, model, and mileage. For securities and other property, see instructions.)
A	TOWN OF ORIENTAL, NORTH CAROLINA 507 Church Street, Oriental, NC 28571	<input type="checkbox"/>	
B		<input type="checkbox"/>	
C		<input type="checkbox"/>	
D		<input type="checkbox"/>	
E		<input type="checkbox"/>	

Note: If the amount you claimed as a deduction for an item is \$500 or less, you do not have to complete columns (e), (f), and (g).

	(d) Date of the contribution	(e) Date acquired by donor (mo., yr.)	(f) How acquired by donor	(g) Donor's cost or adjusted basis	(h) Fair market value (see instructions)	(i) Method used to determine the fair market value
A						
B						
C						
D						
E						

Section B. Donated Property Over \$5,000 (Except Publicly Traded Securities, Vehicles, Intellectual Property or Inventory Reportable in Section A)—Complete this section for one item (or a group of similar items) for which you claimed a deduction of more than \$5,000 per item or group (except contributions reportable in Section A). Provide a separate form for each item donated unless it is part of a group of similar items. A qualified appraisal is generally required for items reportable in Section B. See instructions.

Part I Information on Donated Property

2 Check the box that describes the type of property donated.

- | | | |
|--|--|---|
| a <input type="checkbox"/> Art* (contribution of \$20,000 or more) | e <input type="checkbox"/> Other Real Estate | i <input type="checkbox"/> Vehicles |
| b <input type="checkbox"/> Qualified Conservation Contribution | f <input type="checkbox"/> Securities | j <input type="checkbox"/> Clothing and household items |
| c <input type="checkbox"/> Equipment | g <input type="checkbox"/> Collectibles** | k <input type="checkbox"/> Other |
| d <input type="checkbox"/> Art* (contribution of less than \$20,000) | h <input type="checkbox"/> Intellectual Property | |

* Art includes paintings, sculptures, watercolors, prints, drawings, ceramics, antiques, decorative arts, textiles, carpets, silver, rare manuscripts, historical memorabilia, and other similar objects.

** Collectibles include coins, stamps, books, gems, jewelry, sports memorabilia, dolls, etc., but not art as defined above.

Note: In certain cases, you must attach a qualified appraisal of the property. See instructions.

3	(a) Description of donated property (if you need more space, attach a separate statement)	(b) If any tangible personal property or real property was donated, give a brief summary of the overall physical condition of the property at the time of the gift.	(c) Appraised fair market value
A	Vacant lot - 16,986.8 square feet		\$20,000
B			
C			

	(d) Date acquired by donor (mo., yr.)	(e) How acquired by donor	(f) Donor's cost or adjusted basis	(g) For bargain sales, enter amount received	(h) Amount claimed as a deduction (see instructions)	(i) Date of contribution (see instructions)
A						
B						
C						

Name(s) shown on your income tax return

Identifying number

Part II Partial Interests and Restricted Use Property (Other Than Qualified Conservation Contributions)— Complete lines 4a through 4e if you gave less than an entire interest in a property listed in Section B, Part I. Complete lines 5a through 5c if conditions were placed on a contribution listed in Section B, Part I; also attach the required statement. See instructions.

- 4a Enter the letter from Section B, Part I that identifies the property for which you gave less than an entire interest _____
If Section B, Part II applies to more than one property, attach a separate statement.
- b Total amount claimed as a deduction for the property listed in Section B, Part I: (1) For this tax year . . . _____
(2) For any prior tax years . . . _____
- c Name and address of each organization to which any such contribution was made in a prior year (complete only if different from the donee organization in Section B, Part V, below):
Name of charitable organization (donee)

Address (number, street, and room or suite no.) _____ City or town, state, and ZIP code _____
- d For tangible property, enter the place where the property is located or kept _____
- e Name of any person, other than the donee organization, having actual possession of the property _____

	Yes	No
5a Is there a restriction, either temporary or permanent, on the donee's right to use or dispose of the donated property?		
b Did you give to anyone (other than the donee organization or another organization participating with the donee organization in cooperative fundraising) the right to the income from the donated property or to the possession of the property, including the right to vote donated securities, to acquire the property by purchase or otherwise, or to designate the person having such income, possession, or right to acquire?		
c Is there a restriction limiting the donated property for a particular use?		

Part III Taxpayer (Donor) Statement—List each item included in Section B, Part I above that the appraisal identifies as having a value of \$500 or less. See instructions.

I declare that the following item(s) included in Section B, Part I above has to the best of my knowledge and belief an appraised value of not more than \$500 (per item). Enter identifying letter from Section B, Part I and describe the specific item. See instructions.

Signature of taxpayer (donor) _____ Date _____

Part IV Declaration of Appraiser

I declare that I am not the donor, the donee, a party to the transaction in which the donor acquired the property, employed by, or related to any of the foregoing persons, or married to any person who is related to any of the foregoing persons. And, if regularly used by the donor, donee, or party to the transaction, I performed the majority of my appraisals during my tax year for other persons.

Also, I declare that I perform appraisals on a regular basis; and that because of my qualifications as described in the appraisal, I am qualified to make appraisals of the type of property being valued. I certify that the appraisal fees were not based on a percentage of the appraised property value. Furthermore, I understand that a false or fraudulent overstatement of the property value as described in the qualified appraisal or this Form 8283 may subject me to the penalty under section 6701(a) (aiding and abetting the understatement of tax liability). I understand that my appraisal will be used in connection with a return or claim for refund. I also understand that, if there is a substantial or gross valuation misstatement of the value of the property claimed on the return or claim for refund that is based on my appraisal, I may be subject to a penalty under section 6695A of the Internal Revenue Code, as well as other applicable penalties. I affirm that I have not been at any time in the three-year period ending on the date of the appraisal barred from presenting evidence or testimony before the Department of the Treasury or the Internal Revenue Service pursuant to 31 U.S.C. 330(c).

Sign Here Appraiser signature _____ Date _____
Appraiser name **R. EARL JONES** Title **MAI**

Business address (including room or suite no.) _____ Identifying number _____
2313 GRACE AVENUE
City or town, state, and ZIP code _____
NEW BERN, NC 28562

Part V Donee Acknowledgment

This charitable organization acknowledges that it is a qualified organization under section 170(c) and that it received the donated property as described in Section B, Part I, above on the following date _____

Furthermore, this organization affirms that in the event it sells, exchanges, or otherwise disposes of the property described in Section B, Part I (or any portion thereof) within 3 years after the date of receipt, it will file **Form 8282**, Donee Information Return, with the IRS and give the donor a copy of that form. This acknowledgment does not represent agreement with the claimed fair market value.

Does the organization intend to use the property for an unrelated use? Yes No

Name of charitable organization (donee) _____ Employer identification number _____
TOWN OF ORIENTAL, NORTH CAROLINA
Address (number, street, and room or suite no.) _____ City or town, state, and ZIP code _____
507 CHURCH STREET **ORIENTAL, NC 28571**
Authorized signature _____ Title _____ Date _____