COMMONWEALTH of VIRGINIA

Commonwealth Transportation Board

Pierce R. Homer
Chairman

1401 East Broad Street - Policy Division - CTB Section - #1106
Richmond, Virginia 23219

(804) 786-1830
Fax: (804) 225-4700

Agenda item #4-C

RESOLUTION
OF THE
COMMONWEALTH TRANSPORTATION BOARD

December 13, 2007

MOTION

Made By: Mr. Bowie Seconded By: Mr. Keen Action: Motion Carried, Unanimously

Title: Land Conveyance, Routes Alternate 58 and 900, Wise County

WHEREAS, in connection with Route Alternate 58, State Highway Project 7058-097-104, the Commonwealth acquired certain land from William M. Gilreath, et al., by Deed dated December 2, 1958, recorded in Deed Book 347, Page 173, in the Office of the Clerk of the Circuit Court of Wise County; and

WHEREAS, in accordance with Section 33.1-35, of the *Code of Virginia* (1950), the Commonwealth Transportation Board, at its meeting held June 16, 1988, transferred a section old Route Alternate 58 from the Primary System to the Secondary System of State Highways renumbered to Route 900; and

WHEREAS, the Commonwealth Transportation Commissioner has certified in writing that the land containing 0.10 acre, more or less, as shown on the plans for State Highway Project 7058-097-104, and lying southeast of and adjacent to the southeast revised proposed right of way line of Route 900 (old Route Alternate 58) from a point approximately 42 feet opposite approximate Station 99+79 (Route 900, old Route Alternate 58, construction and office revised centerline) to a point approximately 55 feet opposite Station 100+73.32 (Route 900, old Route Alternate 58, construction and office revised centerline) was acquired incidental to the construction, reconstruction, alteration, maintenance and repair of Route 900 (old Route Alternate 58) and does not constitute a section of the public road and is deemed by him no longer necessary for the uses of the Secondary System of State Highways; and

WHEREAS, this conveyance is to be made in accordance and compliance with the provisions and notice requirements of Sections 33.1-154 and 33.1-223.2:2 of the *Code of Virginia* (1950), as amended; and

WHEREAS, the adjacent landowner has requested that the surplus land be conveyed.

NOW, THEREFORE, BE IT RESOLVED, in accordance and compliance with the provisions and notice requirements of Sections 33.1-154 and 33.1-223.2:2 of the *Code of Virginia* (1950), as amended, the conveyance of the said land, so certified, is approved and the Commonwealth Transportation Commissioner is hereby authorized to execute, in the name of the Commonwealth, a deed conveying the land for a consideration satisfactory to the State Director, Right of Way and Utilities, subject to such restrictions as may be deemed appropriate.

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