COMMONWEALTH of VIRGINIA

Commonwealth Transportation Board

Pierce R. Homer
Chairman

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Agenda item #4-B

RESOLUTION
OF THE
COMMONWEALTH TRANSPORTATION BOARD

December 13, 2007

MOTION

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

Title: Land Conveyance, Route 23 (old Route 10), Scott County

WHEREAS, in connection with Route 23 (old Route 10), State Highway Project 378, the Commonwealth acquired certain land from E. F. Taylor, et al., by Deed dated August 24, 1925, recorded in Deed Book 75, Page 185, in the Office of the Clerk of the Circuit Court of Scott County; and

WHEREAS, a section of old Route 23 is no longer necessary as a public road since the new location of Route 23 serves the same citizens as the old location; and

WHEREAS, in accordance with Section 33.1-148 of the *Code of Virginia* (1950), as amended, the Commonwealth Transportation Board at its meeting held May 19, 1972, abandoned a section of old Route 23; and

WHEREAS, the Commonwealth Transportation Commissioner has certified in writing that the land containing 0.24 acre, more or less, as shown on the plans for State Highway Project 0023-084-108, RW-201, and lying west of and adjacent to the west revised existing right of way line of Route 23 from a point approximately 120 feet opposite approximate Station 614+95 (Route 23 north bound lane centerline) to a point approximately 120 feet opposite approximate Station 616+35 (Route 23 north bound lane centerline) does not constitute a section of the public road and is deemed by him no longer necessary for the uses of the State Highway System; and

WHEREAS, this conveyance is to be made in accordance and compliance with the provisions and notice requirements of Sections 33.1-149 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 33.1-149 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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