COMMONWEALTH of VIRGINIA

Commonwealth Transportation Board

Pierce R. Homer
Chairman

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Agenda item # 7-C

RESOLUTION
OF THE
COMMONWEALTH TRANSPORTATION BOARD

November 20, 2008

MOTION

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

Title: Land Conveyance, Route 10 renumbered as Route 460, old Route 460
Prince Edward County, Town of Farmville

WHEREAS, in connection with Route 10, State Highway Project 76, the Commonwealth acquired certain perpetual easement and right of way from J. Wilck, et al., by deed dated September 9, 1922, recorded in Deed Book 72, Page 432, in the Office of the Clerk of the Circuit Court of Prince Edward County; and

WHEREAS, in connection with Route 10, State Highway Project 76-A-1, the Commonwealth acquired certain land to include the land of the aforesaid perpetual easement and right of way from Emma Wilck, widow, et al., by deed dated May 9, 1932, recorded in Deed Book 84, Page 517, in the Office of the Clerk of the Circuit Court of Prince Edward County; and

WHEREAS, the Town of Farmville annexed certain territory lying partially in Prince Edward County by Order of Annexation dated January 20, 1970, recorded in Order Book 14, Page 349, in the Office of the Clerk of Circuit Court of Prince Edward County; and

WHEREAS, Route 10 was subsequently renumbered to Route 460; and

WHEREAS, a section of old Route 460 is no longer necessary as a public road since the new location of Route 460 serves the same citizens as the old location; and

WHEREAS, in accordance with Chapter 212, Section 1 of the Acts of Assembly of 1926, on October 11, 1944, the State Highway Commission, predecessor to the Commonwealth Transportation Board, abandoned a section of old Route 460, as it was deemed no longer necessary for uses as a highway; and

WHEREAS, the Commonwealth Transportation Commissioner has certified in writing that the land containing 0.99 acre, more or less, as shown on the plans for State Highway Project 76AR-1, and lying southwest of and adjacent to the southwest revised proposed right of way line of Route 460 from a point approximately 45 feet opposite approximate Station 30+42 (Route 460 centerline) to a point approximately 45 feet opposite approximate Station 36+62 (Route 460 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 Division, subject to such restrictions as may be deemed appropriate.

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