COMMONWEALTH of VIRGINIA

Commonwealth Transportation Board

Pierce R. Homer
Chairman

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Agenda item #1-A

RESOLUTION
OF THE
COMMONWEALTH TRANSPORTATION BOARD

February 19, 2009

MOTION

Made By: Mr. Witt Seconded By: Mr. Koelemay Action: Motion Carried, Unanimously

Title: Land Conveyance, Route 13, Route 1205, Accomack County

WHEREAS, in connection with Route 13, State Highway Project 0013-001-101, RW-204, the Commonwealth acquired certain land from Kellam Distributing Company, Incorporated, by deed dated May 11, 1966, recorded in Deed Book 265, Page 501, in the Office of the Clerk of the Circuit Court of Accomack County; and

WHEREAS, the Commonwealth Transportation Commissioner has certified in writing that the land containing 0.024 acre, more or less, and lying northwest of and adjacent to the northwest revised proposed right of way lines of Route 13 and Route 1205 from a point 15 feet opposite Station 11+00 (Route 1205 centerline) to a point 32 feet opposite Station 1737+00 (Route 13 centerline) was acquired incidental to the construction, reconstruction, alteration, maintenance and repair of Route 13 and Route 1205 and 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 or 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 33.1-149, 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 33.1-149, 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 Division, subject to such restrictions as may be deemed appropriate.

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