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 #5-A

RESOLUTION
OF THE
COMMONWEALTH TRANSPORTATION BOARD

June 21, 2007

MOTION

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

Title: Land Conveyance, Route 13, old Route 13, Northampton County

WHEREAS, in connection with Route 13, State Highway Project 180-AW-2, the Commonwealth acquired certain land from Margaret S. Hallett, et al., by Deed dated February 1, 1935, recorded in Deed Book 93, Page 350, in the Office of the Clerk of the Circuit Court of Northampton County; and

WHEREAS, in connection with Route 13, State Highway Project 180-AW-5, the Commonwealth acquired certain land from Margaret U. Addison, et al., by Deed dated July 15, 1942, recoded in Deed Book 104, Page 3; and Carrie C. Upshur, by Deed dated July 15, 1942, recorded in Deed Book 104, Page 5, both recorded in the Office of the Clerk of the Circuit Court of Northampton County; and

WHEREAS, the Commonwealth is also the apparent owner of right of way for old Route 13 in Northampton County; and

WHEREAS, a section of old Route 13 is no longer necessary as a public road since the new location of Route 13 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 State Highway Commission, predecessor of the Commonwealth Transportation Board, at its meeting held December 17, 1970, abandoned a section of old Route 13; and

WHEREAS, the Commonwealth Transportation Commissioner has certified in writing that the land containing 0.88 acre, more or less, and lying east of and adjacent to the east revised existing right of way line of relocated old Route 13 from a point 33.27 feet opposite Station

102+00 (Relocated old Route 13 centerline) to a point approximately 140 feet opposite approximate Station 105+58 (Relocated old Route 13 centerline) does not constitute a section of the public road and is deemed by him no longer necessary for the uses of the State Highways 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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