



COMMONWEALTH of VIRGINIA

Commonwealth Transportation Board

Sean T. Connaughton
Chairman

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Agenda item #3-A

RESOLUTION OF THE COMMONWEALTH TRANSPORTATION BOARD

April 14, 2010

MOTION

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

Title: Surplus Land Conveyance, Interstate 295, Dry Bridge Road, Henrico County

WHEREAS, in connection with Interstate 295, State Highway Project 0095-043-105, RW-203, the Commonwealth acquired certain land from Robert B. Stewart, et al., by Instrument dated March 31, 1977, recorded in Deed Book 1717, Page 1201, concluded by Final Order dated August 10, 1978, recorded in Deed Book 1753, 1727; and Paul C. Jacobson, et al., by Instrument dated December 20, 1976, recorded in Deed Book 1710, Page 226, concluded by Final Order dated December 13, 1977, recorded in Deed Book 1736, Page 1247, all recorded in the Office of the Clerk of the Circuit Court of Henrico County; and

WHEREAS, the Acting Commonwealth Transportation Commissioner has certified in writing that the land containing 0.176 acre, more or less, as shown on the plans for State Highway Project 0095-043-105, RW-203, lying west of and adjacent to the west revised proposed right of way line (04/14/10) of Relocated Dry Bridge Road from a point approximately 60 feet opposite approximate Station 353+65 (Dry Bridge Road [Rel.] centerline) to a point approximately 58 feet opposite Station 355+72.39 (Dry Bridge Road [Rel.] centerline) was acquired incidental to the construction, reconstruction, alteration, maintenance and repair of Interstate 295 and does not constitute a section of the public road and is deemed by him no longer necessary for the uses of the Interstate 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

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

WHEREAS, Section 33.1-49 of the *Code of Virginia* (1950) grants the Commonwealth Transportation Board the authority and power relative to the Interstate System as is vested in it relative to highways in the primary system.

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 Acting 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 Division, subject to such restrictions as may be deemed appropriate.

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