



# COMMONWEALTH of VIRGINIA

## *Commonwealth Transportation Board*

Sean T. Connaughton  
Chairman

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*Agenda item #4-C*

### **RESOLUTION OF THE COMMONWEALTH TRANSPORTATION BOARD**

**December 8, 2010**

#### **MOTION**

**Made By: Mr. Layne Seconded By: Dr. Davis Action: Motion Carried, Unanimously**

#### **Title: Surplus Land Conveyance, Route T1108, Northampton County**

**WHEREAS**, in connection with Route T1108, the Commonwealth acquired certain land from the Town of Cape Charles, by Deed dated December 14, 1976, recorded in Deed Book 188, Page 367, in the Office of the Clerk of the Circuit Court of Northampton County; and

**WHEREAS**, portions of the said land were not utilized for the construction of Route T1108 and the Town of Cape Charles has requested the conveyance of those lands; and

**WHEREAS**, the Commonwealth Transportation Commissioner has certified in writing that the land containing 0.380 acre, more or less, and lying north of and adjacent to the proposed right of way line of Route T1108 (Bayshore Road) labeled as Parcels "B" and "H" on Sheets 3 and 4 of the plat titled "Plat Showing a Portion of Existing Right of Way Route T1108 Bayshore Road Standing in the Name of Commonwealth of Virginia being conveyed to Town of Cape Charles and Right of Way Dedication to Commonwealth of Virginia" dated August 5, 2010, by Robert O. Harmon, VDOT Survey Party #58 for R. Dean Minnix, Land Surveyor #2485, was acquired incidental to the construction, reconstruction, alteration, maintenance and repair of Route T1108 and does not constitute a section of the public road and is deemed by him no longer necessary for the uses of 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 33.1-154 and 33.1-223.3:2 of the *Code of Virginia* (1950), as amended, and

**WHEREAS**, the former landowner has requested that the surplus land be conveyed.

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**NOW, THEREFORE, BE IT RESOLVED**, in accordance and compliance with the provisions and notice requirements of Sections 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 and Utilities Division, subject to such restrictions as may be deemed appropriate.

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