



COMMONWEALTH of VIRGINIA

Commonwealth Transportation Board

Sean T. Connaughton
Chairman

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Agenda item #10-D

RESOLUTION OF THE COMMONWEALTH TRANSPORTATION BOARD

October 20, 2010

MOTION

Made By: Mr. Garczynski

Seconded By: Mr. Sterling

Action: Motion Carried, Unanimously

Title: Surplus Land Conveyance, Route 23, Scott County

WHEREAS, in connection with Route 23, State Highway Project 0023-084-106, RW-201, the Commonwealth acquired certain land from the Heirs at Law of R. E. Redwine, deceased, by Instrument dated May 26, 1967, recorded in Deed Book 239, Page 282, concluded by Order dated November 16, 1967, recorded in Deed Book 242, Page 183, both recorded in the Office of the Clerk of the Circuit Court of Scott County; and

WHEREAS, the Commonwealth Transportation Commissioner has certified in writing that the land containing 0.52 acre, more or less, lying south of and adjacent to the south revised proposed right of way line (10-20-2010) of Route 23 from a point approximately 58 feet opposite approximate Station 919+93 (Route 23 SBL office revised centerline) to a point approximately 58 feet opposite approximate Station 921+73 (Route 23 SBL office revised centerline) was acquired incidental to the construction, reconstruction, alteration, maintenance and repair of Route 23 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; 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.

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

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