



COMMONWEALTH of VIRGINIA

Commonwealth Transportation Board

Sean T. Connaughton
Chairman

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Agenda item # 10-C

RESOLUTION OF THE COMMONWEALTH TRANSPORTATION BOARD

July 20, 2011

MOTION

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

Title: Surplus Land Conveyance, Interstate 66, Arlington County

WHEREAS, in connection with Interstate 66, State Highway Project 0066-000-102, RW-205, the Commonwealth acquired certain lands from Noland Company Incorporated, a Virginia Corporation, by Instruments dated October 23, 1961, recorded in Deed Book 1453, Page 542, and Deed Book 1453, Page 577, both concluded by Decree dated December 6, 1963, recorded in Deed Book 1533, Page 673; and American Oil Company, a Maryland Corporation, by Deed dated December 19, 1961, recorded in Deed Book 1531, Page 91; and Cities Service Oil Co., a Delaware Corporation, et al., by Instrument dated October 30, 1961, recorded in Deed Book 1454, Page 358, concluded by Decree dated October 29, 1962, recorded in Deed Book, 1491, Page 639; and National Savings and Trust Co., a District of Columbia Corporation, et al., by Instrument dated October 30, 1961, recorded in Deed Book 1454, Page 354, concluded by Decree dated December 20, 1962, recorded in Deed Book 1497, Page 473; and National Savings and Trust Co., a District of Columbia Corporation, et al., by Instrument dated October 30, 1961, recorded in Deed Book 1454, Page 430, concluded by Decree dated May 29, 1963, recorded in Chancery 12813, Page 502; and F. McKenzie Davison, et al., by Instrument dated October 4, 1961, recorded in Deed Book 1452, Page 19, concluded by Decree dated January 24, 1963, recorded in Deed Book 1500, Page 153, all recorded in the Office of the Clerk of the Circuit Court of Arlington County; and

WHEREAS, the Commissioner of Highways has certified in writing that the land containing 1.22 acres, more or less, as shown on the plans for State Highway Project 0066-000-102, C-504, lying southwest of and adjacent to the southwest revised proposed right of way line (07/20/11) of Interstate 66, beginning from a point approximately 75 feet right opposite approximate Station 1306+39 (Interstate 66 mainline), thence continuing to a point

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approximately 71 feet right opposite approximate Station 1308+76 (Interstate 66 mainline), thence continuing as shown on the plans of Interstate Highway Project 0066-000-102, RW-205, to a point 91 feet right opposite approximate Station 79+71 (Interstate 66 mainline), thence with a curve to the right and continuing to a point approximately 141 feet right opposite approximate Station 80 + 33 (Interstate 66 mainline) was acquired incidental to the construction, reconstruction, alteration, maintenance and repair of Interstate 66 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; 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 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 Commissioner of Highways 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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