



COMMONWEALTH of VIRGINIA

Commonwealth Transportation Board

Sean T. Connaughton
Chairman

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Agenda item # 10-D

RESOLUTION OF THE COMMONWEALTH TRANSPORTATION BOARD

July 20, 2011

MOTION

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

Title: Surplus Land Conveyance, Route 669, Route 130, Amherst County

WHEREAS, in connection with Route 669, State Highway Project 0669-005-174, C-501, the Commonwealth acquired certain land from Joyce Edith Merkey Cash Turman, et al., by Deed dated October 11, 1984, recorded in Deed Book 515, Page 346; and Clarence L. Coleman, et al., by Deed dated October 10, 1984, recorded in Deed Book 515, Page 121; and Amelon Associates, a Virginia Partnership, by Deed dated February 8, 1985, recorded in Deed Book 519, Page 209, all recorded in the Office of the Clerk of the Circuit Court of Amherst County; and

WHEREAS, a section of old Route 669 is no longer necessary as a public road since the new location of Route 130 Connector and Route 669 serve the same citizens as the old location; and

WHEREAS, in accordance with Section 33.1-155 of the *Code of Virginia* (1950), as amended, a section of old Route 669 was abandoned by the Board of Supervisors of Amherst County by resolution dated July 17, 2007; and

WHEREAS, the Commissioner of Highways has certified in writing that the land containing 0.392 acre, more or less, as shown on the plans for Route 130, State Highway Project 0130-005-F05, RW-202, lying southwest of the intersection of Route 130 Connector and Route 669 and adjacent to the south revised existing right of way line (07/20/11) of Route 130 Connector from a point approximately 55 feet opposite Station 128+93.78 (Route 130 Connector construction baseline) to a point approximately 40 feet opposite approximate Station 33+57 (Route 669 survey centerline) does not constitute a section of the public road; and,

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is deemed by him no longer necessary for the uses of the Secondary System of State Highways or the State Highway System; and

WHEREAS, this conveyance is to be made in accordance and compliance with the provisions and notice requirements of Sections 33.1-154, 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 33.1-154, 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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