



COMMONWEALTH of VIRGINIA

Commonwealth Transportation Board

Sean T. Connaughton
Chairman

1401 East Broad Street
Richmond, Virginia 23219

(804) 786-2701
Fax: (804) 786-2940

Agenda item # 9-A

RESOLUTION OF THE COMMONWEALTH TRANSPORTATION BOARD

March 16, 2011

MOTION

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

Title: Surplus Land Conveyance, Route 607, Route 1027, Stafford County

WHEREAS, in connection with Route 607 and Route 1027, State Highway Project 0607-089-103, C-501, the Commonwealth acquired certain lands from Clinton A. Mitchell, Jr., et al., by Deed dated April 19, 1961, recorded in Deed Book 127, Page 37; and Hoke Smith, et al., by Deed dated May 12, 1961, recorded in Deed Book 127, Page 339; and Monroe J. Brooks, et al., by Instrument dated May 1, 1961, recorded in Deed Book 126, Page 365, concluded by Order Confirming Commissioner's Report dated December 28, 1961, recorded in Deed Book 132, Page 358; and John L. Stone, et al., by Instrument dated May 18, 1961, recorded in Deed Book 126, Page 546, concluded by Order Confirming Commissioner's Report dated January 12, 1962, recorded in Deed Book 132, Page 492; all recorded in the Office of the Clerk of the Circuit Court of Stafford County; and

WHEREAS, in connection with Route 607 and Route 1027, the Commonwealth acquired certain land from Marion T. Ficklen, widow, et al., by Deed dated June 26, 1962, recorded in Deed Book 136, Page 564, in the Office of the Clerk of the Circuit Court of Stafford County; and

WHEREAS, in connection with Route 607, State Highway Project 0607-089-223, C-502, the Commonwealth acquired certain land from George M. Nash, Jr., et al., by Deed dated May 17, 2003, recorded as Instrument # LR030012891, in the Office of the Clerk of the Circuit Court of Stafford County; and

WHEREAS, sections of old Route 607 and old Route 1027 are no longer necessary as public roads since the new location of Route 607 and Route 1027 serve the same citizens as the old locations; and

Resolution of the Board
Surplus Land Conveyance – Route 607 and Route 1027
Stafford County
March 16, 2011
Page Two

WHEREAS, in accordance with Section 33.1-155 of the *Code of Virginia* (1950), as amended, sections of old Route 1027 were abandoned by the Board of Supervisors of Stafford County by resolutions dated March 16, 2010; and

WHEREAS, in accordance with Section 33.1-155 of the *Code of Virginia* (1950), as amended, sections of old Route 607 were abandoned by the Board of Supervisors of Stafford County by resolutions dated February 15, 2011; and

WHEREAS, the Commonwealth Transportation Commissioner has certified in writing that the lands containing 0.759 acre, more or less, as shown on the plans of State Highway Project 0607-089-223, C-502, and lying northwest of and adjacent to the northwest revised existing and proposed right of way lines (03/16/11) of the intersection of Route 1027 (Harrell Road) and Route 607 from a point 9.5 meters (31.168 feet) opposite Station 300+92.10 (Route 1027 [Harrell Road] survey centerline) to a point 18.51 meters (60.728 feet) opposite Station 112+92.10 (Route 607 survey centerline) do not constitute sections of the public roads and are deemed by him no longer necessary for the uses of the Secondary System of State Highways; and

WHEREAS, these conveyances are to be made 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; and

WHEREAS, and adjacent landowner has requested that the surplus lands be conveyed.

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 lands, so certified, are approved and the Commonwealth Transportation Commissioner is hereby authorized to execute, in the name of the Commonwealth, deeds conveying the lands for considerations satisfactory to the State Director, Right of Way and Utilities Division, subject to such restrictions as may be deemed appropriate.

#####