



COMMONWEALTH of VIRGINIA

Commonwealth Transportation Board

Pierce R. Homer
Chairman

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Agenda item #6-D

RESOLUTION OF THE COMMONWEALTH TRANSPORTATION BOARD

May 21, 2009

MOTION

Made By: Mr. Bowie Seconded By: Mr. Keen Action: Motion Carried, Unanimously

Title: Land Conveyance, Route 460-Business, Tazewell County

WHEREAS, in connection with Route 4, renumbered to Route 460, State Highway Project 261-AR3, the Commonwealth acquired certain land from H. W. Bane, et al., by deed dated February 4, 1941, recorded in Deed Book 146, Page 378; and Louise H. Bane, et al., by deed dated February 4, 1941, recorded in Deed Book 146, Page 454; and John McGuire, et al., by deed dated April 6, 1944, recorded in Deed Book 158, Page 176, all recorded in the Office of the Clerk of the Circuit Court of Tazewell County; and

WHEREAS, the State Highway Commission, predecessor of the Commonwealth Transportation Board, at its meeting held August 16, 1973, designated a section of Route 460 as Route 460-Business; and

WHEREAS, the Commonwealth Transportation Commissioner has certified in writing that the land containing 1.0 acre, more or less, and lying south of and adjacent to the south revised proposed right of way line of Route 460-Business from a point approximately 25 feet opposite Station 969+34.50 (Route 460-Business centerline) to a point approximately 25 feet opposite Station 974+00.02 (Route 460-Business centerline) was acquired incidental to the construction, reconstruction, alteration, maintenance and repair of Route 460-Business 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.

Resolution of the Board
Conveyance – Route 460-Business
Tazewell County
May 21, 2009
Page Two

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 Resolution of the Board the Commonwealth, a deed conveying the land for a consideration satisfactory to the State Director, Right of Way Division, subject to such restrictions as may be deemed appropriate.

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