



COMMONWEALTH of VIRGINIA

Commonwealth Transportation Board

Pierce R. Homer
Chairman

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Agenda item #2-I

RESOLUTION OF THE COMMONWEALTH TRANSPORTATION BOARD

April 19, 2007

MOTION

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

**Title: Land Conveyance, Route 23, renumbered to Route 460, old Route 460 and Route 649
Giles County**

WHEREAS, in connection with Route 23, renumbered to Route 460, State Highway Project 461-A, the Commonwealth acquired certain land from the Appalachian Power Company, by Deed dated January 14, 1931, recorded in Deed Book 48, Page 492, in the Office of the Clerk of the Circuit Court of Giles County, Virginia; and

WHEREAS, in connection with Route 460, State Highway Project 6460-035-118, RW-201, the Commonwealth acquired certain land from the Appalachian Power Company, by Instrument dated June 30, 1982, recorded in Deed Book 176, Page 368, and concluded by Final Order dated August 17, 1984, recorded in Deed Book 186, Page 08; and Norfolk and Western Railway Company, by Deed dated September 14, 1981, recorded in Deed Book 173, Page 546; and Appalachian Power Company, by Instrument dated August 5, 1983, recorded in Deed Book 181, Page 291, and concluded by Final Order dated October 24, 1984, recorded in Deed Book 186, Page 731, all recorded in the Office of the Clerk of the Circuit Court of Giles County, Virginia; and

WHEREAS, a section of old Route 460 is no longer necessary as a public road since the new location of Route 460 serves the same citizens as the old location; and

WHEREAS, in accordance with Section 33.1-148 of the *Code of Virginia* (1950), as amended, the Commonwealth Transportation Board at its meeting held October 26, 1988, abandoned a section of old Route 460, and pursuant to Section 33.1-35 of the *Code of Virginia* (1950), as amended, transferred a section of old Route 460 to the Secondary System of State Highways, renumbered to Route 649; and

Resolution of the Board

Conveyance – Route 23 renumbered to Route 460, old Route 460, and Route 649

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WHEREAS, the Commonwealth Transportation Commissioner has certified in writing that the land containing 0.544 acre, more or less, as shown on the plans for State Highway Project 6460-035-118, RW-201, and lying north of and adjacent to the north revised existing and proposed right of way line of Route 649 from a point approximately 25 feet opposite approximate Station 10+00 (Route 649 connector centerline) to a point approximately 16 feet opposite approximate Station 13+16 (Route 649 connector centerline); and from a point approximately 22 feet opposite Station 11+87 (Existing Route 649 centerline) to a point approximately 13 feet opposite approximate Station 14+48 (Existing Route 649 centerline), does not constitute a section of the public road and 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 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, subject to such restrictions as may be deemed appropriate.

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