



COMMONWEALTH of VIRGINIA

Commonwealth Transportation Board

Pierce R. Homer
Chairman

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Agenda item #3-D

RESOLUTION OF THE COMMONWEALTH TRANSPORTATION BOARD

February 15, 2007

MOTION

**Made By: Mr. McCarthy Seconded By: Ms. Carter Action: Motion Carried,
Unanimously**

Title: Easement Conveyance, Route 295, Hanover County

WHEREAS, in connection with Route 295, State Highway Project 0095-042-106, RW-203 (old project 0295-042-101, RW-203), the Commonwealth acquired a certain easement from Virginia Tractor Company, Inc., by instrument dated November 18, 1969, recorded in Deed Book 296, Page 557 and later concluded by Final Order dated May 13, 1971, both recorded in the Office of the Clerk of the Circuit Court of Hanover County; and

WHEREAS, the Commonwealth Transportation Commissioner has certified in writing that the easement containing 0.783 acre, more or less, and lying southwest of and adjacent to the southwest proposed right of way and limited access line of Route 295 from a point approximately 150 feet opposite approximate Station 1417+30 (Route 295 southbound lane centerline) to a point approximately 150 feet opposite approximate Station 1417+90 (Route 295 southbound lane centerline) was acquired incidental to the construction, reconstruction, alteration, maintenance and repair of Route 295 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, 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; and

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

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 easement, so certified, is approved and the Commonwealth Transportation Commissioner is hereby authorized to execute, in the name of the Commonwealth, a deed conveying the easement 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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