



COMMONWEALTH of VIRGINIA

Commonwealth Transportation Board

Sean T. Connaughton
Chairman

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Agenda item #10-C

RESOLUTION OF THE COMMONWEALTH TRANSPORTATION BOARD

October 20, 2010

MOTION

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

**Title: Perpetual Easement , Right of Way and Surplus Land Conveyance,
Route 460, Connector Route 800, Campbell County**

WHEREAS, in connection with Route 10, State Highway Project 142-A, the Commonwealth acquired a certain perpetual easement and right of way from the Christine White Estate, et al., by Deed dated August 29, 1925, recorded in Deed Book 144, Page 438, in the Office of the Clerk of the Circuit Court of Campbell County; and

WHEREAS, in connection with Route 460, State Highway Project 1915-01, the Commonwealth acquired certain land from Carrie M. Lindsay, et al., by Deed dated August 31, 1949, recorded in Deed Book 223, Page 159, in the Office of the Clerk of the Circuit Court of Campbell County; and

WHEREAS, portions of Route 10 were subsequently renumbered to Route 460; and

WHEREAS, a portion of Route 460 was transferred to the Secondary System of State Highways and subsequently renumbered to Connector Route 800; and

WHEREAS, a section of old Route 460 is no longer necessary as a public road since the new location of Connector Route 800 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 20, 2010, abandoned a section of old Route 460; and

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WHEREAS, the Commonwealth Transportation Commissioner has certified in writing that the perpetual easement, right of way and surplus land containing 0.153 acre, more or less, as shown on the plans for Route 460, State Highway Project 0460-015-101, C-501, and lying south of and adjacent to the south revised existing right of way line (10/20/10) of the Connector Route 800 and Route 460 intersection, from a point approximately 25 feet opposite approximate Station 2+50 (Connector Route 800 survey centerline) to a point approximately 50 feet opposite approximate Station 263+22 (Route 460 EBL survey 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 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, 33.1-154 and 33.1-223.2:2 of the *Code of Virginia* (1950), as amended; and

WHEREAS, the adjacent landowner has requested that the perpetual easement, right of way and surplus land be conveyed.

NOW, THEREFORE, BE IT RESOLVED, in accordance and compliance with the provisions and notice requirements of Sections 33.1-149, 33.1-154 and 33.1-223.2:2 of the *Code of Virginia* (1950), as amended, the conveyance of the said perpetual easement, right of way and surplus 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 perpetual easement, right of way and surplus 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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