

RESOLUTION

TRANSFER OF ROUTE 5 TRANSPORTATION IMPROVEMENT DISTRICT (TID) ASSETS

WHEREAS, the Route 5 Transportation Improvement District (TID) was created to finance the construction of a road known as Alternate Route 5 and which became an extension of Monticello Avenue; and

WHEREAS, the TID adopted a resolution on July 13, 2010, to transfer three parcels of property to the County (Tax Map Nos. 3830100024, 3830100025, and 3830100026) (the "Properties"); and

WHEREAS, the Properties are slivers of land located within the right-of-way for Route 5000, Monticello Avenue; and

WHEREAS, the County desires the Properties be incorporated as part of the right-of-way of the existing Route 5000 and cause it to be under the jurisdiction of the Virginia Department of Transportation (VDOT), and that VDOT take fee simple title of the Properties.

NOW, THEREFORE, BE IT RESOLVED, by the Board of Supervisors of James City County, Virginia, pursuant to §§33.1-229 and 33.1-69, Code of Virginia, 1950, as amended, the Board of Supervisors of James City County, Virginia, hereby establishes the supplemental right-of-way shown on the following referenced plat or plats, as recorded in the Clerk's Office of the Circuit Court for James City County, as part of the abutting public road and requests VDOT to consolidate the supplemental right-of-way as part of the right-of-way of the State Route identified below and assume ownership and jurisdiction thereof:

| State Route Number(s) | Plat Identification or Recordation Reference | Date Recorded |
|-----------------------|--|---------------|
| 5000 | TM No.: 3830100024 PB: 64/89-92 | 9/4/96 |
| 5000 | TM No.: 3830100025 PB: 64/89-92 | 9/4/96 |
| 5000 | TM No.: 3830100026 PB: 64/89-92 | 9/4/96 |

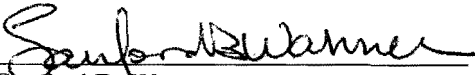
NOW, THEREFORE, BE IT FURTHER RESOLVED, the Board of Supervisors hereby guarantees the supplemental right-of-way to be clear and unencumbered, any easements thereon having been quitclaimed, subject to a VDOT approved subordination of rights agreement, or otherwise found acceptable by VDOT to remain in place.

NOW, THEREFORE, BE IT FURTHER RESOLVED, that a certified copy of this resolution and copies of the plat(s) referenced above shall be provided to the District Administrator and the Regional Right-of-Way Manager for VDOT.

James G. Kennedy
Chairman, Board of Supervisors

| <u>SUPERVISOR</u> | <u>VOTE</u> |
|-------------------|-------------|
| MCCLENNON | AYE |
| GOODSON | AYE |
| ICENHOUR | AYE |
| JONES | AYE |
| KENNEDY | AYE |

ATTEST:


Sanford B. Wanner
Clerk to the Board

Adopted by the Board of Supervisors of James City County, Virginia, this 13th day of July,
2010.

TransferTrns_res