

MEMORANDUM

DATE: July 24, 2001  
TO: The Board of Supervisors  
FROM: Frank M. Morton, III, County Attorney  
SUBJECT: Deed of Vacation - 10-Foot Easement Behind Old Courthouse

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By resolution dated November 14, 2000, the Board authorized the sale of the old Courthouse to the Colonial Williamsburg Foundation (the "Foundation") as had the City of Williamsburg at an earlier date. Subsequently, Lawyer's Title noted as an exception to the title a 10-foot easement granted to the City of Williamsburg and the County from Colonial Williamsburg by deed dated November 3, 1966. This easement for ingress and egress is, in reality, the alley behind the Courthouse and between the Courthouse and the DeWitt Wallace Decorative Arts Gallery.

Because the County and City have conveyed the Courthouse to the Foundation and there is no longer any need for the easement, it is staff's opinion that the easement has been extinguished by operation of law. Nevertheless, in order to put the action to record to enable someone doing a title search to have all the information before them, staff recommends the Board adopt the attached resolution authorizing execution of a Deed of Vacation dated April 18, 2001, which the City has previously executed.

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Frank M. Morton, III

FMM/adw  
courthouse.mem

Attachments