

**RESOLUTION ABANDONING A SEGMENT OF PUBLIC RIGHT-OF-WAY  
NOT IN THE STATE-MAINTAINED SYSTEM OF SECONDARY HIGHWAYS  
(Virginia Code § 33.1-157)**

**WHEREAS**, the owners of Tax Map and Parcel Number 05600-00-00-03500 have petitioned the Albemarle County Board of Supervisors pursuant to Virginia Code § 33.1-159 to abandon a fifty (50) foot wide public right-of-way dedicated to the County of Albemarle, Virginia, (hereinafter, the "Right-of-Way") in conjunction with the subdivision plat for Section 3 of the Brookwood Subdivision, identified as the "Plat of Section Three – Brookwood Subdivision Located Near Crozet, Albemarle Co. Virginia" dated November 5, 1975, prepared by R.O. Snow, recorded in the Clerk's Office of the Circuit Court of the County of Albemarle at Deed Book 601, page 311 (hereinafter, the "Plat"), a copy of which is attached hereto and incorporated herein by reference; and

**WHEREAS**, the Right-of-Way is identified on Sheet 2 of 2 of the Plat as "50' Roadway," is unimproved, is not in the state-maintained system of secondary highways, and extends from Brookwood Road along the forested boundary abutting the parcels identified as Tax Map and Parcel Numbers 056D0-00-0E-01700 (5553 Brookwood Road) and 056D0-00-0D-01700 (5559 Brookwood Road) in the Crozet area of the White Hall Magisterial District; and

**WHEREAS**, the Right-of-Way could provide access only to a portion of Tax Map and Parcel Number 05600-00-00-03500 which is subject to a condition of a waiver granted under Albemarle County Code § 14-404 restricting it to no more than two dwellings and, therefore, the Right-of-Way would be ineligible for acceptance into the state-maintained system of secondary highways; and

**WHEREAS**, the Right-of-Way has no historic value.

**NOW, THEREFORE, BE IT RESOLVED**, that for the reasons set forth hereinabove, the Board of Supervisors finds that the Right-of-Way no longer serves a public need and, therefore, it abandons the Right-of-Way as shown on the Plat pursuant to Virginia Code § 33.1-157; and

**BE IT FURTHER RESOLVED**, that a certified copy of this resolution be forwarded to the Resident Engineer for the Virginia Department of Transportation; and

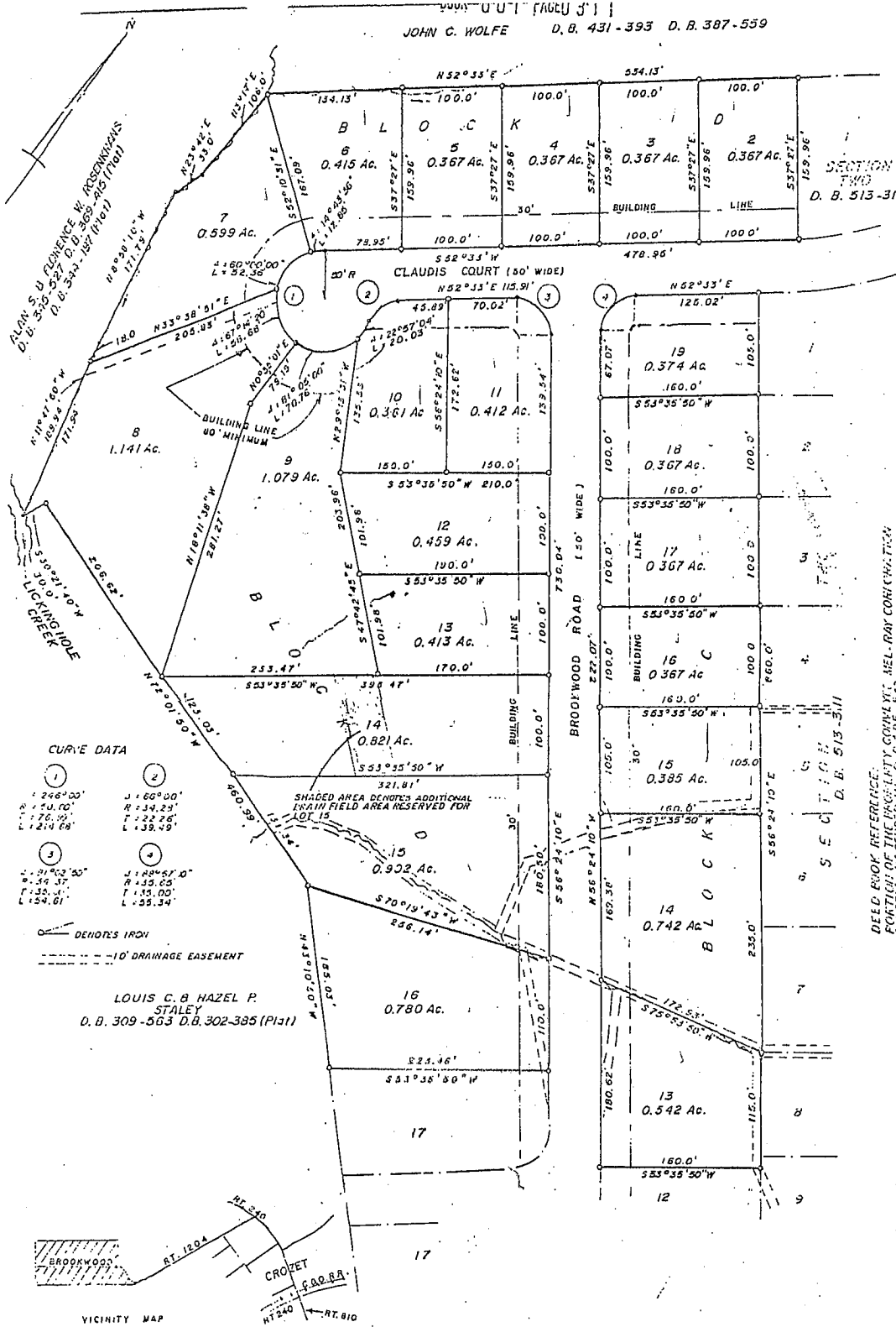
**BE IT FURTHER RESOLVED**, that the abandoned Right-of-Way is hereby authorized for sale and conveyance for consideration or in exchange for other lands as provided in Virginia Code § 33.1-165, and the County Executive is hereby authorized to execute all deeds or other instruments on behalf of the County for such purposes, provided that they are approved as to form and content by the County Attorney.

**BE IT FURTHER RESOLVED**, that this Resolution shall serve as the Board of Supervisors' Order of Abandonment as provided by Virginia Code § 33.1-163.1, shall be recorded in the records of the Clerk of the Circuit Court of the County of Albemarle, and shall be indexed by identifying the County of Albemarle, Virginia, as the grantor.

I, Ella W. Jordan, do hereby certify that the foregoing writing is a true, correct copy of a Resolution duly adopted by the Board of Supervisors of Albemarle County by vote of \_\_\_ to \_\_\_, as recorded below, at a meeting held on \_\_\_\_\_.

\_\_\_\_\_  
Clerk, Board of County Supervisors

	<u>Aye</u>	<u>Nay</u>
Mr. Boyd	_____	_____
Mr. Dorrier	_____	_____
Ms. Mallek	_____	_____
Mr. Rooker	_____	_____
Mr. Slutzky	_____	_____
Ms. Thomas	_____	_____

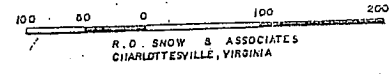


DEED BOOK REFERENCE:  
 PORTION OF THE PROPERTY COMMAITTEE MEL-ROY CONY (W/753)  
 BY DEED ALLOCATED IN C.B. 485-543  
 D. B. 513-311

APPROVALS	
<p><b>SURVEY CERTIFICATION :</b>                  CERTIFIED TO BE CORRECT AND ACCURATE.  <i>R. D. Snow</i> 11-5-75</p>	<p><b>OWNERS APPROVAL :</b>                  THE SUBDIVISION OF THIS LAND IS APPROVED AS SHOWN.  <i>[Signature]</i></p>
<p><b>COUNTY PLANNING COMMISSION :</b>  <i>[Signature]</i> 7-15-76                  CHAIRMAN</p>	<p><b>STATE OF VIRGINIA,</b>                  COUNTY OF ALBEMARLE,                  TO - WIT :                  THE FOREGOING INSTRUMENT WAS ACKNOWLEDGED BEFORE ME THIS _____ DAY OF _____ 1975 AS OWNER. MY COMMISSION EXPIRES _____  <i>[Signature]</i>                  NOTARY PUBLIC</p>
<p><b>COUNTY BOARD OF SUPERVISORS :</b>  <i>Robert W. Tucker Jr.</i> 7-15-76                  DESIGNATED AGENT</p>	

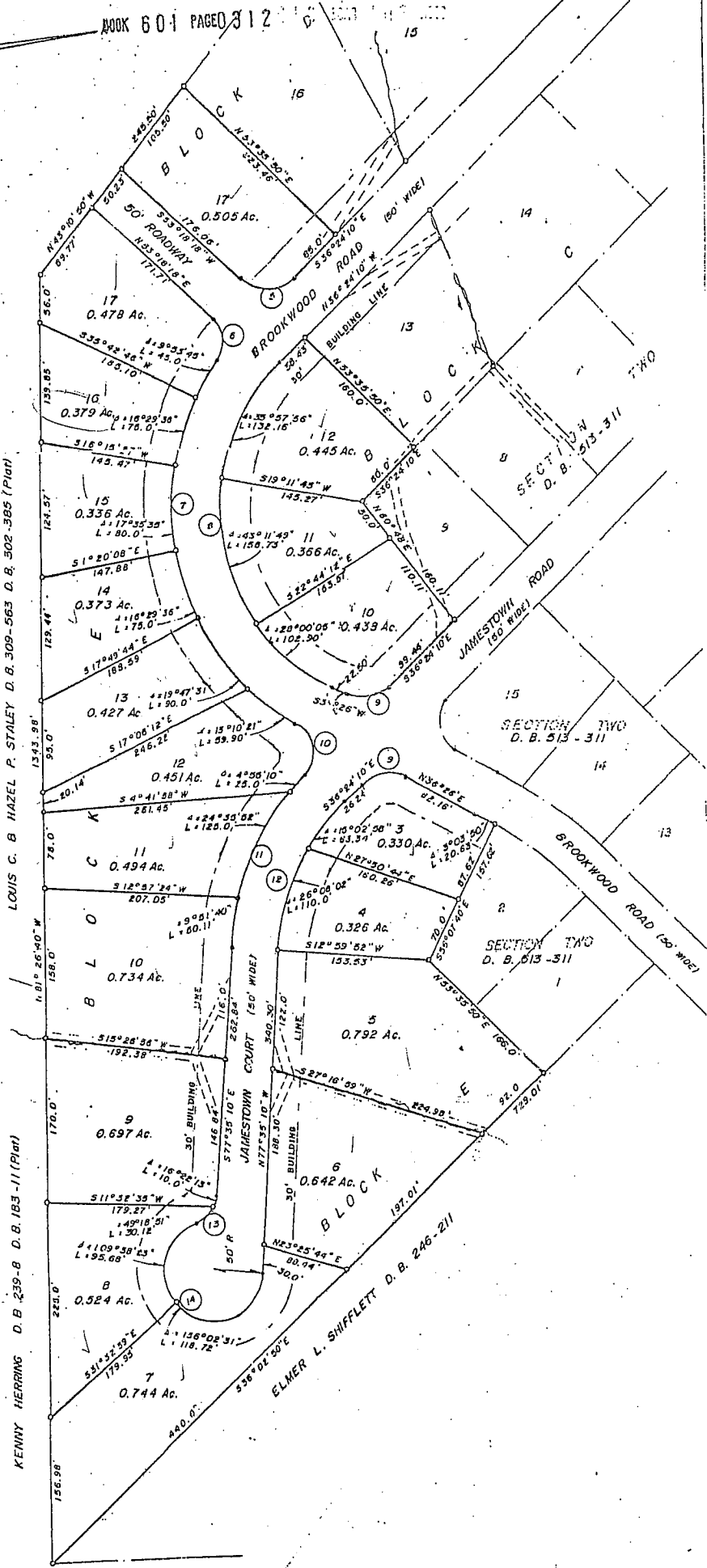
PLAT OF  
 SECTION THREE - BROOKWOOD SUBDIVISION  
 LOCATED NEAR CROZET, ALBEMARLE CO. VIRGINIA.

SCALE: 1"=100' DATE: 11-5-75



CURVE DATA

- 5  $\Delta = 08^{\circ}42'20"$   
R = 35.80'  
T = 35.0'  
L = 25.42'
- 6  $\Delta = 80^{\circ}20'21"$   
R = 35.0'  
T = 29.55'  
L = 45.08'
- 7  $\Delta = 93^{\circ}28'23"$   
R = 200.54'  
T = 276.67'  
L = 474.30'
- 8  $\Delta = 107^{\circ}09'50"$   
R = 210.54'  
T = 183.38'  
L = 339.79'
- 9  $\Delta = 72^{\circ}20'10"$   
R = 35.0'  
T = 25.82'  
L = 44.49'
- 10  $\Delta = 102^{\circ}35'08"$   
R = 35.0'  
T = 43.88'  
L = 62.67'
- 11  $\Delta = 39^{\circ}22'02"$   
R = 291.16'  
T = 104.19'  
L = 200.11'
- 12  $\Delta = 41^{\circ}11'00"$   
R = 241.16'  
T = 50.61'  
L = 173.34'
- 13  $\Delta = 65^{\circ}41'04"$   
R = 35.0'  
T = 22.59'  
L = 40.12'
- 14  $\Delta = 245^{\circ}41'04"$   
R = 50.0'  
T = 77.46'  
L = 214.40'
- 15  $\Delta = 17^{\circ}09'50"$   
R = 382.83'  
T = 53.23'  
L = 112.59'



LOUIS C. B. HAZEL P. STALEY D. B. 309-563 D. B. 502-365 (Plat)

KENNY HERRING D. B. 239-B D. B. 183-111 (Plat)

ELMER L. SHIFFLETT D. B. 246-211

SECTION TWO D. B. 513-311

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