

Minutes of the Meeting of the State Highway
Commission of Virginia, Held in
Richmond, December 8, 1955.

At 9:00 o'clock Tuesday morning, December 8, the Commission met in the Central Highway Office Building. There were present Messrs. E. F. Barrow, S. D. May, Burgess E. Nelson, S. W. Rawls, Tucker C. Watkins, Jr., J. F. Wyzor and J. A. Anderson.

The meeting was called to order by the Chairman.

On motion by Mr. Rawls, seconded by Mr. May, the minutes of the meeting of November 8 were approved. Motion carried.

Moved by Mr. Wyzor, seconded by Senator Nelson, that the Commission approve the permits issued from November 8 to December 8 inclusive, as recorded in the Auditing Division. Motion carried.

Moved by Mr. Wyzor, seconded by Mr. Rawls, that the permits cancelled by the Commissioner from November 8 to December 8 inclusive, as authorized June 25, 1947, and recorded in the Auditing Division, be approved. Motion carried.

Moved by Mr. Rawls, seconded by Mr. Wyzor, that the Commission confirm award of contract on bids received November 19 for the construction of Project 1955-10-11, Route 460, 0.188 Mi. W. of EGL Pearisburg-1.059 Mi. E. of EGL Pearisburg, Giles County, to the low bidder, Wiley N. Jackson Company, Roanoke, Virginia, at the bid of \$81,085.14, that 10% additional be set aside to cover the cost of engineering and additional work and \$1,559.00 for work by State Forces, making a total of approximately \$90,700.00 chargeable to this project. Motion carried.

Moved by Mr. Wyzor, seconded by Mr. Barrow, that the Commission confirm award of contract on bids received November 19 for the construction of Project 1829-08, Route 716, 0.198 Mi. E. Int. Route 244 (Baileys Cross Roads)-WEL Alexandria, Fairfax County, to the low bidder, B. H. Runyon Company, Inc., Alexandria, Virginia, at the bid of \$17,443.50, and that 10% additional be set aside to cover the cost of engineering and additional work, making a total of approximately \$19,200.00 chargeable to this project. Motion carried.

Moved by Mr. Barrow, seconded by Senator Nelson, that the Commission confirm award of contract on bids received November 19 for the construction of Project 1825-06, Route 637, Int. Route 88 (W. of Fremont)-S. 258 Mi. N. Route 88, Dickenson County, to the low bidder, Adams Construction Company, Roanoke, Virginia, at the bid of \$51,442.97 and that 10% additional be set aside to cover the cost of engineering and additional work, making a total of approximately \$56,600.00 chargeable to this project. Motion carried.

Moved by Senator Nelson, seconded by Mr. May, that the Commission confirm award of contract on bids received November 19 for repairs to James River Bridge Floor System, Newport News, Virginia, to the low bidder, Hunt Contracting Company, Norfolk, Virginia, at the bid of \$57,302.00 and that 10% additional be set aside to cover the cost of engineering and additional work, making a total of approximately \$63,030.00 chargeable to this work; project to be financed from the Maintenance Reserves under the Revenue Bond Act. Motion carried.

Moved by Mr. May, seconded by Mr. Watkins, that the Commission confirm award of contract on bids received November 19 for the construction of Project 1512-08-08-12, Route 667, Int. Route 1-0.018 Mi. N. of E. Int. Route 625, Brunswick County, to the low bidder, D. E. Worley Construction Co., Rocky Mount, Virginia, at the bid of \$60,292.45, that 10% additional be set aside to cover the cost of engineering and additional work, \$7,874.00 by S.A.L. Railroad Company and \$110.00 for work by State Forces, making a total of approximately \$74,500.00 chargeable to this project; Seaboard Air Line Railroad Company to participate to the extent of \$749.00. Motion carried.

Moved by Mr. Watkins, seconded by Mr. Rawls, that the Commission confirm award of contract on bids received November 19 for the construction of Project 1510-02, Route 606, 2.876 Mi. W. of W. Int. Route 608-West Int. Route 608, Blount County, to the low bidder, Maama Brothers, North Tazewell, Virginia, on ALTERNATE BID of \$50,530.98 and that 10% additional be set aside to cover the cost of engineering and additional work, making a total of approximately \$55,600.00 chargeable to this project; additional \$28,122.00 required to be charged against the 1954-55 Federal Aid Secondary Allotment plus matching funds to Blount County. Motion carried.

Moved by Mr. Wycor, seconded by Mr. Barrow, that the Commission confirm award of contract on bids received November 19 for the construction of Project 1576-10-18, Route 619, 0.04 Mi. S. Int. Route 29 (Near Gainesville)-0.015 Mi. N. Int. Route 621, Prince William County, to the low bidder, Pioneer Construction Company, Inc., Roanoke, Virginia, at the bid of \$64,564.97 and that 10% additional be set aside to cover the cost of engineering and additional work, making a total of approximately \$71,000.00 chargeable to this project; additional \$2,580.00 required to be charged against the 1954-55 Federal Aid Secondary Allotment plus matching funds to Prince William County. Motion carried.

Moved by Mr. Barrow, seconded by Senator Nelson, that the Commission confirm award of contract on bids received November 19 for the construction of Project 1692-02, Route 11, Int. Main Street-Int. Liberty Street, (In City of Harrisonburg), City of Harrisonburg, to the low bidder, M. A. Layman and Sons, Inc., Harrisonburg, Virginia, at the bid of \$49,490.10, that 10% additional be set aside to cover the cost of engineering and additional work and \$165.00 for work by State Forces, making a total of approximately \$54,600.00 chargeable to this project; to be financed - \$15,692.00 City of Harrisonburg; \$20,495.00 State Funds and \$20,413.00 Federal Funds. Motion carried.

Moved by Senator Nelson, seconded by Mr. May, that the Commission confirm award of contract on bids received November 19 for the construction of Projects 1906-06; 5206-01, Routes 460 and 151, Group #42, 0.267 Mi. E. of WCL Appomattox-0.669 Mi. W. of ECL Appomattox (Route 460, Project 1906-06) AND 0.005 Mi. N. of S. Int. Route 1005-0.035 Mi. S. of Int. Route 460 (Town of Appomattox) (Route 151, Project 5206-01) Appomattox County, to the low bidder, D. E. Worley Construction Co., Rocky Mount, Virginia, at the bid of \$25,165.40 and that 10% additional be set aside to cover the cost of engineering and additional work, making a total of approximately \$25,800.00 chargeable to this project; a balance of \$1,650.00 on Project 1906-06 from which the \$650.00 required on Project 5206-01 can be financed. Motion carried.

Moved by Mr. May, seconded by Mr. Watkins, that the Commission confirm award of contract on bids received November 19 for the construction of Projects 1681-70-71-09-11; 2181-04, Routes 60 and 11A, S. End Maury River Bridge-Int. Route 11 S. of Lexington (Lexington Distribution Road) AND 0.09 Mi. E. of ECL Lexington-0.402 Mi. E. of ECL Lexington, Lexington and Rockbridge County, to the low bidder, Echols Brothers, Inc., Staunton, Virginia, at the bid of \$645,477.11, that 10% additional be set aside to cover the cost of engineering and additional work, \$110.00 by Town of Lexington and \$4,545.00 for work by State Forces, making a total of approximately \$712,800.00 chargeable to this project; project to be financed - \$68,000.00 Town of Lexington; \$288,090.00 State; \$556,150.00 Federal. Additional \$140,049.00 required to be supplied from the Staunton District Reserve. Motion carried.

Moved by Senator Nelson, seconded by Mr. May, that as provided under Article 6.1, Section 55-76.5 of the 1950 Code of Virginia, Amended, and upon recommendation of the Commissioner, the following sections of old Route 67 in Russell County being no longer necessary for uses as a highway they be abandoned to the extent of alteration: Sections 2, 4, 5-A, 7 and 8 shown on plat dated October 2, 1953. That as provided under Article 6.1, Section 55-76.1 of the 1950 Code, Amended, the following sections be discontinued as a part of the Primary System: Sections 3, 5 and 6 shown on plat referred to. Further, that as provided under Article 2, Section 55-27, the following sections be transferred from the Primary System to the Secondary System: Sections 1 and 9 shown on the plat dated October 2, 1953, Project 4065-05. Motion carried.

Moved by Mr. Rawls, seconded by Mr. Barrow, that as provided under Article 6.1, Section 55-76.5 of the 1950 Code of Virginia, Amended, and upon recommendation of the Commissioner, the following section of old Route 58 in Washington County being no longer necessary for uses as a highway it be abandoned to the extent of alteration: Section 2 shown on plat dated March 6, 1953, Project 1795-04-05. That as provided under Article 2, Section 55-27 of the 1950 Code of Virginia, Amended, Section 1 shown on the plat referred to be transferred from the Primary System to the Secondary System. Further, that as provided under Article 2, Section 55-141 of the 1950 Code of Virginia, Amended, Section 4 shown on the plat and built as a connection, be added to the Secondary System. Motion carried.

Moved by Mr. Wisor, seconded by Mr. Watkins, that as provided under Article 6.1, Section 55-76.5 of the 1950 Code of Virginia, Amended, and upon recommendation of the Commissioner, the following section of old Route 42 in Rockingham County being no longer necessary for uses as a highway it be abandoned to the extent of alteration: Section 4 shown on plat dated September 29, 1958, Project 2492-06-08. That as provided under Article 6.1, Section 55-76.1 of the 1950 Code, Amended, the following section be discontinued as a part of the Primary System: Section 7 shown on the plat referred to. Further, that as provided under Article 2, Section 53-27 of the 1950 Code, Amended, the following sections be transferred from the Primary System to the Secondary System: Sections 1, 2 and 3 also shown on the plat referred to. Motion carried.

Moved by Mr. Barrow, seconded by Mr. May, that as provided under Article 6.1, Section 55-76.5 of the 1950 Code of Virginia, Amended, and upon recommendation of the Commissioner, the following sections of old Route 78 in Giles County being no longer necessary for uses as a part of the Primary System they be abandoned to the extent of alteration: Sections 1 and 2 shown on plat dated August 6, 1958, Project 3297-07. Motion carried.

Moved by Senator Nelson, seconded by Mr. Rawls, that as provided under Article 6.1, Section 55-76.5 of the 1950 Code of Virginia, Amended, and upon recommendation of the Commissioner, the following section of old Route 3 in Lancaster County being no longer necessary for uses as a highway it be abandoned to the extent of alteration: Section 2 shown on plat dated November 18, 1952, Project 3351-06. That as provided under Article 2, Section 53-27 of the 1950 Code of Virginia, Amended, Section 1 shown on the plat referred to be transferred from the Primary System to the Secondary System. Further, as provided under Article 2, Section 55-141 of the 1950 Code of Virginia, Amended, Section 6 shown on the plat referred to and built as a connection, be added to the Secondary System. Motion carried.

Moved by Mr. Watkins, seconded by Mr. Wisor, that as provided under Article 6.1, Section 55-76.5 of the 1950 Code of Virginia, Amended, and upon recommendation of the Commissioner, the following sections of old Route 90 in Wythe County being no longer necessary for uses as a highway they be abandoned to the extent of alteration: Sections 1, 2, 3, 4, 5, 6, 7, 8, 9, 11, 13 and 14 shown on plat dated June 23, 1958, Project 5898-01-02-03-04. That as provided under Article 6.1, Section 55-76.1 of the 1950 Code of Virginia, Amended, the following sections be discontinued as a part of the Primary System: Sections 10 and 12 also shown on the plat referred to. Motion carried.

Moved by Mr. Barrow, seconded by Mr. Rawls, that whereas, under authority of Section 55-115.2 of the Code of Virginia, Amended, request is made by the City of Alexandria for payment at the basic rate of \$500 per mile annually on additional streets meeting the required standards: Now, therefore, be it resolved, that quarterly payments at the basic rate of \$500 per mile annually be made to the City of Alexandria on additional streets totaling 1.188 miles, effective beginning the second quarter, October 1, 1953. Motion carried.

Moved by Mr. May, seconded by Senator Nelson, that whereas, under authority of Section 55-115.2 of the 1950 Code of Virginia, Amended, request is made by the Town Council of Blackstone in their resolution dated October 5, 1953, for the addition of streets meeting the required standards and subject to payment at the basic rate of \$500 per mile annually: Now, therefore, be it resolved, that quarterly payments be made to the Town of Blackstone on additional streets totaling 1.144 miles, effective beginning the third quarter, January 1, 1954. Motion carried.

Moved by Mr. Rawls, seconded by Mr. Watkins, that whereas, under authority of Section 55-50.2 of the 1950 Code of Virginia, Amended, request is made by the Town Council of Luray for additional mileage on streets meeting required standards and subject to payment at the basic rate of \$500 per mile annually: Now, therefore, be it resolved, that 0.822 mile be added to the designated streets for payment to the Town of Luray, effective beginning the first quarter, July 1, 1953. Motion carried.

Moved by Mr. Wisor, seconded by Mr. Barrow, that whereas, under authority of Section 55-115.2 of the 1950 Code of Virginia, Amended, request is made by the Town of South Boston for payment at the basic rate of \$500 per mile annually on additional streets meeting the required standards: Now, therefore, be it resolved, that quarterly payments at the basic rate of \$500 per mile annually be made to the Town of South Boston on additional streets totaling 0.725 mile, effective beginning the third quarter, January 1, 1954. Motion carried.

WHEREAS, in connection with former Route 15-Y, now Route 165, Project 1277-D, in Norfolk and Princess Anne Counties, Wallace Cofer, Jr., et al, conveyed 0.62 acre, more or less, of land to the Commonwealth, together with the right to construct and maintain Connection Route 600, as shown on plans (Sheet B), by deed dated June 10th, 1942, and recorded in the Clerk's Office of Norfolk County and the Clerk's Office of Princess Anne County in Deed Books 771 and 223 at Pages 446 and 83, respectively: Whereas, the said Connection was not constructed as shown on Plan Sheet B, but was connected with former Route 15-Y at its same location, and it is now proposed to improve Route 600 along its present location at and in the vicinity of its intersection with Route 165 upon an 80-foot right of way, 30 feet of which is existing, as

shown on Sheet 5 of plans for Project 1564-09, and it is also proposed to further improve Route 185 along and in the vicinity of said Connection upon the existing 120-foot right of way, in accordance with plans for Projects 7064 and 7075: Whereas, that portion of the lands lying on the Southwest side of Route 185 and remaining to the said Wallace Cofer, Jr., et al, after their conveyance to the Commonwealth, is now of record ownership in the style of Dudley Cooper, as Trustee, etc., as set forth in a Trust Indenture dated December 15th, 1945, and recorded in the Clerk's Office of the Corporation Court of the City of Norfolk in Miscellaneous Lien Book 108 at Page 388; and the said Dudley Cooper and the Department of Highways have agreed that there shall be conveyed to the Commonwealth a strip of land 25 feet in width over said portion of land and along the Southeast side of the existing 80-foot right of way of Route 600, and in addition, a triangular parcel of land, all sides 20 feet in length, at the Northeast corner of said strip of land, and that in exchange, the Commonwealth shall release and relinquish her right to construct and maintain the said Connection provided for in the said deed dated June 10th, 1942: Whereas, the State Highway Commissioner has certified in writing that it is no longer necessary for the Commonwealth to retain the right to construct and maintain the said Connection, and has recommended that the same be released and relinquished in exchange for the aforesaid 25-foot strip and triangular parcel of land: Now, therefore, as provided for by Section 55-78.8 of the Code of Virginia, as amended, the release and relinquishment of the said right to construct and maintain the said Connection, in exchange for the conveyance to the Commonwealth of the said 25-foot strip and triangular parcel of land, is hereby approved; and the State Highway Commissioner is authorized to execute and deliver a proper deed accordingly; it being the intent that upon the conveyance of the said 25-foot strip and triangular parcel of land to the Commonwealth by proper deed, the said right to construct and maintain the said Connection as provided for in the said deed dated June 10th, 1942, shall then be forever extinguished.

WHEREAS, in connection with Route 269, Project 4808-05, in Bath County, C. E. Neff, et ux, and Gertrude N. Swearengin, et vir, conveyed certain 50-foot right of way to the Commonwealth, as shown on Plan Sheets 7 and 8, by deed dated December 2, 1952, and recorded in the Clerk's Office of said County in Deed Book 61 at Page 354: Whereas, Plan Sheet 7 was revised May 5, 1953, requiring additional right of way of a maximum width of 50 feet through the Neff-Swearengin lands and making unnecessary the retention for highway uses of that portion of the right of way acquired by the said deed lying outside (North) of the additional right of way required and the original right of way to be retained: Whereas, C. E. Neff is now deceased, and under date of April 27, 1953, his adult heirs, including Gertrude N. Swearengin, one of said heirs and a joint owner, and Tolbert W. Swearengin, her husband, executed an agreement providing, in part, for the conveyance to the

Commonwealth of the additional right of way required for a consideration of \$80.00 and the conveyance by the Commonwealth to Gertrude N. and Tolbert W. Swearingin of a certain portion of the acquired right of way (not necessary to be retained); however, subsequent to the date of said agreement, by virtue of a partition deed, Gertrude N. and Tolbert W. Swearingin acquired title to the land from which the said additional right of way is to be acquired; Whereas, the said section of Route 269 has been constructed and opened to public use and the section of the old location and right of way lying outside of the new location and right of way is not necessary to be retained as part of the State Highway System, nor transferred to the Secondary System of State Highways, and should be abandoned, since the new location will serve the same citizens and lands as the old location; and the State Highway Commissioner has certified in writing that the portion of said right of way agreed to be conveyed is not required for the uses of the State Highway System, nor for highway or purposes incidental thereto, and has recommended that this portion be conveyed to Gertrude N. and Tolbert W. Swearingin; Now, therefore, as provided for by Section 55-76.5 of the Code of Virginia, as amended, the section of the old location and right of way of Route 269 lying outside of the new location and right of way opposite and between Stations 1527¹/₅₀ and 1535¹/₇₅, approximately, on new location, as shown on Plan Sheet 7, revised, is hereby abandoned; and as provided for by Section 55-76.6 of the Code of Virginia, as amended, the conveyance of the said portion of acquired right of way, including the old location of Route 269 thereupon, to Gertrude N. Swearingin and Tolbert W. Swearingin, with special warranty of title, in exchange for or subsequent to the conveyance to the Commonwealth by them of the said additional right of way required, is hereby approved; and the State Highway Commissioner is authorized to execute and deliver a deed accordingly.

WHEREAS, in connection with former Route 53, now Route 11, old Valley Turnpike, Project 800-A, in Rockingham County, the Commonwealth acquired certain 80-foot right of way, together with a residue parcel of land shown on Plan Sheet 29, from G. G. Sayre, et ux, and certain 80-foot right of way, also shown on said Sheet 29, from John A. Miller, et ux, by deeds dated February 2nd, 1951, and recorded in the Clerk's Office of said County in Deed Book 149 at Pages 168 and 474, respectively; the said residue parcel of land, by reference to the said deed from G. G. Sayre, et ux, is bounded on the West by the East line of the 40-foot right of way of the old Valley Turnpike and on the East by the said 80-foot right of way; the Commonwealth having acquired the said 40-foot right of way of the Turnpike prior to February 2, 1951; Whereas, in connection with Route 727, Project 1592-05, in said County, which intersects Route 11 just South of North River and just North of said residue parcel of land, under date of November 12, 1953, Mary Crown Leavel, widow, and Anna E. Miller and John A. Miller, her husband, executed an agreement providing, in part, for their conveyance to the Commonwealth of the right of way through their property as shown on Plan Sheet 5, in exchange for the payment to them of the sum of \$100.00

and the conveyance to them by the Commonwealth of the land - approximately 0.7 acre - lying on the West side and adjacent to the normal 80-foot right of way of Route 11 between Survey Stations 4491/00 and 4497/35, as shown on said Plan Sheet 29, Project 800-A; Whereas, Route 11 as now located serves the same citizens and lands as the old location of the Valley Turnpike and former Route 53; and the State Highway Commissioner has certified in writing that the said residue parcel of land and 40-foot right of way of the old Valley Turnpike and former location of Route 53, lying outside of the said 80-foot right of way and between points opposite the above survey stations, are not required for the uses of the State Highway System, nor for highway or purposes incidental thereto, and has recommended that these be released and quitclaimed to Mary Crown Leavel, widow, and Anna E. Miller and John A. Miller, her husband, as part consideration for their conveyance of the right of way for Project 1882-05 to the Commonwealth; Now, therefore, the portion of the old Valley Turnpike and old location of former Route 53 lying West of said 80-foot right of way and between points opposite the said survey stations is hereby abandoned, as provided for by Section 55-76.5 of the Code of Virginia, as amended; and as provided for by Section 55-76.6 of the said Code, as amended, the release and quitclaim of the said portion abandoned and the said residue parcel of land, all lying outside of the said 80-foot right of way, to the said Mary Crown Leavel, widow, and Anna E. Miller and John A. Miller, her husband, is hereby approved; and the State Highway Commissioner is authorized to execute and deliver a deed accordingly, in exchange for or subsequent to the conveyance by these parties to the Commonwealth of the right of way through their property required for Project 1882-05, Route 727.

WHEREAS, in connection with Project 1658-01, Route 1, in Mecklenburg County, (a) A. G. Whitley, et ux, conveyed the project right of way, together with a residue parcel of land, as shown on Project Plan Sheet 7, to the Commonwealth by deed dated September 20, 1950, and recorded in the Clerk's Office of said County in Deed Book 137 at Page 570, and (b) B. R. Palmer, et ux, conveyed the project right of way, also shown on said Sheet 7, to the Commonwealth by deed dated September 20, 1950, and recorded in the said Clerk's Office in Deed Book 136 at Page 50; the said residue parcel of land abutting upon and along the East side of said right of way and the West side of the remaining lands of the said B. R. Palmer; Whereas, the said B. R. Palmer has offered the sum of \$150.00 for the said residue parcel of land, containing 0.087 acre, more or less; and the State Highway Commissioner has certified in writing that the same is not required for the uses of the State Highway System, nor for highway or purposes incidental thereto, and has recommended that the same be conveyed to the said B. R. Palmer for the sum of his offer; Now, therefore, as provided for by Section 55-76.6 of the Code of Virginia, as amended, the conveyance of the said residue parcel of land to the said B. R. Palmer, with special warranty of title, for the sum of \$150.00 is hereby approved, and the State Highway Commissioner is authorized to execute and deliver a deed accordingly.

WHEREAS, in connection with Project 2868-01, Route 20, in Orange County, the Commonwealth acquired (a) the project right of way, together with a residue parcel of land containing 0.25 acre, more or less, from the heirs-at-law of James Madison Hoard, deceased, by deed dated February 21, 1950, and recorded in the Clerk's Office of said County in Deed Book 146 at Page 57 and (b) the project right of way from H. C. DeJarnette, et ux, by deed dated April 26, 1950, and recorded in said Clerk's Office in Deed Book 146 at Page 489; said rights of way and residue parcel of land being shown on Project Plan Sheets 8 and 9, the latter lying between the rights of way to be retained for Route 20 and Connection Route 575 with Route 20 and the remaining lands of H. C. DeJarnette; Whereas, H. C. DeJarnette has offered the sum of \$46.00 for the said residue parcel of land; and the State Highway Commissioner has certified in writing that the same is not required for the uses of the State Highway System, nor for highway or purposes incidental thereto, and has recommended that this parcel be conveyed to H. C. DeJarnette for the sum offered; Now, therefore, as provided for by Section 55-76.6 of the Code of Virginia, as amended, the conveyance of the said residue parcel of land to H. C. DeJarnette, with special warranty of title, for the sum of \$46.00 is hereby approved, and the State Highway Commissioner is authorized to execute and deliver a deed accordingly.

WHEREAS, in connection with Route 18, Project 1284-A5, a Limited Access Highway, in Princess Anne County, the Commonwealth acquired all of a certain parcel of land, as shown on Plan Sheet 5, from the National Bank of Commerce of Norfolk, Substituted Trustee w/v of Caldwell Hardy, deceased, by deed dated June 12, 1942, and recorded in the Clerk's Office of said County in Deed Book 218 at Page 9; the normal width of the right of way of said project being 160 feet; Whereas, plans for the further development of said Limited Access Highway have been prepared and designated as Project 1675-02; the normal width of the right of way being 170 feet; Whereas, Mary Lyall Stokes (widow of Dr. P. B. Stokes, deceased) is now the owner of the land abutting upon and along the East side of said 160-foot right of way from the Shafer lands opposite the centerline of said right of way at or near Station 400/56 to the parcel of land acquired by the Commonwealth by deed dated June 12, 1942, as aforesaid, opposite said centerline at or near Station 404/21; and also is the owner of the land abutting upon and along the East side of said parcel of land; and the said Mary Lyall Stokes desires to acquire from the Commonwealth that portion approximately 65 feet in width and containing 20,085 square feet, more or less, of said parcel of land which abuts upon and along the East side of said 170-foot right of way (the Commonwealth retaining the Westerly 5-foot strip thereof), and in exchange therefor, has offered to convey unto the Commonwealth a 5-foot strip of land containing 1925 square feet, more or less abutting upon and along the said lands from opposite Station 400/56 to Station 404/21, approximately, subject to certain conditions prescribed by the Department of Highways, together with the

existing rights and easements of access, light and air on and belonging to said 5-foot strip of land and the remaining land abutting thereupon, and also to pay the Commonwealth the sum of \$1,800.00; Whereas, the State Highway Commissioner has certified in writing that the portion of the said parcel of land approximately 65 feet in width and abutting upon and along the said 170-foot right of way is deemed not required for the uses of the State Highway System, nor for highway or purposes incidental thereto, subject to the said conditions, and has recommended that this portion of land be conveyed to the said Mary Lyall Stokes in accordance therewith and her offer; Now, therefore, as provided for by Section 55-76.8 of the Code of Virginia, as amended, the conveyance of said portion of land lying outside of said 170-foot right of way to the said Mary Lyall Stokes, with special warranty of title, in accordance with her offer, and without any benefits or rights or easements of access, light or air on or appertaining thereto, is hereby approved; provided that no buildings shall be erected or maintained upon the said portion of land; and provided further that if, and in the event, that the State Highway Commissioner, or the successor of the Commonwealth in title or function, shall deem the said portion of land, or any part or parts thereof, necessary for public highway, street or road purposes, then, and in such event, after due notice given to the said Mary Lyall Stokes, or to such party or parties as may then be her successor in title, she, it or they shall sell and convey unto the Commonwealth, or her then successor in title or function, with special warranty of title, all, or such part or parts, of the said portion of land so deemed necessary at the rate of Nine and Nine-tenths cents (\$.099) per square foot, which is approximately the rate per square foot based on 18,160 square feet (the difference between 20,065 square feet and 1925 square feet) at \$1800.00; provided, however, that in addition thereto, the fair value of any improvements then located thereupon shall be paid to her, it or they by the Commonwealth, or her then successor in title or function.

WHEREAS, in connection with a section of Limited Access Highway Route 501, Project 1840-05, in Greensville County, the Commonwealth has acquired, or is acquiring, two certain parcels of land, one with the improvements thereon and within the limits of construction, as shown on Plan Sheet 15, from (1) Walter G. Lee, single, by deed dated September 16, 1953, and recorded in the Clerk's Office of said County in Deed Book 68 at Page 275, and (2) Moses D. Knox, et ux, by deed dated September 17, 1953, and recorded, or to be recorded, in said Clerk's Office (the recorded deed not yet having been received by the Department of Highways); Whereas, certain portions of said parcels of land (two residue parcels) abut upon and along the Northwest side of the project 200-foot right of way, and the Department of Highways entered into an agreement with Lester Roberts, of Esoria, providing for the sale to him of the dwelling on the former Lee parcel of land,

his removal of the same from the project right of way prior to November 2nd, 1958, and the sum of \$1500.00 to be paid by him to the Commonwealth, and in exchange for the conveyance to him by the Commonwealth of the Lee and Knox residue parcels of land; and the State Highway Commissioner has certified in writing that these two residue parcels of land are not required for the uses of the State Highway System, nor for highway or purposes incidental thereto, and has recommended that the same be conveyed to Lester Roberts in accordance with said agreement: Now, therefore, as provided for by Section 35-76.6 of the Code of Virginia, as amended, the conveyance of the said residue parcels of land to the said Lester Roberts, with special warranty of title, and without any benefits, rights or easements of access, light and air with respect to the said Limited Access Highway, is hereby approved; and the State Highway Commissioner is authorized to execute and deliver a deed accordingly, in exchange for the sum of \$1500.00.

WHEREAS, a section of former Route 10, later Route 11 and now Alternate Route 11, in Pulaski County, was reconstructed in or about 1930 approximately along the old road and on the South side of the Norfolk and Western Railroad, in accordance with plans for Project 497-E, and the Commonwealth acquired the 80-foot project right of way from Station 335/88 to Station 346/80 on the North side and Station 336/25 to Station 346/80 on the South side, as shown on plan Sheets 9 and 10, from E. C. Farmer, et ux, by deed dated March 8, 1950, and recorded in the Clerk's Office of said County in Deed Book 65 at Page 470; there being a provision or covenant in said deed as follows: "It is understood that the part of the highway herein conveyed now in the present yard, garden, and orchard is not to be made use of, and party of the first part is to have the privilege of fencing and making use of same, until in the opinion of the proper highway officers, it becomes necessary to use the full 80 foot right of way herein conveyed, when the party of the second part is to move fence to 80 foot line, and move house back and leave in as good condition as found."; the part of said highway (80-foot right of way) covered by said provision or covenant being the Northerly 15-foot portion or strip of said 80-foot right of way, 235 feet in length, and between Stations 341/82 and 345/97: Whereas, some years later, the said section of Route 11 was relocated and constructed upon its present location on the North side of the Norfolk and Western Railroad, and the section reconstructed in or about 1930 (Project 497-E) is proposed to be transferred to the Secondary System, and it is not anticipated that any further widening or realignment of the same will be required: Whereas, by deed dated July 1, 1955, and recorded in said Clerk's Office in Deed Book 155 at Page 335, Laura Farmer, widow (of E. C. Farmer, deceased), et al, conveyed the remainder of the former tract of land on the North side of said 80-foot right of way to R. R. Moore, who proposes to develop the same, and has requested that the Commonwealth exercise her right to the said 15-foot strip of land reserved in the said deed dated March 8, 1950, and move the house back of the same, or convey the said

15-foot strip of land to him; Whereas, the State Highway Commission is of the opinion that the Commonwealth would not be justified in exercising her right to the said 15-foot strip of land and move the house from the same, and the State Highway Commissioner has certified in writing that this strip of land is not required for the uses of the State Highway System, nor for highway, road or purposes incidental thereto, and has recommended that the same be conveyed to the said R. R. Moore; Now, therefore, as provided for by Section 33-76.6 of the Code of Virginia, as amended, the conveyance of the said strip of land as above described to the said R. R. Moore, with special warranty of title, for such monetary consideration as may be approved by the State Highway Commissioner and of the full and complete release of the Commonwealth in connection with the above quoted provision or covenant, is hereby approved, and the said Commissioner is authorized to execute and deliver a deed accordingly.

Moved by Mr. Rawls, seconded by Senator Nelson, that whereas, the Highway Commission on July 28, 1955, approved payment for additions for 45.79 miles of Primary extensions and 112.64 miles of other streets in the City of Hampton, and whereas, certain eligible streets within the City were not included in the original request for payment for said additions, and whereas, the City of Hampton, by resolution of November 12, 1953, has requested approval of a revised mileage effective July 1, 1955, which has been checked by our engineers, now, therefore, be it resolved, that the total Primary extension mileage addition, eligible for payment in accordance with Section 33-113 of the Code of Virginia, as amended, be increased to 44,505 miles, and the other streets addition, eligible for payment in accordance with Section 33-113.2 of the Code of Virginia, as amended, be increased to 119,515.1 miles. Eligibility for payment to be effective, in both cases, beginning the first quarter, July 1, 1955. Motion carried.

It was moved by Senator Nelson, seconded by Mr. Barrow, that whereas, the State Highway Commission is desirous of obtaining the most equitable distribution of funds available for the roads comprising the Secondary System of State Highways in the several counties, and whereas, the State Highway Commission believes that a more equitable distribution will be effected if a fund is created to be distributed to the counties on the basis of the relation that the non-hard surfaced mileage in each particular county bears to the total amount of non-hard surfaced mileage in the State Secondary System, be it resolved, that in making the distribution of Secondary funds for the year 1954-55, and thereafter, that not less than the sum of \$2,000,000 be set aside for distribution on the basis of the non-hard surfaced mileages in each County. Motion carried.

WHEREAS, Section 46-541 of the Code of Virginia of 1952 provides that the State Highway Commission may fix the maximum weight of any motor vehicle or combination vehicles to be operated over a public highway, and whereas, Route 207 from Route 1 at Carnal Church to Route 501 at Bowling Green has now been added to the Heavy Duty System of Highways, and whereas, Section 46-541 allows the statutory weight limits, provided the origin or destination of the trip is on that section of highway, and whereas, Route 2 from its intersection with Route 501 in Bowling Green to its intersection with Route 17 at New Post has previously been posted for a gross weight limit of 16,000 pounds; now, therefore, be it resolved, that the State Highway Commission under authority of Section 46-541 of the Code of Virginia of 1952 restricts that section of Route 501 from its intersection with Route 2 in Bowling Green to the North Corporate Limits of Richmond to a gross weight limit of 16,000 pounds; Furthermore, that this restriction not be effective until March 1, 1954, and that the public be advised of this restriction through the newspapers, the Highway Users Association, the Virginia Road Builders, and other agencies.

WHEREAS, Section 46-556 of the Code of Virginia 1960 provides that the State Highway Commission, may, by general or special order, which may be amended or rescinded from time to time, increase the maximum weights permitted on the road surface of certain highways, or parts thereof, such as in the opinion of the Commission are capable from the standpoint of the design, strength and conditions, of carrying such maximum weights as prescribed in Sub-sections (3) and (4) of this section; and whereas, Sub-section (3) of said Section provides maximum limits of having 18,000 pounds axle weights and gross weights of 40,000 pounds for vehicles having three axles; and whereas, Sub-section (4) of said section provides maximum limits of 18,000 pounds axle weights and gross weights of 50,000 pounds for vehicles having four or more axles; and whereas, Section 46-557, provides that the State Highway Commission shall cause every highway or part thereof, on which the maximum weight per axle and the maximum gross weight have been increased as provided in the preceding Section be marked with appropriate signs indicating respective weight limits permitted; Now, therefore, be it resolved that the State Highway Commission under authority of Section 46-556 of the Code of Virginia 1960 prescribed in Sub-sections (4) and (5) of said Section hereby orders that appropriate signs be posted on the following:

<u>Route No.</u>	<u>From</u>	<u>To</u>	<u>Length (Miles)</u>
259	Route 42 in Broadway	Va.-W.Va. State Line	17.42
207	Route 1 Carnal Church	Milford	<u>9.22</u>
		TOTAL	26.64

Total of 5,868.69 miles in the 50,000 pound system and
31.67 miles in the 40,000 pound system.

*5,861.05 miles in the Primary System.
5.64 miles in the Secondary System

Moved by Mr. Rawls, seconded by Senator Nelson, that whereas, by proper resolution the Board of Supervisors of Page County has requested the discontinuance of certain roads from the Secondary System; and whereas, the Resident Engineer representing the Commission, did post notice and hold a hearing to ascertain whether or not such roads should be discontinued, the proposed discontinuances meeting no opposition, now therefore, be it resolved, that the following roads be discontinued as parts of the Secondary System as provided by Section 55-76.7 of the 1950 Code of Virginia, Amended: effective this date -

Page County - Route 579, from intersection of Route 621 N.E. to a dead end, length 0.20 mile.

Route 644, from a point 0.55 mile S.E. of intersection of Route 616 to intersection of Route 636, length 0.65 mile.

Motion carried.

Moved by Mr. Rawls, seconded by Mr. Barrow, that whereas, the City of Winchester, by letter of November 17, 1953, from Mr. S. L. Grant, City Manager, has requested payment to the City in the amount of \$2,154.93 toward the improvement of Cameron Street, Route 11, Project 5634-01, and whereas, this sum is due the City of Winchester under Chapter 317 of the Legislative Act, approved March 26, 1956, which provides for a \$500 per mile construction fund, and whereas, the fund consists of the following allocations:

1944-45	\$2,154.93
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Now, therefore, be it resolved, that payment be made to the City of Winchester, in the amount of \$2,154.93 for its use in discharging its obligation in the above mentioned project which is now under construction in accordance with plans and specifications of the Virginia Department of Highways. Motion carried.

Moved by Mr. May, seconded by Senator Nelson, that whereas, the City of Alexandria, by letter of December 4, 1953, from Mr. E. G. Heatwole, Director of Finance, has requested payment to the City in the amount of \$4,096.00 toward the improvement of King Street Road, Route 7, Project 1426-M2, and whereas, this sum is due the City of Alexandria under Chapter 317 of the Legislative Act, approved March 26, 1956, which provides for a \$500 per mile construction fund, and whereas, the fund consists of the following allocation:

1942-43	\$4,096.00
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Now, therefore, be it resolved, that payment be made to the City of Alexandria in the amount of \$4,096.00 for its use in discharging its obligation in the above mentioned project which has been constructed in accordance with plans and specifications of the Virginia Department of Highways. Motion carried.

Moved by Mr. Wisor, seconded by Mr. Watkins, that whereas, the City of Bristol, by letter of October 17, 1955, from Mr. Robert L. Morrison, City Manager, has requested payment to the City in the amount of \$5,085.00 toward the improvement of State Street, Route 11, Project 1695-08, and whereas, this sum is due the City of Bristol under Chapter 517 of the Legislative Act, approved March 26, 1956, which provides for a \$500 per mile construction fund, and whereas, the fund consists of the following allocation:

1945-46	\$5,085.00
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Now, therefore, be it resolved, that payment be made to the City of Bristol in the amount of \$5,085.00 for its use in discharging its obligation in the above mentioned project which is now under construction in accordance with plans and specifications of the Virginia Department of Highways. Motion carried.

Moved by Mr. Barrow, seconded by Mr. May, that whereas, the City of Covington, by letter of November 24, 1955, from Mr. J. G. Kyle, City Manager, has requested payment to the City in the amount of \$905.00 toward the improvement of Alleghany Avenue, Route 220, Project 1808-05, and whereas, this sum is due the City of Covington under Chapter 517 of the Legislative Act, approved March 26, 1956, which provides for a \$500 per mile construction fund, and whereas, the fund consists of the following allocations:

1944-45	\$905.00
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Now, therefore, be it resolved, that payment be made to the City of Covington in the amount of \$905.00 for its use in discharging its obligation in the above mentioned project which is to be constructed in accordance with plans and specifications of the Virginia Department of Highways, it being scheduled to advertise for bids in December 1955. Motion carried.

Moved by Senator Nelson, seconded by Mr. Rawls, that whereas, the City of Clifton Forge, by letter of November 20, 1955, from Mr. George E. Nicol, City Manager, has requested payment to the City in the amount of \$1,660.00 toward the improvement of Verge Street, Route 220, Project 1808-02, and whereas, this sum is due the City of Clifton Forge under Chapter 517 of the Legislative Act, approved March 26, 1956, which provides for a \$500 per mile construction fund, and whereas, the fund consists of the following allocation:

1944-45	\$1,660.00
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Now, therefore, be it resolved, that payment be made to the City of Clifton Forge in the amount of \$1,660.00 for its use in discharging its obligation in the above mentioned project which has been constructed in accordance with plans and specifications of the Virginia Department of Highways. Motion carried.

Moved by Mr. Watkins, seconded by Mr. Wycor, that whereas, the City of Staunton, by letter of November 18, 1958, from Mr. Seth Burnley, City Manager, has requested payment to the City in the amount of \$5,454.00 toward the improvement of the Distribution Road, Route 11, Project 1807-03, and whereas, this sum is due the City of Staunton under Chapter 317 of the Legislative Act, approved March 26, 1956, which provides for a \$500 per mile construction fund, and whereas, the fund consists of the following allocation:

1942-45	\$5,454.00
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Now, therefore, be it resolved, that payment be made to the City of Staunton in the amount of \$5,454.00 for its use in discharging its obligation in the above mentioned project which has been constructed in accordance with plans and specifications of the Virginia Department of Highways. Motion carried.

Moved by Mr. May, seconded by Mr. Barrow, that whereas, the Town of Pulaski, by letter of November 20, 1958, from Mr. Julian F. Hirst, Town Manager, has requested payment to the Town in the amount of \$5,194.50 toward the improvement of Randolph Avenue, Route 99, Project 6277-01, and whereas, this sum is due the Town of Pulaski under Chapter 317 of the Legislative Act, approved March 26, 1956, which provides for a \$500 per mile construction fund, and whereas, the fund consists of the following allocations:

1942-43	\$1,751.50
1944-45	1,751.50
1945-46	<u>1,751.50</u>
	\$5,194.50

Now, therefore, be it resolved, that payment be made to the Town of Pulaski in the amount of \$5,194.50 for its use in discharging its obligation in the above mentioned project which has been constructed in accordance with plans and specifications of the Virginia Department of Highways. Motion carried.

Moved by Mr. Rawls, seconded by Senator Nelson, that where a route passes through several counties, the Commission does not deem it advisable to establish a precedent by naming a section of the route within the limits of any one county as a memorial to that county, and that, therefore, the request of the Board of Supervisors of Mathews County to name Route 14 in Mathews County the "Mathews Memorial Highway" be denied and all interested notified. Motion carried.

Moved by Mr. Rawls, seconded by Mr. Barrow, that the request of the Town Council of Cleveland for the transfer of Routes 600, 615 and 616 in Russell County as an extension of Primary Route 52 from Cleveland to Route 64, be denied due to the low volume of traffic now carried by these Secondary Routes. Motion carried.

The Hon. Harold E. Purcell, Member of the House Roads Committee, appeared before the Commission with the following delegation, requesting that former Route 27 from Louisa south to Ferncliff be restored to the Primary System:

Mr. W. E. Crank, Commonwealth's Attorney
Mr. R. E. Massie, Member, Board of Supervisors
Mr. R. E. Trice, Jr., Commissioner of Revenue
Mr. J. B. Hadden
Mr. R. E. Duke
Mr. William A. Cooke,

Resolutions were presented from the Board of Supervisors of Louisa County, Louisa Rotary Club, Louisa Baritan Club, Town Council of Louisa, School Board of Louisa, Louisa Chamber of Commerce, and petition signed by a large number of citizens.

Mr. Purcell suggested that this section of former Route 27 be made a part of Route 206 in order to make it a through road.

After careful consideration it was moved by Mr. Haws, seconded by Mr. May that the request of the Louisa County delegation be denied and Mr. Purcell so advised. Motion carried.

Copies of the supplementary and final reports on the accident at Barret's Ferry Bridge having been previously mailed to the Commission, the Chairman advised that work is now in progress to add mechanical locking devices on all our movable bridges to provide that the span cannot be opened until the barrier gates are closed.

The Washington Metropolitan Area traffic study made by Wilbur Smith and Associates of New Haven, Connecticut, was given the Commission for study.

A brief summary of activities of the Highway Department during Governor Battle's administration and letter of transmittal of December 7, 1953, was read to the Commission.

Each member of the Commission was asked for comments and suggestions.

The Commission decided not to meet on February 9, 1954. The next meeting will be subject to the call of the Chairman.

The Marr Commission report was brought to the attention of the Commission and briefly discussed.

There being no further business, the Commission adjourned
for lunch at 12:00 noon.

Approved -

J. A. Anderson
Chairman.

Attested -

P. W. Rawls
Secretary.