

May 3, 1971

Secondary System
Addition -
Nelson County

Board of Supervisors of Nelson County
Lovington, Virginia 22949

Gentlemen:

As requested in resolution by your Board on April 14, 1971, the following addition to the Secondary System of Nelson County is hereby approved, effective May 3, 1971.

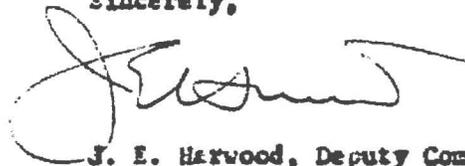
ADDITION

LENGTH

From dead end of Route 618 (off Route 617) to 0.35
mile north.

0.35 Mi.

Sincerely,



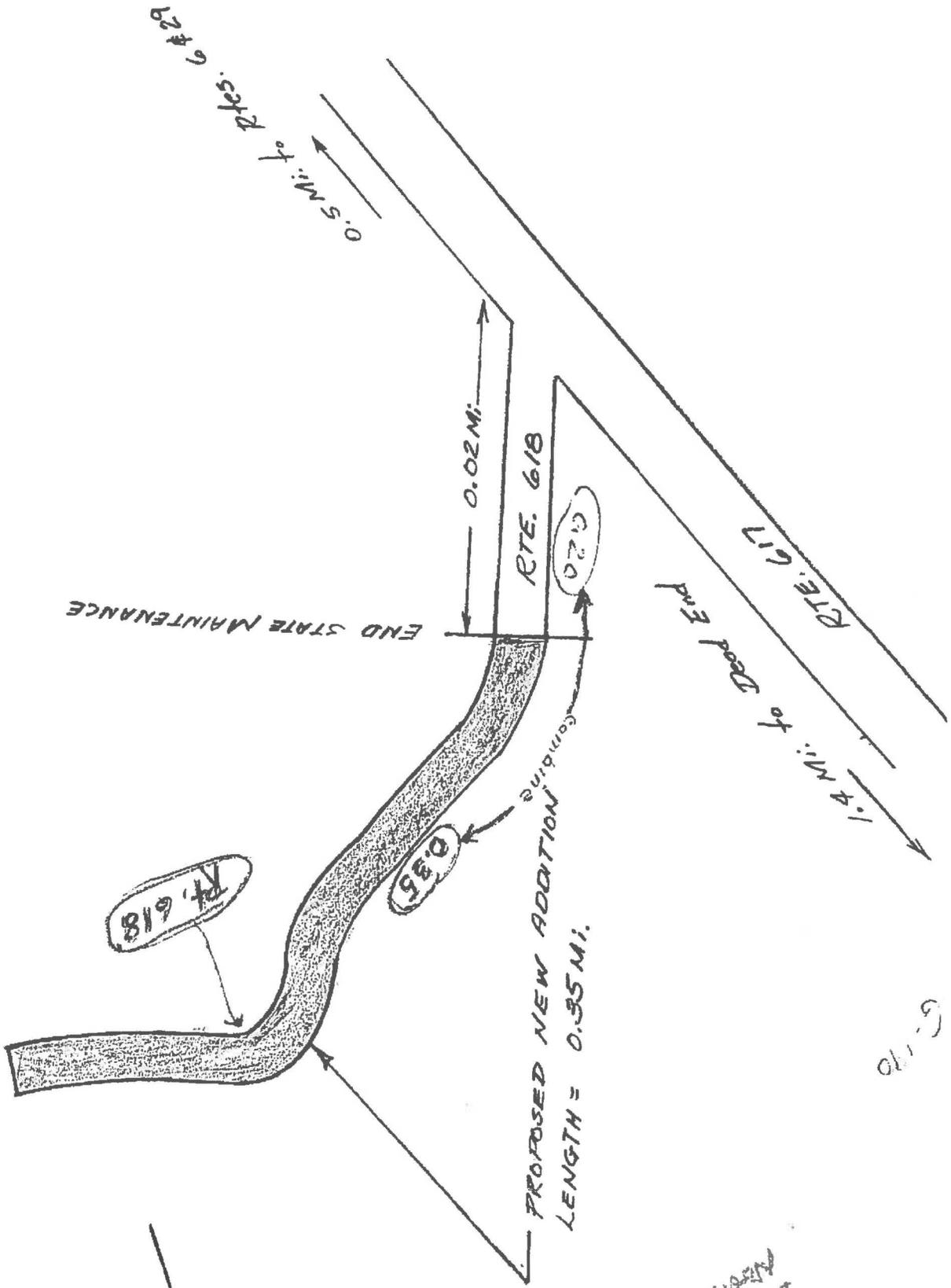
J. E. Harwood, Deputy Commissioner

Copies:

Mr. A. S. Mattox
Mr. P. B. Coldiron
Mr. C. A. Palmer
Mr. J. H. Phillips
Mr. L. H. Dawson, Jr.
Mr. D. E. Keith - Amherst

GAP REVISED BY DDA 7/1/71
CHECKED
RECORDED

Nelson County



April 1971
PRE

COMMONWEALTH OF VIRGINIA
DEPARTMENT OF HIGHWAYS

April 15, 19 71

TO : *BADIXON*
~~Mr. H. G. Elwood~~

FROM : J. H. Phillips

SUBJECT: Changes in the Secondary System of
Nelson County

LOC. & DIST. DIV. APR 20 1971

We are forwarding herewith necessary papers covering one
proposed rural additions (~~additions~~) to (~~areas~~) the Secondary System of
Nelson County

The status of changes for the 70-71 fiscal year is as
follows:

	1 1/2 % Mileage 2 % Initial Alloc.	This Application	Previously Approved	Remaining
Mileage	5.81	0.35	None	5.46
Money	\$ 20,675	\$ 8,135	None	\$ 12,540

REMARKS:
Request #1 for F. Y. 70-71
Location From: Dead End Rte. 618
To: 0.35 Mi. North

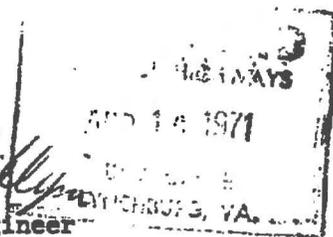
OK BDR

Eff. on approval - BAD

RECEIVED

APR 26 1971

J. H. Phillips
District Engineer



Cc: Resident Engineer

SECONDARY ROADS DIV.

SECONDARY SYSTEM

CONDITIONS—DISCONTINUANCE—ABANDONMENT—REPORT AND RECOMMENDATION

COUNTY Nelson DATE OF RESOLUTION April 14, 1971

PRIOR APPLICATION: If prior application has been made, state action

- 1. By Board _____ Date _____
- 2. By Commissioner _____ Date _____

ADDITION (Attach sketch and resolution)

SECTION REQUESTED: Present Width—Right-of-Way 40 Ft. Length 0.35 Mi.
 Description From dead end Rte. 618 (off Rte. 617) to 0.35 Mi. North.

Service 3 Homes

Condition Not maintainable, untreated soils, gravels, stones, etc.
(If not maintainable, report condition in detail.)

New Construction 0.35 Mi. 16' All Weather Surface, estimated cost \$ 8,135
(State length, type, and cost of new construction required.)

SECTION RECOMMENDED: Present Width—Right-of-Way 40 Ft. Length 0.35 Mi.

Description Same as above

Remarks _____

(If not maintainable, report estimated cost to bring to secondary standards.)

Right of Way recorded in Deed Book 122, Page Number 411 & 415, Date 3-16-71

DISCONTINUANCE (Attach sketch and resolution) N/A

Description _____

Service _____ Length _____ Mi.

Hearing held _____, Date _____

ABANDONMENT (Attach sketch and resolution) N/A

Description _____

Service _____ Length _____ Mi.

* * * * *

RECOMMENDATION

Use words "Accept" "Reject" "Discontinue" or "Abandon"
Give length Accepted, Discontinued or Abandoned

Recommend	Length	Signature	Date	Position
Accept	0.35	<i>D. E. Smith</i>	<u>4-15-71</u>	Resident Engineer
"	"	<i>J. V. Phillips</i>	<u>4-23-71</u>	District Engineer
"	<u>0.35</u>	<i>C. Palmer</i>	<u>4-30-71</u>	Sec. Roads Engr.
		<i>J. Edmund</i>	<u>MAY 3 1971</u>	Deputy Comm.

VIRGINIA:

At a meeting of the Board of Supervisors of Nelson County, held at the Court House thereof on the 14th day of April 1971.

In Re: Addition to the Secondary System of Highways

WHEREAS, various citizens have petitioned for the establishment of a public road extending from the dead end of Route 618 (off Route 617) to a point 0.35 Mi. North of the existing end of Route 618; and

WHEREAS, a duly appointed Board of Viewers has reported to this Board the necessities for the establishment of these Public Roads; and

WHEREAS, deeds have been obtained from all the affected landowners granting an easement and right of way to the County of Nelson for said proposed road; and

WHEREAS, it appears said road is a public necessity and should be established;

THEREFORE, on motion duly made and seconded, the following Resolution was adopted:

BE IT RESOLVED: That the Virginia Department of Highways is hereby requested to take the aforesaid described road into the Secondary System of Highways, and the Board guarantees a right of way of forty (40) feet for this road as recorded in the Clerk's Office of this County.

Motion Carried.

A Copy,

Teste:


Executive Secretary

RW-SRR

SECONDARY RIGHT OF WAY RECORD

County Nelson Route 618 Project _____

Between Route _____ and Route _____

From: 0.20 Mi. N. Rte. 617

To : 0.55 Mi. NE Rte. 617 (0.35 Mi.)

Normal R/W width 40' Type of Document _____

(and/or others)

(3-16-71)

Recorded	Deed	Book <u>122</u>	Page <u>411 & 415</u>
	Plat	Book _____	Page _____
	Resolution of Board 04-14-71	Book _____	Page _____

Remarks: _____

This DEED made and entered into this 8 day of March
~~1965~~ ¹⁹⁷¹ by and between Elsie P. Green, Nathaniel H. Green,
Irene V. Green, Alice G. Berkley

_____ hereinafter designated as Grantors
and NELSON COUNTY, VIRGINIA, Grantee:

- W I T N E S S E T H -

That for and in consideration of the benefits accruing or to
accrue to the grantors, by reason of the location and construction
or other improvement of a public road located (beginning at
the dead end of State Route 618 and
extending 0.35 mile to the north

_____ along, through and over the
lands of the grantors and for further consideration paid by the
grantee to the grantors, receipt of which is hereby acknowledged,
the said grantors hereby GRANT and CONVEY unto said grantee with
General Warranty of Title the land of the grantors needed for the
location, construction or other improvements of said highway, to-wit:

That portion of the lands of the grantors situated in Nelson
County, Virginia, necessary for the establishment of a public road
forty (40) feet wide which is to be located (beginning at
the dead end of State Route 618
and extending 0.35 mile to the north.

The said grantors covenant that they have the right to convey
the said land to the grantee; that they have done no act to encumber
the said land; that the grantee shall have quiet possession of the
land, free from all encumbrances and that they will execute such
further assurances of the said land as may be requisite.

The said grantors covenant and agree for themselves, their heirs
and assigns and successors that the considerations hereinabove
mentioned and paid shall be in lieu of any and all claims to compensa-
tion and damages by reason of the location, construction and mainte-
nance of said highway, including such drainage facilities as may be
necessary.

Witness the following signatures and seals:

Elsie P. Green (SEAL)

Nathaniel H. Green † (SEAL)

Irene V. Green (SEAL)

Alice G. Berkley (SEAL)

_____ (SEAL)

_____ (SEAL)

_____ (SEAL)

_____ (SEAL)

_____ (SEAL)

_____ (SEAL)

STATE OF Virginia

County OF Nelson, TO-WIT:

I, Paul R. Epperly, a Notary Public in and for the state at large and ~~state aforesaid~~, do hereby

certify that Elsie P. Green, Nathaniel H. Green, Irene V. Green, Alice G. Berkley

whose names are signed to the foregoing deed bearing date of 8 March 1971, have this day personally appeared before me and acknowledged the same in ^{the} ~~my~~ County and State aforesaid.

Given under my hand this 8 day of March 1971.

My commission expires the 5 day of July 1974

Paul R. Epperly
Notary Public

State Tax 101 \$ Exempt
Co. Tax 204A \$ _____
State Tax 120 \$ _____
Co. Tax 220A \$ _____

VIRGINIA: In the Clerk's Office of the Circuit Court of Nelson County March 16 1971, This writing was admitted to record at 10:10 o'clock A.M. and the tax imposed by Sec. 58-54.1 of the Code in the amount of \$ -0- has been paid.

TESTE: Edna C. Mitchell Clerk

This DEED made and entered into this 10th day of March
1971, by and between Oliver L. Green and
Myrtle J. Green

_____ hereinafter designated as Grantors
and NELSON COUNTY, VIRGINIA, Grantee:

- W I T N E S S E T H -

That for and in consideration of the benefits accruing or to
accrue to the grantors, by reason of the location and construction
or other improvement of a public road located (beginning at the
dead end of State Route 618 and extending
0.35 mile to the north.

_____ along, through and over the
lands of the grantors and for further consideration paid by the
grantee to the grantors, receipt of which is hereby acknowledged,
the said grantors hereby GRANT and CONVEY unto said grantee with
General Warranty of Title the land of the grantors needed for the
location, construction or other improvements of said highway, to-wit:

That portion of the lands of the grantors situated in Nelson
County, Virginia, necessary for the establishment of a public road
forty (40) feet wide which is to be located (beginning at the
dead end of State Route 618 and extending
0.35 mile to the north.

The said grantors covenant that they have the right to convey
the said land to the grantee; that they have done no act to encumber
the said land; that the grantee shall have quiet possession of the
land, free from all encumbrances and that they will execute such
further assurances of the said land as may be requisite.

The said grantors covenant and agree for themselves, their heirs
and assigns and successors that the considerations hereinabove
mentioned and paid shall be in lieu of any and all claims to compensa-
tion and damages by reason of the location, construction and mainte-
nance of said highway, including such drainage facilities as may be
necessary.

Witness the following signatures and seals:

✓ Oliver L. Green (SEAL)
 ✓ Myrtle J. Green (SEAL)
 _____ (SEAL)

STATE OF New Jersey
 County OF UNION, TO-WIT:

I, Wellington T. Morrison, a Notary Public in
 and for the County of Union and state aforesaid, do hereby
 certify that Oliver L. Green AND Myrtle J. Green

whose names are signed to the foregoing deed bearing date of 10th
March 1971, have this day personally appeared
 before me and acknowledged the same in my presence and State
 aforesaid.

Given under my hand this 10th day of March 1971.

My commission expires the _____ day of _____
 NOTARY PUBLIC OF NEW JERSEY
 My Commission Expires March 15, 1971

Wellington T. Morrison
 Notary Public



State Tax 101 \$ Exempt
 Co. Tax 204A \$ _____
 State Tax 120 \$ _____
 Co. Tax 220A \$ _____

VIRGINIA: In the Clerk's Office of the Circuit Court of Nelson County
March 16, 1971. This writing was admitted to record at
10:10 o'clock A.M. and the tax imposed by Sec. 53-54.1 of
 the Code in the amount of \$ 0.00 has been paid.

TESTE: Edna Mitchell Clerk

Steve Carter

From: Austin Sr., Donald L. (VDOT) <Don.Austin@VDOT.Virginia.gov>
Sent: Tuesday, November 05, 2013 12:01 PM
To: Steve Carter
Cc: Brown, Robert G. (VDOT)
Subject: RE: Nelson County - Subdivision on Green Road (Status of State Road)

Steve:

I discussed with our legal section yesterday and they do not see any issues with going ahead and extending road to the length that was indicated in the resolution and rural addition requested in 1971. Length of addition 0.35 mile with a total road length of 0.55 mile.

It appears that the telephone cable will need to be located to see if any adjustment is necessary and then discuss with the property owner if we can get a turnaround at the end of the extension.

I am going to get Robert to look at the road and see what we need for the extension. The construction may not get done before winter.

Don

From: Steve Carter [mailto:SCarter@nelsoncounty.org]
Sent: Monday, November 04, 2013 9:50 AM
To: Austin Sr., Donald L. (VDOT)
Subject: Nelson County - Subdivision on Green Road (Status of State Road)

Don,

We've gotten a bit more pressure about this subject. Can you advise on the status of a decision on VDOT's improving the road?

Thanks,

Steve

Stephen A. Carter
Nelson County Administrator
P. O. Box 336
84 Courthouse Square
Lovingston, VA 22949
Ph. (434) 263-7001
Fx. (434) 263-7004

From: Austin Sr., Donald L. (VDOT) [mailto:Don.Austin@VDOT.Virginia.gov]
Sent: Thursday, October 31, 2013 4:10 PM
To: Steve Carter
Subject: FW: Emailing: 1971_NELSON_COUNTY.pdf

Steve:

Mr. Gates called and was inquiring on what was going on with Green Rd.

I advised that we had met and it appeared that road was supposed to have been built in 1971 an additional 0.35 miles and for some reason it appears that it wasn't. I advised that I was going to review with our legal section to get an opinion on what we should do on our end. He questioned that the information on the rural addition sketch that originally showed the first part being only 0.02 miles and it had been changed to 0.20 miles. Advised that apparently had been a mistake on the sketch originally and changed in Richmond. I provided him the attached copy of the 1971 map showing the 0.20 mile section before this addition.

Don

From: Austin Sr., Donald L. (VDOT)
Sent: Thursday, October 31, 2013 4:04 PM
To: jpginc@aol.com
Subject: FW: Emailing: 1971_NELSON_COUNTY.pdf

FYI

1971 Nelson County Map- Shows Rte 618 - 0.20 mi

Tim Padalino

From: Austin Sr., Donald L. (VDOT) <Don.Austin@VDOT.Virginia.gov>
Sent: Friday, October 25, 2013 10:56 AM
To: Steve Carter
Cc: Tim Padalino; Kessler, Jeffery B., P.E. (VDOT)
Subject: FW: Approved Hesselbart / Brennan Subdivision Plat
Attachments: Scanned from a Xerox multifunction device001.pdf; Scanned from a Xerox multifunction device001.pdf; Hesselbart_Brennan_Plat_BuckCreekLane2.pdf

Steve:

As discussed attached is information on the Rural Addition that took place in 1971. Also attached is copy of the plat of concern.

I will review the site and will contact you back to discuss options.

Don

From: Tim Padalino [mailto:tpadalino@nelsoncounty.org]
Sent: Thursday, October 24, 2013 5:15 PM
To: Kessler, Jeffery B., P.E. (VDOT)
Cc: Youngblood, Rick D. (VDOT); Liggett, Edward (VDOT); Austin Sr., Donald L. (VDOT); Carter, Stephen [DHCD-CLG] (DHCD); Grant Massie
Subject: RE: Approved Hesselbart / Brennan Subdivision Plat

Jeff,

Thanks very much for your quick response and helpful information. I did a quick to-scale graphic measurement of Green Lane, and the surveyor had shown Green Lane extending precisely 0.55 miles after the intersection with Buck Creek Lane. So thanks again for providing that clarifying information.

In speaking with the concerned citizen once again this afternoon, it's clear that a resolution won't be achieved until some more questions of his are answered -- and I don't have the knowledge to answer this individual's questions (or perhaps am not the correct person to do so).

Ultimately, I would like to communicate further on this situation with Don, since this road is in the Appomattox Residency. Don, is there possibly any day/time next week when you might be available to meet with Steve Carter, myself, and the concerned resident of Green Lane?

In addition, assuming we're able to meet in person, Steve and I can make ourselves available for a conference call ahead of time, in order to get on the same page and discuss the details of the situation.

I'll wait to hear your suggestion about when we might be able to sit down and talk through the situation with the concerned resident. And I certainly appreciate your attention, diligence, and assistance so far -- and look forward to working on this further.

Thanks very much; sincerely,
Tim

Tim Padalino

From: Kessler, Jeffery B., P.E. (VDOT) [mailto:JefferyB.Kessler@VDOT.Virginia.gov]
Sent: Wednesday, October 23, 2013 6:15 PM
To: Tim Padalino
Cc: Youngblood, Rick D. (VDOT); Liggett, Edward (VDOT); Austin Sr., Donald L. (VDOT)
Subject: RE: Approved Hesselbart / Brennan Subdivision Plat

Tim,

VDOT's data base depicts Rte 618 with a length of 0.55 miles beginning at the intersection with Route 617. My documents also indicate that Route 618 has a 40 foot right of way between 0.20 Mi. N of Rte 617 to 0.55 Mi. N of Rte 617 referenced (D.B. 122, Pg. 411, 415). While our records may not be accurate or up to date, we always recommend the surveyor confirm this information at the Court House.

Route

SC-618N (Nelson County) (from 0 to 0.55)

Quick Filter

Filter From: Intersection: [Buck Creek Ln; Rt. 617N/S (Nelson County)] (0.000)

[Edit Filter](#)

Filter To: Intersection: [Dead End] (0.550)

I did observe that the owner dedicated an additional 5 feet of right of way incorrectly to the Commonwealth of Virginia. This dedication should be to the County for public use and maintenance of the roadway, as the County owns/controls the right-of-way or easements on the secondary road system. It is also my understanding that with the County's signature of the plat and its recordation, the County officially accepts this donation. Dedication to others (such as the State) requires a statement/signature block of acceptance on the plat or a separate deed of acceptance.

By copy of this correspondence, I am apprising Don Austin, VDOT Resident Engineer for Nelson County regarding the end of maintenance sign location so his crews may check and correct if needed.

I hope this helps. Please let me know if I may be of further assistance.

Best Jeff

Jeffery B. Kessler, P.E.
Area Land Use Engineer
VDOT - Lynchburg
434.856.8293
JefferyB.Kessler@VDOT.Virginia.gov

From: Tim Padalino [mailto:tpadalino@nelsoncounty.org]
Sent: Wednesday, October 23, 2013 5:09 PM
To: Kessler, Jeffery B., P.E. (VDOT); Youngblood, Rick D. (VDOT); Liggett, Edward (VDOT)
Subject: FW: Approved Hesselbart / Brennan Subdivision Plat

Hello gentlemen,

I'm writing because an unusual circumstance has come to light. I recently approved a plat for a small division of land on Green Lane Route 618, which is a small road off of Buck Creek Lane (which itself is on the northwest side of southbound 29, just inside Nelson County's northeastern boundary).

A citizen residing at the end of Green Lane claims my approval of this land division was done in error. His problem seems to stem (at least in part) from his assumption that his private driveway begins just after the location of the "End of State Maintenance" sign. However, as you can see in the attached plat, the Public ROW for Green Lane extends several hundred feet past that sign – meaning the newly created parcel is accessed by, and fronts on, public road (and not the citizen's private drive).

Assuming the surveyor's work is all accurate, I don't believe the approval of this division is problematic. But it does raise some questions about non-maintained public roads, and how that might affect division of private land, land use permits / entrance permits, etc. I'd like to discuss this situation further with whomever you all determine the correct contact person would be, whether that's someone from among you three or perhaps someone else.

Please let me know your thoughts on the matter, as the citizen is rather upset about what he perceives to be a violation of his property rights.

Thanks in advance for your time and attention to this unexpected matter - - -

Tim Padalino
[434]-263-7090

From: Tim Padalino
Sent: Wednesday, October 23, 2013 4:59 PM
To: Steve Carter (SCarter@nelsoncounty.org); Grant Massie
Subject: Approved Hesselbart / Brennan Subdivision Plat

Hi Steve and Grant,

I'm just writing to notify you of an issue I'm trying to resolve. (You may have already been made aware of this.) This is mostly FYI to stay ahead of the curve, as I'm still in the process of communicating with VDOT, trying to determine what the next steps are (if any).

Jim Gates, who lives on Green Lane (off of Buck Creek Lane), called the P&Z office Monday morning, and then visited this office later the same day, regarding his insistence that my recent approval of a subdivision plat was illegal (or at least not in conformity with the regulations set forth in the Subdivision Ordinance).

Specifically, he claims my approval of a small lot at the end of Green Lane was errant and should never have been allowed. He stated that a lot cannot be divided from a parent parcel if the proposed new lot would front on a private road, without approval of the private property owner (in this case, the private road was thought to be his driveway, which he has personally maintained for 20 years).

The problem seems to be (in part) with Mr. Gates' perception of where his driveway begins and where the public road / public ROW ends. Mr. Gates' position (of the plat being approved illegally / void) is based on the assumption that the "End of State Maintenance" sign is actually the end of the public road. However, as shown on the Hesselbart / Brennan plat (approved on Sept. 17th and attached), the public ROW for Green Lane extends for several hundred feet past the "End of State Maintenance" sign.

This means that the newly created lot does, in fact, have the required 125' minimum frontage on a public road built to State or County standards (as required by Z.O. Section 4-3-5). And this also means that the new lot is not accessed by Mr. Gates' driveway, as he had previously believed; but rather it is accessed by the public ROW Green Lane (albeit beyond the "End of State Maintenance").

However, it does raise the issue of a private parcel being created on a road that is not (currently) maintained by VDOT. Neither our Subdivision Ordinance or Zoning Ordinance address that issue of maintenance. So I'm going to contact Jeff Kessler, Rick Youngblood, and Ed Ligett of VDOT to solicit their guidance and input on this matter.

I'll plan to copy both of you on my correspondence to them; and I just wanted you to be aware of the situation and of my efforts to date, in case you receive a phone call, email, or visit from Jim Gates while I continue to work on this.

Thanks very much - - -
Tim

Timothy M. Padalino
Director | Dept. of Planning & Zoning
County of Nelson, Virginia

phone: [434]-263-7090
fax: [434]-263-7086

P.O. Box 558
80 Front Street
Lovingsston, VA 22949

BOARD OF
SUPERVISORS

THOMAS D. HARVEY
North District

LARRY D. SAUNDERS
South District

ALLEN M. HALE
East District

THOMAS H. BRUGUIERE, JR.
West District

CONSTANCE BRENNAN
Central District



STEPHEN A. CARTER
Administrator

CANDICE W. McGARRY
Administrative Assistant/
Deputy Clerk

DEBRA K. McCANN
Director of Finance and
Human Resources

9 December, 2013

Mr. Jim Gates
750 Green Lane
Faber, VA 22938

Re: Route 681 (Green Lane)

Dear Mr. Gates:

Thank you for your correspondence of November 29, 2013 regarding the above referenced road in Nelson County. In response, Nelson County's records concerning the addition to Route 618 of the secondary system of state highways are limited to the 1971 meeting minutes of the Board of Supervisors, copies of which are enclosed. The County has no information suggesting that the conveyance was handled improperly. Lastly, it is this office's understanding that the question of whether the state has a proper right of way is a matter to be raised by those claiming actual ownership of the roadway.

Respectfully,

Stephen A. Carter
County Administrator

Cc: T. Padalino, Director, Department of Planning and Zoning
File

April 14, 1971

Re: New School Entrance to Lovington Elementary School

It was duly moved and seconded that:

WHEREAS, the Lovington Elementary School entrance roadway, Secondary Route 9276, has been obscured due to construction of Route 29 under State Highway Project 0029-062-104-C507 and a new school entrance has been constructed and approved by the State Highway Commission which new road serves the same purpose as the old roadway.

NOW, THEREFORE, BE IT RESOLVED: That Secondary Rte. 9276 be, and the same hereby is, abandoned as a school entrance road, a total distance of 0.04 mile, pursuant to Section 33-76.12 of the Code of Virginia of 1950, as amended;

And further, that the new location, as shown on the attached sketch, a total distance of 0.18 mi., be, and hereby is, added to the Secondary System of State Highways, pursuant to Section 33-141 of the Code of Virginia of 1950, as amended.

Motion Carried.

(Copy of plat recorded to Plat. Book 7 Page 145)

Re: Addition to the Secondary System of Highways Route 618

WHEREAS, various citizens have petitioned for the establishment of a public road extending from the dead end of Route 618 (off Route 617) to a point 0.35 Mi. North of the existing end of Route 618; and

WHEREAS, a duly appointed Board of Viewers has reported to this Board the necessities for the establishment of these Public Roads; and

WHEREAS, deeds have been obtained from all the affected landowners granting an easement and right of way to the County of Nelson for said proposed road; and

WHEREAS, it appears said road is a public necessity and should be established;

THEREFORE, on motion duly made and seconded, the following Resolution was adopted:

BE IT RESOLVED: That the Virginia Department of Highways is hereby requested to take the aforesaid described road into the Secondary System of Highways, and the Board guarantees a right of way of forty (40) feet for this road as recorded in the Clerk's Office of this County.

Motion Carried.

ment

Re: Forms FHA 400-4, Nondiscrimination Agree/ and FHA 400-1, Equal Opportunity Agreement

On motion duly made and seconded the following resolution was adopted:

BE IT HEREBY RESOLVED, that the Board of Supervisors of the County of Nelson hereby approve the content of and authorize the execution of Forms FHA 400-4, Nondiscrimination Agreement, and FHA 400-1, Equal Opportunity Agreement, by its Chairman.

BE IT FURTHER RESOLVED that the said Chairman be hereby authorized to execute such other forms and documents, including Promissory Notes, Bonds, Security Instruments, Loan Agreements, Grant Agreements and any others as may be required in obtaining loan and/or grant assistance from the United States of America, acting through the Farmers Home Administration.

RESOLVED and done this the 21st day of April, 1971.

Re: Appointing Sam D. Eggleston, Jr., Atty. for Lovington Sanitary District

On motion duly made and seconded the following resolution was adopted:

Be It Resolved: That Sam D. Eggleston Jr., be employed as an Attorney for the Lovington Sanitary District replacing Robert C. Goad who has resigned to become Judge of the Circuit Court.

Copy from Eggleston

April 14, 1971

Re: Disbursements Authorized From Special Emergency Relief Fund

On motion duly made the following resolution was adopted:

Be It Resolved: That the following checks be issued from the Special Emergency Relief Fund:

- | | |
|--|---|
| 1. Earl Napier, Massies Mill, Va. 22454 | \$200.00 |
| 2. Frank P. Wood, Roseland, Va. 22967 | 200.00 |
| 3. Elizabeth Dodd, Roseland, Va. 22967 | <u>\$50.00 for 3 months</u> \$150.00 |
| 4. C. R. Craig, Contractor, Shipman, Va. 22971 | \$400 on bill to James Sprouse
of \$625.00 |
| | \$400.00 |

Re: Lovingson Sanitary District

PETITION OF BOARD OF SUPERVISORS OF NELSON COUNTY,
VIRGINIA, FOR BOND ISSUE ELECTION UNDER SECTION
21-123, OF THE CODE OF VIRGINIA.

On motion duly made the following resolution was adopted:

" BE IT RESOLVED BY THE BOARD OF SUPERVISORS OF NELSON COUNTY, VIRGINIA, that Sam D. Eggleston, Jr., Attorney for the Lovingson Sanitary District, is hereby authorized to petition the Circuit Court of Nelson County, Virginia, on behalf of this Board under the provisions of Section 21-123, of the Code of Virginia, for an order requiring the judges of election at the next election of County Officers, or at any other time not less than thirty days from the date of such order, which shall be designated therein, to open a poll and take the sense of the qualified voters of the Lovingson Sanitary District on the question whether the Board of Supervisors of Nelson County, Virginia, shall issue bonds of the Lovingson Sanitary District in the maximum aggregate amount of Eighty-eight Thousand (\$88,000.00) Dollars, which bonds are to be issued for a specific undertaking, to-wit, the purchase and improvement of the Lovingson Water Supply Company, Inc., from which the Sanitary District may derive revenue for the purpose of raising the necessary funds to carry into effect the terms of that certain contract by and between the Lovingson Water Supply Company, Inc., and the Lovingson Sanitary District dated October 31, 1970. Said bond issue in the maximum aggregate amount of Eighty-eight Thousand (\$88,000.00) Dollars is to be in addition to the bond issue of said Sanitary District previously voted and approved for the purpose of erecting the sewer system of said District."

2. Wherefore, all of the members of said Board of Supervisors do hereby petition the said Court for an Order requiring a bond issue election, in accordance with the provisions of the foregoing resolution and in accordance with the provisions of said Section 21-123, of the Code of Virginia.

DEPARTMENT OF HIGHWAYS
122 East Broad Street
Richmond, Va. 23219

April 28, 1971

Addition and Abandonment
Secondary System
Nelson County

Board of Supervisors of Nelson County
Lovingston, Virginia 22949

Gentlemen:

As requested in resolution by your Board on March 10, 1971, the following addition to and abandonment from the Secondary System of Nelson County are hereby approved, effective April 28, 1971.

April 14, 1971

ADDITIONLENGTH

Sections 4 and 5 of new location of Route 665, between Stations 110+40 and 127+30, Project 0665-062-138, C-501, B-625

0.24 Mi.

ABANDONMENT

Sections 1, 2 and 3 of old location of Route 665, between Stations 110+40 and 127+30, Project 0665-062-138, C-501, B-625.

0.28 Mi.

Sincerely,

J. E. Harwood, Deputy Commissioner

May 3, 1971

Secondary System
Addition -
Nelson County

Board of Supervisors of Nelson County
Lovington, Virginia 22949

Gentlemen:

As requested in resolution by your Board on April 14, 1971, the following addition to the Secondary System of Nelson County is hereby approved, effective May 3, 1971.

ADDITIONLENGTH

From dead end of Route 618 (off Route 617) to 0.35 mile north

0.35 Mi.

Sincerely,

J. E. Harwood, Deputy Commissioner

Re: Appointment of Representatives to the Thomas Jefferson Planning District Board

Hughes Swain, Cliff Wood and Walter A. Hoffman, Jr., were appointed as representatives to the Thomas Jefferson Planning District Board.

Re: Budget for fiscal year beginning July 1, 1972

The Board completed the preparation of the budget for the fiscal year beginning July 1, 1972, and on motion duly made the following resolution was adopted:

Be It Resolved: (1) That the proposed budget for the fiscal year commencing July 1, 1972 is prepared and published for information and fiscal planning purposes only. The inclusion in the budget of any item or items does not constitute an obligation or commitment on the part of the Board of Supervisors of this County to appropriate any funds for that item or purpose. The budget has been prepared on the basis of the estimates and requests submitted to the Board of Supervisors by the several officers and department heads of this County. There is no allocation or designation of any funds of this County for any purpose until there has been an appropriation for that purpose by the Board of Supervisors. The budget is for information and fiscal planning purposes only and will not be approved, adopted or ratified by the Board of Supervisors; and

(2) That this Board will meet on the 12th day of May 1971 at 10:00 o'clock, A. M., at the Courthouse, Lovington, Virginia, at which time and place citizens will be heard for and against the budget for the fiscal year commencing July 1, 1972; and

(3) That the Clerk of this Board is ordered to publish notice of the hearings on the proposed tax increase and the proposed budget, and shall publish a brief synopsis of said proposed budget, as set forth below, in the Nelson County Times, a newspaper having general circulation in Nelson County, at least seven days prior to the date of said hearing as required by law: