

**RESOLUTION TO ACCEPT REAL PROPERTY FROM
THE COMMONWEALTH OF VIRGINIA,
VIRGINIA DEPARTMENT OF TRANSPORTATION**

The university is seeking Board of Visitors authorization to acquire the fee simple title of a portion of the new Research Center Drive by Inter-Agency Transfer Agreement gift/donation from the Commonwealth of Virginia, Virginia Department of Transportation.

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WHEREAS, Virginia Polytechnic Institute and State University's ("Virginia Tech") Board of Visitors approved a land exchange by and between Virginia Tech and the Virginia Tech Foundation, Inc. (the "Foundation") in support of the Virginia Tech/Montgomery Regional Airport Expansion, by Resolution dated March 30, 2015; and

WHEREAS, Virginia Tech and the Foundation planned to include as much of the new Research Center Drive as possible in the land exchange so that Virginia Tech would have control of the roadway adding it to the State's Route 314 system; and

WHEREAS, the Virginia Department of Transportation ("VDOT") required the fee simple title transfer of the land held by the Foundation for the construction of that portion of Research Center Drive; and

WHEREAS, the Foundation conveyed the fee simple title to the land that a portion of the new Research Center Drive was constructed on to the Commonwealth of Virginia by Deed of Gift and Donation dated October 5, 2015, recorded in the Clerk's Office of the Circuit Court of Montgomery County, Virginia, at Instrument Number 2015008109; and

WHEREAS, VDOT has stated it is agreeable to conveying the fee simple title of the portion of the new Research Center Drive it acquired from the Foundation to Virginia Tech; and

WHEREAS, the Foundation is agreeable to the Commonwealth of Virginia, VDOT's conveyance of the roadway to Virginia Tech; and

WHEREAS, Virginia Tech desires to acquire the portion of the new Research Center Drive highlighted in red on the attached Google Earth map that VDOT acquired from the Foundation;

NOW, THEREFORE, BE IT RESOLVED, that the Vice President for Operations, his successors and/or assigns, be authorized to execute the necessary documents to acquire the fee simple title to the portion of the new Research Center Drive from VDOT that VDOT previously acquired from the Foundation, all in accordance with applicable university policy and procedures and the statutes of the Code of Virginia, 1950 as amended.

RECOMMENDATION:

That the above resolution authorizing the Vice President for Operations, his successors and/or assigns, to execute the necessary documents to acquire the fee simple title to the portion of the new Research Center Drive from VDOT that VDOT previously acquired from the Foundation, be approved.

November 4, 2018