

DEED OF VACATION

THIS DEED OF VACATION is made as of Feb, 2019 by and between the TOWN OF VIENNA, VIRGINIA, a body corporate and politic, its successors and assigns (the "**Town**"), Grantor; and THE EVERGREENE COMPANIES, LLC, a Virginia limited liability company ("**Evergreene**"), Grantee.

RECITALS:

A. Evergreene is the owner of property identified on the Fairfax County, Virginia tax records (the "**Tax Records**") as Tax Map No. 38-2-21-0008 and shown on the attached plat entitled "PLAT VACATING A PORTION OF 10' SANITARY SEWER EASEMENT, DEED BOOK 1825 PAGE 41, TOWN OF VIENNA" dated February 26, 2019 and prepared by Land Design Consultants which is incorporated herein by reference (the "**Plat**"), having acquired Tax Map No. 38-2-21-0008 by deed recorded in Deed Book 25215 at Page 1530 among the Fairfax County, Virginia land records (the "**Land Records**").

B. It is the desire and intent of the parties that the Town vacate a portion of the sanitary sewer easement created in Deed Book 1825 at Page 41 among the Land Records as shown on the Plat.

NOW, THEREFORE, for and in consideration of the premises and other good and valuable consideration, the receipt and sufficiency of which are acknowledged, the Town hereby vacates that portion of the sanitary sewer easement created in Deed Book 1825 at Page 41 shown on the Plat as "HATCHED PORTION HEREBY VACATED".

THIS DEED OF VACATION is made in accordance with the statutes made and provided in such cases and with the approval of the proper authorities of the Town of Vienna, Virginia, as shown by the signatures on this Deed of Vacation and on the Plat.

[SIGNATURE PAGES FOLLOW]

Prepared by
Sara T. O'Hara, VSB #23036
O'HARA LAW FIRM, PLC
131 E. Broad Street, Suite 208
Falls Church, Virginia 22046

Return to:
BOX 161

Tax Map No. 38-2-21-0008

WITNESS the following signatures and seal:

APPROVED AS TO FORM:



Steven D. Briglia, Town Attorney

TOWN:

CONSENTED TO on behalf of the Town of Vienna, Virginia by authority granted by said Town.

TOWN OF VIENNA, VIRGINIA

By: _____(SEAL)
LAURIE A. DIROCCO, Mayor

COMMONWEALTH OF VIRGINIA,
CITY/COUNTY OF _____, to-wit:

The foregoing instrument was acknowledged and sworn to before me this ____ day
of _____, 2019 by Laurie A. Dirocco, Mayor of the Town of Vienna, Virginia.

Notary Public

My commission expires: _____
Notary Registration No.: _____

THE EVERGREENE COMPANIES, LLC
a Virginia limited liability company

By: [Signature] (SEAL)
Name: Robert Cappellini
Title: Manager

COMMONWEALTH OF VIRGINIA,
COUNTY OF FAIRFAX, to-wit:

The foregoing instrument was acknowledged and sworn to before me this 9th day
of April, 2019 by Robert Cappellini as
Manager of The Evergreene Companies, LLC on behalf of the company.

[Signature]
Notary Public

My commission expires: January 31, 2023
Notary Registration No.: 123130

