Land Record 789

George Washington Memorial Parkway, MD

Vendor Mount Vernon Ladies Assoc.

MOA: Exchange

DeedDate: 11/23/92

Area: 0.00 acres 0.00 sg. ft

Cost/Assessment: \$0.00

Acquired from-Tracts; 000050 (42.17ac), 000051 (17.09ac), 000055 - 200 feet wide Scenic Easement along south side of Mt. Vernon Mem. Hwy. Conveyed to-Tracts; 000052-A (2.27ac), 000052-C-1(0.018ac.), 000052-C-2 (0.242ac.), 000054-(See 000057), 000053(2ac)



United States Department of the Interior

NATIONAL PARK SERVICE Mid-Atlantic Region 143 South Third Street Philadelphia, PA 19106



IN REPLY REFER TO:

L1425 (MAR-MLR)

DEC 2 1 1992

Memorandum

850/ 87240

Associate Regional Director, Land Use Coordinat To: National Capital Region

Chief, Land Resources Division, Mid-Atlantic Region From:

Subject: Notification of Closing

Title to the following easements have passed to the United States in connection with a land exchange on the George Washington Memorial Parkway:

a. Tract No.: Tract 000050, Fee Simple of 42.17 acres, more or less, vacant land. See Du5; 860 8725; and

Tract 000051, Fee Simple of 17.09 acres, more or less, vacant land.

Tract 000055, Scenic Easement over a strip of land 200 feet in width on the South side of the Mount Vernon Memorial Highway, vacant land except for a portion of the Mount Vernon bicycle trail.

Title to the following tracts of land passed to the Mount Vernon Ladies' Association of the Union:

Tract No .: 000052-A, Fee Simple of 2.2716 acres, more or less, improved with the Mount Vernon Inn, sidewalks, and related improvements. The United States retained certain restrictions on the property.

> 000052-C-1 and 000052-C-2, Fee Simple of 0.26 acres, more or less, with the same restrictions retained as for 000052-A.

000054, Fee Simple subject to the reservation by the United States of all that portion of the road right of way for the George Washington Memorial Parkway and the reservation of a perpetual easement for a parking lot described as Tract 000057.

000053, a non-exclusive easement to provide parking for visitors to Mount Vernon and the Mount Vernon Inn.

b. Name and Address of Vendor: Mount Vernon Ladies' Association of the Union, c/o Neil W. Horstman, Resident Director, Mount Vernon, Virginia 22121.

- c. Location of Property: Mount Vernon, Fairfax County, Virginia
- d. Improvements: As noted above

e. Acreage: As noted above

- f. Date Title Passed: November 30, 1992
- g. Consideration: Equal Exchange of land and interest in land.
- h. Interest: As noted above

In addition, the United States received a check from the Mount Vernon Ladies Association, Inc., in the amount of \$157,995.00 for the concession fee due the United States for the concession contract of the Mount Vernon Inn.

Copies of the deeds and various plats are enclosed for your information. A complete set of the executed deeds and other papers will be sent once a final title opinion is issued.

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Gerald L. Kirwan

cc:

Superintendent, George Washington Memorial Parkway w/enclosures





United States Department of the Interior

NATIONAL PARK SERVICE

NATIONAL CAPITAL REGION 1100 OHIO DRIVE, S. W. WASHINGTON, D.C. 20242



C3823 (NCR-OCM)

22 bec 1992

Mr. Neil Horstman Resident Director Mount Vernon Inn Mount Vernon, Virginia 22121

Dear Mr. Horstman:

This is to acknowledge that the land exchange between the Mount Vernon Ladies Association of the Union and the National Park Service was completed on November 30. In conjunction with our letter dated July 6, and accepted by you on November 23, we look forward to receiving your annual financial report covering the period of operation since the date of your last report together with payment of any additional franchise fees that may be applicable. These submissions will complete the termination of our relationship pursuant to Concession Contract Number CC9900C20053.

We would also like to take this opportunity to wish you great success in your future endeavors at Mount Vernon Inn. The cooperation, assistance, and professional service that you and your staff have provided through the years have been greatly appreciated. Again, the best of luck in the future.

Sincerely,

John J. Parsons

Regional Director, National Capital Region

bcc: Surname/Files LUCE-Mr. Parsons GWMP-Supt. Roberts GWMP-Mr. Pollock OCM-Miss Gammon OCM Files

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QUITCLAIN DEED

THIS DEED, made this 23rd day of Movember , 1992, by and between the <u>UNITED STATES OF AMERICA</u>, Washington, D.C. 20240, hereinafter referred to as the <u>Grantor</u>; and the <u>MOUNT VERNON</u> <u>LADIES' ASSOCIATION OF THE UNION</u>, a Virginia nonstock corporation created and existing under the laws of the Commonwealth of Virginia, located at Mount Vernon, Virginia 22121, hereinafter referred to as the <u>Grantee</u>.

WITNESSETH:

WHEREAS, the Secretary of the Interior is authorized by Public Law No. 493, 70th Congress, 45 Stat. 721, dated May 23, 1928, and Public Law 284, 71st Congress, 46 Stat. 482., dated May 29, 1930 to acquire lands and interests in lands for the Mount Vernon Memorial Highway and the George Washington Memorial Parkway; and

WHEREAS, the Secretary of the Interior is authorized by 16 U.S.C. 460L-22(b) to accept on behalf of the United States title to any non-Federal real property within a unit of the National Park System and to convey by exchange any Federally owned real property or interests therein under his jurisdiction within the same state; and

WHEREAS, the Grantee has agreed to convey to the Grantor, in fee simple, those certain lands identified as Tracts 000050 and 000051, George Washington Memorial Parkway, and a scenic easement over that certain tract identified as Tract 000055, George

Washington Memorial Parkway by a deed to be recorded at the same time as this deed; and

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WHEREAS, the Grantor has agreed to convey or release to the Grantee those certain lands or interests in lands hereinafter identified as Tracts 000052-A, 000052-B, 000052-C-1, 000052-C-2, 000053, and 000054, George Washington Memorial Parkway; and

WHEREAS, the Grantor and Grantee have agreed to reserve unto the benefit of Grantor a perpetual parking easement over a portion of Tract 000054 which easement is designated as Tract 000057; and

WHEREAS, the Grantor and Grantee have agreed to delay execution and recordation of the release of easements affecting Tract 52-B until such time as the title issues concerning Tract 52-B have been resolved.

NOW THEREFORE, in consideration of the Grantee conveying to the Grantor those certain lands or interests in lands described in a deed delivered to the Grantor at the same time as the delivery of this deed, the receipt and sufficiency whereof is hereby acknowledged, Grantor does hereby make the following fee simple conveyances, easement releases and reservation of easements.

I. Tract 000052-A (The Mount Vernon Inn)

Grantor hereby releases, grants, conveys and quitclaims all of its right, title and fee simple interest, without any warranty covenants expressed or implied, unto the Grantee and its successors and assigns, subject to the terms, reservations, restrictions and covenants set forth below, all of the real property located in Fairfax County, designated as Tract 000052-A as shown on the plat prepared by Walter L. Phillips, Incorporated, dated September 28, 1992 and attached hereto, and described as follows:

"Beginning at a point at the southeast corner of the property deeded to the United Stages of America in Deed Book R10 at Page 291 (Parcel 5), said point being 5.5 feet north of the north face of an existing brick wall and S 49° 16' 43" E, 85 feet from the center of the main gate to the Mount Vernon Estate, said point also being a corner of the Mount Vernon Ladies Association of the Union; thence with the line of Mount Vernon Ladies Association of the Union, which line is 5.5 feet north of the average north face of an existing brick wall, N 49° 16' 43" W, 519.20 feet; thence continuing with another line of the Mount Vernon Ladies Association of the Union, N 49° 31' 44" W, 1,220.53 feet to a point; thence through the property of the United States of America the following courses and distances: N 40° 28' 16" E, 19.05 feet to a point; thence S 50° 15' 53" E, 202.69 feet to a point of curvature; thence 146.84 feet with an arc of a curve bearing to the left and having a radius of 9,606.91 feet (tangent length 73.42 feet, chord length 146.84 feet, chord bearing S 50° 42' (09" E) to a point of tangency; thence S 51° 08' 25" E⁺² 427.32 feet to a point of, curvature; thence 370.30 feet with an arc of a curve bearing to the left and having a gadius of 3,733.82 feet, (tangent length 185.30 feet, chord length 370.14 feet, chord bearing S 53° 58' 53" E) to a point of compound curvature; thence 64.45 feet with then arc of a curve bearing to the left and having a radius of 200.00 feet (tangent length 32.51 feet, chord length 64.17 feet, chord bearing S 66° 03' 14" E) / to a point of reverse curvature; thence 226.65 feet with an arc of a curve bearing to the right and having a radius of 317.90 feet, (tangent length 118.38 feet, chord length 221.88 feet, chord bearing S 54° 51' 39" E) to a point of tangency; thence S 34° 26' 10" E, 9.42 feet to a point of curvature; thence 227.21 feet with an arc of a curve bearing to the left and having a radius of 200.23 feet (tangent length 127.60 feet, chord length 215.21 feet, chord bearing S 66° 56' 39" E) to a point in the west line of the property deeded to the Board of Supervisors, Fairfax County Virginia in Deed Book J8 at Page 418; thence with , the west line of the Board of Supervisors, Fairfax County, Virginia and then Mount Vernon Ladies Association and then again with the Board of Supervisors, Fairfax County, Virginia and then again with Mount Vernon Ladies Association of the Union, S 10° 29' 51" W, 194.53 feet to the point of beginning and containing 2.2716 acres more or less."

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AND BEING the same property acquired by Grantor by Deed dated March 7, 1930, and recorded in Liber R, No. 10 at Page 291; by Deed of Donation and Conveyance dated April 18, 1930, and recorded in Liber T, No. 10 at Page 513; by Deed dated December 2, 1931 and recorded in Liber A, No. 11, Page 493; and by Deed dated July 30, 1974, and recorded in Deed Book 4108 at Page 725, among the land records of Fairfax County, Virginia.

By delivering and acceptance of this deed, conveyance of title to Tract 000052-A is subject to the restrictions included herein and mutually agreed upon by the Grantor and the Grantee concerning uses of this property as follows:

1. This tract shall be used primarily for the benefit of visitors to Mount Vernon, and may include a park, restaurants, refreshment stands or snack bars, gift or souvenir shops, visitor contact/information facilities, and comfort stations and rest rooms. No other uses of the property shall be made without prior written approval of the Superintendent, George Washington Memorial Parkway.

2. The exteriors of the Mount Vernon Inn structures existing on this tract as of the date of this deed shall not be altered, expanded, or changed in any manner, or removed, without prior written approval of the Superintendent, George Washington Memorial Parkway.

3. Notifications shall be made to the configuration of the sidewalk's and landscaped areas on this tract without prior written approval of the Superintendent, George Washington Memorial Parkway.

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4. If, in the sole judgment of the Grantae, or its successors or assigns, this tract is no longer needed for the benefit of visitors to Mount Vernon, title thereto shall revert to the Grantor, for the benefit of the George Washington Memorial Parkway or its assigns. The Grantee, or its successors or assigns, shall execute and record in appropriate land records such documentation as may be required of the reversion of title to the tract to the Grantor.

5. This tract shall not be subdivided or otherwise sold as other than a single parcel, and no easements or rights-of-way, over, across, or under this tract shall be granted without the prior written consent of the Superintendent, George Washington Memorial Parkway. Consent for utility casements for the sole benefit of the Grantee, or its successors or assigns, shall not be unreasonably withheld.

6. The Superintendent, George Washington Memorial Parkway, shall have a right, and shall be permitted, at reasonable times and upon prior notice to the Grantee, or its successors or assigns, to enter upon this tract in order to inspect and ascertain whether there is compliance with the restrictions herein.

7. These restrictions shall run with the land, and shall bind the Grantee, and its successors and assigns, in perpetuity.

8. These restrictions shall be incorporated into all subsequent deeds, leases, or concession contracts or agreements for this tract. So The Superintendent, George Washington Memorial

Parkway, shall be notified in writing of any transfer of title to this tract within thirty days of the date of such transfer.

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9. Any right or duty of the Superintendent, George Washington Memorial Parkway, under these restrictions shall be a right or duty of the Superintendent, George Washington Memorial Parkway, or authorized representatives, supervisors, successors or assigns.

10. If any provisions of these restrictions, or the application of them to any person or circumstance, is found to be invalid by a court of law, the remainder of the provision shall not be affected.

11. The fact that any of the restrictions become more valuable than the underlying property interests, or that neighboring properties are put to uses inconsistent with these restrictions, shall not be deemed changed conditions that would allow termination of the restrictions included herein.

II. Tracts 000052-C-1 and 000052-C-2 (Release of Perpetual Easement)

Grantor hereby releases and extinguishes all its right, title and interest, without any warranty covenants expressed or implied, in and to all or part of that portion of land, owned in fee simple by the Mount Vernon Ladies Association, designated as Tracts 000052-C-1 and 000052-C-2 as shown on the plat prepared by Walter L. Phillips, Incorporated and dated September 28, 1992 and described as follows:

Tract 52-C-1

"Beginning at a point at the southeast corner of the property deeded to the United States of America in Deed

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Book R10 at Page 291 (Parcel 5), said point being 5.5 feet north of the north facehof an existing brick wall and S.49º 16' '43" E, 85 feet from the center of the main gate to the Mount Vernon Estate, said point also being a corner of the Mount Vernon Ladies Association of the Union: thence with the common line of the United States of America and Mount Vernon Ladies Association of the Union, and then the common line of the United States of America and the Board of Supervisors, Fairfax County, Virginia , N 10° 29' 51" E, 53,96 feet to the TRUE?POINT OF BEGINNING: thence running with the east line of the United States of America, N 10° 29' 51" E, 79.40 feet to a point, a corner to the property of the Board of, Supervisors, Fairfax County, Virginia; thence departing said east line of United States of America and running with the line of the Board of Supervisors, Fairfax County, Virginia, 5-48° 01' 06" E, 23.00 feet to a point; thence S 26° 43' 32" W. 70.18 feet returning to the true point of beginning and containing 0.0179 acres more or less."

Tract 52-C-2

"Beginning at a point at the southeast corner of the property deeded to the United States of America in Deed Book R10 at Page 291 (Parcel 5), said point being 5.5 feet north of the north face of an existing brick wall and S 49° 16' 43" E, 85 feet from the center of the main gate to the Mount Vernon Estate, said point also being a corner of the Mount Vernon Ladies Association of the Union; thence with the common line of the United States of America and Mount Vernon Ladies Association of the Union, N 10° 29' 51" E, 6.96 feet to the TRUE POINT OF BEGINNING, said point being the southerly corner of the Board of Supervisors, Fairfax County, Virginia; thence leaving the east line of the United States of America and running with the line of the Board of Supervisors, Fairfax County, Virginia the following courses and distances: N.41° 29' 22" E, 46.56 feet to a point; thence N 26° 43' 32" E, 63.47 feet to a point; thence S 48° 01' 06" E, 103.32 feet to a point; thence through the property of Mount Vernon Ladies. Association of the Union, S 33° 49' 18" W, 106.70 feet and N. 49° 14' 46" W, 101.38 feet returning to the true point of beginning and containing 0.2424 acres more or less."

It is the intention of the United States to release and extinguish any and all rights it may have to Tracts 000052-C-1 and 000052-C-2 and acquired by virtue of the Deed dated April 3, 1930

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recorded in Liber T, No. 10, Page 239 among the land vecords of Fairfax County, Virginia, or acquireg in any other manner.

By delivering and acceptance of this deed, conveyance of title, and release of any interest to Tract 000052-C-1 and 000052-C-2 is subject to the restrictions included herein and mutually agreed upon by the Grantor and the Grantee concerning uses of this property as follows:

1. These tracts shall be used primarily for the benefit of visitors to Mount Vernon, and such uses may include a park, restaurants, refreshment stands or snack bars, gift or souvenir shops, visitor contact/information facilities, and comfort stations and rest rooms. No other uses of the property shall be made without prior written approval of the Superintendent, George Washington Memorial Parkway.

2. These tracts shall not be subdivided or otherwise sold as other than single parcels, and no easements or rights-of-way, over, across, or under these tracts shall be granted without the prior written consent of the Superintendent, George Washington Memorial Parkway. Consent for utility easements for the sole benefit of the Grantee, or its successors or assigns, shall not be unreasonably withheld.

3. The Superintendent, George Washington Memorial Parkway, shall have a right, and shall be permitted, at reasonable times and upon prior notice to the Grantee, or its successors or assigns, to enter upon these tracts in order to inspect and ascertain whether there is compliance with the restrictions herein. 4. These restrictions shall run with the land, and shall bind the Grantee, and its successors and assigns, in perpetuity.

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5. These restrictions shall be incorporated into all subsequent deeds, leases, or concession contracts or agreements for these tracts. The Superintendent George Washington Memorial Parkway, shall be notified in writing of any transfer of title to this tract within thirty days of the date of such transfer.

6. Any right or duty of the Superintendent, George Washington Memorial Parkway, under these restrictions shall be a right or duty of the Superintendent, George Washington Memorial Parkway, or authorized representatives, supervisions, successors or assigns.

7. If any provisions of these restrictions, or the application of them to any person or circumstance, is found to be invalid by a court of law, the remainder of the provision shall not be affected:

8. The fact that any of the restrictions become more valuable than the underlying property interests, or that neighboring properties are put to uses inconsistent with these restrictions, shall not be deemed changed conditions that would allow termination of the restrictions included herein.

III. Tract 000054

(Northwest quadrant bounded by State Route 235)

Grantor hereby releases and extinguishes all its right, title and interest, without any warranty covenants expressed or implied, in and to all that portion of the property of the Mount Vernon Ladies Association of the Union acquired from Mrs. Jessie Walker

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Landon, designated as Tract 000054 as shown on the plat prepared by Walter L. Phillips, Incorporated, dayed September 28, 1992 and attached hereto, and described as ipllows:

All that portion of property of the Mount Vernon, Ladies Association acquired from Mrs. Jessie Walker Landon, bounded by the Westerly boundary of the approach road to Mount Vernon known as Virginia State Route No. 235, the Easterly wall of the Mount Vernon Estate and a line perpendicular to said Easterly wall beginning at a point on said wall 1200 feet Northwesterly from the most Westerly corner of the _ land acquired by the United States from the Mount Vernon, Alexandria and Washington Railway Company, (said point on the wall being also approximately 1634.2 feet from the center of the visitor's entrance to the Mount Vernon Estate) and running in a Northeasterly direction to intersect the Westerly boundary of said Route No. 235 near the most Westerly corner of the lands acquired by the United States from said Mrs. Jessie Walker Landon.

It is the intention of the United States to release and extinguish any and all right, title, and interest it may have in the above referenced Tract 000054 by virtue of (i) an Agreement dated May 19, 1931; (ii) a letter dated April 4, 1957, and executed July 8, 1957, by Charles C. Wall, Resident Director of the Mount Vernon Estate; (iii) an easement dated March 10, 1959, and recorded in Deed Book 3869, Page 115 on July 10, 1973; (iv) an easement dated June 5, 1974, and recorded in Deed Book 4046, Page 476 on June 7, 1974; and (v) in any other manner; EXCEPT for (1) the perpetual easement reserved by the Grantor described as Tract 000057 below and (2) any portion of the road right-of-way for the George Washington Memorial Parkway including that portion of land acquired by the United States of America from the Commonwealth of Virginia by a deed dated July 30, 1974 and recorded September 24, 1974 in Deed Book 4108, Page 725.

IV. Tract 000053 (' (Reservation of Perpetudi Ensement)

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The Grantor reserves over a portion of Tract 000054 a perpetual and assignable easement and right-of-way to locate, construct, operate, maintain, and repair a parking lot in, upon, over and across the land described below as Tract 000057, together with the right to trim, cut, fell and remove therefrom all trees, underbrush, obstructions, and any other vegetation, structures, or obstacles within the limits of the easement. The reserved easement area, designated as Tract 000057 as shown on the plat prepared by Walter L. Phillips, Incorporated dated September 28, 1992 and attached hereto, and is described as follows:

"Beginning at a point at the southeast corner of the property deeded to the United States of America in Deed Book R10 at Page 291 (Parcel 5), said point being 5.5 feet north of the north face of an existing brick wall and S 49° 16' 43" E, 85 feet from the center of the main gate to the Mount Vernon Estate, said point also being a corner of the Mount Vernon Ladies Association of the Union; thence running through the property of the United States of "America, N 36° 09' 24" W, 650.86 feet to the <u>TRUE POINT OF BEGINNING</u>, said true point of beginning being the northeast corner to now or formerly Mount Vernon and Camp Humphreys Railway as recorded in Deed Book J8 at Page 407, said point also being in the west line of Mount Vernon Memorial Highway, Route 235; thence with the north line of now or formerly Mount Vernon and Camp Humphreys Railway the following courses and distances:

N 57° 17' 37" W, 283.17 feet to a point; thence

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N 49° 31' 44" W, 649.00 feet to a point; thence N 53° 49' 48" W, 43.24 feet to a point in the north line of now or formerly Mount Vernon and Camp Humphreys Railway; thence through the property of the Mount Vernon Ladies Association of the Union the following courses and distances: N 40° 28' 16" E, 183.24 feet to a point; thence 49° 31' 44" E, 41.29 feet to a point; thence 50° 31' 44" E, 677.92 feet to a point of curvature; thence 231.66 feet with the arc of a curve bearing to the left and having a radius of 1,082.46 feet (tangent length 116.27 feet, chord length 231.22 feet, chord bearing S 56° 39' 36" E) to a point in the west line of Mount Vernon Memorial Highway, Route 235; thence with the west line of Mount Vernon Memorial Highway, Route 235, 28.95 feet with

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the arc of a curve bearing to the right and having a radius of 452.46 feet (tangent length 14.48 feet, chord length 28.94 feet, chord bearing S 31° 22' 36" white a point of tangency; thence S 33° 12' 34" W, 154.94 feet returning to the true point of beginning and containing 4.0794 acres more or less."

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The Grantor also retains any interast it may have to any portion of George Washington Memorial Parkway roadway right-of-way that may exist on Tracts 000052-A, 000052-B and 000054 for the purpose of any reconstruction, repair, use, or maintenance of the parkway. This shall also include the right to drain the roadway and the right of access to maintain the drainage structures associated with the roadway.

V. Tract 000053 (Perpetual Easement over N.W. Parking Lot)

Grantor does hereby grant and convey, without any warranties express or implied, a perpetual easement within the area identified as Tract 000053 as shown on the plat prepared by Walter L. Phillips, Incorporated, and dated September 28, 1992, attached hereto and described as follows:

"Beginning at a point at the southeast corner of the property deeded to the United States of Americal in Deed Book R10 at Page 291 (Parcel 5), said point being 5.5 feet north of the north face of an existing brick wall and S 49° 16' 43" E, 85. feet from the center of the main gate to the Mount Vernon Estate, said point also being a corner of the Mount Vernon Ladies Association of the Union; thence running through the property of the United States of America, N) 29° 49' 56" W, 621.09 feet to the TRUE POINT OF BEGINNING, said true point of beginning being the east line of Mount Vernon Memorial Highway, Route 235; thence with the east line of Mount Vernon Memorial Highway, the following courses and distances : N 27° 55' 17" E, 59.79 feet to a point; thence N 33° 12' 34" E, 43.19 feet to a point of curvature; thence 45.05 feet with the arc of a curve bearing to the left and having a radius of 502.46 feet (tangent length 22.54 feet, chord length 45.04 feet, chord bearing N 30° 38' 26" E) to a point in the east line of Mount Vernon Memorial Highway, Route 235; thence through the property of the United States of America, 368.54

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feet with the arc of a curve bearing to the left and having a $rac{1}{2}$ radius.of 583.00 feet (tangent length 190.66 feet, chord length 362.43 feet, chord bearing N 29° 16' 10" E) to a point; thence 38.28 feet with the arc of a curve bearing to the right and having a radius of 51.00 feet (tangent length 20.09 feet, chord length 37.39 feet, chord bearing Description of a part of the property of the United States of America, Fairfax County, Virginia (Tract 53)' N 23° 54' 41" W) to a point; thence N 83° 01' 51" W, 20.09 feet to a point; thence 225.59 feet with the arc of a curve bearing to the right and having a radius of 920.50 feet (tangent length 113.36 feet, chord length 225.02 feet, chord bearing N 15° 49' 59" E) to a point of compound curvature; thence 223.05 feet with the arc of a curve bearing to the right and having a radius of 71.00 feet and a central angle of 180° 00' 00" (chord length 142.00 feet, chord bearing S 67° 08' 46" E) to a point of reverse curvature; thence 180.98 feet with the arc of a curve bearing to the left and having a radius of 778.50 feet (tangent length 90.90 feet with the arc of a curve bearing to the left and having a radius of 778.50 feet (tangent length 90.90 feet, chord length 180.57 feet, chord bearing \$ 16° 11' 39" W) to a point of tangency; thence \$ 09° 32' 03" W, 76.40 feet to a point; thence N 86° 44' 25" E, 20.40 feet to a point of curvature; thence 36.64 feet with the arc of a curve bearing to the left and having a radius of 28.22 feet (tangent length 21.42 feet, chord length 34.12 feet, chord bearing N 49° 32' 26" E) to a point of tangency; thence N 12° 20' 26" E, 23.34 feet to a point; thence S 77° 39' 34" E, 10.00 feet to a point; thence S 12° 20' 26" W, 32.87 feet to a point of curvature; thence 114.96 feet with the arc of a curve bearing to the right and having a radius of 599.83 feet (tangent length 57.66 feet, chord length 11478 feet, chord bearing S 17° 49' 51" W) to a point; thence N 66° 40' 43" W, 10.00 feet to a point; thence 81.46 feet with the arc of a curve bearing to the left and having a radius of 38.38 feet (tangent length) 68.69 feet, chord length 67.01 féet, chord bearing N 37º 28' 52" W) to a point; thence 448.89 feet with the arc of a curve bearing to the right and having a radius of 667.00 feet (tangent length 233.32 feet, chord length 440.47 feet, chord "bearing S 37° 04' 51" W) to a point; thence 55.37 feet with the arc of a curve bearing to the left and having a radius of 33.70 feet (tangent length 36.23 feet, chord length 49,35 feet, chord bearing 5 88° 21' 20" W) returning to the true point of beginning and containing 2.0000 acres more or less.

The purpose of this easement is to provide parking for visitors to Mount Vernon and the Mount Vernon Inn. The terms and conditions included herein and mutually agreed upon are as follows:

1. The Grantee, or its successors or assigns, shall have the right to allow visitors to its properties known as Mount Vernon and the Mount Vernon Inn to park in the parking areas operated and maintained by the Grantor on the above-identified tract.

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2. The Grantee, or its successors or assigns, shall not have any obligation to maintain or improve the parking areas on the above-identified tract, but may, at its own discretion, do so with prior written approval of the Superintendent, George Washington Memorial Parkway. Any maintenance or improvements to the parking areas undertaken at the discretion of the Grantee, or its successors or assigns, shall be deemed donations to the Grantor, and shall not give rise to any right for reimbursement or to any interest in the property unless otherwise agreed to in writing in advance by the Superintendent, George Washington Memorial Parkway.

3. No transfer or assignment of this easement by the Grantee, or its successors or assigns, in any manner whatsoever shall be completed without the prior written consent of the Superintendent, George Washington Memorial Parkway.

4.² Any right or duty of the Superintendent, George Washington Memorial Parkway, under this easement shall be a right or duty of the Superintendent, George Washington Memorial Parkway, or authorized representatives, supervisors, successors, or assigns.

TO HAVE AND TO HOLD the said premises together with all and singular the rights and privileges thereto belonging unto the said Grantee and its assigns forever.

SUBJECT to those rights outstanding in third parties for existing easements for public roads and highways, public utilities, railroads and pipelines.

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IN WITNESS WHEREOF, the United States of America, the Grantor, acting by and through Robert G. Stanton, Regional Director, National Capital Region, National Park Service, Department of the Interior, and Mount Vernon Ladies Association of the Union, the Grantee, acting by and through Neil W. Horstman, its Resident Director, for the purpose of consenting to the reservation of a perpetual easement over Tract 000057, have hereunto set their hands and seals the day and year first above writtem:

GRANTOR

UNITED STATES OF AMERICA By: Aut. M. Aut. Robert G. Stanton Regional Director National Capital Region National Park Service U.S. Department of the Interior

GRANTER

MOUNT VERNON LADIES ASSOCIATION OF THE UNION

mall By: Neil W. Horstman

Resident Director

DISTRICT OF COLUMBIA

CITY OF WASHINGTON

I hereby certify that on this <u>19th</u> day of <u>MOLEMER</u>, 1992, before me, the subscriber, a Notary Public in and for the Commonwealth of Pennsylvania, personally appeared Robert G. Stanton, to be known and by me duly sworn, who did depose and say that he is the Regional Director, National Capital Region, National Park Service, Department of the Interior of the United States of America, acting on behalf of the United States of America, in the foregoing instrument; that he knows the seal of the National Park Service, Department of the Interior, and that the seal affixed to said instrument is the official seal of the National Park Service, Department of the Interior and was affixed thereto by this order and he acknowledge the said instrument to be the act and deed of the United States of America for the purpose therein expressed.

16

58

Notary Public

My commission expires: _____/1/96

ARTHUR T PETTIFORD

OMMONWEALTH OF VIRGINIA)

My commission expires: DEC.

COUNTY OF FAIRFAX

I hereby certify that on this 2210 day of Maring GC. 1992, before me, the subscriber, a Notary Public in and for the Commonwealth of Virginia, personally appeared Neil W. Horstman, to be known and by me duly sworn, who did depose and say that he is the Resident Director, of the Mount Vernon Ladies Association of the Union; that he knows the seal of the Mount Vernon Ladies Association of the Union, and that the seal affixed to said instrument is the official seal; and was affixed thereto by his order; and he acknowledges the said instrument to be the act and deed of the Mount Vernon Ladies Association of the Union for the purpose therein expressed.

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This Deed prepared by William H. Casterline, Jr. and

David J. Gogal, Blankingship & Keith

with plat attaoned 17 NOV 30 : 1992 RECORDED FAIRFAX CO VA 3. 200 CLERK















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AMERICA AS RECORD AT PORTION OF THIS TED AND EXTINGUISE OE BUILDING IS THRO DED TO LOCATE EASEM (PANY - DB 5533 PG	NEATED ON ASSESSMENT MAP CELS 12, 12A AND 13, MAP TS NOTED IN THE TITLE REP SHOWN ON THIS PLAT: GAS LIGHT CC. EASEMENT - 273 AND DE 7182 PG 41. BOARD OF SUPERVISCES OF NTY - EE.5952 PG 1016 MEDIA GENERAL CABLE - DE MEDIA GENERAL CABLE - DE NEVISIONARY RIGHTS" OF T NEVISIONARY RIGHTS" OF T NAA - DE 2442 PG 109. BOARD OF, SUPERVISCES OF T	NOTES	rs rps VERNON & CANE HUMPH	
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Recorded in Liter J No. 10 Page 239- and Ex. M.S. of anuser Ph A 2 2 0 Aller 202 41) 0 0.0.1 Casa. RECEIVED JUL 12 1930 U. S. DEPARTMENT OF A GRACULTURE CHIEF ENGINEER PUBLIC ROAD Se . 7

GRANT OF RIGHT OF WAY

THIS INDENTURE, Made and entered into this *Mid.* day of *Afric.*, 1930, by and between the MOUNT VERNON LADIES: ASSOCIATION OF THE UNION, a corporation duly incorporated and existing under the laws of the State of *Vaquuia*, and having a place of business at *Mount Vernon Virginia*, party of the first part, and the UNITED STATES OF AMERICA, party of the second part.

WHEREAS, the Government of the United States, pursuant to the Act of Congress of May 23, 1928 (Public No. 493, 70th Congress), proposes to construct a highway connecting Mt. Vernon and the Arlington Memorial Bridge; and

WHEREAS, it is the desire of the Mount Vernon Ladies' Association of the Union to further the commemorative spirit actuating the Government of the United States in the proposed construction and maintenance of the highway, which in part traverses the property of said party of the first part; and

WHEREAS, it is the desire of the Mount Vernon Ladies' Association of the Union to facilitate the acquisition of right of way for the construction and maintenance of said highway; and

WHEREAS, at a regularly called meeting of the Mount Vernon Ladies' Association of the Union, held on May 16, 1929, the following resolution was adopted at Mount Vernon, Virginia:

"BE IT RESOLVED, That the Regent of the Mount Vernon Ladies' Association of the Union be, and she is hereby authorized, to execute such deeds or other instruments as may be necessary on behalf of this association granting to the United States of America such easements as may be found desirable for parking space on property belonging to the Mount Vernon Ladies' Association of the Union, located outside the northern gate of Mount Vernon."

NOW, THEREFORE, THIS INDENTURE WITNESSETH, That in consideration of the premises and the mutual advantages to be derived therefrom, the party of the first part hereby grants a right of way in the nature of a perpetual easement to the United States of America over all those tracts or parcels of land belonging to the party of the first part located outside the northern gate of Mount Vernon, required for the construction and maintenance of the highway, and more particularly bounded and described as follows:

BEGINNING at a pipe marking the corner common to the Mount Vernon Ladies' Association and the Fairfax County properties, (said corner being the southwest corner of the Mount Vernon Ladies Association and the northwest corner of the Fairfax County properties;) thence N. 11°-20' E., 1128.5 feet; thence S. 20°-52' E., 253.1 feet; thence S. 1°-58' W., 914.5 ffeet, more or less, to the north boundary of the Fairfax County property; thence along the line between the Mount Vernon Ladies Association and the Fairfax County properties N. 81°-16' W., 284.5 feet, more or less, to a pipe which is the place of beginning.

Area, 4.720 acres, more or less.

BEGINNING at a pipe, said pipe being S. 11°-20' W., 303.45 feet from a pipe marking the common corner (said corner being the southwest corner of the Mount Vernon Ladies' Association and the northwest corner of the Fairfax County properties); thence S. 47°-18' E., 23 feet; thence S. 27°-34' W., 70.23 feet; thence N. 11°-20' E., 79.4 feet, more or less, to the place of beginning.

Area, 0.018 acre, more or less.

BEGINNING at the southwest corner of the Fairfax County property (said point being also the southwest corner of this parcel of the Mount Vernon Ladies' Association property); thence N. 42°-18' E., 46.65 feet; thence N. 27°-34' E., 63.47 feet; thence S. 47°-18' E., 103.9 feet; thence S. 34°-34' W., 106.7 feet; thence N. 48°-35' W., 102.1 feet, more or less, to the place of beginning.

Area, 0.22 acre, more or less.

WITNESS the following signatures and seals.

MOUNT VERNON LADIES' ASSOCIATION OF THE UNION.

By alice Allichard

ATTEST:

Resident Decedary



COUNTY OF PAINFAX) I of Columbia) To-wit: STATE OF VIRCINIA) Oacid_, a Notary Public in and for the Instrict and State aforesaid, do certify that Alico H. Nichards and Tesident Secular Dodge, Kegent and Harreas respectively, of the Mount Vernon Ladies' Association of the Union, whose names as such are signed to the writing above, bearing date on the $\frac{3}{2}$ day of Sprie, 1930, have acknowledged the same before me in my County aforesaid. I further certify that my commission as a Notary Public expires on the 13 day of December, 1934. GIVEN under my hand and notarial seal this 3 hd A Willer 1930. day of Notary Publ In the Clerk's Office of the Circuit Court of , 1930 Fairfax County, Va. Seff. At_10_0'clock.(.M. This deed was received, duly authenticated and admitted to record Tésté





Reaves, Nicole <nicole_reaves@nps.gov>

Fwd: Mount Vernon Parking Lots

1 message

Romero, Alex <alex_romero@nps.gov> To: Nicole Reaves <nicole reaves@nps.gov> Thu, Oct 24, 2013 at 3:15 PM

Thank you, Alexcy Romero Superintendent George Washington Memorial Parkway 703-289-2500

------ Forwarded message ------From: Helwig, Ben <ben_helwig@nps.gov> Date: Mon, Sep 30, 2013 at 9:29 PM Subject: Re: Mount Vemon Parking Lots To: Alex Romero <alex_romero@nps.gov> Cc: Robert Eaton <robert.eaton@sol.doi.gov>, Thomas Sheffer <thomas_sheffer@nps.gov>, Jon James <jon_james@nps.gov>

Alex-

(b) (5)		

Here is my thumbnail reading:

East Parking Lot

In the deed Mr. Goglol cites from 1932 (attached), it states that the Mount Vernon Ladies Association (MVLA) gave the United States an easement "required for the construction and maintenance of the highway", citing a 1929 resolution by the MVLA to "grant to the United States of America such easement as may be found desirable for parking space on property belonging to MVLA."



West Parking Lot

Again, they are correct, in the 1992 Deed, the west parking area (called Tract 53) is "operated and maintained" by NPS on NPS property, with an easement to Mount Vernon and the Mount Vernon Inn to allow parking there.

(c) (d)

West Parking Lot 2

There is also the "new" parking lot, about 10 years old, on NPS property, not addressed in the letter. I am trying to find the EA from 2004. (b) (5)

Far Western Lot Along 235

Just to make it really confusing, NPS operates a fourth parking area, known as Tract 57 in the 1992 Deed. This parking area is long 235 and contains the Mount Vernon Post Office. Again, this is an easement held by NPS to operate and maintain a parking lot on land owned by Mount Vernon. (b) (5)

On Mon, Sep 30, 2013 at 6:11 PM, Alex Romero <alex_romero@nps.gov> wrote:

Gentlemen please find attached the legal interpretation of the ownership of the Mount Vernon parking lots. I've spoken to some representatives from Mount Vernon and they believe that the parking lots are Under their ownership and we don't have the legal right to close the parking lot. They were not being contentious with me they were just reading what they understood. We need to make a decision fairly quickly if there is a government shutdown midnight today in order to barricade those areas to visitors.

There is also an access point at the east parking lot that we need to allow for their employees and people that live on the grounds. They have agreed to staff the barricaded gate with a security person in the event the parking lots are closed.

Thank you, Alexcy Romero Superintendent George Washington Memorial Parkway 703-289-2500

Begin forwarded message:

From: Barton Groh <Bgroh@mountvemon.org> Date: September 30, 2013, 5:44:19 PM EDT To: "Alex Romero " <alex_romero@nps.gov> Cc: Curt Viebranz <CViebranz@mountvemon.org> Subject: Mount Vernon Parking Lots

Alex – here's the memo from our legal counsel on the visitor parking lots. We look forward to further discussion on the topic, after your attorney has reviewed it.

DEPARTMENT OF THE INTERIOR Mail - Fwd: Mount Vernon Parking Lots

As I'm sure you are also, here's hoping for a timely resolution to the shutdown issue.

Barton Groh, Chief Operating Officer

George Washington's Mount Vernon

P.O. 110

Mount Vernon, VA 22121

703.799.5080 (phone)

703.799.8654 (fax)

bgroh@mountvernon.org

Ben Helwig Chief of Lands and Planning George Washington Memorial Parkway 703-289-2515

2 attachments

1932_Mount Vernon Deed.pdf 291K

1992_Mount Vernon Deed.pdf 2227K