

MINUTES
VIRGINIA OUTDOORS FOUNDATION
QUARTERLY MEETING OF THE BOARD OF TRUSTEES
Department of Forestry, Charlottesville, VA
October 22, 2008

Trustees present: Chairman, Frank M. Hartz, presiding; Mark Allen; Dr. M. Rupert Cutler; Charles H. Seilheimer, Jr.; Jeffrey K. Walker; Harry Atherton. Absent: Molly Joseph Ward.

VOF staff attending:

G. Robert Lee, Executive Director
Leslie Grayson, Deputy Director, Easements
Martha Little, Deputy Director, Stewardship
Tamara Vance, Deputy Director, Easements
Ruth Babylon, Easement Specialist
Sherry Buttrick, Easement Manager
Bobbie Cabibbo, Executive Assistant
Anna Chisholm, Finance Manager
Kristin Ford, Easement Specialist,
Josh Gibson, Easement Specialist
Kerry Hutcherson, Staff Counsel Stewardship

Neal Kilgore, Easement Specialist
Jason McGarvey, Outreach and Communications Manager
Jen Perkins, Easement Specialist
Phillip Reed, Easement Specialist
Renee Russell, Development Coordinator
Amanda Scheps, Stewardship Specialist
Bruce Stewart, Staff Counsel Easements
Estie Thomas, Easement Manager
Laura Thurman, Easement Manager

Also in attendance were

Fred Fisher, Attorney General's Office
Brett Ellsworth, Assistant Attorney General
Heather Richards, Piedmont Environmental Council
Rex Linville, Piedmont Environmental Council
Sara Richardson, VA Dept Conservation & Recreation
Diane Dunaway, VA Dept Conservation & Recreation
Jeremy Stone, VA Dept Conservation & Recreation

Peter Glubiak, Glubiak Law Firm
Todd Hochrein, Virginia Conservation Credit Exchange
Charlie Westbrook, Blueline Conservation Incentives
George Beadles, interested public
Jeannie Adams, Attorney for Mr. and Mrs. Frank Pearl
Bob McGuire, Dominion Virginia Power
David Hurt, Conservation Partners, LLC

Hank Hartz convened the meeting at 11:40 a.m.

Public Comments

George Beedles spoke.

Approval of the Order of Business

Minutes

Hank Hartz called for the approval of the Minutes of the July 9 & 10, 2008 meeting. Motion made to accept Minutes, motion seconded and approved unanimously.

Hank Hartz called for the approval of the Minutes of the September 11, 2008 meeting. Motion made to accept Minutes as presented; motion seconded and approved unanimously.

Directors' Reports

Hank Hartz called on Bob Lee to give the Executive Director's Report. Bob Lee, Martha Little, Amanda Scheps, and Leslie Grayson, gave updates on current program Seilheimer wanted to speak for the record that he is requesting an outline of a volunteer program for VOF. Seilheimer, Hank Hartz and Ms Little agreed to form a committee to explore the subject.

Resolutions

Bob Lee presented a *Resolution to Revise the Recordation Authorization Period for a Virginia Outdoors Foundation Board of Trustees Approved Conservation Easement*. Motion made to adopt Resolution; motion seconded and approved unanimously.

Bob Lee presented a *Resolution to Impose a Fee for Reconsideration of a Proposed Easement after the Recordation Authorization Period has Expired for a Virginia Outdoors Foundation Board of Trustees Approved Conservation Easement*. Motion made to adopt Resolution; motion seconded and approved unanimously.

Bob Lee presented a *Resolution to Set Meeting Dates for Calendar Year 2009 for the Board of Trustees of the Virginia Outdoors Foundation*. Motion made to adopt Resolution; motion seconded and approved unanimously.

Virginia’s Commitment

Hank Hartz recused himself for this portion of the meeting due to his association with Dominion Power. After discussion by board, staff and others including Bob McGuire and Jeannie Adams, a *Resolution on Order of the State Corporation Commission dated October 7, 2008 with Respect to Open-Space Easements* was presented. Two amendments were requested:

- the resolution include language stating “if the states of West Virginia and Pennsylvania determine as did Virginia that this 500k transmission line is necessary”.
- in the last paragraph the words “with the advice of the Attorney General’s Office” be added after (or designee).

Motion made to adopt Resolution as amended; motion seconded and approved unanimously.

Consent Agenda Amendments

Hank Hartz called for Consent Agenda Amendments

1. FAU-VOF-1002 – Leopold – Fauquier – 199.99 acres
2. FAU-VOF-2574 – Pender – Fauquier – 184.83 acres
3. LDN-VOF-494 – Audubon Naturalist Society of the Central Atlantic States, Inc. – Loudoun – 62.28 acres
4. LDN-VOF-1004 – Wolf – Loudoun – 145.22 acres
5. RAP-VOF-1471 – Parrish – Rappahannock – 302.27 acres
6. WES-VOF-2303– Douglas – Westmoreland – 254.5acres
7. WES-VOF-2304 – Douglas – Westmoreland – 277 acres
8. FAU-VOF-1152 – Schaefer – Fauquier – 55 acres

Motion made to approve Consent Agenda Amendments as presented; motion seconded and approved unanimously.

EASEMENT CONSIDERATION - Abingdon

Fant Family and Fant Family Partnership - +/- 344 acres in Grayson County. Amend to: strike last sentence SECTION II.4, paragraph 1. Motion made to approve as amended; motion seconded and approved unanimously.

Hatley - 98 acres in Grayson County – Amend to: remove word “primitive” in Section II.2. and "provided it remains unimproved by utilities"; include language to ensure all dwellings are not visible from Rt. 58 in Section II.2.; strike last sentence SECTION II.4, paragraph 1; Motion made to approve easement as amended; motion seconded and approved unanimously.

Osborne RECONSIDERATION – 376 acres in Grayson County – PTF to remain in place. Motion made to approve as presented; motion seconded and approved unanimously.

Preservation Trust Fund (PTF)

Whitt - 208.86 acres in Washington County w/ a portion in Scott County – Amend to: add “non-commercial” to further describe shooting sheds in Section II.5.; add Brine Water Storage as allowable to Section II.6. and storage facilities to be shielded from view. Motion made to approve easement as amended; motion seconded and approved unanimously. Motion made to fund \$4250; motion seconded and approved unanimously.

Whitt - 53.15 acres, Scott County – Amend to: add “non-commercial” to further describe shooting sheds in Section II.5; add Brine Water Storage as allowable to Section II.6. and storage facilities to be shielded from view. Motion made to approve easement as amended; motion seconded and approved unanimously. Motion made to fund \$4250; motion seconded and approved unanimously.

Martin - +/- 147 acres in Washington County – Amend to: change building set back from road to 400 ft.; allow 5 years within gift of easement to fence remaining cave. Motion made to approve easement as amended; motion seconded and approved unanimously. Motion made to increase funding to \$8500 for survey costs; motion seconded and approved unanimously.

Beamer 176.75 acres in Carroll County – Amend to: strike from Section II.5. “on both sides of the creek” and “from the southern side”; add to same section “livestock excluded from creek within three years of the date of recordation of this easement” Motion made to approve easement as amended; motion seconded and approved unanimously. Motion made to fund \$7300; motion seconded and approved unanimously.

Hudnall – 198 acres in Carroll County - Motion made to approve easement as presented; motion seconded and approved unanimously. Motion made to fund \$6,700; motion seconded and approved unanimously.

Simpkins - +/- 200 acres in Montgomery County – Amend to: there are only 2 dwellings allowed as written in the deed vs. the 3 listed in the summary; delete last sentence Section II.1. regarding BLA’s. Motion made to approve easement as amended; motion seconded and approved unanimously. Motion made to fund \$7,500; motion seconded and approved unanimously.

Hawes RECONSIDERATION – 114 acres in Bath County – Amend to: strike Section II.2. paragraph beginning “permitted dwellings”; add “To protect the scenic values of the Property, no dwelling or other buildings shall be constructed within 200 feet of the National Forest Boundary line without the prior written approval of Grantee VOF with respect to its location to minimize or preclude its visibility from State Route 609 and to protect water quality in Dry Run. It is expressly understood that the Grantor may construct a dwelling west of State Route 609. No dwelling shall be constructed east of Dry Run and farm buildings or structures east of Dry Run shall not in the aggregate exceed 4,500 square feet in ground area without prior written approval from VOF, which approval shall be limited to consideration of the impact of the size, height and siting of the proposed structure on the conservation values of the Property. Motion made to approve easement as amended; motion seconded and approved unanimously.

Hepler - 390.48 acres in Alleghany County – Amend to: strike Section II.2. paragraph beginning “permitted dwellings”; add new language from Stewardship division to SECTION II.3. paragraph beginning “Nothing in this” last sentence; change extinguishment language to language acceptable to VOF legal staff. Motion made to approve easement as amended; motion seconded and approved unanimously.

Roderick RECONSIDERATION - 67.77 acres in Bath County – Amend to remove slant-drilling language. Motion made to approve easement as amended; motion seconded and approved unanimously. PTF funding remains in place.

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Stuart-Williams - 467.845 acres in Rockbridge County – Amend to: add new language for siting of dwellings; add that flash grazing is allowed only in drought conditions. The amount of PTF has been reduced to \$7,300; there is no need for survey. Motion made to approve easement as amended; motion seconded and approved unanimously. Motion made to approve new amount of \$7,300 motion seconded and approved unanimously.

Richardson - 267.51 acres in Northhampton County – PTF funding remains the same and in place. Motion made to approve easement as presented; motion seconded and approved unanimously.

Taylor – 125 acres in Westmoreland County – Amend to: include in language in SECTION II.2. “ the tenant dwelling could be replaced, in another location.” Motion made to approve easement as amended; motion seconded and approved unanimously. Motion made to fund \$8,000; motion seconded and approved unanimously.

EASEMENT CONSIDERATION - Blacksburg

Quinn and Reynolds, LLC - 277.89 acres in Henry County – Amend to add “no willful demolition” to SECTION II.2. Motion made to approve easement as amended; motion seconded and approved unanimously.

Tuck - 245.83 acres in Bedford County – Withdrawn as a PTF project. Amend to: remove all co-hold language from deed; remove Whereas Source Water Protection Area clause. Motion made to approve easement as amended; motion seconded and approved unanimously.

E. Tuck - 146.312 acres in Bedford County – Withdraw as a PTF project. Amend to remove all co-hold language. Motion made to approve easement as presented; motion seconded and approved unanimously.

Wallace - 207.446 acres in Giles County – Amend to: include the words “within such winery buildings” in Section II.2. (iv) at the end of 2nd sentence; include the words “except for one sign that shall not exceed 20 square feet in size, at the beginning of last sentence in Section II.7. Motion made to approve easement as amended; motion seconded and approved unanimously.

Western VA Land and Timber Corp - 174.92 acres in Floyd County – Amend to add in Section II.4 that timbering is subject to existing contract. Motion made to approve easement as amended; motion seconded and approved with a vote of five in favor to 1- with Hank Hartz opposed.

Austinville Limestone Co 182 acres in Wythe County - Motion made to approve easement as presented; motion seconded and approved unanimously.

City of Radford - +/- 66 acres in City of Radford - Motion made to approve easement as presented; motion seconded and approved unanimously.

Courtney - 109.55 acres in Patrick County – Amend to: strike Section II.3.iii; Section 2, iv; Section II.6 paragraph 2, replace word “pasture” with “vegetation”; remove Whereas clauses that refer to “biodynamic agriculture”. Motion made to approve easement as amended; motion seconded and approved unanimously.

Frith - 119.992 acres in Floyd County - Motion made to approve easement as presented; motion seconded and approved unanimously.

Hagan 500 acres in Montgomery County - Motion made to approve easement as presented; motion seconded and approved with a vote of 5 in favor to 1 – Hank Hartz opposed.

Huckleberry Farms LLC 94.59 acres Wythe County - Motion made to approve easement as presented; contingent upon satisfactory resolution of two tracts of land with separate liens and subordination issues being resolved to satisfaction of legal staff and staff; motion seconded and approved unanimously.

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Marshall 303 acres in Carroll County – Amend to remove phrase” remain unimproved by utilities” in Section II.2.
(i). Motion made to approve easement as amended; motion seconded and approved unanimously.

Meador - 162.93 acres in Bedford County – Withdrawn as a PTF project. Amend to remove all co-hold language from deed. Motion made to approve easement as amended; motion seconded and approved unanimously.

Musgrove Family Ltd Partnership – 92 acres in Giles County - Motion made to approve easement as presented; motion seconded and approved unanimously.

EASEMENT CONSIDERATION - Warrenton

Dove - 55.0378 acres in Rappahannock County – Amend to change language from horses to livestock in SECTION II.5. Motion made to approve easement as amended; motion seconded and approved unanimously.

Gunter LC - 102.6874 acres in Fauquier County – Amend to change language in Section II.6. to clarify that the grading allowed in conjunction with an outdoor riding ring is to be modest. Motion made to approve easement as amended; motion seconded and approved unanimously.

International Academy for Preventative Medicine- 890.6188 acres in Fauquier County - Motion made to approve easement as presented; motion seconded and approved unanimously.

Jones - 51.844 acres in Rappahannock County – Motion made to approve easement as presented; motion seconded and approved unanimously.

Miller – 300 acres in Fauquier County – Amend to change language in Section II.6. to clarify that the grading allowed in conjunction with an outdoor riding ring is to be modest. Motion made to approve easement as amended; motion seconded and approved unanimously.

O'Halloran - 123.91 acres Culpeper County – Motion made to approve easement as presented; motion seconded and approved unanimously.

Town of Purcellville - 1271.85 acres in Loudon County – Withdrawn from agenda at towns’ request.

Trope - 148.547 acres in Rappahannock County - Motion made to approve easement as presented; motion seconded and approved unanimously.

EASEMENT CONSIDERATION - Staunton

Plecker Living Trust - 240.28 acres in Bath County - Motion made to approve easement as presented; motion seconded and approved unanimously.

Steel Farm (Cushman, von Arnswaldt & Marsh) - 222.240 acres in Augusta County - Motion made to approve easement as presented; motion seconded and approved unanimously.

Thompson - 292.89 acres in Rockbridge County - Motion made to approve easement as presented; motion seconded and approved unanimously.

White Family LLC - 79.331 acres in Bath County - Motion made to approve easement as presented contingent upon this property being removed from the growth zone or receipt of a Resolution from the Board of Supervisors that it does not conflict with the Comprehensive Plan of Bath County; motion seconded and approved unanimously.

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Wise – 205 acres in Augusta County – Amend to: make buffer fence a minimum of 15’ versus 35’; change ‘roads’ to ‘road’ allowed across the property to other lands owned by the grantor. Motion made to approve easement as amended; motion seconded and approved unanimously.

Dowler AMENDMENT (RBG-1507) - 43.96 acres in Rockbridge County - Motion made to approve easement as presented; motion seconded and approved unanimously.

Brubaker - +/- 200 acres in Bath County – Motion made to approve easement as presented contingent on clear title; motion seconded and approved unanimously.

Burns - 603.83 acres in Bath County – Amend to: reduce numbers of parcels from 4 to 3; number of dwellings from 8 to 6. Motion made to approve easement as presented; motion seconded and approved unanimously.

Cunningham - 94.677 acres in Highland County – Motion made to approve easement as presented; motion seconded and approved unanimously.

Elliott & Jones - 859.89 acres in Bath County - Motion made to approve easement as presented; motion seconded and approved unanimously.

Gilbert - 233.11 acres in Rockbridge County – Amend to: add new language from Stewardship division to SECTION II.3. last sentence in Paragraph beginning “Nothing in this”; return to template language SECTION II.4 regarding clear cutting. Motion made to approve easement as amended with strong recommendation that livestock be restricted from buffers; motion seconded and approved unanimously.

Moneymaker (Main Farm) - 339.27 acres in Rockbridge County – Motion made to approve easement as presented; motion seconded and approved unanimously.

Moneymaker (Jerry's Farm) - 92.34 acres in Rockbridge County – Motion made to approve easement as presented; motion seconded and approved unanimously.

Peebles - 228.4 acres in Bath County - Motion made to approve easement as presented; motion seconded and approved unanimously.

EASEMENT CONSIDERATION – Charlottesville

Alliger - 155.46 acres in Albemarle County – Amend to add DRPT expansion language with “not to exceed single strip not to exceed 60 feet”. Motion made to approve easement as amended; motion seconded and approved unanimously.

Alliger - 155.46 acres in Albemarle County – Amend to add DRPT expansion language with “not to exceed single strip not to exceed 60 feet”. Motion made to approve easement as amended; motion seconded and approved unanimously.

**MINUTES
VIRGINIA OUTDOORS FOUNDATION
QUARTERLY MEETING OF THE BOARD OF TRUSTEES
Department of Forestry, Charlottesville, VA
October 23, 2008**

Trustees present: Chairman, Frank M. Hartz, presiding; Mark Allen; Dr. M. Rupert Cutler; Charles H. Seilheimer, Jr.; Jeffrey K. Walker; Harry Atherton. Absent: Molly Joseph Ward.

VOF staff attending:

G. Robert Lee, Executive Director
Leslie Grayson, Deputy Director, Easements
Martha Little, Deputy Director, Stewardship
Tamara Vance, Deputy Director, Easements
Ruth Babylon, Easement Specialist
Sherry Buttrick, Easement Manager
Bobbie Cabibbo, Executive Assistant
Anna Chisholm, Finance Manager
Kristin Ford, Easement Specialist

Josh Gibson, Easement Specialist
Neal Kilgore, Easement Specialist
Kerry Hutcherson Staff Counsel Stewardship
Jen Perkins, Easement Specialist
Phillip Reed, Easement Specialist
Bruce Stewart, Staff Counsel Easements
Estie Thomas, Easement Manager
Laura Thurman, Easement Manager

Also in attendance were:

Fred Fisher, Attorney General's Office
Brett Ellsworth, Assistant Attorney General
Rex Linville, Piedmont Environmental Council
Heather Richards, Piedmont Environmental Council
Sara Richardson, VA Dept of Conservation & Recreation
Jeremy Stone, VA Dept of Conservation and Recreation

Tom Chapman, Montpelier Foundation
Charlie Westbrook, Blueline Conservation Incentives
Cornelia Christian, Conservation Partners, LLC
Mr. Payne, landowner
Frank Thomas, Attorney

Meeting convened at 8:40 a.m. by Hank Hartz.

EASEMENT CONSIDERATION - Tappahannock

Frishcorn - 264.21 acres in Essex County – Amend to add no build area. Motion made to approve easement as amended; motion seconded and approved unanimously.

Harris - 78.22 acres in Northumberland County - Motion made to approve easement as presented with strong recommendation to adopt no mowing season; motion seconded and approved unanimously.

Harris - 43.46 acres in Northumberland County - Motion made to approve easement as presented; motion seconded and approved unanimously.

Jacks Hill LLC – 182 acres in Caroline County – Amend to: change deed to indicate whether it is partial or full purchase; change buffer clause to align with Chesapeake Bay Act. Motion made to approve easement as amended; motion seconded and approved unanimously.

Latane - 94.29 acres in Westmoreland County – Amend to change acreage to 92.94 acres; change buffer clause to align with Chesapeake Bay Act. Motion made to approve easement as amended; motion seconded and approved unanimously.

Newhall – 319 acres in King George County – Motion made to approve easement as presented; motion seconded and approved unanimously.

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Shackleford - 373.93 acres in King and Queen County – Amend to reduce to 3 dwellings allowed and aggregate sq. footage is reduced. Motion made to approve easement as amended; motion seconded and approved unanimously.

Tune - 70.39 acres in Westmoreland County – Amend to correct acreage to 67.9; change buffer clause to align with Chesapeake Bay Act. Motion made to approve easement as amended; motion seconded and approved unanimously.

Zuger - 7.7 acres in Northumberland County – Amend to remove 1% impervious cap limit; reduce house from 4500 to 3500 sq. ft. with *siting approval*; 2500 sq. ft. cap on outbuildings, structures and improvements. Motion made to approve easement as amended; motion seconded and approved unanimously.

EASEMENT CONSIDERATION - Charlottesville

Payne – RECONSIDERATION - 221.218 acres in Nelson County - Amend to remove “in the event that a permitted division of the property” in Section II.1. Motion made to approve easement as amended motion seconded and approved unanimously.

Harris - 623.55 acres in Rockbridge County – Amend to: no dwelling to be visible from 677; remove language referencing colors SECTION II.2.ii & iv.; sink hole protection is only for ones that show up on BDR; clarifying language in deed that historic buildings is defined as those referenced in BDR. Motion made to approve easement as presented; motion seconded and approved unanimously.

EASEMENT CONSIDERATION - Richmond

RLP Investments, Robinson Tract - 97.81 acres in Amelia County – Amend to: remove VLCF road review and farm plan language; remove 200’ buffer on access road; review Whereas Clauses for accuracy; add revised VOF Wetland Mitigation language that allows for our approval of any plans. Motion made to approve easement as amended; motion seconded and approved unanimously.

Pembleton Investments, Stocks Creek Tract - 393.21 acres in Amelia County – Amend to: remove VLCF language; change 200’ set back to 200 ft. no cut set back once homes are built; clean up Whereas clauses; add revised VOF Wetland Mitigation language that allows for our approval of any plans, change deed to reflect correct owner Pembleton Investments. Motion made to approve easement as amended; motion seconded and approved unanimously.

Armistead - 387.74 acres in Prince George County – Amend to: clarify language concerning docks, i.e. one dock with each parcel; remove eagles nest protection language if not required by Game and Inland Fisheries; Motion made to approve easement as amended; motion seconded and approved unanimously.

Goldbach - 65.58 acres in Suffolk County – Amend to: revise language SECTION II.2.iv to better reflect the existing right of way adjacent property; Motion made to approve easement as amended contingent upon satisfactory resolution of bank lien issues; motion seconded and approved unanimously.

Hargrove - 107.58 acres in Hanover County – Amend to: add language to keep airstrip as grass; strike paragraph 2 in SECTION II.1; add language in SECTION II.2.(i) paragraph 2 to clarify that replacement house cannot exceed exact sq. footage of current house. Motion made to approve easement as amended; motion seconded and approved unanimously.

Heard - 694.5 acres in Southampton County – Motion made to approve easement as presented; motion seconded and approved unanimously.

Page - 117.38 acres in Hanover County – Amend to: strike SECTION I, paragraph 2; in SECTION II.2.iii change 200 feet to 350 feet; in SECTION II.3.v change to say “. . .external appearance, specifically including but not limited to weddings, civic gatherings, sale of antiques and summer camp events; add language in SECTION II.2.(i) paragraph 2 to clarify that replacement house cannot exceed exact sq. footage of current house. Motion made to approve easement as amended; motion seconded and approved unanimously.

Pembleton Investments, Chisholm Tract - 206.778 acres in Louisa County – Amend to: remove VLCF language, clean up Whereas clauses; add revised VOF Wetland Mitigation language that allows for our approval of any plans. Motion made to approve easement as amended; motion seconded and approved unanimously.

Pembleton Investments, Legge Tract - 234.231 acres in Amelia County – Amend to: remove VLCF language, clean up Whereas clauses; add revised VOF Wetland Mitigation language that allows for our approval of any plans; remove 200’ building set back from road. Motion made to approve easement as amended; motion seconded and approved unanimously.

Full Stream Farm RECONSIDERATION - +/-105 acres in Goochland County - Motion made to approve easement as presented; motion seconded and approved unanimously.

Amelia RECONSIDERATION – 1,613 acres in Amelia County – Amend to: add revised VOF Wetland Mitigation language that allows for our approval of any plans; clean up Whereas clauses. Motion made to approve easement as amended; motion seconded and approved unanimously.

EASEMENT CONSIDERATION - Charlottesville

Southern Highlands LLP French - 1,112.476 acres in Albemarle County – Amend to: move SECTION II.3. (vii) and incorporate in (iv); in SECTION II.5 add (iv) driveways and forest roads. Motion made to approve easement as amended; motion seconded and approved unanimously.

Tucker - 65.58 acres in Charlotte County – Amend to change Section II.2.iii – move “ and for the purposes of this...” to its own paragraph. Motion made to approve easement as amended; motion seconded and approved unanimously.

White & White Thompson Development Corp. - 279.43 acres in Pittsylvania County – Amend to exempt 2.5 acre tract from scenic set back requirements. Motion made to approve easement as presented; motion seconded and approved unanimously.

Wolanski - 316.59 acres in Amherst County – Amend to: include 500’ setback from road; change SECTION II.2.(i) from two dwellings per parcel to six dwellings with an aggregate of 19,500 sq. ft.; three house sites with secondary dwellings to be either not farther than 200’ from primary or not visible from public road. Motion made to approve easement as presented; motion seconded and approved unanimously.

Kilpatrick- RECONSIDERATION 499 acres in Goochland County - Motion made to approve easement as presented; motion seconded and approved unanimously.

Farm Ltd. Partnership II, LLP- 141.36 acres in Albemarle County – Amend to: put back four Whereas clauses from template before “Now, Therefore” paragraph; revert to template in SECTION IV; fix BLA language; in SECTION II 5.iii. remove sentence, “Livestock may graze up to and in. . .”. Motion made to approve easement as amended; motion seconded and approved unanimously.

Hollerich - 405.68 acres in Madison County – Amend to fix deed in Section II.2(v) paragraph 3 to correct 1,10 to 1,100. Motion made to approve easement as amended; motion seconded and approved unanimously.

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Marshall - 132.5 acres in Pittsylvania County – Amend to: add ‘Salubria’ language for Route 360; add language to establish current footprint of vehicles stored on property and include that any vehicles stored outside current footprint must be screened from public view; add 20-year sunset/extinguishment for vehicles. Motion made to approve easement as amended; motion seconded and approved unanimously.

Sanford - 159.34 acres in Orange County – Amend to fix deed to reflect 159.34 acres; Motion made to approve easement as amended; motion seconded and approved unanimously.

Taylor +/- 600 acres in Orange County – Amend to: add language to SECTION II.vii. for parking areas; can depict living museum history reenactments and if buildings occupied it counts towards dwellings. Motion made to approve easement as amended; motion seconded and approved unanimously.

Wagner - 142.372 acres in Madison County - Motion made to approve easement as presented; motion seconded and approved unanimously.

National Trust for Historic Conservation in the US Montpelier (East Woods) - 200.027 acres Orange County – Amend to:

- ensure the Virginia Department of Historic Resources, Virginia Landmarks Register, and the National Register of Historic Places are correctly named;
- add “historic” to purpose
- ensure staff sorts out gift/sale language
- add ‘two-story’ limit to outbuildings unless there is a gabled roof which would be 3 stories
- change ‘structures’ to ‘buildings’ where needed
- change in Notice C: to ‘grantee’ vs plural
- change in Notice C 7 days to 14 days
- take out “and Additional Grantee” in Timber Management Section
- ensure sign paragraph does not have duplicate language (see (e.) and (g.))
- ensure notice provision allows for sufficient response time
- add in provision that failure to act does not nullify easement ‘of any party’
- change VOF address to the new Richmond office
- use same definition of ‘mission-related’ as used in Chicken Mountain easement
- add parking areas in roads section
- add bathroom facilities allowed in camping areas
- add the word “ground area” to sq. footage allowed for kiosks
- address definition of “farm buildings” and relationship to “use clause”

Motion made to approve easement as amended; motion seconded and approved unanimously.

National Trust for Historic Conservation in the US Montpelier (Chicken Mountain) – 245 acres in Orange County –

- ensure the Virginia Department of Historic Resources, Virginia Landmarks Register, and the National Register of Historic Places are correctly named;
- add “historic” to purpose
- ensure staff sorts out gift/sale language
- add ‘two-story’ limit to outbuildings unless there is a gabled roof which would be 3 stories
- change ‘structures’ to ‘buildings’ where needed
- change in Notice C: to ‘grantee’ vs plural
- change in Notice C 7 days to 14 days
- take out “and Additional Grantee” in Timber Management Section
- ensure sign paragraph does not have duplicate language (see (e.) and (g.))
- ensure notice provision allows for sufficient response time

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- add in provision that failure to act does not nullify easement ‘of any party’
- change VOF address to the new Richmond office
- add parking areas in roads section
- add bathroom facilities allowed in camping areas
- add the word “ground area” to sq. footage allowed for kiosks
- address definition of “farm buildings” and relationship to “use clause”

Motion made to approve easement as amended; motion seconded and approved unanimously.

Perdue Barboursville, LLC - 138.884 acres in Orange County – Amend to: add back missing Whereas clauses; strike Whereas clause # 12; in SECTION II.2.iii(b) add criteria for approving location of indoor riding area to reduce visibility from road. Motion made to approve easement as amended; motion seconded and approved unanimously.

Poulson – 173.75 acres in Orange County – Amend to: add requirement that approval of new house is necessary “if visible from road, railroad or historic house”; review railway expansion language and revert to VOF version if necessary. Motion made to approve easement as amended; motion seconded and approved unanimously.

Pryor – 293.55 acres in Amherst County – Amend to: change SECTION II.2.ii to delete “the existing” in front of non- residential outbuildings; SECTION II.2.iii add language to permit existing farm buildings to be replaced at current locations or alternations. Motion made to approve easement as amended; motion seconded and approved unanimously.

Foster 225.13 acres in Campbell County - Motion made to approve easement as presented; motion seconded and approved unanimously.

Easement Consideration - RICHMOND

F & P Land and Timber – Smokey Hollow – Int Tract - 1858.52 acres in Amelia County – Amend to: add revised VOF Wetland Mitigation language that allows for our approval of any plans and additional language; remove 200’ building set back from road; revise to 1722.99 acres; clear up mineral rights language on one parcel; fix Whereas clauses, expand from 200’ to 500’ no build setback along all public roads. Motion made to approve easement as amended; motion seconded and approved unanimously.

F & P Land and Timber – Smokey Hollow – River Tract - 3485.62 acres in Amelia & Prince Edward Counties – Amend to: revise acreage to 3325.44; add revised VOF Wetland Mitigation language that allows for our approval of any plans and additional language; remove 200’ building set back from road; expand from 200’ to 500’ no build setback along public roads; fix Whereas clauses to be consistent; change language in dwellings to ensure that if outparcels are inhabited there is access and utilities; change to 12 parcels and 24 dwellings. Motion made to approve easement as amended but strongly encouraging the reduction of parcels and dwellings; motion seconded and approved unanimously.