

RESOLUTION
FOR
RESERVATION OF LAND FOR PUBLIC USE

WHEREAS, Miller and Smith at Quercus, a Maryland Limited Liability Company is the owner of certain lands comprising 258.8 acres, more or less, unimproved, situated in Montgomery County, Maryland, Election District No. 6, located west of Piney Meetinghouse Road and south of Boswell Lane, said lands having been conveyed to Miller and Smith at Quercus, LLC by deed dated February 9, 1998, and recorded among the Land Records of Montgomery County, Maryland, in Liber 15544 at Folio 631; and

WHEREAS, the said property lies within the proposed Piney Grove Serpentine Barrens Conservation Park as shown upon the Approved and Adopted Potomac Subregion Master Plan, as amended, by the Maryland-National Capital Park and Planning Commission after public hearings as a part of the General Plan of the Maryland-Washington Regional District, pursuant to the provisions of Article 28 of the Annotated Code of Maryland; and

WHEREAS, the said Piney Grove Serpentine Barrens Conservation Park is deemed an important addition to the park system to serve Montgomery County, and the said property is accordingly required for public use; and

WHEREAS, studies and field reconnaissance made by staff of the Park and Planning Commission indicate the feasibility of creating this park as shown on plans prepared by the technical staff of this Commission and emphasize the need to preserve the required property against loss or encroachment;

NOW, THEREFORE, BE IT RESOLVED that, pursuant to the provisions of Article 28 of The Annotated Code of Maryland, and the Regulations for the Subdivision of Land for the Maryland-Washington Regional District in Montgomery County, Maryland, adopted by the Montgomery County Council October 17, 1961, and by virtue of its authority to administer said regulations, the Montgomery County Planning Board of the Maryland-National Capital Park and Planning Commission hereby declares the above-described land, comprising 252.8 acres, more or less, to be a Reservation of Land for Public Use, said land to be used for the proposed Piney Grove Serpentine Barrens Conservation Park; and

BE IT FURTHER RESOLVED that certified copies of this Resolution be transmitted to the Supervisor of Assessments and the Director of Finance of Montgomery County and to the Washington Suburban Sanitary Commission, advising said offices of the tax abatement provisions of Article 28 of the Annotated Code of Maryland, with respect to such Reservation of Land for Public Use, so that the land so reserved may be exempted from the levy of State and County taxes for a period of three years beginning July 1, 2003; and

BE IT FURTHER RESOLVED that a certified copy of this Resolution be transmitted to the property owners; and

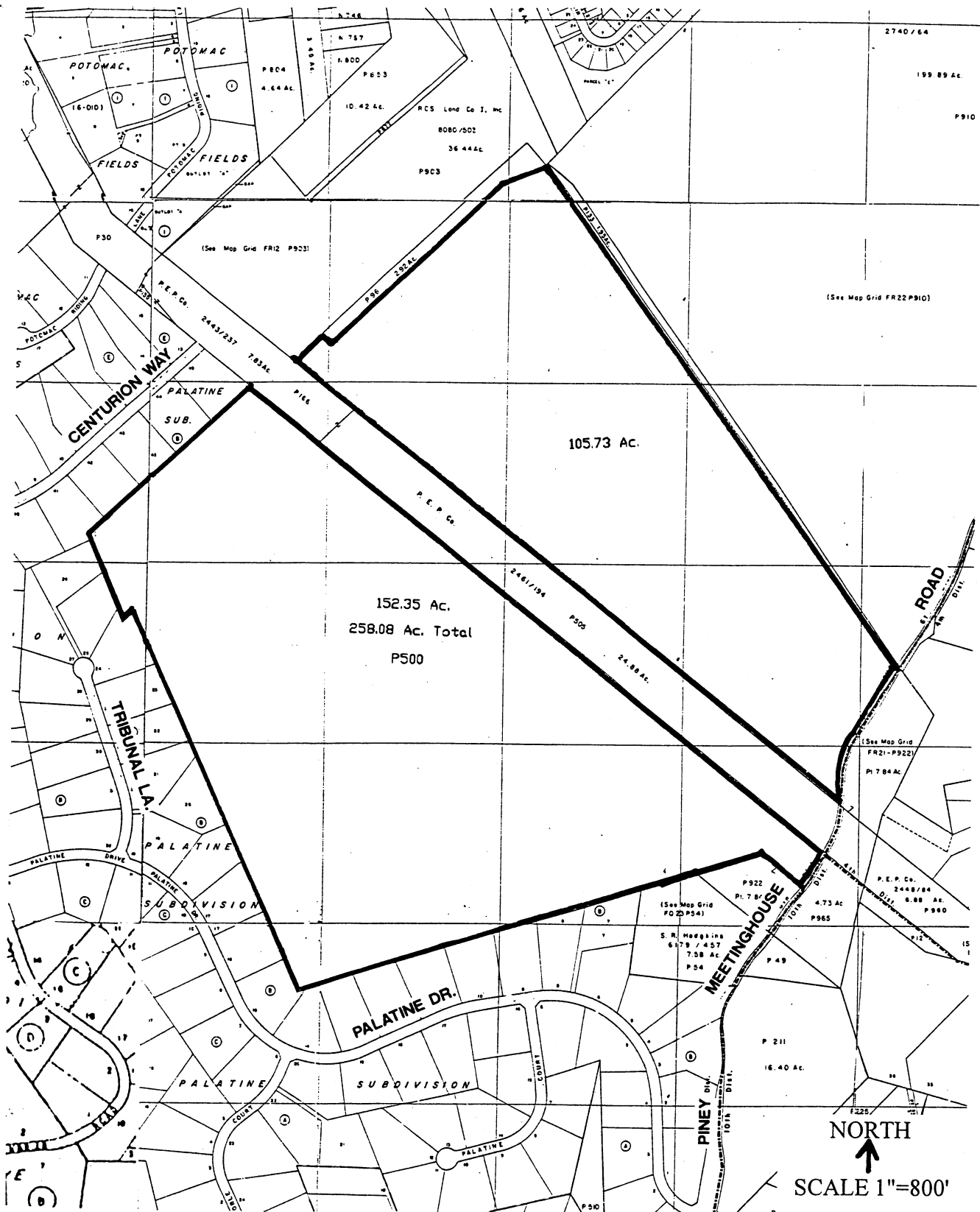
BE IT FURTHER RESOLVED that the appropriate Reservation Plat covering the aforesaid property, shall be duly certified by this Commission, certified by its authorized representatives, and duly recorded among the Land Records of Montgomery County, Maryland; and

BE IT FURTHER RESOLVED that a copy of said Reservation Plat be attached to and accompany each copy of this Resolution which is transmitted to the various State and County officials hereinbefore enumerated; and

BE IT FURTHER RESOLVED that a notice of this Resolution be published in two newspapers of general circulation in the Maryland-Washington Regional District in Montgomery County as required by the above-mentioned Regulations for the Subdivision of Land.

This is to certify that the foregoing is a true and correct copy of a Resolution adopted by the Montgomery County Planning Board of the Maryland-National Capital Park and Planning Commission, on motion of Commissioner _____, seconded by Commissioner _____, with Commissioners _____, _____, _____, _____, and _____ voting in favor of the motion, at its regular meeting held on _____ in Silver Spring, Maryland.

Trudye Morgan Johnson, Executive Director



PINEY GROVE SERPENTINE AREA
 MILLER AND SMITH AT QUERCUS, L.L.C.
 1568 SPRING HILL ROAD, #401
 McLEAN, VA 22102
 TAX MAP NO. FR 121, Parcel No. 500
 PARCEL I.D. 6-1-401118, L. 15544 @ F. 631
 258.08 ACRES