

BOARD OF ZONING APPEALS

October 8, 2021

Jennings Family Investments, LLC 513 Green Garden Circle Chester, Virginia 23836

Baker Development Resources 530 East Main Street, Suite 730 Richmond, Virginia 23219 Attn: Mark Baker

To Whom It May Concern:

RE: **BZA 57-2021** 

You are hereby notified that the Board of Zoning Appeals will hold an electronic public hearing on Wednesday, November 3, 2021 due to the disaster represented by the spread of COVID-19 pursuant to and in compliance with Ordinance 2021-181 to consider an application for a lot split and building permit to construct a new single-family detached dwelling at 1720 NORTH 20th STREET (Tax Parcel Number E000-0934/011), located in an R-5 (Single-Family Residential) District.

Please be advised that the applicant or applicant's representative is required to participate in the electronic public hearing by calling 804-316-9457 and entering code 394 283 349# beginning at 1:00 p.m. For video access by computer, smart phone or tablet visit <a href="https://richmondva.legistar.com/Calendar.aspx">https://richmondva.legistar.com/Calendar.aspx</a>. Select the Board of Zoning Appeals drop-down and 2021 drop-down, click meeting details for November 3, 2021 meeting and then click video access. In the event you have difficulty accessing a public hearing 804-396-5350 contact Mr. William Davidson at or by you William.Davidson@richmondgov.com for assistance. In accordance with Ordinance No. 2021-181, please be advised that an inability to access one of the enumerated public hearing through video means shall not be considered a prerequisite for participating in the subject public hearing. It will be necessary for you to stay on the line until such time as your case is called. The Board of Zoning Appeals Rules of Procedure provides that in the case of an application for a variance or a special exception, the applicant, proponents or persons aggrieved under §15.2-2314 of the Code of Virginia, shall be permitted a total of six (6) minutes each to present their case. The Board of Zoning Appeals will withhold questions until the conclusion of the respective presentations. For the purposes of the record it also requested that before addressing the Board you identify yourself and spell your name.

Finally, when you submitted your application to the zoning office you were given an handout entitled, Suggestions for Presenting Your Case to the Board, which indicated that you should discuss your request with your neighbor(s) and neighborhood

BZA 57-2021 Page 2 October 8, 2021

association(s) prior to appearing before the Board of Zoning Appeals. Contact information for civic group(s) can be found by navigating to the Civic Group webpage of the City's website at <a href="https://www.rva.gov/planning-development-review/civic-groups">https://www.rva.gov/planning-development-review/civic-groups</a>. Once there, you can search for your property using the interactive map. A dialogue box will provide you with the names of all civic groups within which your property may lie. Once you have those group names, simply scroll down the page to the appropriate group(s) to find the contact information for each. The Board understands that given the current situation it is not practical to conduct face-to-face discussions with either your neighbors or neighborhood association(s) but the Board requests that you make a good faith effort to provide them with relevant information regarding your case.

If you have any questions regarding the Board's procedures or any issue involving presentation of your case, please feel free to contact me.

Very truly yours,

Roy W. Benbow, Secretary Phone: (804) 240-2124

Fax: (804) 646-5789

E-mail: Roy.Benbow@richmondgov.com

Log w. Londer

cc: Zoning Administrator

Notice of this meeting is being sent to the persons whom the Board of Zoning Appeals believes to be property owners in the immediate vicinity of the property concerned in this application. This notice is for their information only, and there is no need for them to appear unless they so desire. The Board will, however, welcome such views as any persons care to express during the hearing on this application.

Barrows Compton Caroline 1523 N 19th St Richmond, VA 23223 Baskerville Bertha C Etals 744 N 2nd St #221 Richmond, VA 23219 Boyd Molly K 1521 N 19th St Richmond, VA 23223

Cava Capital Llc 5310 Markel Rd #104 Richmond, VA 23230 Couch Randall Howard 1715 N 20th St Richmond, VA 23223 Edwards Virginia G Trs William A & Virginia G Edwards Trust 350 Pinewood Dr San Rafael, CA 94903

Fme Home Buyers Llc 1716 N 20th St Richmond, VA 23223 Jackson Carnelia 1721 N 20th St Richmond, VA 23223 Johnson Barbara W 7500 William Bailey Rd Summerfield, NC 27358

Jones Mary 1303 Bent Brook Dr Richmond, VA 23231 Lee Dallas T & Karen C 1919 Creek Bottom Way Richmond, VA 23236 Morgan Calvin T Sr & Florence B 1717 N 20th St Richmond, VA 23223

Rra I Llc 700 Chiswick Park Rd Henrico, VA 23229 Sebastian Nicolette 1722 N 20th St Richmond, VA 23223 Soto Samuel & Damaris R 2209 Early Settlers Rd Chesterfield, VA 23235

Stratton Gwendolyn S And Branch Virginia

937 Limestone Arch Norfolk, VA 23504 Sukens Ernest E Jr 1517 N 19th St Richmond, VA 23223 Taylor George E Iii 1724 1/2 N 20th St Richmond, VA 23223

Taylor's Vision Llc P O Box 8027 Richmond, VA 23223 Trek Properties Llc 3609 Milbranch Pl Henrico, VA 23233 Whitney Christopher J Jr And Elizabeth A 1710 N 20th Richmond, VA 23223

Woolfolk Theresa C G 7295 Walnut Grove Rd Mechanisville, VA 23111 Property: 1720 N 20th St Parcel ID: E0000934011

Parcel

Street Address: 1720 N 20th St Richmond, VA 23223-

Owner: JENNINGS FAMILY INVESTMENTS LLC

Mailing Address: 513 GREEN GARDEN CIR, CHESTER, VA 23836

Subdivision Name: BRAUERS PLAN

**Parent Parcel ID:** 

Assessment Area: 332 - East End - Fairmont/Creighton

Property Class: 120 - R Two Story

Zoning District: R-5 - Residential (Single Family)

**Exemption Code: -**

-Current Assessment-

Effective Date: 01/01/2021

**Land Value:** \$50,000

Improvement Value: \$97,000

**Total Value:** \$147,000

Area Tax: \$0

Special Assessment District: None

**Land Description** 

Parcel Square Feet: 7980

Acreage: 0.183

Property Description 1: 0060.00X0133.00 0000.000 State Plane Coords(?): X= 11798358 Y= 3724688.5407

Latitude: 37.54739990 , Longitude: -77.41176150

-Description-

Land Type: Residential Lot A

Topology: Front Size: 60

Rear Size: 133

Parcel Square Feet: 7980

Acreage: 0.183

Property Description 1: 0060.00X0133.00 0000.000

Subdivision Name: BRAUERS PLAN

**State Plane Coords(?):** X= 11798358 Y= 3724688.5407

Latitude: 37.54739990, Longitude: -77.41176150

Other-

Street improvement:

Sidewalk:

### -Assessments

Assessment Year	Land Value	Improvement Value	Total Value	Reason
2022	\$65,000	\$99,000	\$164,000	Reassessment
2021	\$50,000	\$97,000	\$147,000	Reassessment
2020	\$50,000	\$94,000	\$144,000	Reassessment
2019	\$45,000	\$78,000	\$123,000	Reassessment
2018	\$30,000	\$76,000	\$106,000	Reassessment
2017	\$30,000	\$76,000	\$106,000	Reassessment
2016	\$30,000	\$61,000	\$91,000	Reassessment
2015	\$30,000	\$63,000	\$93,000	Reassessment
2014	\$30,000	\$63,000	\$93,000	Reassessment
2013	\$30,000	\$63,000	\$93,000	Reassessment
2012	\$12,000	\$55,000	\$67,000	Reassessment
2011	\$12,000	\$58,000	\$70,000	CarryOver
2010	\$12,000	\$58,000	\$70,000	Reassessment
2009	\$12,000	\$60,000	\$72,000	Reassessment
2008	\$12,000	\$60,000	\$72,000	Reassessment
2007	\$11,500	\$53,100	\$64,600	Reassessment
2006	\$7,800	\$53,100	\$60,900	Reassessment
2005	\$6,800	\$39,300	\$46,100	Reassessment
2004	\$5,700	\$33,000	\$38,700	Reassessment
2003	\$5,700	\$33,000	\$38,700	Reassessment
2002	\$5,500	\$32,000	\$37,500	Reassessment
2000	\$5,500	\$32,000	\$37,500	Reassessment
1998	\$5,500	\$30,500	\$36,000	Not Available

### -Transfers-

 Transfer Date	Consideration Amount	Grantor Name	Deed Reference	Verified Market Sale Description
07/20/2021	\$65,000	JOYNER HOLLAND WILLETTE	ID2021-20854	2 - INVALID SALE-Foreclosure, Forced Sale etc.
02/06/2007	\$65,000	JACKSON JAMES W JR AND	ID2007-4491	1 - VALID SALE-Valid, Use in Ratio Analysis
11/25/1957	\$8,500	Not Available	00000-0000	

-Planning

Master Plan Future Land Use: NH-MU

Zoning District: R-5 - Residential (Single Family)

Planning District: East
Traffic Zone: 1035

City Neighborhood Code: BRAR City Neighborhood Name: Brauers

Civic Code: 1190

Civic Association Name: Unity Civic League Subdivision Name: BRAUERS PLAN

City Old and Historic District:
National historic District:
Neighborhoods in Bloom:

Redevelopment Conservation Area:

Economic Development

Care Area: Enterprise Zone:

Environment

100 YEAR Flood Plain Flag: Contact the Water Resources Division at 646-7586.

500 YEAR Flood Plain Flag:

Resource Protection Flag: Contact the Water Resources Division at

646-7586.

Wetland Flag: N

### Census

Census Year	Block	Block Group	Tract
2000	1001	0204001	020400
1990	103	0204001	020400

Schools

Elementary School: Woodville

Middle School: Martin Luther King Jr

High School: Armstrong

Public Safety

Police Precinct: 1
Police Sector: 113
Fire District: 11
Dispatch Zone: 103A

Public Works Schedules-

Street Sweep: TBD Leaf Collection: TBD Refuse Collection: Thursday Bulk Collection: TBD

Government Districts

Council District: 7
Voter Precinct: 702
State House District: 70
State Senate District: 16

Congressional District: 4

### Extension 1 Details

Extension Name: R01 - Residential record #01

Year Built: 1920

Stories: 2

Units: 0

Number Of Rooms: 8

Number Of Bed Rooms: 3

Number Of Full Baths:

Number Of Half Baths: 0

Condition: fair for age

Foundation Type: Full Crawl

1st Predominant Exterior: Alum/Vinyl

2nd Predominant Exterior: N/A

Roof Style: Gable

Roof Material: Asphalt shingles

Interior Wall: Plaster

Floor Finish: Softwood-standard

Heating Type: Heat pump

Central Air: Y

Basement Garage Car #: 0

Fireplace: N

Building Description (Out Building and Residential Detached Garage

Yard Items):

### **Extension 1 Dimensions**

Finished Living Area: 1556 Sqft

Attic: 0 Sqft

Finished Attic: 0 Sqft

Basement: 0 Sqft

Finished Basement: 0 Sqft

Attached Garage: 0 Sqft

Detached Garage: 320 Sqft

Attached Carport: 0 Sqft

Enclosed Porch: 0 Sqft

Open Porch: 393 Sqft

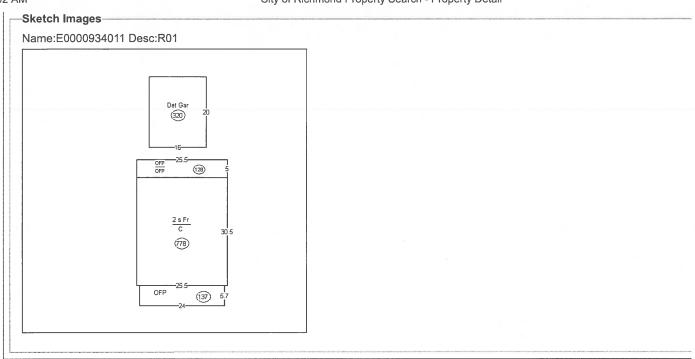
Deck: 0 Sqft

### Property Images

Name:E0000934011 Desc:R01



Click here for Larger Image



### RICHMOND BOARD OF ZONING APPEALS APPLICATION FORM



### THE RICHMOND ZONING ADMINISTRATION OFFICE ROOM 110, CITY HALL, 900 EAST BROAD STREET **RICHMOND, VIRGINIA 23219** (804) 646-6340

TO BE COMPLE	TED BY THE APPLICANT
PROPERTY	
OWNER: Jennings Family Investments, LLC	PHONE: (Home) () (Mobile) ()
ADDRESS; 513 Green Garden Circle	PAX: ( (Work) ( )
Chester, Virginia 23836	E-mail Address: cathylemines Geometrinet
PROPERTY OWNER'S	State of the state
REPRESENTATIVE: Baker Development Resources	PHONE; (Home) ( (Mobile) (\$04) \$74-6275
(Name/Address) 530 East Main Street, Suite 730	FAX: ( (Work) ( )
Richmond, VA 23219	E-mail Address: markbaker@bakerdevelopmentresources.com
Attu: Mark Baker	
· · · · · · · · · · · · · · · · · · ·	是1970年(6)11、日本代表表了一个ALLANASA
TO BE COMPLETED BY TH	E ZONING ADMINSTRATION OFFICE
PROPERTY ADDRESS (ES) 1720 North 20th Street	
TYPE OF APPLICATION: VARIANCE	SPECIAL EXCEPTION □ OTHER
ZONING ORDINANCE SECTION NUMBERS(S): 30-30	
The transfer of the second of	ng permit to construct a new single-family detached dwelling.
TAX PARCEL NUMBER(S): E000-0934/011 ZONING	
	: The lot area and lot width requirements are not met. Lot areas of
	feet (50°) are required. For zoning purposes, one (1) lot having a lot
area of 7,980 square feet and a lot width of sixty feet (60')	currently exists. A lot area of 3,657.5 square feet and width of 27.5
feet is proposed for No. 1718. A lot area of 4322.5 square	feet and width of 32.5 feet is proposed for No. 1720.
DATE REQUEST DISAPPROVED: September 17, 2021	FEE WAIVER: YES ☐ NO: ☒
DATE FILED: September 17, 2021 TIME FILED: 1:32 p.m.	PREPARED BY: Josh Young RECEIPT NO. BZAR-999387-2021
AS CERTIFIED BY:	(ZONING ADMINSTRATOR)
I BASE MY APPLICATION ON:	
SECTION 17.20 PARAGRAPH(S)	OF THE CHARTER OF THE CITY OF RICHMOND
SECTION 15.2 -2309.2 ☐ OF THE CODE OF VII	
SECTION 1040.3 PARAGRAPH(S) (2) OF T	THE ZONING ORDINANCE OF THE CITY OF RICHMOND
TO BE COMPI	LETED BY APPLICANT
I have received the handouts, Suggestions for Presenting, I	Sour Case to the Board & Excerpts from the City Charter
I have been notified that I, or my representative, must be	present at the hearing at which my request will be considered.
SIGNATURE OF OWNER OR AUTHORIZED AGENT	Mald DATE: 10/1/2021
*** TO BE COMPLETED BY THE SECR.	ETARY TO THE BOARD OF ZONING APPEALS ***

CASE NUMBER: 1824 57-222 HEARING DATE: November 3, 2021 AT 1:00 P.M.

### BOARD OF ZONING APPEALS CASE BZA 57-2021 150' Buffer

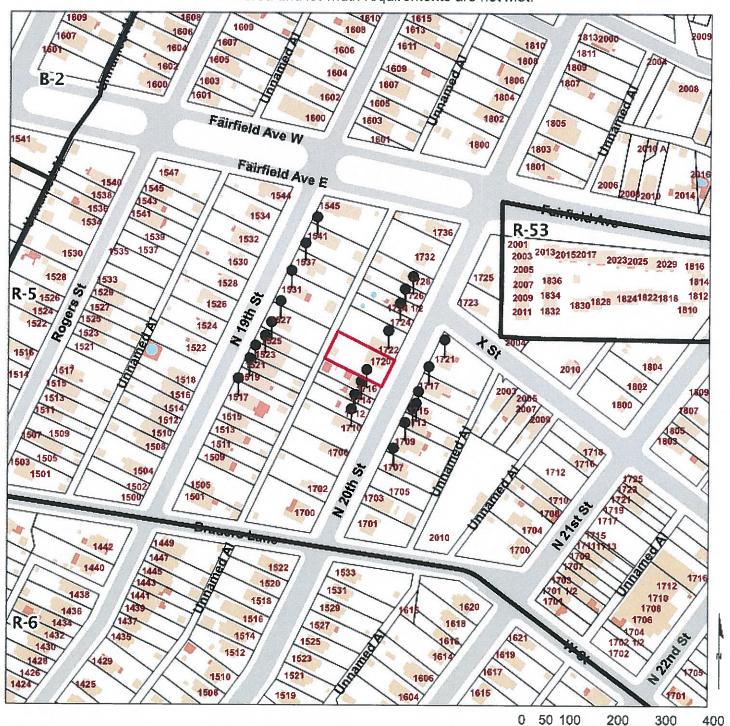
APPLICANT(S): Jennings Family Investments, LLC

PREMISES: 1720 North 20th Street (Tax Parcel Number E000-0934/011)

SUBJECT: A lot split and building permit to construct a new single-family detached dwelling.

REASON FOR THE REQUEST: Based on Sections 30-300 & 30-410.4 of the Zoning Ordinance for the reason that:

The lot area and lot width requirements are not met.



Feet



## BOARD OF ZONING APPEALS PRESENTATION SUGGESTIONS

### CITY OF RICHMOND, VIRGINIA

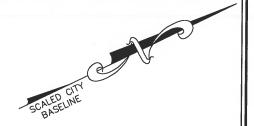
When presenting your request for a variance or exception to the Board of Zoning Appeals, it is important that you consider the points outlined below. The City Charter requires that every decision of the Board must be based upon a finding of fact that the Board must determine from sworn testimony, together with pertinent evidence, presented at its public hearing. It is essential that the Board receive thorough and complete information in order for it to adequately consider your case and make an informed decision.

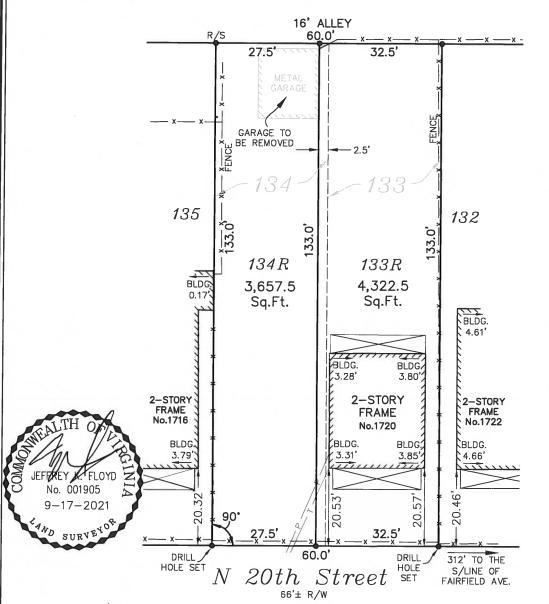
- 1. The powers and duties of the Board of Zoning Appeals are specified in Section 17.20 of the City Charter and Article X, Division 5, of the Zoning Ordinance. The Zoning Office will assist you in identifying how your case should be filed. If you have questions regarding your case filing, please contact the Zoning Administration Office (646-6340/6701). Please review the applicable provisions of the City Charter or the Zoning Ordinance thoroughly and address them when presenting your case to the Board to show that the applicable requirements have been satisfied.
- 2. The Board of Zoning Appeals is a quasi-judicial board whose decisions are controlled by statutory law and also take into consideration applicable case law that has been handed down by the Richmond Circuit Court and the Virginia Supreme Court. The Board suggests that if you have any legal questions regarding statutory or case law as it may apply to your application, that those legal issues should be discussed with an attorney before you make your final decision to submit an application to the Board.
- 3. The Board considers it absolutely essential that you discuss your case with your neighbors (notification letters are sent to property owners within a 150-foot radius of your property) as well as your neighborhood association(s). Information regarding your neighborhood association(s) and/or contact person(s) may be obtained from the City's website at <a href="http://www.richmondgov.com/PlanningAndDevelopmentReview/civicassociationgroupinformation.aspx">http://www.richmondgov.com/PlanningAndDevelopmentReview/civicassociationgroupinformation.aspx</a> Once on the page, you can search for your property using the interactive map. A dialogue box will provide you with the names of all civic groups within which your property may lie. Once you have those group names, scroll down the page to the appropriate group(s) to find the contact information for each.
- 4. Please be advised that if you fail to discuss your request with your neighbors and neighborhood association(s), you should anticipate that your case will be continued until the Board's next regularly scheduled meeting. It is highly recommended that you contact your neighborhood association as soon as possible to determine their meeting schedule in order to be sure you allow yourself enough time to talk to all concerned parties prior to the hearing before the Board. The Board's Rules of Procedure require payment of a \$150.00 continuance fee if the applicant must request a continuance for the reason that the applicant failed to discuss their case with their neighbor(s) or neighborhood association(s).
- 4. You are also strongly encouraged to discuss your pending case with the Secretary of the Board, Roy Benbow (804-240-2124) well before the hearing. The Secretary can be helpful by explaining the BZA public hearing process.
- 5. Utilizing photographs, plans, maps, diagrams and such other written or graphic evidence as needed to fully explain your request can be a great help to the Board in understanding your request and thereby improve your chances for success. Remember a picture is worth a thousand words.
- 6. Note that, although the Board is not authorized to grant a waiver from the zoning regulations based on financial circumstances alone, it may be a factor to be taken into consideration along with other facts in a case. If your case involves such a factor, please provide the Board with complete and relevant financial information for its review.
- 7. The Board's hearings are informal, although all testimony is taken under oath. You are not required to be represented by an attorney in presenting your case. However, if you choose, you may have legal representation and/or may utilize such technical experts or other persons to testify on your behalf as you feel are needed to adequately explain your request to the Board.

Acknowledgement of Receipt by Applicant or Authorized Agent:

(Revised: 4/28/16)

This is to certify to the PURCHASER/OWNER shown hereon, and his TITLE INSURER and Lender, that on 9-17-2021 I made an Accurate survey of the premises shown hereon and that there are no easements or encroachments visible on the ground other than those shown hereon. This survey has been made without the benefit of a title search and is subject to any uses recorded and unrecorded and other pertinent facts in which a title search may disclose. Copies of this plat without the certifying surveyor's seal with an original signature are INVALID.





Virginia Surveys

P.O. BOX 118 CHESTERFIELD, VA 23832

(804) 748-9481 COPYRIGHT O VIRGINIA SURVEYS All rights reserved. MAP SHOWING THE DIVISION OF LOTS 133 AND 134, "BRAURES PLAN" IN THE CITY OF RICHMOND, VA.

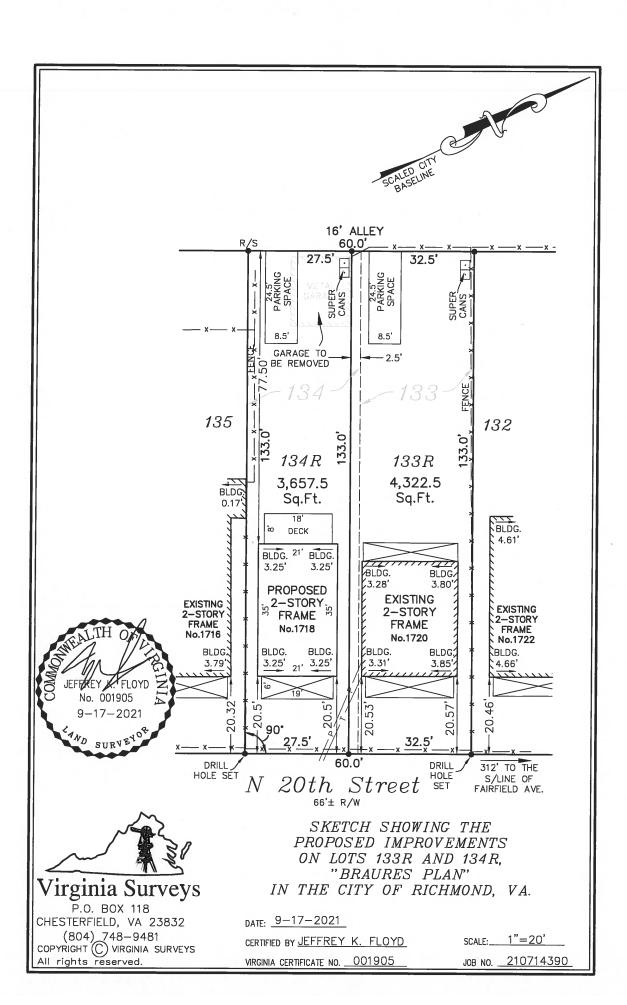
DATE: 9-17-2021

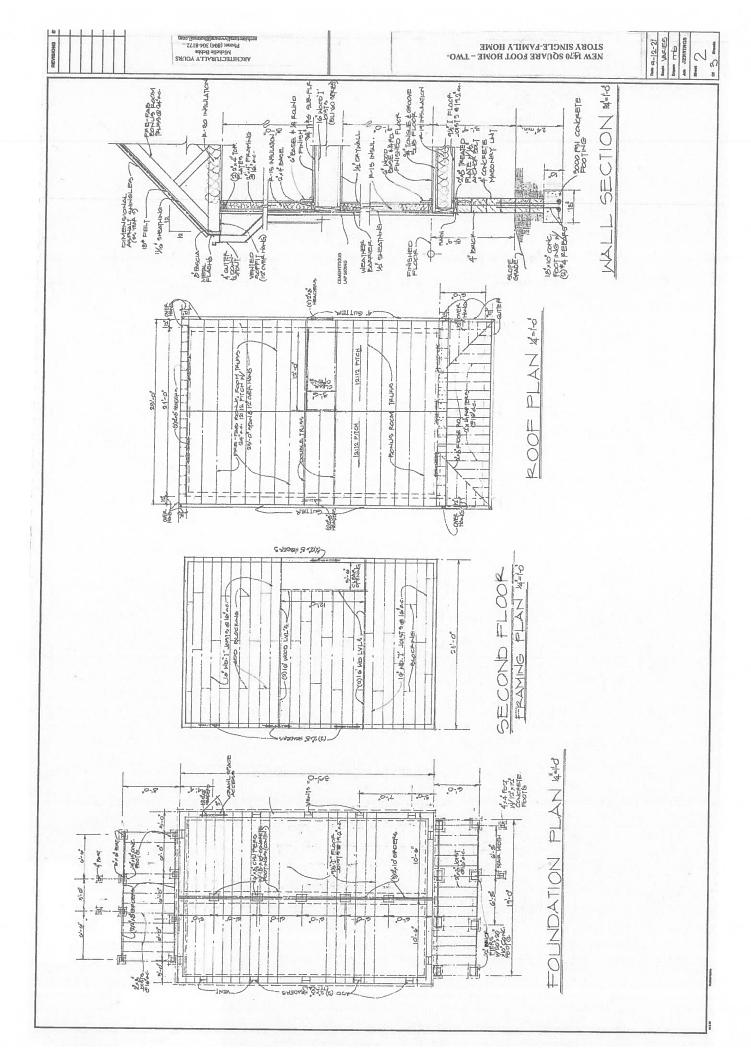
CERTIFIED BY JEFFREY K. FLOYD

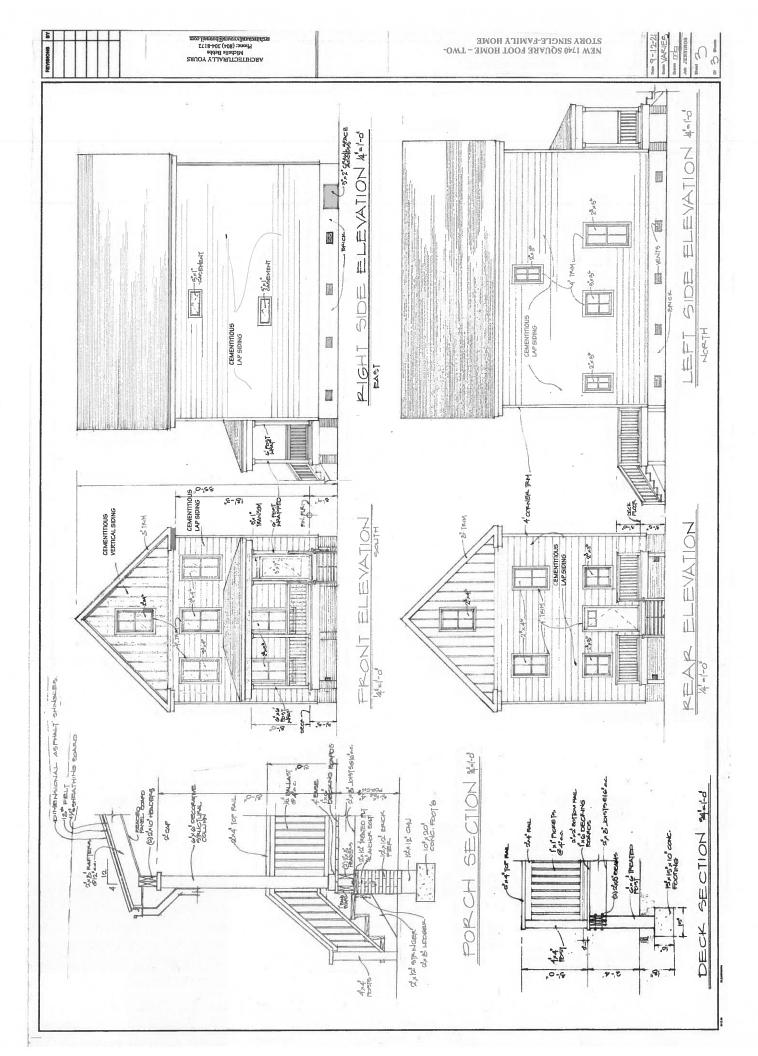
VIRGINIA CERTIFICATE NO. 001905

SCALE: 1"=20'

JOB NO. 210714390







1716 N 20th St - Google Maps

## Google Maps 1716 N 20th St

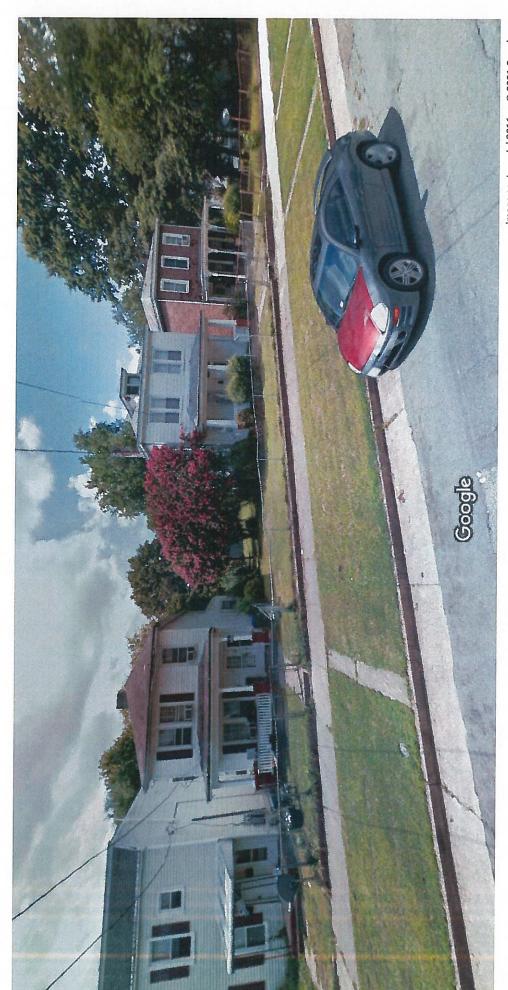


Image capture: Jul 2016 @ 2021 Google

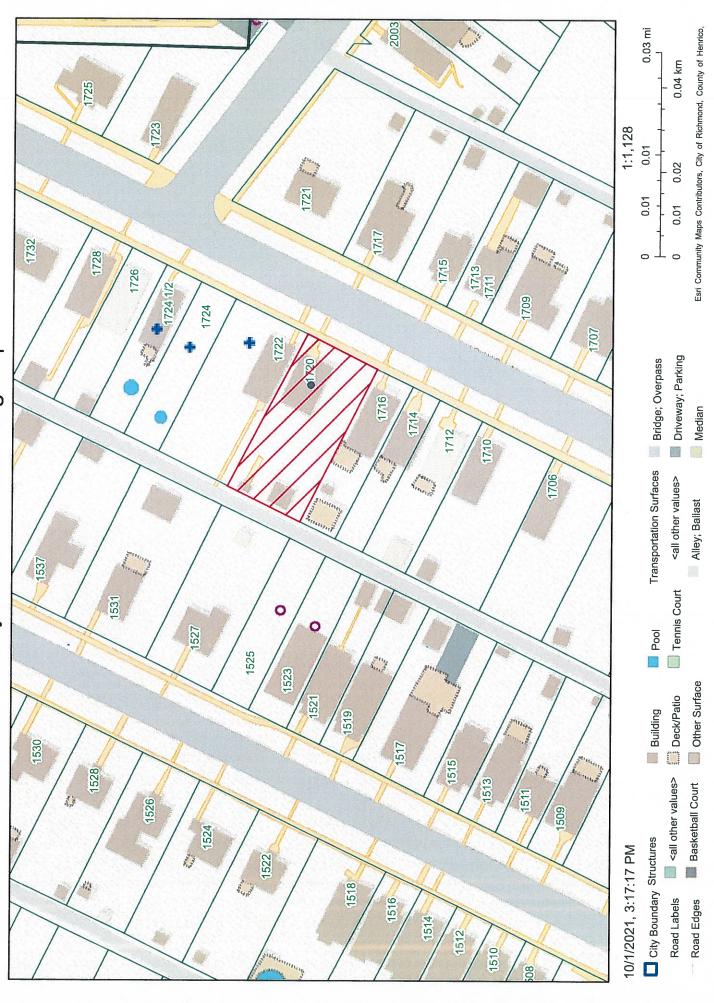
Richmond, Virginia

Soogle Google

Street View - Jul 2016



# City of Richmond Zoning Map



Citations appear in map service do not include Richmond. However, this map product is produced from a City of Richmond application source. The default map service is provided by ESRI and the City has no control over metadata tags appearing therein.



Citations appear in map service do not include Richmond. However, this map product is produced from a City of Richmond application source. The default map service is provided by ESRI and the City has no control over metadata tags appearing therein.

MAP# <u>E0000934011</u> CONSIDERATION \$65,000.00 TAX ASSESSMENT \$147,000.00 TITLE INSURANCE: NONE

THIS SPECIAL COMMISSIONER DEED, made this 14th day of JULY 2021, by and between WILLETTE JOYNER-HOLLAND, by JOHN L. TAYLOR III, <u>SPECIAL COMMISSIONER</u>, party of the first part, hereinafter referred to as Grantor and JENNINGS FAMILY INVESTMENTS, L.L.C., party of the second part, hereinafter referred to as Grantee

### WITNESSETH:

That for and in consideration of the sum of Ten Dollars (\$10.00) cash in hand paid and other good and valuable consideration, receipt of which is hereby acknowledged, the said party of the first part does hereby; Grant and Convey with SPECIAL WARRANTY AND ENGLISH COVENANTS of TITLE unto the said party of the second part, in FEE SIMPLE, the following described real estate, to—wit:

### SEE ATTACHED SCHEDULE "A"

This conveyance is made subject to restrictive covenants, conditions and easements of record, insofar as they may lawfully affect the property hereby conveyed, and to such matters, as may be disclosed by a current survey of the property.

Whenever used, the singular number shall include the plural, the plural the singular and the use of any gender shall include all other genders.

WHEREAS in Case# CL21-951, by DEFAULT JUDGMENT ORDER, (Attached hereto as EXHIBIT 1) entered in the Circuit Court of The City of Richmond dated June 17, 2021, John L, Taylor III, was appointed Special Commissioner for the sale of property known as 1720 NORTH 20<sup>th</sup> STREET, RICHMOND, VA. 23223 on behalf of WILLETTE JOTNER-HOLLAND, defendant, (1) as a result of her default on her sales contract, with the party of the second part, (2) granting SPECIFIC PERFORMANCE under the contract terms, and (3) to accept the contract and execute all documents associated with the sale and transfer of title.

30V-12:45

### WITNESS the following signature and seal:

WILLETTE JOYNER-HOLLAND

BY

SPECIAL COMMISSIONER

STATE OF VIRGINIA CITY OF RICHMOND

The foregoing SPECIAL COMMISSIONER DEED bearing the date of the 14th day of JULY 2021 was personally acknowledge and signed by JOHN L. TAYLOR III, as Special Commissioner, for Willette Joyner-Holland, in my aforesaid jurisdiction.

Given under my hand this 17th day of JULY, 2021.

My Commission Expires: 11-30-22

My Registration# 7763789

Notary Public



This document was prepared by Attorney John L. Taylor III, 1706 North 20<sup>th</sup> Street, P.O. Box 8027, Richmond, Va. 23223. (VSB# 19845)

GRANTEES ADDRESS 513 GREEN GARDEN CIRCLE

CHESTER, VA. 23836

### **SCHEDULE "A"**

All THOSE two certain lots or parcels of land, in the City of Richmond, Virginia, known and designated as lot and Dwelling No. 1720 N. 20<sup>th</sup> Street, on the west side of Twentieth Street, between Brauer's Lane and Fairfield Avenue, and bound as follows:

BEGINNING at a point on the west side of 20<sup>th</sup> Street distant three hundred and thirty nine (339) feet, north of Brauer's Lane: thence running northwardly along the west line of 20<sup>th</sup> Street, the distance of sixty (60) feet; and thence back from said front west and between parallel lines, One hundred and thirty-three (133) feet to an alley in the rear sixteen (16) feet wide, being Lots Nos. 133 and 134 in Brauer's Plan, together will all improvements thereon; and further shown by survey made by Chas. H, Fleet & Assocs., Civil Eng'r & Surveyors, dated Nov. 11, 1957, recorded in Deed Book 583A at page 309.

BEING the same property conveyed to Willette Joyner-Holland by deed from Oram Elam Jackson, dated December 20<sup>th</sup> 2006 and recorded February 6, 2007 in the Circuit Court of the City of Richmond, Virginia as Instrument# 07-04491 at page 580.

### EXHIBIT 1

FIRGINIA;

IN THE	CIRCUIT	<b>COURT</b>	OF THE	CITY OF	RICHMOND
	Joh	n Marsha	Il Courts	Building	

JENNINGS FAMILY INVESTMENTS, LLC, a Virginia limited liability company,	)
Plaintiff,	)
v.	) Civil Action No.: CL21000951-00
WILLETTE JOYNER-HOLLAND,	)
Defendant.	) )

### **DEFAULT JUDGMENT ORDER**

This matter is before the Court on the Motion for Default Judgment by filed by Plaintiff, Jennings Family Investments, LLC ("Plaintiff"), against Defendant, Willette Joyner-Holland ("Defendant").

Upon consideration of the Motion, this Court finds that Defendant is in default pursuant to Rule 3:19 of the Rules of the Supreme Court of Virginia and Plaintiff has complied with all requirements for entry of default judgment against Defendant. It is therefore ORDERED that judgment by default is entered against Defendant in favor of Plaintiff as to all Counts of the Complaint as set forth herein.

Upon consideration of the pleadings, evidence, and arguments of counsel, as to Count I, the Court finds that the parties have agreed upon terms for the sale of real property, improvements, and appurtenances described as 1720 North 20th Street, Richmond, Virginia 23223 ("Property"), and it is ORDERED that John L. Taylor III, Esquire is hereby appointed as Special Commissioner pursuant to Va. Code § 8.01-110 to execute such deed and other documents necessary and proper for the conveyance of the Property to Plaintiff.

As to Count II, the Court finds that Defendant has defaulted under the Deed of Trust Note ("Note") attached as Exhibit B to the Complaint. Upon consideration of the pleadings, evidence, and arguments of counsel, as to Count II, it is ORDERED that Plaintiff is awarded \$547.50, representing \$472,50 in interest plus a \$75.00 late handling fee. The Special Commissioner shall deduct this sum from the amount due from Plaintiff at closing.

It is further ORDERED that Plaintiff is awarded \$4,342.50 in attorneys' fees and \$161.00 in court costs pursuant to Purchase Agreement and Note. The Special Commissioner shall deduct these sums from the amount due from Plaintiff at closing.

This is a final order. The Clerk is directed to send a certified copy of this Order to all counsel of record and unrepresented parties and to place this matter among the ended causes.

I ASK FOR THIS:

Robert J. Allen, Esquire (VSB# 65214)

ThorsenAllen LLP

5413 Patterson Ave., Suite 201

P.O. Box 17094

Richmond, VA 23226

Telephone: (804) 447-7234

Facsimile: (804) 447-7813 Email: rallen@thorsenallen.com

Counsel for Plaintiff

А Сору

Endorsements of Defendant waived pursuant to Rule 1:13. RECORDED IN THE CLERK'S OFFICE OF RICHMOND CITY CIRCUIT COURT ON

JULY 20, 2021 AT 12:45 PM \$147.00 GRANTOR TAX WAS PAID AS

REQUIRED BY SEC 58.1-802 OF THE VA. CODE STATE: \$73.50 LOCAL: \$73.50

EDWARD F. JEWETT, CLERK RECORDED BY: DGS

2

1720 N 20m

()1. 04491

PG 580 FEB-65

PARCEL IDENTIFICATION NUMBER (PIN): E000-0934/011

\$65,000.00

Prepared By: ROTHENBERG, STREETER & TLUCHAK, P.C. 3412 Cutshaw Avenue, P.O. Box 6872, Richmond, Virginia 23230 File No. 600544 RSR

THIS DEED OF BARGAIN AND SALE made this <u>20<sup>th</sup></u> day of <u>December</u>, <u>2006</u>, by and between Ora Elam <u>Jackson</u>, GRANTOR, and Willette <u>Joyner-Holland</u>, GRANTEE.

### WITNESSETH:

That for and in consideration of the sum of Ten Dollars (\$10.00) and other good and valuable consideration, the receipt whereof is hereby acknowledged, the said Grantor does grant and convey with GENERAL WARRANTY and with ENGLISH COVENANTS of title unto the said Grantee, in fee simple, the following described property to-wit:

### SEE SCHEDULE "A" ATTACHED

This conveyance is made subject to such covenants, restrictions, conditions and easements of record as may lawfully affect said property.

17-12:36

WITNESS the following signature and seal:

Ora Elan FREGERYN
Ora Elam Jackson

STATE OF VIRGINIA CITY OF <u>RICHMOND</u> to-wit:

The foregoing Deed of Bargain and Sale was acknowledged before me this 30<sup>th</sup> day of January, 2007, by Ora Elam Jackson

Notary Public

My commission expires:

GRANTEES ADDRESS:

RICHMOND, VA. 23228

### PG 582 FEB-65

### Schedule A

ALL THOSE two certain lots or parcels of land in the City of Richmond, Virginia, known and designated as lot and Dwelling No. 1720 N. 20<sup>th</sup> Street, on the west side of Twentieth Street, between Brauer's Lane and Fairfield Avenue, and bounded as follows:

BEGINNING at a point on the west side of 20<sup>th</sup> Street distant three hundred and thirtynine (339) feet, north of Brauer's Lane; thence running northwardly along the west line of 20<sup>th</sup> Street the distance of sixty (60) feet; and thence back from said front west and between parallel lines. One hundred and thirty-three (133) feet to an alley in the rear sixteen (16) feet wide, being Lots Nos. 133 and 134 in Braner's Plan, together with all improvements thereon; and further shown by survey made by Chas. H. Fleet & Assocs., Civil Eng'r. & Surveyors, dated Nov. 11, 1957, recorded in Deed Book 583A at page 309.

IT BEING the same property conveyed to James W. Jackson, Jr. and Ora Elam Jackson, his wife, as tenants by the entireties with the right of survivorship as at common law from Naomi Daniel, unmarried, by deed dated November 15, 1957 and recorded November 25, 1957 in Deed Book 583A at page 307 in the Clerk's Office of the Circuit Court of the City of Richmond, Virginia. The said James W. Jackson, Jr. died August 4, 1963, thereby vesting fee simple title to Ora Elam Jackson.

0 E. J.

INSTRUMENT #070004491
RECORDED IN THE CLERK'S OFFICE OF
CITY OF RICHMOND ON
FEBRUARY 6, 2007 AT 12:36PM
\$65.00 GRANTOR TAX WAS PAID AS
REQUIRED BY SEC 58.1-802 OF THE VA. CODE
STATE: \$32.50 LOCAL: \$32.50
BEVILL M. DEAN: CLERK

RECORDED BY: VEB

1957

X-2430

494

307

THIS DEED OF BARGAIN AND SALE, made this 15th day of November, 1957, between NACHI DANIEL, Unmarried, of the City of Richmond, Virginia, party of the first part and JAMES W. JACKSON/AND ORA ELAM JACKSON, His Wife, of the City of Richmond, Virginia, parties of the second parts:

### WITNESSETH:

THAT in consideration of the sum of Eight Thousand Five Hundred (\$8,500.00) Dollars, the said party of the first part doth grant and convey with GENERAL WARRANTY unto the said parties of the second part as tenants by the entireties with the right of survivorship as at common law, the following property, to-wit:

ALL those two certain lots or parcels of land in the City of Richmond, Virginia, known and designated as Lot and Dwelling No. 1720 N. 20th Street, on the west side of Twentieth Street, between Brauer's Lane and Fairfield Avenue, and bounded as follows:

BEGINNING at a point on the west side of 20th Street distant three hundred and thirty-nine (339) feet, north of Brauer's Lane; thence running northwardly along the west line of 20th Street the distance of sixty (60) feet; and thence back from said front west and between parallel lines, one hundred and thirty-three feet (133) feet to an alley in the rear sixteen (16) feet wide, being Lots Nos. 133 and 134 in Brauer's Plan, together with all improvements thereon; and further shown by survey made by Chas. H. Fleet & Assocs., Civil Eng'r. & Surveyors, dated Nov.11,1957, hereto attached.

BEING the same real estate conveyed to Naomi Daniel from Dora M. Osborne and Hunter A. Osborne, by deed dated January 25, 1941, recorded June 28, 1941, Clerk's Office, Richmond Chancery Court of the City of Richmond, Virginia, D.B. 425-C, pg. 469.

THE said party of the first part covenants that she has the right to convey the said land, that she has done no act to encumber the said land, that the said parties of the second part shall have quiet enjoyment of the said land, free from all encumbrances, except as herein mentioned, that she the said party of the first part will execute such further assurances of the said land as may be requisite.

VERIFIED WHEN SPREAD

ORIGINAL DEED

LETTER STATE OF SAT.

WITNESS the following signature and seal this date aforesaid.

308

<b>1 1 1 1 1 1 1 1 1 1</b>		Dasmi NAONI DANIEL	Daniel	(SEAL)
	5. 5.	•		

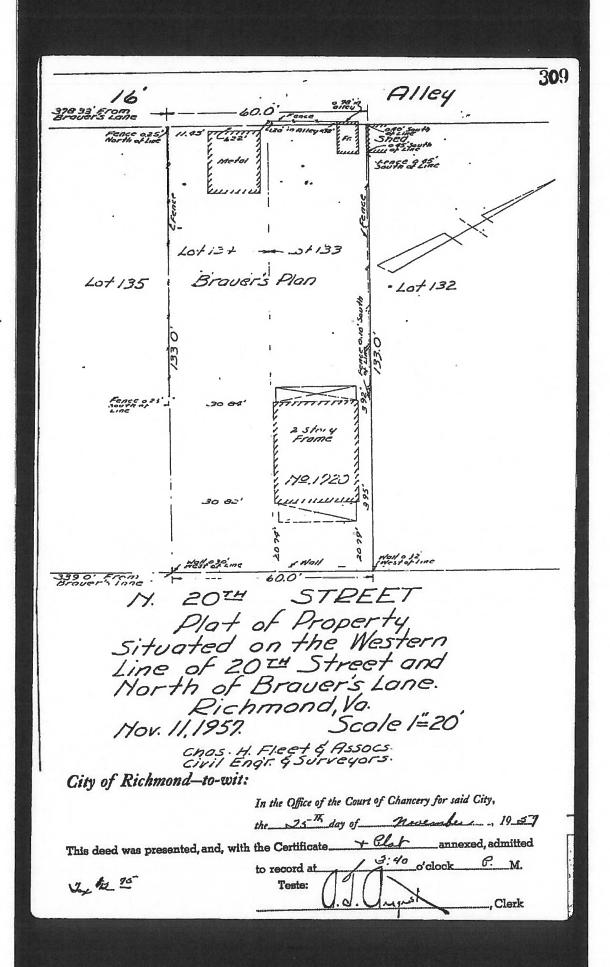
STATE OF VIRGINIA: ) to-wit:

I, <u>clvin C. Gibson</u>, a Notary Public in and for the City and State aforesaid, do certify that NACMI DANIEL, Unmarried, whose name is signed to the foregoing paper bearing date of the 15th day of November, 1957, has acknowledged the same before me in my City and State aforesaid, and that my commission expires on the 13thlay of <u>September</u>, 1959.

Given under my hand this 23rd day of November

19 57 .

NOTARY PUBLIC



1941

Wy commission expires 25th day of June 1941.
Observe B.Ercun, K.P.

State of Virginia City of Richmondyte-sit:

I,H.S.B.coth, a Fotary Public for the aforesaid, in the State of Virginia, do certify that R.Arthur Baylins and Winnie K.Eaylins, whose names are signed to the within writing, bearing date on the 2nd day of Kay, 1941, have acknowledged these tefore me in my City aforesaid.

Given under my hand this 6th day of Kay, 1941.

H.S.Booth, E.R.

My contission expires EOth day of July, 1944.

City of Richmond, to-mit:

. . .

In the Office of the Court of Chancery for said City the 12th day of May 1941

This deed was presented, and with the Certificates ennexed sometime to record at 1,00 o'clock P.W.

Teste:

Ches.O.Saville, Clerk.

aren 3 7 R.

Caborne &c
To' B & S
Daniel
6-28-41-#642
Rev.steaps
\$3.30 Cancelled

This Deed made this 25th day of January, 1941, by and between Dora E. Osborne and Eunter A. Caborne, Her husters, parties of the first part, and Reomi Deniel, party of the second part.

Mitresceth: That the parties of the first part for and in consideration of Ten Dollars (\$10.00) and other valuable consideration, receipt whereof is hereby acknowledged, do bargain, sell, grant and correy with General Warranty, unto the said party of tresecond part, the following described real estate, to-wit:

All those two certain lots or parcels of land in the City of Richmond, Virginia, on the west side of Twentieth Street, between Brauer's Lane and Fairfield Avenue, and bounded as follows:

Eagirning at a point on the west side of 20th Street distant
Three Eundred and thirty-nice (339) feet more or less, north of Breur's Lane;
thence running routhwardly along the west line of 20th Street the distance of
Sixty (60)feet; and thence back from said front west and between parallel lines,
one hundred and thirty-three feet (133) feet to an alley in the rear sixteen feet
(16') wide, being lots Nos.133 and 134 in Brauer's Plan, together with all improvements thereon.

Pelap the same property conveyed to Dora E. Osborne by Eunter A.
Osborne, her bushend, dated April 26, 1928 and recorded in the Clerk's Office of the
Charcery Court of the City of Richaund in D.B. 352-B. rage 312.

The parties of the first part coverant that they have the right to convey said land; that they have done no act to encumber same; that crantee shall have quiet and peaceable possession of saidlend, free from all encumbrances, and that they will execute such other and further assurances as to said land as may be requisite.

Mitness the following signstures and sesis:

Dora 11.Osberne (Seal)

Funter A.Caborne (Seal)

State of Virginia
City of Richand to-mit:

1, Grace S.Brydon, a Notary Public in and for the city in the state aforesaid, do hereby certify that Dore L.Caborne, and Hunter A.Oaborne, whose names are sirked to the foregoing deed dated January 25,1941, have acknowledged the same before me in my city and state aforesaid.

My condission expires Dec.16,1941.

Given under my hard this 25th day of January, 1941.

Orace S.Brydon, Yotary Public.

City of Richmond, to-wit:

In the Office of the Court of Charcery for said City the 26th day of June, 1941

This deed was presented, and with the Certificate annexed admitted to record at 12:00 o'clook K.

Teste:

Otas.O.Saville, Clerk.

MER. R. M. P. S. R. R.

Fo' B& S
Pohlig
5-13-41-#259
Rev.stemps
3.55
Csrcelled

Spears &c

This decd, made this 5th day of May, in the year One Thousand Nine Eundred and Forty-one between Wesley Irvin Spears (unxarried) Fre Spears Alexander, and J.C. Alexander, her husband, of the City of Louisville, Kentucky, and Sarah A. Whaley, widow of the City of Richxond, Virginia, parties of the first part, and Fernan A. Pohlig of the City of Richxond, Virginia, party of the second part.

Witnesseth: That in consideration of the sux of Ten Dollars and other .

valuable considerations, the said parties of the first part do grant unto the said
party of the second part, with general warranty,

All that certain lot or percel of land in the City of Richmond, Virginia, designated on a plat of the property of the Greater Richmond healty Company, Incorporated, known as Londont Avenue Park, recorded in the Office of the Clerk of Henrico County. Circuit Court in Plat Book \$10, pages \$5% and \$53, as Lot Po.21 in Block Po.2, fronting twenty-five (25')feet on the north line of Augusta Avenue (formerly Lee Avenue) and running back northwardly One Eundred and twenty-five {125'}feet between parallel lines to an alley Fifteen (15')feet wide.

Lot #21 being the same property conveyed to Josephine C.Spears and Sarah A.Whaley by deed from Greater Richmond Realty Company, Incorporated, dated Earch 25th, 1921; recorded April 2nd, 1921, Richmond Chancery Geurt, in Deed Book #269-0, rage #57, and being the same property which Josephine U.Spears, widow, conveyed her one-helf interest to Masley Irvin Spears and Eva Spears Alexander as terants in common, by deed dated June 2nd, 1931, recorded June 22nd, 1931, in Deed Book #376-B, yere #390.

This corveyance is made subject to any restrictions running with this lot in the sub-division known as Konugent Avenue Park.

Thoman Hollie

