



RESOLUTION
VIRGINIA OUTDOORS FOUNDATION (VOF)
BOARD OF TRUSTEES
A RESOLUTION AUTHORIZING AMENDMENT OF
EASEMENTS TO INCLUDE “SAFE HARBOR” LANGUAGE

WHEREAS, on April 24, 2023, the Internal Revenue Service issued “safe harbor” language that easement donors could use to correct “faulty” boundary line adjustment language and extinguishment language in recorded conservation easements; and

WHEREAS, certain landowners or their counsel may approach VOF to request that it amend their recorded easements to utilize such safe harbor language in lieu of boundary line adjustment language and/or extinguishment language existing in their recorded easements; and

WHEREAS, such amendments must be made and recorded in the clerk’s office in which the original easement was recorded on or before July 24, 2023; and

WHEREAS, given the short period in which any such amendments must be made and recorded, it is incumbent upon landowners and their counsel to work with staff, deputy directors, and staff counsel in the creation and recordation of such amendments; and

WHEREAS, if landowners or their counsel request such amendments, staff is available to assist landowners and their counsel in making, executing, and recording such amendments, be it

RESOLVED by the Virginia Outdoors Foundation Board of Trustees on 1st day of June 2023, That staff, deputy directors, and staff counsel are authorized to work with landowners and their attorneys, who request amendments to recorded easements to add or substitute safe harbor language issued by the Internal Revenue Service involving boundary line adjustments and/or extinguishments.

Adopted by a vote of ___ in favor and ___ against.

ATTEST: _____
Brett Christina Glymph, Executive Director