## NOTICE OF FEDERAL INTEREST

**UNITED STATES DEPARTMENT OF EDUCATION**

**ESSER Funded Facilities**

On (*insert date*), the Virginia Department of Education was awarded and sub-granted ESSER I (CARES Act), ESSER II (CRRSA), and ESSER III (ARPA) federal pandemic funds to Local Educational Agencies (LEAs) through formula grants.

(*insert name of grant*)\_\_\_\_\_ in the amount of ($) \_\_\_\_\_ to (*insert name of recipient (LEA)*) provides funds for (*describe purpose of grant, e.g., construction of a building*), which is located on the land described in Attachment A (Grant Property).

* Coronavirus Aid, Relief, and Economic Security Act of 2020, Grant Award Number: S425D200008, Project Code: DOE86529
* Coronavirus Response and Relief Supplemental Appropriations (CRRSA) Act of 2021, Grant Award Number: S425D210008, Project Code: APE 50195
* American Rescue Plan (ARP) Act of 2021, Grant Award Number: S425U210008, Project Code: APE50193

The Grant Program and applicable laws, regulations, Executive Orders and other generally applicable requirements, including but not limited to those set out in the applicable general provisions of 2 CFR 200, 2 CFR 400, 2 CFR 417, 2 CRF 200.403-475, 34 CRF 76.600, 34 CRF 75./600-75.618, and 2 CRF 200.311 include conditions on use of the Grant Property and provides for a continuing, perpetual Federal interest in the Grant Property that is real property (including fixtures). Specifically, the Grant Property may not be:

1. used for any purpose inconsistent with applicable Program statutes and regulations governing the Grant under which the Grant Property was acquired,
2. mortgaged or otherwise used as collateral without the written permission of the Agency, or
3. sold or transferred to another party without the written permission of the Agency.

These laws and regulations affect the use and disposition of the Grant Property.

These Grant conditions and requirements cannot be subordinated, diminished, nullified or voided through encumbrance of the property, a transfer of ownership or other violation of Grant requirements. In accordance with Program and Departmental Regulations, Agency approval is required, among other things, for any proposed change in usage, ownership, or use of the Grant Property for third-party collateral.

Inquiries regarding the Agency’s interest in the Grant Property should be directed to: Federal Pandemic Relief Programs Administrator

Virginia Department of Education

P.O Box 2120

Richmond, VA 23218

This Notice of Federal Interest is acknowledged and agreed to by the undersigned Grantee on behalf of the Grantee and its successors in interest. All references to the Agency will include its successors in interest.

Subgrantee (LEA):

Signature: Typed Name: Title: Date:

(EXAMPLE OF NOTARIZED AFFIRMATION. THIS SHOULD BE CONFORMED AS NEEDED TO THE SITUATION OR STATE LAW.)

STATE OF COUNTY OF On this day of , 20 , before me, the undersigned, a Notary Public for the County

of , (State), personally appeared before me and is known to be the person who executed this instrument on behalf of said Grantee, , and acknowledged to me that he/she executed the same as their free act and deed in either their individual or other capacity described above.

Witness my hand and official seal.

Notary Public in and for the County of , State of .

**\*Please note that this form is for illustrative purposes and is not officially sanctioned by the Virginia Department of Education. It should be reviewed by the division’s attorney to ensure compliance.**

## ATTACHMENT A

(INSERT LEGAL DESCRIPTION OF PROPERTY INCLUDING THE CITY/TOWN/COUNTY AND STATE OF PROPERTY)

Example:

*A parcel of land 230’ x 15” beginning at the NE corner of Lot #6, Blk 4, Bloc Height, Then W and S ROW of First Avenue, 230(S), Then S 145’, Then W 20’, Then S 22’(S), Then E 15’(S), Then N 50’, Then E 220’, Then N with W ROW of School Street, 158’ (S) to POB.*