

RESOLUTION NO. 88-154

A RESOLUTION AUTHORIZING THE EXECUTION OF A CERTAIN CONTRACT FOR THE PURCHASE OF CERTAIN PROPERTY NECESSARY FOR THE CONSTRUCTION OF A US #1 BY-PASS; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, St. Johns County, Florida, a political subdivision of the State of Florida, hereinafter called "County," has received an offer to sell certain property necessary for the County's construction of a US #1 By-Pass, and

WHEREAS, the County is desirous of accepting the proposed Contract offered by the said STANLEY M. STEVENS and ROSE STEVENS upon the terms and conditions contained therein, a copy of such proposed Contract being attached hereto.

NOW, THEREFORE, be it RESOLVED by the Board of County Commissioners of St. Johns County, Florida, as follows:

Section 1. The County accepts the aforementioned Contract as offered by STANLEY M. STEVENS and ROSE STEVENS upon the terms and conditions contained therein.

Section 2. By its acceptance of such proposed Contract, the County agrees:

a. To pay only the following cost involved in the purchase of said property from STANLEY M. STEVENS and ROSE STEVENS.

- i. Title Insurance
- ii. Cost of preparation of the Deed.
- iii. Cost of recording the deed.
- iv. Any other charges which may be levied necessary to the recording of the Deed.

Section 3. It is understood and agreed that the County shall clear eight (8) feet south of the right of way line of the property being purchased for the US #1 By-Pass and move the fence owned by the Seller to the south right of way line of the property being purchased for the US #1 By-Pass.

Section 4. The Chairman of the Board of County Commissioners, St. Johns County, Florida, and the Clerk of the Circuit Court for St. Johns County, ex-officio Clerk of the Board of County Commissioners, St. Johns County, Florida, or his designated Deputy Clerk, be, and they are hereby, authorized and directed to duly execute the original of such Contract.

Section 5. This Resolution shall become effective immediately upon its adoption.

ADOPTED this 14th day of June , A.D., 1988.

BOARD OF COUNTY COMMISSIONERS
OF ST. JOHNS COUNTY, FLORIDA

BY: Lawrence O. Hartley
ITS CHAIRMAN

ATTEST: CARL "BUD" MARKEL, CLERK

BY: Lynn M. McDonald
DEPUTY CLERK

CONTRACT

THIS AGREEMENT made and entered into this 14th day of June, A.D., 1988, by and between ST. JOHNS COUNTY, FLORIDA, a political subdivision of the State of Florida, hereinafter called "COUNTY", and STANLEY M. STEVENS and ROSE STEVENS, hereinafter call "Sellers."

WITNESSETH:

WHEREAS, the County proposes to construct a US #1 By-Pass, a portion of which will cross the property of the Sellers, and

WHEREAS, the County is desirous of purchasing, on a negotiated basis, the property rights necessary for the construction of such highway and Sellers are desirous of selling upon the terms and conditions hereinafter expressed.

NOW THEREFORE, it is mutually agreed as follows:

1. Sellers shall sell and County shall buy, for the purchase price hereinafter set forth, all that real estate described in Exhibit "a" attached hereto and made a part hereof, said property being a part of the Northwest corner of Section 13, Township 8 South, Range 29 East, St. Johns County, Florida, together with all rights of access, light, air and view between such property being acquired by the County and the remaining lands of the Sellers.

2. The purchase price of the property rights to be acquired by the County shall be \$33,000.00 for 2.45 acres.

3. Conveyance shall be by good and sufficient warranty deed which shall convey the property in fee simple. The County shall have 30 days to make such examination of title as it deems appropriate and shall advise the Sellers, in writing, of any defects of title or exceptions thereto and Sellers shall have 15 days thereafter to clear such defects or exceptions and to close. The full purchase price shall be paid in two payments, \$16,500.00 (Sixteen Thousand Five Hundred Dollars) at closing and the balance of \$16,500.00 (Sixteen Thousand Five Hundred Dollars) on January 15, 1989.

4. It is understood and agreed that the County shall clear eight (8) feet south of the right of way line of the property being purchased for the US #1 By-Pass and move the fence owned by the Seller to the south right of way line of the property being purchased for the US #1 By-Pass.

5. It is understood and agreed that the County shall pay for title insurance and for the cost of preparation of the deed, recording of the deed and any other charges which may be levied necessary to the recording of the deed.

IN WITNESS WHEREOF the parties have hereunto set their hands and seals the day and year first written above. signed, sealed and delivered ST. JOHNS COUNTY, FLORIDA in the presence of:

Laura M. McDonald
Witness as to County

By: *Lawrence O. Hartley*
Chairman

ATTEST:

Laura M. McDonald

Carl B. Marshall
Clerk of the Circuit Court for
St. Johns County, ex-officio
Clerk of the Board of County
Commissioners, St. Johns County,
Florida

"County"

Keith R. Jount
Witness as to Sellers

Stanley M. Stevens
Stanley M. Stevens

Vera S. Harnage
Witness as to Sellers

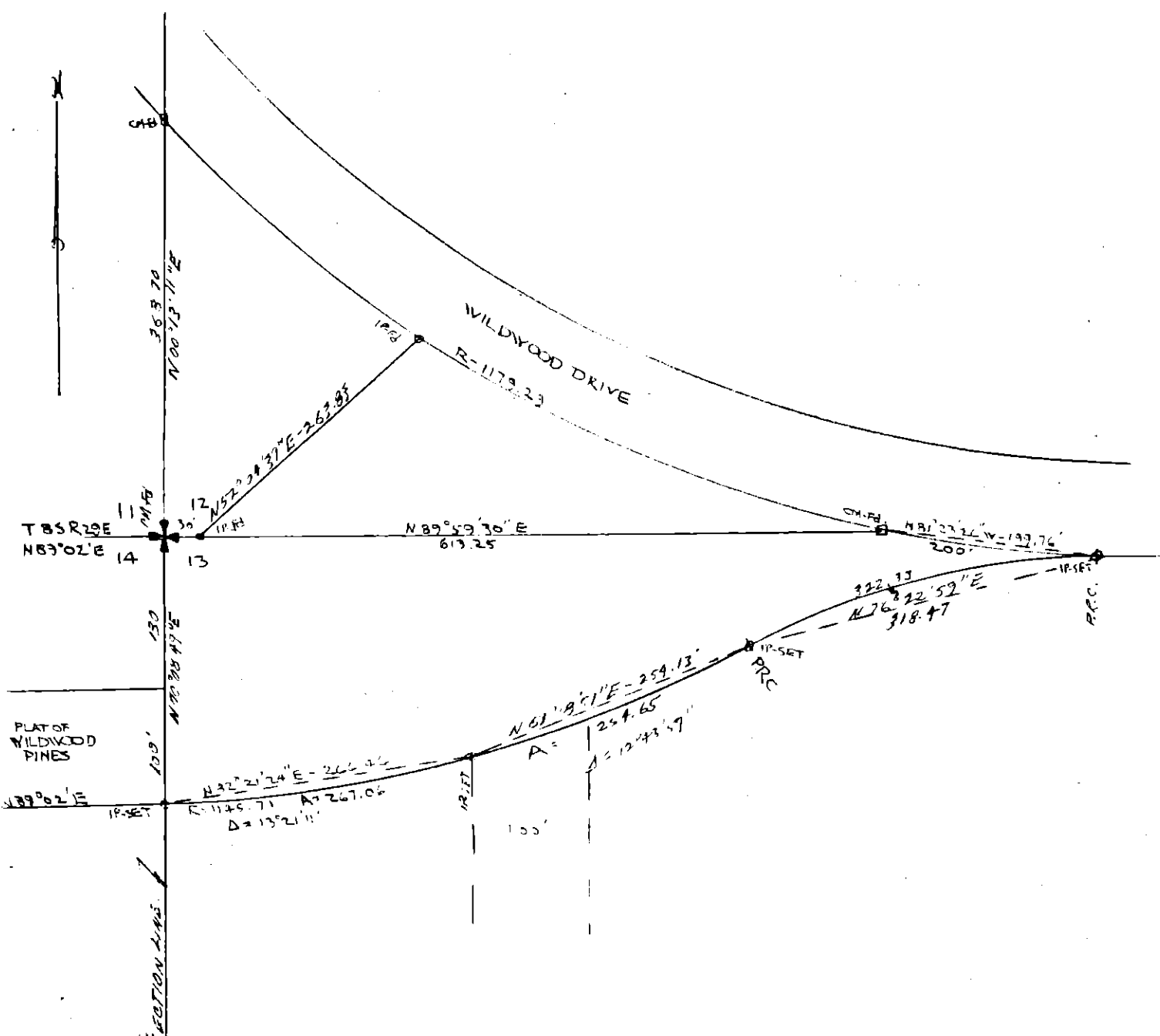
Rose Stevens
Rose Stevens

"Sellers"

SCHEDULE "A"

BOUNDARY SURVEY

Beginning at the Northwest Corner of Section 13, T 8 S, R 29 E, St. Johns County, Florida; thence S 00°08'49"W, 230 feet; thence by curve concave to the North, having a radius of 1145.92 feet, run N75°59'26"E, 517.22 feet (being the Cord Bearing and Distance); thence by curve concave to the South, having a radius of 599.56 feet, run N 76°22'59"E, 318.47 feet (being the Cord Bearing and Distance) to intersect the Right of Way of Wildwood Drive; thence by curve concave to the North, having a radius of 1179.29 feet, run N 81°23'26"W, 199.76 feet; thence run S89°59'30"W, 613.53 feet to the POINT OF BEGINNING. Containing 2.45 Acres.



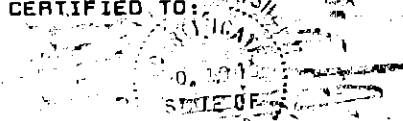
BEARINGS REFER TO THE WEST LINE OF SECTION 13
Fence line on the north and west not shown

I HEREBY CERTIFY that the attached map is a true and correct representation of a survey made by me and that said survey complies with Rule 21 H116, F.A.C., pursuant to Section 472.027 Florida Statutes, to the best of my knowledge and belief.

Randell E Fisher signed 5/25/88
Fla. Reg. Surveyor, Cert. No. 1946
CERTIFIED TO:

RANDELL E FISHER
2 PALENCIA ST.
ST. AUGUSTINE FLORIDA

WILDWOOD PINES



DATE: 5/25/88

(04/26/88 -10-5.3501)

Motion by Lydon, seconded by Bailey, carried 5/0, adopting Resolution No. 88-105.

RESOLUTION NO. 88-105

A RESOLUTION PROCLAIMING THE WEEK OF APRIL 24 THROUGH APRIL 30, 1988 AS DOMESTIC VIOLENCE COMMUNITY AWARENESS WEEK.

(04/26/88 -10-5.3537)

Motion by Bailey, seconded by Waldron, carried 5/0, adopting Resolution No. 88-106.

RESOLUTION NO. 88-106

A RESOLUTION OF THE COUNTY OF ST. JOHNS, STATE OF FLORIDA HONORING CHARLES C. SPACE.

(04/26/88 - 10 - 5.3550)

Motion by Bailey, seconded by Waldron, carried 5/0, adopting Resolution No. 88-107.

RESOLUTION NO. 88-107

A RESOLUTION OF THE COUNTY OF ST. JOHNS, STATE OF FLORIDA HONORING ALLAN I. RUBIN.

(04/26/88 - 10 - 5.3605)

Dr. Wayne O'Connell, County Health Department requested Board approval for a Budget Amendment in the amount of \$50,000.00 to continue the OB Program at Flagler Hospital along with additional funding for pediatric coverage and anesthesiologist fees. Lydon indicated the need for a workshop. Motion by Lydon, seconded by Bailey, authorizing a Budget Amendment in the amount of \$50,000.00 to continue the OB Program at Flagler Hospital and place the request for additional funding for pediatric coverage and anesthesiologist fees under advisement.

(04/26/88 - 10 - 6.0023)

Bailey indicated the need for a workshop for planning purposes. Lydon responded indicating we should discuss this with Mr. Napier.

(04/26/88 - 10 - 6.0062)

Space reported the Administrative Hearing on the DER Notice of Intent regarding the Duval County Southeast Landfill is still being scheduled at this time. Discussion followed. (6.0200) Gene Jentry, 512 LaMaster Drive commented on this issue. Motion by Waldron, seconded by Bailey, carried 5/0, authorizing Dan Castle to notify the appropriate authorities that St. Johns County will take part in the Administrative Hearing and instructing staff to prepare a report as to the dollar amount and recommendations for the Board's consideration under Staff Reports at the May 10th BCC Meeting.

(04/26/88 - 10 - 6.0600)

Space requested Board approval for amendments to the Connelly & Wicker, Inc. Contract as follows: Amendment No. 5, S.R. #312 from S.R. #207 to U.S. #1; Amendment No. 6, Dobbs Road - S.R. #207 Connector; Amendment No. 7, S.R. #312 Miscellaneous Surveys and Amendment No. 8, C.R. #210 - Sampson Creek Bridge Replacement. Motion by Waldron, seconded by Bailey, carried 5/0, approving said Amendments.

(04/26/88 - 10 - 6.0635)

Space requested public hearing date for an Ordinance amending Ordinances No. 86-4, 87-24 and 87-43, St. Johns County Paving and Drainage Ordinance, which would provide provisions to regulate paving and drainage requirements for mining and borrow pits. Motion by Lydon, seconded by Waldron, carried 5/0, setting public hearing date for June 14, 1988 at 3:00 p.m.

(04/26/88 - 10 - 6.0702)

~~Space requested Board authorization to negotiate for approximately 2 1/2 acres to complete the intersection which will go into the U.S. #1 Bypass. Motion by Waldron, seconded by Brubaker, carried 5/0, authorizing same.~~

REPORTS:

1. Notice of Hearing to all investor-owned electric and gas utilities and all other interested persons regarding Docket No. 880001-E1, 880002-EG and 880003-GU issued 4/27/88.
2. St. Johns County Welfare Federation Cases Receiving Aide for March, 1988.

CORRESPONDENCE:

1. Letter dated April 18, 1988 to M. C. Carr regarding Orchis Road, St. Augustine South Subdivision.

WARRANTY DEED

THIS INDENTURE, made this 22nd day of June, 1988 A.D., Between STANLEY M. STEVENS and ROSE J. STEVENS, his wife,

GRANTORS; and ST. JOHNS COUNTY, a Political Subdivision of the State of Florida whose address is: P.O. Box 479, St. Augustine, FL 32085 GRANTEES.

WITNESSETH that the GRANTORS, for and in consideration of the sum of \$10.00 and other good and valuable consideration to GRANTORS in hand paid by GRANTEES, the receipt whereof is hereby acknowledged, have granted, bargained and sold to the said GRANTEES and GRANTEES' heirs and assigns forever, the following described land, situate, lying and being in the County of St. Johns, State of Florida to wit:

Beginning at the Northwest corner of Section 13, Township 8 South, Range 29 East, St. Johns County, Florida; thence South 00 degrees 08 minutes 49 seconds West, 230 feet; thence by curve concave to the North, having radius of 1145.92 feet, run North 75 degrees 59 minutes 26 seconds East, 517.22 feet (being the Cord Bearing and Distance); thence by curve concave to the South, having a radius of 599.56 feet, run North 76 degrees 22 minutes 59 seconds East, 318.47 feet (being the Cord Bearing and Distance) to intersect the Right of Way of Wildwood Drive; thence by curve concave to the North, having a radius of 1179.29 feet, run North 81 degrees 23 minutes 26 seconds West, 199.76 feet; thence run South 89 degrees 59 minutes 30 seconds West, 613.53 feet to the Point of Beginning.

SUBJECT TO Right-of-Way Agreement to Florida Power & Light Company as set forth in instrument recorded in Official Records Book 236, page 691, of the public records of St. Johns County, Florida.

and the GRANTORS do hereby fully warrant the title to said land, and will defend the same against lawful claims of all persons whomsoever. Subject to taxes for the year 1988, and all subsequent years.

IN WITNESS WHEREOF, the GRANTORS have hereunto set their hand and seal the day and year first above written. Signed, sealed and delivered in our presence:

Martha W. Garrison
(Witness)

Stanley M. Stevens
STANLEY M. STEVENS

Luanne R. Hickey
(Witness)

Rose J. Stevens
ROSE J. STEVENS

STATE OF FLORIDA
COUNTY OF ST. JOHNS

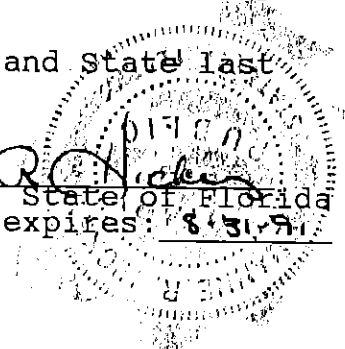
I HEREBY CERTIFY that on this day before me, an officer duly qualified to take acknowledgements, personally appeared STANLEY M. STEVENS and ROSE J. STEVENS, his wife

to me known to be the person(s) described in and who executed the foregoing instrument and they acknowledged before me that they executed the same.

WITNESS my hand and official seal in the County and State last aforesaid this 22nd day of June, 1988.

This Document Prepared By:
Luanne R. Hickey for
NORTH FLORIDA TITLE COMPANY
1510 PONCE DE LEON BLVD., SUITE A
ST. AUGUSTINE, FL 32085
0269*88-754SA

Luanne R. Hickey
Notary Public, State of Florida
My commission expires: 8-31-91



FILED AND RECORDED IN
PUBLIC RECORDS OF
ST. JOHNS COUNTY, FLA.

RECORD VERIFIED
[Signature]

88 JUN 23 AM 11:05

Carl "Bud" Markel
CLERK OF CIRCUIT COURT

Documentary Tax Pd. \$ 181.50
\$ 0 Intangible Tax Pd.
Carl "Bud" Markel, Clerk St. Johns
County By: abm D.C.