

RESOLUTION NO. 88-193

WHEREAS, a petition has been filed by qualified land owners to vacate part of certain public streets, alleyways or roads hereinafter described; and,

WHEREAS, this Board has heretofore passed a resolution as required by Section 336.09, Florida Statutes, and Notice of Public Hearing has been duly published and Proof of Publication has been filed with this Board; and,

WHEREAS, it appears that there are no objections and the averments of said petition are true,

NOW, THEREFORE, IN CONSIDERATION OF THE PREMISES, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, FLORIDA, as follows:

1.

That the following described streets, alleyways or roads, to wit:

Legal description as per attached SCHEDULE "A"

be and the same are hereby vacated, abandoned, discontinued and closed, and this Board hereby renounces and disclaims any right of the County and the Public in and to the above described streets, alleyways or roads, and any land in connection therewith.

2.

That the notice required by Section 336.10, Florida Statutes, of the adoption of this resolution is hereby authorized to be published.

3.

That the applicant shall pay all recording costs.

DATED this 12th day of July, 1988

BOARD OF COUNTY COMMISSIONERS
OF ST. JOHNS COUNTY, FLORIDA

BY: Lawrence D. Hartley
Chairman

ATTEST: CARL "BUD" MARKEL, CLERK

BY: Spencer M. McDonald
Deputy Clerk

EXHIBIT "A"

RIGHT-OF-WAY TO BE ABANDONED

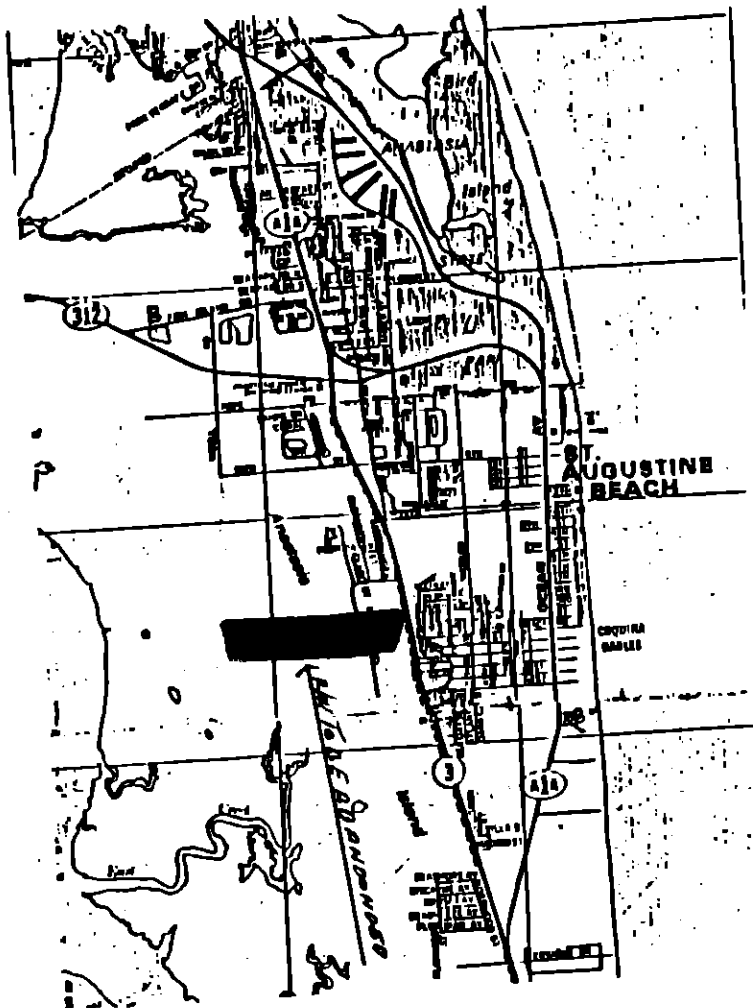
A portion of Section 33, Township 7 South, Range 30 East TOGETHER WITH a portion of Section 4, Township 8 South, Range 30 East, St. Johns County, Florida and lying left of and within 50 feet as measured at right angles to Course No. 1, and also lying left of and within 50 feet as measured at right angles to and lying right of and within 50 feet as measured at right angles to Course No.'s 2 and 3: BEGIN at the Southwest corner of the Southeast 1/4 of the Southeast 1/4 of said Section 33, Township 7 South, Range 30 East; thence the following three (3) courses and distances: COURSE NO. 1: South 89°19'05" West, 655.86 feet; COURSE NO. 2: South 89°19'05" West, 655.86 feet; COURSE NO. 3: South 89°17'53" West, 1287.50 feet to the POINT OF TERMINATION, being bounded on the East by the East line of the East 1/2 of the West 1/2 of the Southeast 1/4 of said Section 33, said line bearing South 00°40'55" West and passing through the POINT OF BEGINNING and being bounded on the West by a line bearing North 01°12'00" West and passing through the POINT OF TERMINATION.

It is the intent of the above described lands that the side lines be lengthened and/or shortened as necessary to form a single continuous strip.

RIGHT-OF-WAY TO BE ABANDONED

A portion of Section 4, Township 8 South, Range 30 East, St. Johns County, Florida, lying right of and within 40.00 feet as measured at right angles to the following described line: BEGIN at the Northwest corner of the Northeast 1/4 of the Northeast 1/4 of said Section 4; thence North 89°19'05" East along the North line of said Northeast 1/4 of Northeast 1/4, a distance of 1279.78 feet to the POINT OF TERMINATION; being bounded on the West by the West line of the aforementioned Northeast 1/4 of the Northeast 1/4 of Section 4, Township 8 South, Range 30 East, said line bearing South 00°40'55" East and passing through the POINT OF BEGINNING and being bounded on the East by the Westery right-of-way line of State Road No. 93 (a 100 foot right-of-way as now established), said point also lying on a curve being concave Westery, having a radius of 5679.65 feet and passing through the POINT OF TERMINATION.

It is the intent of the above described lands that the side lines be lengthened and/or shortened as necessary to form a single continuous strip (40 feet in width).



... .. lines be lengthened.
... .. curb a single continuous strip (40 feet in

**PETITION TO VACATE PORTIONS OF
CERTAIN STREETS, ALLEYWAYS OR ROADS**

TO: THE HONORABLE BOARD OF COUNTY COMMISSIONERS OF ST.
JOHNS COUNTY, FLORIDA

COMES NOW, MARSH CREEK PARTNERSHIP and EDGAR L. COOKSEY,
and SHIRLEY ANN COOKSEY, his wife
jointly and respectfully petition this Honorable Board as
follows:

1. To vacate, abandon, discontinue and close portion
of those certain public streets, alleyways or roads situated in
St. Johns County, Florida, hereinafter more particularly
described; to renounce and disclaim any right of St. Johns
County and the public in and to the lands constituting such
portions of said streets, alleyways or roads; and to renounce
and disclaim any right of St. Johns County and the public in
and to any lands or interest therein acquired by purchase,
gift, devise, dedication or prescription for such portions of
said streets, alleyways or roads described as follows:



Legal description as per attached SCHEDULE "A".

2. To adopt a resolution declaring that at a
definite time and place a public hearing will be held to
consider the advisability of the above, and to public notice as
prescribed by Section 336.10, Florida Statutes 1985, one time
in a newspaper of general circulation advising of a public
hearing in connection with the above matter, and thereafter
adopting a resolution renouncing and disclaiming any right of
the County and the public in any to the hereinbefore described
portions of streets, alleyways or roads, and vacating,
abandoning, discontinuing and closing same.

3. In support hereof, Petitioners show that they are
the owners of all the lands abutting said portions of streets,
alleyways or roads sought to be vacated, and Petitioner is the

only person who would be affected thereby; and said portion of streets, alleyways or roads are no longer necessary nor desirable.

4. Petitioner further shows that said portions of streets, alleyways or roads sought to be vacated are neither State or Federal highways and are wholly without the limits of any municipality.

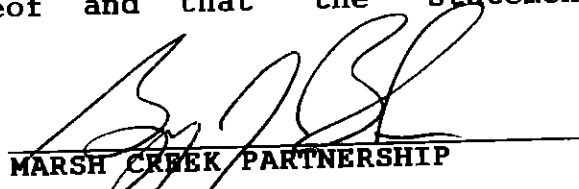

MARSH CREEK PARTNERSHIP

EDGAR COOKSEY


SHIRLEY ANN COOKSEY

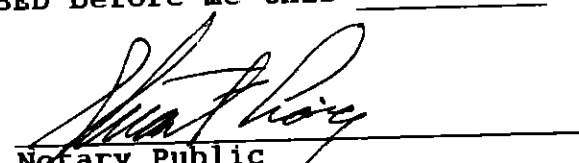
STATE OF FLORIDA

COUNTY OF ST. JOHNS

GREGORY J. BARBOUR, being by me, the undersigned officer, first duly sworn, says on oath that he is the Petitioner named in the foregoing Petition to vacate portions of certain streets, alleyways or roads; that he has read same and knows the contents thereof and that the statements contained herein are true.


MARSH CREEK PARTNERSHIP

SWORN TO AND SUBSCRIBED before me this 26 day of Jan, 1988.



Notary Public
State of Florida at Large

My Commission expires:
NOTARY PUBLIC, STATE OF FLORIDA
My Commission Expires Mar. 12, 1991

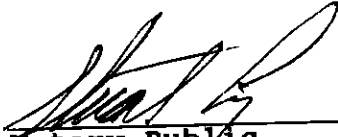
STATE OF FLORIDA

COUNTY OF ST. JOHNS

EDGAR COOKSEY, being by me, the undersigned Officer, first duly sworn, says on oath that he is the Petitioner named in the foregoing Petition to vacate portions of certain streets, alleyways or roads; that he has read same and knows the contents thereof and that the statements contained herein are true.


EDGAR COOKSEY

SWORN TO AND SUBSCRIBED before me this 26 day
of April, 1988.



Notary Public
State of Florida at Large

My Commission Expires:

STATE OF FLORIDA
COUNTY OF ST. JOHNS


NOTARY PUBLIC, STATE OF FLORIDA
My Commission Expires Mar. 12, 1991

SHIRLEY ANN COOKSEY, being by me, the undersigned Officer,
first duly sworn, says on oath that she is the Petitioner named
in the foregoing Petition to vacate portions of certain streets,
alleyways or roads; that she has read same and knows the contents
thereof and that the statements contained herein are true.



SHIRLEY ANN COOKSEY

SWORN TO AND SUBSCRIBED before me this 27 day
of April, 1988.



Notary Public
State of Florida at Large

My Commission Expires:

NOTARY PUBLIC, STATE OF FLORIDA
My Commission Expires Mar. 12, 1991

EXHIBIT "A"

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