

RESOLUTION NO. 88-3

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:

A 12 foot alleyway lying in Block 19, Rothchilds Addition to St. Augustine, Florida as shown on the map as recorded in Mapbook 3, page 133, Public Records of St. Johns County, Florida, said alleyway being bounded on the North by Lots 9, 10, 11 and 12 of said Block 19; being bounded on the East by Pearl Street as shown on the map of above referenced subdivision; being bounded on the South by Lots 7 and 8 of said Block 19; and being bounded on the West by West Street as shown on the map of above referenced subdivision.

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 12 day of January, 1988.

BOARD OF COUNTY COMMISSIONERS  
OF ST. JOHNS COUNTY, FLORIDA

BY: Lawrence O. Partley  
Chairman

ATTEST: CARL "BUD" MARKEL, CLERK

BY: Agnes M. McDonald  
Deputy Clerk



COUNTY COURTHOUSE  
ST. AUGUSTINE, FLORIDA  
Oldest City in the United States

# BOARD OF COUNTY COMMISSIONERS

*Historical St. Johns County, Florida*

PLANNING & ZONING DEPARTMENT

P. O. DRAWER 349  
ST. AUGUSTINE, FLORIDA  
32085-0349

717  
TELEPHONE: 824-8131  
(EXT. 422 OR 423)

December 28, 1987

## Memorandum

TO: Board of County Commissioners  
FROM: Planning and Zoning Staff  
SUBJECT: Petition to vacate unnamed alley in Rothschild  
Subdivision

At the last regular meeting of the Planning and Zoning Agency held on December 17, 1987, a unanimous recommendation was given to vacate the above referenced alley, as per petition filed by Chester M. Sims. Review by Staff finds no public need or necessity for retaining the undeveloped alleyway for public right-of-way purposes and therefore recommend abandonment.

*Betty Sue Solana*

Betty Sue Solana  
Planning Technician

BSS:tm



PAUL L. TAYLOR  
REG. LAND SURVEYOR NO. 2674

OFFICE

133 South Dixie Highway  
St. Augustine, Florida 32084  
1-904-824-1427



November 9, 1987

A 12 foot alleyway lying in Block 19, Rothchilds Addition to St. Augustine, Florida as shown on the map as recorded in Mapbook 3, page 133, Public Records of St. Johns County, Florida, said alleyway being bounded on the North by Lots 9, 10, 11 and 12 of said Block 19; being bounded on the East by Pearl Street as shown on the map of above referenced subdivision; being bounded on the South by Lots 7 and 8 of said Block 19; and being bounded on the West by West Street as shown on the map of above referenced subdivision.

Legal Prepared By:

A handwritten signature in cursive script that reads "P.L. Taylor".

Paul L. Taylor, P.L.S.  
Registered Land Surveyor #2674 FL  
133 South Dixie Highway  
St. Augustine, Fl 32086  
1-904-824-1427

SCHEDULE A

PETITION TO VACATE PORTIONS OF  
CERTAIN STREETS, ALLEYWAYS OR ROADS

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

Comes now *Chester M. Smith*

and respectfully petitions this Honorable Board as follows:

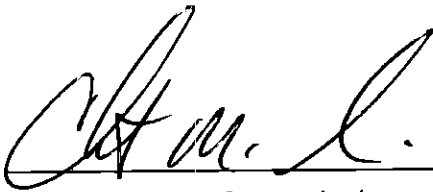
1. To vacate, abandon, discontinue and close portions of those certain public streets, alleyways or roads situate in St. Johns County, Florida, hereinafter more particularly described; to renounce and disclaim any right of St. Johns County and the public in and to the lands constituting such portions 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 publish 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 and to the hereinbefore described portions of streets, alleyways or roads, and vacating, abandoning, discontinuing and closing same.

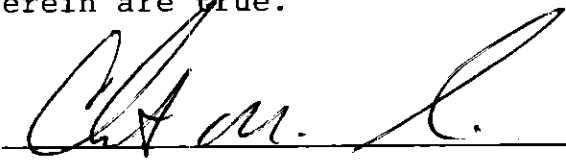
3. In support hereof, Petitioner shows that he is the owner of all the lands abutting said portions of streets, alleyways or roads sought to be vacated, and Petitioner is the only person who would be affected thereby; and said portions of streets, alleyways or roads are no longer necessary nor desirable.

4. Petitioner further shows that said portions of streets, alleyways or roads sought to be vacated are neither state nor federal highways and are wholly without the limits of any municipality.

  
Signature of Petitioner

STATE OF FLORIDA  
COUNTY OF ST. JOHNS

Chester M. Sims, 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.

  
Signature of Petitioner

SWORN TO AND SUBSCRIBED before me this 10<sup>th</sup> day of November, 1987.

Linda R. Morrison  
Notary Public  
State of Florida At Large

My commission expires:  
NOTARY PUBLIC, STATE OF FLORIDA  
My Commission Expires July 27, 1991

71 Carrera St.  
St. Augustine, Florida  
32084  
(904) 829-5674



Agent for  
American Pioneer  
Title Insurance  
Carol A. Lagasse, President

November 10, 1987

TO: The St. Johns County Board of County of Commissioners

Dear Sirs and Madams:

A careful search of the public records of St. Johns County, Florida for the real property known as: THAT CERTAIN UNNAMED ALLEY in Block 19 of ROTHSCHILD SUBDIVISION bounded on the West by West Street, bounded on the North by the South line of Lots 9, 10, 11 and 12, Block 19, ROTHSCHILD SUBDIVISION, bounded on the East by Pearl Street and bounded on the South by the North line of Lots 7 and 8, Block 19, ROTHSCHILD SUBDIVISION, reveals the following:

OWNER OF RECORD OF ALL LAND ABUTTING SUBJECT PROPERTY:

CHESTER M. SIMS


MORTGAGES AND ENCUMBRANCES:

That certain mortgage executed by Chester M. Sims in favor of P. PAUL FAGUNDO, JAMES H. DONALSON AND MARY JANE DARDI as recorded in Official Records Book 751, page 1128 of the public records of St. Johns County, Florida (only affects abutting lands)

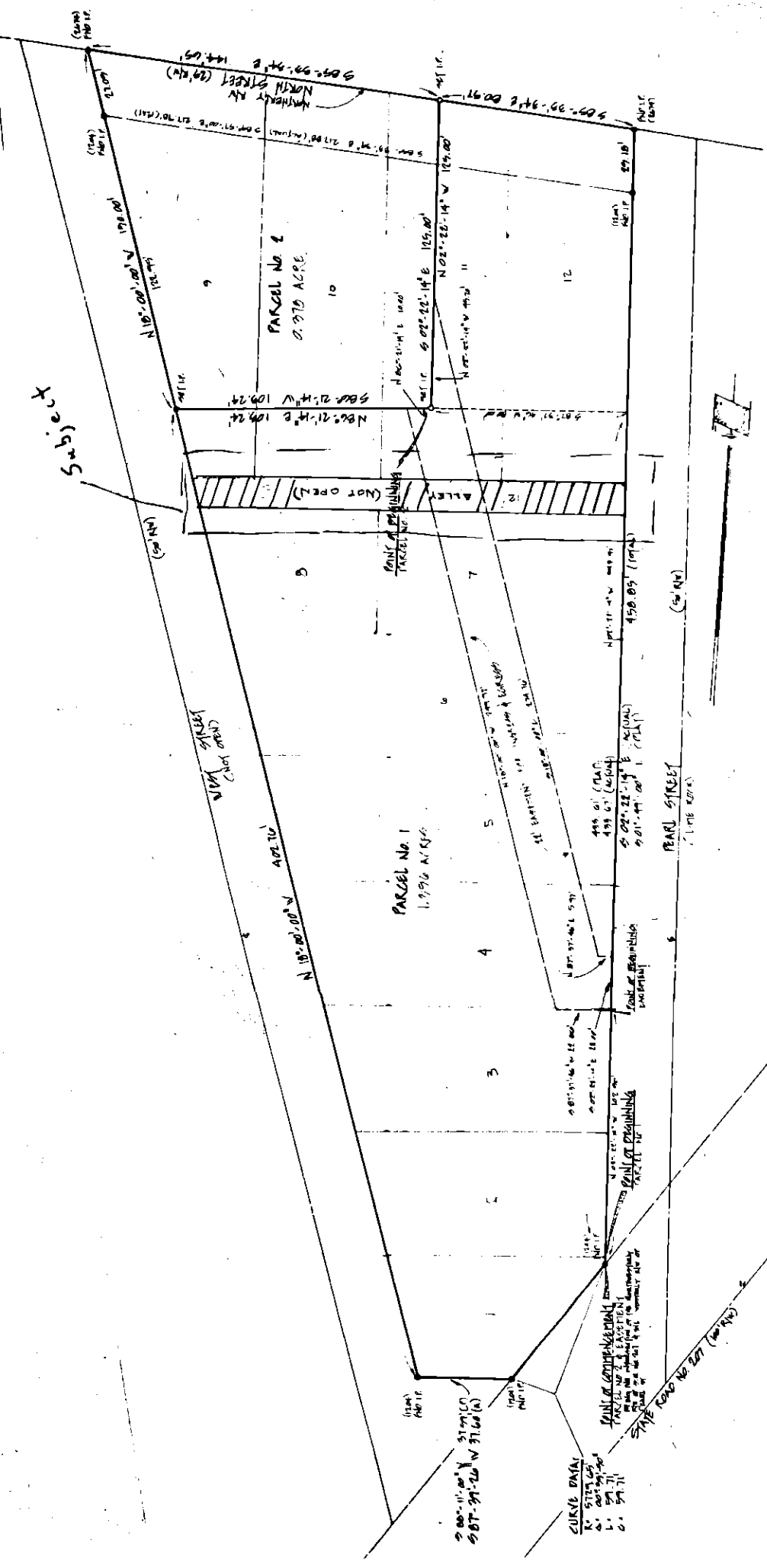
1987 taxes are now due and payable (affects only the abutting lands)

If there should be further questions, please feel free to contact me.

Sincerely,

  
Carol A. Lagasse  
President

Subject



CURVE DATA  
 R. 573.60'  
 Δ. 101.87° 31'  
 Δ. 57.71'

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