

RESOLUTION NO. 89- 250

A RESOLUTION AUTHORIZING THE EXECUTION OF A CERTAIN CONTRACT FOR THE ACQUISITION OF CERTAIN PROPERTY NECESSARY FOR THE REALIGNING AND PAVING A SECTION OF DATIL PEPPER ROAD.

WHEREAS, St Johns County, Florida, a political subdivision of the State of Florida, hereinafter called "County", has received an offer to convey certain property necessary for the County's realigning and paving of Datil Pepper Road. and

WHEREAS, The County is desirous of accepting the proposed Contract offered by the said CHARLES W. ROIG and his wife BETTY L. ROIG 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 Charles W. Roig and Betty L. Roig upon the terms and conditions contained therein.

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

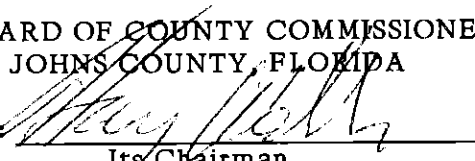
- a. To pay only the following cost involved in obtaining said property from Charles W. Roig and Betty L. Roig.
 - i. Title Insurance
 - ii. Cost of preparation of the Deed
 - iii. Cost of recording the Deed
 - iv. Any other charges which may be levied necessary to the recording of the deed.
 - v. County assumes responsibility for payment of 1989 taxes up to and including date of closing.

Section 3. 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.

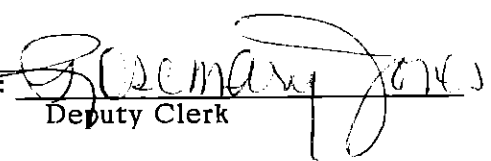
Section 4. This Resolution shall become effective immediately upon its adoption.

ADOPTED this 14th day of November, 1989.

BOARD OF COUNTY COMMISSIONERS
ST. JOHNS COUNTY, FLORIDA

BY: 
Its Chairman

ATTEST: Carl "Bud" Markel, Clerk

BY: 
Deputy Clerk

CONTRACT

THIS AGREEMENT made and entered into this 3 day of November A.D., 1989, by and between ST. JOHNS COUNTY, FLORIDA, a political subdivision of the State of Florida, hereinafter called "COUNTY", and CHARLES W. ROIG and his wife BETTY L. ROIG

WITNESSETH

WHEREAS, the County proposes to realign and pave a section of Datil Pepper Road, a portion of which will cross a portion of the property of the OWNERS, and

WHEREAS, the COUNTY is desirous of obtaining, on a negotiated basis the property rights necessary for the realigning and paving of Datil Pepper Road and OWNERS are desirous of granting such property rights upon the terms and conditions hereinafter expressed.

NOW, THEREFORE, it is mutually agreed as follows:

1. The OWNERS shall convey to the County all that real property described in "EXHIBIT A" attached hereto and made a part here of, together with all rights of access, and in consideration there fore COUNTY shall pay the assessments, if any levied by the County against the OWNERS property described in EXHIBIT "B" attached hereto under Ordinance 75-21, as amended from time to time, known as the St. Johns County Road Improvement Assessment Ordinance.
2. 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 OWNERS, in writing, of any defects of title or exceptions thereto and OWNERS shall have 15 days thereafter to clear such defects or exceptions and to close,
3. It is understood and agreed that the COUNTY shall order and pay for title insurance and for the cost of preparation of the deed, re cording of the deed, and any other charges which may be levied necessary to the recording of the deed.
4. County assumes responsibility for payment of 1989 taxes up to and including date of closing.

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

Amy B. Mulligan
Witness as to County

Connie E. McDaniel
Witness as to County

Charles W. Roig
Charles W. Roig

Betty L. Roig
Betty L. Roig

By: [Signature]
Chairman

[Signature]
Witness as to Sellers

[Signature]
Witness as to Sellers

ATTEST: C. "Bud" Markel, Clerk

[Signature]
Deputy Clerk

EXHIBIT "A"

A part of those certain lands as described in Deed Recorded in Official Record 558 Page 819 of the Public Records of St. Johns County, Florida lying left of the following described centerline, being more particularly described as follows:

A strip of land, being 60.00 feet in width for road purposes, lying 30.00 feet left and right of the following described center line to wit:

For a Point of Reference, Commence at a 4x4 concrete monument being common with Government Lots 8,9,10 and 11, Section 19, Township 8 South Range 30 East St. Johns County, and identified as an I.T.T. Rayonier Monument from the Point of Commencement thus described run South 88°18'51" West, along the Northerly line of Government Lot 10. A distance of 272.80 feet; thence North 00°11'46" East, a distance of 168.90 feet to the Point of Beginning of the herein described center line; thence South 00°11'46" West, a distance of 168.90 feet to an angle point; thence South 00°24'18" West, a distance of 1333.40 feet to an angle point; thence South 00°56'57" West, a distance of 796.82 feet to an angle point; thence South 06°04'36" East, a distance of 1863.80 feet to an angle point; thence North 88°41'19" East, a distance of 2010.33 feet to the Point of Terminus. Said Point also being described as the intersection of the centerline of U.S. No 1 (State Road No.5) and the center line of Datil Pepper Road.

EXHIBIT "B"

A part of Government Lot 10 lying East of Datil Pepper Road (also known as Moultrie Road) being located in the Southwest 1/4 of Section 19, T 8 S, R 30E St. Johns County, Florida and being more particularly described as follows:

Commence at the Southwest corner of said Section 19 and run thence along the Southerly line of said Section N 88°12' 48" E., a distance of 1015.25 feet to the Easterly line of Datil Pepper Road; thence North 0°16'12" West along said Easterly line a distance of 812.39 feet and the Point of Beginning (P.O.B.); thence continue North 0° 16'12" West a distance of 172.06 feet along said Easterly line; the North 88°12'48" East a distance of 263.64 feet to the East line of Government Lot 10; thence South 88° 12' 48" West a distance of 268.99 feet to the Easterly line of said Datil Pepper Road and the Point of Beginning. Said Parcel contains 1.05 acres more or less.