

RESOLUTION NO. 92-20

A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, FLORIDA APPROVING TRANSFER OF CERTAIN PROPERTY KNOWN AS HOLLY AVENUE, THIRD STREET, AND FOURTH STREET, MORE FULLY DESCRIBED BELOW, TO THE FLORIDA DEPARTMENT OF TRANSPORTATION FOR CONSTRUCTION OF A STATE ROAD AND BRIDGE.

WHEREAS, the Florida Department of Transportation proposes to construct an improved State Road 1A, Section 78030-2546 in St. Johns County, Florida; and

WHEREAS, it is necessary that certain lands now owned by St. Johns County be acquired by the State of Florida for the use and benefit of the Florida Department of Transportation; and

WHEREAS, said property is not needed for County purposes; and

WHEREAS, the Florida Department of Transportation has made application to St. Johns County to execute and deliver to the Florida Department of Transportation a county deed in favor of the State of Florida, conveying all rights, title and interest, including all mineral rights, that St. Johns County has in and to the lands described in Exhibit A attached hereto and made a part hereof, which lands are required for right-of-way for the above-described state road and which lands will be transferred without reservation of mineral rights pursuant to the Florida Department of Transportation's request that such mineral rights be released by the County, and said requests having been duly considered:

NOW THEREFORE BE IT RESOLVED by the Board of County Commissioners of St. Johns County as follows:

Section 1. The application of the Florida Department of Transportation for a county deed is for right-of-way purposes which are in the public or community interest and for the public welfare, and the land needed for right-of-way and other road purposes is not needed for County purposes.

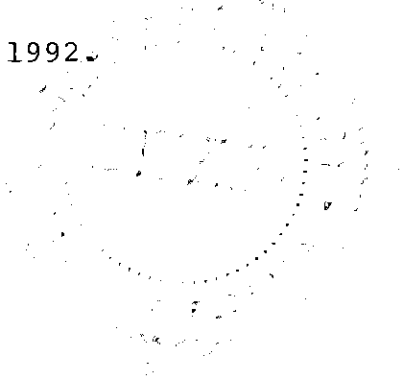
Section 2. A county deed in favor of the Florida Department of Transportation conveying all right, title and interest of St. Johns County, without warranty of title or warranty of method of conveyance, in and to the lands described in the attached Exhibit A required for right-of-way and other road purposes shall be executed by the Chairman or Vice Chairman of the Board of County Commissioners. Consideration shall be \$10.00. A copy of the proposed deed is attached to this resolution as Exhibit B.

Section 3. Florida Department of Transportation has requested, pursuant to 270.11(3), Fla. Stat. (1991), that the County release the mineral rights in the property described in Exhibit A. The request has been duly considered and granted by the Board of County Commissioners because the property at issue is to be used for construction of a bridge and for road right-of-way; therefore, all mineral rights in the subject property are hereby released.

Section 4. A certified copy of this resolution shall be forwarded forthwith to the Florida Department of Transportation at Tallahassee, Florida.

Section 5. A copy of the county deed transferring the property described in Exhibit B to the Florida Department of Transportation shall be duly recorded in the official public records of St. Johns County, Florida.

Passed and Adopted this 28 day of JANUARY, 1992.



BOARD OF COUNTY COMMISSIONERS
OF ST. JOHNS COUNTY, FLORIDA

By: [Signature]
Chairman

ATTEST: Carl "Bud" Markel, Clerk of Courts

By: [Signature]
Deputy Clerk

PART "A"

A portion of Holly Avenue, Third Street, and Fourth Street according to the map of Unit "A" of Surfside, as recorded in Map Book 4, Page 32, of the public records of St. Johns County, Florida, in Section 5, Township 7 South, Range 30 East, being more particularly described as follows:

Begin at the intersection of the Easterly right of way line of Third Street (a 50.00 foot right of way) with the Northerly right of way line of Holly Avenue (a 50.00 foot right of way) and run North $16^{\circ}24'13''$ West along the Easterly right of way line of said Third Street, a distance of 6.75 feet; thence South $88^{\circ}07'45''$ West, a distance of 51.65 feet to the Westerly right of way line of said Third Street; thence South $16^{\circ}24'13''$ East along the Westerly right of way line of said Third Street, a distance of 19.71 feet to the Northerly right of way line of said Holly Avenue; thence South $73^{\circ}35'47''$ West along the Northerly right of way line of said Holly Avenue, a distance of 47.26 feet to the Easterly right of way line of Fourth Street (a 50.00 foot right of way); thence North $26^{\circ}48'27''$ West along the Easterly right of way line of said Fourth Street, a distance of 34.12 feet; thence South $88^{\circ}07'45''$ West, a distance of 55.14 feet to the Westerly right of way line of said Fourth Street; thence South $26^{\circ}48'27''$ East along the Westerly right of way line of said Fourth Street, a distance of 220.56 feet; thence North $88^{\circ}07'45''$ East, a distance of 55.14 feet to the Easterly right of way line of said Fourth Street; thence North $26^{\circ}48'27''$ West along the Easterly right of way line of said Fourth Street, a distance of 135.61 feet to the Southerly right of way line of said Holly Avenue; thence North $73^{\circ}35'47''$ East along the Southerly right of way line of said Holly Avenue, a distance of 38.08 feet to the Westerly right of way line of said Third Street; thence South $16^{\circ}24'13''$ East along the Westerly right of way line of said Third Street, a distance of 136.91 feet; thence North $88^{\circ}07'45''$ East, a distance of 51.65 feet to the Easterly right of way line of said Third Street; thence North $16^{\circ}24'13''$ West along the Easterly right of way line of said Third Street a distance of 149.87 feet to the Southerly right of way line of said Holly Avenue; thence North $73^{\circ}35'47''$ East along the Southerly right of way line of said Holly Avenue, a distance of 218.90 feet; thence South $88^{\circ}07'45''$ West, a distance of 199.26 feet to the Northerly right of way line of said Holly Avenue; thence South $73^{\circ}35'47''$ West along the Northerly right of way line of said Holly Avenue, a distance of 26.02 feet to the Point of Beginning,

Containing 0.68 acre, more or less.

ALSO:

EXHIBIT A

1 of 2

PART "B"

A portion of Second Street according to the map of Unit "A" of Surfside, as recorded in Map Book 4, Page 32, of the public records of St. Johns County, Florida, in Section 4 and Section 5, Township 7 South, Range 30 East, being more particularly described as follows:

Begin at the intersection of Southerly right of way line of Holly Avenue (a 50.00 foot right of way) with the Westerly right of way line of Second Street (a 50.00 foot right of way) and run South $16^{\circ}24'13''$ East along said Westerly right of way line, a distance of 250.00 feet to the intersection of said Westerly right of way line with the Northerly right of way line of Poplar Avenue (a 50.00 foot right of way); thence North $73^{\circ}35'47''$ East, a distance of 50.00 feet to the intersection of said Northerly right of way line with the Easterly right of way line of said Second Street; thence North $16^{\circ}24'13''$ West along said Easterly right of way line, a distance of 250.00 feet to the intersection of said Easterly right of way line with the Southerly right of way line of said Holly Avenue; thence South $73^{\circ}35'47''$ West, a distance of 50.00 feet to the Point of Beginning,

Containing 12,500 square feet, more or less.

ALSO:

PART "C"

A portion of First Street according to the map of Unit "A" of Surfside, as recorded in Map Book 4, Page 32 of the Public records of St. Johns County, Florida, in Section 4, Township 7 South, Range 30 East, being more particularly described as follows:

Commence at the intersection of the Southerly right of way line of Holly Avenue (a 50.00 foot right of way) with the Westerly right of way line of First Street (a 50.00 foot right of way) and run South $16^{\circ}24'13''$ East along said Westerly right of way line, a distance of 62.50 feet to the Point of Beginning; thence continue South $16^{\circ}24'13''$ East along said Westerly right of way line, a distance of 187.50 feet to the intersection of said Westerly right of way line with the Northerly right of way line of Poplar Avenue (a 50.00 foot right of way); thence North $73^{\circ}35'47''$ East, a distance of 50.00 feet to the intersection of said Northerly right of way line with the Easterly right of way line of said First Street; thence North $16^{\circ}24'13''$ West along said Easterly right of way line, a distance of 187.50 feet; thence South $73^{\circ}35'47''$ West, a distance of 50.00 feet to the Point of Beginning,

Containing 9,375 square feet, more or less.

EXHIBIT A

2 of 2

COUNTY DEED

THIS DEED, made without warranty of title or warranty of method of conveyance, made this _____ day of _____, 1992 by the Board of County Commissioners of St. Johns County, Florida, party of the first part, and Florida Department of Transportation, party of the second part,

WITNESSETH that the said party of the first part, for and in consideration of the sum of Ten Dollars (\$10.00) to it in hand paid by the party of the second part, receipt whereof is hereby acknowledged, has granted, bargained and sold to the party of the second part, its successors and assigns forever, the following described land lying and being in St. Johns County, Florida:

PART "A"

A portion of Holly Avenue, Third Street, and Fourth Street according to the map of Unit "A" of Surfside, as recorded in Map Book 4, Page 32, of the public records of St. Johns County, Florida, in Section 5, Township 7 South, Range 30 East, being more particularly described as follows:

Begin at the intersection of the Easterly right of way line of Third Street (a 50.00 foot right of way) with the Northerly right of way line of Holly Avenue (a 50.00 foot right of way) and run North $16^{\circ}24'13''$ West along the Easterly right of way line of said Third Street, a distance of 6.75 feet; thence South $88^{\circ}07'45''$ West, a distance of 51.65 feet to the Westerly right of way line of said Third Street; thence South $16^{\circ}24'13''$ East along the Westerly right of way line of said Third Street, a distance of 19.71 feet to the Northerly right of way line of said Holly Avenue; thence South $73^{\circ}35'47''$ West along the Northerly right of way line of said Holly Avenue, a distance of 47.26 feet to the Easterly right of way line of said Fourth Street (a 50.00 foot right of way); thence North $26^{\circ}48'27''$ West along the Easterly right of way line of said Fourth Street, a distance of 34.12 feet; thence South $88^{\circ}07'45''$ West, a distance of 55.14 feet to the Westerly right of way line of said Fourth Street; thence South $26^{\circ}48'27''$ East along the Westerly right of way line of said Fourth Street, a distance of 220.56 feet; thence North $88^{\circ}07'45''$ East, a distance of 55.14 feet to the Easterly right of way line of said Fourth Street; thence North $26^{\circ}48'27''$ West along the Easterly right of way line of said Fourth Street, a distance of 135.61 feet to the Southerly right of way line of said Holly Avenue; thence North $73^{\circ}35'47''$ of 38.08 feet to the Westerly right of way line of said Third Street; thence South $16^{\circ}24'13''$ East along the Westerly right of way line of said Third Street, a distance of 136.91 feet; thence North $88^{\circ}07'45''$ East, a distance of 51.65 feet to the Easterly right of way line of said Third Street; thence North $16^{\circ}24'13''$ West along the Easterly right of way line of said Third Street a distance of 149.87 feet to the Southerly right of way line of said Holly Avenue; thence North $73^{\circ}35'47''$ East along the Southerly right of way line of said Holly Avenue, a distance of 218.90 feet; thence South $88^{\circ}07'45''$ West, a distance of 199.26 feet to the Northerly right of way line of said Holly Avenue; thence South $73^{\circ}35'47''$ West along the Northerly right of way line of said Holly Avenue, a distance of 26.02 feet to the Point of Beginning,

Containing 0.68 acre, more or less.

ALSO:

EXHIBIT B

PART "B"

A portion of Second Street according to the map of Unit "A" of Surfside, as recorded in Map Book 4, Page 32, of the public records of St. Johns County, Florida, in Section 4 and Section 5, Township 7 South, Range 30 East, being more particularly described as follows:

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Containing 12,500 square feet, more or less.

ALSO:

PART "C"

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Containing 9,375 square feet, more or less.

IN WITNESS WHEREOF, the said party of the first part has caused these presents to be executed in its name by its Board of County Commissioners acting by the Chairman or Vice Chairman of said Board, the date and year aforesaid.

BOARD OF COUNTY COMMISSIONERS
OF ST. JOHNS COUNTY, FLORIDA

By: _____
Its Chairman

ATTEST: CARL "BUD" MARKEL, CLERK

By: _____
Clerk

(OFFICIAL SEAL)

COUNTY DEED

THIS DEED, made without warranty of title or warranty of method of conveyance, made this 28 day of January, 1992 by the Board of County Commissioners of St. Johns County, Florida, party of the first part, and Florida Department of Transportation, party of the second part,

WITNESSETH that the said party of the first part, for and in consideration of the sum of Ten Dollars (\$10.00) to it in hand paid by the party of the second part, receipt whereof is hereby acknowledged, has granted, bargained and sold to the party of the second part, its successors and assigns forever, the following described land lying and being in St. Johns County, Florida:

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Containing 0.68 acre, more or less.

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PART "C"

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Containing 9,375 square feet, more or less.

IN WITNESS WHEREOF, the said party of the first part has caused these presents to be executed in its name by its Board of County Commissioners acting by the Chairman or Vice Chairman of said Board, the date and year aforesaid.

BOARD OF COUNTY COMMISSIONERS
OF ST. JOHNS COUNTY, FLORIDA

By: J. S. B. G. L.
Its Chairman

ATTEST: CARL "BUD" MARKEL, CLERK

By: Patricia DeGrande
Deputy Clerk

(OFFICIAL SEAL)