

RESOLUTION No. 92-37

A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, FLORIDA AUTHORIZING THE COUNTY'S PURCHASE OF THE CANALS WITHIN THE TREASURE BEACH CANAL MSBU.

WHEREAS, on December 10, 1991 the Board of County Commissioners of St. Johns County Florida, (the "Board") adopted its ordinance No. 91-47 creating and establishing the Treasure Beach Canal Municipal Services Benefit Unit (the "MSBU"); and

WHEREAS, on February 25, 1992, the Board passed its Resolution No. 92-34 stating its intent to levy and collect certain non-ad valorem assessments on lands located within the MSBU; and

WHEREAS, on February 25, 1992 the Board passed its Resolution No. 92-36 establishing the Treasure Beach Canal MSBU Fund within the County budget and expressing the county's official intention to reimburse certain preliminary capital costs pertaining to the Treasure Beach Canals with the proceeds of the tax exempt bonds described in the resolution; and

WHEREAS, the surviving Directors and Trustees of St. Augustine Beach South Corporation, a dissolved Florida Corporation, have offered to sell the canals located within the MSBU to the county for \$31,033.44 as described in their letter (with affidavit) attached hereto as Exhibit A and the Board considers such price to be fair and appropriate.

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

Section 1. The Board of County Commissioners of St. Johns County, Florida (the "Board") accepts the assessment appraisal of the canals attached hereto as Exhibit B.

Section 2. The Board accepts the committment for Title

Insurance on the canals attached hereto as Exhibit C.

Section 3. The Board accepts the deed, a copy of which is attached hereto as Exhibit D, and instructs the Clerk of the Board (the "Clerk") to record the deed in the official public records of St. Johns County, Florida at county expense.

Section 4. The Clerk is hereby instructed to pay the purchase price as described in Exhibit A.

Section 5. All county costs incurred by reason of this resolution shall be paid from the Treasure Beach Canal MSBU Fund and shall be reimbursed from bond proceeds as described in Resolution No. 92-36.

PASSED AND ADOPTED BY THE BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, FLORIDA THIS 25th DAY OF February, 1992



BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, FLORIDA

BY: Fred Biller  
Its Chairman

ATTEST: CARL "BUD" MARKEL, CLERK

BY: Andy Edgell  
Deputy Clerk

VERIFIED BY  
*EM*

This Instrument Prepared By:  
JOHN D. BAILEY, JR.  
Upchurch, Bailey and Upchurch, P.A.  
780 North Ponce de Leon Boulevard  
St. Augustine, Florida 32085-3007

QUIT-CLAIM DEED

*Innoc. C. Kent  
@ Rec 9+150  
Doc 186.20*

THIS QUIT-CLAIM DEED, executed this 30 day of JANUARY, 1992, by HERMAN C. STEINER and STEVEN J. STEINER, as surviving Directors and Trustees of ST. AUGUSTINE BEACH SOUTH CORPORATION, a dissolved Florida corporation which was dissolved on November 14, 1986, Grantor, to ST. JOHNS COUNTY, a political subdivision of the State of Florida, Grantee, whose post office address is c/o Clerk of the Circuit Court, St. Johns County, Florida.

WITNESSETH, that the said Grantor, for and in consideration of the sum of \$10.00 in hand paid by the said Grantee, the receipt whereof is hereby acknowledged, does hereby remise, release and quit-claim unto the said Grantee, all right, title, interest, claim and demand which the said Grantor has in and to the following described lot, piece or parcel of land, situate, lying and being in the County of St. Johns, State of Florida, to-wit:

All that part of those certain canals shown on the plats of Treasure Beach, Second Addition, as recorded in Plat Book 11, Pages 42 through 44, and Treasure Beach, Third Addition, as recorded in Plat Book 11, Page 45 through 48, public records of St. Johns County, Florida, excluding therefrom all docks and bulkheads that are within the canal boundaries and are existing as of the date of this conveyance. This exclusion shall not be deemed to exclude the lands within the canal boundaries that are under the docks and bulkheads from this conveyance to St. Johns County.

This conveyance is subject to the non-exclusive right of all abutting property owners, their heirs and assigns, to use the canals in common, with the Grantee and its assigns.

This conveyance is further subject to the existing rights, if any, of the public to use the canals in common with the abutting lot owners.

TO HAVE AND TO HOLD the same together with all and singular the appurtenances thereunto belonging or in anywise appertaining, and all the estate, right, title, interest, lien, equity and claim whatsoever of the said Grantor, either in law or equity, to the only proper use, benefit and behoof of the said Grantees forever.

IN WITNESS WHEREOF, the said Grantor has signed and sealed these presents the day and year first above written.

Signed, sealed and delivered in the presence of:

*Patricia E. Kent*  
Witness PATRICIA E. KENT

*Theresa Delgado*  
Witness THERESA DELGADO

*[Signature]*  
HERMAN C. STEINER, as surviving Director and Trustee of St. Augustine Beach South Corporation, a dissolved Florida corporation  
690 N.W. 116th Street  
Miami, Florida 33168

PATRIKA  
Witness PATRICIA E KENT

[Signature]  
STEVEN J. STEINER, as surviving  
Director and Trustee of St.  
Augustine Beach South Corporation, a  
dissolved Florida corporation  
690 N.W. 116th Street  
Miami, Florida 33168

Theresa Delgado  
Witness THERESA DELGADO

STATE OF FLORIDA  
COUNTY OF DADE

I HEREBY CERTIFY that on this day, before me, an officer duly authorized in the State and County aforesaid to take acknowledgments, personally appeared HERMAN C. STEINER, as surviving Director and Trustee of St. Augustine Beach South Corporation, a dissolved Florida corporation, to me known to be the person described in or who has produced NIA as identification and who did take an oath, and who executed the foregoing instrument, and he acknowledged before me that he executed the same for the uses and purposes therein expressed.

WITNESS my hand and official seal in the County and State last aforesaid this 30 day of JANUARY, 1992.

PATRIKA  
(Name) PATRICIA E KENT  
Notary Public  
State of Florida at Large  
My commission expires: Feb. 9, 1995  
My commission number:                     

NOTARY PUBLIC STATE OF FLORIDA  
MY COMMISSION EXPIRES FEB. 9, 1995  
BONDED THROUGH GENERAL TRS. UND.

STATE OF FLORIDA  
COUNTY OF DADE

I HEREBY CERTIFY that on this day, before me, an officer duly authorized in the State and County aforesaid to take acknowledgments, personally appeared STEVEN J. STEINER, as surviving Director and Trustee of St. Augustine Beach South Corporation, a dissolved Florida corporation, to me known to be the person described in or who has produced NIA as identification and who did take an oath, and who executed the foregoing instrument, and he acknowledged before me that he executed the same for the uses and purposes therein expressed.

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This conveyance is subject to the non-exclusive right of all abutting property owners, their heirs and assigns, to use the canals in common, with the Grantee and its assigns.

This conveyance is further subject to the existing rights, if any, of the public to use the canals in common with the abutting lot owners.

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in the presence of:

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Theresa Delgado  
Witness THERESA DELGADO

Herman C. Steiner  
HERMAN C. STEINER, as surviving  
Director and Trustee of St.  
Augustine Beach South Corporation, a  
dissolved Florida corporation  
690 N.W. 116th Street  
Miami, Florida 33168

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