

RESOLUTION NO. 94- 19 _____

**RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS
OF THE COUNTY OF ST. JOHNS, STATE OF FLORIDA,
VACATING A PORTION OF THE PLAT OF JULINGTON CREEK, UNIT NINE**

Recorded in Public Records St. Johns County, FL
Clerk # 94006510 O.R. 1039 PG 493 09:26AM 02-24-94
Recording 17.00 Surcharge 2.50

WHEREAS, a petition has been filed by the qualified land owner to vacate a portion of a certain subdivision plat hereinafter described; and

WHEREAS, Notice of the intent to request the vacation 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 facts contained in the 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 portion of the plat of Julington Creek, Unit Nine, to wit:

SEE EXHIBIT "A", ATTACHED HERETO AND BY REFERENCE MADE A PART HEREOF.

Be and the same is hereby vacated and all streets situated therein none of which have become highways necessary for use by the traveling public are hereby vacated and abandoned and this Board hereby renounces and disclaims any right of the County and the public in and

*Wm + Ret
BCC JLC
Amy Bennett
4-Rec 17+250*

to the above-described property, easements and streets situated therein, such property, easements and streets being returned into acreage.

2. That a certified copy of this resolution shall be filed in the offices of the Clerk of the Circuit Court and duly recorded in the public records of St. Johns County, Florida.

3. That the applicant shall pay all recording costs.

DATED this 8th day of February, 1994.

BOARD OF COUNTY COMMISSIONERS
OF ST. JOHNS COUNTY

By: Allan Fobero
Chairperson

ATTEST: CARL "BUD" MARKEL, CLERK

By: Amy Bernat
Deputy Clerk



EXHIBIT "A"

LEGAL DESCRIPTION OF A PORTION OF THE PLAT FOR
JULINGTON CREEK UNIT NINE

Julington Creek Unit Nine, according to plat thereof as recorded in Map Book 18, pages 77 through 121, of the public records of St. Johns County, Florida, **LESS AND EXCEPT:** (a) the portion thereof more fully described in Resolution No. 91-193, Resolution of the Board of County Commissioners of the County of St. Johns, State of Florida, Vacating a Portion of the Plat of Julington Creek, Unit Nine, recorded in Official Records Book 920, page 1288 and Official Records Book 929, page 676, of the public records of St. Johns County, Florida; (b) the portion thereof more fully described in that certain Warranty Deed from General Development Corporation to Julington Creek Golf Ltd. recorded in Official Records Book 929, page 707, of the public records of St. Johns County, Florida; and (c) a portion of Tracts A and F and all of Tract D as shown on the plat of Julington Creek Unit Nine, being more particularly described in that certain Special Warranty Deed from General Development Corporation to General Development Utilities, Inc. recorded in Official Records Book 698, page 1705, of the public records of St. Johns County, Florida.

STATE OF FLORIDA
COUNTY OF ST. JOHNS

O.R. 1039 PG 0496

I, CARL "BUD" MARKEL, CLERK OF THE CIRCUIT COURT, Ex-officio, Clerk of the Board of County Commissioners of St. Johns County, Florida,

DO HEREBY CERTIFY that the foregoing is a true and correct copy of the following:

RESOLUTION NO. 94-19

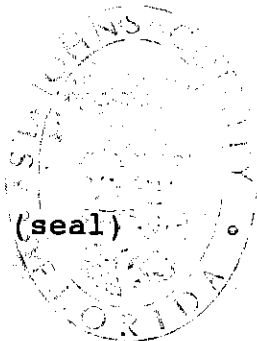
**adopted by the Board of County Commissioners
of St. Johns County, Florida at a regular
meeting of said Board held February 8, 1994.**

as the same appears of record in the office of the Clerk of the Circuit Court of St. Johns County, Florida, of the public records of St. Johns County, Florida.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my seal of office this 22th day of February, 1994.

CARL "BUD" MARKEL,
CLERK OF THE CIRCUIT COURT
Ex-officio Clerk of the Board of County
Commissioners of St. Johns County, Florida

By: 
Amy Bennett, Deputy Clerk



**PETITION TO VACATE A PORTION OF
THE PLAT OF JULINGTON CREEK, UNIT NINE**

**THE HONORABLE BOARD OF COUNTY COMMISSIONERS OF
ST. JOHNS COUNTY, FLORIDA**

Petitioner, ATLANTIC GULF COMMUNITIES CORPORATION, a Delaware corporation authorized to do business in the State of Florida, respectfully petitions this Honorable Board as follows:

1. To vacate the following described portion of the Plat of Julington Creek, Unit Nine, recorded in Map Book 18, pages 77 through 88, public records of St. Johns County, Florida, and all streets lying therein which have not become highways necessary for use by the traveling public. The portion of said Julington Creek, Unit Nine, sought to be vacated is described as follows:

SEE EXHIBIT "A", ATTACHED HERETO AND BY REFERENCE MADE A PART HEREOF.

2. To adopt a resolution vacating and abandoning the aforesaid portion of the Plat of Julington Creek, Unit Nine, and all streets lying therein none of which have become highways necessary for use by the traveling public.

3. In support hereof, Petitioner shows that it is the owner of all lands lying within the portion of the Plat of Julington Creek, Unit Nine, sought to be vacated and that all state and county taxes due on the aforesaid property have been paid in full as evidenced by title letter attached hereto as Exhibit "B".

4. Petitioner further shows that none of the streets platted within the subject property have become highways necessary for use by the general public, nor have any of said streets been opened or used by members of the public.

5. Petitioner further shows that a notice to the public of Petitioner's intent to apply for vacation of a portion of the Plat of Julington Creek, Unit Nine pursuant to Florida Statute 177.101(4) was published in two weekly issues of a newspaper of general circulation as evidenced by the Proof of Publication from The St. Augustine Record attached hereto as Exhibit "C".

6. The vacation by the County of the portion of the Plat of Julington Creek, Unit Nine, sought to be vacated will not affect the ownership or right of convenient access of persons owning other parts of the subdivision.

ATLANTIC GULF COMMUNITIES
CORPORATION

By: 

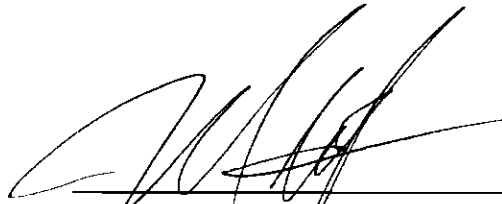
J. Thomas Gillette, III
Its: Vice President

STATE OF FLORIDA

COUNTY OF St. Johns

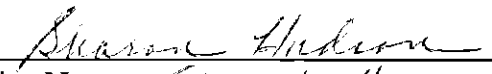
J. THOMAS GILLETTE, III, being by me, the undersigned officer, first duly sworn, says on oath that he is a Vice President of ATLANTIC GULF COMMUNITIES CORPORATION, a Delaware corporation authorized to do business in the State of Florida, the Petitioner named in the foregoing Petition to vacate a portion of the plat of Julington

Creek, Unit Nine; that he has read and knows the contents thereof and the statements contained therein are true and correct.



J. Thomas Gillette, III

SWORN TO AND SUBSCRIBED before me this 14th day of January, 1994, who is known to me and who did ^{NOT} take an oath.



Print Name: SHARON HUDSON
Notary Public State of Florida
at Large
My Commission Expires: 12-11-95
Commission Number: 00169354



SHARON HUDSON
My Comm. Exp. 12-11-95
Bonded By Service Ins. Co.

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