

RESOLUTION NO. 96 30

A RESOLUTION BY THE BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, FLORIDA APPROVING THE EXECUTION OF A CERTAIN GRANT OF EASEMENT FROM ST. JOHNS COUNTY TO FLORIDA POWER AND LIGHT COMPANY

WHEREAS, it is necessary for St. Johns County to grant an easement as described in the Grant of Easement attached hereto as Exhibit A incorporated by reference and made a part hereof, to Florida Power and Light Company, for the extension of power lines for the operation of the St. Johns County Water Treatment Plant, as shown on page two of the Grant of Easement; and

WHEREAS, it is in the best interest of St. Johns County to grant the easement to Florida Power and Light Company for the use and benefit of the Florida Power and Light Company.

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

1. The Grant of Easement in substantially the form attached hereto as Exhibit A in favor of the Florida Power and Light Company shall be executed by the County Administrator.

2. The Clerk is instructed to record the Grant of Easement in the official public records of St. Johns County, Florida.

PASSED AND ADOPTED this 27 day of February, 1996.

BOARD OF COUNTY COMMISSIONERS  
OF ST. JOHNS COUNTY, FLORIDA

By: Donald Jordan  
Chairman, Donald Jordan

Attest: Carl "Bud" Markel, Clerk

By: Janice Beattie  
Deputy Clerk

Work Order No. \_\_\_\_\_

Resolution No. 96-36

**EASEMENT**

This Instrument Prepared By

Sec. 38, Twp 6 S, Rge 28 E

Name: \_\_\_\_\_

Parcel I.D. # 028232-0010  
(Maintained by County Appraiser)

Co. Name: \_\_\_\_\_

Address: \_\_\_\_\_

In & Ret - BCC Party (902)  
R. Lewis  
Rec - 1700  
Sur - 250  
Doc - 70¢ - Bill Co -

The undersigned, in consideration of the payment of \$1.00 and other good and valuable consideration, the adequacy and receipt of which is hereby acknowledged, grant and give to Florida Power & Light Company, its licensees, agents, successors, and assigns, an easement forever for the construction, operation and maintenance of overhead and underground electric utility facilities (including wires, poles, guys, cables, conduits and appurtenant equipment) to be installed from time to time; with the right to reconstruct, improve, add to, enlarge, change the voltage, as well as, the size of and remove such facilities or any of them within an easement 10 feet in width described as follows:

Reserved for Circuit Court

SEE ATTACHMENT "A"

Recorded in Public Records St. Johns County, FL  
Clerk# 96008208 O.R. 1159 PG 801 04:11PM 03/08/96  
Recording \$17.00 Surcharge \$2.50 Doc Stamps \$0.70

Together with the right to permit any other person, firm or corporation to attach wires to any facilities hereunder and lay cable and conduit within the easement and to operate the same for communications purposes; the right of ingress and egress to said premises at all times; the right to clear the land and keep it cleared of all trees, undergrowth and other obstructions within the easement area; to trim and cut and keep trimmed and cut all dead, weak, leaning or dangerous trees or limbs outside of the easement area which might interfere with or fall upon the lines or systems of communications or power transmission or distribution; and further grants, to the fullest extent the undersigned has the power to grant, if at all, the rights hereinabove granted on the land heretofore described, over, along, under and across the roads, streets or highways adjoining or through said property. All subject to Attachment B, incorporated herein by reference.

IN WITNESS WHEREOF, the undersigned has signed and sealed this instrument on March 5, 1996.

Signed, sealed and delivered in the presence of:

Nicholas Meiszer  
County Administrator  
By: NICHOLAS MEISZER

Sandra Russ  
(Witness Signature)  
Print Name Sandra Russ  
(Witness)

Print Name: 4020 Lewis Speedway  
Print Address: St. Aug. FL 32095

Yvonne Carter  
(Witness Signature)  
Print Name Yvonne Carter  
(Witness)

Attest: Rosemary Lewis  
Deputy Clerk  
Print Name: ROSEMARY LEWIS  
Print Address: 4020 Lewis Speedway  
St. Aug. FL 32095  
(Corporate Seal)

STATE OF Florida AND COUNTY OF St. Johns. The foregoing instrument was acknowledged before me this 5 day of March, 1996, by Nicholas Meiszer, and St. Johns County Administrator respectively the President and Secretary of St. Johns County Administrator corporation, on behalf of said corporation, who is personally known to me or have produced as identification, and who did (did not) take an oath.  
My Commission Expires:



(Type of Identification)  
Patricia De Grande  
MY COMMISSION # CC516024 EXPIRES January 26, 2000  
BONDED THRU TROY FAIN INSURANCE, INC.  
Notary Public, Signature  
Print Name Patricia De Grande

In & Ret: R. Lewis,  
Twin & Pco,

## 10 FOOT WIDE EASEMENT THROUGH WATER TREATMENT PLANT

PART OF THE ANTIONO HUERTAS GRANT, SECTION 38, TOWNSHIP 6 SOUTH, RANGE 28 EAST, ST. JOHNS COUNTY, FLORIDA, MORE PARTICULARLY DESCRIBED AS FOLLOWS: FOR A POINT OF REFERENCE, COMMENCE AT THE INTERSECTION OF THE NORTHWESTERLY RIGHT-OF-WAY LINE OF INTERNATIONAL GOLF PARKWAY (FORMERLY KNOWN AS NINE MILE ROAD, A 66 FOOT RIGHT-OF-WAY AS NOW ESTABLISHED) WITH THE MOST SOUTHERLY CORNER OF THOSE LANDS AS DESCRIBED IN OFFICIAL RECORDS BOOK 818, PAGE 802, AS RECORDED IN THE PUBLIC RECORDS OF SAID COUNTY; THENCE NORTH 53°13'38" WEST LEAVING SAID NORTHWESTERLY RIGHT-OF-WAY LINE OF INTERNATIONAL GOLF PARKWAY AND ALONG THE SOUTHERLY LINE OF SAID LANDS TO ITS INTERSECTION WITH THE PROPOSED NORTHWESTERLY RIGHT-OF-WAY LINE OF SAID INTERNATIONAL GOLF PARKWAY, A DISTANCE OF 35.00 FEET; THENCE NORTH 50°29'50" EAST ALONG SAID PROPOSED NORTHWESTERLY RIGHT-OF-WAY LINE BEING PARALLEL WITH AND LYING 34.00 FEET NORTHWESTERLY OF WHEN MEASURED AT RIGHT ANGLES TO SAID NORTHWESTERLY RIGHT-OF-WAY LINE OF INTERNATIONAL GOLF PARKWAY, A DISTANCE OF 4.12 FEET TO THE POINT OF BEGINNING; THENCE NORTH 53°13'38" WEST, A DISTANCE OF 1034.32 FEET; THENCE NORTH 36°46'22" EAST, A DISTANCE OF 516.00 FEET; THENCE NORTH 53°13'38" WEST, A DISTANCE OF 61.15 FEET; THENCE NORTH 36°46'22" EAST, A DISTANCE OF 10.00 FEET; THENCE SOUTH 53°13'38" EAST, A DISTANCE OF 71.15 FEET; THENCE SOUTH 36°46'22" WEST, A DISTANCE OF 516.00 FEET; THENCE SOUTH 53°13'38" EAST ALONG A LINE TO ITS INTERSECTION WITH THE AFOREMENTIONED PROPOSED NORTHWESTERLY RIGHT-OF-WAY LINE OF INTERNATIONAL GOLF PARKWAY, A DISTANCE OF 1026.76 FEET; THENCE SOUTH 50°29'50" WEST ALONG SAID PROPOSED NORTHWESTERLY RIGHT-OF-WAY LINE, A DISTANCE OF 10.29 FEET TO THE POINT OF BEGINNING.

CONTAINING 0.37 ACRES MORE OR LESS.

ATTACHMENT "B"

This easement is granted subject to the following conditions:

Should any court of law or the Florida Attorney General determine that this or any other easement granted by a Florida local government in circumstances substantially the same as that in which this easement is granted, are invalid; then this easement shall be deemed invalid and shall be replaced by a license agreement granting authority for Florida Power and Light service to the subject property, in recordable form granting to Florida Power & Light Company all rights, permits, and privileges which, in the opinion of Florida Power & Light Company, are necessary for the rendering of service to the County and others, said agreement to be in effect until use of the covered electric facilities is no longer required by Florida Power & Light Company and to provide that the County shall pay for relocation of the electric facilities if relocation is requested or caused by the County. If the underlying fee should ever pass into private ownership, the County shall as a condition of that sale or transfer, ensure that Florida Power & Light Company obtain an easement from that owner for the underground electric facilities.

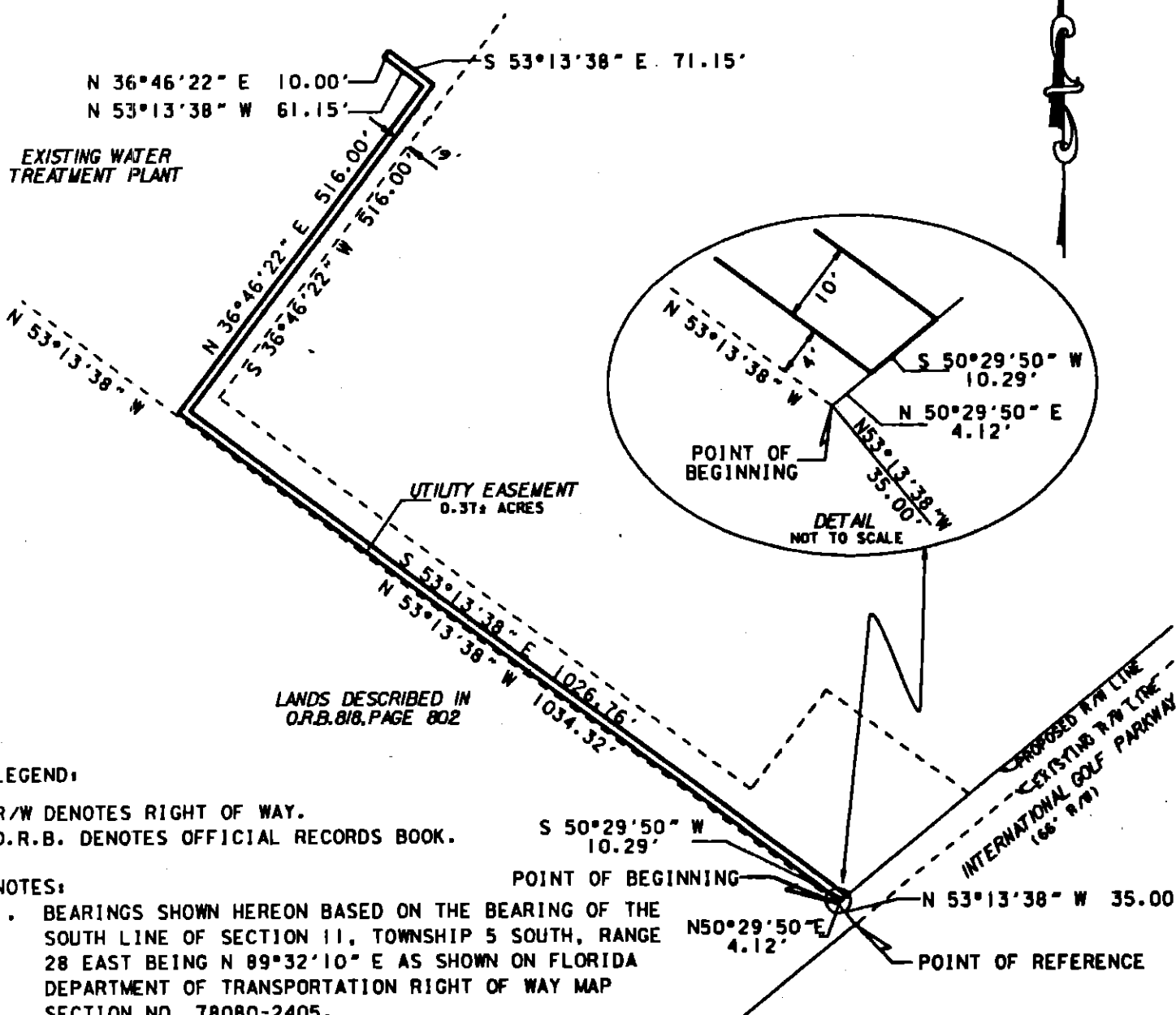
Acceptance of these conditions with respect to the easement granted herein shall not act as a precedent for nor be binding on either the County or Florida Power & Light Company with respect to any future land use grants or rights provided to Florida Power & Light Company by the County.

**MAP OF**

**10 FOOT WIDE EASEMENT THROUGH WATER TREATMENT PLANT**

PART OF THE ANTONIO HUERTAS GRANT, SECTION 38, TOWNSHIP 6 SOUTH, RANGE 28 EAST, ST. JOHNS COUNTY, FLORIDA, MORE PARTICULARLY DESCRIBED AS FOLLOWS: FOR A POINT OF REFERENCE, COMMENCE AT THE INTERSECTION OF THE NORTHWESTERLY RIGHT-OF-WAY LINE OF INTERNATIONAL GOLF PARKWAY (FORMERLY KNOWN AS NINE MILE ROAD, A 66 FOOT RIGHT-OF-WAY AS NOW ESTABLISHED) WITH THE MOST SOUTHERLY CORNER OF THOSE LANDS AS DESCRIBED IN OFFICIAL RECORDS BOOK 818, PAGE 802, AS RECORDED IN THE PUBLIC RECORDS OF SAID COUNTY, THENCE NORTH 53°13'38" WEST LEAVING SAID NORTHWESTERLY RIGHT-OF-WAY LINE OF INTERNATIONAL GOLF PARKWAY AND ALONG THE SOUTHERLY LINE OF SAID LANDS TO ITS INTERSECTION WITH THE PROPOSED NORTHWESTERLY RIGHT-OF-WAY LINE OF SAID INTERNATIONAL GOLF PARKWAY, A DISTANCE OF 35.00 FEET; THENCE NORTH 50°29'50" EAST ALONG SAID PROPOSED NORTHWESTERLY RIGHT-OF-WAY LINE BEING PARALLEL WITH AND LYING 34.00 FEET NORTHWESTERLY OF WHEN MEASURED AT RIGHT ANGLES TO SAID NORTHWESTERLY RIGHT-OF-WAY LINE OF INTERNATIONAL GOLF PARKWAY, A DISTANCE OF 4.12 FEET TO THE POINT OF BEGINNING; THENCE NORTH 53°13'38" WEST, A DISTANCE OF 1034.32 FEET; THENCE NORTH 36°46'22" EAST, A DISTANCE OF 516.00 FEET; THENCE NORTH 53°13'38" WEST, A DISTANCE OF 61.15 FEET; THENCE NORTH 36°46'22" EAST, A DISTANCE OF 10.00 FEET; THENCE SOUTH 53°13'38" EAST, A DISTANCE OF 71.15 FEET; THENCE SOUTH 36°46'22" WEST, A DISTANCE OF 516.00 FEET; THENCE SOUTH 53°13'38" EAST ALONG A LINE TO ITS INTERSECTION WITH THE AFOREMENTIONED PROPOSED NORTHWESTERLY RIGHT-OF-WAY LINE OF INTERNATIONAL GOLF PARKWAY, A DISTANCE OF 1026.76 FEET; THENCE SOUTH 50°29'50" WEST ALONG SAID PROPOSED NORTHWESTERLY RIGHT-OF-WAY LINE, A DISTANCE OF 10.29 FEET TO THE POINT OF BEGINNING.

CONTAINING 0.37 ACRES MORE OR LESS.



**LEGEND:**

R/W DENOTES RIGHT OF WAY.  
O.R.B. DENOTES OFFICIAL RECORDS BOOK.

**NOTES:**

- BEARINGS SHOWN HEREON BASED ON THE BEARING OF THE SOUTH LINE OF SECTION 11, TOWNSHIP 5 SOUTH, RANGE 28 EAST BEING N 89°32'10" E AS SHOWN ON FLORIDA DEPARTMENT OF TRANSPORTATION RIGHT OF WAY MAP SECTION NO. 78080-2405.

**THIS IS A MAP ONLY AND DOES NOT PURPORT TO BE A SURVEY**

**NORTH  
EAST  
FLORIDA  
SURVEYORS**

A SUBSIDIARY OF  
REUBEN, HANCOCK & HUCKLE, INC.  
1900 CORPORATE SQUARE BLVD.  
JACKSONVILLE, FLORIDA 32216  
(904) 721-8000

I HEREBY CERTIFY THAT THIS MAP MEETS THE MINIMUM TECHNICAL STANDARDS AS SET FORTH BY THE FLORIDA BOARD OF LAND SURVEYORS PURSUANT TO CHAPTER 472.027 OF THE FLORIDA STATUTES AND 61G17-8 OF THE FLORIDA ADMINISTRATIVE CODE.

*Carl J. Schechase*  
**CARL J. SCHECHASE** FLA. P.L.S. CERT. NO. 8821

DATED: NOVEMBER 30, 19 95

SCALE: 1" = 200'

**THIS MAP NOT VALID UNLESS THIS PRINT IS EMBOSSED WITH THE SEAL OF THE ABOVE SIGNED.**