

RESOLUTION NO. 98-187

**A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, FLORIDA, APPROVING THE EXECUTION OF A CERTAIN GRANT OF EASEMENT FROM ST. JOHNS COUNTY TO THE CITY OF JACKSONVILLE BEACH FOR THE INSTALLATION AND MAINTENANCE OF ELECTRICAL DISTRIBUTION LINES.**

**WHEREAS**, the Board of County Commissioners has approved the Tower Attachment Communications Site Agreement on the County's Ponte Vedra Tower site; and

**WHEREAS**, the Grant of Easement for Electrical Distribution Lines, attached hereto as Exhibit "A", incorporated by reference and made a part hereof, is necessary for improving and upgrading power to the tower site.

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

Section 1. It is hereby found that: a) The City of Jacksonville Beach has applied to St. Johns County for said Grant of Easement; b) The Grant of Easement shall be used for the installation and maintenance of electrical distribution lines; c) The price for Grant of Easement shall be \$10.00 and other good and valuable considerations.

Section 2. The execution of the Grant of Easement in substantially the form attached hereto in favor of the City of Jacksonville Beach is hereby approved.

Section 3. The Clerk is instructed to record the Grant of Easement in the Official Records of St. Johns County, Florida.

**PASSED AND ADOPTED** this 13 day of October, 1998.

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

BY: Moses A. Floyd  
Moses A. Floyd, Chairman

**ATTEST:** Cheryl Strickland, Clerk

By: Patricia DeGrandi  
Deputy Clerk

**GRANT OF EASEMENT FOR ELECTRICAL DISTRIBUTION LINES**

THIS INDENTURE, made this 5th day of October, 1998, between

ST. JOHNS COUNTY, FLORIDA, parties of the first part, and the City of Jacksonville Beach, a municipal corporation in Duval County, Florida, part of the second part, whose address is 11 North Third Street, Jacksonville Beach, FL 32250

**WITNESSETH:** That for and in consideration of the sum of \$ 10.00 and other goods and valuable consideration, the receipt of which is hereby acknowledged, the said grantor, its successors and assigns, hereby gives, grants, dedicates and conveys to the said grantee, its successors and assigns forever, an unobstructed perpetual easement for the purpose of erecting and maintaining electrical distribution lines, above or below the surface of the land described herein, with the further right to place or erect structures necessary to the operation of said distribution lines, to ~~remove or~~ trim trees as required, together with the right of ingress and egress, over and across said property for the purpose of maintaining repairing, reconstructing, or removing said facility, the following described land, situated in St. Johns Florida, to-wit:

See Exhibit "A", attached hereto and made a part hereof.

(Street address of above described property 5430 Palm Valley Road) **TOGETHER** with the right to the party of the second part, its successors and assigns, of ingress and egress, to and over said above described premises, and for doing anything necessary of useful or convenient for the enjoyment of the easement herein granted, including the right to ~~remove or~~ trim trees or limbs and any growth or vegetation at any time the same may become necessary or convenient in connection with its maintenance of said electric distribution lines, also the privilege of removing at any time, any and all said improvements over, upon, in or under said lands, together also with the right and easement privilege and appurtenances in and to said land to which may be required for the enjoyment of the rights herein granted.

**IN WITNESS WHEREOF**, the parties of the first part have executed this instrument the day and year first above written.

Signed, Sealed and Delivered:  
ATTEST: Cheryl Strickland, Clerk

BOARD OF COUNTY COMMISSIONERS  
ST. JOHNS COUNTY, FLORIDA

BY: \_\_\_\_\_  
1<sup>st</sup> Witness (Signature)  
Deputy Clerk

BY: \_\_\_\_\_  
Signature  
Moses A. Floyd, Chairman

\_\_\_\_\_  
1<sup>st</sup> Witness (Type or Print Name)

\_\_\_\_\_  
(Type or Print Name)

\_\_\_\_\_  
2nd Witness (Signature)

\_\_\_\_\_  
Title

\_\_\_\_\_  
2nd Witness (Type or Print Name)

=====  
\_\_\_\_\_  
1<sup>st</sup> Witness (Signature)

\_\_\_\_\_  
Signature

\_\_\_\_\_  
1<sup>st</sup> Witness (Type or Print Name)

\_\_\_\_\_  
(Type or Print Name)

\_\_\_\_\_  
2nd Witness (Signature)

\_\_\_\_\_  
Title

\_\_\_\_\_  
2nd Witness (Type or Print Name)

STATE OF FLORIDA,

COUNTY OF ST. JOHNS

The foregoing instrument was acknowledged before me this \_\_\_\_\_ day of \_\_\_\_\_, 1998,

by Moses A. Floyd and \_\_\_\_\_  
Name Name

Chairman and \_\_\_\_\_  
Title Title

of St. Johns County, Florida  
Corporation

a \_\_\_\_\_ corporation, on behalf of the Corporation. He is/they are personally known  
State or Place of Incorporation

to me or has produced \_\_\_\_\_ as identification and  
Type of Identification

did/did not take an oath.

At: 4020 Lewis Speedway, St. Augustine, Fl 32095  
Mailing Address of Corporation

\_\_\_\_\_  
Notary's Signature

\_\_\_\_\_  
(Type of Print Name)

NOTARY PUBLIC, STATE OF FLORIDA  
MY COMMISSION EXPIRES: \_\_\_\_\_  
Commission No. \_\_\_\_\_

LEGAL DESCRIPTION

Exhibit "A" to Easement

ALLTEL COMMUNICATIONS, INC.

INGRESS/EGRESS AND UTILITY EASEMENT

A PART OF THE CHRISTINA HILL GRANT, SECTION 70, TOWNSHIP 04 SOUTH, RANGE 29 EAST, ST. JOHNS COUNTY, FLORIDA, MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCE AT THE INTERSECTION OF THE SOUTHERLY RIGHT OF WAY LINE OF T.P.C. BOULEVARD, AS PLATTED BY WATER OAK, AS RECORDED IN MAP BOOK 14, PAGES 51, 52, 53 AND 54 OF THE PUBLIC RECORDS OF SAID COUNTY, WITH THE WESTERLY RIGHT OF WAY LINE OF STATE ROAD No. 1A1A, AS NOW ESTABLISHED AS (A 200 FOOT RIGHT-OF-WAY); THENCE SOUTH 00°40'10" WEST, ALONG THE AFORESAID WESTERLY RIGHT OF WAY LINE, A DISTANCE OF 863.72 FEET; THENCE SOUTH 07°09'54" WEST, ALONG SAID WESTERLY RIGHT OF WAY LINE OF STATE ROAD No. 1A1A AND THE WESTERLY RIGHT OF WAY LINE OF THE OLD PALM VALLEY ROAD, (COUNTY ROAD NO. 210 A 66 FOOT RIGHT-OF-WAY), A DISTANCE OF 1902.25 FEET TO THE POINT OF CURVE OF A CURVE CONCAVE WESTERLY, HAVING A RADIUS OF 1493.46 FEET; THENCE SOUTHERLY ALONG THE ARC OF SAID CURVE, A CHORD BEARING OF SOUTH 12°27'24" WEST AND A CHORD DISTANCE OF 275.46 FEET TO THE POINT OF TANGENCY OF SAID CURVE; THENCE SOUTH 17°44'53" WEST, ALONG SAID WESTERLY RIGHT OF WAY LINE, A DISTANCE OF 789.05 FEET TO THE POINT OF BEGINNING; THENCE SOUTH 17°44'53" WEST, A DISTANCE OF 42.00 FEET; THENCE NORTH 72°15'07" WEST, A DISTANCE OF 78.97 FEET; THENCE NORTH 17°31'38" EAST, A DISTANCE OF 72.09 FEET; THENCE NORTH 29°47'50" WEST, A DISTANCE OF 24.65 FEET; THENCE NORTH 72°25'12" WEST, A DISTANCE OF 91.05 FEET; THENCE SOUTH 17°34'48" W, A DISTANCE OF 8.79 FEET; THENCE NORTH 72°24'45" WEST, A DISTANCE OF 30.00 FEET; THENCE NORTH 17°34'48" EAST, A DISTANCE OF 38.78 FEET; THENCE SOUTH 72°25'12" EAST, A DISTANCE OF 132.75 FEET; THENCE SOUTH 29°47'50" EAST, A DISTANCE OF 30.13 FEET; THENCE NORTH 60°12'10" EAST, A DISTANCE OF 12.00 FEET; THENCE SOUTH 29°47'50" EAST, A DISTANCE OF 12.00 FEET; THENCE SOUTH 60°12'10" WEST, A DISTANCE OF 12.00 FEET; THENCE SOUTH 29°47'50" EAST, A DISTANCE OF 7.37 FEET; THENCE SOUTH 02°32'52" EAST 46.21 FEET; THENCE SOUTH 72°15'07" WEST, A DISTANCE OF 33.27 TO THE POINT OF BEGINNING.

CONTAINING 0.2317 ACRES OR 10091 SQUARE FEET MORE OR LESS.

