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3018

Public Records of  
St. Johns County, FL  
Clerk# 99051269  
O.R. 1451 PG 897  
03:31PM 10/29/1999  
REC \$61.00 SUR \$8.00

**RESOLUTION NO. 99-126**

**A RESOLUTION BY THE BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, FLORIDA, AUTHORIZING A MAP OF STEVEN COLEE ROAD BE FILED WITH THE CLERK OF COURTS IN ACCORDANCE WITH FLORIDA STATUTE 95.361 ROADS PRESUMED TO BE DEDICATED WHEN CONSTRUCTED BY THE COUNTY AND MAINTAINED BY THE COUNTY FOR 4 YEARS THE ROAD SHALL BE VESTED IN ST. JOHNS COUNTY, FLORIDA.**

**WHEREAS**, Florida Statute 95-361 Roads presumed to be dedicated (see copy attached hereto and made a part hereof as Exhibit "A") clearly states the process whereby a road constructed by a county and has been maintained or repaired continuously and uninterruptedly for 4 years by county, the road shall be deemed to be dedicated to the public to the extent in width that has been actually maintained for the prescribed period, whether or not the road has been formerly established as a public highway. The dedication shall vest all right, title, easement, and appurtenances in and to the road in St. Johns County by filing of a map in the office of the clerk of court; and

**WHEREAS**, the Board of County Commissioners in Resolution No. 88-73 and Resolution No.88-89 established a list of roads long considered by the County to be County Roads with little or no documentation of record County ownership; and

**WHEREAS**, the Board of County Commissioners in Resolution No. 88-73 and Resolution No.88-89 instructed staff to obtain documentation in order to document justification for continued County maintenance of said roads; and

**WHEREAS**, Steven Colee Road as described on( Exhibit "B" attached hereto and made a part hereof and shown on the map Exhibit "C" attached hereto and made a part hereof) is one of the roads considered to be a County Road; and

**WHEREAS**, Mrs. Alma Colee Barlow formerly resided on Steven Colee Road has certified by letter (attached hereto and made a part hereof as Exhibit "D") stating that Steven Colee Road was constructed by St. Johns County Road and Bridge Department and the County still maintains the road; and

**WHEREAS**, The attached Memorandum (attached hereto and made a part hereof as Exhibit "E) from Johnny Newsom-Supervisor-Road & Bridge states that Steven Colee has been maintained by the County for the past 24 years, and

WHEREAS, it is the best interest of St. Johns County to acquire ownership of Steven Colee Road for the Benefit of the citizens of St. Johns County.

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

1. All the above are findings of fact.

2. The Board of County Commissioners of St. Johns County, Florida hereby authorize the Chairman and Clerk of the Board to execute the attached map of Steven Colee Road to be filed in the Public Records of St. Johns County hereby vesting ownership of Steven Colee Road in St. Johns County in accordance with Florida Statute 95.361 Roads presumed to be dedicated..

PASSED AND ADOPTED by the Board of County Commissioners of St. Johns County, Florida, this 21 day of September 1999.

BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, FLORIDA

By: Marc A. Jacalone  
MARC A. JACALONE, CHAIRMAN

ATTEST: Cheryl Strickland, Clerk  
By: Patricia DeGrande  
Deputy Clerk



0 R 1 4 5 1 P 6 0 8 9 9

**95.361 Roads presumed to be dedicated.--**

(1) When a road, constructed by a county, a municipality, or the Department of Transportation, has been maintained or repaired continuously and uninterruptedly for 4 years by the county, municipality, or the Department of Transportation, jointly or severally, the road shall be deemed to be dedicated to the public to the extent in width that has been actually maintained for the prescribed period, whether or not the road has been formally established as a public highway. The dedication shall vest all right, title, easement, and appurtenances in and to the road in:

- (a) The county, if it is a county road;
- (b) The municipality, if it is a municipal street or road; or
- (c) The state, if it is a road in the State Highway System or State Park Road System,

whether or not there is a record of a conveyance, dedication, or appropriation to the public use.

(2) The filing of a map in the office of the clerk of the circuit court of the county where the road is located showing the lands and reciting on it that the road has vested in the state, a county, or a municipality in accordance with subsection (1) or by any other means of acquisition, duly certified by:

- (a) The secretary of the Department of Transportation, or the secretary's designee, if the road is a road in the State Highway System or State Park Road System;
- (b) The chair and clerk of the board of county commissioners of the county, if the road is a county road; or
- (c) The mayor and clerk of the municipality, if the road is a municipal road or street,

shall be prima facie evidence of ownership of the land by the state, county, or municipality, as the case may be.

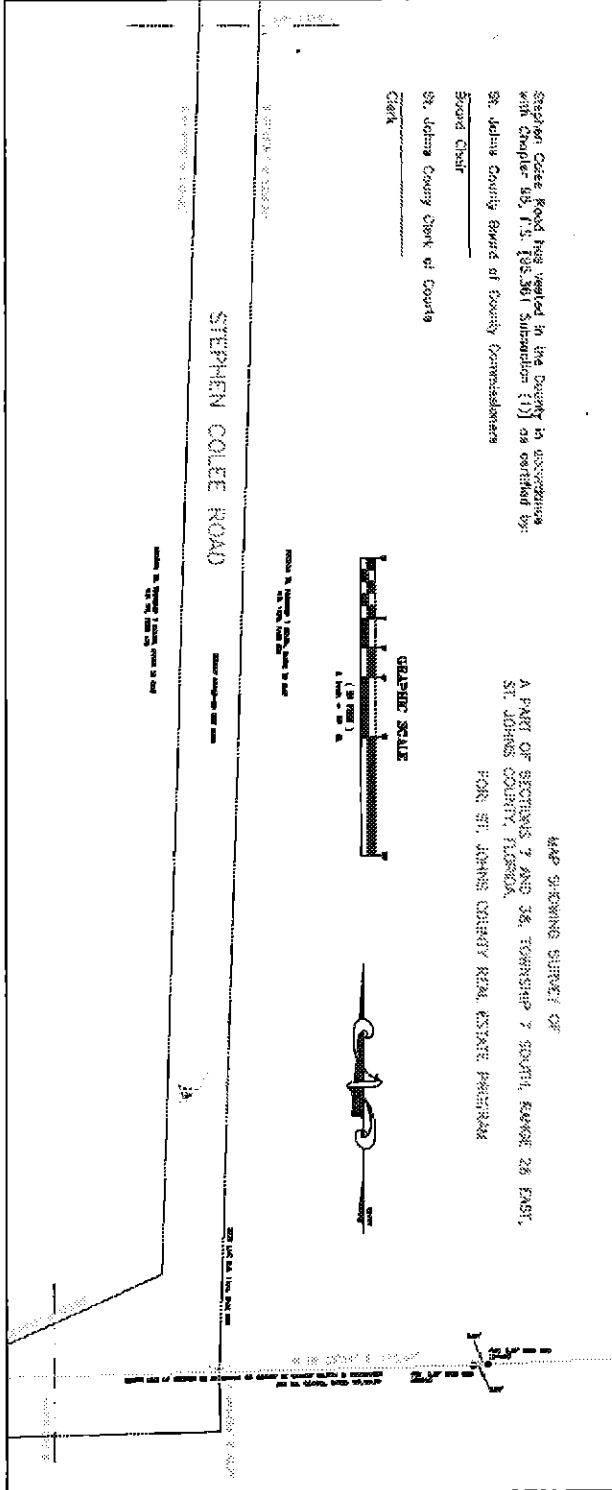
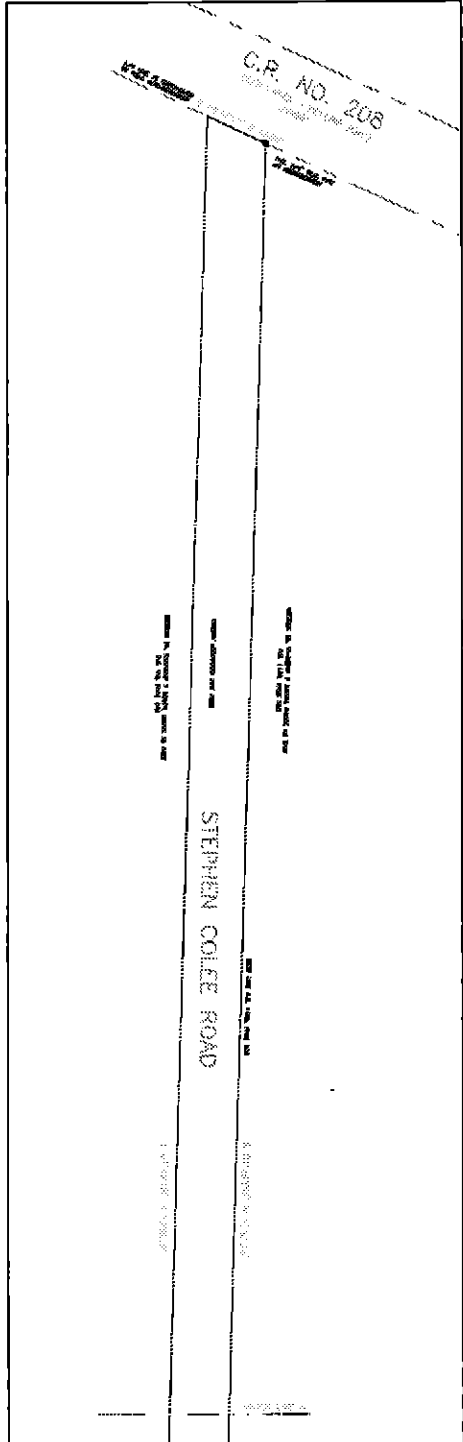
**History.**--s. 110, ch. 29965, 1955; ss. 23, 35, ch. 69-106; s. 23, ch. 74-382; s. 1, ch. 77-174; s. 3, ch. 88-168; s. 529, ch. 95-147.

**Note.**--Former s. 337.31.

EXHIBIT "A"

OR1451 P 60900

STEPHEN COLEE ROAD



Stephen Colee Road has varied in the County in accordance with Chapter 48, F.S. (S.C. 361 Subsection (1)) as certified by:  
 By John County Board of County Commissioners  
 Board Chair \_\_\_\_\_  
 By John County Clerk of Courts  
 Clerk \_\_\_\_\_

MAP SURVEY SERVICE OF  
 A PART OF SECTIONS 7 AND 26, TOWNSHIP 7 SOUTH, RANGE 26 EAST,  
 ST. JOHN COUNTY, FLORIDA.  
 FOR ST. JOHN COUNTY REAL ESTATE PROGRAM

FOR INFORMATION OF THE PUBLIC, THIS MAP IS A REPRODUCTION OF THE ORIGINAL SURVEY MAP AND IS NOT A SURVEY. THE ORIGINAL SURVEY MAP IS ON FILE IN THE OFFICE OF THE COUNTY CLERK OF ST. JOHN COUNTY, FLORIDA. ANY DISCREPANCIES BETWEEN THIS MAP AND THE ORIGINAL SURVEY MAP SHALL BE RESOLVED IN FAVOR OF THE ORIGINAL SURVEY MAP.

DATE OF SURVEY: 10/15/2018  
 SURVEYOR: JAMES W. HARRIS, SURVEYOR  
 LICENSE NO.: 12548

NO.	DATE	DESCRIPTION	AMOUNT
1	10/15/2018	PLAT	100.00
2	10/15/2018	FIELD BOOK	50.00
3	10/15/2018	FIELD BOOK	50.00
4	10/15/2018	FIELD BOOK	50.00
5	10/15/2018	FIELD BOOK	50.00
6	10/15/2018	FIELD BOOK	50.00
7	10/15/2018	FIELD BOOK	50.00
8	10/15/2018	FIELD BOOK	50.00
9	10/15/2018	FIELD BOOK	50.00
10	10/15/2018	FIELD BOOK	50.00

THIS SURVEY WAS CONDUCTED IN ACCORDANCE WITH THE FLORIDA SURVEYING AND MAPPING BOARD RULES AND REGULATIONS. THE SURVEYOR HAS REVIEWED THE ORIGINAL SURVEY MAP AND HAS FOUND IT TO BE A TRUE AND CORRECT REPRESENTATION OF THE ORIGINAL SURVEY MAP.

ST. JOHN COUNTY DEVELOPMENT SERVICES  
 SURVEYING AND MAPPING DIVISION  
 400 LEAS HIGHWAY - W. PALM BEACH  
 ST. JOHN COUNTY, FLORIDA 32909  
 Phone: (888) 888-8888

STEPHEN COLEE ROAD  
 SURVEY PURPOSE SURVEY  
 10/15/2018



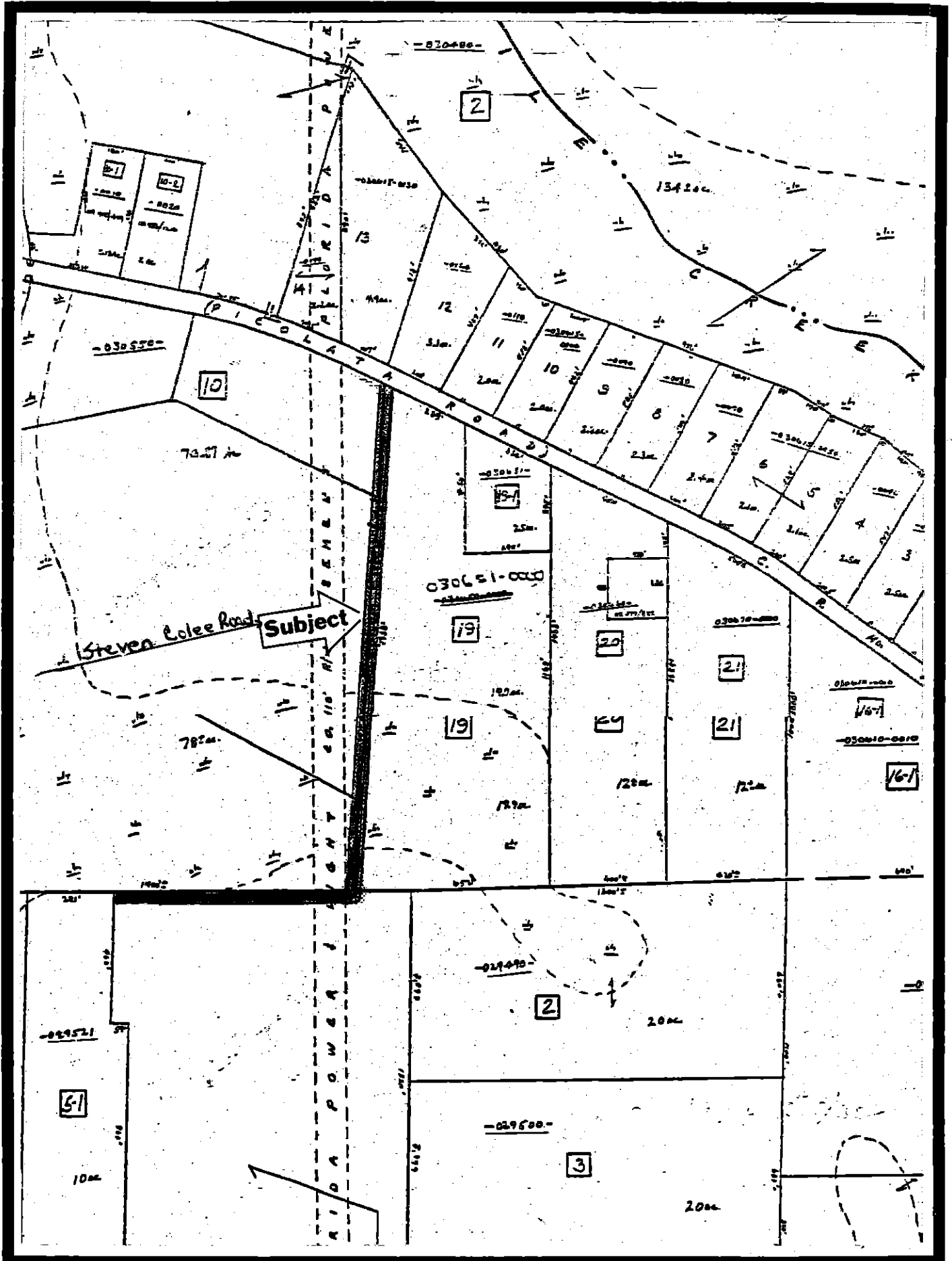


EXHIBIT "C"

#5895 CR 208  
St. Augustine, Fl 32092

September 10, 1991

Mr. Stuart Craig  
Real Estate Division  
St. Johns County  
4020 Lewis Speedway  
St. Augustine, Fl 32084

RE: Steven Colee Road off  
CR 208 west of Bakersville

Dear Mr. Craig:

Please use this letter as my certification that I lived on subject road from the time it was built by St. Johns County employees in December 1934 until 1971. At that time I sold part of the property to Henry Cagle and gave my daughter, Jennell Thomas, 10 acres.

For the record: Right-of-Way was given by Ned Colee, Charles & Violet Colee, Stephen & Alma Colee and Joe Sanks in December 1934 to St. Johns County for subject road.

As of this date, the county is still maintaining this road. It should be from CR 208 all the way in front of the Thomas Property. (Stops at the gate). The Thomas family may built on this property in the near future; therefore the reason and urgency to get this problem solved.

Request your help in getting this road property recorded in the St. Johns County records.

Thank you for your consideration and early reply. It is most appreciated.

MRS. ALMA COLEE BARLOW

*Alma Colee Barlow*

*Antoinette Duntor 9-10-91*

NOTARY PUBLIC STATE OF FLORIDA  
MY COMMISSION EXP. APR. 2, 1995  
BONDED THRU GENERAL INS. UFD.

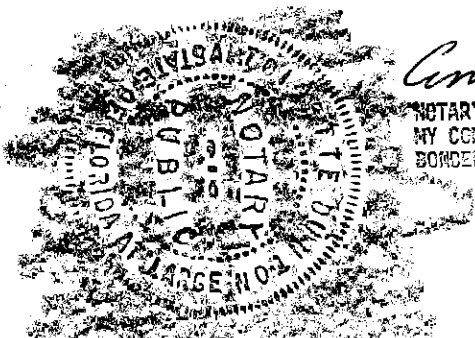
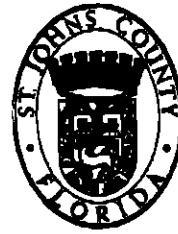


EXHIBIT "D"

D

**MEMORANDUM**

**TO:** Mary Ann Blount, Development Review  
**FROM:** Johnny Newsome - Supervisor - Road & Bridge  
**DATE:** December 14, 1998  
**SUBJECT:** Stephen Colee Road Maintenance



Speaking for the last 24 years it has been the County's responsibility to maintain Stephen Colee Road. This includes digging ditches, road grading and stabilization. Approximately 200 to 300 loads of material have been used in the stabilization of this road.

Please call this office with any questions you may have.

EXHIBIT"E"