

RESOLUTION NO. 2003- 218

A RESOLUTION BY THE BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, FLORIDA, APPROVING THE TERMS AND AUTHORIZING THE EXECUTION OF A CONSENT AND JOINDER FOR FLORIDA POWER & LIGHT COMPANY TO USE A PORTION OF AN EXISTING COUNTY UTILITY EASEMENT.

RECITALS

WHEREAS, Florida Power & Light Company has requested to use a 10-foot portion of an existing Utility Easement to install underground facilities within the County Easement area north of State Road 312; and

WHEREAS, the Consent and Joinder, attached hereto as Exhibit "A", incorporated by reference and made a part hereof, will allow Florida Power & Light Company to use a portion of the existing 30-foot Utility Easement on the north side of the Easement to the State Road 312 road right-of-way; and

WHEREAS, if the Consent and Joinder is authorized by the Board of County Commissioners and is executed, it will be attached to the Grant of Easement from the property owner to be recorded in the Public Records of St. Johns County, Florida; and

WHEREAS, St. Johns County Utility Department has reviewed and approved the use of a portion of the Easement with the condition that Florida Power & Light Company use a 10-foot space perpendicular to the existing 30-foot Easement as stated in a memo attached hereto as Exhibit "B" incorporated by reference and made a part hereof.

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

Section 1. The above recitals are incorporated by reference into the body of this Resolution and such recitals are adopted as findings of fact.

Section 2. The above described Consent and Joinder is hereby approved and the County Administrator is authorized to execute the document to be attached to Grant of Easement to Florida Power & Light Company from property owner.

Section 3. The Clerk of Circuit Court is instructed to file this Resolution in the Public Records of St. Johns County, Florida.

PASSED AND ADOPTED this 18th day of November, 2003, by
the Board of County Commissioners of St. Johns County, Florida.

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

By: Karen R. Stern
Karen R. Stern, Chairman

ATTEST: Cheryl Strickland, Clerk
By: Patricia A. Platt
Deputy Clerk

RENDITION DATE 11/20/03



CONSENT AND JOINDER

St. Johns County, Florida, as holder of that certain Utility Easement recorded in Official Records Book 839, page 388, of the public records of St. Johns County, Florida, encumbering the real property described on that attached Exhibit "A" has caused this instrument to be signed solely in evidence of its consent and joinder for Florida Power and Light to use the 10-foot space perpendicular to the existing 30-foot Utility Easement to install underground facilities from the north side of the easement to the State Road 312 road right-of-way.

Signed, sealed and delivered
in the presence of:

Laura S. Taylor
Witness
Wonne King
Witness

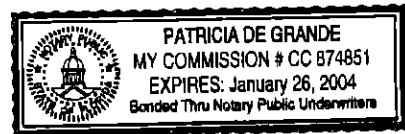
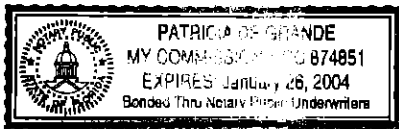
St. Johns County, Florida,
a political subdivision of the
State of Florida

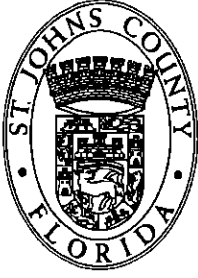
By: Ben W. Adams, Jr.
County Administrator

STATE OF FLORIDA
COUNTY OF ST. JOHNS

The foregoing instrument was acknowledged before me this 5th day of December, 2003, by Ben W. Adams, Jr., County Administrator. He is personally known to me.

Patricia DeGrande
Notary Public
My Commission Expires: _____





ST. JOHNS COUNTY
UTILITY DEPARTMENT
2175 Mizell Road
P.O. Drawer 3006
St. Augustine, Florida 32085-3006

I N T E R O F F I C E M E M O R A N D U M

TO: Mary Ann Blount, Real Estate Manager
FROM: Neal S Shinkre, P.E, MBA, Utility Engineering Manager: *NS*
THROUGH: Bill Young, Utilities Director *(W67)*
SUBJECT: Consent to FPL for use of Easement on SR 312
DATE: October 16, 2003

The St. Johns County Utility Department has a 30 feet easement north of the SR 312 right-of-way. Based on our conversations with the FPL personnel, site visit and an understanding of the construction procedure that will be adopted by FPL, the St. Johns County Utility does not object to FPL using a small portion (10 feet wide) of the easement to install electrical conduits. Please note that it is important that FPL use the 10 feet space perpendicular to the existing 30 feet Utility easement.

If you have any questions, please let me know.