

RESOLUTION NO. 2004- 74

A RESOLUTION BY THE BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, FLORIDA ACCEPTING A DEED OF DEDICATION FROM D. R. HORTON, INC.-JACKSONVILLE TO ST. JOHNS COUNTY CONVEYING THE ROADS AND EASEMENTS APPURTENANT THERETO WITHIN SAINT JOHNS SIX MILE CREEK WEST UNIT 1 SUBDIVISION.

RECITALS

WHEREAS, D.R. Horton, Inc.-Jacksonville, a Delaware corporation is the owner and developer of that certain property platted as Saint Johns Six Mile Creek West Unit 1, dated September 5, 2003 and recorded in Map Book 47, pages 84 through 94; and

WHEREAS, in the Adoption and Dedication of said plat the roads inadvertently remained the private property of the developer but did include the right to dedicate the roads to the County with the consent of the Board of County Commissioners; and

WHEREAS, since it was the intent of the developer to dedicate the roads to the County in the plat they have executed and presented to the County a Deed of Dedication, attached hereto as Exhibit "A", incorporated by reference and made a part hereof, conveying the roads and easements appurtenant thereto to the County; and

WHEREAS, the roads in this plat are under construction and the developer is in compliance with the policies and procedures required in the development review process for new roads accepted by the County.

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 Board hereby accepts the Deed of Dedication for the purposes mentioned above.

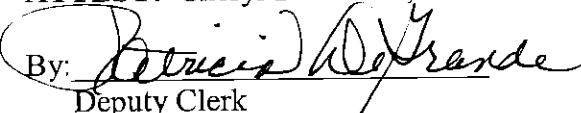
Section 3. The Clerk is instructed to record the original Deed of Dedication in the Public Records of St. Johns County, Florida.

PASSED AND ADOPTED this 20th day of April, 2004.

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

By: 
Karen R. Stern, Chair

ATTEST: Cheryl Strickland, Clerk

By: 
Deputy Clerk

RENDITION DATE 4-27-04

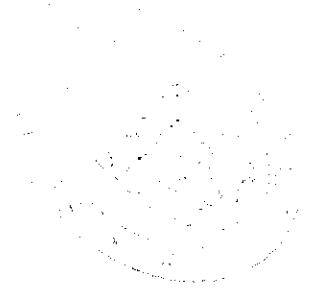


Exhibit "A" to Resolution

Prepared by and Return to:
Susan S. Bloodworth, Esquire
Rogers, Towers, P.A.
170 Malaga Street, Suite A
St. Augustine, Florida 32084

**DEED OF DEDICATION
(RIGHTS-OF-WAY)**

THIS INDENTURE, made this 2nd day of April, 2004, between **D.R. Horton, Inc. - Jacksonville**, a Delaware corporation, duly authorized to do business in the State of Florida, whose address is 9456 Phillips Highway, Suite 1, Jacksonville, Florida 32256, ("Grantor"), and **ST. JOHNS COUNTY, FLORIDA**, a political subdivision of the State of Florida, whose address is 4010 Lewis Speedway, St. Augustine, Florida 32095, ("Grantee").

WITNESSETH: that for and in consideration of the acceptance of this Dedication by the Grantee, said Grantor does hereby give, grant, dedicate, and convey to the Grantee, its successors and assigns forever, the following described land, situate in St. Johns County, Florida, to wit:

Common roads for the benefit of SAINT JOHNS SIX MILE CREEK WEST UNIT 1, as recorded on plat thereof as recorded in Map Book 47, pages 84 through 94, inclusive, of the public records of St. Johns County, Florida.

TO HAVE AND TO HOLD the same together with all and singular the tenements, hereditaments and appurtenances of Grantor thereunto belonging or in anywise appertaining, and all the estate, right, title, interest, lien, equity and claim whatsoever of the said Grantor, either in law or equity, including easements for drainage, utilities, ingress, egress and sewers, to the proper use, benefit, and behoof of the Grantee, its legal representatives, successors and assigns forever.

IN WITNESS WHEREOF, the Grantor has hereunto set its hand and seal the day and year first above written.

Signed, sealed and delivered in the presence of:

By: [Signature]

D.R. HORTON, INC. – JACKSONVILLE
a Delaware corporation

By: [Signature]
Regina Norris

By: [Signature]
Name: Philip A. Fremento
Its: Vice President

STATE OF FLORIDA

COUNTY OF DUVAL

The foregoing instrument was acknowledged before me this 2nd day of April, 2004, by Philip A. Fremento, the Vice President of D.R. HORTON, INC. – JACKSONVILLE, a Delaware corporation, on behalf of the corporation. He is personally known to me.

[Signature]
Notary Public, State of Florida

Name: Michelle R. Martin
My Commission Expires: March 21, 2008
My Commission Number is: DD301882

