

RESOLUTION NO. 2008- 250

A RESOLUTION BY THE BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, FLORIDA, AUTHORIZING THE COUNTY ADMINISTRATOR TO JOIN IN THE EXECUTION OF A BELLSOUTH EASEMENT IN CONNECTION WITH THE NEW EMERGENCY OPERATIONS CENTER, ON BEHALF OF THE COUNTY.

RECITALS

WHEREAS, St. Johns County has an easement for ingress, egress, and utilities across a 60 foot parcel of land owned by Anastasia Mosquito Control District of St. Johns County ("AMCD") which provides access to the new Emergency Operations Center ("EOC"); and

WHEREAS, BellSouth Telecommunications, Inc., ("BellSouth") has requested an easement to install and maintain telecommunications facilities within the said 60 foot parcel of land to provide telephone service to the EOC; and

WHEREAS, AMCD has granted to BellSouth a Grant of Easement for such purposes, attached hereto as Exhibit "A", incorporated by reference and made a part hereof, and BellSouth has requested that St. Johns County join in the execution of the Grant of Easement solely in evidence of its consent and joinder in and to the said easement.

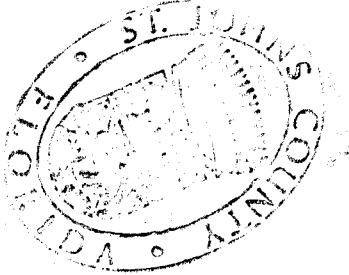
NOW, THEREFORE, BE IT RESOLVED by the Board of County Commissioners of St. Johns County, Florida, as follows:

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 authorizes the County Administrator to join in the execution of the Grant of Easement, attached hereto as Exhibit "A".

Section 3. The Clerk is instructed to record the original Grant of Easement in the public records of St. Johns County, Florida and mail the recorded original Grant of Easement to BellSouth Telecommunications, Inc. d/b/a AT&T 660 SR 207, St. Augustine, FL 32084.

PASSED AND ADOPTED this 16th day of September, 2008.



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

By: *Thomas G. Manuel*
Thomas G. Manuel, Chairman

ATTEST: Cheryl Strickland, Clerk

By: *Pam Halterman*
Deputy Clerk

RENDITION DATE 9/19/08

**STATE OF FLORIDA
COUNTY OF ST. JOHNS**

Preparer's name:

Laurie Ford

St. Johns County

4020 Lewis Speedway

St. Augustine, Florida 32084

EASEMENT

For and in consideration of Ten and 00/100 dollars (\$10.00) and other good and valuable consideration, the adequacy and receipt of which is hereby acknowledged, the undersigned owner(s) of the premises described below, hereinafter referred to as Grantor, do(es) hereby grant to **BELLSOUTH TELECOMMUNICATIONS, INC.**, a Georgia Corporation, d/b/a **AT&T FLORIDA**, its licensees, agents, successors, assigns, and allied and associated companies, hereinafter referred to as Grantee, a non-exclusive easement to construct, operate, maintain, add, and/or remove such systems of communications, facilities, or related services as the Grantee may from time to time require upon, over, and under a portion of the lands described in Official Records Book 2764, Page 252, St. Johns County, Florida Records, and, to the fullest extent the grantor has to power to grant, upon, over, along, and under the roads, streets, or highways adjoining or through said property. The said easement is more particularly described as follows:

The southerly ten (10) feet of the sixty (60) foot ingress, egress and utilities easements as described in Official Records Book 3050 Page 834 of the public records of St. Johns County, Florida.

The following rights are also granted: the exclusive right to allow any other person, firm, or corporation to attach wires or lay cable or conduit or other appurtenances upon, over, and under said easement for communications or electric power transmission or distribution; ingress to and egress from said easement at all times; the right to clear the easement and keep it cleared of all trees, undergrowth, or other obstructions; the right, to trim and cut and keep trimmed and cut all dead, weak, leaning or dangerous trees or limbs outside the easement which might interfere with or fall upon the lines or systems of communication or power transmissions or distribution; the right to relocate said facilities, systems of communications, or related services on said lands to conform to any future highway relocation, widening, or improvements.

To have and to hold the above granted easement unto BellSouth Telecommunications, Inc., its licensees, agents, successors, assigns, and allied and associated companies forever and in perpetuity.

Grantor warrants that grantor is the true owner of record of the above described land on which the aforesaid easement is granted.

SPECIAL STIPULATIONS OR COMMENTS:

The following special stipulations shall control in the event of conflict with any of the foregoing easement:

This easement is granted solely for the purpose of providing utility/communications service to the St. Johns County Emergency Operations Center and the Anastasia Mosquito Control District of St. Johns County.

In witness whereof, the undersigned has/have caused this instrument to be executed on the 14th day of August, 2008.

ANASTASIA MOSQUITO CONTROL DISTRICT OF ST. JOHNS COUNTY

Signed, sealed and delivered
In the presence of:

By: James J. Moeller
Its: Chairman

[Signature]
Witness

Scott Hanna
Printed Name

[Signature]
Witness

Priscilla B. Greene
Printed Name

THIS FORM APPROVED BY AMCD BOARD'S ATTORNEY

Douglas M. Wyckoff
Attorney's Printed Name

[Signature]
Attorney's Signature
AUG 14 2008

State of Florida
County of St. Johns

State of Florida
County of St. Johns

I HEREBY CERTIFY that Jeanne J. Moeller personally appeared before me and acknowledged that he/she was the same. The foregoing instrument was acknowledged before me this 14th day of August, 2008, by Jeanne J. Moeller Chairman (name and title of officer) of ANASTASIA MOSQUITO CONTROL DISTRICT OF ST. JOHNS COUNTY. He/she is personally known to me or has produced FL. Driver's Lic #1464304969 as identification and did/did not take an oath.

Witness my hand and official seal in the County and State last aforesaid, this 14th day of August, 2008.

Laurie Ford
Notary Public

Laurie Ford
Print Name

DD 768173
Commission Number



My Commission Expires:
4-17-2012

Grantor's Address:

Anastasia Mosquito Control District
Of St. Johns County
500 Old Beach Road
St. Augustine FL 32080

Grantee's Address:

BellSouth Telecommunications, Inc.
d/b/a AT&T Florida
660 SR 207
St. Augustine FL 32084

CONSENT AND JOINDER

St. Johns County, Florida, a political subdivision of the State of Florida, has an easement interest in the land described herein by virtue of deed recorded in Official Records Book 3050, page 834, of the public records of St. Johns County, Florida, and has caused this instrument to be signed solely in evidence of its consent and joinder in and to this easement granted to BellSouth Telecommunications, Inc., a Georgia corporation, d/b/a AT&T Florida.

Signed, sealed and delivered
in the presence of:

ST. JOHNS COUNTY, FLORIDA,
a political subdivision of the State
of Florida

Witness

By: _____
Michael D. Wanchick,
County Administrator

Witness

STATE OF FLORIDA
COUNTY OF ST. JOHNS

The foregoing instrument was acknowledged before me this ___ day of _____, 2008, by Michael D. Wanchick, as County Administrator of St. Johns County, Florida, a political subdivision of the State of Florida, on behalf of the County, who is personally known to me or has produced _____ as identification.

Notary Public
My Commission Expires: _____