

RESOLUTION NO. 2009- 122

A RESOLUTION BY THE BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, FLORIDA, ACCEPTING A DEED OF DEDICATION RIGHT-OF-WAY FOR ADDITIONAL RIGHT-OF-WAY ALONG POWELL ROAD.

RECITALS

WHEREAS, the owner of property located along Powell Road has executed and presented to the County a Deed of Dedication Right-of-Way, attached hereto as Exhibit "A", incorporated by reference and made a part hereof; and

WHEREAS, the additional right-of-way is needed for paving and drainage improvements of the dirt portion of Powell Road; and

WHEREAS, it is in the best interest of the County to accept the Deed of Dedication Right-of-Way for the health, safety, and welfare of the citizens of St. Johns County; and

WHEREAS, to the extent that there are typographical errors that do not change the tone, tenor, or concept of this Resolution, then this Resolution may be revised without subsequent approval by the Board of County Commissioners.

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 into the body of this Resolution and such Recitals are adopted as findings of fact.

Section 2. The Board of County Commissioners hereby accepts the Deed of Dedication Right-of-way for the purposes mentioned above.

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

PASSED AND ADOPTED by the Board of County Commissioners of St. Johns County, Florida, this 5th day of May, 2009.

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

By: Cyndi Stevenson
Cyndi Stevenson, Chair

ATTEST: Cheryl Strickland, Clerk
By: Pam Halterman
Deputy Clerk

RENDITION DATE 5/7/09

Prepared by:
Laurie Ford
St. Johns County
500 San Sebastian View
St. Augustine, Florida 32084

**DEED OF DEDICATION
RIGHT-OF-WAY**

THIS INDENTURE, made this 24th day of February, 2009, BETWEEN, MARY LYNNE DUPONT, formerly Mary Lynne Powell, an unremarried widow, whose address is 2125 Deer Run Road Lot 17, St. Augustine, Florida 32084, hereinafter called Grantor, and ST. JOHNS COUNTY, FLORIDA, a political subdivision of the State of Florida, whose address is 500 San Sebastian View, St. Augustine, Florida 32084, hereinafter called 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:

PROPERTY AS DESCRIBED ON EXHIBIT "A" ATTACHED HERETO AND BY THIS REFERENCE MADE A PART HEREOF.

TO HAVE AND HOLD the same unto the Grantees, its successors and assigns forever, in fee simple for a public road, including therein the right to construct, maintain, and operate, either above or below the surface of the ground, electric light and power, water, sewer, and drainage lines and other public utilities.

AND the Grantor hereby covenants with said Grantee that the Grantor is lawfully seized of said land in fee simple; that the Grantor has good right and lawful authority to sell and convey said land, and hereby warrants the title to said land and will defend the same against the lawful claims of all persons whomsoever, and that said land is free of all encumbrances, except taxes accruing subsequent to December 31, 2008.

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

Signed and Sealed
in Our Presence:

(sign) Laurie Ford
(print) Laurie Ford
(sign) Debbie Taylor
(print) Debbie Taylor

Grantor:

Mary Lynne Dupont
MARY LYNNE DUPONT

STATE OF FLORIDA
COUNTY OF ST. JOHNS

The foregoing instrument was acknowledged before me this 24th day of February, 2009, by Mary Lynne Dupont. She is personally known to me or has produced _____ as identification.

Laurie Ford
Notary Public
My Commission Expires: 4-17-2012

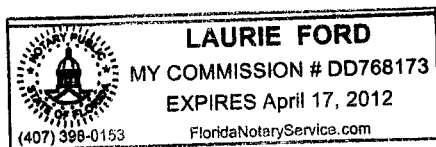
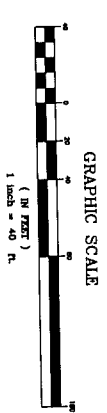
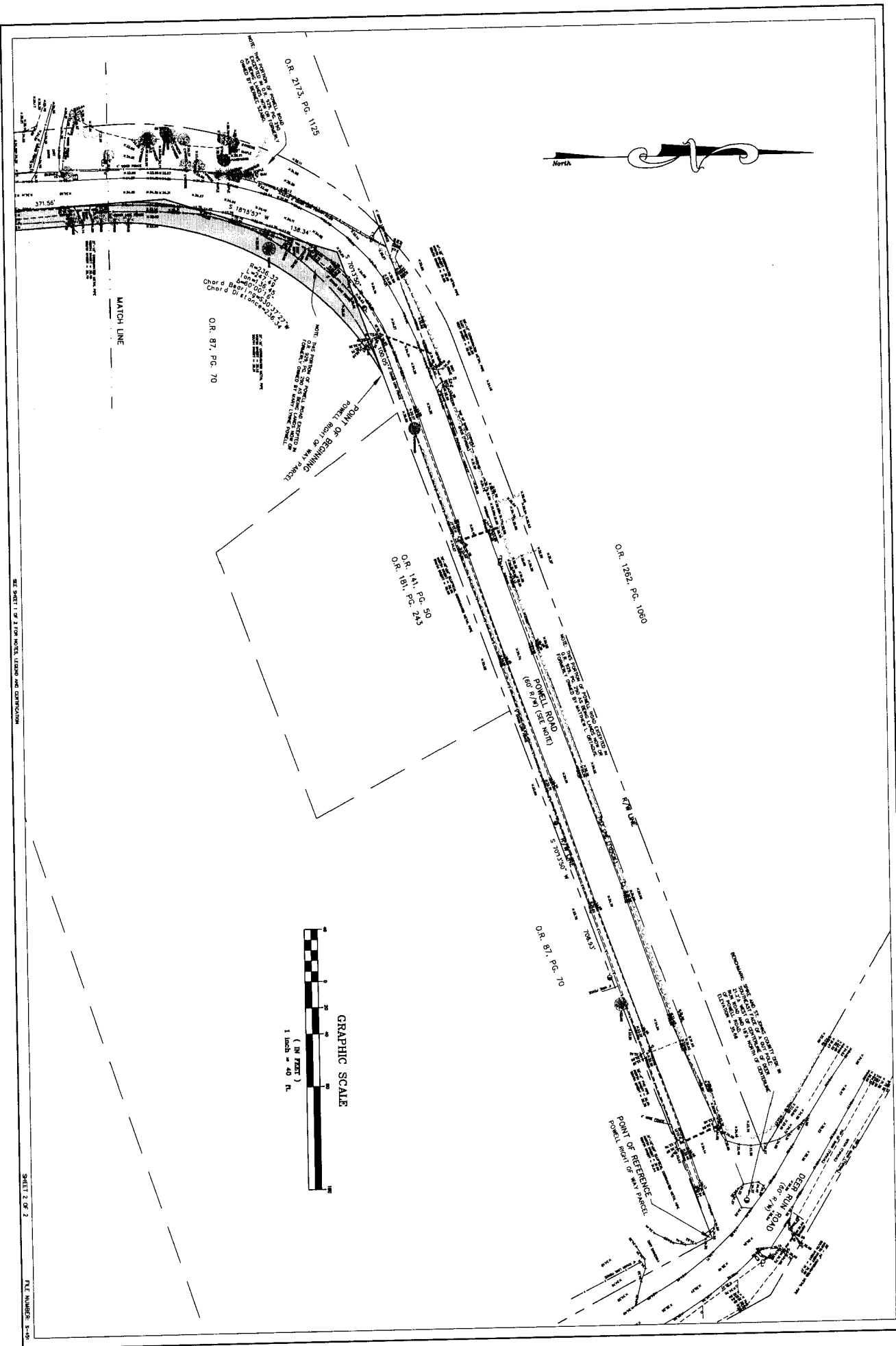


EXHIBIT "A"

POWELL RIGHT OF WAY PARCEL

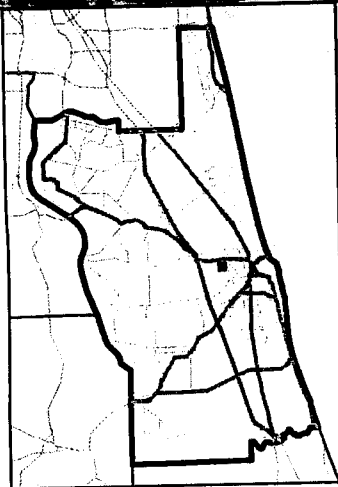
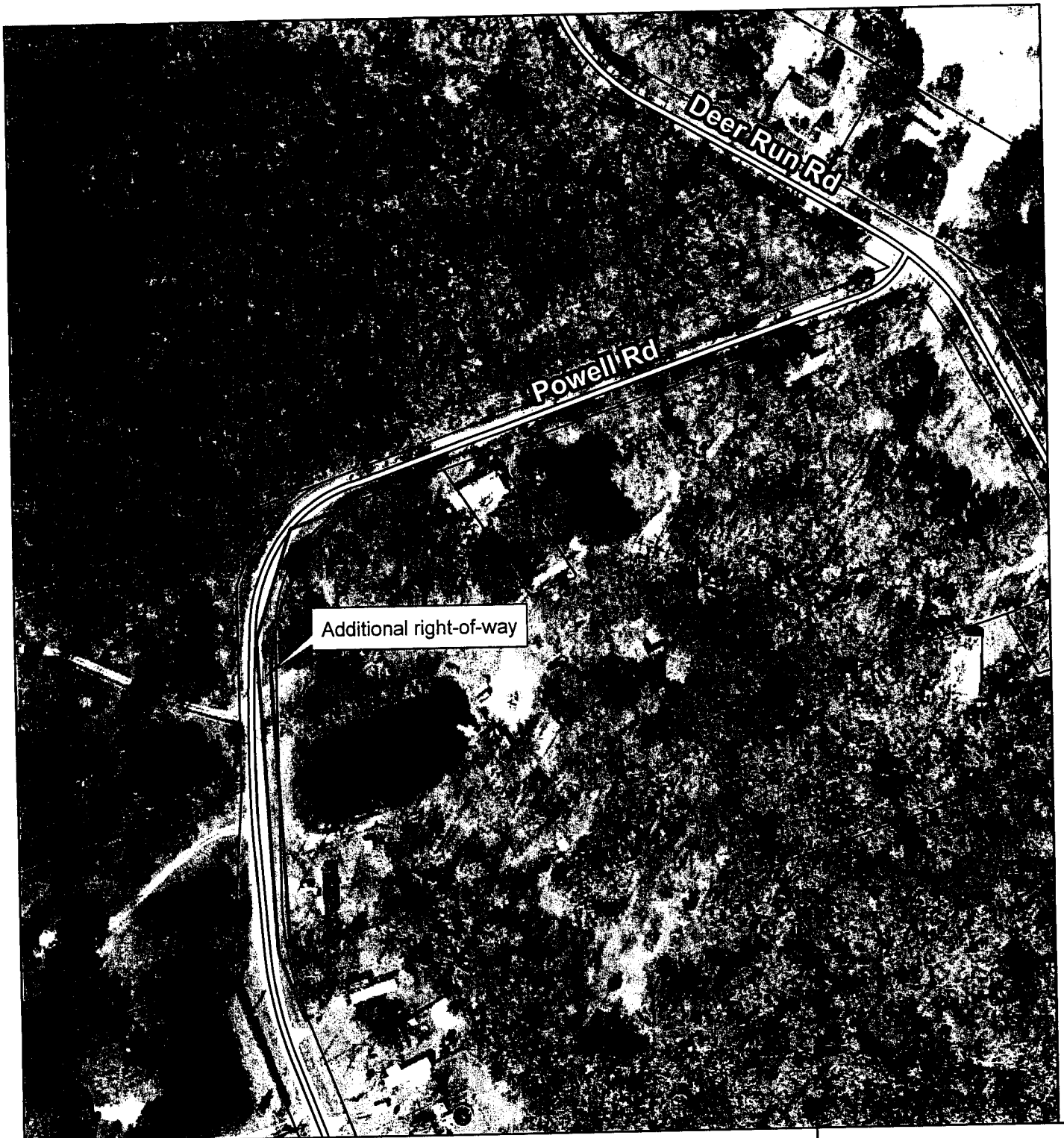
A PART OF SECTION 40, TOWNSHIP 7 SOUTH, RANGE 29 EAST, ST. JOHNS COUNTY, FLORIDA BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS: FOR A POINT OF REFERENCE COMMENCE AT THE INTERSECTION OF THE WESTERLY RIGHT OF WAY LINE OF DEER RUN ROAD AS NOW ESTABLISHED AS A 60 FOOT RIGHT OF WAY WITH THE SOUTHERLY RIGHT OF WAY LINE OF POWELL ROAD AS NOW ESTABLISHED; THENCE SOUTH $70^{\circ}13'50''$ WEST, ALONG SAID SOUTHERLY RIGHT OF WAY LINE, A DISTANCE OF 708.95 FEET TO THE POINT OF BEGINNING; THENCE CONTINUE SOUTH $70^{\circ}13'57''$ WEST A DISTANCE OF 100.05 FEET; THENCE SOUTH $18^{\circ}15'57''$ WEST A DISTANCE OF 138.34 FEET; THENCE SOUTH $03^{\circ}09'09''$ EAST A DISTANCE OF 371.56 FEET; THENCE SOUTH $21^{\circ}22'10''$ EAST A DISTANCE OF 85.80 FEET; THENCE NORTH $11^{\circ}24'21''$ WEST A DISTANCE OF 82.35 FEET; THENCE NORTH $03^{\circ}09'10''$ WEST A DISTANCE OF 332.51 FEET TO A POINT OF CURVE OF A CURVE CONCAVE SOUTHEASTERLY, HAVING A RADIUS OF 236.32 FEET; THENCE NORTHEASTERLY, ALONG AND WITH THE ARC OF SAID CURVE A CHORD BEARING OF NORTH $30^{\circ}37'27''$ EAST AND A CHORD DISTANCE OF 236.34 FEET TO A POINT OF CUSP AND THE POINT OF BEGINNING. CONTAINING 0.24 ACRES, MORE OR LESS.



SEE SHEET 1 OF 2 FOR NOTES, LEGEND AND CONTINUATION

SHEET 2 OF 2

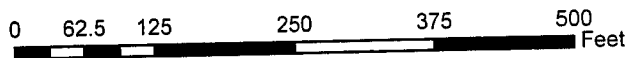
P.L.E. NUMBER: E-49



Powell Road Additional right-of-way



**2008 Color Aerial
Imagery Map**



St. Johns County
Land Mgmt Systems
Real Estate Division



Map Prepared:
April 13, 2009
(904) 209-0790

DISCLAIMER.
This map is for reference use
only. Data provided are derived
from multiple sources with
varying levels of accuracy.