

RESOLUTION NO. 98-141

A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, FLORIDA, ACCEPTING DEED FOR ADDITIONAL RIGHT-OF-WAY AND EASEMENT FOR DRAINAGE AND UTILITIES ON WILDWOOD DRIVE FROM GOOD NEWS PRESBYTERIAN CHURCH TO ST. JOHNS COUNTY.

WHEREAS, Good News Presbyterian Church, Inc. has executed and delivered a deed for additional right-of-way and an easement for drainage and utilities on Wildwood Drive to the County; and

WHEREAS, acceptance of the deed and easement will assist in providing traffic safety and future right-of-way requirements in that area; and

WHEREAS, a copy of the executed deed and easement are attached hereto as Exhibits "A" and "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 described deed and easement, attached hereto, are hereby accepted.

Section 2. The Clerk is instructed to record the original deed and easement in the Official Records of St. Johns County, Florida.

ADOPTED BY THE BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, FLORIDA, this 28 day of July, 1998.

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

By: Moses A. Floyd
Moses A. Floyd, Chairman

ATTEST: Cheryl Strickland, Clerk

By: Patricia DeGrande
Deputy Clerk

Exhibit "A" to Resolution
DEED OF DEDICATION
RIGHT-OF-WAY

THIS INDENTURE, made this 26th day of June, 1998, BETWEEN GOOD NEWS PRESBYTERIAN CHURCH, INC., a Florida not-for-profit corporation, whose address is 3 Franciscan Way, St. Augustine, FL 32084, hereinafter called Grantors, and ST. JOHNS COUNTY, a political subdivision of the State of Florida, hereinafter called Grantee, whose address is 4020 Lewis Speedway, St. Augustine, Florida 32095.

WITNESSETH: That for and in consideration of the acceptance of this Dedication by the Grantee, said Grantors do 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:

Exhibit "A" attached hereto, incorporated by reference, and made a part hereof,

TO HAVE AND HOLD the same unto the Grantee, its successors and assigns forever, in fee simple for a public right-of-way, including therein the right to construct, maintain, and operate, either above or below the surface of the ground anything necessary, useful, and/or convenient for use of said land for public right-of-way purposes.

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, 1998.

IN WITNESS WHEREOF, Grantors have hereunto caused this instrument to be executed in their name and set their hand and seal the day and year first above written.

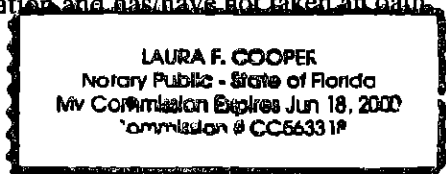
Signed and Sealed in Our Presence:

Gregory E. Baker
(Print) Gregory E. Baker
Margaret M. Baker
(Print) Margaret M. Baker

GRANTORS:
GOOD NEWS PRESBYTERIAN CHURCH,
INC., a not-for-profit Florida Corporation
By: *Stephen Masters*
Print Name Stephen Masters, President

STATE OF FLORIDA
COUNTY OF ST. JOHNS

The foregoing instrument was acknowledged before me this 26th day of June, 1998, by Stephen Masters, President of Good News Presbyterian Church, Inc., a Florida not-for-profit corporation, who is/~~are~~ personally known to me or have produced _____ as identification and has/~~have not~~ taken an oath.



Laura F. Cooper
(Print) LAURA F. COOPER
NOTARY PUBLIC

NOTE: Prepared upon request of Grantor without title search or examination.

IN WITNESS WHEREOF, the said party of the first part has caused these presents to be signed in its name the day and year above written.

GOOD NEWS PRESBYTERIAN CHURCH, INC.

Signed, sealed and delivered in the presence of:

BY: Stephen Masters
Stephen Masters, President

Witness Gregory E. Baker
(Print name) GREGORY E. BAKER

Witness Margaret M. Baker
(Print name) Margaret M. Baker

STATE OF FLORIDA
COUNTY OF ST. JOHNS

THE FOREGOING instrument was acknowledged before me this 26th day of June, 1998, by Stephen Masters, as President of Good News Presbyterian Church, Inc., who is personally known to me or who produced _____ as identification.

Laura F. Cooper
Notary Public State of Florida
Print LAURA F. COOPER
My Commission Expires:

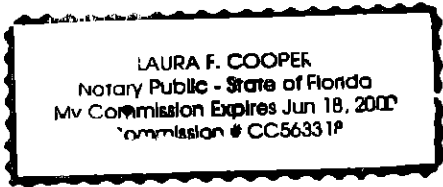


EXHIBIT A

Legal Description

DESCRIPTION BY SURVEYOR - (7' ADDITIONAL ROAD RIGHT-OF-WAY)

A PARCEL OF LAND BEING A PART OF GOVERNMENT LOT 3, SECTION 11, TOWNSHIP 8 SOUTH, RANGE 29 EAST, ST. JOHNS COUNTY, FLORIDA AND BEING MORE PARTICULARLY BOUNDED AND DESCRIBED AS FOLLOWS:

COMMENCE AT THE NORTHWEST CORNER OF SAID SECTION 11; THENCE N 89°12'43" E ALONG THE NORTH LINE OF SAID SECTION 11 A DISTANCE OF 1298.08 FEET TO THE NORTHWEST CORNER OF SAID GOVERNMENT LOT 3; THENCE CONTINUE N 89°12'43" E ALONG SAID NORTH LINE OF SECTION 11 A DISTANCE OF 683.74 FEET TO THE POINT OF BEGINNING FOR THE HEREIN DESCRIBED 7-FOOT OF ADDITIONAL RIGHT-OF-WAY FOR WILDWOOD DRIVE AS IT CURRENTLY EXISTS (60' R/W); THENCE CONTINUE N 89°12'43" E ALONG SAID NORTH LINE OF SECTION 11 A DISTANCE OF 11.30 FEET TO THE SOUTHWESTERLY RIGHT-OF-WAY LINE OF SAID WILDWOOD DRIVE; THENCE S 52°30'08" E ALONG SAID SOUTHWESTERLY RIGHT-OF-WAY LINE 757.45 FEET TO THE WEST RIGHT-OF-WAY OF FORT PEYTON DRIVE AS IT CURRENTLY EXISTS (60' R/W); THENCE S 00°40'22" W ALONG SAID WEST RIGHT-OF-WAY LINE OF FORT PEYTON DRIVE 8.74 FEET; THENCE N 52°30'08" W PARALLEL TO AND 7 FEET SOUTHWESTERLY OF THE SAID SOUTHWESTERLY RIGHT-OF-WAY LINE OF WILDWOOD DRIVE 771.58 FEET TO THE POINT OF BEGINNING.

THE AFOREDESCRIBED PARCEL CONTAINS 5351.5 SQUARE FEET, MORE OR LESS.

GRANT OF EASEMENT

THIS INDENTURE, made this 26th day of June, 1998, between GOOD NEWS PRESBYTERIAN CHURCH, INC, party of the first part, whose address is _____
3 Franciscan Way, St. Augustine, FL 32084,
and ST. JOHNS COUNTY, a political subdivision of the State of Florida, party of the second part, whose address is P.O. Drawer 349, St. Augustine FL 32085-0349.

WITNESSETH:

That the party of the first part, for and in consideration of the sum of Ten Dollars (\$10.00), to it in hand paid by the party of the second part, its successors and assigns forever, a non-exclusive perpetual easement with the right, privilege and authority to said party of the second part, its successors and assigns, to construct, operate, lay, maintain, improve and/or repair subsurface and associated equipment for drainage, sewer, water, other public utilities, or quasi-utilities, across or under the following described land situate in St. Johns County, Florida, to wit:

SEE EXHIBIT "A"

TOGETHER, with the right of said party of the second part, its successors and assigns, of ingress and egress, to and over said above described premises, and for installing and maintaining subsurface utility lines, together also with the right and easement privileges and appurtenances in and to said land which may be required for the enjoyment of the rights herein granted. The party of the second part agrees that the party of the first part, his successors and assigns, may use the easement area for any and all purposes that do not interfere with the intended use of the easement area.

EXHIBIT A

Legal Description

DESCRIPTION BY SURVEYOR - (5' DRAINAGE & UTILITY EASEMENT)

A PARCEL OF LAND BEING A PART OF GOVERNMENT LOT 3, SECTION 11, TOWNSHIP 8 SOUTH, RANGE 29 EAST, ST. JOHNS COUNTY, FLORIDA AND BEING MORE PARTICULARLY BOUNDED AND DESCRIBED AS FOLLOWS:

COMMENCE AT THE NORTHWEST CORNER OF SAID SECTION 11; THENCE N 89°12'43" E ALONG THE NORTH LINE OF SAID SECTION 11 A DISTANCE OF 1298.08 FEET TO THE NORTHWEST CORNER OF SAID GOVERNMENT LOT 3; THENCE CONTINUE N 89°12'43" E ALONG SAID NORTH LINE OF SECTION 11 A DISTANCE OF 675.87 FEET TO THE POINT OF BEGINNING FOR THE HEREIN DESCRIBED 5-FOOT DRAINAGE AND UTILITY EASEMENT; THENCE CONTINUE N 89°12'43" E ALONG SAID NORTH LINE OF SECTION 11 A DISTANCE OF 8.07 FEET; THENCE S 52°30'08" E PARALLEL TO AND 7 FEET SOUTHWESTERLY OF THE CURRENT SOUTHWESTERLY RIGHT-OF-WAY LINE OF WILDWOOD DRIVE (66' R/W) 771.56 FEET TO THE WEST RIGHT-OF-WAY LINE OF FORT PEYTON DRIVE AS IT CURRENTLY EXISTS (60' R/W); THENCE S 00°40'22" W ALONG SAID WEST RIGHT-OF-WAY LINE OF FORT PEYTON DRIVE 8.25 FEET; THENCE N 52°30'08" W PARALLEL TO AND 12 FEET SOUTHWESTERLY OF THE SOUTHWESTERLY RIGHT-OF-WAY LINE OF SAID WILDWOOD DRIVE 771.56 FEET TO THE POINT OF BEGINNING.

THE AFOREDESCRIBED EASEMENT CONTAINS 3883 SQUARE FEET, MORE OR LESS.
