

RESOLUTION NO. 2001- 40

A RESOLUTION BY THE BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, FLORIDA, APPROVING THE TERMS AND AUTHORIZING THE EXECUTION OF A GRANT OF EASEMENT FROM ST. JOHNS COUNTY, FLORIDA TO THE SCHOOL BOARD OF ST. JOHNS COUNTY, FLORIDA.

WHEREAS, the School Board has requested a 15-foot x 35-foot easement, attached hereto as Exhibit "A", incorporated by reference and made a part hereof, across a portion of County owned property located off Race Track Road; and

WHEREAS, the easement is needed for the installation and maintenance of utilities for Fruit Cove Middle School; and

WHEREAS, the location of the easement is not needed for County purposes and approval of the easement is in the best interest of the citizens of St. Johns County.

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

1. Pursuant to Section 125.38, Florida Statutes, the Grant of Easement attached hereto as Exhibit "A", for nominal consideration of \$10.00, is hereby approved and the execution of the easement by the Chair of the Board of County Commissioners is hereby authorized.
2. The Clerk is instructed to record the Easement in the Official Records Book of St. Johns County, Florida.

PASSED AND ADOPTED by the Board of County Commissioners of St. Johns County, Florida, this 13th day of March, 2001.

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

By: Mary F. Kohrke
Mary F. Kohrke, Chair

ATTEST: Cheryl Strickland, Clerk

By: Alicia Boyce
Deputy Clerk

Exhibit "A" to Resolution

This Instrument Prepared Without
Opinion of Title Given or Requested
By: Tracy W. Upchurch
Upchurch, Bailey and Upchurch, P.A.
Post Office Drawer 3007
St. Augustine, Florida 32085-3007
File No. 9-01-022

GRANT OF EASEMENT

THIS GRANT OF EASEMENT, made this ____ day of _____, 2001, by **ST. JOHNS COUNTY, FLORIDA**, a Political Subdivision of the State of Florida (the "Grantor"), whose address is 4020 Lewis Speedway, St. Augustine, Florida 32084, and the **SCHOOL BOARD OF ST. JOHNS COUNTY, FLORIDA**, a Political Subdivision of the State of Florida (the "Grantee"), whose post office address is 430 Orange Street, St. Augustine, Florida 32084.

WITNESSETH: That Grantor, for and in consideration of the sum of Ten Dollars and No/100's (\$10.00) and other good and valuable consideration to them in hand paid by Grantee, the receipt of which is hereby acknowledged, has granted, bargained, sold and conveyed to the Grantee, its successors and assigns forever, a perpetual non-exclusive easement for installation and maintenance of utilities to benefit the Grantee's contiguous property, on, along, over, through, across, or under the following described real property situated in St. Johns County, Florida, to-wit:

A parcel of land lying in Section 34, Township 4 South, Range 27 East, St. Johns County, Florida, being more particularly described as follows:

For a POINT OF REFERENCE, commence at the Northwesterly corner of Tract "C" as shown on a plat of JULINGTON CREEK Unit Five, as recorded in Map Book 17, Pages 1 through 21, of the public records of St. Johns County, Florida, said Northwesterly corner lying on the Southwesterly right-of-way line of Racetrack Road, a 66 foot right-of-way shown on said plat of Julington Creek Unit Five; thence South 13°37'06" West, along the Westerly boundary of said Tract "C", a distance of 67 feet, to the southwesterly corner thereof; thence along the Southwesterly boundary of said Tract "C" and its Southeasterly prolongation, and parallel with the centerline of said Racetrack Road, South 76°22'54" East, a distance of 5251.07 feet to a point lying 100.00 feet Southerly from the Centerline of said Racetrack Road, when measured at right angles thereto, said point being the POINT OF BEGINNING; Thence continue South 76°22'54" East, along last said line, a distance of 15.00 feet; thence South 13°37'06" West, 35.00 feet; thence North 77°22'54" West 15.00 feet; then North 13°37'06" East, 35.00 feet to the POINT OF BEGINNING.

TOGETHER with the right of said grantee, its successors and assigns, of ingress and egress to and over said above described premises, and for doing anything necessary or useful or convenient, or removing at any time any and all of said improvements upon, over, under, or in said lands, together also with the right and easement, privileges, and appurtenances in and to said land which be required for the enjoyment of rights herein granted.

IN WITNESS WHEREOF, the parties have caused this Grant of Easement to be executed on the day and year first above written.

Signed, sealed and delivered
in the presence of:

ST. JOHNS COUNTY, FLORIDA

Witness

Print Name

Witness

Print Name

By: _____
Mary F. Kohnke, Chair of the
Board of County Commissioners

STATE OF FLORIDA
COUNTY OF ST. JOHNS

The forgoing instrument was acknowledged before me this ____ day of _____, 2001, by Mary F. Kohnke, Chair of the Board of County Commissioners of St. Johns County, Florida, on behalf of the Board. She is personally known to me.

Notary Public
My commission expires:

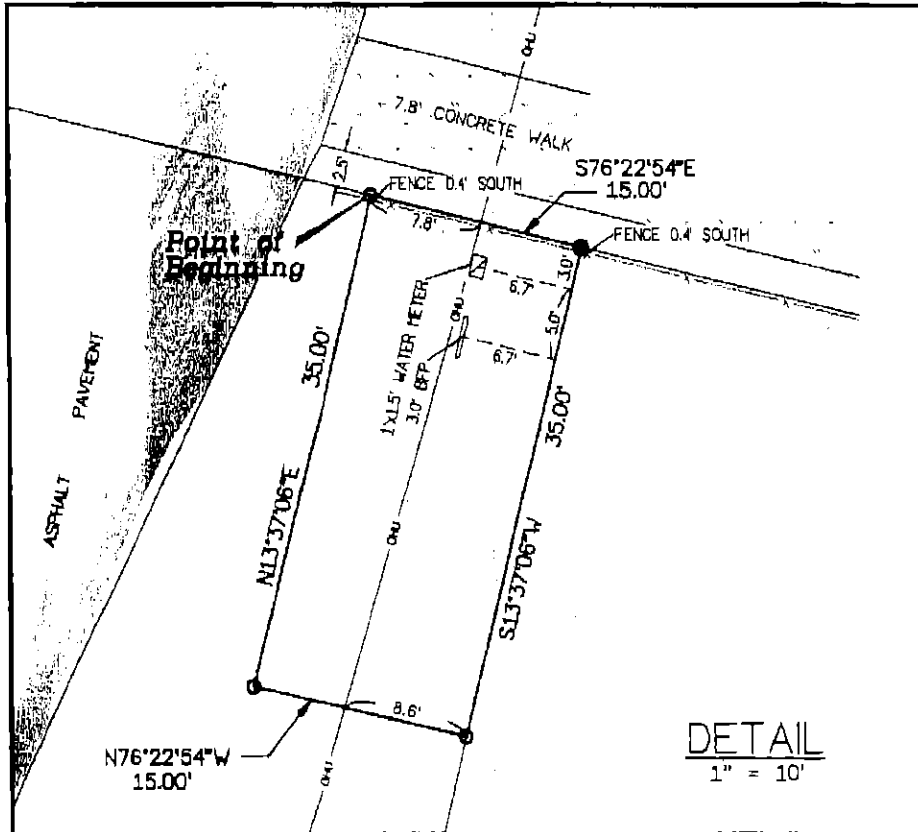
MAP SHOWING A BOUNDARY SURVEY OF

A PARCEL OF LAND LYING IN SECTION 34, TOWNSHIP 4 SOUTH, RANGE 27 EAST, ST. JOHNS COUNTY, FLORIDA, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

FOR A POINT OF REFERENCE, COMMENCE AT THE NORTHWESTERLY CORNER OF TRACT "C" AS SHOWN ON PLAT OF JULINGTON CREEK UNIT FIVE, AS RECORDED IN MAP BOOK 17, PAGES 1 THROUGH 21, OF THE PUBLIC RECORDS OF ST. JOHNS COUNTY, FLORIDA, SAID NORTHWESTERLY CORNER LYING ON THE SOUTHWESTERLY RIGHT-OF-WAY LINE OF RACETRACK ROAD, A 66 FOOT RIGHT-OF-WAY SHOWN ON SAID PLAT OF JULINGTON CREEK UNIT FIVE; THENCE SOUTH 13°37'06" WEST, ALONG THE WESTERLY BOUNDARY OF SAID TRACT "C", A DISTANCE OF 67.00 FEET, TO THE SOUTHWESTERLY CORNER THEREOF; THENCE ALONG THE SOUTHWESTERLY BOUNDARY OF SAID TRACT "C" AND ITS SOUTHEASTERLY PROLONGATION, AND PARALLEL WITH THE CENTERLINE OF SAID RACETRACK ROAD, SOUTH 76°22'54" EAST, A DISTANCE OF 5251.07 FEET, TO A POINT LYING 100.00 FEET SOUTHERLY FROM THE CENTERLINE OF SAID RACETRACK ROAD, WHEN MEASURED AT RIGHT ANGLES THERETO, SAID POINT BEING THE POINT OF BEGINNING; THENCE CONTINUE SOUTH 76°22'54" EAST, ALONG LAST SAID LINE, A DISTANCE OF 15.00 FEET; THENCE SOUTH 13°37'06" WEST, 35.00 FEET; THENCE NORTH 77°22'54" WEST, 15.00 FEET; THENCE NORTH 13°37'06" EAST, 35.00 FEET TO THE POINT OF BEGINNING.

CONTAINING 0.01 ACRES, MORE OR LESS.

FOR: ST. JOHNS COUNTY SCHOOL DISTRICT



SHEET 2 OF 2 SHEETS
SEE SHEET 1 FOR GENERAL NOTES

<p>PAINTY CHIEF: PEYTON</p> <p>F.B. 1588 P.O. 24</p> <p>DRAWN BY: KB/JRS</p> <p>JOB No. 2000-464</p>	<p>UNLESS IT BEARS THE SIGNATURE AND THE ORIGINAL RAISED SEAL OF A FLORIDA LICENSED SURVEYOR AND MAPPER THIS DRAWING, SKETCH, PLAT OR MAP IS FOR INFORMATIONAL PURPOSES ONLY AND IS NOT VALID.</p>
<p>UNLESS OTHERWISE SHOWN AND STATED HEREON, THIS MAP OR SURVEY MEETS THE MINIMUM TECHNICAL STANDARDS SET FORTH BY THE FLORIDA BOARD OF PROFESSIONAL SURVEYORS & MAPPERS IN CHAPTER 63B17-4, FLORIDA ADMINISTRATIVE CODE, PURSUANT TO SECTION 463.07, FLORIDA STATUTES, AND DOES NOT NECESSARILY MEET ANY OTHER NATIONAL OR FEDERAL STANDARDS.</p> <p>DATE: DECEMBER 11, 2000</p> <p>SCALE: 1" = 10'</p> <p>CHECKED BY: <i>[Signature]</i></p>	<p>Clary & Associates, Inc. PROFESSIONAL LAND SURVEYORS 3830 CROWN POINT ROAD, SUITE "A" JACKSONVILLE, FLORIDA 32257 (904) 280-2703 LB 10, 3733</p> <p><i>[Signature]</i> GREGORY B. CLARY, P.L.S. CERT. NO. 3377</p>
<p>LEGEND</p> <ul style="list-style-type: none"> ■ 1/2" CONCRETE PAVEMENT ○ 1/2" IRON PIPE WITH CAP CLARY #1377 ● 1/2" IRON PIPE WITH CAP #3824 - - - FENCE 	<p>DETAIL 1" = 10'</p>