

RESOLUTION NO. 2003- 53

A RESOLUTION BY THE BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, FLORIDA, ACCEPTING AN EASEMENT FOR UTILITIES TO PROVIDE WATER AND SEWER AT STATE ROAD 312 AND OLD MOULTRIE ROAD.

RECITALS

WHEREAS, Philip B. Genovar, the owner, has executed and presented to the County an Easement for Utilities, attached hereto as Exhibit "A", incorporated by reference and made a part hereof; and

WHEREAS, this easement is needed at State Road 312 and Old Moultrie Road due to a very congested intersection and the need to provide water and sewer utility services and interconnected piping between the two roadways; and

WHEREAS, St. Johns County Utility Department has reviewed and approved the easement mentioned above as stated in a letter attached hereto as Exhibit "B", incorporated by reference and made a part hereof; and

WHEREAS, acceptance of this easement will better serve the health, safety and welfare of the citizens.

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 Easement for Utilities is hereby accepted and the Chairman of the Board is hereby authorized to execute the easement.

Section 3. The Clerk is instructed to record the original Easement for Utilities in the Official Records of St. Johns County, Florida.

PASSED AND ADOPTED by the Board of County Commissioners of St. Johns County, Florida, this 18th day of March, 2003.

BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, FLORIDA

By: James E. Bryant
James E. Bryant, Chairman

ATTEST: Cheryl Strickland, Clerk
By: Patricia A. Brantley
Deputy Clerk

RENDITION DATE 3-20-03

Exhibit "A" to Resolution

Prepared by:
St. Johns County
4020 Lewis Speedway
St. Augustine, Florida 32084

EASEMENT FOR UTILITIES

THIS EASEMENT executed and given this 4th day of March, 2003, by PHILIP B. GENOVAR, conveying non-homestead property, with an address of 1750 US Highway 1 South, St. Augustine, Florida 32084, hereinafter called "Grantor", to ST. JOHNS COUNTY, FLORIDA, a political subdivision of the State of Florida, whose address is 4020 Lewis Speedway, St. Augustine, Florida 32084, hereinafter called the "Grantee".

WITNESSETH:

That for and in consideration of the sum of Ten Dollars (\$10.00) and other good and valuable considerations, the receipt and sufficiency of which are hereby acknowledged, said Grantors hereby give, grant dedicate and convey to the Grantee, its successors and assigns forever, an unobstructed right-of-way and non-exclusive permanent easement with the right, privilege and authority to said Grantee, its successors and assigns, to construct, operate, lay, maintain, improve and repair sub-surface pipes for water and sewer on, along, over, through, across or under the following described land, situate in St. Johns County, Florida, to wit:

Property as described on attached Exhibit "A", incorporated by reference and made a part hereof.

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

IN WITNESS WHEREOF, Grantor has caused this instrument to be executed by its duly authorized officers as of the day and year first above written.

Signed and Sealed in Our
Presence as Witnesses:

(sign) B.W. Fletcher Jr
(print) B.W. FLETCHER JR

(sign) Laurie C. Braddock
(print) Laurie C. Braddock

GRANTOR:

Philip B. Genovar
Philip B. Genovar

STATE OF FLORIDA
COUNTY OF ST. JOHNS

The foregoing instrument was acknowledged before me this 4th day of
March, 2003, by Philip B. Genovar (He is personally known to me) or has
produced _____ as identification.

Laurie C. Braddock
Notary Public
My Commission expires: 4-17-04



Laurie C. Braddock
Commission # CC 928860
Expires April 17, 2004
Bonded Thru
Atlantic Bonding Co., Inc.



Tri-State Land Surveyors, Inc.

8411 Baymeadows Way, Suite 2 • Jacksonville, Florida 32256

Phone: (904) 731-7235

Fax: (904) 731-0849

LARRY G. EDDY, P.L.S.

GLENN W. BROADSTREET, P.S.J.

NOVEMBER 20, 2002

W.O. #2002-6032

CBL & ASSOCIATES, INC.

A PORTION OF SECTION 30, TOWNSHIP 7, SOUTH, RANGE 30, EAST, ST. JOHNS COUNTY, FLORIDA, AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS: COMMENCE AT THE NORTHEAST CORNER OF THE SOUTHEAST 1/4 OF SECTION 25 TOWNSHIP 7 SOUTH, RANGE 29 EAST; THENCE SOUTH 80°21'43" EAST, 49.85 FEET TO THE EAST LINE OF SAID SECTION 30; THENCE SOUTH 00°13'43" EAST, ALONG SAID EAST LINE, ALSO BEING THE WEST LINE OF SECTION 41, TOWNSHIP 7 SOUTH, RANGE 30 EAST, 281.20 FEET TO THE SOUTHERLY RIGHT-OF-WAY LINE OF STATE ROAD NO. 312 (A VARIABLE WIDTH RIGHT-OF-WAY AS NOW ESTABLISHED); THENCE SOUTH 71°24'53" EAST, ALONG SAID SOUTHERLY RIGHT-OF-WAY LINE, 84.70 FEET TO THE POINT OF CURVATURE OF A CURVE TO THE LEFT, BEING CONCAVE TO THE NORTH, AND HAVING A RADIUS OF 1,909.88 FEET; THENCE CONTINUE ALONG SAID SOUTHERLY RIGHT-OF-WAY LINE AND ALONG AND AROUND THE ARC OF SAID CURVE A CHORD BEARING AND DISTANCE OF SOUTH 72°35'46" EAST, 81.25 FEET TO THE POINT OF BEGINNING; THENCE CONTINUE ALONG SAID SOUTHERLY RIGHT-OF-WAY LINE AND ALONG AND AROUND SAID CURVE A CHORD BEARING AND DISTANCE OF SOUTH 74°18'08" EAST, 38.00 FEET TO THE WESTERLY RIGHT-OF-WAY LINE OF OLD MOULTRIE ROAD (A 68 FOOT RIGHT-OF-WAY AS NOW ESTABLISHED); THENCE SOUTH 09°29'00" WEST, ALONG SAID WESTERLY RIGHT-OF-WAY LINE, 25.00 FEET; THENCE NORTH 80°31'00" WEST, 5.00 FEET; THENCE NORTH 37°19'53" WEST, 42.23 FEET TO THE POINT OF BEGINNING.

LANDS THUS DESCRIBED CONTAIN 0.01 ACRES, MORE OR LESS.

network/layer/02-6032

02 10:22a

MACCOY & SADLER, INC

423-698-2664

P. 4

ROAD

SCALE 1"=50'

PROPOSED UTILITY EASEMENT

STATE ROUTE 312

Phil Genovar

11-6-02

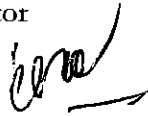
Accepted by property owner:
Phil Genovar

Date



ST. JOHNS COUNTY
UTILITY DEPARTMENT
2175 Mizell Road
P.O. Drawer 3006
St. Augustine, Florida 32085-3006

I N T E R O F F I C E M E M O R A N D U M

TO: Laurie Braddock, Real Estate Coordinator
FROM: Herbert A. Van Der Mark 
Construction Manager of Utilities
SUBJECT: Easement for Utilities – Genovar/St. Johns County
DATE: February 7, 2003

The above referenced easement has been reviewed per your request on the memo dated January 15, 2003.

This easement was needed due to a very congested intersection at SR-312 and Old Moultrie Road and the need to provide water and sewer utility services and interconnected piping between the two roadways.

Please present the easement to the Board of County Commissioners for final acceptance.