

RESOLUTION NO. 2004- 26

A RESOLUTION BY THE BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, FLORIDA ACCEPTING A GRANT OF EASMENT FOR AN OUTFALL FROM PINE CIRCLE WEST TO ST. AUGUSTINE ROAD.

RECITALS

WHEREAS, the owner of property located on Pine Circle West St. Augustine, Florida has executed and presented to the County a Grant of Easement, attached hereto as Exhibit "A", incorporated by reference and make a part hereof; and

WHEREAS, the outfall that is existing was obstructed by heavy growth and the County did not have legal access to the area; and

WHEREAS, the owner has given the County a 10 foot easement for access, installation and maintenance of a new 15 inch HDPE pipe 120 feet in length; and

WHEREAS, the existing easement is private and the owner had made plans to fill in the ditch. Road and Bridge staff have determined that this easement is essential to help with the drainage of County Roads. St. Johns County Road and Bridge will be piping the easement area that will run from St. Augustine Road to Pine Circle West; and

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

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 of County Commissioners hereby accepts this Grant of Easement for drainage.

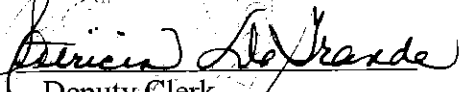
Section 3. The Clerk is instructed to record the Grant of Easement in the public records of St. Johns County Florida.

PASSED AND ADOPTED by the Board of County Commissioners of St. Johns County, Florida, this 3 day of February, 2004.

BOARD OF COUNTY COMMISSIONER
OF ST. JOHNS COUNTY, FLORIDA

By: 
Karen/R. Stern, Chair

ATTEST: Cheryl Strickland, Clerk

By: 
Deputy Clerk

RENDITION DATE 2-4-04

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

EXHIBIT "A" TO RESOLUTION

DRAINAGE EASEMENT

THIS GRANT OF EASEMENT, made this ____ day of _____, 2004, between **Richard H. Dickens**, whose address is 6429 Pine Circle West St. Augustine, Florida 32084, hereinafter called Grantor, and **ST. JOHNS COUNTY, FLORIDA**, political subdivision of the State of Florida, whose address is 4020 Lewis Speedway, St. Augustine, Florida 32084, hereinafter called the Grantee.

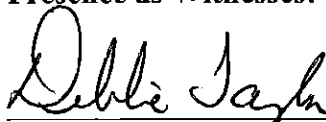
WITNESSETH: That Grantor, for and in consideration of the sum of Ten Dollars (\$10.00) and other good and valuable consideration to them in hand paid by Grantee, the receipt of which is hereby acknowledged, has granted, bargained, sold, and conveyed to the Grantee, its successors and assigns forever, an unobstructed right of way and Drainage Easement with the right, privilege, and authority to said Grantee, its successors and assigns, the right to construct, lay, maintain, improve, and/or repair either above or below the surface of the ground, drainage facilities, on, along, over, through, across, or under the following described land situate in St. Johns County, Florida to wit:

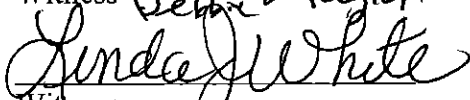
Southerly 10 feet of Lot 37 Block 10 as shown on Map of ST. AUGUSTINE PARK, Unit one, as per map or plat thereof filed in the Office of the Clerk of Circuit Court, St. Johns County, Florida, Map Book 10, Pages 58 and 59.

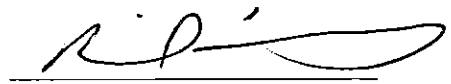
TOGETHER with the right of said Grantee, its successors and assigns, of ingress and egress to and over said above described premises, and for doing anything necessary or useful or convenient, or removing at any time any and all of said improvements upon, over, under, or in said lands, together also with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

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

**Signed and Sealed in Our
Presence as Witnesses:**


Witness *Debbie Taylor*


Witness *Linda White*


Richard H. Dickens

STATE OF FLORIDA
COUNTY OF St. Johns

The foregoing instrument was acknowledged before me this 14th day of January, 2004, by Richard H. Dickens.
He is personally known to me or has produced DL # D252-748-56300-0 as identification.

Debbie Taylor
Notary Public



Debbie Taylor
Commission # CC 913963
Expires April 14, 2004
Bonded Thru
Atlantic Bonding Co., Inc.