

RESOLUTION NO. 2006- 278

A RESOLUTION BY THE BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, FLORIDA, ACCEPTING AND AUTHORIZING THE COUNTY ADMINISTRATOR TO EXECUTE AN AGREEMENT BETWEEN CROSS CREEK PRESBYTERIAN CHURCH AND ST. JOHNS COUNTY FOR PROPERTY NEEDED TO CONSTRUCT A SIDEWALK ALONG PART OF GREENBRIAR ROAD.

RECITALS

WHEREAS, the owners, Cross Creek Presbyterian Church, have executed an Agreement to the County, attached hereto as Exhibit "A", incorporated by reference and made a part hereof, for the 17 feet needed to construct a sidewalk along part of Greenbriar Road; and

WHEREAS, the Agreement is confirming the County will be responsible for construction cost and permits needed to build the sidewalk; and

WHEREAS, after the Agreement has been executed by the County, Cross Creek Presbyterian Church will then execute a Deed to the County for the 17 feet needed for the construction of the sidewalk, attached hereto as Exhibit "B", incorporated by reference and made a part hereof; and

WHEREAS, it is in the best interest of St. Johns County to accept this Agreement and Deed for the safety 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:

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 approves the terms of the Agreement and authorizes the County Administrator to execute the Agreement and accepts the Deed for the construction of the sidewalk.

Section 3. The Clerk is instructed to file the Agreement in the Clerk's office and record the Deed once executed by Cross Creek Presbyterian Church.

PASSED AND ADOPTED by the Board of County Commissioners of St. Johns County, Florida, this 22nd day of August, 2006.

BOARD OF COUNTY COMMISSIONERS
OF ST. JOHNS COUNTY, FLORIDA

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

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

RENDITION DATE 8-24-06

EXHIBIT "A"

AGREEMENT
BETWEEN
CROSS CREEK PRESBYTERIAN CHURCH
AND
ST. JOHNS COUNTY A POLITICAL SUBDIVISION

This Agreement made and entered into this ___ day of June, 2006 between Cross Creek Presbyterian Church of St. Johns County, Inc. a Florida Non-profit Corporation (herein the "Church") and St. Johns County a political subdivision of the State of Florida (herein the "County")

Whereas the Church owns certain property on the north side of Greenbriar Road and;

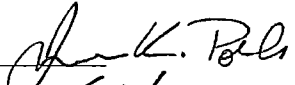
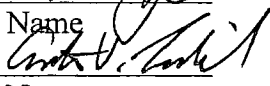
Whereas the County wants to acquire 17 feet of the Church's property on the north side of Greenbriar Road for the purpose of constructing a sidewalk along the full extent of the Church's property and;

Whereas the Church agrees to convey by Fee Simple Deed to the County 17 feet of property on the north side of Greenbriar Road.

Whereas the construction of the sidewalk is to be done according to the standards required by St. Johns County and Florida Department of Transportation and the County will be responsible for all permits necessary for construction and costs of construction.

Now therefore the parties agree the Church will convey the seventeen feet of property described in Exhibit A attached hereto to the County and the County will build a sidewalk and obtain all permits necessary to build sidewalk and construct or cause to be constructed the sidewalk at the expense of the County. St. Johns County agrees that the sidewalk will be complete within six months from date hereof.

Executed this ___ day of June, 2006.

James K. Polk 
Print Witness Name
Tony Timbol 
Print Witness Name

Print Witness Name

Print Witness Name

Grantor
Cross Creek Presbyterian Church
of St. Johns County, Inc. a Florida
Non-profit Corporation
By: Charles W. Mc...

Grantee
St. Johns County, Florida a
political subdivision
By: _____
Ben W. Adams, Jr.
County Administrator

The South 17 feet of the following described property

FILE: 010043

EXHIBIT "A"

A portion of the Fatio Grant, Section 44, Township 5 South, Range 26 East, St. Johns County, Florida and being a portion of the Sophia T. Fatio Tract as shown in Deed Book 3, page 598 of the public records of said county and being more particularly described as follows; Commencing at the intersection of the Southeastly right of way line of State Road 13 (a 100 foot right of way) with the Northerly right of way line of Greenbriar Road, formerly Airport Road, (a 66 foot right of way); Thence South $75^{\circ}15'50''$ East along said Northerly right of way line of Greenbriar Road, a distance of 1,127.15 feet to the Point of Beginning; Thence North $16^{\circ}05'20''$ East, a distance of 678.56 feet; Thence South $75^{\circ}30'52''$ East, a distance of 640.93 feet to the Westerly line of those lands described in Official Record Book 1219, page 357 of said county; Thence South $16^{\circ}05'21''$ West, along said Westerly line, a distance of 681.36 feet to the Northerly right of way line of said Greenbriar Road; Thence North $75^{\circ}15'50''$ West along the said Northerly right of way line, a distance of 640.85 feet to the Point of Beginning.

EXHIBIT "B"

Prepared By:
St. Johns County
P.O. Box 349
2040 Lewis Speedway
St. Augustine, Florida 32084

WARRANTY DEED

MADE THIS ____ day of _____, 2006 by **CROSS CREEK PRESBYTERIAN CHURCH OF ST. JOHNS COUNTY, INC.** a Florida non-profit corporation hereinafter called the Grantor whose address is 100 State Road 13, Suite C, Jacksonville, Florida 32259 to **ST. JOHNS COUNTY**, a political subdivision of the State of Florida, whose post office address is P.O. Drawer 349, 2040 Lewis Speedway, St. Augustine, Florida 32084 hereinafter called the Grantee:

WITNESSETH: That the Grantor, for and in consideration of the sum of \$10.00 and other valuable considerations, receipt whereof is hereby acknowledged, hereby grants, bargains, sells, aliens, remises, releases, conveys and confirms unto the Grantee, all that certain land situate in St. Johns County, viz:

SEE EXHIBIT "A"

Attached hereto and incorporated herein by this reference.

TOGETHER, with all the tenements, hereditaments and appurtenances thereto belonging or in anywise appertaining.

TO HAVE AND TO HOLD, the same is fee simple forever.

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; that the Grantor hereby fully 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, 2005.

IN WITNESS WHEREOF, that said Grantor has signed and sealed these presents the day and year first above written.

Print Witness Name: _____

**Cross Creek Presbyterian Church of
St. Johns County, Inc. a Florida non-
profit corporation**

Print Witness Name: _____

By: _____

**STATE OF FLORIDA
COUNTY OF ST. JOHNS**

THE FOREGOING INSTRUMENT was acknowledged before me this ____ day of _____, 2006 by _____ who is personally known or who has produced _____ as identification.

Notary
My Commission expires:
(Notarial Seal)

The South 17 feet of the following described property

OR1564PG1543

FILE: 010043

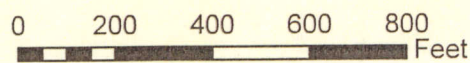
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St. Johns County
 Real Estate Division
 (904) 209-0794
 August 2, 2006

Sidewalk Site



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

