

A RESOLUTION BY THE BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, FLORIDA, ACCEPTING A DONATION OF COMMUNITY PARK AND TRANSPORTATION SITES WITHIN DURBIN CROSSING DRI PER THE DURBIN CROSSING DRI DEVELOPMENT ORDER.

RECITALS

WHEREAS, Durbin Crossing, LLC has agreed to the terms and conditions in the Special Warranty Deeds, attached hereto as Exhibit A and Exhibit B, incorporated by reference and made a part hereof, to donate three tracts in compliance with the Durbin Crossing DRI Development Order Resolution 2003-61; and

WHEREAS, the Park plan for the sites provide 4 lighted baseball fields, 2 lighted soccer/football fields and adequate parking for the fields; and

WHEREAS, Parcel S and T will be used for Community Parks and Parcel X will serve as a potential future transportation corridor with a park use in the interim; and

WHEREAS, these lands will enhance the recreational and transportation opportunities for St. Johns County residents and it is in the best interest of the public to accept this donation.

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 donation of property, as described in the Special Warranty Deeds is hereby accepted, conveying the property free and clear of any encumbrances.

Section 3. The Clerk is instructed to record the original Special Warranty Deeds in the Official Records of St. Johns County, Florida and a certified copy of this Resolution shall be forwarded forthwith to Jason Sessions, Durbin Crossing LLC, 10000 Gate Parkway North, Suite 926, Jacksonville, FL 32246.

PASSED AND ADOPTED by the Board of County Commissioners of St. Johns County, Florida, this 5th day of February, 2004.

BOARD OF COUNTY COMMISSIONERS
OF ST. JOHNS COUNTY, FLORIDA

By:

Thomas G. Manuel
Thomas G. Manuel, Chairman

ATTEST: Cheryl Strickland, Clerk

By: *Pam Halpern*
Deputy Clerk

RENDITION DATE 2/8/08



EXHIBIT A OF RESOLUTION

Prepared By and Return To:

Jeri Poller
Jeri Poller PA
6013 NW 23rd Avenue
Boca Raton, FL 33496

SPECIAL WARRANTY DEED

THIS INDENTURE, made and executed this 15 day of January, 2008, by DURBIN CROSSING, LLC, a Florida limited liability company, whose mailing address is 10000 Gate Parkway North, Ste 926, Jacksonville, FL 32246, ("Grantor") to ST. JOHNS COUNTY, FLORIDA, a political subdivision of the State of Florida, whose mailing address is St. Johns County Board of County Commissioners, Real Estate, 4020 Lewis Speedway, St. Augustine, FL 32084 ("Grantee").

WITNESSETH:

THAT Grantor, for and in consideration of the sum of Ten Dollars (\$10.00) and other valuable consideration, the receipt and adequacy of which is hereby acknowledged, hereby grants, bargains, sells, aliens, remises, conveys and confirms unto Grantee, certain real property located in St. Johns County, Florida, which is more particularly described as follows (the "Property"):

SEE EXHIBIT "A" ATTACHED HERETO

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

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

AND Grantor hereby covenants with Grantee that Grantor will warrant and defend the Property against the lawful claims and demands of all persons claiming, by, through, or under Grantor, but against none other. This conveyance is subject to all matters of record, if any, provided that this reference shall not serve to reimpose same, and to ad valorem taxes accruing subsequent to the date of recordation hereof, if any, and the following right of reversion.


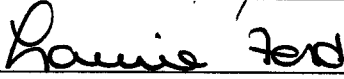
SAVING AND RESERVING TO GRANTOR, its successors and assigns, the right of reversion in the event that the Property is utilized for any purpose other than a public park.


IN WITNESS WHEREOF, Grantor has executed this Special Warranty Deed as of the day and year set forth above.

Signed, sealed and delivered
in the presence of:

GRANTOR:

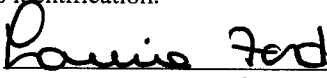
Durbin Crossing, LLC, a Florida limited liability company
By: Durbin Crossing Development Corp., a Florida corporation, Manager


Print Name: Tony C. Hedge

Print Name: Laurie Ford

By: 
Jason R. Sessions
Vice President
10000 Gate Parkway North,
Ste 926
Jacksonville, FL 32246

STATE OF FLORIDA
COUNTY OF St. Johns

The foregoing instrument was acknowledged before me this 15 day of January, 2008, by Jason R. Sessions, Vice President of Durbin Crossing Development Corp., a Florida corporation, Manager of Durbin Crossing, LLC, a Florida limited liability company. He/She is personally known to me or has produced _____ as identification.


Print Name: Laurie Ford
Notary Public, State of Florida
My Commission Expires: 4-18-08
{Notary Seal}

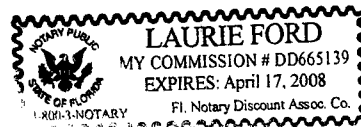


EXHIBIT "A"
LEGAL DESCRIPTION

All of Parcel S (Community Park) as shown on plat of Durbin Crossing South Phase I as recorded in Map Book 59, Pages 73 through 100 of the public records of St. Johns County, Florida.

TOGETHER WITH:

All of Parcel T (Community Park) as shown on plat of Durbin Crossing South Phase I as recorded in Map Book 59, Pages 73 through 100 of the public records of St. Johns County, Florida.

EXHIBIT B OF RESOLUTION

Prepared By and Return To:

Jeri Poller
Jeri Poller PA
6013 NW 23rd Avenue
Boca Raton, FL 33496

SPECIAL WARRANTY DEED

THIS INDENTURE, made and executed this 15 day of January, 2008, by DURBIN CROSSING, LLC, a Florida limited liability company, whose mailing address is 10000 Gate Parkway North, Ste 926, Jacksonville, FL 32246, ("Grantor") to ST. JOHNS COUNTY, FLORIDA, a political subdivision of the State of Florida, whose mailing address is St. Johns County Board of County Commissioners, Real Estate, 4020 Lewis Speedway, St. Augustine, FL 32084 ("Grantee").

WITNESSETH:

THAT Grantor, for and in consideration of the sum of Ten Dollars (\$10.00) and other valuable consideration, the receipt and adequacy of which is hereby acknowledged, hereby grants, bargains, sells, aliens, remises, conveys and confirms unto Grantee, certain real property located in St. Johns County, Florida, which is more particularly described as follows (the "Property"):

SEE EXHIBIT "A" ATTACHED HERETO

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

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

AND Grantor hereby covenants with Grantee that Grantor will warrant and defend the Property against the lawful claims and demands of all persons claiming, by, through, or under Grantor, but against none other. This conveyance is subject to all matters of record, if any, provided that this reference shall not serve to reimpose same, and to ad valorem taxes accruing subsequent to the date of recordation hereof, if any and the following right of reversion.

SAVING AND RESERVING TO GRANTOR, its successors and assigns, the right of reversion in the event that the Property is utilized for any purpose other than a public park or transportation corridor.

IN WITNESS WHEREOF, Grantor has executed this Special Warranty Deed as of the day and year set forth above.

Signed, sealed and delivered
in the presence of:

GRANTOR:

Durbin Crossing, LLC, a Florida limited liability company
By: Durbin Crossing Development Corp., a Florida corporation, Manager

Tony Cubbedge
Print Name: Tony Cubbedge
Laurie Ford
Print Name: Laurie Ford

By: Jason R. Sessions
Jason R. Sessions
Vice President
10000 Gate Parkway North,
Ste 926
Jacksonville, FL 32246

STATE OF FLORIDA
COUNTY OF St. Johns

The foregoing instrument was acknowledged before me this 15 day of January, 2008, by Jason R. Sessions, Vice President of Durbin Crossing Development Corp., a Florida corporation, Manager of Durbin Crossing, LLC, a Florida limited liability company. He/She is personally known to me or has produced _____ as identification.

Laurie Ford
Print Name: Laurie Ford
Notary Public, State of Florida
My Commission Expires: 4-17-08
{Notary Seal}

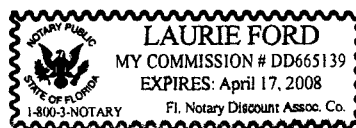


EXHIBIT "A"
LEGAL DESCRIPTION

Revised November 5, 2007
December 5, 2005

Work Order No. 05-283.01
Durbin Crossing South

Community Park Parcel X

A portion of Section 7, Township 5 South, Range 28 East, St. Johns County, Florida, also being a portion of those lands described and recorded in Official Records Book 2036, page 1100 of the public records of said county, being more particularly described as follows:

For a Point of Reference, commence at the Southwest corner of said Section 7, thence North 02° 41' 50" West, along the Westerly line of said Section 7, a distance of 1513.57 feet; thence North 49° 03' 18" East, departing said Westerly line, 350.87 feet; thence South 60° 30' 51" East, 937.11 feet; thence North 03° 34' 02" East, 796.04 feet; thence South 86° 25' 58" East, 74.36 feet to the Point of Beginning.

From said Point of Beginning, thence North 32° 29' 28" West, 44.80 feet; thence North 03° 05' 15" East, 15.13 feet; thence North 53° 31' 08" West, 45.34 feet; thence North 88° 11' 29" East, 21.77 feet; thence North 51° 18' 20" East, 26.91 feet; thence North 13° 22' 54" East, 42.23 feet; thence North 38° 30' 29" East, 50.98 feet; thence North 52° 20' 47" West, 34.24 feet; thence North 22° 18' 38" East, 71.21 feet; thence North 38° 37' 07" East, 66.44 feet; thence North 75° 59' 23" East, 72.05 feet; thence North 25° 11' 32" East, 68.09 feet; thence North 42° 52' 07" East, 82.06 feet; thence North 34° 42' 26" East, 52.75 feet; thence North 55° 13' 10" East, 66.91 feet; thence North 65° 23' 06" East, 85.67 feet; thence North 11° 58' 35" East, 16.50 feet; thence North 87° 40' 21" East, 17.93 feet; thence South 02° 19' 39" East, 1256.35 feet; thence North 59° 56' 29" West, 93.42 feet; thence North 72° 38' 53" West, 68.01 feet; thence North 79° 45' 30" West, 122.05 feet; thence South 76° 57' 31" West, 105.26 feet; thence North 73° 45' 27" West, 67.10 feet; thence North 67° 38' 24" West, 65.91 feet; thence North 13° 08' 06" West, 145.23 feet; thence North 23° 28' 01" East, 43.26 feet; thence North 09° 38' 35" East, 184.20 feet; thence North 04° 42' 04" West, 178.91 feet; thence North 68° 03' 54" East, 40.40 feet to the Point of Beginning.

Containing 10.80 acres, more or less.