

RESOLUTION NO. 2008-341

A RESOLUTION BY THE BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, FLORIDA, AUTHORIZING THE COUNTY ADMINISTRATOR TO EXECUTE AN EASEMENT TO FLORIDA POWER & LIGHT COMPANY TO INSTALL ELECTRICAL SERVICE TO THE EXPANSION OF THE ANASTASIA ISLAND WASTEWATER TREATMENT PLANT LOCATED ON MIZELL ROAD.

RECITALS

WHEREAS, Florida Power & Light Company (hereinafter "FPL") has requested an easement, attached hereto as Exhibit "A", incorporated by reference and made a part hereof, in order to install electrical service to the Anastasia Island Wastewater Treatment Plant on Mizell Road; and

WHEREAS, "FPL" requires that a customer desiring electric service must provide "FPL" with access and rights-of-way which in the opinion of "FPL" are necessary for the rendering of service to the customer and the County has authority to grant such rights, easements, permits and privileges and it is found that it is necessary for protection of the County and the public for the County to grant "FPL" an easement to efficiently provide electrical service to the expansion of the Anastasia Island Wastewater Treatment Plant; and

WHEREAS, to the extent that there are typographical errors that do not change the tone, tenor, or concept of this Resolution, then this Resolution may be revised without subsequent approval by the Board of County Commissioners.

NOW THEREFORE, BE IT RESOLVED, that the Board of County Commissioners of St. Johns County, Florida, that St. Johns County, hereby grants to "FPL" an easement for the purposes mentioned above.

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 above described "FPL" Easement is hereby accepted by the Board of County Commissioners and the County Administrator is hereby authorized to execute said Easement.

Section 3. The Clerk of the Circuit Court is instructed to record the original "FPL" Easement in the Public Records of St. Johns County, Florida.

PASSED AND ADOPTED this 2nd day of December, 2008,
by the Board of County Commissioners of St. Johns County, Florida.



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

By: Cyndi Stevenson
Cyndi Stevenson, Chair

ATTEST: Cheryl Strickland, Clerk

By: Pam Halteman
Deputy Clerk

RENDITION DATE 12/4/08

Exhibit "A" to Resolution

Anastasia Island Wasterwater Treatment Plant
Sec. 33, Twn 7 S, Rge 30
Parcel I.D. # 162929-0110
Form 3722 (Stocked) Rev. 7/94

EASEMENT

This Instrument Prepared By:
Linda Clark
Florida Power & Light Company
303 Hastings Road
St. Augustine FL 32084

The undersigned, in consideration of the payment of \$1.00 and other good and valuable consideration, the adequacy and receipt of which is hereby acknowledged, grant and give to Florida Power & Light Company, its licensees, agents, successors, and assigns, an easement forever for the construction, operation and maintenance of overhead and underground electric utility facilities (including wires, poles, guys, cables, conduits and appurtenant equipment) to be installed from time to time; with the right to reconstruct, improve, add to, enlarge, change the voltage, as well as, the size of and remove such facilities or any of them within an easement (10) ten feet in width described as follows:

SEE EXHIBIT "A" ATTACHED

Together with the right to permit any other person, firm or corporation to attach wires to any facilities hereunder and lay cable and conduit within the easement and to operate the same for communications purposes; the right of ingress and egress to said premises at all times; the right to clear the land and keep it cleared of all trees, undergrowth and other obstructions within the easement area; to trim and cut and keep trimmed and cut all dead, weak, leaning or dangerous trees or limbs outside of the easement area which might interfere with or fall upon the lines or systems of communications or power transmission or distribution; and further grants, to the fullest extent the undersigned has the power to grant, if at all, the rights hereinabove granted on the land heretofore described, over, along, under and across the roads, streets or highways adjoining or through said property.

IN WITNESS WHEREOF, the undersigned has signed and sealed this instrument on, _____, 2008.

Signed, sealed and delivered in
the presence of:

BOARD OF COUNTY COMMISSIONERS
OF ST. JOHNS COUNTY, FLORIDA

(Witness' Signature)

By: _____
Michael D. Wanchick, County Administrator

Print Name (Witness)

ATTEST:
CHERYL STRICKLAND, CLERK OF COURT

(Witness' Signature)

By: _____
Deputy Clerk

Print Name (Witness)

STATE OF FLORIDA
COUNTY OF ST. JOHNS.

The foregoing instrument was acknowledged before me this _____ day of _____, 2008,
by Michael D. Wanchick, County Administrator, on behalf of said entity, who is personally known
to me and who did not take an oath.

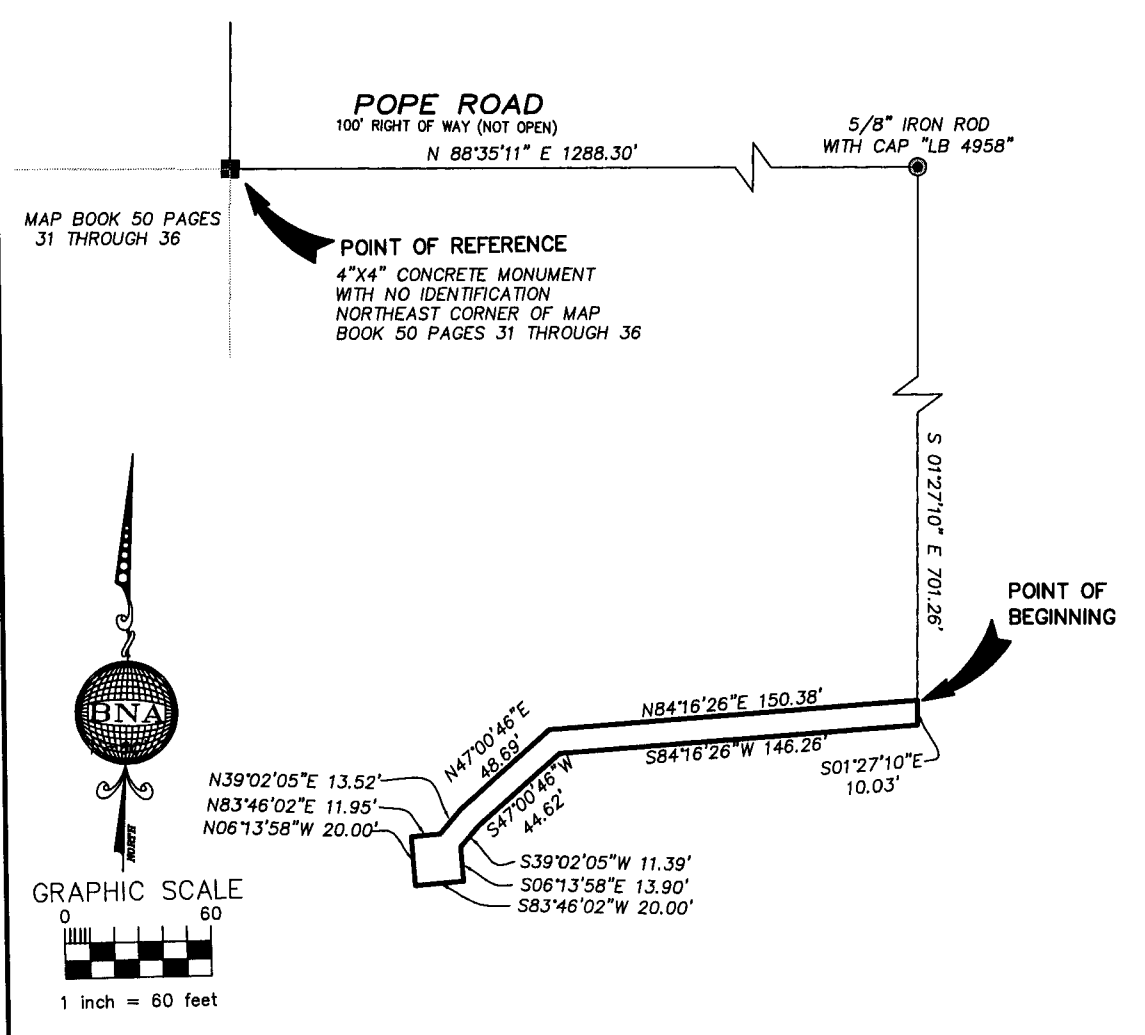
(SEAL) NOTARY PUBLIC SIGNATURE

MAP SHOWING SPECIFIC PURPOSE SURVEY OF:

A PORTION OF THOSE LANDS DESCRIBED IN OFFICIAL RECORD BOOK 596 PAGE 408 OF THE PUBLIC RECORDS OF ST. JOHNS COUNTY, FLORIDA, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

LEGAL DESCRIPTION: UTILITY EASEMENT

A PORTION OF LAND LYING IN THE NORTHWEST QUARTER OF SECTION 33, TOWNSHIP 7 SOUTH, RANGE 30 EAST, ST. JOHNS COUNTY, FLORIDA AND ALSO BEING A PORTION OF THOSE LANDS AS DESCRIBED IN OFFICIAL RECORDS BOOK 596, PAGE 408 AS RECORDED IN THE PUBLIC RECORDS OF SAID COUNTY, AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS: FOR A POINT OF REFERENCE COMMENCE AT A 4"x4" CONCRETE MONUMENT WITH NO IDENTIFICATION AT THE NORTHEAST CORNER OF THOSE LANDS DESCRIBED IN MAP BOOK 50 PAGES 31 THROUGH 36 OF THE PUBLIC RECORDS OF ST. JOHNS COUNTY FLORIDA; THENCE NORTH 88°35'11" EAST ALONG THE SOUTH RIGHT OF WAY LINE OF POPE ROAD (A 100 FOOT UNOPENED RIGHT OF WAY) A DISTANCE OF 1288.30 FEET TO A 5/8 INCH IRON ROD WITH CAP "LB4958"; THENCE DEPARTING SAID RIGHT OF WAY LINE SOUTH 01°27'10" EAST A DISTANCE OF 701.26 FEET TO THE POINT OF BEGINNING; THENCE CONTINUING SOUTH 01°27'10" EAST A DISTANCE OF 10.03 FEET; THENCE SOUTH 84°16'26" WEST A DISTANCE OF 146.26 FEET; THENCE SOUTH 47°00'46" WEST A DISTANCE OF 44.62 FEET; THENCE SOUTH 39°02'05" WEST A DISTANCE OF 11.39 FEET; THENCE SOUTH 06°13'58" EAST A DISTANCE OF 13.90 FEET; THENCE SOUTH 83°46'02" WEST A DISTANCE OF 20.00 FEET; THENCE NORTH 06°13'58" WEST A DISTANCE OF 20.00 FEET; THENCE NORTH 83°46'02" EAST A DISTANCE OF 11.95 FEET; THENCE NORTH 39°02'05" EAST A DISTANCE OF 13.52 FEET; THENCE NORTH 47°00'46" EAST A DISTANCE OF 48.69 FEET; THENCE NORTH 84°16'26" EAST A DISTANCE OF 150.38 FEET TO THE POINT OF BEGINNING.
CONTAINING 2,450 SQUARE FEET OR 0.06 ACRES MORE OR LESS



GENERAL NOTES:
 1. BEARINGS ARE BASED ON THE SOUTH RIGHT OF WAY LINE OF POPE ROAD AS DESCRIBED IN OFFICIAL RECORD BOOK 2287 PAGE 1028 OF THE PUBLIC RECORDS OF ST. JOHNS COUNTY FLORIDA AS BEING NORTH 88°35'11" EAST.
 2. THIS IS A SPECIFIC PURPOSE SURVEY OF A SKETCH AND LEGAL DESCRIPTION ONLY AND DOES NOT ADDRESS ANY UNDERGROUND UTILITIES OR ENVIRONMENTAL CONCERNS AS MAY BE DEEMED AS SUCH BY ANY GOVERNMENT AGENCY OR SPECIAL INTEREST GROUP. **THIS IS NOT A BOUNDARY SURVEY.**
 3. THIS SKETCH WAS PREPARED WITHOUT THE BENEFIT OF ABSTRACT OR SEARCH OF TITLE, AND THEREFORE THE UNDERSIGNED AND BRADSHAW-NILES & ASSOCIATES, MAKE NO CERTIFICATIONS REGARDING INFORMATION SHOWN OR NOT SHOWN HEREON PERTAINING TO EASEMENTS, RIGHTS OF WAY, SETBACK LINES, OVERLAPS, BOUNDARY LINE DISPUTES, AGREEMENTS, RESERVATIONS OR OTHER SIMILAR MATTERS WHICH MAY APPEAR IN THE ABSTRACT, OR SEARCH OF TITLE.

I HEREBY CERTIFY, that this map graphically depicts the results of a sketch made under my responsible direction and complies with the latest Minimum Technical Standards for Surveys as promulgated by the Florida State Board of Professional Surveyors and Mappers, Chapter 81G17-8, Florida Administrative Code; Pursuant to Section 472.027, Florida Statutes; subject to all notes and notations shown hereon.
 10/06/2008
 DATE OF SIGNATURE
 ALBERT D. BRADSHAW, P.S.M., FLORIDA CERTIFICATION NO. 5257

BRADSHAW-NILES and ASSOCIATES, INC.
 SURVEYING AND MAPPING CONSULTANTS
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