

RESOLUTION NO. 2009- 101

A RESOLUTION BY THE BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, FLORIDA, AUTHORIZING THE CHAIR OF THE BOARD TO EXECUTE AN EASEMENT FOR UTILITIES TO THE CITY OF ST. AUGUSTINE TO PROVIDE WATER SERVICES TO THE NEW COMMUNITY CENTER LOCATED IN WEST AUGUSTINE OFF OSCEOLA ELEMENTARY ROAD.

RECITALS

WHEREAS, the City of St. Augustine has requested an easement for utilities to provide water services to the new Community Center in West Augustine, as described in the easement attached hereto as Exhibit "A", incorporated by reference and made a part hereof; and

WHEREAS, the easement is necessary to provide water services to the new Community Center; and

WHEREAS, granting this easement will contribute to the health, safety and welfare of the citizens in 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 conveyance and authorizes the Chair of the Board to execute the Easement.

Section 3. 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.

Section 4. The Clerk is instructed to record the Easement in the Public Records of St. Johns County, Florida.

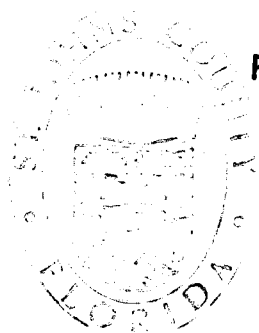
PASSED AND ADOPTED by the Board of County Commissioners of St. Johns County, Florida, this 21st day of April, 2009.

BOARD OF COUNTY COMMISSIONERS
OF ST. JOHNS COUNTY, FLORIDA

By: Cyndi Stevenson
Chair

ATTEST: Cheryl Strickland, Clerk

By: Pam Halterman
Deputy Clerk



RENDITION DATE 4/27/09

EXHIBIT "A" TO RESOLUTION

This instrument was prepared under the supervision and direction of Ronald W. Brown, City Attorney, and P.O. BOX 210, ST. AUGUSTINE, FL, 32085

EASEMENT

THIS EASEMENT, made by **ST. JOHNS COUNTY, FLORIDA**, a political subdivision of the State of Florida, whose address is 4020 Lewis Speedway, St. Augustine, Florida 32084, hereinafter referred to as "Grantor," to **THE CITY OF ST. AUGUSTINE, FLORIDA**, a municipal corporation, E.I.D. No. 59-6000420, whose address is P.O. Box 210, St. Augustine, Florida, 32085-0210, hereinafter referred to as "Grantee."

WITNESSETH:

Grantor, for and in consideration of the sum of Ten and No/100 (\$10.00) Dollars and other good and valuable consideration in hand paid by Grantee, the receipt of which is hereby acknowledged, has granted, bargained and sold to Grantee, its successors, legal representatives and assigns forever, a non-exclusive easement for the construction, installation and maintenance of utility lines on, over and underneath the following described real property situated in St. Johns County, Florida, to-wit:

PROPERTY DESCRIBED IN EXHIBIT "A" ATTACHED HERETO

TOGETHER WITH THE RIGHT OF INGRESS AND EGRESS OVER SAID PROPERTY FOR THE PURPOSES OF MAINTAINING SAID UTILITIES.

The undersigned Grantor hereby reserves the right to use the real property described herein for all purposes which will not interfere with the easement granted herein and further reserves the right to grant easements to other parties on, over and under said real property; provided, however, that any additional utilities to be installed within said easements must be installed in accordance with federal, state and local regulations and shall not interfere with the City of St. Augustine's facilities or use of the subject property.

IN WITNESS WHEREOF, Grantor has caused this instrument to be executed on this _____ day of _____, 2009.

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

By: _____

Chair

ATTEST: Cheryl Strickland, Clerk

By: _____

Deputy Clerk

STATE OF FLORIDA
COUNTY OF ST. JOHNS

I HEREBY CERTIFY that on this day, personally appeared before me, an officer duly authorized to administer oaths and take acknowledgments, _____, Chair of the Board of County Commissioners of St. Johns County, Florida, who is personally known to me or who has produced _____ as identification and is the person described in and who executed the foregoing instrument, and acknowledged before me that he/she executed the same for the uses and purposes therein expressed.

Witness my hand and official seal in St. Johns County, State of Florida, this _____ day of _____, 2009.

Notary Public, State of _____

APPROVED AS TO FORM AND
LEGAL SUFFICIENCY:

CITY ATTORNEY

Exhibit "A"

A 20 foot easement for utilities lying 10 feet on each side of the physical location of the water line, gravity sewer, forcemain and pump station site lying within the following described property:

Lot 1 in the R. Page Subdivision of Government Lot 3, Section 24, Township 7 South, Range 29 East, according to the plat thereof, recorded in Map Book 1, page 119 of the Public Records of St. Johns County, Florida.

Less and except the following described property:

A portion of Lots 1 and 2, R. Page Subdivision, recorded in Map Book 1, page 119, of the Public Records of St. Johns County, Florida, being more particularly described as follows:

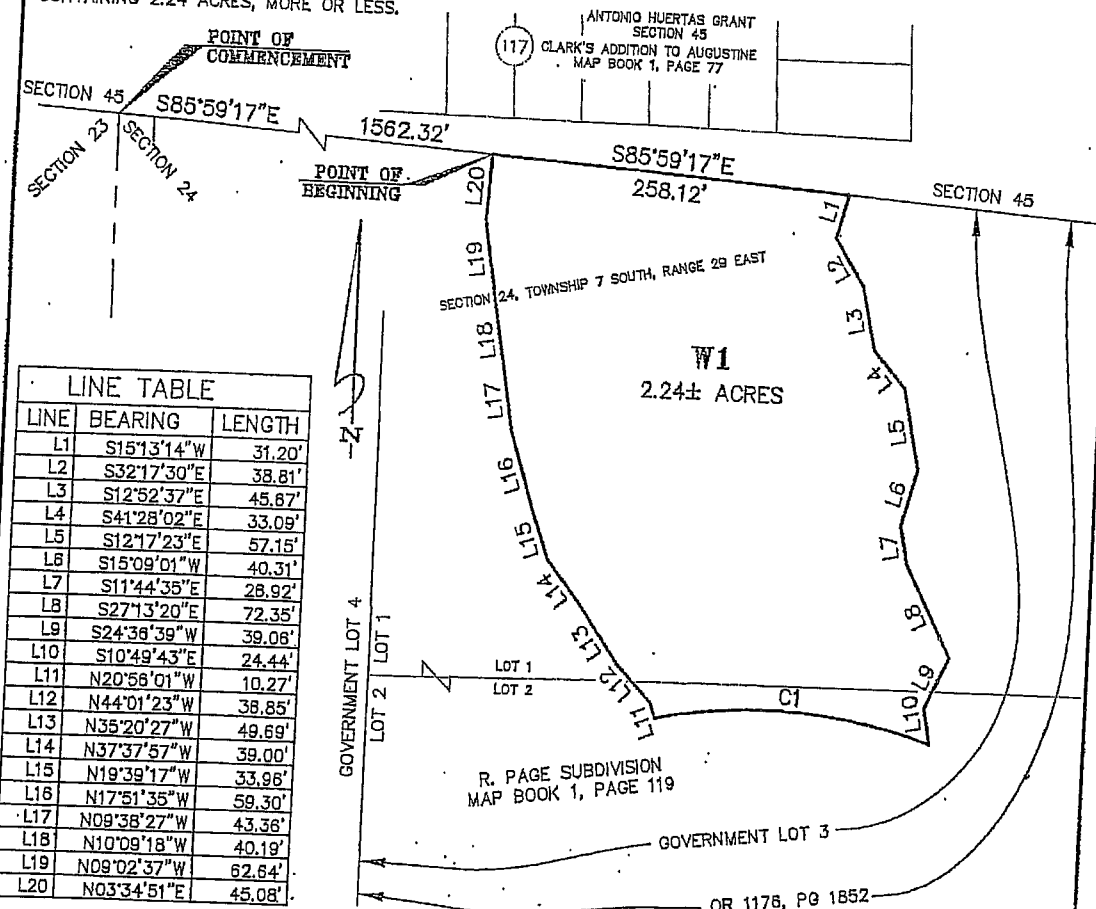
For a point of reference, commence at the northwest section corner of Section 24; thence south 85 degrees, 59 minutes, 17 seconds east, along the northerly line of Section 24, said line also being the southerly line of the Antonio Huertas Grant, Section 45, a distance of 1562.32 feet to the point of beginning; thence continue south 85 degrees, 59 minutes, 17 seconds east, along last said line, 258.12 feet; thence south 15 degrees, 13 minutes, 14 seconds west, 31.20 feet; thence south 32 degrees, 17 minutes, 30 seconds east, 38.81 feet; thence south 12 degrees, 52 minutes, 37 seconds east, 45.67 feet; thence south 41 degrees, 28 minutes, 02 seconds east, 33.09 feet; thence south 12 degrees, 17 minutes, 23 seconds east, 57.15 feet; thence south 15 degrees, 09 minutes, 01 seconds west, 40.31 feet; thence south 11 degrees, 44 minutes, 35 seconds east, 26.92 feet; thence south 27 degrees, 13 minutes, 20 seconds east, 72.35 feet; thence south 24 degrees, 36 minutes, 39 seconds west, 39.06 feet; thence south 10 degrees, 49 minutes, 43 seconds east, 24.44 feet to the arc of a curve leading westerly; thence westerly along and around the arc of said curve, concave southerly, having a radius of 384.50 feet, an arc distance of 200.36 feet, said arc being subtended by a chord bearing and distance of north 87 degrees, 03 minutes, 28 seconds west, 198.10 feet; thence north 20 degrees, 56 minutes, 01 seconds west, 10.27 feet; thence north 44 degrees, 01 minutes, 23 seconds west, 36.85 feet; thence north 35 degrees, 20 minutes, 27 seconds west, 49.69 feet; thence north 37 degrees, 37 minutes, 57 seconds west 39.00 feet; thence north 19 degrees, 29 minutes, 17 seconds west, 33.96 feet; thence north 17 degrees, 51 minutes, 35 seconds west, 59.30 feet; thence north 09 degrees, 38 minutes, 27 seconds west, 43.36 feet; thence north 10 degrees, 09 minutes, 18 seconds west, 40.19 feet; thence north 09 degrees, 02 minutes, 37 seconds west, 62.64 feet; thence north 03 degrees, 34 minutes, 51 seconds east, 45.08 feet to the point of beginning.

MAP SHOWING

A PORTION OF LOTS 1 AND 2, R. PAGE SUBDIVISION, RECORDED IN MAP BOOK 1, PAGE 119, OF THE PUBLIC RECORDS OF ST. JOHNS COUNTY, FLORIDA, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

FOR A POINT OF REFERENCE, COMMENCE AT THE NORTHWEST SECTION CORNER OF SECTION 24; THENCE SOUTH 85°59'17" EAST, ALONG THE NORTHERLY LINE OF SECTION 24, SAID LINE ALSO BEING THE SOUTHERLY LINE OF THE ANTONIO HUERTAS GRANT, SECTION 45, A DISTANCE OF 1562.32 FEET TO THE POINT OF BEGINNING; THENCE CONTINUE SOUTH 32°17'30" EAST, 38.81 FEET; THENCE SOUTH 12°52'37" EAST, 45.67 FEET; THENCE SOUTH 41°28'02" EAST, 33.09 FEET; THENCE SOUTH 12°17'23" EAST, 57.15 FEET; THENCE SOUTH 15°09'01" WEST, 40.31 FEET; THENCE SOUTH 11°44'35" EAST, 26.92 FEET; THENCE SOUTH 27°13'20" EAST, 72.35 FEET; THENCE SOUTH 24°36'39" WEST, 39.06 FEET; THENCE SOUTH 10°49'43" EAST, 24.44 FEET TO THE ARC OF A CURVE LEADING WESTERLY; THENCE WESTERLY ALONG AND AROUND THE ARC OF SAID CURVE, CONCAVE SOUTHERLY, HAVING A RADIUS OF 384.50 FEET, AN ARC DISTANCE OF 200.36 FEET, SAID ARC BEING SUBTENDED BY A CHORD BEARING AND DISTANCE OF NORTH 87°03'28" WEST, 198.10 FEET; THENCE NORTH 20°56'01" WEST, 10.27 FEET; THENCE NORTH 44°01'23" WEST, 38.85 FEET; THENCE NORTH 35°20'27" WEST, 49.69 FEET; THENCE NORTH 37°37'57" WEST, 39.00 FEET; THENCE NORTH 19°39'17" WEST, 33.96 FEET; THENCE NORTH 17°51'35" WEST, 59.30 FEET; THENCE NORTH 09°38'27" WEST, 43.38 FEET; THENCE NORTH 10°09'18" WEST, 40.19 FEET; THENCE NORTH 09°02'37" WEST, 62.64 FEET; THENCE NORTH 03°34'51" EAST, 45.08 FEET TO THE POINT OF BEGINNING.

CONTAINING 2.24 ACRES, MORE OR LESS.



LINE TABLE		
LINE	BEARING	LENGTH
L1	S15°13'14"W	31.20'
L2	S32°17'30"E	38.81'
L3	S12°52'37"E	45.67'
L4	S41°28'02"E	33.09'
L5	S12°17'23"E	57.15'
L6	S15°09'01"W	40.31'
L7	S11°44'35"E	26.92'
L8	S27°13'20"E	72.35'
L9	S24°36'39"W	39.06'
L10	S10°49'43"E	24.44'
L11	N20°56'01"W	10.27'
L12	N44°01'23"W	38.85'
L13	N35°20'27"W	49.69'
L14	N37°37'57"W	39.00'
L15	N19°39'17"W	33.96'
L16	N17°51'35"W	59.30'
L17	N09°38'27"W	43.38'
L18	N10°09'18"W	40.19'
L19	N09°02'37"W	62.64'
L20	N03°34'51"E	45.08'

CURVE TABLE					
CURVE	RADIUS	DELTA	LENGTH	CHORD	CHORD BEARING
C1	384.50'	29°51'21"	200.36'	198.10'	N87°03'28"W

GENERAL NOTES:

1. BEARINGS SHOWN HEREON ARE BASED ON STATE PLANE COORDINATE SYSTEM, FLORIDA EAST ZONE, NAD 1983 (1990 NGS ADJUSTMENTS) AND ARE REFERENCED TO THE SECTION LINE 24 AS N00°26'39"W.
2. THIS IS NOT A BOUNDARY SURVEY.
3. THIS MAP WAS MADE WITHOUT THE BENEFIT OF AN ABSTRACT TITLE, THEREFORE, THERE COULD BE ADDITIONAL EASEMENTS, COVENANTS AND RESTRICTIONS OR OTHER MATTERS OF PUBLIC RECORD THAT MAY OR MAY NOT AFFECT THIS PARCEL.
4. THIS DRAWING MAY HAVE BEEN ENLARGED OR REDUCED FROM THE ORIGINAL. UTILIZE THE GRAPHIC SCALE AS SHOWN.
5. CROSS REFERENCE CLARY & ASSOCIATES FILE NO. T7S-580.

UNLESS IT BEARS THE SIGNATURE AND THE ORIGINAL RAISED SEAL OF A FLORIDA LICENSED SURVEYOR AND MAPPER THIS DRAWING, SKETCH, PLAT OR MAP IS FOR INFORMATIONAL PURPOSES ONLY AND IS NOT VALID.

DRAFTER: MJ/TAC
JOB No. 2007-1221

UNLESS OTHERWISE SHOWN AND STATED HEREON, THIS MAP OR SURVEY MEETS THE MINIMUM TECHNICAL STANDARDS SET FORTH BY THE FLORIDA BOARD OF PROFESSIONAL SURVEYORS & MAPPERS, IN CHAPTER 61G17-8, FLORIDA ADMINISTRATIVE CODE, PURSUANT TO SECTION 472.027, FLORIDA STATUTES, AND DOES NOT NECESSARILY MEET ANY OTHER NATIONAL OR REGIONAL STANDARDS.

Clary & Associates, Inc.
PROFESSIONAL LAND SURVEYORS
3830 CROWN POINT ROAD
JACKSONVILLE, FLORIDA 32257
(904) 260-2703 LB NO. 3731



DATE: AUGUST 3, 2007
SCALE: 1" = 100'

B.L. Pittman
B.L. PITTMAN, P.L.S. CERT. NO. 4827

CHECKED BY: