

RESOLUTION NO. 2009- 344

**A RESOLUTION BY THE BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, FLORIDA, APPROVING A GRANT OF EASEMENT TO FLORIDA POWER & LIGHT, AND AUTHORIZING THE COUNTY ADMINISTRATOR, OR DESIGNEE, TO EXECUTE THE EASEMENT, ON BEHALF OF THE COUNTY, SO THAT FLORIDA POWER & LIGHT COMPANY MAY INSTALL ELECTRICAL CONNECTIONS AT THE FOX CREEK REGIONAL POND PUMP STATIONS.**

**WHEREAS**, Florida Power & Light Company (FPL) has requested an easement in order to install, maintain and provide electrical connections for the Fox Creek Pond, attached hereto as Exhibit "A", incorporated by reference and made a part hereof, in order to allow FPL to install electrical connections for the on-site Pump Stations; and

**WHEREAS**, FPL requires that a customer desiring electrical 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 Fox Creek Pond; and

**WHEREAS**, it is in the best interest of the County to convey this Easement to FPL.

**NOW THEREFORE, BE IT RESOLVED** that the Board of County Commissioners of St. Johns County, Florida, 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.

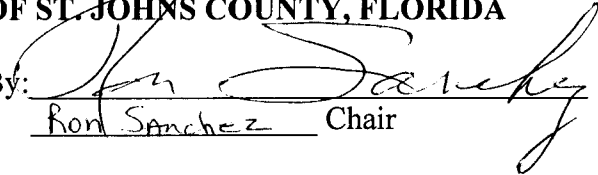
**Section 2.** The above-described FPL Easement is hereby accepted, and approved by the Board of County Commissioners, and the County Administrator, or designee, is hereby authorized to execute said Easement.

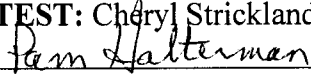
**Section 3.** To the extent that there are typographical and/or administrative errors that do not change the tone, tenor, or concept of this Resolution, then this Resolution may be revised without subsequent approval by the Board of County Commissioners.

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

PASSED AND ADOPTED this 1st day of December, 2009, by the Board of County Commissioners of St. Johns County, Florida.

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

By:   
Ron Sanchez Chair

ATTEST: Cheryl Strickland, Clerk  
By:   
Deputy Clerk

RENDITION DATE 12/3/09



Exhibit "A" To Resolution

Work Order No.-3614451  
Sec.26, Twn 07 South, Rge 29 East  
Parcel I.D. # 096480-0001  
Form 3722 (Stocked) Rev. 7/94

EASEMENT

This Instrument Prepared By:

Linda J. White  
St. Johns County Real Estate Division  
500 San Sebastian View  
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 feet in width described as follows:

Attached here to as Exhibit "A"

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, \_\_\_\_\_, 2009.

Signed, sealed and delivered in the presence of:

GRANTOR:  
St. Johns County, a political subdivision in the State of Florida

\_\_\_\_\_  
(Witness' Signature)

\_\_\_\_\_  
Michael D. Wanchick, County Administrator

\_\_\_\_\_  
Print Name (Witness)

\_\_\_\_\_  
(Witness' Signature)

\_\_\_\_\_  
Print Name (Witness)

STATE OF FLORIDA  
COUNTY OF ST. JOHNS.

The foregoing instrument was acknowledged before me \_\_\_\_ day of \_\_\_\_\_, 2009 by Michael D. Wanchick, who is personally known to me or have produced \_\_\_\_\_ as identification and who did not take an oath.

\_\_\_\_\_  
(SEAL) NOTARY PUBLIC SIGNATURE

# SKETCH OF DESCRIPTION

SECTION 26, TOWNSHIP 7 SOUTH,  
RANGE 29 EAST  
ST. JOHNS COUNTY, FLORIDA

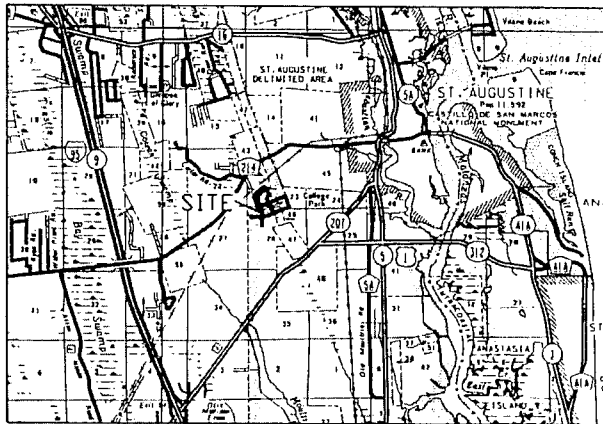
EXHIBIT "A" TO EASEMENT

## LEGAL DESCRIPTION:

A portion of Lot 11, F. N. Holmes Property, according to the plat thereof as recorded in Map Book 2, Page 36 of the Public Records of St. Johns County, Florida, Also being a portion of the lands described in Official Records Book 2733, Page 1093 of the Public Records of St. Johns County, Florida, being more particularly described as follows:

For a point of reference commence at the Southwest corner of Lot 11, F. N. Holmes Property, as recorded in Map Book 2, Page 36 of the Public Records of St. Johns County, Florida, said corner also being a point on the Easterly boundary of the plat of Southwest Woods, as recorded in Map Book 13, Pages 26-27 of the Public Records of St. Johns County; Thence North  $01^{\circ}23'11''$  West along said plat boundary and along the Westerly line of said Lot 11 a distance of 69.20 feet to the **POINT OF BEGINNING**; Thence continue North  $01^{\circ}23'11''$  West along said plat boundary and along the Westerly line of said Lot 11 a distance of 10.61 feet; Thence North  $69^{\circ}09'51''$  East, departing the Westerly line of said Lot 11, a distance of 924.59 feet; Thence South  $14^{\circ}08'21''$  East, a distance of 10.07 feet; Thence South  $69^{\circ}09'51''$  West, a distance of 926.94 feet to the **POINT OF BEGINNING**.

Containing 9.259 square feet, More or Less.



VICINITY MAP (N.T.S.)

## SURVEYOR'S NOTES:

1. THIS SKETCH IS NOT A BOUNDARY SURVEY.
2. NOT VALID WITHOUT SURVEYOR'S ORIGINAL SIGNATURE AND RAISED SEAL.
3. SUBJECT TO EASEMENTS AND RIGHTS OF WAY OF RECORD.
4. THE BEARINGS HEREON ARE STATE PLANE, FLORIDA EAST ZONE, 1983 NORTH AMERICAN DATUM, DERIVING A BEARING OF N  $01^{\circ} 23' 11''$  W ALONG THE WEST LINE OF LOT 11, F.N. HOLMES PROPERTY, AS RECORDED IN MAP BOOK 2, PAGE 36 OF THE PUBLIC RECORDS OF ST. JOHNS COUNTY, FLORIDA.
5. ALL BEARINGS AND DISTANCES ARE CALCULATED UNLESS OTHERWISE SHOWN.

SHEET 1 OF 2

## PREPARED FOR:


ST. JOHNS COUNTY, FLORIDA

DATE: OCTOBER 19, 2009 SCALE: N/A

PROJECT #: 02-0299.014

DESIGN: WJM CHECKED: JAA

THIS SKETCH OF DESCRIPTION AND COPIES THEREOF ARE NOT VALID WITHOUT THE SURVEYOR'S SIGNATURE AND ORIGINAL RAISED SEAL.

 10-21-09  
WILLIAM J. MELROSE DATE  
PROFESSIONAL SURVEYOR AND MAPPER #5843  
STATE OF FLORIDA



Phone (904) 641-0123

1 B #2648

8001 Belfort Parkway, Suite 200 - Jacksonville, Florida 32256

# SKETCH OF DESCRIPTION

SECTION 26, TOWNSHIP 7 SOUTH,

RANGE 29 EAST

ST. JOHNS COUNTY, FLORIDA

GRAPHIC SCALE



LOT 11 F.N. HOLMES  
PROPERTY  
MAP BOOK 2,  
PG. 38  
(O.R. 2733, PG. 1093)

WESTERLY LINE  
OF LOT 11

LYNDALE ACRES  
MAP BOOK 14,  
PAGES 90-91

N 01°23'11" W 863.87'

EXISTING FPL POLES  
PROPOSED 10' WIDE FPL EASEMENT  
±9,259 S.F. (0.21 +/- ACRES)

N 69°09'51" E 924.59'  
S 69°09'51" W 926.94'

10.00'

L2  
POB

SOUTHWEST  
WOODS  
MAP BOOK 13,  
PAGES 28-27

POINT OF REFERENCE  
POC  
SOUTHWEST CORNER OF LOT 11  
F.N. HOLMES PROPERTY

EASTERLY  
BOUNDARY OF  
PLAY OF  
SOUTHWEST  
WOODS

### LEGEND & ABBREVIATIONS

- & = AND
- BL = BASELINE
- C1 = CURVE NUMBER
- CL = CENTERLINE
- CONST. = CONSTRUCTION
- C.R. = COUNTY ROAD
- DRMP = DYER, RIDDLE, MILLS AND PRECOURT
- FPL = FLORIDA POWER AND LIGHT COMPANY
- FT. = FEET
- INC. = INCORPORATED
- L1 = LINE NUMBER
- LB = LICENSED BUSINESS
- LT = LEFT
- No. = NUMBER
- N.T.S. = NOT TO SCALE
- O.R. = OFFICIAL RECORDS BOOK
- P.C. = POINT OF CURVATURE
- P.T. = POINT OF TANGENCY
- PG. = PAGE
- P.I. = POINT OF INTERSECTION
- PL = PROPERTY LINE
- POB = POINT OF BEGINNING
- POC = POINT OF COMMENCEMENT
- RT = RIGHT
- R/W = RIGHT OF WAY
- S.F. = SQUARE FEET
- STA. = STATION

LINE TABLE		
LINE	LENGTH	BEARING
L1	69.20'	N01°23'11"W
L2	10.61'	N01°23'11"W
L3	10.07'	S14°08'21"E

SKETCH OF DESCRIPTION  
**THIS IS NOT A SURVEY**

SHEET 2 OF 2

REPAIRED FOR:  
ST. JOHNS COUNTY, FLORIDA

ATE: OCTOBER 19, 2009 SCALE: 1"=200'

PROJECT #: 02-0299.014

ESIGN: WJM CHECKED: JAA



**DRMP**  
ENGINEERS - SURVEYORS - PLANNERS - SCIENTISTS

Phone (904) 641-0123

F.B. #2648

8001 Bellfort Parkway, Suite 200 - Jacksonville, Florida 32256