

RESOLUTION NO. 2011- 242

A RESOLUTION BY THE BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, FLORIDA, APPROVING THE TERMS OF A GRANT OF DRAINAGE EASEMENT REQUIRED FOR THE DUVAL/ST. JOHNS STREET DRAINAGE IMPROVEMENT PROJECT IN THE WEST ST. AUGUSTINE AREA.

RECITALS

WHEREAS, the property owner has executed and presented to the County a Grant of Drainage Easement, attached hereto as Exhibit "A," incorporated by reference and made a part hereof; and

WHEREAS, the owner, Tabernacle Missionary Baptist Church of St. Augustine, Inc., has agreed to convey to the County a Grant of Drainage Easement for the appraised value of \$2,000. Prosser Hallock the Consulting Engineers identified this area needed an easement which will be more cost effective than rerouting the pipe down Knowlton Street and 3rd Street to the pond; and

WHEREAS, acquiring this Grant of Drainage Easement will help alleviate the risk of flooding in the area and eliminate areas of stagnant water; and

WHEREAS, the improvements will improve traffic flow for the new Regional Park; and

WHEREAS, this is a Transportation Capital Improvement Project and is funded from the Transportation Trust Fund.

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 Grant of Drainage Easement and payment of \$2,000 to Tabernacle Missionary Baptist Church of St. Augustine, Inc.

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 original Grant of Drainage Easement in the Clerk's Office.

PASSED AND ADOPTED by the Board of County Commissioners of St. Johns County, Florida, this 6th day of September, 2011.

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

By: _____

Chair

ATTEST: Cheryl Strickland, Clerk

By: _____

Deputy Clerk

RENDITION DATE 9/12/11



EXHIBIT "A" TO RESOLUTION

Prepared by:
Laurie Ford
St. Johns County
500 San Sebastian View
St. Augustine, FL 32084

GRANT OF DRAINAGE EASEMENT

THIS INDENTURE, made this 28th day of July, 2011, between TABERNACLE MISSIONARY BAPTIST CHURCH OF ST. AUGUSTINE, INC., a domestic non-profit corporation of Florida, whose address is 280 Duval Street, St. Augustine, Florida 32084, hereinafter called GRANTOR, and ST. JOHNS COUNTY, FLORIDA, a political subdivision of the State of Florida, whose address is 500 San Sebastian View, St. Augustine, Florida 32084, hereinafter called GRANTEE.

WITNESSETH: That Grantor, for and in consideration of the benefit that Grantor will receive, the receipt of which is hereby acknowledged, has granted and conveyed to the Grantee, its successors and assigns, an ingress and egress easement with the right, privilege, and authority to said Grantee, its successors and assigns, to drain surface waters either above or below the surface of the ground, together with the right to install and maintain drainage structures, on, along, over, through, across, or under the following described land situate in St. Johns County, Florida to wit:

The East 20 feet of Lots 37, 40 and 41 of Block 3, McLaughlin Addition, Map of New Augustine, dated June 1918, of the public records of St. Johns County, Florida.

After any installation, construction, repair, replacement or removal of any drainage structures or equipment as to which easement rights are granted, Grantee shall refill any holes or trenches in a proper and workmanlike manner to the condition existing prior to such installation, construction, repair, replacement or removal. This does not include replacement of any building or permanent structure within the easement area. To the extent permitted by law, however, Grantee shall be responsible for damage to improvements that are caused by Grantee's negligence.

IN WITNESS WHEREOF, the said Grantor has hereunto set hand and seal the day and year first above written.

Signed and Sealed in Our
Presence as Witnesses:

(Sign) Debbie Taylor
(Print) Debbie Taylor

(Sign) Laurie Ford
(Print) Laurie Ford

TABERNACLE MISSIONARY BAPTIST
CHURCH OF ST. AUGUSTINE, INC.,
a domestic non-profit corporation of Florida

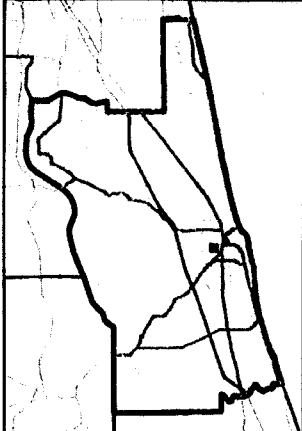
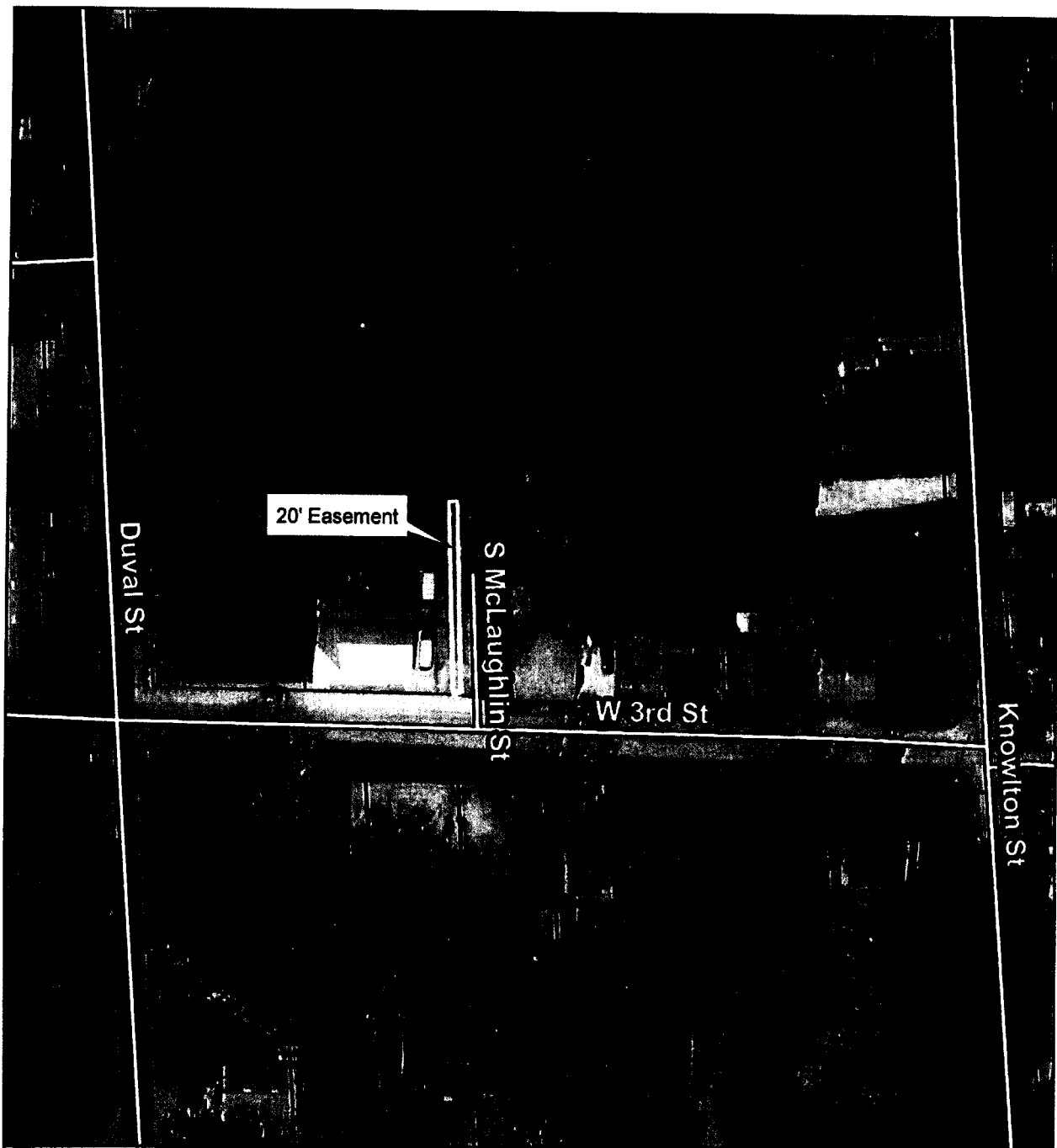
By: Marilyn J. McDowell
Its: Trusted Secretary

STATE OF FLORIDA
COUNTY OF ST. JOHNS

The foregoing instrument was acknowledged before me this 28th day of July, 2011, by Marilyn J. McDowell as Trustee Secretary of Tabernacle Missionary Baptist Church of St. Augustine, Inc., a domestic non-profit corporation of Florida, on behalf of the corporation. Who is personally known to me or has produced _____ as identification.

Laurie Ford
Notary Public
My Commission Expires: 4-17-2012





**DUVAL/ST. JOHNS STREET
DRAINAGE IMPROVEMENT
TABERNACLE CHURCH**



St. Johns County
Land Mgmt Systems
Real Estate Division



Map Prepared:
Date: 8/10/11
(904) 209-0796



2008 Aerial Imagery

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