

RESOLUTION NO. 2011- 245

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

RECITALS

WHEREAS, the property owners, Demetrice Preston and Kenneth W. and Diane M. Schwing, have agreed to convey Grant of Drainage Easements, attached hereto as Exhibit "A," and Exhibit "B," incorporated by reference and made a part hereof; and

WHEREAS, the engineering design for this portion of the narrow right-of-way required easements from the two property owners; and

WHEREAS, acquiring these Grant of Drainage Easements 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 Easements.

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 two original Grant of Drainage Easements 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:
St. Johns County
500 San Sebastian View
St. Augustine, FL 32084

GRANT OF DRAINAGE EASEMENT

THIS INDENTURE, made this ___ day of _____, 2011, between DEMETRICE PRESTON, a single woman, whose address is 550 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:

Property described on attached EXHIBIT "A", incorporated by reference and made a part hereof.

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:

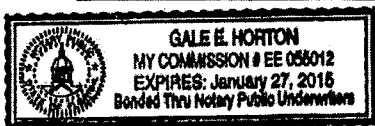
(Sign) Susan A James
(Print) SUSAN A JAMES

Grantor:
Demetrice Preston
DEMETRICE PRESTON

(Sign) Amela Harris
(Print) AMELA HARRIS

STATE OF FLORIDA
COUNTY OF ST. JOHNS

The foregoing instrument was acknowledged before me this 8th day of August, 2011, by DEMETRICE PRESTON, who is personally known to me or has produced _____ as identification.



Gale E. Horton
Notary Public
My Commission Expires: _____

EXHIBIT "A"

The West 5 feet of Lot 14, Block 45, F.M. Clark's subdivision of the West ½ of the Huertas Grant in West Augustine, according to map or plat there of as recorded in Plat Book 1, page 1, of the Public Records of St. Johns County, Florida.

EXHIBIT "B" TO RESOLUTION

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

GRANT OF DRAINAGE EASEMENT

THIS INDENTURE, made this ____ day of _____, 2011, between **KENNETH W. and DIANE M. SCHWING**, his wife, whose address is 126 Elderberry Lane, Palatka, Florida 32177, 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:

Property described on attached **EXHIBIT "A"**, incorporated by reference and made a part hereof.

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:

Grantor:

(Sign) _____
(Print) _____

KENNETH W. SCHWING

(Sign) _____
(Print) _____

DIANE M. SCHWING

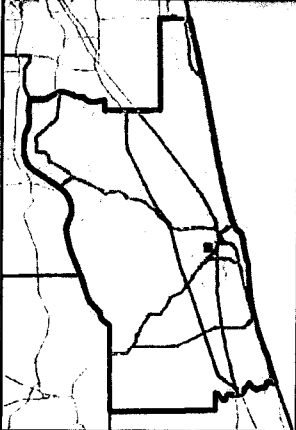
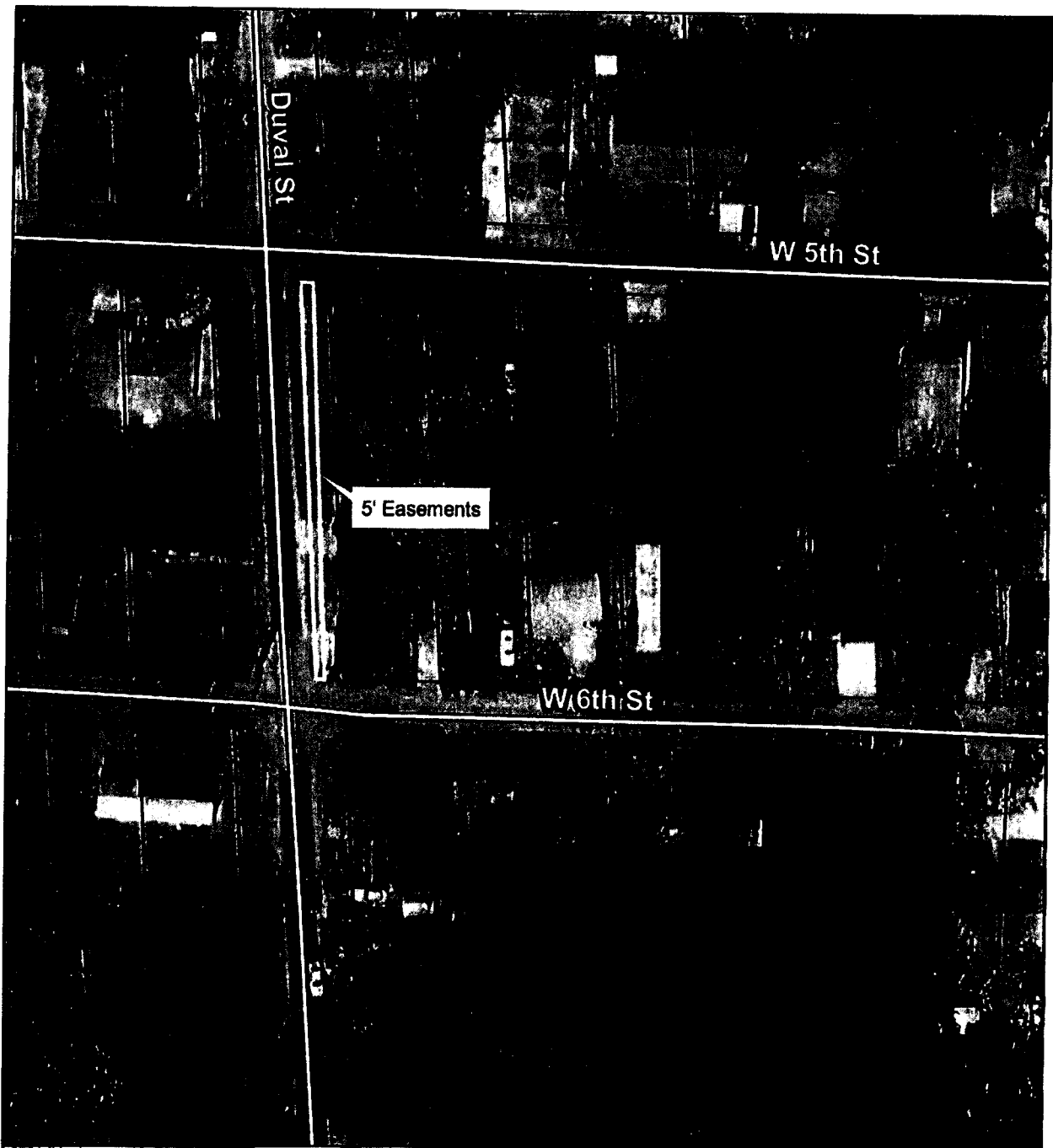
**STATE OF FLORIDA
COUNTY OF ST. JOHNS**

The foregoing instrument was acknowledged before me this ____ day of _____, 2011, by **KENNETH W. and DIANE M. SCHWING**, his wife, who is personally known to me or has produced _____ as identification.

Notary Public
My Commission Expires: _____

EXHIBIT "A"

The West 5 feet of Lot 13, Block 45, F.M. Clark's Addition to Augustine of the West ½ of the Huertas Grant in West Augustine, according to map or plat there of as recorded in Plat Book 1, page 77, of the Public Records of St. Johns County, Florida.



DUVAL/ST. JOHNS STREET DRAINAGE IMPROVEMENT

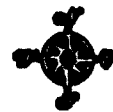
Preston and Schwing



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.