

RESOLUTION NO. 2019- 252

A RESOLUTION BY THE BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, FLORIDA, ACCEPTING GRANT OF EASEMENTS AND AN ACCESS AGREEMENT IN CONNECTION WITH A DRAINAGE AREA WEST OF S. COLLINS AVENUE.

RECITALS

WHEREAS, certain property owners have executed and presented to St. Johns County Grant of Easements, attached hereto as Exhibit "A", Exhibit "B" and Exhibit "C" and an Access Agreement, attached hereto as Exhibit "D", incorporated by reference and made a part hereof; and

WHEREAS, the easements allow the County to perform routine maintenance when necessary to an existing drainage area that provides drainage for S. Collins Avenue and surrounding land; and

WHEREAS, it is in the best interest of the County to accept the Grant of Easements and Access Agreement for the health, safety and welfare of its citizens.

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 into the body of this Resolution and such Recitals are adopted as findings of fact.

Section 2. The Board of County Commissioners hereby accepts the Grant of Easements and Access Agreement for the purposes mentioned above.

Section 3. The Clerk is instructed to record the original Grant of Easements and Access Agreement in the public records of St. Johns County, Florida.

Section 4. 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.

PASSED AND ADOPTED by the Board of County Commissioners this 6th day of August, 2019.

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

By: Paul M. Waldron
Paul M. Waldron, Chair

ATTEST: Hunter S. Conrad, Clerk

By: Pam Halterman
Deputy Clerk

RENDITION DATE 8/8/19



Exhibit "A" to Resolution

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

GRANT OF EASEMENT

THIS INDENTURE, made this 17 day of July, 2018, between **MICHAEL E. CARR** and **LORA A. CARR**, husband and wife, whose address is 2718 S. Collins Avenue, 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 sum of One Dollar (\$1.00) and other good and valuable consideration to them, in hand paid by Grantee, the receipt of which hereby acknowledged, has granted, bargained, sold and conveyed to the Grantee, his successors and assigns, an ingress and egress easement with the right, privilege, and authority to said Grantee, its successors and assigns, to enter and maintain the drainage of surface waters either above or below the surface of the ground, together with the right to install and maintain drainage facilities, on, along, over, through, across, or under the following described land situate in St. Johns County, Florida to wit:

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

TO HAVE AND TO HOLD, unto Grantee, his successors and assigns for the purposes aforesaid. Said Grantor is lawfully seized of said land in fee simple and thereby has the authority to grant said easement.

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:

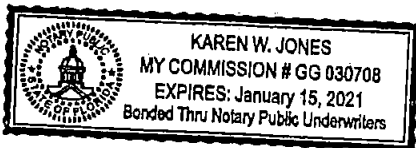
[Signature]
Signature
Amy Loughlin
Print
Tammy Partin
Signature
Tammy Partin
Print

[Signature]
Michael E. Carr
[Signature]
Lora A. Carr

STATE OF FLORIDA
COUNTY OF ST. JOHNS

The foregoing instrument was acknowledged before me this 17th day of July, 2018, by Michael E. Carr and Lora A. Carr, who are personally known to me or have produced as identification.

[Signature]
Notary Public
My Commission Expires: January 15, 2021



Grant of Easement

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Exhibit "A"

The West 10 feet of the following described parcel of land:

A parcel of land lying in Government Lot 1, Section 11, Township 7 South, Range 29 East, St. Johns County, Florida, being more particularly described as follows: From the Southwest corner of said Government Lot 1, Run North along the West line of said Government Lot 1 for 165.00 feet to the Point of Beginning of the parcel of land hereinafter described; thence continue North along the West line of said Government Lot 1 for 135.00 feet to the South right-of-way of a County road 60 feet in width; thence North 89 degrees 16 minutes East along the South right-of-way line of said County road for 179.50 feet to a point; said point lying South 89 degrees 16 minutes West, a distance of 126.00 feet from the Northwest corner of W. B. and Annette Carr (said W. B. and Annette Carr parcel recorded in Official Records Book 235, page 312, of the public records of St. Johns County, Florida); thence South for 135.00 feet; thence South 89 degrees 16 minutes West 179.50 feet to the Point of Beginning.

7/12/2006

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

GRANT OF EASEMENT

THIS INDENTURE, made this 17 day of July, 2018, between EMILY M. CARR, whose address is 2718 S. Collins Avenue, 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 sum of One Dollar (\$1.00) and other good and valuable consideration to them, in hand paid by Grantee, the receipt of which hereby acknowledged, has granted, bargained, sold and conveyed to the Grantee, his successors and assigns, an ingress and egress easement with the right, privilege, and authority to said Grantee, its successors and assigns, to enter and maintain the drainage of surface waters either above or below the surface of the ground, together with the right to install and maintain drainage facilities, on, along, over, through, across, or under the following described land situate in St. Johns County, Florida to wit:

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

TO HAVE AND TO HOLD, unto Grantee, his successors and assigns for the purposes aforesaid. Said Grantor is lawfully seized of said land in fee simple and thereby has the authority to grant said easement.

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:

[Signature] Emily Carr EC
Signature
[Signature] Emily Carr EC
Print
[Signature] Tammy Partin
Signature
Tammy Partin
Print

[Signature] Emily Carr
Emily M. Carr

STATE OF FLORIDA
COUNTY OF ST. JOHNS

The foregoing instrument was acknowledged before me this 17th day of July, 2018, by Emily M. Carr, who is personally known to me or has produced _____ as identification.

[Signature]
Notary Public
My Commission Expires: January 15, 2021



Grant of Easement

Exhibit "A"

The West 10 feet of the following described parcel of land:

A parcel of land lying in Section 11, Township 7 South, Range 29 East, St. Johns County, Florida and being more particularly described as follows:

For a point of commencement begin at the Southerly right-of-way line of Abbey Street, a 60 foot right-of-way as now established, said point also being the Northwest corner of Official Records Book 318, page 520 public records of St. Johns County, Florida; thence along said right-of-way North 89 degrees 42 minutes 54 seconds West, 50.00 feet; thence leaving said right-of-way South 00 degrees 01 minutes 33 seconds West, 135 feet to the Point of Beginning; thence continue South 00 degrees 01 minutes 33 seconds West 152.51 feet; thence North 89 degrees 42 minutes 57 seconds West, 304.30 feet; thence North 00 degrees 47 minutes 59 seconds West, 152.54 feet; thence South 89 degrees 42 minutes 54 seconds East, 306.50 feet to the Point of Beginning.

Exhibit "C" to Resolution

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

GRANT OF EASEMENT

THIS INDENTURE, this 18 day of June, 2019, between **FREEDOM CHRISTIAN FELLOWSHIP OF THE ASSEMBLIES OF GOD**, d/b/a **FREEDOM SOUTH**, whose address is 3423 Loretto Road, Jacksonville, Florida 32223, 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 sum of One Dollar (\$1.00) and other good and valuable consideration to them, in hand paid by Grantee, the receipt of which hereby acknowledged, has granted, bargained, sold and conveyed to the Grantee, his successors and assigns, an ingress and egress easement with the right, privilege, and authority to said Grantee, its successors and assigns, to enter and maintain the drainage of surface waters either above or below the surface of the ground, together with the right to install and maintain drainage facilities, on, along, over, through, across, or under the following described land situate in St. Johns County, Florida to wit:

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

TO HAVE AND TO HOLD, unto Grantee, its successors and assigns for the purposes aforesaid. Said Grantor is lawfully seized of said land in fee simple and thereby has the authority to grant said easement.

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:

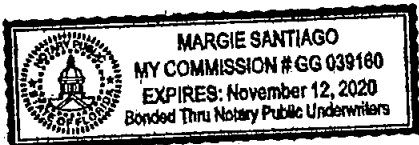
Freedom Christian Fellowship of the Assemblies of God, d/b/a as Freedom South

Signature [Handwritten Signature]
Print Chris White
Signature [Handwritten Signature]
Print Rose Kelly
Signature ROSE KELLY
Print

By: [Handwritten Signature]
Its: SJP

STATE OF FLORIDA
COUNTY OF ST. JOHNS

The foregoing instrument was acknowledged before me this 18 day of June, 2019, by Stephen S. Powers, as _____ of Freedom Christian Fellowship of the Assemblies of God d/b/a as Freedom South, who is personally known to me or has produced _____ as identification.



[Handwritten Signature]
Notary Public
My Commission Expires: Nov. 12, 2020

Exhibit "A"

An Easement from top of bank to top of bank of the north/south ditch lying along the easterly boundary of the following described property:

The East 155 feet of Government Lot 2, Section 11, Township 7 South, Range 29 East, St. Johns County, Florida, South of State Road No. 16 and being more particularly described as follows:

Beginning at the intersection of the South right-of-way line of State Road No. 16 with the East line of aforementioned Government Lot 2; thence Southerly along the East line of said Government Lot 2; thence Southerly along the East line of said Government Lot 2, to the Southeast corner of said Government Lot 2; thence Westerly 155 feet along the South line of said Government Lot 2 to a stake; thence North parallel with the East line of said Government Lot 2, to the Southerly line of State Road No. 16; thence Easterly, along the South line of said State Road No. 16, 155.5 feet more or less to the Point of Beginning. Excepting any part in any road right-of-way as now established.

Exhibit "D" to Resolution

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

ACCESS AGREEMENT

THIS INDENTURE, this 18 day of June, 2019, between **FREEDOM CHRISTIAN FELLOWSHIP OF THE ASSEMBLIES OF GOD**, d/b/a **FREEDOM SOUTH**, whose address is 3423 Loretto Road, Jacksonville, Florida 32223, hereinafter called "**FREEDOM**", 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 "**COUNTY**".

WITNESSETH:

WHEREAS, County desires to clean and remove debris from a drainage ditch located on Freedom's property; and

WHEREAS, Freedom has agreed to give County access over a 10 foot strip of land lying west of the drainage ditch for the purposes mentioned above; and

WHEREAS, Freedom reserves the right to revoke this agreement at any time.

NOW, THEREFORE, Freedom, for and in consideration of the sum of One Dollar (\$1.00) and other good and valuable consideration to them, in hand paid by County, the receipt of which hereby acknowledged, has granted to the County access to the drainage ditch over and across the following described land situate in St. Johns County, Florida to wit:

Property as 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:

[Signature]
Signature
Chris White
Print
[Signature]
Signature
ROSE KELLY
Print

Freedom Christian Fellowship of the Assemblies of God, d/b/a as Freedom South

By: [Signature]
Its: [Signature]

STATE OF FLORIDA
COUNTY OF St. Johns

The foregoing instrument was acknowledged before me this 18 day of June, 2019, by Stephen J. Powers as _____ of Freedom Christian Fellowship of the Assemblies of God d/b/a as Freedom South, who is personally known to me or has produced _____ as identification.

[Signature]
Notary Public
My Commission Expires: Nov. 12, 2020.



Exhibit "A"

A 10 foot strip of lying west of and immediately adjacent to the west top of bank of the north/south ditch lying along the easterly boundary of the following described property:

The East 155 feet of Government Lot 2, Section 11, Township 7 South, Range 29 East, St. Johns County, Florida, South of State Road No. 16 and being more particularly described as follows:

Beginning at the intersection of the South right-of-way line of State Road No. 16 with the East line of aforementioned Government Lot 2; thence Southerly along the East line of said Government Lot 2; thence Southerly along the East line of said Government Lot 2, to the Southeast corner of said Government Lot 2; thence Westerly 155 feet along the South line of said Government Lot 2 to a stake; thence North parallel with the East line of said Government Lot 2, to the Southerly line of State Road No. 16; thence Easterly, along the South line of said State Road No. 16, 155.5 feet more or less to the Point of Beginning. Excepting any part in any road right-of-way as now established.



2016 Aerial Imagery
July 3, 2019

S. Collins Avenue Grant of Easements Access Agreement

Land Management
Systems
Real Estate
Division
(904) 209-0790

Disclaimer:
This map is for reference use only.
Data provided are derived from multiple
sources with varying levels of accuracy.
The St. Johns County Real Estate
Division disclaims all responsibility
for the accuracy or completeness
of the data shown hereon.

