

RESOLUTION NO. 2021- 364

**A RESOLUTION BY THE BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, FLORIDA, AUTHORIZING THE CHAIR OF THE BOARD, ON BEHALF OF THE COUNTY, TO TERMINATE AN EASEMENT LOCATED OFF GASPAR STREET NO LONGER NEEDED FOR COUNTY PURPOSES.**

**RECITALS**

**WHEREAS,** St. Johns County was granted an easement by Easement Deed dated March 22, 1996, recorded in Official Records 1164, Page 1526, of the public records of St. Johns County, Florida, granting a 30-foot non-exclusive easement for ingress and egress to access County-owned property lying south of Gaspar Street ("County Property"); and

**WHEREAS,** on April 7, 2020 the Board of County Commissioners approved Resolution No. 2020-108 declaring the County Property as surplus and authorized sale of the property to the highest bidder; and

**WHEREAS,** due to the sale of the County Property, the easement no longer benefits the County, and the owner of the underlying title to the easement has submitted a letter, attached hereto as Exhibit "A," incorporated by reference and made a part hereof, asking the Board to consider terminating the Easement Deed; and

**WHEREAS,** execution of the Termination of Easement, attached hereto as Exhibit "B", incorporated by reference and made a part hereof, will remove the County's easement interest in the property.

**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.

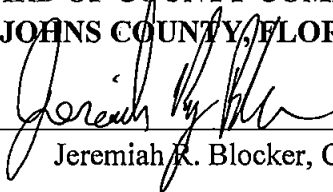
Section 2. The Chair of the Board is hereby authorized to execute the Termination of Easement on behalf of the County.

Section 3. The Clerk is instructed to record the original Termination of Easement in the public records of St. Johns County, Florida.

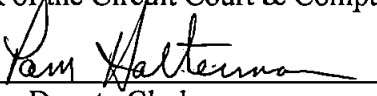
Section 4. To the extent that there are typographical and/or administrative errors that do not change the tone, tenor, or concept of this Resolution, then this Resolution may be revised without subsequent approval by the Board of County Commissioners.

**PASSED AND ADOPTED** by the Board of County Commissioners this 7 day of September, 2021.

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

By:   
Jeremiah K. Blocker, Chair

**ATTEST:**  
Brandon J. Patty, Clerk  
Clerk of the Circuit Court & Comptroller

By:   
Deputy Clerk

RENDITION DATE 9/9/21

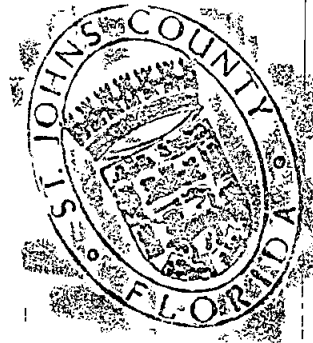


EXHIBIT "A" TO RESOLUTION

David L. Westbrook, Sr.  
c/o Sara Solomons *Daughter*  
ssolomons@carlilaw.com

January 24, 2021

**VIA FIRST CLASS MAIL TO:**

Sheri Lewis, Senior Real Estate Coordinator  
Land Management Systems Department  
Real Estate Division  
St. Johns County Board of County Commissioners  
500 San Sebastian View  
St. Augustine, Florida 32084

**RE: REQUEST TO TERMINATE EASEMENT**  
**Property: 104 Gaspar Street, St. Augustine, Florida 32084**

Dear Ms. Lewis:

Thank you for letting me know about the lots the county is selling which are adjacent to my property referenced above. As you know, I decided not to bid on the lots and it is my understanding they will be sold to a private buyer and will no longer be owned by the county. Please consider this my request for termination of the 30-foot drainage easement which was approved in 1996 to provide access for the county. Since the county will no longer need this easement, I would request that it be terminated. Thank you for your consideration of this request.

If you have any questions or would like to discuss this matter, please contact my daughter at (904) 710-2449.

Sincerely,



David L. Westbrook, Sr.

EXHIBIT "B" TO RESOLUTION

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

TERMINATION OF EASEMENT

WHEREAS, ST. JOHNS COUNTY, FLORIDA, a political subdivision of the State of Florida, Grantee of that certain Easement Deed dated March 22, 1996 and recorded in the office of the Clerk of the Circuit Court in and for the County of St. Johns, State of Florida, in Official Records Book 1164, page 1526, was granted a 30-foot non-exclusive easement for ingress and egress to access County-owned property lying south of Gaspar Street;

WHEREAS, St. Johns County no longer requires access to the property lying south of Gaspar Street due to the sale of the property on August 3, 2021;

AND WHEREAS, upon the request of the current property owner, St. Johns County does hereby terminate that certain ingress/egress easement recorded in Official Records 1164, Page 1526, of the public records of St. Johns County, Florida, as to the land being more particularly described as follows:

A non-exclusive easement for ingress and egress over and across the westerly 30 feet of that part of Gaspar Street, in the City of St. Augustine, St. Johns County, Florida, vacated by the City of St. Augustine Ordinance No. 95-38, recorded in Official Records Book 1160, Page 913-916, of the public records of St. Johns County, Florida.

NOW THEREFORE, St. Johns County, Florida, does hereby terminate the Easement Deed described above, effective this date.

IN WITNESS WHEREOF, this Termination of Easement has been executed on the day and year indicated below.

Signed, sealed and delivered  
in the presence of:

ST. JOHNS COUNTY, FLORIDA

Print Name: \_\_\_\_\_

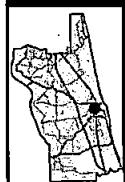
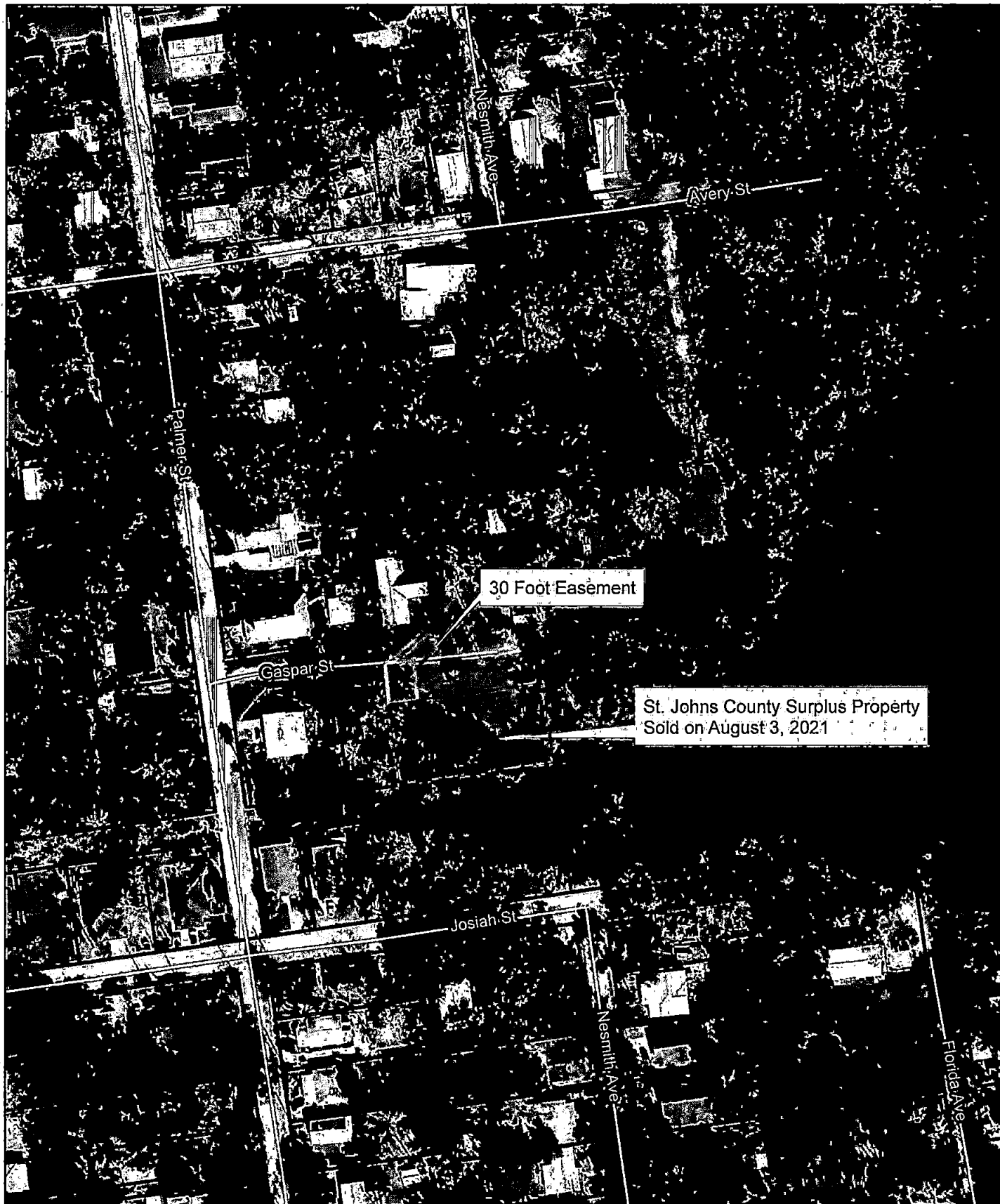
By: \_\_\_\_\_  
Jeremiah R. Blocker, Chair

Print Name \_\_\_\_\_

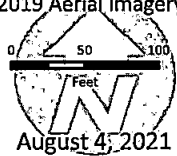
STATE OF FLORIDA  
COUNTY OF ST. JOHNS

The foregoing instrument was acknowledged before me by means of  physical presence or  online notarization, this \_\_\_\_\_ day of \_\_\_\_\_, 2021, by Jeremiah R. Blocker, Chair of the Board of County Commissioners of St. Johns County who is personally known to me.

\_\_\_\_\_  
Notary Public  
My Commission Expires: \_\_\_\_\_



2019 Aerial Imagery



# Termination of Easement

## *Gaspar Street*

Land Mngt. Systems  
Real Estate Division  
209-0764

**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.

