

**NOTICE OF  
DEVELOPMENT ORDER FOR GERBING GARDENS**

**WHEREAS, CARLTON D. HARBIN and CATHERINE E. HARBIN,** husband and wife, (hereinafter collectively the "Property Owners") have submitted their application to re-plat 5.72 acres of land lying in Section 12, Township 2 North, Range 28 East of Nassau County, Florida, said property being more particularly described in Exhibit "A" attached hereto and being shown as Lots 1-5 on the subdivision plat for Gerbing Gardens subdivision; and

**WHEREAS,** on June 22, 2009, after receiving approval of the Development Review Committee, the Board of County Commissioners approved for recording purposed only the final plat for Gerbing Gardens; and

**WHEREAS,** the County agrees to recordation of the plat and will not require the Property Owners to pave Gerbing Road, a county-maintained unimproved roadway, that provides access to the platted lots; and

**NOW THEREFORE IT HAVING BEEN APPROVED AND ORDERED BY  
THE BOARD OF COUNTY COMMISSIONERS that:**

1. The subdivision plat for Gerbing Gardens be duly recorded in the Official Records of Nassau County; and

2. This Notice Development Order be duly recorded in the Official Records

of Nassau County in a manner to provide record notice of no plan or requirement to pave Gerbing Road, the county-maintained unimproved roadway that provides access to the subdivision due to the fact that Gerbing Road is Scenic/Canopy Roadway (Ord. 2004-08).

This the 22 day of JUNE, 2009.



ANITA K. DOBROSKY  
Notary Public, State of Florida  
My Comm. expires Sept. 8, 2009  
Comm. No. DD 469880

A handwritten signature in black ink, appearing to read "Walter Fufidio", written over a horizontal line.

**Walter Fufidio**  
Planning Director  
Nassau County Florida

A large, handwritten signature in black ink that reads "Anita K. Dobrosky".

## EXHIBIT "A"

### LEGAL DESCRIPTION

A PORTION OF LOT 1 "GERBING'S AZALEA GARDENS", SECTION 12, TOWNSHIP 2 NORTH, RANGE 28 EAST, NASSAU COUNTY, FLORIDA, ACCORDING TO THE PLAT THEREOF RECORDED IN PLAT BOOK 3, PAGE 7 OF THE PUBLIC RECORDS OF NASSAU COUNTY, FLORIDA.

SAID PORTION BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS: FOR A POINT OF REFERENCE COMMENCE AT THE NORTHEASTERLY CORNER OF LOT 1 AFORESAID; THENCE SOUTH 51°58'51" WEST, ALONG THE SOUTHEASTERLY LINE OF SAID LOT BEING ALSO THE NORTHWESTERLY RIGHT-OF-WAY LINE OF GERBING ROAD (A 28.00 FOOT RIGHT-OF-WAY), A DISTANCE OF 290.00 TO THE POINT OF BEGINNING; THENCE CONTINUE SOUTH 51°58'51" WEST, ALONG THE AFOREMENTIONED RIGHT-OF-WAY, A DISTANCE OF 619.90 FEET TO A POINT WHERE SAID GERBING ROAD IS NOW CLOSED BY RESOLUTION NO. 99-50 AND RECORDED IN THE PUBLIC RECORDS OF NASSAU COUNTY, FLORIDA, IN OFFICIAL RECORDS BOOK 880, PAGES 1308-1310; THENCE CONTINUE SOUTH 51°58'51" WEST, A DISTANCE OF 16.61 FEET; THENCE NORTH 42°31'17" WEST, A DISTANCE OF 185.17 FEET; THENCE NORTH 11°39'10" WEST, A DISTANCE OF 107.57 FEET; THENCE NORTH 06°14'55" EAST, A DISTANCE OF 233.73 FEET TO THE SOUTHERLY LINE OF LOT 2, GERBINGS AZALEA GARDENS AFOREMENTIONED; THENCE SOUTH 62°11'54" EAST, ALONG SAID SOUTHERLY LINE, A DISTANCE OF 199.53 FEET TO THE SOUTHEASTERLY CORNER OF SAID LOT 2; THENCE ALONG THE DIVISION LINE BETWEEN LOTS 1 AND 2 GERBINGS AZALEA GARDENS AFORESAID THE FOLLOWING (2) COURSES; (1) NORTH 27°41'00" EAST, 212.77 FEET; (2) NORTH 42°39'03" EAST, 280.81 FEET TO THE NORTHWESTERLY CORNER OF LOT 1 AFORESAID; THENCE SOUTH 61°58'00" EAST, ALONG THE NORTHERLY LINE OF SAID LOT 1, A DISTANCE OF 218.17 FEET, THENCE SOUTH 51°58'51" WEST A DISTANCE OF 201.17 FEET, THENCE SOUTH 38°01'09" EAST 200.00 FEET TO THE POINT OF BEGINNING.

CONTAINING 5.722 ACRES MORE OR LESS.

SUBJECT TO AN EASEMENT FOR INGRESS, EGRESS AND UTILITIES OVER AND ACROSS THE FOLLOWING DESCRIBED PARCEL OF LAND BEING A PORTION OF LOT 1, GERBINGS AZALEA GARDENS, SECTION 12, TOWNSHIP 2 NORTH, RANGE 28 EAST, NASSAU COUNTY, FLORIDA, ACCORDING TO PLAT BOOK 3, PAGE 7 OF THE PUBLIC RECORDS OF NASSAU COUNTY, FLORIDA, AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS: FOR A POINT OF REFERENCE COMMENCE AT THE NORTHEASTERLY CORNER OF SAID LOT 1, AND RUN SOUTH 51°58'51" WEST, ALONG THE SOUTHEASTERLY LINE OF SAID LOT 1, BEING ALSO THE NORTHWESTERLY RIGHT-OF-WAY LINE OF GERBING ROAD (A 28.00 FOOT RIGHT-OF-WAY), A DISTANCE OF 849.90 FEET TO THE POINT OF BEGINNING; THENCE CONTINUE SOUTH 51°58'51" WEST, ALONG SAID NORTHWESTERLY RIGHT-OF-WAY LINE, A DISTANCE OF 60.00 FEET TO A POINT WHERE SAID GERBING ROAD IS NOW CLOSED BY RESOLUTION NO. 99-50 AND RECORDED IN THE PUBLIC RECORDS OF NASSAU COUNTY, FLORIDA, IN OFFICIAL RECORDS BOOK 880, PAGES 1308-1310; THENCE CONTINUE SOUTH 51°58'51" WEST A DISTANCE OF 16.61 FEET; THENCE NORTH 42°31'17" WEST, ALONG THE PERIMETER OF LANDS DESCRIBED IN OFFICIAL RECORDS BOOK 1229, PAGE 690, OF THE PUBLIC RECORDS OF NASSAU COUNTY, FLORIDA, A DISTANCE OF 185.17 FEET; THENCE NORTH 11°39'10" WEST, A DISTANCE OF 61.08 FEET; THENCE NORTH 89°07'29" EAST, A DISTANCE OF 38.36 FEET; THENCE SOUTH 42°31'17" EAST, A DISTANCE OF 201.78 FEET; THENCE NORTH 51°58'51" EAST, A DISTANCE OF 17.61 FEET; THENCE SOUTH 38°01'09" EAST, A DISTANCE OF 15.00 FEET TO THE POINT OF BEGINNING.