

RESOLUTION NO. 12  
RESOLUTION SETTING TIME AND PLACE FOR  
PUBLIC HEARING ON THE CLOSING, VACATING  
AND ABANDONING OF THOSE CERTAIN ROAD-  
WAYS OR ALLEY-WAYS BEING PART OF THE 60  
FOOT RIGHT OF WAY OF SOUTH 9TH STREET  
AND NECTARINE STREET, BEING 1000 FEET,  
MORE OR LESS, SOUTHERLY OF THE CENTER-  
LINE OF LIME STREET WHICH IS THE SOUTH-  
ERLY LINE OF THE CITY LIMITS OF FERNANDINA  
BEACH, FLORIDA, AND THE RENOUNCING AND  
DISCLAIMING OF ANY RIGHT OR INTEREST OF  
THE COUNTY AND THE PUBLIC IN SAID ROAD-  
WAYS OR ALLEY-WAYS.

WHEREAS, J. W. HIERS, INC., has petitioned this Board to close, vacate and abandon and to renounce and disclaim the right and interest of the County and the public in and to those certain roadways or alley-ways described as follows:

All that certain piece or parcel of land situate, lying and being part of the 60 foot right of way of South 9th Street and Nectarine Street, being 1000 feet, more or less, southerly of the center of Lime Street which is the southerly line of the city limits of Fernandina Beach, Florida, being all that part of Nectarine Street lying easterly of the easterly right of way of the Seaboard Coastline 120 foot right of way and extending easterly to South 9th Street, also all of South 9th Street lying westerly of the 50 foot right of way of State Road No. 200 and northerly of the extension of the south line of Lot 8 in Block 315 for a distance to the north of 184.71 feet more or less measured along the westerly right of way of South 9th Street to the point where the westerly side of the 50 foot right of way of said State Road No. 200 intersects the westerly right of way of South 9th Street, said lots and blocks being as shown on the official City Map of the City of Fernandina Beach (formerly named Fernandina), County of Nassau and State of Florida as lithographed and issued by the Florida Railroad Company in 1857, and enlarged, revised and reissued by the Florida Town Improvement Company in 1887 and 1901. Said part of South 9th Street and Nectarine Street being as shown on a plat of the survey of this land, according to survey by George W. Lovesee, Registered Surveyor No. 627, dated August 8, 1969.

and,

WHEREAS, Section 336.09, Florida Statutes, authorizes this Board to Close, vacate and abandon streets, roads and alley-ways and to renounce and disclaim the right and interest of the County and of the public in and to lands delineated on any recorded map or plat as a street, alley-way, road or highway outside of the Corporate limits of any municipality after giving notice of and holding a public hearing to determine whether such action should be taken.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF NASSAU COUNTY, FLORIDA, in meeting duly assembled that a public hearing will be held on said petition at the Nassau County Courthouse in Fernandina Beach, Florida, on the 9th day of September, A. D. 1969, at 10:00 o'clock A. M.

BE IT FURTHER RESOLVED that notice of said meeting be published in the Fernandina News-Leader, a newspaper of general circulation in Nassau County at least two weeks prior to the date of said hearing, said notice to be in substantially the following form:

NOTICE OF HEARING FOR THE CLOSING  
OF ROADWAYS OR ALLEY-WAYS

TO WHOM IT MAY CONCERN:

You will take notice that the Board of County Commissioners of Nassau County, upon the Petition of J. W. Hiers, Inc., will at 10:00 o'clock A. M. on the 9th day of September, 1969, at the County Courthouse in Fernandina Beach, Florida, consider and determine whether or not the County will vacate, abandon, discontinue and close, and will renounce and disclaim any right of the County and public in and to any land or interest therein delineated upon the survey of George W. Lovesee, dated August 8, 1969, which roadways or alley-ways are more particularly described as follows:

All that certain piece or parcel of land situate, lying and being part of the 60 foot right of way of South 9th Street and Nectarine Street, being 1000 feet, more or less, southerly of the center of Lime Street which is the southerly line of the City Limits of Fernandina Beach, Florida, being all that part of Nectarine Street lying easterly of the easterly right of way of the Seaboard Coastline 120 foot right of way and extending easterly to South 9th Street, also all of South 9th Street lying westerly of the 50 foot right of way of State Road No. 200 and northerly of the extension of the south line of Lot 8 in Block 315 for a distance to the north of 184.71 feet, more or less, measured along the westerly right of way of South 9th Street to the point wherethe westerly side of the 50 foot right of way of said State Road No. 200 intersects the westerly right of way of South 9th Street, said lots and Blocks being as shown on the official City Map of the City of Fernandina Beach (formerly named Fernandina), County of Nassau and State of Florida as lithographed and issued by the Florida Railroad Company in 1857, and enlarged, revised and reissued by the Florida Town Improvement Company in 1887 and 1901. Said part of South 9th Street and Nectarine Street being as shown on a plat of the survey of this land, according to survey by George W. Lovesee, Registered Surveyor No. 627, dated August 8, 1969.

Persons interested may appear and be heard at the time and place specified.

BOARD OF COUNTY COMMISSIONERS  
OF NASSAU COUNTY, FLORIDA.

By: Harry Poole  
Chairman 96828

FILED AND RECORDED  
IN OFFICE

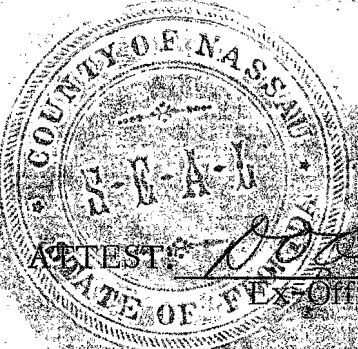
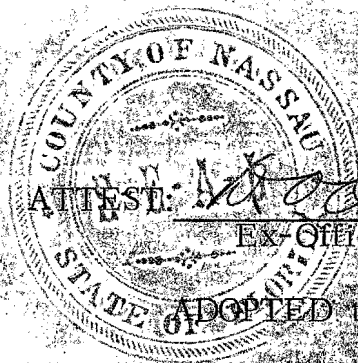
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D. O. OXLEY  
CLERK CIRCUIT COURT  
NASSAU COUNTY, FLA.

ADOPTED this 12th day of August, A. D. 1969.

BOARD OF COUNTY COMMISSIONERS  
OF NASSAU COUNTY, FLORIDA.

By: Harry Poole  
Chairman



PETITION OF J. W. HIERS, INC., FOR  
THE CLOSING OF THOSE CERTAIN ROAD-  
WAYS OR ALLEYWAYS BEING PART OF THE  
60 FOOT RIGHT OF WAY OF SOUTH 9th  
STREET AND NECTARINE STREET, BEING  
1000 FEET, MORE OR LESS, SOUTHERLY  
OF THE CENTERLINE OF LIME STREET  
WHICH IS THE SOUTHERLY LINE OF THE  
CITY LIMITS OF FERNANDINA BEACH,  
FLORIDA.

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TO THE BOARD OF COUNTY COMMISSIONERS OF NASSAU COUNTY, FLORIDA.

Your Petitioner, J. W. HIERS, INC., respectfully requests this Honorable Body to renounce and disclaim any right of the County and the public in and to the land delineated on that certain plat made by George W. Lovesee, Registered Surveyor No. 627, dated August 8, 1969, and known and described on said plat as follows:

All that certain piece or parcel of land situate, lying and being part of the 60 foot right of way of South 9th Street and Nectarine Street, being 1000 feet, more or less, southerly of the Center of Lime Street which is the southerly line of the City Limits of Fernandina Beach, Florida, being all that part of Nectarine Street lying easterly of the easterly right of way of the Seaboard Coastline 120 foot right of way and extending easterly to South 9th Street, also all of South 9th Street lying westerly of the 50 foot right of way of State Road No. 200 and northerly of the extension of the south line of Lot 8 in Block 315 for a distance to the north of 184.71 feet, more or less, measured along the westerly right of way of South 9th Street to the point where the westerly side of the 50 foot right of way of said State Road No. 200 intersects the westerly right of way of South 9th Street, said lots and blocks being as shown on the Official City Map of the City of Fernandina Beach (formerly named Fernandina), County of Nassau and State of Florida as lithographed and issued by the Florida Railroad Company in 1857, and enlarged, revised and reissued by the Florida Town Improvement Company in 1887 and 1901. Said part of South 9th Street and Nectarine Street being as shown on a plat of the survey of this land, said plat being attached hereto and made a part of this description.

Your Petitioner would show that it purchased said Lot 8, Block 315, as above described including said strips of land, roadways or alleyways above mentioned, from Francis L. Artelli and Marie H. Artelli, his wife, by Warranty Deed dated May 16, 1969, and recorded in Official Records Book 93, pages 369-370, public records of Nassau County, Florida. Petitioner would further show that it purchased said Lot 5, Block 309, as above described including said strips of land, roadways or alleyways above mentioned from

Harry F. Sahlman and Melba M. Sahlman, his wife; Donald M. Sahlman and Louise Sahlman, his wife; and, C. W. Sahlman and Alison A. Sahlman, his wife, by Warranty Deed dated April 28, 1964, and recorded in Official Records Book 45, pages 640-642, of the public records of Nassau County, Florida.

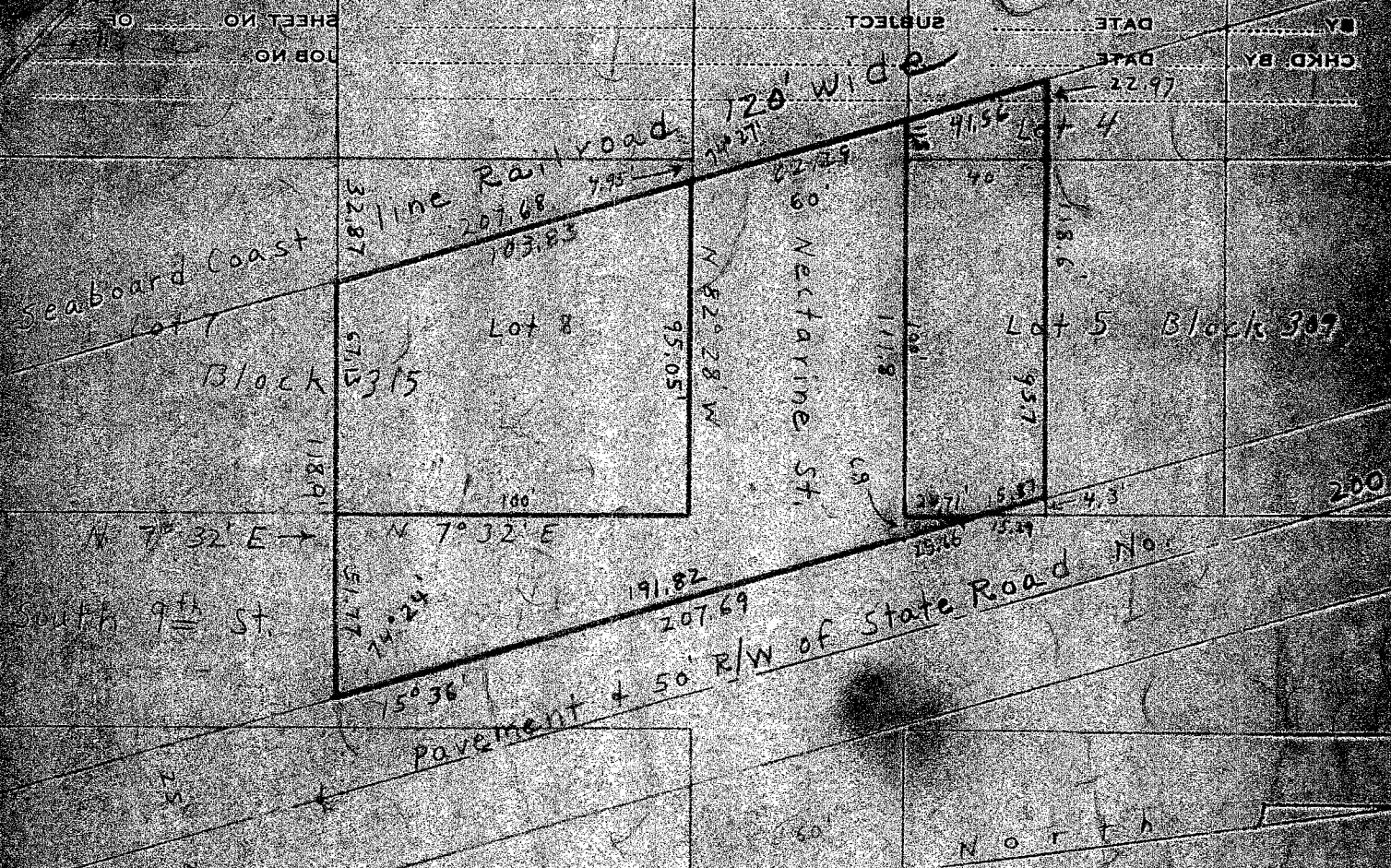
Petitioners would further show that they continue to own said lots or parts of lots above mentioned and that the roadways or alley-ways above mentioned which said roadways or alley-ways as delineated on said plat have never been opened or cleared or in any manner whatsoever used as roadways or alley-ways nor are they now useful or needed as such.

WHEREFORE, your Petitioners pray that this Honorable Body will close, vacate and abandon and renounce and disclaim the right and interest of the County and the public in and to the land delineated on the plat of George W. Lovesee as above described.

J. W. HIERS, INC.

By: Joseph M. Ripley, Jr.  
Joseph M. Ripley, Jr., President

Attest: Sandra P. Ripley  
Sandra P. Ripley, Secretary



EVERY FOR L.A. HERS, INC., August 8, 1969.

All that certain piece or parcel of land situate lying and being part of the 50 foot right of way of South 9th Street and Nectarine Street, being 1000 feet more or less southerly of the Center of Lime Street which is the southerly line of the City Limits of Fernandina Beach, Florida, being all that part of Nectarine Street lying easterly of the easterly right of way of the Seaboard Coast Line Railroad 120 foot right of way and extending easterly to South 9th Street, also all of South 9th Street lying westerly of the 50 foot right of way of State Road No. 200 and northerly of the extension of the south line of Lot 8 Block 309 for a distance to the north of 184.71 feet more or less measured along the westerly right of way of South 9th Street to the point where the westerly side of the 50 foot right of way of said State Road No. 200 intersects the westerly right of way of South 9th Street, said lots and blocks being as shown on the Official City Map of the City of Fernandina Beach (formerly named Fernandina), County of Nassau and State of Florida as lithographed and issued by the Florida Railroad Company in 1857, and enlarged, revised and reissued by the Florida Town Improvement Company in 1887 and 1901. Said part of South 9th Street and Nectarine Street being as shown on a plat of the survey of this land, said plat being attached hereto and made a part of this description.

*George W. Lovesee*

George W. Lovesee, Registered Surveyor No. 627, Fernandina Beach, Florida.