

RESOLUTION NO. 13
RESOLUTION CLOSING, VACATING AND
ABANDONING THOSE CERTAIN ROADWAYS
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.

WHEREAS, a public hearing was held at 10:00 o'clock A. M. on the 9th day of September, A. D. 1969, at the Nassau County Court House in Fernandina Beach, Nassau County, Florida, pursuant to a Notice duly published as provided by law upon the Petition of J. W. Hiers, Inc., requesting this Board to close, vacate and abandon the roadways or alley-ways hereinafter described and to renounce and disclaim the right of the public and the County in and to said 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. Love-see, Registered Surveyor No. 627, dated August 8, 1969.

WHEREAS, no one appeared at said hearing to oppose said Petition, and,

WHEREAS, this Board has determined that said Roadways or alley-ways have never been accepted by the public by user in any manner whatsoever nor have they ever been opened or cleared or in any manner whatsoever used as roadways or alley-ways nor are the same useful or necessary to the proper enjoyment of any other property in the subdivision.

WHEREAS, this Board has determined that the dedication of said roadways or alley-ways has never been accepted by any affirmative action by this Board, and

WHEREAS, this Board finds that said roadways or alley-ways lie wholly without the corporate limits of any municipality and that this Board is authorized to close said roadways or alley-ways by the authority granted in Section 336.09, Florida Statutes, and

WHEREAS, this Board has determined that it is to the best interest of Nassau County and the Public that said roadways or alley-ways be closed, vacated and abandoned and that the interest of Nassau County and the Public be renounced and disclaimed therein.

NOW THEREFORE BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF NASSAU COUNTY, FLORIDA, in meeting duly assembled that said roadways or alley-ways as hereinbefore described in the preamble hereto be, and the same is hereby closed, vacated, and abandoned to the same extent as if said roadways or alley-ways had never been delineated on said plat.

BE IT FURTHER RESOLVED that the right and interest of Nassau County and the public in said roadways or alley-ways above described be, and the same is hereby renounced and disclaimed, and any easement heretofore owned, held, claimed or used by or on behalf of the public therein is hereby abrogated.

BE IT FURTHER RESOLVED that the Clerk of this Board shall cause to be published, within 30 days after the adoption of this Resolution, in one issue of the Fernandina Beach News-Leader, a newspaper of general circulation published in Nassau County, Florida, a notice of the adoption of this Resolution which Notice shall be in substantially the following form:

NOTICE OF ADOPTION OF A RESOLUTION CLOSING THOSE CERTAIN ROADWAYS 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 CENTERLINE OF LIME STREET WHICH IS THE SOUTHERLY LINE OF THE CITY LIMITS OF FERNANDINA BEACH, FLORIDA.

NOTICE is hereby given that the Board of County Commissioners of Nassau County, Florida, did on September 9, 1969, adopt a resolution closing, vacating and abandoning 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 lby George W. Lovesee, Registered Surveyor No. 627, dated August 8, 1969,

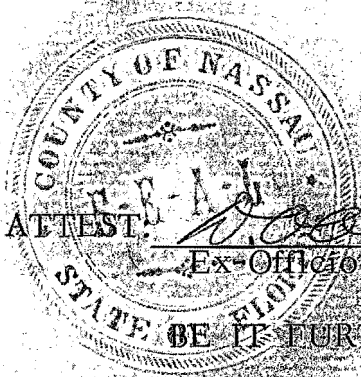
and that said Resolution renounces and disclaims any right or interest of the County and Public in said portion of said roadways or alley-ways.

BOARD OF COUNTY COMMISSIONERS
NASSAU COUNTY, FLORIDA.

By: Harry Poole
Chairman.

96830
FILED AND RECORDED
IN OFFICE
1970 FEB 27 PM 2:55

ATTEST: D. O. Oxley
Ex-Officio Clerk



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

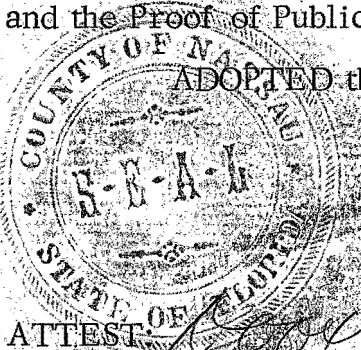
BE IT FURTHER RESOLVED that the Clerk of the Circuit Court of Nassau County, Florida, is hereby directed to record in the deed records of Nassau County the Proof of Publication of Notice of Public Hearing, this Resolution, and the Proof of Publication of the Notice of the Adoption of this Resolution.

ADOPTED this 9th day of September, A. D. 1969.

BOARD OF COUNTY COMMISSIONERS
NASSAU COUNTY, FLORIDA.

By: Harry Poole
Chairman

ATTEST: D. O. Oxley
Ex-Officio Clerk



Ex-Officio Clerk