

REC'D NOV 13 1970

RESOLUTION NO. 43
 RESOLUTION CLOSING SANCHEZ ROAD IN
 PHILIPS MANOR SUBDIVISION, FLAT BOOK
 2, PAGE 78, OF THE PUBLIC RECORDS OF
MASSAU COUNTY, FLORIDA - - - - -

Rec. 8:00

WHEREAS, a public hearing was held at 11:00 o'clock A.M. on the 13th day of October A.D 1970, at the Nassau County Courthouse in Fernandina Beach, Nassau County, Florida, pursuant to a Notice duly published as provided by law upon the Petition of Eber B. and Janá G. Philips, his wife, requesting this Board to close, vacate and abandon the Roadway or Alleyway hereinafter described and to renounce and disclaim the right of the public and the County in and to said Roadway or Alleyway described as follows:

SANCHEZ ROAD IN PHILIPS MANOR SUBDIVISION, FLAT BOOK 2, PAGE 78, of the PUBLIC RECORDS OF MASSAU COUNTY, FLORIDA.

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

WHEREAS, this Board has determined that said Roadway or Alleyway has never been accepted by the public by user in any manner whatsoever nor has it ever been opened or cleared or in any manner whatsoever used as a Roadway or Alleyway nor is 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 Roadway or Alleyway has never been accepted by any affirmative action by this Board and

WHEREAS, this Board finds that said Roadway or Alleyway lies wholly without the corporate limits of any municipality and that this Board is authorized to close said Roadway or Alleyway by the authority granted in Section 336.09, Florida Statutes, and

WHEREAS, this Board has determined that it is in the best interest of Nassau County and the Public that said Roadway or Alleyway 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 Roadway or Alley-way as hereinbefore described in the preamble hereto be, and the same is hereby closed, vacated, and abandoned to the same extent as if said Roadway or Alley-way had never been delineated on said plat.

BE IT FURTHER RESOLVED that the right and interest of Nassau County and the public in said Roadway or Alley-way 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 Newsleader, 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
SANCHEZ ROAD IN PHILIPS MANOR SUBDIVISION,
FLAT BOOK 2, PAGE 78, OF THE PUBLIC RECORDS
OF NASSAU COUNTY, FLORIDA. -----

NOTICE is hereby given that the Board of County Commissioners of Nassau County, Florida, did on October 13th, 1970 adopt a resolution closing, vacating, and abandoning that certain Roadway or Alley-way described as follows:

SANCHEZ ROAD IN PHILIPS MANOR SUBDIVISION, FLAT BOOK 2,
PAGE 78, OF THE PUBLIC RECORDS OF NASSAU COUNTY, FLORIDA.

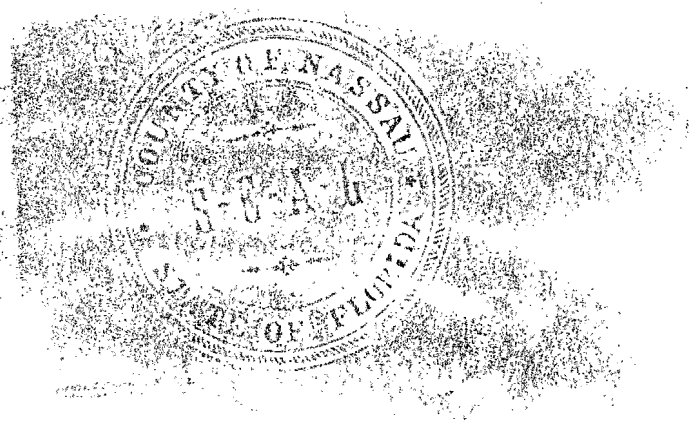
and that said resolution renounces and disclaims any right or interest of the County and Public in said portion of said Roadway or Alley-way.

ATTEST:

BOARD OF COUNTY COMMISSIONERS
NASSAU COUNTY, FLORIDA.

[Signature]
Clerk

By [Signature]
Chairman



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 Adoption of this Resolution.

ADOPTED THIS 13th day of October a.d., 1970.

ATTEST:

BOARD OF COUNTY COMMISSIONERS
NASSAU COUNTY, FLORIDA

D. O. Oxley

Clerk

James S. Stenard
By -----
Chairman



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FILED AND RECORDED
IN OFFICE

1970 NOV 13 PM 4:11

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