

No. 74-174

RESOLUTION CLOSING, VACATING AND
ABANDONING OF A PORTION OF A
CERTAIN ROAD-WAY ON PLAT RECORDED
IN PLAT BOOK Y, PAGE 128, OF THE
PUBLIC RECORDS OF NASSAU COUNTY, FLORIDA.

WHEREAS, a public hearing was held at 2:30 P.M. o'clock, on the 12
day of March, 1974, at the Nassau County Courthouse in Fer-
nandina Beach, Nassau County, Florida, pursuant to a NOTICE duly published as
provided by law upon the Petition of AMELIA ISLAND COMPANY, requesting this
Board to vacate, renounce and disclaim any right of the County and the Public
in and to a portion of a certain road-way delineated on that certain plat record-
ed in Plat Book Y, Page 128, of the Public Records of Nassau County, Florida,
being described as follows:

A portion of Orange Avenue being bounded on the West by
a Southerly prolongation of Belle Glade, as recorded in
the public records of Nassau County, Florida; bounded
on the North by Lots 8, 9, 10 and a portion of Lot 11
of a subdivision of section 15, as recorded in Plat Book
Y, Page 128 of said county; bounded on the South by Lots
5, 6, 7 and a portion of Lot 4 of said Subdivision of
Section 15; bounded on the East, by the East line of Sec-
tion 15, Township 2 North, Range 28 East, Nassau County,
Florida.

And being more particularly described as follows:

See attached Exhibit "A"

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

WHEREAS, this Board has determined that Amelia Island Company owns the por-
tions of Lots 4, 5, 6, 7, 8, 9, and 11, all in Section 15, Township 2 North,
Range 28 East, Nassau County, Florida, which border the aforesaid road

WHEREAS, this Board finds that the road-way requested to be vacated is no
longer usable nor is needed as such.

WHEREAS, this Board further finds that said road-way serves no real purpose
as means of ingress and egress and that the Public will not be harmed by the vaca-
tion of the aforesaid road, and

WHEREAS, this Board further determines that the present existing road
if not vacated will cause a traffic hazard when the Amelia Island Parkway comes
into use as a thorough fare, and

WHEREAS, this Board finds that said land lies wholly without the corporate
limits of any municipality and that this Board is authorized to close said road-
ways or alley-ways 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 that said road-way described herein be closed, vacated and abandoned, that no individual would be harmed thereby, and that the interest of Nassau County and the public be renounced and disclaimed.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF NASSAU COUNTY, FLORIDA, in meeting duly assembled, that said road-way described in the preamble hereto be, and the same is, hereby closed, vacated and abandoned.

BE IT FURTHER RESOLVED that the right and interest of Nassau County and the public in said road-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 News-Leader, a newspaper of general circulation published in Nassau County, Florida, a notice of adoption of this Resolution which Notice shall be in substantially the following form:

NOTICE OF ADOPTION OF A RESOLUTION CLOSING AND VACATING
A PORTION OF A CERTAIN ROAD-WAY OF THE PLAT RECORDED IN
PLAT BOOK Y, PAGE 128, OF THE PUBLIC RECORDS OF NASSAU
COUNTY, FLORIDA.

Notice is hereby given that the Board of County Commissioners of Nassau County, Florida, did on March 26, 1974, adopt a Resolution closing, vacating and abandoning that certain road-way described as follows:

A portion of Orange Avenue being bounded on the West by a Southerly prolongation of Belle Glade, as recorded in the public records of Nassau County, Florida; bounded on the North by Lots 8, 9, 10 and a portion of Lot 11 of a subdivision of section 15, as recorded in Plat Book Y, Page 128 of said county; bounded on the South by Lots 5, 6, 7 and a portion of Lot 4 of said Subdivision of Section 15; bounded on the East, by the East line of Section 15, Township 2 North, Range 28 East, Nassau County, Florida.

And that said Resolution renounces and disclaims any right or interest of the County and the public in said land.

BOARD OF COUNTY COMMISSIONERS OF
NASSAU COUNTY, FLORIDA.

By: 

Chairman

ATTEST: Wooley
Ex-Officio Clerk

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 26 day of March, A.D. 197X 4

BOARD OF COUNTY COMMISSIONERS OF
NASSAU COUNTY, FLORIDA.

By: Ray Bevilacqua
Chairman

ATTEST: Wooley
Ex-Officio Clerk



EXHIBIT "A"

A portion of Lots 8 through 11, Subdivision of Section 15, Township 2 North, Range 28 East, Nassau County, Florida as recorded in Plat Book "Y", page 128 of the public records of said county and being more particularly described as follows:

For a point of beginning, commence at the intersection of the Easterly line of Belle Glade, as recorded in Plat Book 3, page 55 of the public records of Nassau County, Florida with the Northerly Right of Way line of Orange Avenue (a 29.70 foot right of way, as now established).

From the point of beginning thus described thence run South $3^{\circ} 59' 50''$ East a distance of 29.70 feet; thence run North $84^{\circ} 54' 55''$ East along the Southerly Right of Way line of Orange Avenue bounded on the South by a portion of Lot 4 and all of Lots 5, 6 and 7 to the intersection of the Southerly Right of Way line of Orange Avenue with the East line of Section 15, Township 2 North, Range 28 East, Nassau County, Florida; thence run North $3^{\circ} 59' 55''$ West a distance of 29.70 feet to the intersection of the Northerly Right of Way line of Orange Avenue and said East line of Section 15; thence run South $84^{\circ} 54' 55''$ West along the Northerly Right of Way line of Orange Avenue bounded on the North by Lots 8, 9, 10 and a portion of Lot 11 to the point of beginning.

Lands thus described contains 1.1 acre more or less.

PETITION OF AMELIA ISLAND COMPANY
FOR THE VACATION OF A PORTION OF A
CERTAIN ROAD-WAY ON PLAT RECORDED
IN PLAT BOOK Y, PAGE 128, OF THE
PUBLIC RECORDS OF NASSAU COUNTY,
FLORIDA.

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

Your Petitioner, AMELIA ISLAND COMPANY, respectfully requests this Honorable Board to close, vacate, renounce and disclaim any right of the County and the Public in and to a certain road delineated on a certain plat recorded in Plat Book Y, Page 128, of the Public Records of Nassau County, Florida, said road-way being described as follows:

A Portion of Orange Avenue being bounded on the West by a Southerly prolongation of Belle Glade as recorded in the public records of Nassau County, Florida; bounded on the North by Lots 8, 9, 10 and a portion of Lot 11 of a subdivision of Section 15, as recorded in Plat Book Y, Page 128 of said county; bounded on the South by Lots 5, 6, 7 and a portion of Lot 4 of said Subdivision of Section 15; bounded on the East by the East line of Section 15, Township 2 North, Range 28 East, Nassau County, Florida.

And, being more particularly described as follows:

See attached Exhibit "A"

Your Petitioner would show this Honorable Board that:

- (1) Amelia Island Company owns the portions of Lots 4, 5, 6, 7, 8, 9 and 11, all in Section 15, Township 2 North, Range 28 East, Nassau County, Florida, which boarder the aforesaid road;
- (2) That this road is no longer usable as a road, nor is it needed as such.
- (3) That the said road-way serves no real purpose as means of ingress and egress and the public will not be harmed by the vacation of the aforesaid road.
- (4) That the present existing road if not vacated will cause a traffic hazard when the Amelia Island Parkway comes into use as a thoroughfare.
- (5) That the granting of this petition will injure neither the public nor any individual.

WHEREFORE, your Petitioner prays that this Honorable Board will close, vacate and abandon and renounce and disclaim the right and interest of the County and the public in and to the road-way herein described.

AMELIA ISLAND COMPANY

By: Val P. Hawkins
Val Hawkins, Vice President

Attest: Marshall E. Wood
Marshall E. Wood,
Assistant Secretary

(SEAL)

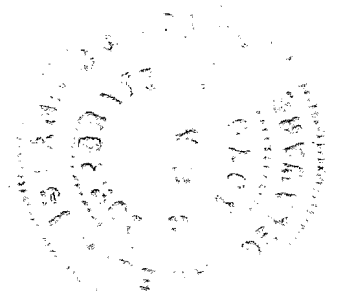


EXHIBIT "A"

A portion of Lots 8 through 11, Subdivision of Section 15, Township 2 North, Range 28 East, Nassau County, Florida as recorded in Plat Book "Y", page 128 of the public records of said county and being more particularly described as follows:

For a point of beginning, commence at the intersection of the Easterly line of Belle Glade, as recorded in Plat Book 3, page 55 of the public records of Nassau County, Florida with the Northerly Right of Way line of Orange Avenue (a 29.70 foot right of way, as now established).

From the point of beginning thus described thence run South $3^{\circ} 59' 50''$ East a distance of 29.70 feet; thence run North $84^{\circ} 54' 55''$ East along the Southerly Right of Way line of Orange Avenue bounded on the South by a portion of Lot 4 and all of Lots 5, 6 and 7 to the intersection of the Southerly Right of Way line of Orange Avenue with the East line of Section 15, Township 2 North, Range 28 East, Nassau County, Florida; thence run North $3^{\circ} 59' 55''$ West a distance of 29.70 feet to the intersection of the Northerly Right of Way line of Orange Avenue and said East line of Section 15; thence run South $84^{\circ} 54' 55''$ West along the Northerly Right of Way line of Orange Avenue bounded on the North by Lots 8, 9, 10 and a portion of Lot 11 to the point of beginning.

Lands thus described contains 1.1 acre more or less.

RESOLUTION SETTING TIME AND PLACE
FOR PUBLIC HEARING ON THE CLOSING,
VACATING AND ABANDONING OF A PORTION
OF A CERTAIN ROAD-WAY ON PLAT
RECORDED IN PLAT BOOK Y, PAGE 128,
OF THE PUBLIC RECORDS OF NASSAU COUNTY,
FLORIDA

WHEREAS, AMELIA ISLAND COMPANY 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 a certain road-way delineated on that certain plat recorded in Plat Book Y, Page 19, of the Public Records of Nassau County, Florida, said road-way being described as follows:

A portion of Orange Avenue being bounded on the West by a Southerly prolongation of Belle Glade, as recorded in the public records of Nassau County, Florida; bounded on the North by Lots 8, 9, 10 and a portion of Lot 11 of a subdivision of Section 15, as recorded in Plat Book Y, Page 128 of said county; bounded on the South by Lots 5, 6, 7 and a portion of Lot 4 of said Subdivision of Section 15; bounded on the East by the East line of Section 15, Township 2 North, Range 28 East, Nassau County, Florida.

And, being more particularly described as follows:

See attached Exhibit "A"

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 12 day of March, A.D. 1974, at 2:30 o'clock P.M..

BE IT FURTHER RESOLVED that notice of said meeting be published in the

Fernandina Beach 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, VACATING AND ABANDONING OF CERTAIN ROAD-WAYS OR ALLEY-WAYS.

TO WHOM IT MAY CONCERN:

You will take notice that the Board of County Commissioners of Nassau County, Florida, upon the Petition of Amelia Island Company, will at 2:30 o'clock P. on the 12 day of March, 1974, 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 that certain roadways delineated on that certain plat recorded in Plat Book Y, Page 128, of the Public Records of Nassau County, Florida, said road-way being described as follows:

A portion of Orange Avenue being bounded on the West by a Southerly prolongation of Belle Glade, as recorded in the public records of Nassau County, Florida; bounded on the North by Lots 8, 9, 10 and a portion of Lot 11 of a subdivision of Section 15, as recorded in Plat Book Y, Page 128 of said county; bounded on the South by Lots 5, 6, 7 and a portion of Lot 4 of said Subdivision of Section 15; bounded on the East by the East line of Section 15, Township 2 North, Range 28 East, Nassau County, Florida.

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

BOARD OF COUNTY COMMISSIONERS
OF NASSAU COUNTY, FLORIDA.

(SEAL)

BY: Ray Bevilacqua
Chairman

ATTEST: /s/ D.O. Oxley
Ex-Officio Clerk

ADOPTED this 12 day of February, A.D. 1974.

BOARD OF COUNTY COMMISSIONERS
OF NASSAU COUNTY, FLORIDA.

(SEAL)

By: Ray Bevilacqua
Chairman

ATTEST: /s/ D.O. Oxley
Ex-Officio Clerk

EXHIBIT "A"

A portion of Lots 8 through 11, Subdivision of Section 15, Township 2 North, Range 28 East, Nassau County, Florida as recorded in Plat Book "Y", page 128 of the public records of said county and being more particularly described as follows:

For a point of beginning, commence at the intersection of the Easterly line of Belle Glade, as recorded in Plat Book 3, page 55 of the public records of Nassau County, Florida with the Northerly Right of Way line of Orange Avenue (a 29.70 foot right of way, as now established).

From the point of beginning thus described thence run South $3^{\circ} 59' 50''$ East a distance of 29.70 feet; thence run North $84^{\circ} 54' 55''$ East along the Southerly Right of Way line of Orange Avenue bounded on the South by a portion of Lot 4 and all of Lots 5, 6 and 7 to the intersection of the Southerly Right of Way line of Orange Avenue with the East line of Section 15, Township 2 North, Range 28 East, Nassau County, Florida; thence run North $3^{\circ} 59' 55''$ West a distance of 29.70 feet to the intersection of the Northerly Right of Way line of Orange Avenue and said East line of Section 15; thence run South $84^{\circ} 54' 55''$ West along the Northerly Right of Way line of Orange Avenue bounded on the North by Lots 8, 9, 10 and a portion of Lot 11 to the point of beginning.

Lands thus described contains 1.1 acre more or less.

Fernandina Beach News-Leader

FERNANDINA BEACH, FLORIDA

Date 2/28/74

Amelia Island Co.
Box 1160
City

Attn: Marshall Wood

Balance

2/21 6" Abandon Road

990

PAID



TOTAL

990

BE SURE TO RETURN THIS INVOICE WITH YOUR REMITTANCE

THE FERNANDINA BEACH NEWS-LEADER

Published Weekly

FERNANDINA BEACH, NASSAU COUNTY, FLORIDA

STATE OF FLORIDA
COUNTY OF NASSAU:

Before the undersigned authority personally appeared

Richard Reeves

who on oath says that he is Business Manager of The Fernandina Beach News-Leader a weekly newspaper published at Fernandina Beach in Nassau County Florida; that the attached copy of advertisement, being a legal notice

in the matter of Notice to Abandon Road

in the _____ Court, was published in said newspaper in the issues of February 21, 1974

Affiant further says that the said Fernandina Beach News-Leader is a newspaper published at Fernandina Beach in said Nassau County, Florida and that the said newspaper has heretofore been continuously published in said Nassau County, Florida, each week and has been entered as second class mail matter at the post office in Fernandina Beach in said County, Florida, for a period of one year next preceding the first publication of the attached copy of advertisement; and affiant further says that he has neither paid nor promised any person, firm or corporation any discount, rebate, commission or refund for the purpose of securing this advertisement for publication in the said newspaper.

Sworn to and subscribed before me

this 8th day of March

A. D. 1974

Martha L. Freeman
(SEAL) Notary Public

Notary Public, State of Florida at Large
My commission expires Aug. 10, 1975

NOTICE OF HEARING FOR THE CLOSING, VACATING AND ABANDONING OF CERTAIN ROADWAYS OR ALLEYWAYS

TO WHOM IT MAY CONCERN:

You will take notice that the Board of County Commissioners of Nassau County, Florida, upon the Petition of Amelia Island Company, will at 2:30 o'clock p.m. on the 12 day of March, 1974, 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 that certain roadway delineated on that certain plat recorded in Plat Book Y, Page 128, of the Public Records of Nassau County, Florida, said roadway being described as follows:

A portion of Oranger Avenue being bounded on the West by a southerly prolongation of Belle Glade, as recorded in the public records of Nassau County, Florida, bounded on the North by Lots 8, 9, 10 and a portion of Lot 11 of a subdivision of Section 15, as recorded in Plat Book Y, Page 128 of said County, bounded on the South by Lots 5, 6, 7 and a portion of Lot 4 of said subdivision of Section 15, bounded on the East by the East line of Section 15, Township 2 North, Range 26 East, Nassau County, Florida.

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

Board of County Commissioners of Nassau County, Florida

By: s. A. Ray Beville, Chairman

s. D.O. Oxley, Ex-Officio Clerk

Adopted this 12th day of February, A.D. 1974.

Board of County Commissioners of Nassau County, Florida

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2-21-74

EXHIBIT "A"

A portion of Lots 8 through 11, Subdivision of Section 15, Township 2 North, Range 28 East, Nassau County, Florida as recorded in Plat Book "Y", page 128 of the public records of said county and being more particularly described as follows:

For a point of beginning, commence at the intersection of the Easterly line of Belle Glade, as recorded in Plat Book 3, page 55 of the public records of Nassau County, Florida with the Northerly Right of Way line of Orange Avenue (a 29.70 foot right of way, as now established).

From the point of beginning thus described thence run South $3^{\circ} 59' 50''$ East a distance of 29.70 feet; thence run North $84^{\circ} 54' 55''$ East along the Southerly Right of Way line of Orange Avenue bounded on the South by a portion of Lot 4 and all of Lots 5, 6 and 7 to the intersection of the Southerly Right of Way line of Orange Avenue with the East line of Section 15, Township 2 North, Range 28 East, Nassau County, Florida; thence run North $3^{\circ} 59' 55''$ West a distance of 29.70 feet to the intersection of the Northerly Right of Way line of Orange Avenue and said East line of Section 15; thence run South $84^{\circ} 54' 55''$ West along the Northerly Right of Way line of Orange Avenue bounded on the North by Lots 8, 9, 10 and a portion of Lot 11 to the point of beginning.

Lands thus described contains 1.1 acre more or less.

NOTICE OF HEARING FOR THE CLOSING, VACATING AND
ABANDONING OF CERTAIN ROAD-WAYS OR ALLEY-WAYS.

TO WHOM IT MAY CONCERN:

You will take notice that the Board of County Commissioners of Nassau County, Florida, upon the Petition of Amelia Island Company, will at 2:30 o'clock P. on the 12 day of March, 1974, 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 that certain roadways delineated on that certain plat recorded in Plat Book Y, Page 128, of the Public Records of Nassau County, Florida, said road-way being described as follows:

A portion of Orange Avenue being bounded on the West by a southerly prolongation of Belle Glade, as recorded in the public records of Nassau County, Florida; bounded on the North by Lots 8, 9, 10 and a portion of Lot 11 of a subdivision of Section 15, as recorded in Plat Book Y, Page 128 of said county; bounded on the South by Lots 5, 6, 7 and a portion of Lot 4 of said Subdivision of Section 15; bounded on the East by the East line of Section 15, Township 2 North, Range 28 East, Nassau County, Florida.

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

BOARD OF COUNTY COMMISSIONERS
OF NASSAU COUNTY, FLORIDA.

(SEAL)

BY: /s/ A. Ray Beville
Chairman

ATTEST: /s/ D.O. Oxley
Ex-Officio Clerk

ADOPTED this 12 day of February, A.D. 1974.

BOARD OF COUNTY COMMISSIONERS
OF NASSAU COUNTY, FLORIDA.

NOTE TO PUBLISHER: Public one time viz: February 21st, 1974. Send bill, and proof to Amelia Island Company, P. O. Box 1160, Fernandina Beach, Florida; Attention: Marshall Wood

bassett

March 22, 1974

Board of County Commissioners
Nassau County Courthouse
Fernandina Beach, Florida 32034

RE: Orange Avenue Subdivision of Section 15, Township 2 North,
Range 28 East, Plat Book Y, Page 128, Nassau County, Florida.

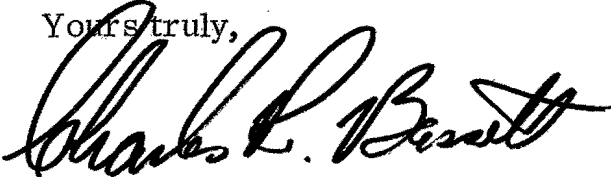
ATTN: Mr. R.L. King

Gentlemen:

This is to certify that we have surveyed and established the Easterly terminus of the dedicated right-of-way of Orange Avenue, as above referenced, as lying 368 feet Easterly of the centerline of the Amelia Island Parkway.

The mean high water line, as established by the elevation determined by tide gauge observation of the waters of the Atlantic Ocean, lies 782 feet, more or less, Easterly of the aforesaid Easterly terminus of Orange Avenue.

Yours truly,



Mr. Charles R. Bassett
Registered Land Surveyor Fla No 1576

CRB:pml