

RESOLUTION NO. 226
RESOLUTION SETTING TIME AND PLACE FOR PUBLIC HEARING OF THE CLOSING, VACATING AND ABANDONING OF ALL OF THAT CERTAIN ROADWAY IN THE COUNTY OF NASSAU AND STATE OF FLORIDA, SHOWN ON THE PLAT OF NORTH YULEE SUBDIVISION RECORDED IN PLAT BOOK 2, PAGE 26 OF THE PUBLIC RECORDS OF NASSAU COUNTY, FLORIDA, AND BEING IN SECTION 50, TOWNSHIP 3 NORTH, RANGE 27 EAST, AND BEING A PORTION OF ALLEN STREET AS SHOWN ON SAID PLAT.

WHEREAS, LEONARD T. MCKENDREE and VIOLET P.

MCKENDREE, his wife, and DAISY B. GARRETT (Unmarried) have 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 that certain roadway described as follows:

All of that certain land lying and being in Section 50, Township 3 North, Range 27 East in the County of Nassau and State of Florida, and more particularly described as follows:

That certain portion of Allen Street, as shown on the plat of the North Yulee Subdivision recorded in Plat Book 2, Page 26 of the Public Records of Nassau County, Florida, beginning at the Southeast corner at the intersection of Allen Street and Beard Street and running Southerly along the Easterly right-of-way of Allen Street for a distance of 238.0 feet to the Southeast line of Section 50, Township 3 North, Range 27 East; thence South $44^{\circ} 22'$ West along said section line for a distance of 75 feet to the Westerly right-of-way of Allen Street; thence Northerly along the Westerly right-of-way of Allen Street for a distance of 281.7 feet to the Southwest corner of the intersection of Allen Street and Beard Street; thence North $74^{\circ} 37'$ East along the Southerly right-of-way of Beard Street for a distance of 75 feet to the Point of Beginning.

WHEREAS, Section 336.09 of the Florida Statutes authorizes this Board to close, vacate and abandon streets, roads and alleyways 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, alleyway, 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 30 day

of September, A. D. 1975, at 2:30 o'clock P.m.

BE IT FURTHER RESOLVED that Notice of said meeting be published in the Nassau County Record, 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
ROAD-WAY OR ALLEY-WAY

TO WHOM IT MAY CONCERN:

You will take notice that the Board of County Commissioners of Nassau County, upon the Petition of Leonard T. McKendree and Violet P. McKendree, his wife, and Daisy B. Garrett (Unmarried), will at 2:30 o'clock P.m. on the 30 day of SEPTEMBER, A. D. 1975, 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 road-way or alley-way, which is more particularly described as follows:

All of that certain land lying and being in Section 50, Township 3 North, Range 27 East in the County of Nassau and State of Florida, and more particularly described as follows:

That certain portion of Allen Street, as shown on the plat of the North Yulee Subdivision recorded in Plat Book 2, Page 26 of the Public Records of Nassau County, Florida, beginning at the Southeast corner at the intersection of Allen Street and Beard Street and running Southerly along the Easterly right-of-way of Allen Street for a distance of 238.0 feet to the Southeast line of Section 50, Township 3 North, Range 27 East; thence South $44^{\circ} 22'$ West along said section line for a distance of 75 feet to the Westerly right-of-way of Allen Street; thence Northerly along the Westerly right-of-way of Allen Street for a distance of 281.7 feet to the Southwest corner of the intersection of Allen Street and Beard Street; thence North $74^{\circ} 37'$ East along the Southerly right-of-way of Beard Street for a distance of 75 feet to the Point of Beginning.

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

BOARD OF COUNTY COMMISSIONERS OF
NASSAU COUNTY, FLORIDA

By: John F. Armstrong Sr.
Chairman

ATTEST:

D. O. Oxley
D. O. OXLEY
Ex-Officio Clerk

Adopted this 26th day of August, A. D. 1975.

By: John F. Armstrong Sr.
Chairman

ATTEST:

D. O. Oxley
D. O. OXLEY
Ex-Officio Clerk

NOTICE OF HEARING FOR THE CLOSING OF
ROAD-WAY OR ALLEY-WAY

TO WHOM IT MAY CONCERN:

You will take notice that the Board of County Commissioners of Nassau County, upon the Petition of Leonard T. McKendree and Violet P. McKendree, his wife, and Daisy B. Garrett (Unmarried), will at 2:30 o'clock P.m. on the 30th day of September, A. D. 1975, 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 road-way or alley-way, which is more particularly described as follows:

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

BOARD OF COUNTY COMMISSIONERS OF
NASSAU COUNTY, FLORIDA

By: John F. Armstrong Sr.
Chairman

ATTEST:

/s/ D. O. OXLEY
D. O. OXLEY
Ex-Officio Clerk

PETITION OF LEONARD T. MCKENDREE AND VIOLET P. MCKENDREE, HIS WIFE, AND DAISY B. GARRETT (UNMARRIED) FOR THE CLOSING OF CERTAIN ROADWAYS SHOWN ON A PLAT RECORDED IN PLAT BOOK 2, PAGE 26 OF THE PUBLIC RECORDS OF NASSAU COUNTY, FLORIDA.

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

Your Petitioners, Leonard T. McKendree and Violet P. McKendree, his wife, and Daisy B. Garrett (Unmarried), being all of the land owners of lands shown on the plat of North Yulee Subdivision in Plat Book 2, Page 26 of the Public Records of Nassau County, Florida, respectfully request this Honorable Body to renounce and disclaim any right of the County and the public in and to the lands known and described as follows:

All of that certain land lying and being in Section 50, Township 3 North, Range 27 East in the County of Nassau and State of Florida, and more particularly described as follows:

That certain portion of Allen Street, as shown on the plat of the North Yulee Subdivision recorded in Plat Book 2, Page 26 of the Public Records of Nassau County, Florida, beginning at the Southeast corner at the intersection of Allen Street and Beard Street and running Southerly along the Easterly right-of-way of Allen Street for a distance of 238.0 feet to the Southeast line of Section 50, Township 3 North, Range 27 East; thence South $44^{\circ} 22'$ West along said section line for a distance of 75 feet to the Westerly right-of-way of Allen Street; thence Northerly along the Westerly right-of-way of Allen Street for a distance of 281.7 feet to the Southwest corner of the intersection of Allen Street and Beard Street; thence North $74^{\circ} 37'$ East along the Southerly right-of-way of Beard Street for a distance of 75 feet to the Point of Beginning.

Your Petitioners would show that they own said lands on all sides of said streets or roadways and have so owned said lands for a period of time prior to the filing of this Petition.

Petitioners would further show that the roadways above mentioned as are delineated on said plat have never been used or cleared or in any manner whatsoever used as roadways, nor are they now useful or needed as such, and further that there are no plans proposed which would make them useful or necessary as roadways.

Your Petitioners would further show that none of the property included herein is part of any municipal corporation and that all of said property is situated in the County of Nassau and State of Florida.

Your Petitioners further allege that the granting of the prayer herein will adversely affect no third parties.

That there is attached hereto copy of a survey made by George W. Lovesee, Registered Land Surveyor No. 627, on July 18 and 20, 1964, showing said Allen Street to be a 75-foot right-of-way.

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 described above.


LEONARD T. McKENDREE


VIOLET P. McKENDREE


DAISY B. GARRETT





Witnesses as to the signatures of all
Petitioners.



THOMAS G. HALL
Attorney for Petitioners
11 North Fourth Street
Fernandina Beach, Florida 32034