

RESOLUTION NO. 2011 - 80

**A RESOLUTION CLOSING, VACATING, AND ABANDONING OF THOSE CERTAIN RIGHTS OF WAY OR THE RENOUNCING AND DISCLAIMING OF ANY RIGHT OR INTEREST OF SAID NASSAU COUNTY, FLORIDA, AND THE PUBLIC IN SAID RIGHTS OF WAY OR ALLEYS.**

**WHEREAS**, upon the petition of Jack J. D'Amato, applicant/agent on behalf of Melvin C. Jones, owner, a public hearing was held at 7:00 PM on the 23rd day of May, 2011, in the Commission Chambers at the James S. Page Governmental Complex, located at 96135 Nassau Place, Yulee, Florida, pursuant to a notice duly published as provided by law for consideration by the Board of County Commissioners to close, vacate, and abandon the roadways or alleyways hereinafter described and to renounce and disclaim the right of the public and the county in and to said roadways and alleyways described as follows:

**SEE LEGAL DESCRIPTION ATTACHED HERETO AS EXHIBIT "A"**

**WHEREAS**, this Board finds that said roadways or alleyways lie wholly without the corporate limits of any municipality and that this Board is authorized to close said roadways or alleyways by the authority stated 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 roadways or alleyways 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** this 23rd day of May, 2011, by the Board of County Commissioners of Nassau County, Florida, in a meeting duly assembled that said roadways or alleyways as hereinbefore described in the preamble hereto be, and the same is,

hereby closed, vacated, and abandoned to the extent as if said roadways or alleyways 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 above described be, and the same are hereby renounced and disclaimed, and any easement heretofore owned, held, claimed or used by or on behalf of the public therein is hereby abrogated.

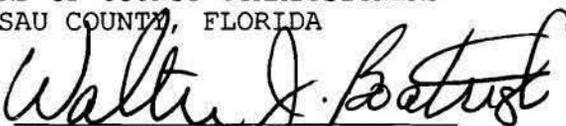
BE IT FURTHER RESOLVED that the Clerk of this Board shall cause to be published, within thirty (30) days after the adoption of this Resolution, in one issue of the Nassau County Record, a notice of the adoption of this Resolution closing, vacating, and abandoning all of those certain roadways or alleyways as hereinbefore described in the preamble hereto, and the renouncing and disclaiming of any right or interest of the county and the public in said roadways or alleyways.

NOTICE IS HEREBY GIVEN that the Board of County Commissioners of Nassau County, Florida did on the 23rd day of May, 2011 adopt a Resolution Closing, vacating, and abandoning those certain roadways or alleyways, described as follows:

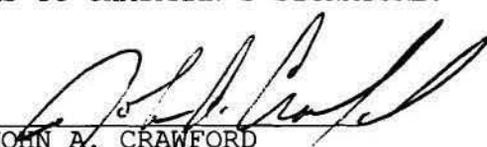
**SEE LEGAL DESCRIPTION ATTACHED HERETO AS EXHIBIT "A"**

BOARD OF COUNTY COMMISSIONERS  
NASSAU COUNTY, FLORIDA

BY:

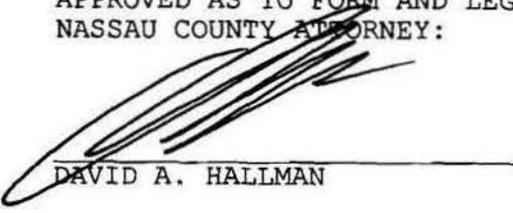
  
WALTER J. BOATRIGHT  
ITS: CHAIRMAN

ATTEST  
AS TO CHAIRMAN'S SIGNATURE:

  
JOHN A. CRAWFORD  
EX-OFFICIO CLERK

AK 5/26/11  
TAM 5/26/11

APPROVED AS TO FORM AND LEGALITY BY THE  
NASSAU COUNTY ATTORNEY:



DAVID A. HALLMAN



EXHIBIT "A"

**B.V. & Associates, Inc.**

Engineers \* Surveyors \* Planners

A PART OF THE 40 FOOT ROAD RIGHT OF WAY LYING BETWEEN LOTS 3 & 4 AND LOTS 15 & 16, SECTION 15, TOWNSHIP 3 NORTH, RANGE 24 EAST, ACCORDING TO THE PLAT OF JOSEPH DUNN'S FRUIT AND TRUCK FARMS, AS RECORDED IN DEED BOOK "B-10", PAGE 48 OF THE PUBLIC RECORDS OF NASSAU COUNTY, FLORIDA, MORE PARTICULARLY DESCRIBED AS FOLLOWS:

FOR A POINT OF REFERENCE COMMENCE AT THE SOUTHWEST CORNER OF THOSE LANDS DESCRIBED IN OFFICIAL RECORDS BOOK 1479, PAGE 1344 OF SAID PUBLIC RECORDS, SAID CORNER LYING ON THE SOUTH LINE OF SAID LOT 16, JOSEPH DUNN'S FRUIT AND TRUCK FARMS; THENCE NORTH  $88^{\circ} 13' 50''$  EAST, ALONG THE SOUTH LINE OF SAID LANDS DESCRIBED IN OFFICIAL RECORDS BOOK 1479, PAGE 1344 AND ALONG THE SOUTH LINE OF SAID LOT 16, A DISTANCE OF 147.58 FEET TO THE SOUTHEAST CORNER OF SAID LOT 16, SAID CORNER LYING ON THE WEST LINE OF A 40 FOOT ROAD RIGHT OF WAY AS SHOWN ON SAID PLAT AND THE **POINT OF BEGINNING**; THENCE NORTH  $00^{\circ} 56' 59''$  WEST, ALONG THE EAST LINE OF SAID LOTS 15 AND 16, ALSO BEING SAID WEST LINE OF A 40 FOOT ROAD RIGHT OF WAY TO THE NORTHEAST CORNER OF SAID LOT 15, A DISTANCE OF 660.17 FEET; THENCE NORTH  $88^{\circ} 01' 21''$  EAST, DEPARTING SAID WEST ROAD RIGHT OF WAY LINE AND ALONG THE EASTERLY PROJECTION OF THE NORTH LINE OF SAID LOT 15 TO THE CENTERLINE OF SAID 40 FOOT ROAD RIGHT OF WAY, A DISTANCE OF 20.00 FEET; THENCE NORTH  $88^{\circ} 20' 14''$  EAST, ALONG THE WESTERLY PROJECTION OF THE NORTH LINE OF LOT 3 OF SAID PLAT OF JOSEPH DUNN'S FRUIT AND TRUCK FARMS TO THE NORTHWEST CORNER OF SAID LOT 3, ALSO BEING THE EAST LINE OF SAID 40 FOOT ROAD RIGHT OF WAY, A DISTANCE OF 20.00 FEET; THENCE SOUTH  $00^{\circ} 56' 59''$  EAST, ALONG THE WEST LINE OF SAID LOT 3 AND ALONG THE WEST LINE OF LOT 4 OF SAID PLAT AND ALONG THE EAST LINE OF SAID 40 FOOT ROAD RIGHT OF WAY TO THE SOUTHWEST CORNER OF SAID LOT 4, A DISTANCE OF 660.24 FEET; THENCE SOUTH  $88^{\circ} 20' 14''$  WEST, ALONG THE WESTERLY PROJECTION OF THE SOUTH LINE OF SAID LOT 4, A DISTANCE OF 20.01 FEET TO A POINT ON SAID CENTERLINE OF A 40 FOOT ROAD RIGHT OF WAY; THENCE SOUTH  $88^{\circ} 13' 50''$  WEST, ALONG THE EASTERLY PROJECTION OF SAID SOUTH LINE OF LOT 16 TO THE SOUTHEAST CORNER OF SAID LOT 16, A DISTANCE OF 20.00 FEET TO THE **POINT OF BEGINNING**.

THE ABOVE DESCRIBED LANDS CONTAINING 0.60 ACRES MORE OR LESS.

LEGAL DESCRIPTION REVISED TO CORRECT TYPOGRAPHICAL ERRORS APRIL 27, 2011

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*Book to Court*

# Nassau County Record

617317 Brandies Avenue, PO Box 609  
Callahan, Florida 32011  
(904) 879-2727 - Fax (904) 879-5155

## STATE OF FLORIDA COUNTY OF NASSAU:

Before the undersigned authority personally appeared

**Michael B. Hankins.**

who on oath says that he is the Advertising Director of the Nassau County Record, a weekly newspaper published at Callahan in Nassau County, Florida; that the attached copy of advertisement, being a Legal Notice in the matter of

## NOTICE OF HEARING MAY 23, 2011 CLOSING OF RIGHTS OF WAY

was published in said newspaper in the issue of

**5/5/2011  
REF. # 3428**

Affiant further says that the said Nassau County Record is a newspaper published at Callahan, 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 Callahan in said Nassau 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.

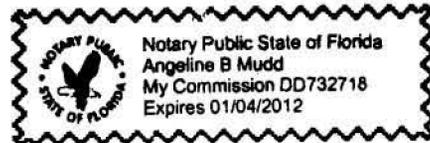
*Michael B. Hankins*  
\_\_\_\_\_

Sworn to and subscribed before me 6th day of May, A.D. 2011.

*Angeline B. Mudd*  
\_\_\_\_\_

**Angeline B. Mudd, Notary Public**

*AM* Personally Known



# Nassau County Record

617317 Brandies Avenue, PO Box 609  
Callahan, Florida 32011  
(904) 879-2727 - Fax (904) 879-5155

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Before the undersigned authority personally appeared

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## NASSAU COUNTY BOARD OF COUNTY COMMISSIONERS NOTICE OF ADOPTION OF RESOLUTION NO. 2011-80

was published in said newspaper in the issue of

**06/09/2011  
REF. # 3456**

Affiant further says that the said Nassau County Record is a newspaper published at Callahan, 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 Callahan in said Nassau 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 10<sup>th</sup> day of June, A.D. 2011.

  
\_\_\_\_\_

**Angeline B. Mudd, Notary Public**

 Personally Known

