

RESOLUTION NO. 2012 - 132

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 Tompkins Landing, LLC, owner, and Michael S. Mullin, agent for owner, a public hearing was held at 7:00 PM on the 22nd day of October, 2012, 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, members of the public who were present at the public hearing regarding the petition were heard; and

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 22nd day of October, 2012, 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.

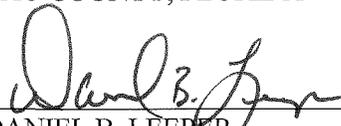
BE IT FURTHER RESOLVED that the right and interest of Nassau County and the public in said roadways above described be, and the same are hereby renounced and disclaimed, and any easement heretofore owned, held, claimed or used by or on behalf of the public therein is hereby abrogated.

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 22nd day of October, 2012 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: 
DANIEL B. LEEPER
ITS: CHAIRMAN

ATTEST
AS TO CHAIR'S SIGNATURE:

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


JOHN A. CRAWFORD
EX-OFFICIO CLERK

MES
10/24/12


DAVID A. HALLMAN

EXHIBIT "A"

LEGAL DESCRIPTION:

A PORTION OF SECTION 38, TOWNSHIP 4 NORTH, RANGE 23 EAST, NASSAU COUNTY, FLORIDA SAID LANDS BEING AN APPROXIMATELY THIRTY (30) FEET WIDE DIRT ROAD KNOW AS TOMPKINS LANDING ROAD AND LYING FIFTEEN (15) FEET EACH SIDE OF THE FOLLOWING DESCRIBED CENTERLINE: BEGINNING AT A POINT IN THE CENTER OF SAID DIRT ROAD FORTY-FIVE (45) FEET NORTH AND SIXTY-FIVE (65) FEET WEST OF THE SOUTHWEST CORNER OF LANDS DESCRIBED IN BOOK 981, PAGE 1940 OF THE OFFICIAL RECORDS OF SAID COUNTY; THENCE NORTH $88^{\circ}06'26''$ WEST, 196.27 FEET; THENCE NORTH $67^{\circ}47'06''$ WEST, 988.34 FEET; THENCE SOUTH $79^{\circ}55'45''$ WEST, 281.66 FEET; THENCE SOUTH $25^{\circ}09'50''$ WEST, 574.12 FEET; THENCE SOUTH $28^{\circ}01'17''$ WEST, 538.06 FEET; THENCE SOUTH $42^{\circ}58'41''$ WEST, 204.06 FEET; THENCE SOUTH $47^{\circ}11'34''$ WEST, 240.54 FEET; THENCE SOUTH $52^{\circ}44'40''$ WEST, 325.28 FEET; THENCE SOUTH $67^{\circ}15'16''$ WEST, 144.87 FEET; THENCE SOUTH $76^{\circ}25'30''$ WEST, 305.49 FEET; THENCE SOUTH $83^{\circ}44'53''$ WEST, 221.65 FEET TO THE TERMINUS POINT OF SAID ROAD.

DESCRIPTION PREPARED BY:
LEE SURVEYING AND MAPPING CO.
TO ACCOMPANY SURVEY DRAWING
NUMBER B-12-001 DATED: 02/28/12

Nassau County Record

617317 Brandies Avenue, PO Box 609

Callahan, Florida 32011

(904) 879-2727 - Fax (904) 879-5155

NOTICE OF HEARING FOR THE CLOSING OF RIGHTS OF WAY, 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 Tompkins Landing, LLC, Owner, will at 7:00 P.M. on the 22nd day of October, 2012, at the Commission Chambers, James S. Page Governmental Complex, 96135 Nassau Place, Yulee, Florida, consider and determine whether or not the said Nassau County, Florida, will vacate, abandon, discontinue and close, and will renounce and disclaim any right of Nassau County, Florida, and the public in and to any land or interest therein delineated upon the roads and alleys which are more particularly described as follows:

LEGAL DESCRIPTION:

A PORTION OF SECTION 38, TOWNSHIP 4 NORTH, RANGE 23 EAST, NASSAU COUNTY, FLORIDA. SAID LANDS BEING AN APPROXIMATELY THIRTY (30) FEET WIDE DIRT ROAD KNOWN AS TOMPKINS LANDING ROAD AND LYING FIFTEEN (15) FEET EACH SIDE OF THE FOLLOWING DESCRIBED CENTERLINE BEGINNING AT A POINT IN THE CENTER OF SAID DIRT ROAD FORTY-FIVE (45) FEET NORTH AND SIXTY-FIVE (65) FEET WEST OF THE SOUTHWEST CORNER OF LANDS DESCRIBED IN BOOK 981, PAGE 1940 OF THE OFFICIAL RECORDS OF SAID COUNTY; THENCE NORTH 88°06'26" WEST, 196.27 FEET; THENCE NORTH 67°47'06" WEST, 988.34 FEET; THENCE SOUTH 79°55'45" WEST, 281.66 FEET; THENCE SOUTH 25°09'50" WEST, 574.12 FEET; THENCE SOUTH 28°01'17" WEST, 538.06 FEET; THENCE SOUTH 42°58'41" WEST, 204.06 FEET; THENCE SOUTH 47°11'34" WEST, 240.54 FEET; THENCE SOUTH 52°44'40" WEST, 325.28 FEET; THENCE SOUTH 67°15'16" WEST, 144.87 FEET; THENCE SOUTH 76°25'30" WEST, 305.49 FEET; THENCE SOUTH 83°44'53" WEST, 221.65 FEET TO THE TERMINUS POINT OF SAID ROAD.

The public is invited to be present and be heard. If a person wishes to appeal any decision made by the Board, agency, or commission, with respect to any matter considered at such meeting or hearing, he or she will need a record of the proceedings, and that, for such purpose, may need to ensure that a verbatim record of the proceedings is made, which record includes the testimony and evidence upon which the appeal is to be based. Individuals with disabilities requiring accommodations in order to participate in this proceeding should contact the office of the Ex-Officio Clerk at (904) 548-4660 or Florida Relay Service at 1-800-955-8770(V) or 1-800-955-8771(TDD) at least seventy two hours in advance to request such accommodation.

BOARD OF COUNTY COMMISSIONERS
NASSAU COUNTY, FLORIDA

ATTEST:

/s/ John A. Crawford

Its: Ex-Officio Clerk

BY: /s/ Daniel B. Leeper

Its: Chairman

11-10-04-2012

3808

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 Classified Display Legal Notice in the matter of

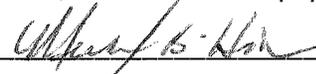
NOTICE OF HEARING Closing of Rights of Way October 22, 2012

was published in said newspaper in the issue of

10/04/2012

Ref# 3808

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.



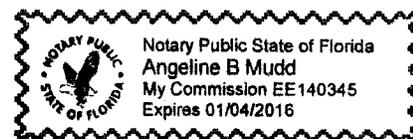
Sworn to and subscribed before me this 8th day of October, A.D. 2012.



Angeline B. Mudd, Notary Public

 Personally Known

INSTR # 201229463, Book 1823, Page 1533
Pages 1
Doc Type NOT, Recorded 11/13/2012 at 09:34 AM.
John A Crawford, Nassau County Clerk of Circuit Court
Rec. Fee \$10.00
#1



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 Classified Display Legal Notice in the matter of

NOTICE OF ADOPTION OF RESOLUTION R2012-132

was published in said newspaper in the issue of

11/01/2012
Ref# 3822

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 this 5th day of November, A.D. 2012.

Angeline B. Mudd
Angeline B. Mudd, Notary Public

AM Personally Known

NOTICE OF ADOPTION OF RESOLUTION CLOSING, VACATING, AND ABANDONING OF RIGHTS OF WAY, ROADWAYS, OR ALLEYWAYS

TO WHOM IT MAY CONCERN:
NOTICE IS HEREBY GIVEN that the Board of County Commissioners of Nassau County, Florida, upon the petition of Tompkins Landing, LLC, owner, did on the 22nd day of October, 2012 adopt Resolution No. 2012-132, a Resolution Closing, Vacating and Abandoning those certain rights of way or alleyways described as follows:

LEGAL DESCRIPTION:
A PORTION OF SECTION 38, TOWNSHIP 4 NORTH, RANGE 23 EAST, NASSAU COUNTY, FLORIDA. SAID LANDS BEING AN APPROXIMATELY THIRTY (30) FEET WIDE DIRT ROAD KNOWN AS TOMPKINS LANDING ROAD AND LYING FIFTEEN (15) FEET EACH SIDE OF THE FOLLOWING DESCRIBED CENTERLINE: BEGINNING AT A POINT IN THE CENTER OF SAID DIRT ROAD FORTY-FIVE (45) FEET NORTH AND SIXTY-FIVE (65) FEET WEST OF THE SOUTHWEST CORNER OF LANDS DESCRIBED IN BOOK 981, PAGE 1940 OF THE OFFICIAL RECORDS OF SAID COUNTY; THENCE NORTH 88 DEGREES 06'26" WEST, 196.27 FEET; THENCE NORTH 67 DEGREES 47'06" WEST, 988.34 FEET; THENCE SOUTH 79 DEGREES 55'45" WEST, 281.66 FEET; THENCE SOUTH 25 DEGREES 09'50" WEST, 574.12 FEET; THENCE SOUTH 28 DEGREES 01'17" WEST, 538.06 FEET; THENCE SOUTH 42 DEGREES 58'41" WEST, 204.06 FEET; THENCE SOUTH 47 DEGREES 11'34" WEST, 240.54 FEET; THENCE SOUTH 52 DEGREES 44'40" WEST, 325.28 FEET; THENCE SOUTH 67 DEGREES 15'16" WEST, 144.87 FEET; THENCE SOUTH 76 DEGREES 25'30" WEST, 305.49 FEET; THENCE SOUTH 83 DEGREES 44'53" WEST, 221.65 FEET TO THE TERMINUS POINT OF SAID ROAD.

and that said Resolution renounces and disclaims any right or interest of said Nassau County, Florida and the public in and to said portion of roadways or alleyways.
BOARD OF COUNTY COMMISSIONERS
NASSAU COUNTY, FLORIDA
BY: /s/ DANIEL B. LEEPER
ITS: CHAIRMAN
ATTEST: /s/ JOHN A. CRAWFORD
EX-OFFICIO CLERK
11-11-01-2012
3822

INSTR # 201229465, Book 1823, Page 1537
Pages 1
Doc Type NOT, Recorded 11/13/2012 at 09:34 AM,
John A Crawford, Nassau County Clerk of Circuit Court
Rec. Fee \$10.00
#3

