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April 24, 2008

This instrument prepared

Under the direction of

FREDRICK W. LOOSE, ATTORNEY

Department of Transportation

719 South Woodland Boulevard

DeLand, Florida 32720-6834

PARCEL NO. 128.1R

SECTION 75050

F.P. NO. 239535-4

STATE ROAD 50

COUNTY ORANGE

RESOLUTION

of the

ORANGE COUNTY BOARD OF COUNTY COMMISSIONERS

regarding

**AUTHORIZING THE CONVEYANCE OF
CERTAIN COUNTY PROPERTY**

TO THE FLORIDA DEPARTMENT OF TRANSPORTATION

Resolution No. 2008-M-13

WHEREAS, Orange County, a political subdivision of the State of Florida, pursuant to its home rule power and Section 125.38 of the Florida Statutes (2007) has authority to determine that certain County property is not needed for County purposes and to convey said property to the United States or any department or agency thereof, the State or any political subdivision or agency thereof, or any municipality of Florida or any corporation or non-profit entity organized for the purposes of promoting community interest and welfare; and

WHEREAS, the State of Florida Department of Transportation ("FDOT") proposes to construct or improve State Road No. 50, Section No. 75050, F.P. No. 239535-4, in Orange County, Florida; and

WHEREAS, it is necessary that certain lands now owned by Orange County be acquired by FDOT; and

WHEREAS, FDOT has made application to the County to execute and deliver to FDOT a deed in favor of FDOT, conveying all rights, title and interest that said County has in the real property described in Exhibit "A", attached hereto and incorporated herein by this reference ("Property"), required for transportation purposes, and said application having been duly considered; and

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WHEREAS, the County will retain a perpetual easement in such Property and fee simple interest in such Property is not needed for County purposes; and

WHEREAS, FDOT is qualified to make application for, and to receive County property pursuant to Section 125.38 of the Florida Statutes.

**NOW THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY
COMMISSIONERS OF ORANGE COUNTY, FLORIDA:**

1. That the application of FDOT for a deed is for transportation purposes which are in the public or community interest and for public welfare.

2. Because the County will reserve a perpetual easement in such Property, the fee interest in such Property needed for transportation purposes is not needed for county purposes.

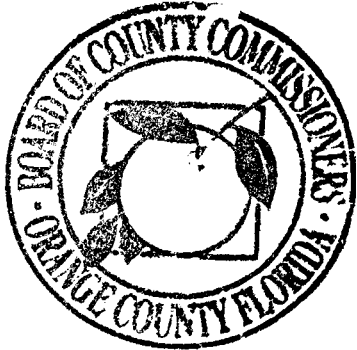
3. That a deed, or deeds, in favor of FDOT conveying all right, title and interest of Orange County in and to such Property while reserving a permanent perpetual drainage easement for the following consideration: \$1.00, should be drawn and that the County Mayor execute and deliver a County Deed to effectuate such conveyance.

4. The Board hereby directs that a certified copy of this Resolution shall be forwarded forthwith to the State of Florida Department of Transportation at 719 South Woodland Blvd., Deland, Florida, 32720-6834.

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5. This Resolution shall become effective upon its adoption by the Board.

ADOPTED THIS 29 day of April, 2008.



ORANGE COUNTY, FLORIDA
By: Board of County Commissioners

BY: Richard T. Crotty
Richard T. Crotty, County Mayor
DATE: 4.29.08

ATTEST: Martha O. Haynie, County
Comptroller, Clerk to the Board

BY: Martha O. Haynie
Deputy Clerk
MARATHA O. HAYNIE
Printed Name