

MAY 22 1989

RESOLUTION NO. 89-M-32

1 A RESOLUTION RELATING TO THE VACATION OF TWO
2 CURVES OF THE RIGHT-OF-WAY FOR WINTER
3 GARDEN-VINELAND ROAD.

4 WHEREAS, Section 336.09, Florida Statutes provides that
5 the County Commission of a County, with respect to property
6 under its control, may of its own motion vacate an existing
7 right-of-way, and also renounce and disclaim any right of the
8 County and the public in and to any land in connection
9 therewith;

10 WHEREAS, the County desires on its own motion to vacate
11 two curves of the right-of-way for Winter Garden-Vineland
12 Road (State Road 535) in favor of the current titleholders of
13 the land upon which the two curves are located;

14 WHEREAS, the legal descriptions of these two curves are
15 as follows:

16 Curve No. 5 - See Exhibit "A"

17 Curve No. 6 - See Exhibit "B"

18 WHEREAS, the County obtained the land upon which the two
19 curves are located pursuant to two separate right-of-way
20 agreements, both of which were executed on May 5, 1966;

21 WHEREAS, the right-of-way agreement for Curve No. 5 was
22 between Irene P. Fowler, widow, and H.E. Fowler and Isabel T.
23 Fowler, husband and wife, and is recorded in Official Records
24 Book 1546, Page 268;

25 WHEREAS, the right-of-way agreement for Curve No. 6 was
26 between Orange County and H.E. Fowler, and is recorded at
27 Official Records Book 1546, Page 269;

28 WHEREAS, H.E. Fowler is also known as Harold E. Fowler;

29 WHEREAS, the County Commission stipulated that it would
30 deed back these two curves if they were never used;

31 WHEREAS, Section 336.10, Florida Statutes states that
32 before any right-of-way shall be vacated, the County
33 Commission of the County in question shall hold a public
34 hearing, and shall publish notice thereof one time, at least
35 fourteen (14) days prior to the date stated therein for such
36 hearing;

OR 4102 PG 2100

1 4. The County, acting pursuant to Section 336.10, shall
2 record the following documents in the deed records of Orange
3 County: (1) proof of publication of notice of the public
4 hearing; (2) this Resolution as adopted; and (3) proof of
5 publication of the notice of the adoption of such Resolution.

6 5. The County, acting pursuant to the request of the
7 Fowlers, shall execute and deliver to the present legal
8 owners of lands upon which the two curves are situated, a
9 Quit-Claim Deed, which shall be recorded in the Public
10 Records of Orange County at the COUNTY's expense.

11 6. This Resolution shall take effect on the date of its
12 adoption.

13 ADOPTED THIS 22nd DAY OF May, 1989.

14
15 ORANGE COUNTY, FLORIDA

16
17 BY: Sam Herman
18 Chairman, Board
19 of County Commissioners

20 DATE: May 23, 1989

21 ATTEST: Martha O. Haynie, Clerk to the
22 Board of County Commissioners

23 BY: Marjorie Garrison
24 Deputy Clerk
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OR 4102 PG 2102

EXHIBIT "A"
(Curve 5)

DESCRIPTION ONE

That part of that certain parcel of land being described and recorded in Deed Book 347, Page 595, Public Records of Orange County, Florida lying East of the East right-of-way line of State Road 535 (Winter Garden-Vineland Road) as described and recorded in Official Records Book 1546, Page 268, Public Records of Orange County, Florida, said parcel of land being more particularly described as follows: From the Southeast corner of the Northeast 1/4 of the Northwest 1/4 of Section 2, Township 23 South, Range 27 East, Orange County, Florida, run South 89 degrees 43 minutes 17 seconds West 1011.41 feet along the South boundary of the Northeast 1/4 of the Northwest 1/4 to a point on the Easterly boundary of that certain parcel of land being described and recorded in Deed Book 347, Page 595, Public Records of Orange County, Florida and the East right-of-way line of State Road 535 (Winter Garden-Vineland Road) as described and recorded in Official Records Book 1546, Page 268, Public Records of Orange County, Florida; thence run North 17 degrees 30 minutes 20 seconds West 25.49 feet along said Easterly boundary and said East right-of-way line for the POINT OF BEGINNING; thence leaving said East right-of-way line continue North 17 degrees 30 minutes 20 seconds West 185.38 feet along said Easterly boundary to the beginning of a tangent curve concave Southwesterly, having a radius of 603.73 feet, and an intersection angle of 51 degrees 52 minutes 00 seconds; thence run Northwesterly 546.52 feet along the arc of said curve and said Easterly boundary to the end of said curve; thence run North 69 degrees 22 minutes 20 seconds West 185.38 feet along said Easterly boundary to a point on the aforesaid East right-of-way line, said point being the beginning of a curve concave Southwesterly and having a radius of 984.94 feet; thence from a tangent bearing of South 69 degrees 22 minutes 20 seconds East, run Southeasterly 891.61 feet along the arc of said curve and said East right-of-way line through a central angle of 51 degrees 52 minutes 00 seconds to the POINT OF BEGINNING.

CONTAINING: 0.468 Acres, more or less.

SUBJECT TO: Easements.

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APR 27 1989



Real Estate Management Department

OR 4102 PG 2103

REVISED Sheet number - April 18, 1989
REVISED: August 31, 1987
July 21, 1986
Sheet 2 of 5 Sheets
Job #26472-D

JONES, WOOD & GENTRY, INC.
136 East Robinson Street
Orlando, Florida 32801

Exhibit "B"
(Curve 6)

DESCRIPTION TWO

That part of that certain parcel of land being described and recorded in Deed Book 347, Page 595, Public Records of Orange County, Florida lying West of the West right-of-way line of State Road 535 (Winter Garden-Vineland Road) as described and recorded in Official Records Book 1546, Page 269, Public Records of Orange County, Florida, said parcel of land being more particularly described as follows: From the Northwest corner of Section 2, Township 23 South, Range 27 East, Orange County, Florida, run North 89 degrees 42 minutes 52 seconds East 50.26 feet along the North boundary of said Section 2 to a point on the West right-of-way line of State Road 535 (Winter Garden-Vineland Road) as described and recorded in Official Records Book 1546, Page 269, Public Records of Orange County, Florida, said point being on a nontangent curve concave Northeasterly and having a radius of 984.92 feet; thence from a tangent bearing of South 25 degrees 36 minutes 27 seconds East, run Southeasterly 94.31 feet along the arc of said curve and said West right-of-way line through a central angle of 05 degrees 29 minutes 11 seconds for the POINT OF BEGINNING; thence continue Southeasterly 658.01 feet along the arc of said curve and said West right-of-way line through a central angle of 38 degrees 16 minutes 42 seconds to a point on the Westerly boundary of that certain parcel of land being described and recorded in Deed Book 347, Page 595, Public Records of Orange County, Florida; thence run North 69 degrees 22 minutes 20 seconds West 216.68 feet along said Westerly boundary to the beginning of tangent curve concave Northeasterly, having a radius of 603.66 feet and an intersection angle of 33 degrees 47 minutes 00 seconds; thence run Northwesterly 355.94 feet along the arc of said curve and said Westerly boundary to the end of said curve; thence run North 35 degrees 35 minutes 20 seconds West 109.10 feet along said Westerly boundary; thence run North 54 degrees 24 minutes 40 seconds East 59.14 feet to the POINT OF BEGINNING.

CONTAINING: 0.555 Acres, more or less.

SUBJECT TO: Easements.

OR 4 1 0 2 P G 2 1 0 4

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