

APPROVED BY THE BOARD OF COUNTY
COMMISSIONERS AT ITS MEETING
MAR 29 1994 SD/Jre

Project: John Young Parkway
(Sand Lake Road to I-4)

RESOLUTION NO. 94-M-11

**A RESOLUTION AUTHORIZING THE CONVEYANCE OF
SURPLUS COUNTY PROPERTY VALUED AT LESS THAN
\$5,000.00 PER FLORIDA STATUTE 125.35**

WHEREAS, ORANGE COUNTY, a political subdivision of the State of Florida, pursuant to its home rule power and Florida Statute 125.35, has authority to determine that certain COUNTY property is not needed for COUNTY purposes and convey or lease said property to third parties;

WHEREAS, the Board finds that the property described in Exhibit "A", attached hereto and incorporated herein by reference, (hereinafter referred to the "PROPERTY") is not needed for COUNTY purposes;

WHEREAS, application has been made by (describe in detail the entity making the application) Wesco, a Florida General Partnership, (hereinafter referred to as the "Applicant");

WHEREAS, the Board, pursuant to its home rule power and those powers expressly granted in Florida Statute 125.35, finds that it is in the best interest of the residents of Orange County to allow the PROPERTY to be conveyed:

WHEREAS, the Board, by and through its Real Estate Management Department, has determined that the value of the PROPERTY is less than \$5,000.00 and is of use only to said Applicant due to its size, shape and location and the conveyance is in accordance with the terms set forth in that certain Stipulated Final Judgment, Case Number CI 88-7962, recorded in Official Record Book 4460, page 549, Public Records of Orange County, Florida and that the applicant, Wesco, a Florida General Partnership, is the sole adjacent property owner.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF ORANGE COUNTY, FLORIDA, that the PROPERTY shall be conveyed pursuant to County Deed to Applicant;

BE IT RESOLVED, that the conveyance is in conformity with all statutory requirements and the consideration paid for the PROPERTY is deemed sufficient.

BE IT FURTHER RESOLVED, that the COUNTY shall execute a County Deed in substantially the form attached hereto and incorporated herein by reference as Exhibit "B".

BE IT FURTHER RESOLVED, that a certified copy of this RESOLUTION shall be forwarded forthwith to the Applicant.

ADOPTED THIS 29TH DAY OF MARCH, 19 .

(Official Seal)

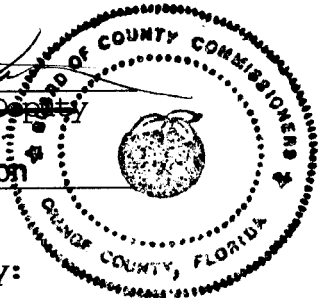
ORANGE COUNTY, FLORIDA

BY: Jean C. Bennett
FOR THE County Chairman

DATE: MAR 29 1994

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

BY: Rosilyn M. Stapleton
Deputy Clerk/Assistant Deputy
Clerk
Printed Name



This instrument prepared by:

Virginia G. Williams, a staff employee
in the course of duty with the
Real Estate Management Department
of Orange County, Florida and under the
guidance and direction of A. Bryant Applegate,
Assistant County Attorney

C:COUNT-SP.RES REV'D 12/07/93cn; 01/20/94cn 03/18/94jb

EXHIBIT "A"

Parcel 137-A, Estate: Fee Simple Purpose: Mitigation Area

Description:

For a Point of Reference commence at the Southeast corner of the Southwest quarter of Section 9, Township 23 South, Range 29 East, Orange County, Florida; Thence run South 89 degrees, 42 minutes, 53 seconds West along the South line of said Section 9, a distance of 160.00 feet; Thence run North 00 degrees, 18 minutes, 01 seconds West a distance of 751.25 feet to the Point of Beginning said point being on the East edge of water; Thence continue North 00 degrees, 18 minutes, 01 seconds West a distance of 170.00 feet; Thence run North 89 degrees, 41 minutes, 59 seconds East a distance of 85.00 feet; Thence run South 01 degrees, 20 minutes, 11 seconds West a distance of 140 feet more or less to a point on the waters edge said point is North 69 degrees 20 minutes, 29 seconds East a distance of 86.40 feet from the Point of Beginning; Thence run along said waters edge to the Point of Beginning.

Containing 12,833 square feet more of less.

All being and lying in the Southwest quarter of Section 9, Township 23 South, Range 29 East, Orange County, Florida.

Bearings based on the East line of the Southwest quarter of Section 9, Township 23 South, Range 29 East, Orange County, Florida as being South 00 degrees, 18 minutes, 01 seconds East as shown on sheets 8, 9, and 10 of the John Young Parkway Right of Way Map by Glace and Radcliffe, Inc.

EXHIBIT "B"

1 of 2

Project: John Young Parkway
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COUNTY DEED

THIS DEED, Made the _____ day of _____ A.D., 19____, by ORANGE COUNTY, FLORIDA, whose post office address is Box 1393, Orlando, Florida 32802-1393, GRANTOR, and WESCO, a Florida General Partnership, whose address is _____, GRANTEE.

WITNESSETH: That the said GRANTOR, for and in consideration of the sum of \$_____ and other valuable considerations, to it in hand paid by the GRANTEE, receipt whereof is hereby acknowledged, has granted, bargained, and sold to the GRANTEE, its heirs and assigns forever, the following described land lying and being in Orange County, Florida:

SEE ATTACHED EXHIBIT "A"

Property Appraisers Parcel Identification (Folio) Number: 09-23-29-0000-00007

THIS COUNTY DEED is being given in accordance with the terms of that certain Stipulated Final Judgment, Case No. CI88-7962, recorded in Official Record Book 4460, Page 549, Public Records of Orange County, Florida.

THIS DEED shall also serve to release any automatic right of entry and reservation in accordance with Florida Statute Section 270.11 of an undivided three-fourths interest in and title in and to an undivided three-fourths interest in all the phosphate, minerals, and metals that are or may be in, on, or under the said land and an undivided one-half interest in all the petroleum that is or may be in, on, or under said land and releasing the privilege to mine and develop the same.

EXHIBIT "B"

2 of 2

Project: John Young Parkway
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IN WITNESS WHEREOF, the said GRANTOR has caused these presents to be executed in its name by its Board, acting by the County Chairman, the day and year aforesaid.

(Official Seal)

ORANGE COUNTY, FLORIDA

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

BY: _____
County Chairman

BY: _____
Deputy Clerk/Assistant Deputy Clerk

DATE: _____

This instrument prepared by:

Elizabeth B. Price, a staff employee
in the course of duty with the
Real Estate Management Department
of Orange County, Florida