

A RESOLUTION OF MANATEE COUNTY, FLORIDA,  
AUTHORIZING THE BOARD OF COUNTY  
COMMISSIONERS TO ENTER INTO AN EXCHANGE OF  
REAL PROPERTY.

588218 (4)

WHEREAS, the Board of County Commissioners of Manatee County, Florida, is authorized under Section 125.37, Florida Statutes, to exchange real property held by the County for other real property, where such exchange will best serve the interests of the citizens of Manatee County; and

WHEREAS, the property described in the proposed Deed, attached as Exhibit #1, is subject to an easement for drainage and right of way, as granted to Manatee County and as recorded in Official Record Book 244, Page 210 of the Public Records of Manatee County, Florida; and

WHEREAS, the real property described in the Drainage Easement instruments, attached as Exhibit #2 and #3, is to be used for storm drainage, thus obviating the County's and the public's need for the property described in Exhibit #1; and

WHEREAS, notice of the exchange of property authorized hereby has been provided in accordance with Section 125.37, Florida Statutes; and

WHEREAS, the Board of County Commissioners has determined this exchange of property to be in the best interest of Manatee County.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF MANATEE COUNTY, FLORIDA, that:

1. The Chairman of this Board is authorized to execute Deeds, or such other instruments of conveyance as may be required, substantially in the form attached hereto as Exhibit "1", conveying the property described therein to the party indicated, in exchange for the receipt of executed Drainage Easement instruments, free and clear of all liens and encumbrances, in substantially the form and nature described in attached Exhibits #2 and #3, conveying the property interests described therein to Manatee County, Florida.

PASSED AND DULY ADOPTED WITH A QUORUM PRESENT AND VOTING, this, the 10<sup>th</sup> day of November, 1992.

BOARD OF COUNTY COMMISSIONERS OF  
MANATEE COUNTY, FLORIDA

By: Lari Ann Harris  
Lari Ann Harris, Second Vice-Chairman

ATTEST: R. B. SHORE

By: R. B. Shore  
Clerk of the Circuit Court

RECORD VERIFIED  
R.B. SHORE CLERK OF CIRCUIT COURT

BY: [Signature]

<vac>Ayores/lr  
DC

DEED

THIS DEED is made this \_\_\_\_\_ day of \_\_\_\_\_, 19\_\_\_\_, by  
MANATEE COUNTY, FLORIDA, party of the first part, and LUIS A. AYO, party of  
the second part,

WITNESSETH that the said party of the first part, for and in  
consideration of the sum of \$1.00 to it in hand paid by the party of the  
second part, receipt whereof is hereby acknowledged, has granted, bargained  
and sold to the party of the second part, his heirs and assigns forever, the  
following described land, lying and being in Manatee County, Florida:

From the NE corner of Lot 17, Shorelands Subdivision  
in Section 30, Township 34 South, Range 17 East, go  
West 480.00 feet, thence South, 524.52 feet to the NE  
corner of Lot 67 of said Shorelands Subdivision,  
thence go West 100 feet along the North line of the  
said Lot 67, thence go South 79 degrees 38 minutes 50  
seconds West for 55.91 feet to a Point of Beginning,  
thence go West 175 feet, more or less, to the shore of  
Palma Sola Bay, thence go North 12.00 feet, thence go  
East 175 feet, more or less, thence go South 12.00  
feet to the Point of Beginning.

IN WITNESS WHEREOF, the said party of the first part has caused these  
presents to be executed in its name by its Board of County Commissioners,  
acting by the Chairman or Vice Chairman of said Board, the day and year  
aforesaid.

MANATEE COUNTY, FLORIDA  
BOARD OF COUNTY COMMISSIONERS

\_\_\_\_\_  
Chairman

(OFFICIAL SEAL)

ATTEST: \_\_\_\_\_  
R.B. Shore  
Clerk of the Circuit Court

This instrument was prepared by:  
Public Works Department,  
Land Acquisition Division,  
Manatee County, Florida.

EXHIBIT #1

DRAINAGE EASEMENT

THIS INDENTURE, made this 20 day of APRIL, 1990, between LOUIS A. AYO residing in the County of Manatee, State of Florida, parties of the first part, and the COUNTY OF MANATEE, party of the second part,

WITNESSETH

That said parties of the first part, for and in consideration of the sum of \$1.00 and other valuable consideration to them in hand paid, the receipt whereof is hereby acknowledged, have granted, bargained, sold and transferred, and by these presents do grant, bargain, sell and transfer unto said party of the second part, a non-exclusive access easement for ingress and egress across the following described property situate in the County of Manatee, State of Florida, more particularly described as follows:

SEE SCHEDULE "A" ATTACHED

for the purpose of constructing and maintaining a drainage pipe or ditch, provided that in the event party of the second part should ever abandon said easement and right-of-way, then said easement and right-of-way will become null and void, and the title thereto shall revert to the parties of the first part, their heirs, assigns or successors in title.

IN WITNESS WHEREOF, Parties of the first part have hereunto set their hands and seals, the day and year above written.

Signed, sealed and delivered  
in the presence of:

Witness

Witness

X LOUIS A. AYO (SEAL)

(SEAL)

STATE OF FLORIDA  
COUNTY OF MANATEE

I HEREBY CERTIFY, that on this day, before me, an officer duly authorized in the state and county aforesaid to take acknowledgments, personally appeared LOUIS A. AYO to me known to be the person described in and who executed the foregoing instrument, and he acknowledged before me that he executed the same.

WITNESS My hand and official seal in the county and state last aforesaid, this 20 day of APRIL, 1990.

Donald B. [Signature]  
Notary Public

My Commission Expires: \_\_\_\_\_

This instrument prepared by:  
Public Works Department,  
Land Acquisition Division,  
Manatee County, Florida

Notary Public, State of Florida  
My Commission Expires Feb. 15, 1992  
Bonded by American Fire & Casualty Company.

AYC:101

SCHEDULE "A"

THE SOUTH 6 FEET OF THE FOLLOWING DESCRIBED EASEMENT:

A 12 FOOT DRAINAGE EASEMENT LYING 6 FEET ON EITHER SIDE OF THE FOLLOWING DESCRIBED CENTERLINE, BEING THE CENTERLINE OF AN EXISTING 30" x 53" CONCRETE PIPE:

FROM THE SOUTHWEST CORNER OF SHORELAND SUBDIVISION, PLAT BOOK 4, PAGE 54; RUN S 89° 40' 26" W, ALONG THE NORTH RIGHT OF WAY LINE OF 2ND AVENUE WEST, A DISTANCE OF 27.50 FEET TO THE CENTERLINE OF ELM STREET (VACATED BY O.R. BOOK 540, PAGE 816); THENCE N 00° 20' 04" W, ALONG SAID CENTERLINE, A DISTANCE OF 134.10 FEET; THENCE S 89° 39' 56" W, A DISTANCE OF 12.50 FEET; THENCE N 00° 20' 04" W, A DISTANCE OF 10.89 FEET TO THE P.C. OF A CURVE TO THE LEFT WHOSE RADIUS POINT LIES S 89° 39' 55" W, A DISTANCE OF 200.00 FEET; THENCE NORTHERLY ALONG THE ARC OF SAID CURVE, A DISTANCE OF 39.64 FEET THROUGH A CENTRAL ANGLE OF 11° 21' 19" TO THE POINT OF REVERSE CURVATURE OF A CURVE TO THE RIGHT WHOSE RADIUS POINT LIES N 70° 18' 36" E, A DISTANCE OF 125.00 FEET; THENCE NORTHERLY ALONG THE ARC OF SAID CURVE, A DISTANCE OF 108.64 FEET THROUGH A CENTRAL ANGLE OF 49° 47' 46" TO THE POINT OF BEGINNING OF THE CENTERLINE OF THE AFOREMENTIONED 12 FOOT DRAINAGE EASEMENT; THENCE S 88° 44' 11" W, ALONG SAID CENTERLINE, A DISTANCE OF 190.16 FEET TO THE MEAN HIGH WATER LINE OF PALMA SOLA BAY (APPROXIMATE), ALSO BEING A POINT OF TERMINUS OF SAID CENTERLINE, THE SIDE LINES OF SAID 12 FOOT DRAINAGE EASEMENT ARE TO BE EXTENDED OR SHORTENED TO MEET THE MEAN HIGH WATER LINE OF PALMA SOLA BAY AT THE TERMINUS AND TO MEET THE INGRESS, EGRESS EASEMENT AT THE POINT OF BEGINNING. LYING AND BEING IN SECTION 30, TOWNSHIP 34 SOUTH, RANGE 17 EAST, MANATEE COUNTY, FLORIDA.

SUBJECT TO PERTINENT EASEMENTS, RIGHTS OF WAY, AND RESTRICTIONS OF RECORD.

DRAINAGE EASEMENT

THIS INDENTURE, made this 16 day of APRIL 1990, between ANGUS W. GRAHAM & WYLENE B. GRAHAM, residing in the County of Manatee, State of Florida, parties of the first part, and the COUNTY OF MANATEE, party of the second part,

WITNESSETH

That said parties of the first part, for and in consideration of the sum of \$1.00 and other valuable consideration to them in hand paid, the receipt whereof is hereby acknowledged, have granted, bargained, sold and transferred, and by these presents do grant, bargain, sell and transfer unto said party of the second part, a non-exclusive access easement for ingress and egress across the following described property situate in the County of Manatee, State of Florida, more particularly described as follows:

SEE SCHEDULE "A" ATTACHED

for the purpose of constructing and maintaining a drainage pipe or ditch, provided that in the event party of the second part should ever abandon said easement and right-of-way, then said easement and right-of-way will become null and void, and the title thereto shall revert to the parties of the first part, their heirs, assigns or successors in title.

IN WITNESS WHEREOF, Parties of the first part have hereunto set their hands and seals, the day and year above written.

Signed, sealed and delivered  
in the presence of:

Bruce H. Masiello  
Witness

Angus W. Graham, Jr. (SEAL)  
ANGUS W. GRAHAM, JR.

Marguerite H. Becker  
Witness

Wylene B. Graham (SEAL)  
WYLENE B. GRAHAM

STATE OF FLORIDA  
COUNTY OF MANATEE

I HEREBY CERTIFY, that on this day, before me, an officer duly authorized in the state and county aforesaid to take acknowledgments, personally appeared ANGUS W. GRAHAM & WYLENE B. GRAHAM to me known to be the persons described in and who executed the foregoing instrument, and they acknowledged before me that they executed the same.

WITNESS My hand and official seal in the county and state last aforesaid, this 16 day of April 1990.

Beverly Folsom  
Notary Public  
My Commission Expires: \_\_\_\_\_

This instrument prepared by:  
Public Works Department,  
Land Acquisition Division,  
Manatee County, Florida



BEVERLY FOLSON  
My Comm. expires Oct. 18, 1992  
Renewal this Notary Public Underwriting

EXHIBIT #3 GRAHAMdel

SCHEDULE "A"

THE NORTH 6 FEET OF THE FOLLOWING DESCRIBED EASEMENT:

A 12 FOOT DRAINAGE EASEMENT LYING 6 FEET ON EITHER SIDE OF THE FOLLOWING DESCRIBED CENTERLINE, BEING THE CENTERLINE OF AN EXISTING 30" x 53" CONCRETE PIPE:

FROM THE SOUTHWEST CORNER OF SHORELAND SUBDIVISION, PLAT BOOK 4, PAGE 54; RUN S 89° 40' 26" W, ALONG THE NORTH RIGHT OF WAY LINE OF 2ND AVENUE WEST, A DISTANCE OF 27.50 FEET TO THE CENTERLINE OF ELM STREET (VACATED BY O.R. BOOK 540, PAGE 816); THENCE N 00° 20' 04" W, ALONG SAID CENTERLINE, A DISTANCE OF 134.10 FEET; THENCE S 89° 39' 56" W, A DISTANCE OF 12.50 FEET; THENCE N 00° 20' 04" W, A DISTANCE OF 10.89 FEET TO THE P.C. OF A CURVE TO THE LEFT WHOSE RADIUS POINT LIES S 89° 39' 55" W, A DISTANCE OF 200.00 FEET; THENCE NORTHERLY ALONG THE ARC OF SAID CURVE, A DISTANCE OF 39.64 FEET THROUGH A CENTRAL ANGLE OF 11° 21' 19" TO THE POINT OF REVERSE CURVATURE OF A CURVE TO THE RIGHT WHOSE RADIUS POINT LIES N 70° 10' 36" E, A DISTANCE OF 125.00 FEET; THENCE NORTHERLY ALONG THE ARC OF SAID CURVE, A DISTANCE OF 108.64 FEET THROUGH A CENTRAL ANGLE OF 49° 47' 46" TO THE POINT OF BEGINNING OF THE CENTERLINE OF THE AFOREMENTIONED 12 FOOT DRAINAGE EASEMENT; THENCE S 88° 44' 11" W, ALONG SAID CENTERLINE, A DISTANCE OF 190.16 FEET TO THE MEAN HIGH WATER LINE OF PALMA SOLA RAY (APPROXIMATE), ALSO BEING A POINT OF TERMINUS OF SAID CENTERLINE, THE SIDE LINES OF SAID 12 FOOT DRAINAGE EASEMENT ARE TO BE EXTENDED OR SHORTENED TO MEET THE MEAN HIGH WATER LINE OF PALMA SOLA RAY AT THE TERMINUS AND TO MEET THE INGRESS, EGRESS EASEMENT AT THE POINT OF BEGINNING. LYING AND BEING IN SECTION 30, TOWNSHIP 34 SOUTH, RANGE 17 EAST, MANATEE COUNTY, FLORIDA.

SUBJECT TO PERTINENT EASEMENTS, RIGHTS OF WAY, AND RESTRICTIONS OF RECORD.

FILED AND RECORDED  
R.B. SHORE, CLERK  
MANATEE COUNTY, FL  
Nov 19 2 04 PM '92





# The Bradenton Herald

102 MANATEE AVE. WEST, P.O. BOX 921  
BRADENTON, FLORIDA 34206  
TELEPHONE (813) 748-0411

PUBLISHED DAILY  
BRADENTON, MANATEE COUNTY, FLORIDA

## STATE OF FLORIDA COUNTY OF MANATEE:

Before the undersigned authority personally appeared Jill Rockefeller, who on oath says that she is the Legal Advertising Clerk and the official representative of the Publisher of The Bradenton Herald, a daily newspaper published at Bradenton in Manatee County, Florida, with the express, limited authority to execute this affidavit for the purpose of establishing proof of publication of the public or legal notice and advertisement in the form attached hereto; that the attached copy of advertisement, being a legal advertisement in the matter of

### Public Notice

\_\_\_\_\_ in the \_\_\_\_\_ Court,  
was published in said newspaper in the issues of \_\_\_\_\_  
10/21, 28'92

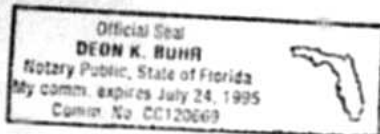
Affiant further says that the said The Bradenton Herald is a newspaper published at Bradenton, in said Manatee County, Florida, and that the said newspaper has heretofore been continuously published in said Bradenton, Manatee County, Florida, each day and has been entered as second class mail matter at the post office in Bradenton, in said Manatee County, Florida, for a period of one year next preceding the first publication of the attached copy of advertisement; and the affiant further says that she 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.

*Jill L. Rockefeller*

Sworn to and subscribed before me this  
28th day of October

A.D. 1992

*Deon K. Buha*  
(SEAL) Notary Public



1752

**PUBLIC NOTICE**  
Pursuant to Section 125.37, Florida Statutes, the Board of County Commissioners of Manatee County hereby provides notice of the proposed exchange of certain interests in real property.  
The property interest held by Manatee County that would be exchanged is an easement interest in a twelve (12) foot wide parcel of property in the Shorelands Subdivision in Section 28, Township 34 South, Range 17 East, in Manatee County, Florida.  
The property interests to be acquired by Manatee County are drainage easements, 6 feet in width, likewise located in the Shorelands Subdivision in Section 28, Township 34 South, Range 17 East, in Manatee County, Florida.  
The easements would be conveyed to Manatee County by Luis A. Ayo and Angus W. and Wynne S. Graham. The exchange shall be accomplished without any additional consideration and all properties will be conveyed in "as is" condition except that all properties shall be free and clear of all liens and encumbrances.  
At the regularly scheduled meeting of the Board of County Commissioners on November 18, 1992, the Board of County Commissioners will consider the adoption of Resolution 92-254 authorizing the exchange of properties and the execution of the necessary instruments.  
Copies of the proposed Resolution, along with more detailed legal descriptions of the properties in question, are available for review at the Office of the Public Works Department, Land Acquisition Division, 315 7th Street West, Bradenton, Florida, during regular business hours, 10/21/92.