

R-94-54-V  
AIRPORT COMMERCE CENTER/MIDWAY ESTATES

**RESOLUTION VACATING CERTAIN STREETS, ROADS  
OR OTHER APPROPRIATE PROPERTY  
PURSUANT TO SECTIONS 177.101 AND 336.09  
ET SEQ., FLORIDA STATUTES**

WHEREAS, an Application For The Vacation Of Certain Streets, Roads or Other Appropriate Property has been filed before the Board of County Commissioners of Manatee County, Florida, by AIRPORT COMMERCE CENTER, INC., and

WHEREAS, A Resolution Declaring Notice of Public Hearing on Application For The Vacation of Streets, Roads or Other Appropriate Property in connection therewith was duly adopted by said Board of County Commissioners and a copy thereof was duly published in a newspaper of general circulation in Manatee County, Florida, and

WHEREAS, a public hearing by said Board of County Commissioners was duly held considering the advisability of granting said Application, or some portion thereof, and the Board of County Commissioners was fully advised and informed in the premises.

NOW THEREFORE, BE IT RESOLVED, by the Board of County Commissioners of Manatee County, Florida, that:

1. There is hereby vacated, abandoned, discontinued and closed all of that part or portion of the particular street, road or other appropriate property in an unincorporated area of Manatee County, Florida, pursuant to the enabling legislation of Chapters 336.09 through 336.12, Florida Statutes, pertaining to the County vacating streets and other appropriate property and Chapter 177.101, Florida Statutes, pertaining to subdivision plats and land boundaries, described as follows:

"FERGUSON ROAD" AS SHOWN ON THE PLAT OF MIDWAY ESTATES SUBDIVISION AS RECORDED IN PLAT BOOK 8, PAGE 28, PUBLIC RECORDS OF MANATEE COUNTY, FLORIDA, BOUNDED ON THE NORTH BY THE SOUTH LINE OF "HARDIN AVENUE" AS SHOWN ON SAID PLAT AND BOUNDED ON THE SOUTH BY THE NORTH LINE OF VACATED "MIDWAY DRIVE" AS SHOWN ON SAID PLAT, SAID "FERGUSON ROAD" IS 50 FT. WIDE AND LYING WESTERLY OF BLOCK 1 OF SAID MIDWAY ESTATES SUBDIVISION. ALSO: ALL OF LOTS 1 THROUGH 18 INCLUSIVE, THE WEST 20 FEET OF LOT 19 AND ALL OF LOT 29 OF BLOCK 1, OF SAID MIDWAY ESTATES, LYING WEST OF THE EXISTING WEST RIGHT-OF-WAY OF OLD U.S. 301 (HIGHWAY 683, PER SAID PLAT), AND ALL OF BLOCK 2, OF SAID MIDWAY ESTATES, LYING WEST OF SAID EXISTING WEST RIGHT-OF-WAY OF OLD U.S. 301 AND LYING NORTH OF THE EXISTING NORTH RIGHT-OF-WAY OF TALLEVAST ROAD.

2. No portion of the above described property constitutes or was acquired for a state or federal highway.

3. Any right of the County of Manatee, Florida, and the public in and to the above described real property is hereby renounced and disclaimed.

4. The above-identified Applicant shall give notice of their intention to apply to the governing body of the County to vacate said plat or part thereof by publishing legal notice in a newspaper of general circulation in the County in which the tract or parcel of land is located, in not less than two weekly issues of said paper, and must attach to the petition for vacation the proof of such publication.

5. This vacation serves a valid public purpose and is in the public interest in that the County will be relieved of maintenance obligations and any liability associated with this right-of-way as well as adding it to the tax roll.

DULY ADOPTED, with a quorum present and voting, this the 15<sup>th</sup> day of March, 1994.

BOARD OF COUNTY COMMISSIONERS  
OF MANATEE COUNTY, FLORIDA  
BY: Stan Stephens  
Chairman

ATTEST: R. B. SCIRE  
Clark of Circuit Court

**AFFIDAVIT OF POSTING OF PUBLIC NOTICE SIGN, AND  
NOTIFICATION BY MAIL TO CONTIGUOUS PROPERTY OWNERS**

**STATE OF FLORIDA  
COUNTY OF MANATEE**

BEFORE ME, the undersigned authority, personally appeared  
Andrea Gray, who, after having been first  
duly sworn and put upon oath, says as follows:

1. That ~~he~~/she is the Agent for Owner  
(owner, agent for owner, attorney in fact for owner, etc.) of the  
property identified in the application for Official Street  
Vacation No. 93-V-20 Resolution No. R-94-54-V, to be heard on  
MARCH 15, 1994, and as such, is authorized to execute and make  
this Affidavit and is familiar with the matters set forth herein  
and they are true to the best of his/her knowledge, information  
and belief.

2. That the Affiant has caused the required public notice  
sign be posted pursuant to Manatee County Ordinance No. 90-01, on  
the property identified in said application and the sign was  
conspicuously posted as follows:

Fifteen feet north of Tallevast Road and fifteen  
feet east of Ferguson Road.

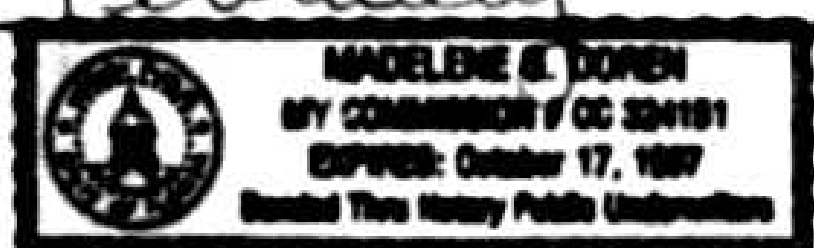
3. That the Affiant has caused the mailing of the required  
letter of notification to contiguous property owners pursuant to  
Manatee County Ordinance 90-01, by 1st Class Mail, on the 16TH  
day of FEBRUARY, 1994, and attaches hereto as a part of and  
incorporated herein, copies of said letters of notification.

4. That Affiant is aware of and understands that failure  
to adhere to the provisions of Manatee County Ordinance No. 90-01  
as it relates to the above matters, may cause the above  
identified application and any public hearing held thereon to be  
ineffective and a nullity.

FURTHER YOUR AFFIANT SAITH NOT.

Andrea A. Gray

SWORN TO AND subscribed before me on this 16th day  
of February 1994.



Madeleine S. Doren  
Notary Public

3638

My Commission Expires:

**R-94-54-V**  
**AIRPORT COMMERCE CENTER/MIDWAY ESTATES**  
**CONTIGUOUS PROPERTY OWNERS LIST**

**AMERICAN SOUTHERN PRINTING**  
**7555 COMMERCE COURT**  
**SARASOTA, FL 34243**  
**DP #66510.0080/1**

**EUGENE H. BECKSTEIN**  
**ANNABELLE N. BECKSTEIN**  
**7418 WESTMORLAND DRIVE**  
**SARASOTA, FL 34243**  
**DP #66510.0085/0**  
**DP #66510.0090/0**

**EUGENE H. BECKSTEIN**  
**ANNABELLE BECKSTEIN**  
**P. O. BOX 564**  
**TALLEVAST, FL 34270**  
**DP #66510.0100/7**

**FORTY-ONE CORPORATION**  
**41 SOUTH HIGH ST HC0518**  
**COLUMBUS, OH 43287**  
**DP #66510.0280/7**



# The Bradenton Herald

102 MANATEE AVE. WEST, P.O. BOX 921  
BRADENTON, FLORIDA 34208  
TELEPHONE (813) 748-0411

The Bradenton Herald  
Published Daily  
Bradenton, Manatee, Florida

STATE OF FLORIDA  
COUNTY OF MANATEE:

Before the undersigned authority personally appeared Jill Rockefeller, who on oath says that she is Legal Advertising Representative of The Bradenton Herald, a daily newspaper published at Bradenton in Manatee County, Florida; that the attached copy of the advertisement, being a Legal Advertisement in the matter of

R-94-53-V/Midway Estates/Public Hearing

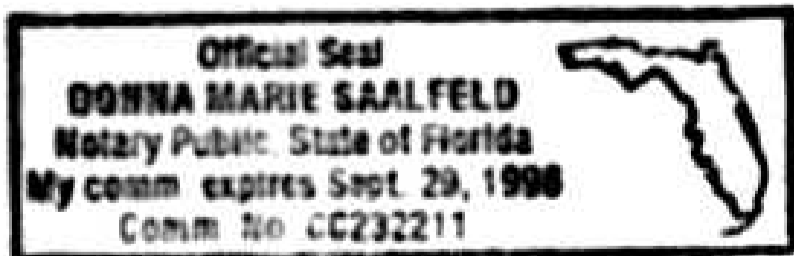
in the \_\_\_\_\_ Court,  
was published in said newspaper in the issues of  
2/16, 23, '94

Affiant further says that the said publication is a newspaper published at Bradenton, in said Manatee County, Florida, and that the said newspaper has heretofore been continuously published in said 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 1 year next preceding the first publication of the attached copy of advertisement; and 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*  
(Signature of Affiant)

Sworn to and subscribed before me this

23 day of February, 1994  
*Donna Marie Saalfeld*  
SEAL & Notary Public



3640

Personally Known \_\_\_\_\_ or Produced Identification \_\_\_\_\_  
Type of Identification Produced \_\_\_\_\_

[Vertical strip of text, mostly illegible due to heavy blacking out]

2/16, 23, '94