

RESOLUTION R-08-031
RELEASE, ABANDONMENT, AND RELINQUISHMENT OF
A PORTION OF A UTILITY EASEMENT

WHEREAS, on August 12, 1987, Manatee County, a political subdivision of the State of Florida (the "County"), was named as the "Grantee" in a Utility Easement bestowed by Bradenton Teamsters Building Corporation, a Florida corporation, on property situated at 3016 1st Street West, Bradenton, Florida.

WHEREAS, acceptance of said easement by the Board of Commissioners of Manatee County, Florida, was not given until August 17, 2004; easement documents were recorded August 18, 2004, in O.R. Book 1950, Pages 4623 through 4625, of the Public Records of Manatee County, Florida.

WHEREAS, the purpose of the easement was to house public utilities; namely, a forced-main sewage line.

WHEREAS, it has been determined that a portion of the easement area is occupied by a sanitary sewer lateral that is privately owned and maintained.

WHEREAS, the present owners of the servient estate, William P. King, Thomas V. King, and Jonathan V. King (each having an undivided one-third interest) have petitioned the County to discharge its interest and the public's interest in that portion of the easement described in **EXHIBIT "A"** attached hereto.

WHEREAS, it has been determined the County has no need for that area of the easement for which the petition to discharge has been filed.

WHEREAS, the County, as "Grantee" on the aforesaid easement, has the authority to abandon the easement in whole or in part.

WHEREAS, consistent with Florida Statutes, §§ 125.01(2)(w) and 689.01, the County may extinguish said portion of easement by an express written abandonment to the owners of the servient estate.

WHEREAS, said portion of easement will be extinguished upon its abandonment by the County.

NOW THEREFORE, the County declares that the foregoing recitals are true and correct, and the Board of County Commissioners of Manatee County, Florida, does hereby release, abandon and relinquish a portion of that easement granted by Bradenton Teamsters Building Corporation and recorded in O.R. Book 1950, Pages 4623 through 4625, of the Public Records of Manatee County, Florida.

IN WITNESS WHEREOF, this Release, Abandonment, and Relinquishment of that portion of the aforesaid Utility Easement as identified in attached **EXHIBIT "A"** is executed this 12th day of February 2008.

BOARD OF COUNTY COMMISSIONERS
MANATEE COUNTY, FLORIDA

BY: [Signature]
Chairman

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



By: [Signature]

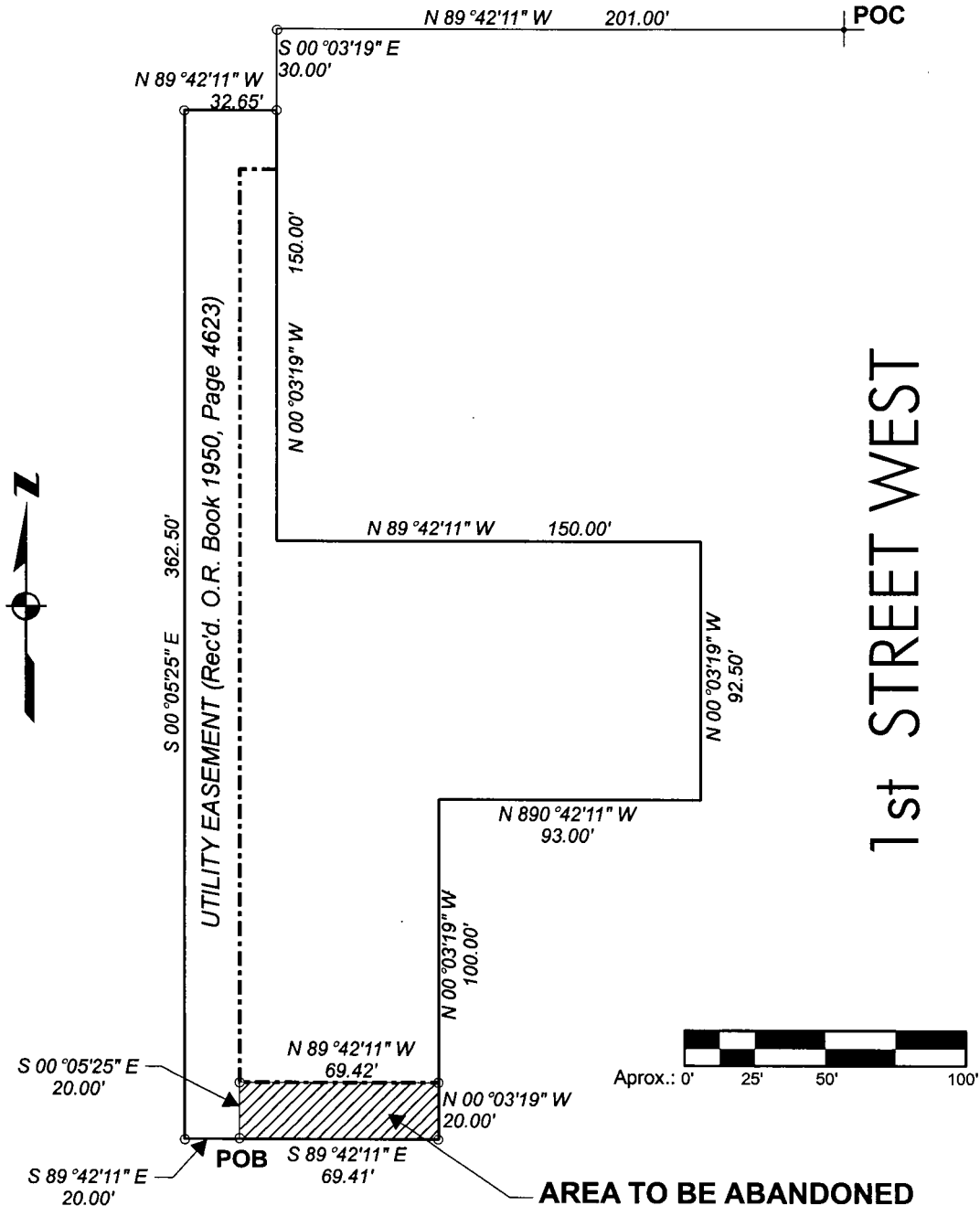
EXHIBIT "A"

PORTION OF UTILITY EASEMENT TO BE ABANDONED

ADDRESS: 3016 1st STREET WEST

SECTION 2, TOWNSHIP 35 SOUTH, RANGE 17 EAST
MANATEE COUNTY, FLORIDA

30th AVENUE WEST



PORTION OF UTILITY EASEMENT TO BE ABANDONED:

COMMENCE AT THE N.E. CORNER OF THE S.E. 1/4 OF THE N.E. 1/4 OF SECTION 2, TOWNSHIP 35 SOUTH, RANGE 17 EAST; THENCE N 89°42'11" W, A DISTANCE OF 201.00 FEET; THENCE S 00°03'19" E, A DISTANCE OF 30.00 FEET; THENCE N 89°42'11" W ALONG THE SOUTH RIGHT-OF-WAY LINE OF 30th AVENUE WEST, A DISTANCE OF 32.65 FEET; THENCE S 00°05'25" E, A DISTANCE OF 362.50 FEET; THENCE S 89°42'11" E, A DISTANCE OF 20.00 FEET TO THE POINT OF BEGINNING; THENCE S 89°42'11" W, A DISTANCE OF 69.41 FEET; THENCE N 00°03'19" W, A DISTANCE OF 20.00 FEET; THENCE N 89°42'11" W, A DISTANCE OF 69.42 FEET; THENCE S 00°05'25" E, A DISTANCE OF 20.00 FEET TO THE POINT OF BEGINNING.

CONTAINING 1,388 SQUARE FEET, MORE OR LESS.

Sketch not drawn exactly to scale