

RESOLUTION R-13-143

A RESOLUTION OF NECESSITY AND FOR EMINENT DOMAIN PROCEEDINGS FOR THE PUBLIC USE AND PUBLIC PURPOSE OF CONSTRUCTING, INSTALLING, MAINTAINING, AND/OR USING PUBLIC SIDEWALK IMPROVEMENTS ALONG A PUBLIC STREET, ROAD, OR HIGHWAY AS PART OF THE PUBLIC ROAD SYSTEM IN MANATEE COUNTY, FLORIDA.

**MORGAN JOHNSON ROAD SIDEWALK PROJECT
PARCEL 801
PROJECT NO. 6049761**

WHEREAS, Manatee County is a political subdivision of the State of Florida and is authorized under Chapters 73, 74, and 127, Florida Statutes, to acquire interests in privately owned lands which are necessary for the public use; and

WHEREAS, Manatee County has determined that improvements are necessary along Morgan Johnson Road to safely accommodate pedestrian traffic and that additional land is needed for the construction, installation, maintenance, and/or use of public sidewalk improvements; and

WHEREAS, Manatee County has determined that it is necessary to acquire or utilize portions of property adjacent to or within the planned corridor of the above-described road; and

WHEREAS, the owners of said land have been or may be unwilling or unable to sell the real property needed by Manatee County; and

WHEREAS, the construction of the project will be impeded unless the properties are acquired by Manatee County.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF MANATEE COUNTY, FLORIDA, that the Manatee County Public Works and Property Management Departments are authorized to employ the services of the County Attorney, or retained counsel assigned by the County Attorney, to commence and to prosecute

eminent domain proceedings to acquire the necessary interests in the aforementioned property, which property is more particularly described in Schedule 1 which is attached hereto and made a part hereof.

BE IT FURTHER RESOLVED that the Board of County Commissioners of Manatee County, Florida, after having considered safety of the public, cost of acquiring the right-of-way, alignment, long-term planning, and environmental factors in acquiring and utilizing the property, hereby finds and determines that the acquisition of the following interest is necessary as to the real property described in the attached Schedule:

<u>Schedule No.</u>	<u>Parcel No.</u>	<u>Interests to be Acquired</u>
1.	801	Pedestrian Sidewalk Easement

ADOPTED with a quorum present and voting this 10th day of September, 2013.

BOARD OF COUNTY COMMISSIONERS
MANATEE COUNTY, FLORIDA

By: Larry Bustle
Chairman

ATTEST: R. B. SHORE
CLERK OF THE CIRCUIT COURT

By: R. B. Shore
Deputy Clerk



**EXHIBIT "A"
LEGAL DESCRIPTION**

Parcel Identification No.: 1427510001

PARCEL 801 (Pedestrian Sidewalk Easement)

A Pedestrian Sidewalk Easement lying in the northwest quarter of Section 34, Township 34 South, Range 18 East, Manatee County, Florida, being over and across a portion of that certain parcel of land as described and recorded in Official Records Book 2078, Page 4367, Public Records of Manatee County, Florida, said easement being 8.00 feet in width (measured perpendicular) and lying immediately west of and contiguous with the west right of line of Morgan Johnson Road as described in Official Records Book 363, Page 354, Public Records of Manatee County, Florida.

Parcel 801 as described contains 976 square feet, more or less.

SURVEYOR'S NOTES:

- 1.) This Description Sketch is not valid without this Exhibit "A" legal description and the sketch (Page 2) entitled "Description Sketch Morgan Johnson Road Parcel 801 Pedestrian Sidewalk Easement in Section 34, Township 34 South, Range 18 East, Manatee County".
- 2.) North and the bearings shown hereon are referenced to Grid North, West Zone of the Florida State Plane Coordinate System, North American Datum (NAD) of 1983, adjustment of 1990. For a bearing reference the bearing of North 00°13'22" West along the monumented and locally accepted east line of NW 1/4 of Section 34, Township 34 South, Range 18 East was used.
- 3.) Legal description was prepared by CivilSurv Design Group, Inc. per client request and is based on parent parcel deed of record as recorded in O.R. Book 2078, Page 4367.
- 4.) This map was prepared at the scale stated and may have been reduced in size by reproduction. This must be considered when obtaining scaled information.
- 5.) A Letter of Ownership prepared by Signature Title Company (File No. 10-24406.2) dated November 29, 2010 was reviewed. Additional research of the Manatee County public records was not performed by this Office. Property boundaries were determined from limited field survey, plats of record, and record title.

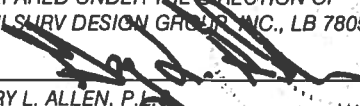
SCHEDULE 1

10/09/12 - REVISE FROM PARCEL 101 TO PARCEL 801

**DESCRIPTION SKETCH
MORGAN JOHNSON ROAD
PARCEL 801-PEDESTRIAN SIDEWALK EASEMENT
IN SECTION 34, TOWNSHIP 34 SOUTH, RANGE 18 EAST, MANATEE COUNTY**

Prepared By:  2525 Drane Field Road
Suite 7
Lakeland, FL 33811
Tel: 863-646-4771

DATE: 6/15/11
SCALE: 1" = 20'
DRAWN BY: G.L.A.
PROJECT NO.: 024:002:008

NOT VALID WITHOUT THE SIGNATURE AND THE ORIGINAL RAISED SEAL OF A FLORIDA LICENSED SURVEYOR AND MAPPER
PREPARED UNDER THE DIRECTION OF
CIVILSURV DESIGN GROUP, INC., LB 7805 BY:

GARY L. ALLEN, P.E. 6/15/11
FLORIDA REGISTRATION No. 4756 DATE:
CIVILSURV DESIGN GROUP, INC.
FLORIDA REGISTRATION No. LB 7805 **PAGE 1 OF 2**

024-002008esmt.dwg

NOT A SURVEY

TRACT C
RIVER SOUND
PLAT BOOK 53, PAGES 135-146

WEST LINE OF EAST 210' OF SOUTH 1/2 OF NW 1/4 OF SECTION 34-(P)
S 00°13'22" E 122.00'-(C)
SOUTH 122'-(D)

N 89°50'28" W 177.00'-(C) WEST 210'-(D)

PEDESTRIAN SIDEWALK EASEMENT

S 00°13'22" E 122.00'-(E)

NORTH 122'-(D) N 00°13'22" W 122.00'-(E)
WEST R/W LINE PER O.R. BOOK 363, PAGE 354

EAST LINE OF NW 1/4 OF SECTION 34, TOWNSHIP 34 SOUTH, RANGE 18 EAST-(C)(D)

N 00°13'22" W SURVEY N 03°16'11" E-(P)
SURVEY ROAD PLAT BOOK 9, PAGES 120-140

MORGAN JOHNSON ROAD
(57th STREET EAST)



TAX PARCEL ID: 1427510001
O. R. BOOK 2078, PAGE 4367

LINE TABLE-(C)(E)

LINE	BEARING	DISTANCE
L1	N 89°50'28" W	8.00'
L2	S 89°50'28" E	8.00'

LEGEND:

- P PROPERTY LINE
- I.D. IDENTIFICATION
- L.B. LICENSED BUSINESS
- NO. NUMBER
- P.L.S. PROFESSIONAL LAND SURVEYOR
- C/L CENTERLINE
- R/W RIGHT OF WAY
- O.R. OFFICIAL RECORD

LEGEND:

- (C) CALCULATED DIMENSION
- (E) CALCULATED DIMENSION FOR PURPOSES OF THIS DESCRIPTION SKETCH
- (D) RECORD DEED DIMENSION
- (P) RECORD PLAT DIMENSION
- ⊕ BASELINE

10/09/12 - REVISE FROM PARCEL 101 TO PARCEL 801

DESCRIPTION SKETCH

MORGAN JOHNSON ROAD
PARCEL 801-PEDESTRIAN SIDEWALK EASEMENT
IN SECTION 34, TOWNSHIP 34 SOUTH, RANGE 18 EAST, MANATEE COUNTY

Prepared By: **CIVILSURV**
CIVILSURV DESIGN GROUP, INC.
2525 Drane Field Road
Suite 7
Lakeland, FL 33811
Tel: 863-646-4771

DATE: 6/15/11
SCALE: 1" = 20'
DRAWN BY: G.L.A.
PROJECT NO.: 024:002:008



1" = 20'

REFER TO PAGE 1 FOR LEGAL DESCRIPTION,
SURVEYOR'S NOTES AND CERTIFICATION

024-002008esmt.dwg