

**TOWN OF GRANT-VALKARIA, FLORIDA**

**RESOLUTION NO. 04-2011**

**A RESOLUTION OF THE TOWN OF GRANT-VALKARIA, BREVARD COUNTY, FLORIDA, APPROVING THE GRANTING OF A PERPETUAL EASEMENT TO THE STATE OF FLORIDA DEPARTMENT OF TRANSPORTATION; PROVIDING FOR FINDINGS; PROVIDING AN EFFECTIVE DATE.**

**WHEREAS**, the State of Florida Department of Transportation (FDOT) proposes to construct or improve State Road No. 9 (I-95), Section No. 70220, F. P. No. 413071 1, in Brevard County, Florida; and

**WHEREAS**, it is necessary that certain lands now owned by the Town of Grant-Valkaria be used by FDOT; and

**WHEREAS**, the Town Council has determined that it would be in the best interest of the public welfare to grant FDOT a perpetual easement as more particularly described in the attachment to this Resolution (Exhibit "A").

**NOW, THEREFORE, BE IT RESOLVED**, by the Town Council of the Town of Grant-Valkaria as follows:

**Section 1.** The above recitals are true and correct. The Town Council approves the granting and execution of the perpetual easement attached to this Resolution as Exhibit A. The Clerk is hereby directed to send a certified copy of this Resolution along with the executed perpetual easement to the State of Florida Department of Transportation, 719 South Woodland Blvd., Deland, Florida 32720-6834.

**Section 2.** This Resolution shall take effect immediately upon its adoption.

**PASSED AND ADOPTED BY THE TOWN COUNCIL OF THE TOWN OF GRANT-VALKARIA, BREVARD COUNTY, FLORIDA, ON THIS 9<sup>th</sup> DAY OF FEBRUARY, 2011.**

(signature on file)

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Del Yonts, Mayor

ATTEST:

(signature on file)

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Susanne Krueger, MMC, IIMC, Town Clerk

## EXHIBIT A

That part of:

“South 25 feet of North 1/4 of Lot 30; North 25 feet of South 3/4 of Lot 30; South 25 feet of North 1/4, less Interstate Highway 95 Right-of-Way, of Lot 31; North 25 feet of South 3/4, less Interstate Highway 95 Right-of-Way, of Lot 31”; Florida Indian River Land Company Subdivision, Plat Book 1 at Page 165, Section 22, Township 29 South Range 37 East, Brevard County, Florida.

(Said property being a portion of the lands as described in Official Records Book 1068, Page 11(20), of the Public Records of Brevard County, Florida.)

described as follows:

COMMENCE at a 4x4-inch concrete monument without identification marking the Northwest corner of the Northeast 1/4 of Section 22, Township 29 South, Range 37 East, Brevard County, Florida; thence North 89°44'22" East along the North line of said Section 22 a distance of 1548.52 feet to a point on the centerline of survey of I-95 (S.R. 9) as shown on the Florida Department of Transportation Right of Way Map, Section 70220, F.P. No. 413072 1; thence South 13°03'42" East along said centerline of survey 160.58 feet to a point on the easterly projection of the southerly existing right of way line of Valkaria Road and existing Florida Department of Transportation drainage easement as described in Official Records Book 5297, page 2285, Public Records of Brevard County, Florida; thence North 85°43'09" West along said projection 157.14 feet to a point on the westerly existing Limited Access right of way line of said I-95 (S.R. 9); thence South 13°03'42" East along said existing Limited Access right of way line 164.57 feet to a point on the North line of the South 25.00 feet of the North 1/4 of Lot 31, Florida Indian River Land Company, as recorded in Plat Book 1, Page 165, Public Records of Brevard County, Florida, for the POINT OF BEGINNING; thence continue South 13°03'42" East along said existing right of way line 51.27 feet to a point on the South line of the North 25.00 feet of the South 3/4 of said Lot 31; thence South 89°44'29" West along said South line and the South line of the North 25.00 feet of the South 3/4 of Lot 30, said Florida Indian River Land Company, a distance of 493.04 feet; thence departing said South line, North 00°15'31" West 50.00 feet to a point on the North line of the South 25.00 feet of the North 1/4 of said Lot 30; thence North 89°44'29" East along said North line and the North line of the South 25.00 feet of the North 1/4 of said Lot 31 a distance of 481.68 feet to the Point of Beginning. CONTAINING 0.559 Acres, more or less.

This legal description prepared under the direction of:

ALLEN L. QUICKEL, PSM NO. 6481

Dyer, Riddle, Mills & Precourt, Inc.

101 North Woodland Blvd, Ste. A301

DeLand, Florida 32720

Town of Grant-Valkaria, Florida

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Exhibit A

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