

RESOLUTION NO. 2018-_____

A RESOLUTION OF INDIAN RIVER COUNTY, FLORIDA, CANCELLING CERTAIN TAXES UPON PUBLICLY OWNED LANDS, PURSUANT TO SECTION 196.28, FLORIDA STATUTES.

WHEREAS, section 196.28, Florida Statutes, allows the Board of County Commissioners of each County to cancel and discharge any and all liens for taxes, delinquent or current, held or owned by the county or the state, upon lands heretofore or hereafter conveyed to or acquired by any agency, governmental subdivision, or municipality of the state, or the United States, for road purposes, defense purposes, recreation, reforestation, or other public use; and

WHEREAS, such cancellation must be by resolution of the Board of County Commissioners, duly adopted and entered upon its minutes properly describing such lands and setting forth the public use to which the same are or will be devoted; and

WHEREAS, upon receipt of a certified copy of such resolution, proper officials of the county and of the state are authorized, empowered, and directed

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to make proper entries upon the records to accomplish such cancellation and to do all things necessary to carry out the provisions of section 196.28, F.S.;

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF INDIAN RIVER COUNTY, FLORIDA, that any and all liens for taxes delinquent or current against the following described lands, which were purchased from Melissa Dean and Donald Arthur Frost for 65th Street right-of-way, are hereby cancelled pursuant to the authority of section 196.28, F.S.

See attached Warranty Deed describing lands, recorded in O.R. Book 3085 at Page 1406, Public Records of Indian River County, Florida.

The resolution was moved for adoption by Commissioner _____, and the motion was seconded by Commissioner _____, and, upon being put to a vote, the vote was as follows:

Chairman Peter D. O'Bryan	_____
Vice Chairman Bob Solari	_____
Commissioner Susan Adams	_____
Commissioner Joseph E. Flescher	_____
Commissioner Tim Zorc	_____

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The Chairman thereupon declared the resolution duly passed and adopted this ____ day of March, 2018.

BOARD OF COUNTY COMMISSIONERS
INDIAN RIVER COUNTY, FLORIDA

By _____
Peter D. O'Bryan, Chairman

ATTEST: Jeffrey R. Smith, Clerk
of Court and Comptroller

By: _____
Deputy Clerk

Tax Certificates Outstanding	<u> </u>	<input checked="" type="checkbox"/>
	Yes	No
Current Prorated Tax Received and Deposited with Tax Collector	\$ <u> 0 </u>	

APPROVED AS TO FORM
AND LEGAL SUFFICIENCY
BY William K. Debraal
WILLIAM K. DEBRAAL
DEPUTY COUNTY ATTORNEY

This Instrument Prepared by and Return to:

Jason Beal

Atlantic Coastal Land Title Company, LLC

855 21st Street, Suite C

Vero Beach, Florida 32960

Our File No.: **47083568**

Property Appraisers Parcel Identification (Folio) Number: **A portion of 32-39-08-00001-0050-00002/0**

Florida Documentary Stamps in the amount of **\$301.00** have been paid hereon.

_____ Space above this line for Recording Data _____

WARRANTY DEED

THIS WARRANTY DEED, made the 11 day of January, 2018, by **Melissa Dean and Donald Arthur Frost, wife and husband**, whose post office address is **6700 77th Street, Vero Beach, Florida 32967**, herein called the Grantors, to **Indian River County, a Political Subdivision of The State of Florida**, whose post office address is **1801 27th Street, Vero Beach, FL 32969**, hereinafter called the Grantee:

(Wherever used herein the terms "Grantor" and "Grantee" include all the parties to this instrument and the heirs, legal representatives and assigns of individuals, and the successors and assigns of corporations)

WITNESSETH: That the Grantors, for and in consideration of the sum of Ten and 00/100 (\$10.00) and other valuable considerations, receipt whereof is hereby acknowledged, hereby grants, bargains, sells, aliens, remises, releases, conveys and confirms unto the Grantee all that certain land situate in INDIAN RIVER County, State of Florida, viz.:

SEE EXHIBIT "A" ATTACHED HERETO AND MADE A PART HEREOF

Subject to easements, restrictions and reservations of record and taxes for the year 2018 and thereafter.

TOGETHER, with all the tenements, hereditaments and appurtenances thereto belonging or in anywise appertaining.

TO HAVE AND TO HOLD, the same in fee simple forever.

AND, the Grantors hereby covenant with said Grantee that the Grantors are lawfully seized of said land in fee simple; that the Grantors have good right and lawful authority to sell and convey said land, and hereby warrant the title to said land and will defend the same against the lawful claims of all persons whomsoever; and that said land is free of all encumbrances, except taxes accruing subsequent to December 31, 2017.

IN WITNESS WHEREOF, the said Grantors have signed and sealed these presents the day and year first above written.

Signed, sealed and delivered in the presence of:

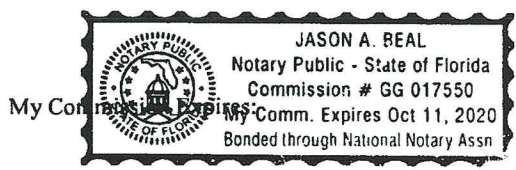
[Signature]
 Witness #1 Signature
Jason A. Real
 Witness #1 Printed Name
[Signature]
 Witness #2 Signature
Rosemary DiStasio
 Witness #2 Printed Name

[Signature] (Seal)
 Melissa Dean
[Signature] (Seal)
 Donald Arthur Frost

State of Florida
County of Indian River

The foregoing instrument was acknowledged before me this 4 day of January, 2018, by Melissa Dean and Donald Arthur Frost, who are personally known to me or have produced DL as identification.

SEAL



[Signature]
 Notary Public

 Printed Notary Name

Exhibit "A"

LEGAL DESCRIPTION

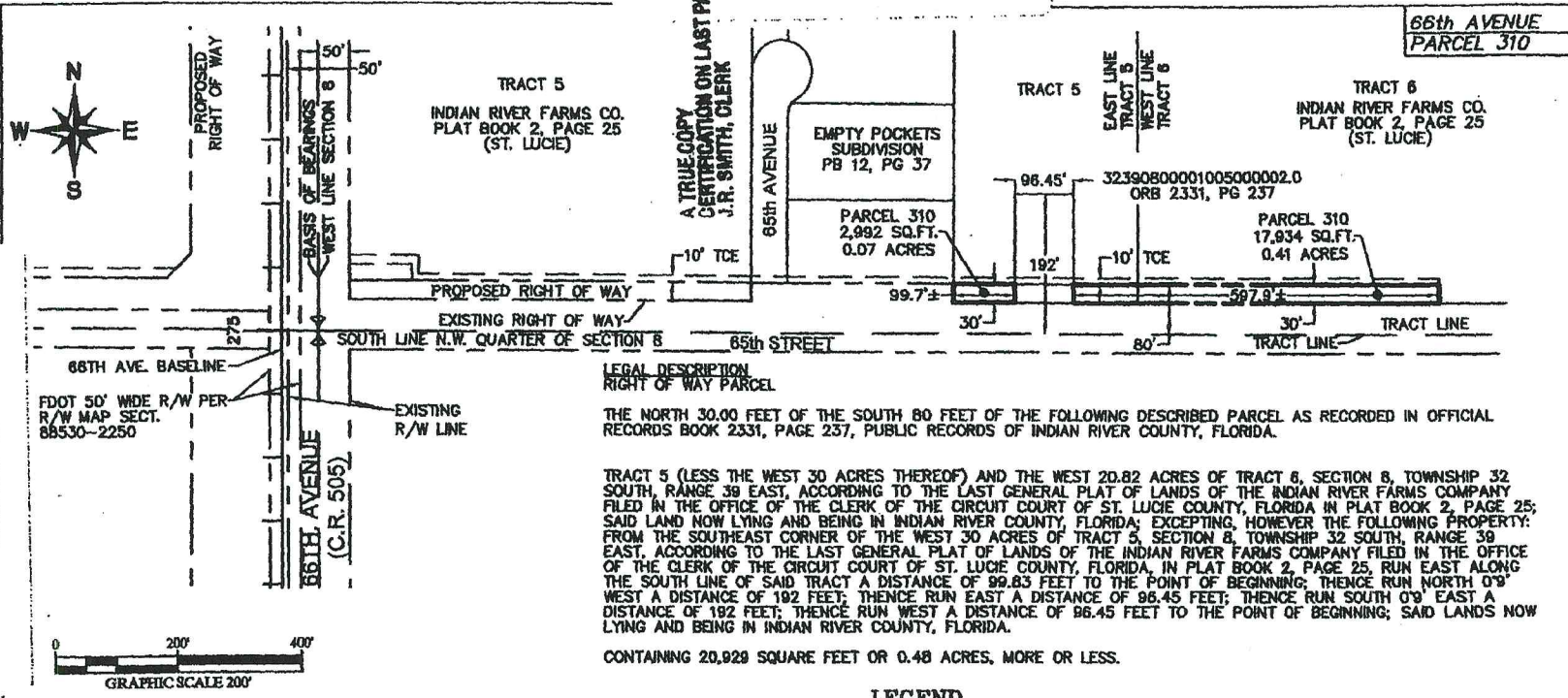
The North 30.00 feet of the South 80 feet of the following described Parcel as recorded in Official Records Book 2331, Page 237, Public Records of Indian River County, Florida:

Tract 5 (less the West 30 acres thereof) and the West 20.82 acres of Tract 6, Section 8, Township 32 South, Range 39 East, according to the last General Plat of lands of the Indian River Farms Company filed in the Offices of the Clerk of the Circuit Court of St. Lucie County, Florida, in Plat Book 2, Pages 25; said land now lying and being in Indian River County, Florida, excepting, however, the following property:

From the Southeast corner of the West 30 acres of Tract 5, Section 8, Township 32 South, Range 39 East, according to the last General Plat of the lands of the Indian River Farms Company filed in the Office of the Clerk of the Circuit Court of St. Lucie County, Florida, in Plat Book 2, Page 25, run East along the South line of said Tract a distance of 99.83 feet to the Point of Beginning; thence run North 0 degrees 9 minutes West a distance of 192 feet; thence run East a distance of 96.45 feet; thence run South 0 degrees 9 minutes East a distance of 192 feet; thence run West a distance of 96.45 feet to the Point of Beginning; said land now lying and being in Indian River County, Florida.

47083568

EXHIBIT "B"



LEGAL DESCRIPTION
 RIGHT OF WAY PARCEL

THE NORTH 30.00 FEET OF THE SOUTH 80 FEET OF THE FOLLOWING DESCRIBED PARCEL AS RECORDED IN OFFICIAL RECORDS BOOK 2331, PAGE 237, PUBLIC RECORDS OF INDIAN RIVER COUNTY, FLORIDA.

TRACT 5 (LESS THE WEST 30 ACRES THEREOF) AND THE WEST 20.82 ACRES OF TRACT 6, SECTION 8, TOWNSHIP 32 SOUTH, RANGE 39 EAST, ACCORDING TO THE LAST GENERAL PLAT OF LANDS OF THE INDIAN RIVER FARMS COMPANY FILED IN THE OFFICE OF THE CLERK OF THE CIRCUIT COURT OF ST. LUCIE COUNTY, FLORIDA IN PLAT BOOK 2, PAGE 25; SAID LAND NOW LYING AND BEING IN INDIAN RIVER COUNTY, FLORIDA; EXCEPTING, HOWEVER THE FOLLOWING PROPERTY: FROM THE SOUTHEAST CORNER OF THE WEST 30 ACRES OF TRACT 5, SECTION 8, TOWNSHIP 32 SOUTH, RANGE 39 EAST, ACCORDING TO THE LAST GENERAL PLAT OF LANDS OF THE INDIAN RIVER FARMS COMPANY FILED IN THE OFFICE OF THE CLERK OF THE CIRCUIT COURT OF ST. LUCIE COUNTY, FLORIDA, IN PLAT BOOK 2, PAGE 25, RUN EAST ALONG THE SOUTH LINE OF SAID TRACT A DISTANCE OF 99.83 FEET TO THE POINT OF BEGINNING; THENCE RUN NORTH 0°3' WEST A DISTANCE OF 192 FEET; THENCE RUN EAST A DISTANCE OF 96.45 FEET; THENCE RUN SOUTH 0°9' EAST A DISTANCE OF 192 FEET; THENCE RUN WEST A DISTANCE OF 96.45 FEET TO THE POINT OF BEGINNING; SAID LANDS NOW LYING AND BEING IN INDIAN RIVER COUNTY, FLORIDA.

CONTAINING 20,929 SQUARE FEET OR 0.48 ACRES, MORE OR LESS.

LEGEND

---	SECTION LINE
---	EASEMENT LINE
---	PROPERTY LINE
---	PROPOSED RIGHT OF WAY DEDICATION
---	RIGHT OF WAY LINE
P.O.C.	POINT OF COMMENCEMENT
P.O.B.	POINT OF BEGINNING
R/W	RIGHT OF WAY
ORB	OFFICIAL RECORDS BOOK
PG	PAGE
TCE	TEMPORARY CONSTRUCTION EASEMENT

This certifies that a legal description and sketch of the property shown herein was made under my supervision and that this legal description and sketch meets the standards of practice set forth by the Florida Board of Professional Surveyors and Mappers in Chapter 5J-17, Florida Administrative Code, pursuant to Section 472.027, Florida Statutes, and that this drawing is a true and accurate representation thereof to the best of my knowledge and belief. Subject to notes and notations shown hereon.

E.C. Demeter
 E.C. DEMETER, P.S.M. NO. 6178

DATE: 10-11-17
 Not valid without the signature and the original rolled seal of a Florida licensed surveyor and mapper.

SURVEYORS NOTES

- 1) THIS IS A SKETCH OF LEGAL DESCRIPTION ONLY, NOT A BOUNDARY RETRACEMENT SURVEY.
- 2) THE BEARING BASE FOR THIS SURVEY, IS THE WEST LINE OF SECTION 8. SAID LINE BEARS NORTH 00°00'25" EAST.
- 3) THE SCALE OF THIS DRAWING MAY HAVE BEEN DISTORTED DURING REPRODUCTION PROCESSES.
- 4) THIS DRAWING IS BASED ON THE PRELIMINARY RIGHT OF WAY MAP FOR 66TH AVENUE PREPARED BY BURDETTE AND ASSOCIATES, DATED 10-10-08, AS DIRECTED BY INDIAN RIVER COUNTY, FLORIDA.

66th AVENUE
 PARCEL 310

TRACT 5
 INDIAN RIVER FARMS CO.
 PLAT BOOK 2, PAGE 25
 (ST. LUCIE)

TRACT 6
 INDIAN RIVER FARMS CO.
 PLAT BOOK 2, PAGE 25
 (ST. LUCIE)

EMPTY POCKETS
 SUBDIVISION
 PB 12, PG 37

PARCEL 310
 2,992 SQ.FT.
 0.07 ACRES

PARCEL 310
 17,934 SQ.FT.
 0.41 ACRES

32390800001005000002.0
 ORB 2331, PG 237

66TH AVENUE
 (C.R. 505)

PROPOSED RIGHT OF WAY

EXISTING RIGHT OF WAY

SOUTH LINE N.W. QUARTER OF SECTION 8

66TH STREET

TRACT LINE

TRACT LINE

TRACT LINE

FDOT 50' WIDE R/W PER R/W MAP SECT. 88530-2250

EXISTING R/W LINE

GRAPHIC SCALE 200'

DATE 10/11/17

PROJECT NO. 047038045

Kimley-Horn

DATE: 10-11-17

Not valid without the signature and the original rolled seal of a Florida licensed surveyor and mapper.

Drawing name: D:\VRL_Survey\INDIAN RIVER CO\66TH AVENUE\2017-0112 - Revised Per BDC\PARCEL 310-18.dwg 310 Oct 11, 2017 12:10pm by: elchdemeter

EXHIBIT "B"

SHEET NUMBER
 1 OF 1

LEGAL DESCRIPTION AND SKETCH OF
 PARCEL 310
 INDIAN RIVER COUNTY, FLORIDA