

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 Franklin J. Tate, Donna L. Tate, Franklin J. Tate, Jr., and Donna Michelle Tate for 69th 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 1386, 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.: **47083609**

Property Appraisers Parcel Identification (Folio) Number: **32-39-06-00001-0160-00001/0**

Florida Documentary Stamps in the amount of **\$216.30** have been paid hereon.

Space above this line for Recording Data

WARRANTY DEED

THIS WARRANTY DEED, made the 5th day of January, 2018, by Franklin J. Tate and Donna L. Tate, husband and wife; and Franklin J. Tate, Jr., a married man, and Donna Michelle Tate, a married woman, whose post office address is 6780 69th Street, Vero Beach, Florida 32966, 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, Florida 32960, 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.:

RIGHT OF WAY PARCEL

THE NORTH 70.00 FEET OF THE SOUTH 100 FEET OF THE FOLLOWING DESCRIBED PARCEL AS RECORDED IN OFFICIAL RECORDS BOOK 2119, PAGE 1893, PUBLIC RECORDS OF INDIAN RIVER COUNTY, FLORIDA.

THE WEST 10 ACRES OF TRACT 16, LESS THE NORTH 661 FEET, SECTION 6, 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; SUBJECT TO AN EASEMENT FOR INGRESS AND EGRESS OVER THE EAST 20 FEET OF THAT PART OF SAID WEST 10 ACRES OF TRACT 16, LYING SOUTH OF THE NORTH 661 FEET THEREOF AND NORTH OF NORTH WINTER BEACH ROAD (69TH STREET); ALL NOW LYING AND BEING IN SECTION 6, TOWNSHIP 32 SOUTH, RANGE 39 EAST, INDIAN RIVER COUNTY, FLORIDA.

The Grantors, Franklin J. Tate, Jr. and Donna Michelle Tate, herein avers that Grantor does not reside on the lands conveyed hereby, nor on contiguous land; nor does any member of Grantor's family dependent upon Grantor for support.

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:

Andrew Rogers
Witness #1 Signature

Andrew Rogers
Witness #1 Printed Name

Cynthia Griffin
Witness #2 Signature

Cynthia Griffin
Witness #2 Printed Name

Franklin J. Tate, Jr. (Seal)
Franklin J. Tate, Jr.

State of North Carolina
County of Bluncombe

The foregoing instrument was acknowledged before me this 5th day of January, 2018, by Franklin J. Tate, Jr., who is personally known to me or has produced N.C. Drivers as identification.

SEAL

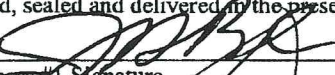
Sue L. Muesing
Notary Public
Sue L. Muesing
Printed Notary Name

My Commission Expires: 5.4.2021

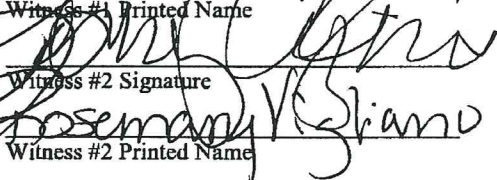


IN WITNESS WHEREOF, the said Grantors have signed and sealed these presents the day and year first above written.

Signed, sealed and delivered in the presence of:


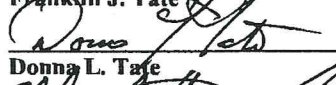



 Witness #1 Signature
 Jason A. Real

 Witness #1 Printed Name


 Witness #2 Signature
 Rosemary K. Stiano


 Witness #2 Printed Name


 _____ (Seal)
 Franklin J. Tate

 _____ (Seal)
 Donna L. Tate

 _____ (Seal)
 Donna Michelle Tate

State of Florida
County of Indian River

The foregoing instrument was acknowledged before me this 11 day of January, 2018, by Franklin J. Tate and Donna L. Tate; and Donna Michelle Tate, who are personally known to me or have produced pc as identification.

SEAL



 Notary Public

 Printed Notary Name

My Commission Expires:

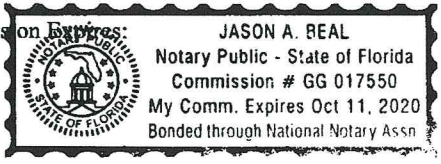
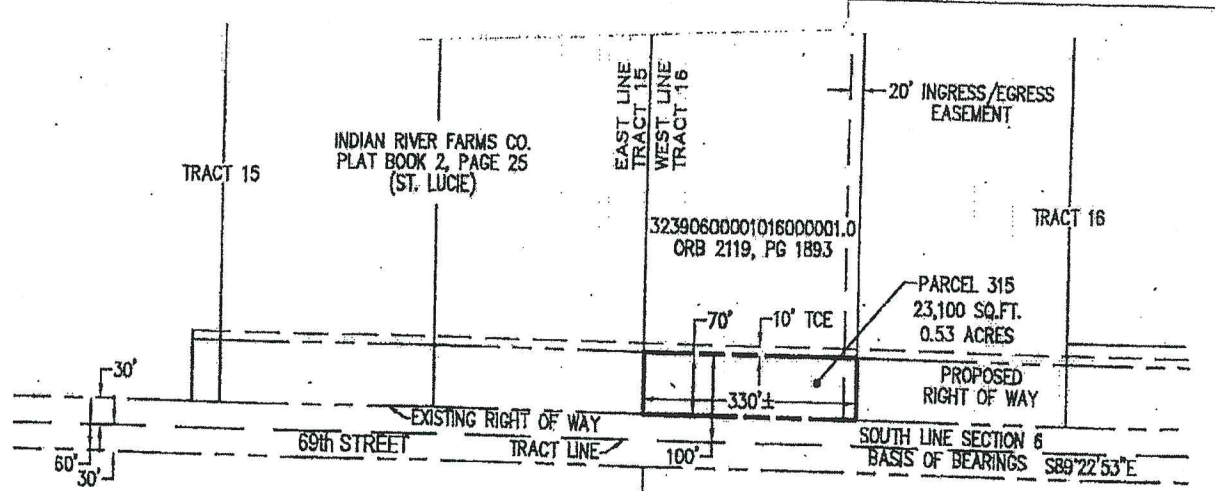


EXHIBIT "B"

STATE OF FLORIDA
INDIAN RIVER COUNTY

THIS IS TO CERTIFY THAT THIS IS
A TRUE AND CORRECT COPY OF
THE ORIGINAL ON FILE IN THIS
OFFICE.

JEFFREY R. SMITH, CLERK
Jeffrey R. Smith
DATE: December 12, 2017

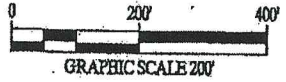


LEGAL DESCRIPTION
RIGHT OF WAY PARCEL

THE NORTH 70.00 FEET OF THE SOUTH 100 FEET OF THE FOLLOWING DESCRIBED PARCEL AS RECORDED IN OFFICIAL RECORDS BOOK-2119, PAGE 1893, PUBLIC RECORDS OF INDIAN RIVER COUNTY, FLORIDA.

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CONTAINING 23,100 SQUARE FEET OR 0.53 ACRES, MORE OR LESS.



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 SOUTH LINE OF SECTION 6. SAID LINE BEARS SOUTH 89°22'53" 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 69TH AVENUE PREPARED BY BURDETTE AND ASSOCIATES, DATED 10-10-06, AS DIRECTED BY INDIAN RIVER COUNTY, FLORIDA.

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 hereon was made under my supervision and the and sketch meets the standards of practice set Board of Professional Surveyors and Mappers in Administrative Code, pursuant to Section 472.02 that this drawing is a true and accurate representation of my knowledge and belief. Subject to no hereon.

E.C. Demeter

E.C. DEMETER, P.S.M. NO. 5170

DATE: 1-13-17

Not valid without the signature and the original. Licensed surveyor and mapper.