

124604

PETITION TO CLOSE, VACATE AND ABANDON A CERTAIN PUBLIC
RIGHT OF WAY

TO: THE HONORABLE BOARD OF COUNTY COMMISSIONERS
MARTIN COUNTY, FLORIDA

Greetings:

Request is hereby made that Martin County, Florida,
vacate, abandon, discontinue and close the following named
public road, to-wit:

That portion of Mango Drive that is bounded on
the North by Lots 22 and 23; and on the South
by Lots 7 and 8, in the amended Plat of Mango
Lane Subdivision, recorded in Plat Book 2, Page
76, Public Records of Martin County, Florida.

Your petitioner represents that these portions of the
road have never been opened and have never been used by the
public and that said road does not serve any useful purpose.

WHEREFORE, petitioner requests that this Honorable Board
adopt a resolution declaring that at a definite time and place
a public hearing will be held to consider the advisability of
exercising the authority under Section 336.09, Florida Statutes,
1967, and that thereafter a resolution will be adopted under
the powers of said section closing the said dedicated right of
way and renouncing and disclaiming any right of the county and
public in and to the said lands.

DATED this 5th day of September, 1967.

Respectfully submitted,


WILLIAM J. BESSEMER

NOTICE OF PUBLIC HEARING

TO WHOM IT MAY CONCERN:

You will take notice that in accordance with the provisions of Section 336.10, Florida Statutes, a public hearing will be held by the Board of County Commissioners of Martin County, Florida, in its meeting room on the second floor of the Martin County Court-house in Stuart, Florida, on the 26th day of September, 1967, at 9:30 o'clock A. M. on the petition of William J. Bessemer that said Board of County Commissioners close, vacate and abandon those portions of public roads hereinafter described, and renounce and disclaim any right of Martin County, Florida, and the public in and to the land lying within said portion of said public roads; said portion of said public roads being described as follows:

That portion of Mango Drive that is bounded on the North by Lots 22 and 23; and on the South by Lots 7 and 8, in the amended Plat of Mango Lane Subdivision, recorded in Plat Book 2, Page 76, Public Records of Martin County, Florida.

All interested parties may appear and be heard at the time and place above specified.

Dated this 5th day of September, 1967.

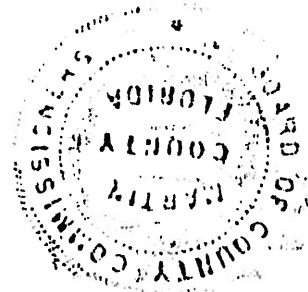
BOARD OF COUNTY COMMISSIONERS
OF MARTIN COUNTY, FLORIDA

By: John F. Henderson
Chairman

ATTEST:

Dorothy Preece
Clerk

Pub.: Sept. 7, 1967



The Jensen Beach Mirror

"All The News That Fits In Print"

126 N. W. SUNVIEW RD.
JENSEN BEACH, FLORIDA 33457
ATLANTIC 7-3126

STATE OF FLORIDA

COUNTY OF MARTIN:

Before the undersigned authority personally appeared Osa I. Campbell, who on oath says that she is business manager of The Jensen Beach Mirror, a weekly newspaper published at Jensen Beach in Martin County, Florida; that the attached copy of advertisement, being a Notice of Public Hearing in the matter of closing of public roads

in the Martin County Board of Commissioners Court, was published in said newspaper in the issues of September 7, 1967

Affiant further says that the said Jensen Beach Mirror is a newspaper published at Jensen Beach, in said Martin County, Florida, and that the said newspaper has heretofore been continuously published in said Martin County, Florida, each Thursday and has been entered as second class mail matter at the post office in Jensen Beach, in said Martin County, Florida, for a period of one year next preceding the first publication of the attached copy of advertisement; and affiant further says that she has neither paid nor promised any person, firm or corporation any discount, rebate, commission or refund for the purpose of securing this advertisement for publication in the said newspaper.

Sworn to and subscribed

before me this 7 day
of Sept, A.D. 1967.

Notary Public

Ruth J. Saunders
(SEAL)

NOTARY PUBLIC, FLORIDA, STATE AT LARGE
MY COMMISSION EXPIRES OCT. 17, 1969

Osa Campbell

NOTICE OF PUBLIC HEARING TO WHOM IT MAY CONCERN:

You will take notice that in accordance with the provisions of Section 334.10, Florida Statutes, a public hearing will be held by the Board of County Commissioners of Martin County, Florida, in its meeting room on the second floor of the Martin County Courthouse in Stuart, Florida, on the 28th day of September, 1967, at 9:30 o'clock A.M., on the petition of William J. Bessemer that said Board of County Commissioners close, vacate and abandon those portions of public roads herein-after described, and renounce and disclaim any right of Martin County, Florida, and the public in and to the land lying within said portion of said public roads; said portion of said public roads being described as follows:

That portion of Mango Drive that is bounded on the North by Lots 22 and 23; and on the South by Lots 7 and 8, in the amended Plat of Mango Lane subdivision, recorded in Plat Book 2, Page 76, Public Records of Martin County, Florida.

All interested parties may appear and be heard at the time and place above specified.

Dated this 5th day of September, 1967.

BOARD OF COUNTY COMMISSIONERS OF MARTIN COUNTY, FLORIDA

By: /s/ John F. Saunderson
John F. Saunderson, Chairman

ATTEST:

/s/ Dorothy Pierce
Clerk

Published September 7, 1967.

**RESOLUTION CLOSING, VACATING
AND ABANDONING PORTIONS OF
CERTAIN PUBLIC ROADS**

WHEREAS, the Board of County Commissioners of Martin County, Florida, did on the 26th day of September, 1967, adopt the following resolution vacating, abandoning, discontinuing and closing certain right of way as follows:

WHEREAS, a petition to close, vacate and abandon certain roads was heretofore presented to the Board by William J. Bessemer, the fee simple title owner of certain lands embraced within Mango Lane Subdivision, shown on filed amended plat of Mango Lane Subdivision, appearing in Plat Book 2, Page 76, Public Records of Martin County, Florida, and described therein and hereinafter more particularly; and

WHEREAS, public notice of said hearing was duly advertised, one time, on September 7, 1967, in "The Jensen Beach Mirror", as appears by Affidavit of Publication filed with the Commission, said newspaper being a newspaper of general circulation in the County of Martin and that such publication was made more than two weeks prior to the date stated therein for such hearing; and

WHEREAS, in observance of such notice and authority this Board met at the County Courthouse in the City of Stuart, Florida, on the 26th day of September, 1967, at 9:30 o'clock A. M., for the purpose of considering the advisability of exercising the power granted to it by Section 336.09, Florida Statutes, 1965, to renounce and disclaim any right of the County and of the Public, in and to certain roads described hereinbelow, at which time all persons so desiring were heard; and

WHEREAS, this Board has determined that the proposed action will not materially interfere with the County road system and will not deprive any person of a reasonable means of ingress and egress to his premises from at least one County, State or Federal Highway; NOW, THEREFORE,

BE IT RESOLVED by the Board of County Commissioners of Martin County, Florida, pursuant to the provisions of Section 336.09 and Section 336.10, Florida Statutes, 1965:

1. That the Board hereby renounces and disclaims any right, title or interest of the County and of the Public in and to certain roads being more specifically described as follows, to-wit:

That portion of Mango Drive that is bounded on the North by Lots 22 and 23; and on the South by Lots 7 and 8, in the amended Plat of Mango Lane Subdivision, recorded in Plat Book 2, Page 76, Public Records of Martin County, Florida.

2. That the Clerk of the Circuit Court shall cause to be published a Notice of the Adoption of the Resolution one time, in "The Jensen Beach Mirror", a newspaper of general circulation in this County, within 30 days following the date of adoption hereof, in accordance with Section 336.10, Florida Statutes, 1965.

3. That the Clerk of the Circuit Court shall cause the proof of publication of Notice of Public Hearing, a duly certified copy of this Resolution as adopted, and the proof of publication of the Notice of Adoption of the Resolution, to be recorded in the Official Records of this County, in accordance with Section 336.10, Florida Statutes, 1965.

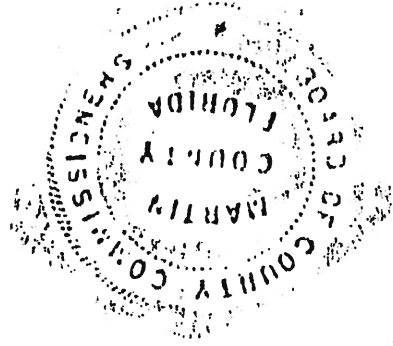
DATED this 26th day of September, 1967.

BOARD OF COUNTY COMMISSIONERS
OF MARTIN COUNTY, FLORIDA

By John F. Saunderson
John F. Saunderson, Chairman

ATTEST:

Dorothy Pierce
Dorothy Pierce, Clerk



RESOLUTION

RESOLVED: That upon the Petition of William J. Bessemer, the Board of County Commissioners of Martin County, Florida, hereby declare that at 9:30 o'clock A. M., or as soon thereafter as the matter can be heard, on the 26th day of September, 1967, at the Martin County Courthouse in the City of Stuart, Florida, said Board will consider the advisability of exercising the power granted it under Section 336.09, Florida Statutes, 1967, to renounce and disclaim any right of the county and the public in and to the following described lands shown on filed Amended Plat of Mango Lane Subdivision as recorded in Plat Book 2 at Page 76, Public Records of Martin County, Florida, more particularly described as follows:

That portion of Mango Drive that is bounded on the North by Lots 22 and 23; and on the South by Lots 7 and 8, in the amended Plat of Mango Lane Subdivision, recorded in Plat Book 2, Page 76, Public Records of Martin County, Florida.

BE IT FURTHER RESOLVED: That the Clerk cause to be published a notice of the above public hearing one time, in "The Jensen Beach Mirror", a newspaper of general circulation in this County, at least two weeks prior to the date stated for such hearing in accordance with Section 336.10, Florida Statutes, 1967.

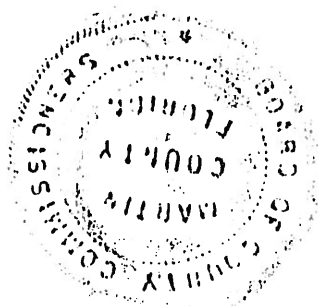
ADOPTED at the special meeting of September 5, 1967.

BOARD OF COUNTY COMMISSIONERS
OF MARTIN COUNTY, FLORIDA

By: John F. Sanderson
Chairman

ATTEST:

Dorothy Preece
Clerk



NOTICE OF ADOPTION OF RESOLUTION
CLOSING CERTAIN STREETS.

TO WHOM IT MAY CONCERN:

Notice is hereby given that on September 26, 1967, in accordance with Sections 336.09 and 336.10, Florida Statutes, 1965, the Board of County Commissioners of Martin County, Florida, adopted a resolution, closing, vacating and abandoning certain roads described as follows:

That portion of Mango Drive that is bounded on the North by Lots 22 and 23; and on the South by Lots 7 and 8, in the amended Plat of Mango Lane Subdivision, recorded in Plat Book 2, Page 76, Public Records of Martin County, Florida.

DATED this 26th day of September, 1967.

BOARD OF COUNTY COMMISSIONERS
OF MARTIN COUNTY, FLORIDA.

By John F. Saunderson
John F. Saunderson, Chairman

ATTEST:

Dorothy Pierce
Dorothy Pierce, Clerk

Pub.: October 5, 1967



The Jensen Beach Mirror

"All The News That Fits In Print"

126 N. W. SUNVIEW RD.
JENSEN BEACH, FLORIDA 33457
ATLANTIC 7-3126

STATE OF FLORIDA

COUNTY OF MARTIN:

Before the undersigned authority personally appeared Osa I. Campbell, who on oath says that she is business manager of The Jensen Beach Mirror, a weekly newspaper published at Jensen Beach in Martin County, Florida; that the attached copy of advertisement, being a Notice of Adoption of Resolution in the matter of Resolution Closing Certain Streets In Mango Lane Subdivision in the Board of County Commission (M. C.) Court, was published in said newspaper in the issues of October 5th, 1967

Affiant further says that the said Jensen Beach Mirror is a newspaper published at Jensen Beach, in said Martin County, Florida, and that the said newspaper has heretofore been continuously published in said Martin County, Florida, each Thursday and has been entered as second class mail matter at the post office in Jensen Beach, in said Martin County, Florida, for a period of one year next preceding the first publication of the attached copy of advertisement; and affiant further says that she has neither paid nor promised any person, firm or corporation any discount, rebate, commission or refund for the purpose of securing this advertisement for publication in the said newspaper.

Sworn to and subscribed

before me this 5th day

of October A.D. 1967

Notary Public

(SEAL)

NOTARY PUBLIC, FLORIDA, STATE AT LARGE
MY COMMISSION EXPIRES OCT. 17, 1969

NOTICE OF ADOPTION OF RESOLUTION CLOSING CERTAIN STREETS
TO WHOM IT MAY CONCERN:
Notice is hereby given that on September 26, 1967, in accordance with Sections 336.09 and 336.10, Florida Statutes, 1965, the Board of County Commissioners of Martin County, Florida, adopted a resolution, clipping, vacating and abandoning certain roads described as follows:
That portion of Mango Drive that is bounded on the North by Lots 22 and 23; and on the South by Lots 7 and 8, in the amended Plat of Mango Lane Subdivision, recorded in Plat Book 2, Page 70, Public Records of Martin County, Florida.
Dated this 26th day of September, 1967.
BOARD OF COUNTY COMMISSIONERS OF MARTIN COUNTY, FLORIDA.
By: /s/ John F. Saunderson, Chairman
ATTEST:
/s/ Dorothy Pierce, Clerk
Published: October 6, 1967

E A S E M E N T

THIS INDENTURE, Made and entered into this 26th day of September, A.D. 1967, by and between WILLIAM J. BESSEMER and EULA MAXINE BESSEMER, his wife, as parties of the first part, the expression shall include his, her, or their heirs, executors, administrators, agents or assigns, where the contract so requires and admits, and MARTIN COUNTY, a Political Subdivision of the State of Florida, party of the second part, the expression shall include its successors and assigns, where the contract so requires and admits.

WITNESSETH:

That for and in consideration of the sum of One Dollar and other valuable considerations, paid, receipt of which is hereby acknowledged, the parties of the first part have this day bargained and sold, and by these presents do bargain, sell, convey, transfer and deliver unto Martin County, a permanent easement, including the perpetual right to enter upon the real estate hereinafter described, at any time that it may see fit, and construct, maintain and repair a drainage ditch, together with the right to excavate for the location of said ditch.

The parties of the first part agree that no well, septic tank or any other such obstruction, that may damage or interfere with the function of said drainage ditch, will be placed upon the easement hereinafter described.

The land affected by the grant of this Easement and right-of-way is located in the County of Martin, State of Florida, and is more particularly described as follows, to-wit:

The Easterly 10 feet of Lots 7 and 23; and, the Easterly 10 feet of that portion of Mango Drive that is bounded on the South by Lot 7 and on the North by Lot 23, all being in the Amended Plat

of Mango Lane Subdivision as recorded in Plat Book
2, Page 76, Public Records of Martin County, Florida.

To have and to hold said Easement and right-of-way unto
Martin County, and unto its successors and assigns forever.

The parties of the first part do hereby covenant with the
party of the second part, that they are lawfully seized and
possessed of the real estate above described, that they have good
and lawful right to convey it or any part thereof, that it is
free from all encumbrances and that they will forever warrant and
defend the title and quiet possession thereto against the lawful
claims of all persons whomsoever.

It is further understood and agreed by the parties hereto,
that this Easement, granted to the party of the second part, is
solely to be used and maintained for drainage purposes, and that in
the event said property is not used for the purposes for which it
is conveyed, as hereinabove set forth, that the said property shall
revert to the parties of the first part, their heirs and assigns.

IT IS MUTUALLY AGREED by and between the parties hereto that
the covenants and agreements herein contained shall be an obliga-
tion upon the heirs, executors, administrators and assigns of the
parties of the first part, and upon the successors and assigns of
the party of the second part.

IN WITNESS WHEREOF, said parties of the first part have
hereunto set their hands and seals the date first above written.

Signed, Sealed and Delivered
in the Presence of:

Reginald C. Gray
Walter Palmer

William J. Bessemer (SEAL)
WILLIAM J. BESSEMER

Eula Maxine Bessemer (SEAL)
EULA MAXINE BESSEMER

STATE OF FLORIDA)
SS.
COUNTY OF MARTIN)

BEFORE ME personally appeared WILLIAM J. BESSEMER and
EULA MAXINE BESSEMER, his wife, to me well known and known
to me to be the individuals described in and who executed the
foregoing instrument and acknowledged before me that they
executed the same for the purposes therein expressed.

WITNESS my hand and official seal this 26th day of Septem-
ber, A. D. 1967.

Guilie L. Liddle
NOTARY PUBLIC

My Com. Exp.:

NOTARY PUBLIC, STATE OF FLORIDA AT LARGE
MY COMMISSION EXPIRES AUG. 4, 1971
BONDED THROUGH FRED W. DIEBELHOREY



FILED FOR RECORD
MARTIN COUNTY, FLA.
67 OCT 13 AM 11:48
DEPUTY CLERK
CLERK OF CIRCUIT COURT
BY *[Signature]*
D.C.

