Inst. # 2769686
Bk: 3076 Pg: 1403 Pages: 1 of 1
Recorded on:8/12/2019 3:27 PM Doc: GOV
Carolyn Timmann
Clerk of the Circuit Court & Comptroller
Martin County, FL



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BEFORE THE BOARD OF COUNTY COMMISSIONERS MARTIN COUNTY, FLORIDA

RESOLUTION NO. 19-7.5

WHEREAS, Martin County needs a Utility Easement from Jensen Beach Land Company, Ltd., a Florida limited partnership, to allow for off-site water and fire services, one fire hydrant and related utility equipment for the adjacent West Jensen Village project east of Federal Highway and south of NW Golden Oak Trail, just south of the St. Lucie County line; and

WHEREAS, by document entitled "Utility Easement" executed on May 28, 2019, Jensen Beach Land Company, Ltd. grants to Martin County a perpetual Utility Easement; and

WHEREAS, Sec. 139.31 and 139.32, General Ordinances, Martin County Code require that any conveyance of an interest in land to Martin County for any public purpose shall be accepted and approved by resolution by the Board of County Commissioners of Martin County.

NOW, THEREFORE, BE IT RESOLVED BY THE MARTIN COUNTY BOARD OF COUNTY COMMISSIONERS, THAT:

Martin County hereby accepts and approves the Utility Easement conveyed by Jensen Beach Land Company, Ltd.

DULY PASSED AND ADOPTED THIS 30TH DAY OF JULY, 2019.

ATTEST:

BOARD OF COUNTY COMMISSIONERS

MARTIN COUNTY, FLORIDA

CAROLYN FIMMANN, CLERK OF THE

CIRCUIT COURT AND COMPTROLLER

EDWARD V. CIAMPI, CHAIRMAN

APPROVED AS TO FORM & LEGAL SUFFICIENCY:

SARAH W. WOODS, COUNTY ATTORNEY

This document may be reproduced upon request in an alternative format by contacting the County ADA Coordinator (772) 320-3131, the County Administration Office (772) 288-5400, Florida Relay 711, or by completing our accessibility feedback form at www.martin.fl.us/accessibility-feedback

This instrument prepared by: Ellen MacArthur for Martin County 2401 SE Monterey Road Stuart, FL 34996 - MARTIN DOINTY FLORIDA

Inst. # 2769685
Bk: 3076 Pg: 1395 Pages: 1 of 8
Recorded on:8/12/2019 3:27 PM Doc: EAS
Carolyn Timmann
Clerk of the Circuit Court & Comptroller
Martin County, FL
Rec Fees: \$69,50

Project Name:

Jensen Beach Land Co. Utility Easement

Project No:

RPM #3236

PCN:

17-37-41-004-002-00010-0

SPACE ABOVE THIS LINE FOR PROCESSING DATA

SPACE ABOVE THIS LINE FOR RECORDING DATA

UTILITY EASEMENTS

THIS EASEMENT granted and executed this 28th day of May, 2019, by JENSEN BEACH LAND COMPANY, LTD., a Florida limited partnership, whose mailing address is c/o Dacar Management LLC, 336 E. Dania Beach Boulevard, Dania, FL, 33004, Grantor, to MARTIN COUNTY, a political subdivision of the State of Florida, whose address is 2401 SE Monterey Road, Stuart, Florida 34996, Grantee.

(Wherever used herein the terms "Grantor" and "Grantee" shall include singular and plural, heirs, legal representatives, and assigns of individuals, and the successors and assigns of corporations, wherever the context so admits or requires.)

WITNESSETH, that the Grantor, for and in consideration of the sum of \$1.00 and other good and valuable considerations, in hand paid by the Grantee, the receipt and sufficiency whereof is hereby acknowledged, does hereby grant unto the Grantee forever, an easement for the construction, reconstruction, replacement, operation, maintenance, and repair of utility related equipment, including, but not limited to lift stations, pumps, pipelines, fences, structures, and powerline hookups, if required, in, under, over, across, and through the following described land, situate, lying and being in the County of Martin, State of Florida, to-wit:

See Exhibits "A", "B", "C" attached hereto and made a part hereof.

The Grantor hereby covenants with said Grantee that Grantor is lawfully seized of said land in fee simple; that Grantor has good and lawful authority to grant and convey this easement; that Grantor fully warrants the title to said land and will defend the same against the lawful claims of all persons whomsoever and that there are no mortgages encumbering the Easement Premises.

The Grantor agrees that it will not alter or obstruct or allow the alteration or obstruction of the Easement Premises in any way without the express written consent of the Grantee. Grantee, its contractors, agents and employees shall have free access to the Easement Premises and every part thereof, at all times, for the purpose of exercising the rights granted herein; provided however in making any excavations on the Easement Premises, Grantee shall make the same in such manner as will cause the least injury to the surface of the ground and restore any improvements within such excavation to as near the same condition as it was prior to such excavation as soon as is practicable.

IN WITNESS WHEREOF, the Grantor has signed and sealed these presents the day and year first above written.

Signed, sealed and delivered in the presence of: WITNESSES: **GRANTOR:** JENSEN BEACH LAND COMPANY LTD., a Florida limited partnerskip
By: JENSEN BEACH AND COMPANY, INC., a Florida Comporation Title: Vice President State of Plovida } County of Groward } The foregoing Utility Easement was acknowledged before me this ______day of May, 2019 by Alberto Micha Buzalias Vice President of Jensen Beach Land Company Ltd., a limited partnership existing under the laws of the State of Florida, on behalf of the corporation. He/she is (X) personally known to me or has produced as identification. STACEY MONTECELO Notary Public **ACCEPTED PURSUANT TO**

RESOLUTION

LEGAL DESCRIPTION TO ACCOMPANY SKETCH

A PORTION OF BLOCK 2, IN SECTION 18, TOWNSHIP 37 SOUTH, RANGE 41 EAST PLAT NO. 1 SAINT LUCIE GARDENS, RECORDED IN PLAT BOOK 1, PAGE 35 MARTIN COUNTY. FLORIDA

LEGAL DESCRIPTION:

A PARCEL OF LAND LYING IN SECTION 18, TOWNSHIP 37 SOUTH, RANGE 41 EAST, MARTIN COUNTY, FLORIDA: BEING A PORTION OF BLOCK 2, IN SECTION 18, TOWNSHIP 37 SOUTH, RANGE 41 EAST, PLAT NO. 1 SAINT LUCIE GARDENS, ACCORDING TO THE PLAT THEREOF, AS RECORDED IN PLAT BOOK 1, PAGE 35, OF THE PUBLIC RECORDS OF ST. LUCIE COUNTY (NOW LYING IN MARTIN COUNTY), FLORIDA, LYING EASTERLY OF U.S. HIGHWAY NO. 1 (A.K.A. NW FEDERAL HIGHWAY AND/OR STATE ROAD NO. 5), AND LYING SOUTHERLY OF CHARLESTON PLACE AT THE JENSEN BEACH COUNTRY CLUB OF WEST JENSEN P.U.D., ACCORDING TO THE PLAT THEREOF, AS RECORDED IN PLAT BOOK 16, PAGE 54, OF THE PUBLIC RECORDS OF MARTIN COUNTY, FLORIDA, BEING MORE SPECIFICALLY DESCRIBED AS FOLLOWS:

COMMENCE AT THE NORTHWEST CORNER OF SECTION 18, TOWNSHIP 37 SOUTH, RANGE 41 EAST; THENCE SOUTH 89°38'20" EAST, ALONG THE NORTH LINE OF SAID SECTION 18, A DISTANCE OF 371.13 FEET TO AN INTERSECTION WITH THE EASTERLY RIGHT-OF-WAY LINE OF U.S. HIGHWAY NO. 1; THENCE SOUTH 27°47'47" EAST, ALONG SAID EASTERLY RIGHT-OF-WAY LINE, A DISTANCE OF 608.73 FEET TO THE SOUTHWEST CORNER OF TRACT "C", CHARLESTON PLACE AT THE JENSEN BEACH COUNTRY CLUB OF WEST JENSEN P.U.D., ACCORDING TO THE PLAT THEREOF AS RECORDED IN PLAT BOOK 16, PAGE 54, OF THE PUBLIC RECORDS OF MARTIN COUNTY, FLORIDA; THENCE DEPARTING SAID EASTERLY RIGHT-OF-WAY LINE, NORTH 62°09'40" EAST, ALONG THE SOUTH LINE OF SAID TRACT "C", A DISTANCE OF 115.24 FEET TO THE BEGINNING OF A CURVE CONCAVE SOUTHEASTERLY, HAVING A RADIUS OF 100.00 FEET; THENCE ALONG THE ARC OF SAID CURVE THROUGH A CENTRAL ANGLE OF 12°39'26", A DISTANCE OF 22.09 FEET TO THE POINT OF BEGINNING; THENCE CONTINUE ALONG THE ARC OF SAID CURVE AND SOUTH LINE OF SAID TRACT "C" THROUGH A CENTRAL ANGLE OF 05°57'09", A DISTANCE OF 10.39 FEET; THENCE DEPARTING SAID CURVE AND SAID SOUTH LINE, SOUTH 27°50'20" EAST, A DISTANCE OF 12.64 FEET; THENCE SOUTH 62°09'40" WEST, A DISTANCE OF 10.00 FEET; THENCE NORTH 27°50'20" WEST, A DISTANCE OF 15.44 FEET TO THE POINT OF BEGINNING.

CONTAINING 141 SQUARE FEET, OR 0.00324 ACRES, MORE OR LESS.

LEGEND

LB = LICENSED BUSINESS

LS = LICENSED SURVEYOR

LTD. = LIMITED

NAD = NORTH AMERICAN DATUM

NO. = NUMBER P.B. = PLAT BOOK PG. = PAGE

O.R.B. = OFFICIAL RECORDS BOOK

P.O.B. = POINT OF BEGINNING

P.O.C. = POINT OF COMMENCEMENT 18-T37S-R41E = SECTION 18. TOWNSHIP 37 SOUTH,

RANGE 41 EAST

= UTILITY EASEMENT

SURVEYOR'S NOTES

- THE BEARINGS SHOWN HEREON REFER TO THE FLORIDA STATE PLANE COORDINATE SYSTEM, TRANSVERSE MERCATOR PROJECTION, EAST ZONE, NORTH AMERICAN DATUM OF 1983 (NAD83 /2011 ADJUSTMENT) HAVING A BEARING OF SOUTH 89°38'20" EAST ALONG THE NORTH LINE OF SECTION 18, TOWNSHIP 37 SOUTH, RANGE 41 EAST.
- 2. OTHER MATTERS OF RECORD AFFECTING LANDS SHOWN HEREON MAY BE FOUND IN THE PUBLIC RECORDS OF ST. LUCIE COUNTY, FLORIDA.

NOTE: SEE SHEET 2 OF 2 FOR SKETCH OF DESCRIPTION

DESCRIPTION NOT VALID UNLESS ACCOMPANIED WITH SKETCH OF DESCRIPTION AS SHOWN ON SHEET 2 OF 2 OF THIS DOCUMENT.

THIS IS NOT A SURVEY

SURVEYOR'S CERTIFICATION:

I HEREBY CERTIFY, TO THE BEST OF MY KNOWLEDGE AND BELIEF, THAT THE SKETCH AND DESCRIPTION SHOWN HEREON WAS PREPARED IN ACCORDANCE WITH THE "STANDARDS OF PRACTICE" FOR SURVEYING AND MAPPING IN THE STATE OF FLORIDA AS 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.

STEVEN N. BRICKLEY.

DEOEES AND MARDER

PROFESSIONAL SURVEYOR AND MAPPER

FLORIDALICENSE Novis 6841

BOWMAN CONSULTING GROUP, LTD., INC.

CURP RATION CERTIFICATE OF AUTHORIZATION No. LB 8030

NOT VALID WITHOUT THE SIGNATURE AND ORIGINAL RAISED SEAL OF A FLORIDATICENSED SURVEYOR AND MAPPER.

Bowman

Bowman Consulting Group, Ltd., Inc. 301 S. East Ocean Blvd., Suite 301 Stuart. Fl 34994 Phone: (772) 283-1413 Fax: (772) 220-7881

www.bowmanconsulting.com

Bowman Consulting Group, Ltd.

Professional Surveyors and Mappers, Certificate No. LB-8030

JENSEN VILLAGE AT THE JENSEN BEACH COUNTRY CLUB OF WEST JENSEN P.U.D. UTILITY EASEMENT

MARTIN COUNTY

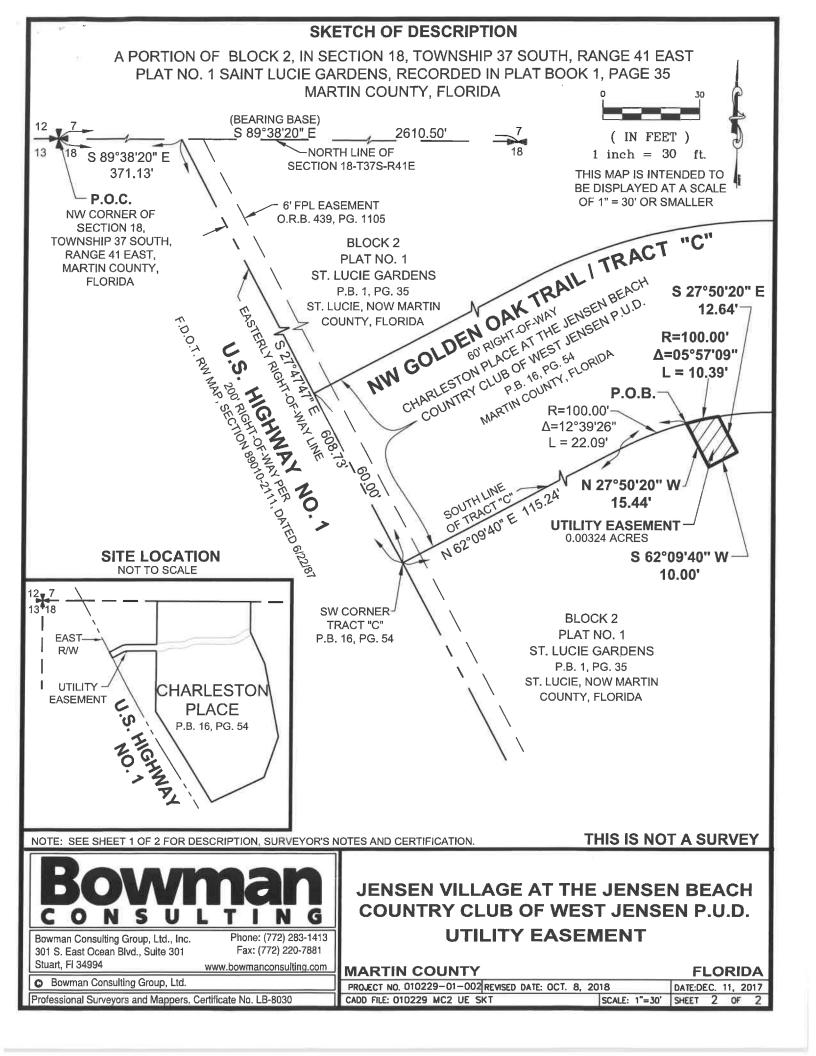
FLORIDA

OCTOBER 8, 2018

DATE OF SIGNATURE

 PROJECT NO. 010229-01-002 REVISED DATE: OCT. 8, 2018
 DATE: DEC. 11, 2017

 CADD FILE: 010229 MC2 UE SKT
 SCALE: N/A
 SHEET 1 OF 2



LEGAL DESCRIPTION TO ACCOMPANY SKETCH

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CONTAINING 300 SQUARE FEET, OR 0.00688 ACRES, MORE OR LESS.

LEGEND

LB = LICENSED BUSINESS PG. = PAGE LŞ = LICENSED SURVEYOR O.R.B. = OFFICIAL RECORDS BOOK LTD. = LIMITED P.O.B. = POINT OF BEGINNING P.O.C. = POINT OF COMMENCEMENT NAD = NORTH AMERICAN DATUM 18-T37S-R41E = SECTION 18, TOWNSHIP 37 SOUTH, NO. = NUMBER

RANGE 41 EAST P.B. = PLAT BOOK = UTILITY EASEMENT

SURVEYOR'S NOTES

- 1. THE BEARINGS SHOWN HEREON REFER TO THE FLORIDA STATE PLANE COORDINATE TRANSVERSE MERCATOR PROJECTION, EAST ZONE, NORTH AMERICAN DATUM OF 1983 (NAD83 /2011 ADJUSTMENT) HAVING A BEARING OF SOUTH 89°38'20" EAST ALONG THE NORTH LINE OF SECTION 18, TOWNSHIP 37 SOUTH, RANGE 41 EAST.
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STEVEN N. BRICKLEY

OCTOBER 8, 2018 DATE OF SIGNATURE

PROFESSIONAL SURVEYOR AND MAPPER FLORIDA LICENSE No. LS - 6841

BOWMAN CONSULTING GROUP, LTD., INC. CORPORATION CERTIFICATE OF AUTHORIZATION No. LB 8030

NOT VALID WITHOUT THE SIGNATURE AND ORIGINAL RAISED SEAL OF A HIGRID HICENSED SURVEYOR AND MAPPER.

Bowman Consulting Group, Ltd., Inc. 301 S. East Ocean Blvd., Suite 301 Stuart, FI 34994

Phone: (772) 283-1413 Fax: (772) 220-7881

www.bowmanconsulting.com

Bowman Consulting Group, Ltd.

Professional Surveyors and Mappers, Certificate No. LB-8030

JENSEN, VILLAGE AT THE JENSEN BEACH COUNTRY CLUB OF WEST JENSEN P.U.D. **UTILITY EASEMENT**

MARTIN COUNTY

FLORIDA

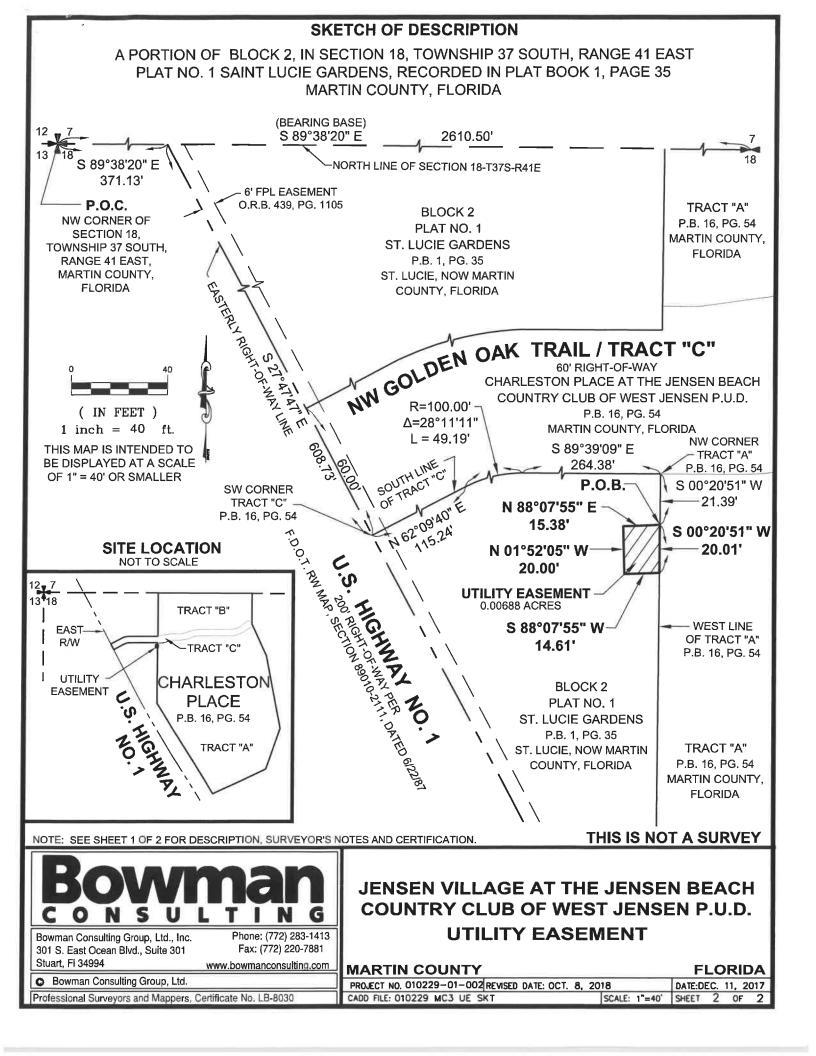
PROJECT NO. 010229-01-002 REVISED DATE: OCT. 8, 2018

DATE: DEC. 11, 2017

CADD FILE: 010229 MC3 UE SKT

SCALE: N/A

SHEET 1



LEGAL DESCRIPTION TO ACCOMPANY SKETCH

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CONTAINING 50 SQUARE FEET, OR 0.0015 ACRES, MORE OR LESS.

LEGEND

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RANGE 41 EAST

= UTILITY EASEMENT

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> **OCTOBER 8, 2018** DATE OF SIGNATURE

STEVEN N BEICKLEY

PROFESSIONAL SURVEYOR AND MAPPER

FLORID LICENSE NS LS 18841

BOWMAN CONSULTING CROUP, LTD., INC.

NOT VALID WITHOUT THE SIGNATURE AND ORIGINAL RAISED SEAL OF A ELORIDA ACENSED SURVEYOR AND MAPPER.

OVVI ONSULTI

Bowman Consulting Group, Ltd., Inc. 301 S. East Ocean Blvd., Suite 301 Stuart, Fl 34994

Phone: (772) 283-1413 Fax: (772) 220-7881

www.bowmanconsulting.com

Bowman Consulting Group, Ltd.

Professional Surveyors and Mappers, Certificate No. LB-8030

FORE JENSEN VILLAGE AT THE JENSEN BEACH COUNTRY CLUB OF WEST JENSEN P.U.D. **UTILITY EASEMENT**

MARTIN COUNTY

FLORIDA

PROJECT NO. 010229-01-002 REVISED DATE: OCT. 8, 2018 DATE: DEC. 8, 2017 CADD FILE: 010229 MC UE SKT SCALE: N/A SHEET 1 OF

