

Duo

PETITION NO. 1175

RESOLUTION NO. 2012-18, PAGE 1

WHEREAS, A Petition to Vacate, Discontinue, and Close a right of way and drainage easement on Punkin Center Rd. lying or being within the following described property located within Lake County:

THAT CERTAIN RIGHT OF WAY DEED RECORDED IN ORB 1091, PAGE 830, PUBLIC RECORDS OF LAKE COUNTY FLORIDA, MORE PARTICULARLY DESCRIBED AS:

A strip of land of equal width 10 feet wide off of the entire West side of the following described parcels:

Begin at the SW corner of the NE ¼ of Section 29, Township 20 South, Range 25 East, Lake County, Florida, run N 89°59'00" East for 160.00 feet, thence run N 30°32'30" East for 192.75 feet to the right of way of a 50-foot wide County Road, thence run Northwesterly along said right of way for a distance of 267 feet, more or less, to the West line of the NE ¼ of said Section 29, thence run S 0°27'40" West for 240.00 feet to the point of beginning;

AND ALSO,

The North 230 feet of the West 310 feet of the N ½ of the NW ¼ of NW ¼ of SE ¼, Section 29, Township 20 S., R. 25 East, Lake County, Florida.

AND ALSO,

THAT CERTAIN DRAINAGE EASEMENT RECORDED IN ORB 1091, PAGE 835, PUBLIC RECORDS OF LAKE COUNTY, FLORIDA, MORE PARTICULARLY DESCRIBED AS:

A strip of land of equal width 10 feet wide off of the entire South side of the following described parcel:

The North 230 feet of the West 310 feet of the N ½ of the NW ¼ of NW ¼ of SE ¼, Section 29, Township 20 S., R. 25 East, Lake County, Florida;

LESS AND EXCEPT any rights that Lake County may have acquired by any act of maintenance on said road pursuant to Chapter 95.361, Florida Statute, more particularly described as:

Any portion thereof lying North and West of the Southeasterly line of the following described parcel:

Commence at the Southwest corner of the Northeast ¼ of Section 29, Township 20 South, Range 25 East, thence N01°02'47"E 176.53 feet along the West line of said Northeast ¼ of said Section 29 to the intersection with the Easterly edge of Punkin Center Road (an unimproved road) and the POINT OF BEGINNING; thence N01°02'47"E 81.82 feet to the Southerly edge of paving of Number 2 Road; thence S78°57'57"E 59.53 feet along said Southerly edge of Number 2 Road to the intersection with the Easterly

PUBLIC WORKS  
437 ARDICE AVE  
EUSTIS FL 32726  
↑  
RECORDS

PETITION NO. 1175RESOLUTION NO. 2012-118, PAGE 2

edge of said unimproved Punkin Center Road and the beginning of a curve, concave to the Southeast; having a radius of 123.76 feet; thence Southwesterly 25.52 feet along the arc of said curve and Easterly edge of Punkin Center Road, through a central angle of 11°49'01", having a chord bearing of S75°32'48"W and a chord distance 25.48 feet to the beginning of a compound curve; concave to the Southeast; having a radius of 55.56 feet; thence Southwesterly 60.72 feet along the arc of said curve and Easterly edge of unimproved Punkin Center Road, having a chord bearing of S35°12'55"W and a chord distance of 57.75 feet; thence S06°34'45"W 16.99 feet along said Easterly edge of unimproved Punkin Center Road to the Point of Beginning.

Legal description based on Record Survey prepared by Lake County Department of Public Works, Engineering Division, Surveying Section, dated 3/23/11, Field Book 198, CAD NO 11012SAB.DWG.

Has been presented to the Board of County Commissioners and said Petition is in proper order and form; and

**WHEREAS**, said Board of County Commissioners did, on the 22nd day of May, 2012, authorize publication of Notice of the hearing of said Petition to Vacate, Discontinue and Close a right of way and drainage easement on Punkin Center Rd., that said Notice was duly published in the Lake Sentinel, a newspaper of general circulation published in Lake County, Florida, on the 12th day of June, 2012 and the 19th day of June, 2012, due proof of which has been filed with this Board; and

**WHEREAS**, said Notice required that all persons opposed to the vacating, discontinuing, and closing of a right of way and drainage easement on Punkin Center Rd. appear before the Board on the 26th day of June, 2012, and present their objections if any; and

**WHEREAS**, said Board of County Commissioners has, on the 26th day of June, 2012, at its Regular Meeting at 9:00 AM, at its Commission Chamber at Tavares, Lake County, Florida, considered said Petition to Vacate, Discontinue, and Close a right of way and drainage easement on Punkin Center Rd. and considered the advisability of vacating, discontinuing, and closing any right of Lake County and the public, in and to the above described right of way and drainage easement on Punkin Center Rd., and the advisability of vacating, discontinuing, and closing the same; and

**WHEREAS**, in accordance with Section 255.22, Florida Statutes, counties are required to reconvey donated land upon receipt of written request from the property owner when the donated land has not been used for the purposes originally conveyed; and

PETITION NO. 1175RESOLUTION NO. 2012-178, PAGE 3

WHEREAS, the property owner has made such a request pursuant to Section 255.22, Florida Statutes and, the Board finds that the County is statutorily obligated to vacate said right of way and drainage easement on Punkin Center Road as requested;

NOW, THEREFORE, BE IT RESOLVED by the Board of County Commissioners of Lake County, that:

**Section 1.** A right of way and drainage easement on Punkin Center Rd. hereinabove more particularly described, shall be henceforth vacated, discontinued, and closed.


**Section 2.** The Board of County Commissioners, acting for Lake County and the public, does hereby vacate, discontinue, and close any right, title or interest in and to said right of way and drainage easement on Punkin Center Rd..

**Section 3.** The title to said right of way and drainage easement on Punkin Center Rd. shall be vested in accordance with law.

**Section 4. Effective Date.** This Resolution shall be effective upon adoption.

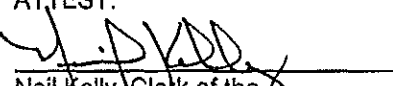
DONE AND RESOLVED this 26th day of June, 2012, in regular session of the Lake County Board of County Commissioners.

BOARD OF COUNTY COMMISSIONERS  
OF LAKE COUNTY, FLORIDA

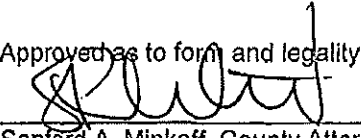
  
Leslie Campione, Chairman

This 26<sup>th</sup> day of June, 2012

ATTEST:

  
Neil Kelly, Clerk of the  
Board of County Commissioners  
of Lake County, Florida

Approved as to form and legality:

  
Sanford A. Minkoff, County Attorney

# Orlando Sentinel

RECEIVED

2012 JUN 22 AM 9:40

Lake County Bcc  
PO Box 7800

COUNTY FINANCE  
LAKE COUNTY FL

Tavares, FL 32778-7800

Before the undersigned authority personally appeared Pam L. Davis/Tamela Vargas/Deborah M. Toney, who on oath says that s/he is the Legal Advertising Representative of Orlando Sentinel, a daily newspaper published in Lake County, Florida; that the attached copy of advertisement, being a Public Hearing in the matter of Petition No. 1175 in the Lake County, was published in said newspaper in the issue(s); of

06/12/12 06/19/12

Affiant further says that the said Orlando Sentinel is a newspaper published in said Lake County, Florida, and that the said newspaper has heretofore been continuously published in said Lake County, Florida, each week day and has been entered as second-class mail matter at the post office in said Lake County, Florida, for a period of one year next preceding the first publication of the attached copy of advertisement; and affiant further says that s/he 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.

The foregoing instrument was acknowledged before me this 19 day of June, 2012, Pam L. Davis/Tamela Vargas/Deborah M. Toney, who is personally known to me and who did take an oath.



DEBORAH M. TONEY  
NOTARY PUBLIC  
STATE OF FLORIDA  
Commission # 12050521  
Expires 11/18/2013

1191112

CJEATON - 5637367042

PETITION NO. 1175

NOTICE OF PUBLIC HEARING OF PETITION TO VACATE RIGHT OF WAY AND DRAINAGE EASEMENT ON PUNKIN CENTER RD.

TO WHOM IT MAY CONCERN: YOU WILL TAKE NOTICE that a Petition to Vacate, Discontinue, and Close said right of way and drainage easement on Punkin Center Rd. of the County of Lake or the public in and to the following described property, to wit:

THAT CERTAIN RIGHT OF WAY BEING RECORDED IN ORB 1091, PAGE 830, PUBLIC RECORDS OF LAKE COUNTY, FLORIDA, MORE PARTICULARLY DESCRIBED AS:

A strip of land of equal width 10 feet wide off of the entire east side of the following described parcels:

Begin of the SW corner of the NE 1/4 of Section 29, Township 29 South, Range 25 East, Lake County, Florida, run N 89°59'00" East for 160.00 feet, thence run N 30°32'30" East for 192.75 feet to the right of way of a 50-foot wide County Road, thence run Northwest along said right of way for a distance of 267 feet, more or less, to the SE line of the NE 1/4 of said Section 29, thence run S 0°00'00" West for 240.00 feet to the point of beginning.

AND ALSO,

The North 230 feet of the West 310 feet of the N 1/2 of the NW 1/4 of NW 1/4 of SE 1/4, Section 29, Township 29 S., R. 25 East, Lake County, Florida.

AND ALSO,

THAT CERTAIN DRAINAGE EASEMENT RECORDED IN ORB 1091, PAGE 835, PUBLIC RECORDS OF LAKE COUNTY, FLORIDA, MORE PARTICULARLY DESCRIBED AS:

A strip of land of equal width 10 feet wide off of the entire South side of the following described parcel:

The North 230 feet of the West 310 feet of the N 1/2 of the NW 1/4 of NW 1/4 of SE 1/4, Section 29, Township 29 S., R. 25 East, Lake County, Florida;

LESS AND EXCEPT any rights that Lake County may have acquired by any act of maintenance on said road pursuant to Chapter 95-301, Florida Statutes, more particularly described as:

Any portion thereof lying North and West of the Southeastern line of the following described parcel:

Commence of the Southwest corner of the Northeast 1/4 of Section 29, Township 29 South, Range 25 East, thence N01°02'47"E 176.33 feet along the West line of said Northeast 1/4 of said Section 29 to the intersection with the Easterly edge of Punkin Center Road (an unimproved road) and the POINT OF BEGINNING; thence N01°02'47"E 61.82 feet to the Southerly edge of portion of Number 2 Road, thence S78°57'57"E 59.53 feet along said Southerly edge of Number 2 Road to the intersection with the Easterly edge of said unimproved Punkin Center Road and the beginning of a curve, concave to the Southeast; having a radius of 123.76 feet; thence Southwesterly 25.52 feet along the arc of said curve and Easterly edge of Punkin Center Road, through a central angle of 11°49'01", having a chord bearing of S75°32'48"W and a chord distance 25.49 feet to the beginning of a compound curve, concave to the Southeast; having a radius of 55.56 feet; thence Southwesterly 60.72 feet along the arc of said curve and Easterly edge of unimproved Punkin Center Road, having a chord bearing of S35°12'55"W and a chord distance of 57.75 feet; thence S08°34'45"W 16.99 feet along said Easterly edge of unimproved Punkin Center Road to the Point of Beginning.

Legal description based on Record Survey prepared by Lake County Department of Public Works, Engineering Division, Surveying Section, dated 3/2/11, Field Book 198, CAD NO 11012SAB.DWG.

Records of Lake County, Florida.

has been filed with the Board of County Commissioners of Lake County, Florida, and that said Board will consider said Petition at its regular meeting to be held on the 20th day of June, 2012, at 9:00 AM, or as soon thereafter as possible, and will take action thereon.

All persons opposed to said Petition are required to appear and be heard of the time and place aforesaid. DATED at Tavares, Lake County, Florida, this 22nd day of May, 2012.

If any person decides to appeal any decision made by the Board, a record of the proceedings will be needed. For purposes of appeal the record of proceedings should be a verbatim record of all of the proceedings which take place and should include the testimony and evidence upon which any appeal is to be based.

NEIL KELLY, CLERK  
Board of County Commissioners  
Lake County, Florida

# Orlando Sentinel

RECEIVED

2012 JUL -6 AM 9:17

Lake County Bcc  
PO Box 7800

COUNTY FINANCE  
LAKE COUNTY FL

Tavares, FL 32778-7800

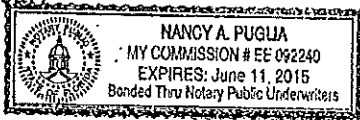
Before the undersigned authority personally appeared Pam L. Davis/Tamela Vargas/Deborah M. Toney, who on oath says that s/he is the Legal Advertising Representative of Orlando Sentinel, a daily newspaper published in Lake County, Florida; that the attached copy of advertisement, being a Legal Notices in the matter of Petition No. 1175 in the Lake County \_\_, was published in said newspaper in the issue(s); of

07/03/12

Affiant further says that the said Orlando Sentinel is a newspaper published in said Lake County, Florida, and that the said newspaper has heretofore been continuously published in said Lake County, Florida, each week day and has been entered as second-class mail matter at the post office in said Lake County, Florida, for a period of one year next preceding the first publication of the attached copy of advertisement; and affiant further says that s/he 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.

The foregoing instrument was acknowledged before me this 3 day of July, 2012, Pam L. Davis/Tamela Vargas/Deborah M. Toney, who is personally known to me and who did take an oath.

Nancy A. Puglia  
(seal)



1194091

CJEAFON - 56 3736 7042

PETITION NO. 1175

NOTICE OF ADOPTION OF RESOLUTION TO VACATE, DISCONTINUE AND CLOSE Right of Way and Drainage Easement on Punkin Center Rd.

TO WHOM IT MAY CONCERN: YOU WILL TAKE NOTICE that the Board of County Commissioners of Lake County, Florida, upon Petition, after publishing Notice thereof, did on the 26th day of June, 2012, at its regular meeting in the Courthouse in Tavares, Lake County, Florida, consider the vacating, discontinuing, and closing of any right of way the County and the Public in and to the following described right of way and drainage easement on Punkin Center Rd. and did vacate, discontinue, and close any right of Lake County, Florida, and the public in and to the land lying within said portion of said right of way and drainage easement on Punkin Center Rd. situated in Lake County, Florida, and being within the property described as follows:

THAT CERTAIN RIGHT OF WAY DEED RECORDED IN ORB 1091, PAGE 835, PUBLIC RECORDS OF LAKE COUNTY, FLORIDA, MORE PARTICULARLY DESCRIBED AS:

A strip of land of equal width 10 feet wide off of the entire West side of the following described parcels:

Begin of the SW corner of the NE 1/4 of Section 29, Township 20 South, Range 25 East, Lake County, Florida, run N 89°59'04" East for 160.00 feet; thence run N 30°32'30" East for 132.00 feet to the right of way of a 50-foot wide County Road; thence run Northwesterly along said right of way for a distance of 267 feet, more or less, to the West line of the NE 1/4 of said Section 29; thence run S 0°27'40" West for 240.00 feet to the point of beginning;

AND ALSO,

The North 230 feet of the West 310 feet of the N 1/2 of the NW 1/4 of NW 1/4 of SE 1/4, Section 29, Township 20 S., R. 25 East, Lake County, Florida.

AND ALSO,

THAT CERTAIN DRAINAGE EASEMENT RECORDED IN ORB 1091, PAGE 835, PUBLIC RECORDS OF LAKE COUNTY, FLORIDA, MORE PARTICULARLY DESCRIBED AS:

A strip of land of equal width 10 feet wide off of the entire South side of the following described parcel:

The North 230 feet of the West 310 feet of the N 1/2 of the NW 1/4 of NW 1/4 of SE 1/4, Section 29, Township 20 S., R. 25 East, Lake County, Florida;

LESS AND EXCEPT any rights that Lake County may have acquired by any act of maintenance pursuant to Chapter 95.361, Florida Statute, more particularly described as:

Any portion thereof lying North and West of the Southeasterly line of the following described parcel:

Commence of the Southwest corner of the Northeast 1/4 of Section 29, Township 20 South, Range 25 East; thence N01°02'47"E 176.53 feet along the West line of said Northeast 1/4 of said Section 29 to the intersection with the Easterly edge of Punkin Center Road (an unimproved road) and the POINT OF BEGINNING; thence N01°02'47"E 81.82 feet to the southerly edge of paving of Number 2 Road; thence S78°57'57"E 59.53 feet along said Southerly edge of Number 2 Road to the intersection with the Easterly edge of said unimproved Punkin Center Road and the beginning of a curve, concave to the Southeast; having a radius of 123.76 feet; thence Southwesterly 25.52 feet along the arc of said curve and Easterly edge of Punkin Center Road, through a centrot angle of 11°49'03" having a chord bearing of S75°32'48"W and a chord distance 25.48 feet to the beginning of a compound curve; concave to the Southeast; having a radius of 55.56 feet; thence Southwesterly 60.72 feet along the arc of said curve and Easterly edge of unimproved Punkin Center Road; having a chord bearing of S35°12'55"W and a chord distance of 57.73 feet; thence S06°34'45"W 16.19 feet along said Easterly edge of unimproved Punkin Center Road to the Point of Beginning.

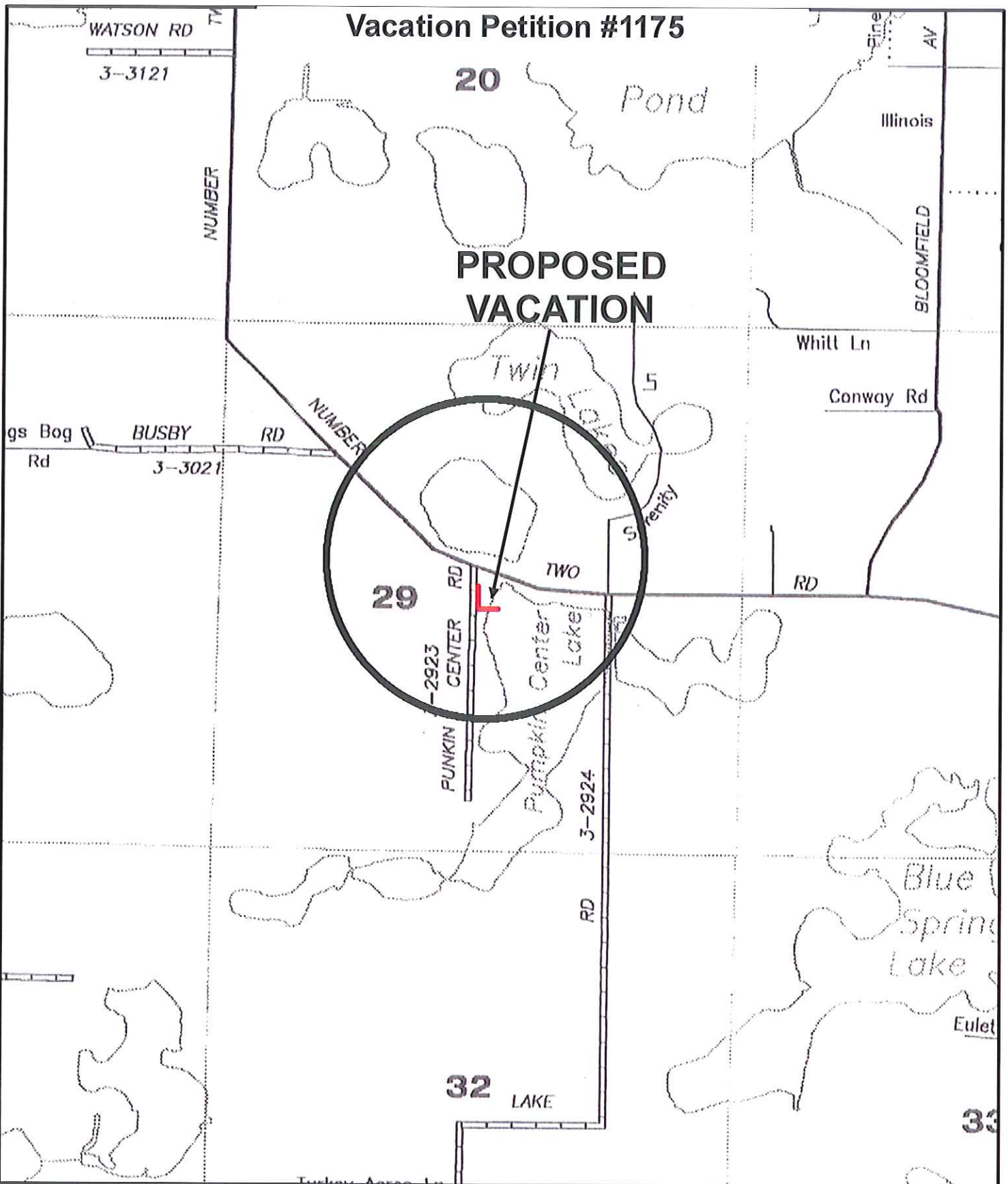
Legal description based on Record Survey prepared by Lake County Department of Public Works, Engineering Division, Surveying Section, dated 3/23/11, Field Book 198, CAD NO 11012SAB.DWG.

AND, It appearing to the Commissioners that the dedication thereof serves no useful purpose and that the general public will benefit from the vacating, discontinuation, and closing, therefore, the Commissioners did vacate, discontinue, and close the above described right of way and drainage easement on Punkin Center Rd. on said date.

DATED: 26th day of June, 2012

NEIL KELLY, CLERK  
Board of County Commissioners

# Vacation Petition #1175



SECTION	TOWNSHIP	RANGE
29	20	25
PREPARED BY Amanda Hull		
DATE 3/2/2012		

PRINT DATA	
SCALE	N/A
PROPOSED SCALE	8.5 x 11
DATE	

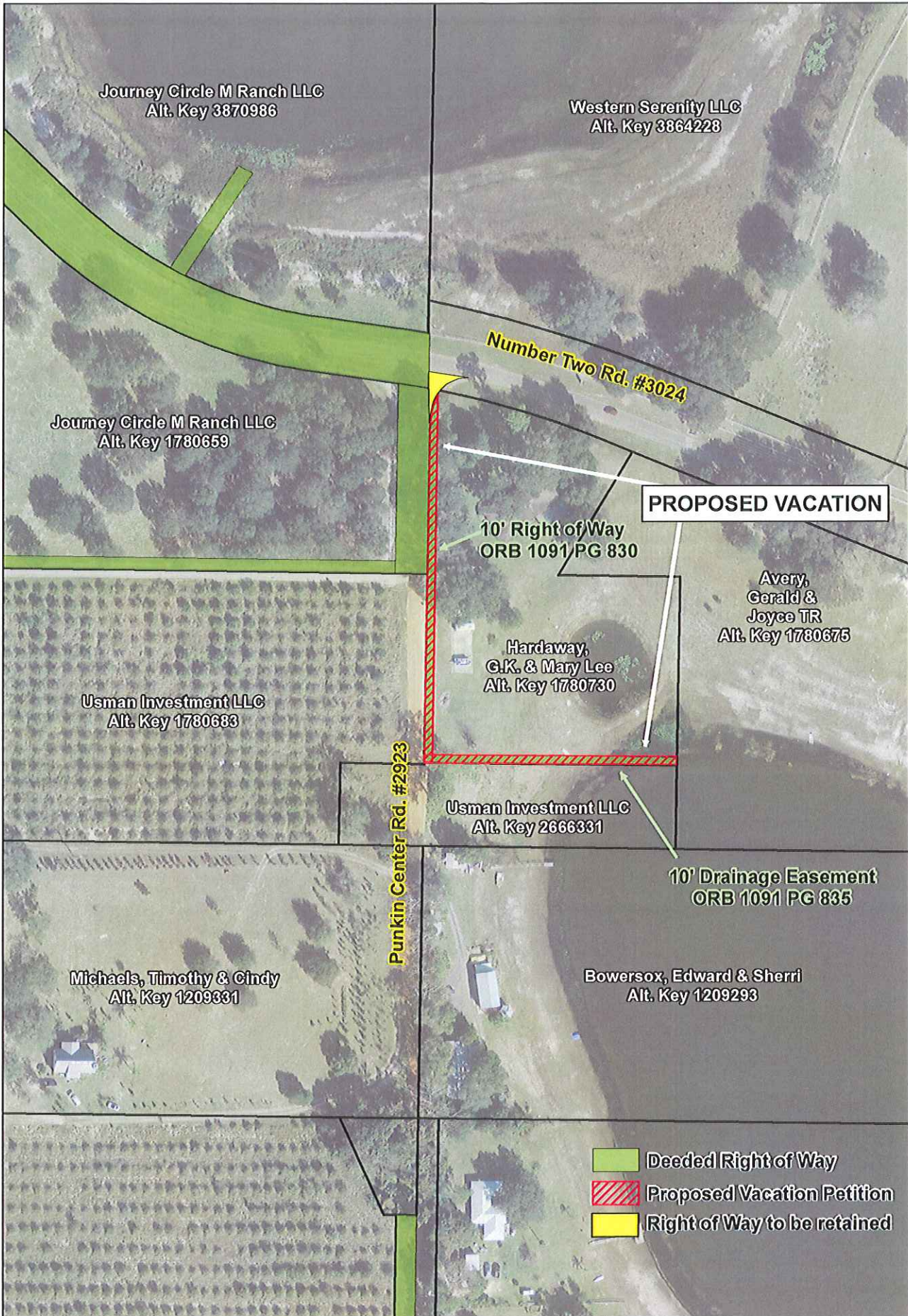
LAKE COUNTY  
 DEPARTMENT OF PUBLIC WORKS  
 ENGINEERING DIVISION / RIGHT OF WAY SECTION

THIS DRAWING IS A GENERAL REPRESENTATION AND IN NO WAY DOES LAKE COUNTY CERTIFY ITS ACCURACY

TITLE AND LEGEND

## Vacation Petition #1175

Site Map



SECTION	TOWNSHIP	RANGE
29	20	25
PREPARED BY: Amanda Hull	DATE: 3/5/2012	SCALE: N/A

LAKE COUNTY  
DEPARTMENT OF PUBLIC WORKS/  
ENGINEERING DIVISION / RIGHT OF WAY SECTION

THIS DRAWING IS A GENERAL REPRESENTATION AND IN  
NO WAY DOES LAKE COUNTY CERTIFY ITS ACCURACY

8: Right of Way 0262 Pac Maps 1/21175.pdf



**Vacation Petition**  
**#1175**