



REAL ESTATE MANAGEMENT ITEM 8

DATE: May 17, 2021

TO: Mayor Jerry L. Demings

-AND-

County Commissioners

THROUGH:

Mindy T. Cummings, Manager
Real Estate Management Division

Kenneth Woods, Acquisition Agent

Real Estate Management Division FROM:

Real Estate Management Division

CONTACT

PERSON: Mindy T. Cummings, Manager

DIVISION: Real Estate Management

Phone: (407) 836-7090

ACTION

Approval of Quit-Claim Deed between State of Florida Department of **REQUESTED:**

Transportation and Orange County and authorization to disburse funds to

pay recording fees and record instrument

Kennedy Boulevard (Forest City Road to Wymore Road) PROJECT:

District 2

To remise, release, and quit-claim unto the County a "Cross Access **PURPOSE:**

Easement"

Quit-Claim Deed (Parcels 1003.4D/1004.4D) ITEM:

BUDGET: Account No.: 1031-072-3096-6110

FUNDS: \$69.50 Payable to Orange County Comptroller

(recording fees)

APPROVALS: Real Estate Management Division

Orange County Attorney's Office

Public Works Department

Real Estate Management Division Agenda Item 8 May 17, 2021 Page 2

REMARKS: This action will grant Orange County interest in the State of Florida

Department of Transportation's "Cross Access Easement" encumbering Parcels 1003 and 1004 of Orange County's Kennedy Boulevard (Forest

City Road to Wymore Road) road-widening project as needed.

REQUEST FOR FUNDS FOR LAND ACQUISITION

X Under BCC Approval		Under Ordinance Approval		
Date: April 12, 202	1 То	tal Amount: \$69.50	26/21	
Project: Kennedy Blv	vd (Forest City Rd to Wymore Rd)	Parcels: 1003.4D/1004.4D	- .	
Charge to Account #	± 1031-072-3096-6110	Controlling Agency Approval Signature Printed Name: Pat Davis Printed Name	© 5 / 2 6 / 2 > 2 / e Date Date	
TYPE TRANSACTION X Pre-	DN (Check appropriate block{s}) Condemnation Post-Condemnatio	onN/A District #	2	
Acquisition at Acquisition at	t Approved Appraisal t Below Approved Appraisal t Above Approved Appraisal ment Requested	Orange County Comptroller Recording Fee \$69.50		
DOCUMENTATION	ATTACHED (Check appropriate block(s))	_		
Contract/ Agr X Copy of Execution Certificate of Settlement A	cuted Instruments Value			
Payable to: Orang	ge County Comptroller (\$69.50)			
IMPORTANT: CHEC	CKS ARE TO BE PICKED UP BY THE REAL I	signed by Kenneth T.		
Payment Approved				
or Payment Approved	Mindy T. Cummings, Manager, Real Est Alex Feinman	tate Management Div. Digitally signed by Alex Feinman Date: 2021.04.13 14:08:52 -04'00'	ate	
	Alex Feinman, Asst. Mgr. Real Estate M	anagement Div. D	ate	
CertifiedApproved by BCC C	Deputy Clerk to the Board		N 0 8 2021	
Examined/Approved	•			
	Comptroller/Government Grants	Check N	o. / Date	
KEMAKKS: Anticip	ated Closing Date: As soon as checks	are available.		

APPROVED
BY ORANGE COUNTY BOARD
OF COUNTY COMMISSIONERS
JUN 0 8 2021

EPPROVEG

SY DRANGE COUNTY BOARS
OF COUNTY COMMISSIONERS

JUN 0 8 2021

Prepared by and return to: Jeffrey Sponenburg, a staff employee in the course of duty with the Real Estate Management Division of Orange County, Florida

Instrument: 1003.4D/1004.4D

Project: Kennedy Boulevard (Forest City Road to Wymore Road)

This document constitutes a conveyance from a state agency or instrumentality to an agency of the state and is not subject to documentary stamp tax. Department of Revenue Rule 12B-4.014(10), F.A.C.

QUIT-CLAIM DEED

THIS QUIT-CLAIM DEED, made and executed the day of July, by State of Florida Department of Transportation, whose address is 719 South Woodland Boulevard, DeLand, Florida 32720-6834, GRANTOR, to Orange County, a charter county and political subdivision of the state of Florida, whose address is P. O. Box 1393, Orlando, Florida 32802-1393, GRANTEE.

WITNESSETH, that the said GRANTOR, for and in consideration of the sum of \$10.00 and other valuable considerations, receipt whereof is hereby acknowledged, does hereby remise, release, and quit-claim unto the GRANTEE forever, all the right, title, interest, claim, and demand, if any, which GRANTOR has as the holder of an easement established by that certain Access and Utility Easement Agreement recorded in Official Records Book 7091, Page 3216, of the Public Records of Orange County, Florida, and as the holder of that certain "Cross Access Easement" depicted on that certain plat of Eatonville Commercial Center recorded in Plat Book 57, Pages 52 through 57, inclusive, of the Public Records of Orange County, Florida, over, across and through only the following described piece, parcel, or tract of land, lying and being in Orange County, Florida, to-wit:

SEE ATTACHED SCHEDULE "A"

Property Appraiser's Parcel Identification Numbers:

portions of <u>33-21-29-2372-00-010</u> and <u>33-21-29-2372-00-040</u>

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

TO HAVE AND TO HOLD the same together with all and singular the appurtenances thereunto belonging or in anywise appertaining, and all the estate, right, title, interest, lien, equity, and claim whatsoever of the GRANTOR, either in law or equity, to the only proper use, benefit, and behoove of the said GRANTEE forever.

Instrument: 1003.4D/1004.4D

Project: Kennedy Boulevard (Forest City Road to Wymore Road)

IN WITNESS WHEREOF, the said GRANTOR has caused these presents to be executed in its name on the day and year first above written.

Signed, sealed, and delivered	State of Florida Pepartment of Transportation				
in the presence of: Witness Witness	BY:				
CMStal Bass Printed Name	Michael Shannon, P.E. Printed Name				
Witness	District Five Secretary Title				
Katherine Hokesh Printed Name	By: Office of the General Counsel				
STATE OF FLORIDA					
COUNTY OF VOLUSTA					
The foregoing instrument was acknowledged before me this day of July, 20 19, by Michael Shannen, f.E., District Five Secretary Department of Transportation. He/She is personally known to me or has produced as identification.					
(Notary Seal)	Notary Signature Notary Signature				
CRYSTAL BASS Notary Public - State of Florida Commission # GG 010124	Crystal Bass Printed Notary Name				
My Comm. Expires Nov 5, 2020	Notary Public in and for the county and state aforesaid.				
	My commission expires:				

Instrument: 1003.4D/1004.4D
Project: Kennedy Boulevard (Forest City Road to Wymore Road)

SCHEDULE "A"

5 Pages Attached

SCHEDULE "A"
KENNEDY BOULEVARD
PARCEL No.: 1003

LEGAL DESCRIPTION

ALL THAT TRACT OR PARCEL OF LAND LYING IN THE SOUTHEAST 1/4 OF SECTION 33, TOWNSHIP 21 SOUTH, RANGE 29 EAST, ORANGE COUNTY, FLORIDA, BEING A PORTION OF LOT 1, EATONVILLE COMMERCIAL CENTER, ACCORDING TO THE PLAT THEREOF, AS RECORDED IN PLAT BOOK 57, PAGES 52 THROUGH 57 OF THE PUBLIC RECORDS OF ORANGE COUNTY, FLORIDA, AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE NORTHEAST CORNER OF THE SOUTHEAST 1/4 OF SECTION 33, TOWNSHIP 21 SOUTH, RANGE 29 EAST, ORANGE COUNTY, FLORIDA, BEING A FOUND RAILROAD SPIKE WITH NO IDENTIFICATION; THENCE NORTH 89'54'10" WEST ALONG THE NORTH LINE OF THE SOUTHEAST 1/4 OF SAID SECTION 33, A DISTANCE OF 950.14 FEET TO A POINT; THENCE SOUTH 00°05'50" WEST, A DISTANCE OF 53.06 FEET TO THE POINT OF INTERSECTION OF THE EXISTING RIGHT OF WAY LINE OF KENNEDY BOULEVARD PER ORANGE COUNTY ROAD PLAT BOOK 1, PAGES 88 THROUGH 95 OF THE PUBLIC RECORDS OF ORANGE COUNTY, FLORIDA, AND THE EAST LINE OF LOT 1, EATONVILLE COMMERCIAL CENTER, ACCORDING TO THE PLAT THEREOF, AS RECORDED IN PLAT BOOK 57, PAGES 52 THROUGH 57 OF THE PUBLIC RECORDS OF ORANGE COUNTY, FLORIDA, SAID POINT ALSO BEING THE POINT OF BEGINNING: THENCE CONTINUE SOUTH 00°05'50" WEST ALONG SAID EAST LINE, A DISTANCE OF 8.68 FEET TO A POINT: THENCE SOUTH 89'54'46" WEST ALONG A LINE 8.68 FEET SOUTH OF AND PARALLEL TO SAID EXISTING RIGHT OF WAY LINE OF KENNEDY BOULEVARD, A DISTANCE OF 286.05 FEET TO A POINT; THENCE SOUTH 44°33'36" WEST, A DISTANCE OF 49.25 FEET TO A POINT ON THE EASTERLY RIGHT OF WAY LINE OF FOREST CITY ROAD (STATE ROAD 434) PER SAID PLAT; THENCE NORTH 00°26'39" WEST ALONG SAID EASTERLY RIGHT OF WAY LINE, A DISTANCE OF 18.38 FEET TO A POINT ON SAID SOUTHERLY RIGHT OF WAY LINE OF KENNEDY BOULEVARD; THENCE NORTH 44°33'36" EAST ALONG SAID SOUTHERLY RIGHT OF WAY LINE, A DISTANCE OF 35.61 FEET TO A POINT; THENCE NORTH 89'54'46" EAST ALONG THE NORTH LINE OF SAID LOT 1 AND ALONG SAID EXISTING RIGHT OF WAY LINE, A DISTANCE OF 295.77 FEET TO THE POINT OF BEGINNING.

CONTAINING 3,077 SQUARE FEET MORE OR LESS.

GENERAL NOTES:

 THE PURPOSE OF THIS SKETCH IS TO DELINEATE THE DESCRIPTION ATTACHED HERETO. THIS DOES NOT REPRESENT A BOUNDARY SURVEY.

2. A CERTIFICATE OF TITLE INFORMATION PREPARED BY FIRST AMERICAN TITLE INSURANCE COMPANY, DATED DECEMBER 17, 2013, FILE NUMBER 2037—3086278/13.00143, WAS REVIEWED BY THE SURVEYOR. EXCEPTIONS LISTED THEREIN (IF ANY) WHICH AFFECT THE PARCEL DESCRIBED HEREON, WHICH CAN BE DELINEATED OR NOTED, ARE SHOWN HEREON.

3. THE BEARINGS SHOWN HEREON ARE BASED ON THE NORTH LINE OF THE SOUTHEAST 1/4 OF SECTION 33, TOWNSHIP 21

SOUTH, RANGE 29 EAST, HAVING A BEARING OF NORTH 89'54'10" WEST, AN ASSUMED DATUM.
4. UNLESS IT BEARS THE SIGNATURE AND ORIGINAL RAISED SEAL OF A FLORIDA LICENSED SURVEYOR AND MAPPER, THIS SKETCH IS FOR INFORMATIONAL PURPOSES ONLY.

5. THIS SKETCH MAY HAVE BEEN REDUCED IN SIZE BY REPRODUCTION, THIS MUST BE CONSIDERED WHEN OBTAINING SCALED DATA.

 ALL RECORDING REFERENCES SHOWN ON THIS SKETCH REFER TO THE PUBLIC RECORDS OF ORANGE. COUNTY, FLORIDA, UNLESS OTHERWISE NOTED.

7. THIS SKETCH IS NOT A SURVEY.

REVISIONS

- 1. UPDATED SKETCH AND LEGAL DESCRIPTION PER ORANGE COUNTY COMMENTS 1/10/2005.
- 2. UPDATED SKETCH AND LEGAL DESCRIPTION 2/22/2014.
- 3. UPDATED SKETCH AND LEGAL DESCRIPTION 4/20/2016.

PAGE	- 1	-	- 7
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For: ORANGE COUNTY				
Date: SEPTEMBER 2008				
Project No.: 004-01				
Drawn: PMM Chkd.: HPV				

LEGAL DESCRIPTION
KENNEDY BOULEVARD

GEODATA CONSULTANTS,	NC.
SURVEYING & MAPPING	3.
1949 SOUTH INTERNATIONAL PARKY SUITE 2401	MY
LAKE MARY, FLORIDA 32746	
VOICE: (407) 732-6965 FAX: (407) 878	-084
Land Surveyor Business License No. 8558	

PARCEL No.: 1003 POINT OF COMMENCEMENT KENNEDY BOULEVARD STATION 43+43.64 (RIGHT OF WAY VARIES) STATION 30+00.00 NE CORNER OF THE SE 1/4 FOUND RAILROAD SPIKE NO ID NORTH LINE OF THE SE 1/4 SECTION 33-21-29 DESTROYED BY RESURFACING OF SECTION 33, FOUND RAILROAD SPIKE NO ID RESET NAIL AND DISK "GEODATA LB 6556" TOWNSHIP 21 SOUTH, N89'54'10"W RANGE 29 EAST N89'54'10"W 950.14 (BASIS OF BEARINGS) N89°54'46"E 1343.64' BASELINE OF SURVEY 50.00' TO B OF SURVEY 8.68 NORTH LINE OF EXISTING RIGHT OF WAY PER ORANGE COUNTY ROAD PLAT BOOK 1, PAGES 88-98 PB 57, PGS 52-57 N89'54'10"W 1056.30' N89'54'46"E 295.77" 8.68° -/ S00005° W 286.05 S89'54'46"W NORTH LINE OF LOT 1 POINT OF BEGINNING 5 STATION 33+93.33, 50.00' RIGHT PARCEL 1003 P RIGHT OF WAY AREA: 3,077 SQUARE FEET ± 10' DISTRIBUTION EASEMENT EAST OFFICIAL RECORDS BOOK 7592, PAGE 4317 LOT 1 10' DISTRIBUTION EASEMENT OFFICIAL RECORDS BOOK 7592, PAGE 4323 EXISTING CROSS ACCESS WAY EASEMENT PER PLAT EATONVILLE COMMERCIAL CENTER 6 PLAT BOOK 57, PAGES 52-57 RGHT 10' DISTRIBUTION EASEMENT OFFICIAL RECORDS BOOK 7592, PAGE 4317 EASTERLY LEGEND = BASELINE Chkd. = CHECKED ID = IDENTIFICATION NO. = NUMBER PB = PLAT BOOK **PGS** PAGES SCALE: 1" = 60' SECTION 33, TOWNSHIP 21 SOUTH, RANGE 29 EAST For: ORANGE COUNTY GEODATA CONSULTANTS, INC. Date: SEPTEMBER 2008 SURVEYING & MAPPING 1949 SOUTH INTERNATIONAL PARKWAY SUITE 2401 LAKE MARY, FLORIDA 32746 Project No.: 004-01 VOICE: (407) 732-6965 FAX: (407) 878-0841 Lond Surveyor Business License No. 8666 Chkd .: HPV Drawn: PMM H. Poul deViver

SKETCH OF DESCRIPTION NOT A BOUNDARY SURVEY KENNEDY BOULEVARD

SCHEDULE "A"

KENNEDY BOULEVARD PARCEL No.: 1004

LEGAL DESCRIPTION

ALL THAT TRACT OR PARCEL OF LAND LYING IN THE SOUTHEAST 1/4 OF SECTION 33, TOWNSHIP 21 SOUTH, RANGE 29 EAST, ORANGE COUNTY, FLORIDA, BEING A PORTION OF LOT 4 AND TRACT "A", EATONVILLE COMMERCIAL CENTER, ACCORDING TO THE PLAT THEREOF, AS RECORDED IN PLAT BOOK 57, PAGES 52 THROUGH 57 OF THE PUBLIC RECORDS OF ORANGE COUNTY, FLORIDA, AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE NORTHEAST CORNER OF THE SOUTHEAST 1/4 OF SECTION 33, TOWNSHIP 21 SOUTH, RANGE 29 EAST, ORANGE COUNTY, FLORIDA, BEING A FOUND RAILROAD SPIKE WITH NO IDENTIFICATION; THENCE NORTH 89°54'10" WEST ALONG THE NORTH LINE OF THE SOUTHEAST 1/4 OF SAID SECTION 33, A DISTANCE OF 15.33 FEET TO A POINT: THENCE SOUTH 00°28'35" EAST, A DISTANCE OF 50.05 FEET TO THE POINT OF INTERSECTION OF THE EXISTING RIGHT OF WAY LINE OF KENNEDY BOULEVARD PER ORANGE COUNTY ROAD PLAT BOOK 1, PAGES 88 THROUGH 95 OF THE PUBLIC RECORDS OF ORANGE COUNTY. FLORIDA, AND THE EAST LINE OF TRACT "A", EATONVILLE COMMERCIAL CENTER, ACCORDING TO THE PLAT THEREOF, AS RECORDED IN PLAT BOOK 57, PAGES 52 THROUGH 57 OF THE PUBLIC RECORDS OF ORANGE COUNTY, FLORIDA, SAID POINT ALSO BEING THE POINT OF BEGINNING; THENCE CONTINUE SOUTH 00°28'35" EAST ALONG THE EAST LINE OF SAID TRACT "A", A DISTANCE OF 12.00 FEET TO A POINT; THENCE SOUTH 89°54'46" WEST ALONG A LINE 12 FEET SOUTH OF AND PARALLEL TO SAID EXISTING RIGHT OF WAY LINE OF KENNEDY BOULEVARD, A DISTANCE OF 66.65 FEET TO A POINT; THENCE NORTH 8706'35" WEST, A DISTANCE OF 173.29 FEET TO A POINT; THENCE SOUTH 89'54'46" WEST ALONG A LINE 3 FEET SOUTH OF AND PARALLEL TO SAID EXISTING RIGHT OF WAY LINE OF KENNEDY BOULEVARD, A DISTANCE OF 366.49 FEET TO A POINT ON A NON-TANGENT CURVE; THENCE FROM A TANGENT BEARING OF SOUTH 87"22'10" WEST, RUN 256.11 FEET IN A WESTERLY DIRECTION ALONG THE ARC OF SAID CURVE, CONCAVE TO THE NORTH, HAVING A DELTA ANGLE OF 02'32'36", A RADIUS LENGTH OF 5769.58 FEET, A CHORD BEARING OF SOUTH 88'38'28" WEST AND A CHORD LENGTH OF 256.09 FEET TO A POINT OF TANGENCY; THENCE SOUTH 89"54'46" WEST ALONG A LINE 8.68 FEET SOUTH OF AND PARALLEL TO SAID EXISTING RIGHT OF WAY LINE OF KENNEDY BOULEVARD, A DISTANCE OF 73.20 FEET TO A POINT ON THE WEST LINE OF LOT 4 PER SAID PLAT: THENCE NORTH 00°05'50" EAST ALONG SAID WEST LINE, A DISTANCE OF 8.68 FEET TO A POINT ON SAID EXISTING RIGHT OF WAY LINE OF KENNEDY BOULEVARD; THENCE NORTH 89'54'46" EAST ALONG SAID EXISTING RIGHT OF WAY LINE OF KENNEDY BOULEVARD, A DISTANCE OF 935.32 FEET TO THE POINT OF BEGINNING.

CONTAINING 5,569 SQUARE FEET MORE OR LESS.

GENERAL NOTES:

- THE PURPOSE OF THIS SKETCH IS TO DELINEATE THE DESCRIPTION ATTACHED HERETO. THIS DOES NOT REPRESENT A
 BOUNDARY SURVEY.
- 2. A CERTIFICATE OF TITLE INFORMATION PREPARED BY FIRST AMERICAN TITLE INSURANCE COMPANY, DATED DECEMBER 17, 2013, FILE NUMBER 2037—3086281/13.00143, WAS REVIEWED BY THE SURVEYOR. EXCEPTIONS LISTED THEREIN (IF ANY) WHICH AFFECT THE PARCEL DESCRIBED HEREON, WHICH CAN BE DELINEATED OR NOTED, ARE SHOWN HEREON.
- 3. THE BEARINGS SHOWN HEREON ARE BASED ON THE NORTH LINE OF THE SOUTHEAST 1/4 OF SECTION 33, TOWNSHIP 21
- SOUTH, RANGE 29 EAST, HAVING A BEARING OF NORTH 89'54'10" WEST, AN ASSUMED DATUM.

 4. UNLESS IT BEARS THE SIGNATURE AND ORIGINAL RAISED SEAL OF A FLORIDA LICENSED SURVEYOR AND MAPPER, THIS SKETCH IS FOR INFORMATIONAL PURPOSES ONLY.
- THIS SKETCH MAY HAVE BEEN REDUCED IN SIZE BY REPRODUCTION. THIS MUST BE CONSIDERED WHEN OBTAINING SCALED DATA.
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- 7. THIS SKETCH IS NOT A SURVEY.

REVISIONS

- 1. REVISED SKETCH AND LEGAL DESCRIPTION PER COUNTY COMMENTS 9/17/04.
- 2. UPDATED SKETCH AND LEGAL DESCRIPTION 3/13/2014.

PAGE __1__ OF__ 3_

For: ORANGE COUNTY

Date: SEPTEMBER 2008

Project No.: 004-01

Drawn: PMM Chkd.: HPV

LEGAL DESCRIPTION KENNEDY BOULEVARD GEODATA CONSULTANTS, INC.

SURVEYING & MAPPING

1349 SOUTH INTERNATIONAL PARKWAY
SUITE 2401

LAKE MARY, FLORIDA 32746

VOICE: (407) 732-6965 FAX: (407) 878-0841

Land Surveyor Buelnase License No. 6558

NOT A BOUNDARY SURVEY KENNEDY BOULEVARD PARCEL No.: 1004 STATION 30+00.00 FOUND RAILROAD SPIKE NO ID DESTROYED BY RESURFACING RESET NAIL AND DISK "GEODATA LB 6556" KENNEDY BOULEVARD (RIGHT OF WAY VARIES) NORTH LINE OF PLAT NORTH LINE OF THE SE 1/4 BOOK 57, PAGES 52-57 OF SECTION 33, N89'54'10"W 1056.30' S TOWNSHIP 21 SOUTH, EXISTING R/W PER RANGE 29 EAST ORANGE COUNTY ROAD PLAT BOOK 1, N89'54'10"W PAGES 88 THROUGH 95 (BASIS OF BEARINGS) BASELINE OF SURVEY 50.00 TO B N89'54'46"E 1343.64' N89'54'46"E 935.32' S89'54'46"W 366.49' NON-TANGENT TANGENT BEARING = 73.20 S89'54'48"W S87'22'10"W $\Delta = 02^{\circ}32'36''$ R=5769.58' **EXISTING CROSS** LOT 1 L=256.11' -ACCESS EASEMENT CH=256.09' PER PLAT CB=S88'38'28"W .10' DISTRIBUTION EASEMENT PER **EXISTING CROSS** ORB 7592, PAGE 4317 ACCESS EASEMENT PER PLAT PARCEL 1004 5' DISTRIBUTION EASEMENT RIGHT OF WAY ORB 10171, PAGE 2493 AREA: 5,569 SQUARE FEET ± LOT 4 WEST LINE OF TRACT "A" LOT 4 EATONVILLE COMMERCIAL CENTER PLAT BOOK 57, PAGES 52-57 SCALE: 1" = 100' SEE PAGE 3 OF 3 FOR LEGEND SEE SHEETS 4, 5, AND 6 OF R/W MAP SECTION 33, TOWNSHIP 21 SOUTH, RANGE 29 EAST PAGE OF For: ORANGE COUNTY GEODATA CONSULTANTS, INC. Date: SEPTEMBER 2008 SKETCH OF DESCRIPTION SURVEYING & MAPPING 1349 SOUTH INTERNATIONAL PARKWAY Project No.: 004-01 KENNEDY BOULEVARD SUITE 2401 LAKE MARY, FLORIDA 32746 VOICE: (407) 732-6965 FAX: (407) 878-084. Land Surveyor Business License No. 6558 Drawn: PMM Chkd.: HPV

SKETCH OF DESCRIPTION

