

Meeting Date
September 16, 2014



AGENDA	
Section	Public Hearing
Item No.	III.A.

AGENDA REPORT
BREVARD COUNTY BOARD OF COUNTY COMMISSIONERS

SUBJECT:	Petition to Vacate, Re: 7.5 ft. Public Utility & Drainage Easement – Fabien Circle - Six Mile Creek Phase II - Danielle Odom – District 4
	Public Works Department – Surveying Section

Requested Action:

It is requested that the Board of County Commissioners conduct a public hearing to consider vacating the 7.5 ft. public utility & drainage easement at the west line of Lot 18, Blk A, Six Mile Creek Phase II in Section 04, Township 26 South, Range 36 East and accept a 7.5 ft. public utility and drainage easement along the north, west, and south lines of Tract E. If approved, it is requested that the Board authorize the Chairman to execute the attached Resolution approving the vacating.

Summary Explanation & Background:

Florida Statutes, Section 336.09 and Brevard County Article II, Section 86-36, provide a method to the Board of County Commissioners to vacate and abandon unused rights-of-way and easements.

The petitioner owns said Lot 18, Blk A described above together with an adjoining portion of Tract E as identified on the survey. The petitioner requests the vacating of a 7.5 ft. Public Utility and Drainage Easement to facilitate future residential expansion and or pool construction. In order for the petitioner to obtain the necessary permits for the proposed construction, the petitioner has requested the Board to consider vacating the requested easement. The petitioner has agreed to dedicate a replacement 7.5 ft. Public Utility and Drainage Easement along the north, west and south lines of Tract E to Brevard County as shown on the survey.

August 28, 2014, the legal notice was advertised in Florida TODAY informing the public of the date a public hearing would be held to consider the vacating.

All pertinent county agencies and public utility companies have been notified. At this time, no objections have been received. The property is located 1.2 miles south of Viera Blvd. along Murrell Road and 0.6 miles westerly of Murrell Road along connecting subdivision roadways. Resolution 2013-223 in Six Mile Creek Ph. III similarly vacated a 7.5 ft. Public Utility and Drainage Easement at the rear lot line in exchange for a replacement 7.5 ft. Public Utility and Drainage Easement along the perimeter of an adjoining parcel.

Fiscal Impact: The petitioners are charged \$640 for processing, advertising, and recording costs associated with the vacating of a county right-of-way or easement. These fees are deposited in Fund 0002-30265-3699000, revenue account for vacatings. This action is in keeping with the County's efforts to create cooperative partnerships between County Government and its citizenry. No additional funding will be requested for next year's budget.

Name: Marc.Cazessus@brevardcounty.us
Phone: Ext. 57315

Clerk to the Board instruction: Advertise Final Legal Notice and Record Vacating Resolution Documents

Exhibits Attached: Resolution, Maps & Comment Summary

Contract /Agreement (If attached): Reviewed by County Attorney Yes No PR

County Manager 	Assistant County Manager Mel Scott 	Department Director / Extension
Stockton Whitten	Assistant County Manager Venetta Valdengo	John Denninghoff / Ext. 57202



Tammy Etheridge, Clerk to the Board, 400 South Street • P.O. Box 999, Titusville, Florida 32781-0999

Telephone: (321) 637-2001
Fax: (321) 264-6972

October 22, 2014

MEMORANDUM

TO: Recording

RE: Item III.A., Resolution Vacating 7.5 Foot Public Utility and Drainage Easement – Fabien Circle – Six Mile Creek Phase II – Danielle Odom

The Board of County Commissioners, in regular session on September 16, 2014, adopted a Resolution vacating 7.5 foot public utility and drainage easement – Fabien Circle – Six Mile Creek Phase II, as petitioned by Danielle Odom. Enclosed are the proof of the publication setting the public hearing, Resolution No. 14-158, with attached Exhibits, proof of publication advertising the vacating, and Permanent Public Utility and Drainage Easement.

Please record the same in Public Records, bill to Public Works Department's Account Number 3175 or call Marc Cazessus at 5-7315 if you have any questions; and return the recorded documents to this office, **including a receipt for the recordation.**

Your continued cooperation is always appreciated.

Sincerely,

BOARD OF COUNTY COMMISSIONERS
SCOTT ELLIS, CLERK

Tammy Etheridge, Deputy Clerk

/jl

Encls. (4)



Tammy Etheridge, Clerk to the Board, 400 South Street • P.O. Box 999, Titusville, Florida 32781-0999

Telephone: (321) 637-2001
Fax: (321) 264-6972

November 26, 2014

Ms. Danielle Odom
1931 Fabien Circle
Melbourne, FL 32940

Dear Ms. Odom:

RE: Item III.A., Resolution Vacating 7.5 Foot Public Utility and Drainage Easement on Fabien Circle, Six Mile Creek, Phase II

The Board of County Commissioners, in regular session on September 16, 2014, adopted Resolution No. 14-158, vacating a 7.5 foot public utility and drainage easement on Fabien Circle, Six Mile Creek, Phase II as petitioned by you. Said Resolution and Permanent Public Utility and Drainage Easement has been recorded in ORBK 7255, PGs 1152 through 1159. Enclosed is a certified copy of the recorded Resolution for your records.

Your continued cooperation is always appreciated.

Sincerely,

BOARD OF COUNTY COMMISSIONERS
SCOTT ELLIS, CLERK

Tammy Etheridge, Deputy Clerk

/clm

Encl. (1)

cc: Marc Cazessus



Tammy Etheridge, Clerk to the Board, 400 South Street • P.O. Box 999, Titusville, Florida 32781-0999

Telephone: (321) 637-2001
Fax: (321) 264-6972

November 26, 2014

MEMORANDUM

TO: John Denninghoff, Public Works Director Attn: Marc Cazessus

RE: Advertising Bills for Resolution to Vacate a 7.5 Foot Public Utility and Drainage Easement on Fabien Circle, Six Mile Creek, Phase II

Enclosed for your necessary action are copies of the advertising bills for Resolution No. 14-158, vacating a 7.5 foot public utility and drainage easement on Fabien Circle, Six Mile Creek, Phase II as petitioned by Danielle Odom. Said Resolution was adopted by the Board of County Commissioners, in regular session on September 16, 2014.

Your continued cooperation is greatly appreciated.

Sincerely yours,

BOARD OF COUNTY COMMISSIONERS
SCOTT ELLIS, CLERK

Tammy Etheridge, Deputy Clerk

/clm

Encls. (2)

Mailed to:

A daily publication by:

Brevard County BOCC
Attn: Tammy Etheridge
PO Box 999
Titusville, FL 32781-0999



CFN 2014210291, OR BK 7234 PAGE 111.
Recorded 10/23/2014 at 09:41 AM, Scott Ellis, Clerk of Courts,
Brevard County
Pgs:1

STATE OF FLORIDA
COUNTY OF BREVARD

Before the undersigned authority personally appeared Kathy Cicala,
who on oath says that she is LEGAL ADVERTISING SPECIALIST of the FLORIDA TODAY, a
newspaper published in Brevard County, Florida; that the attached copy of advertising being a

LEGAL NOTICE

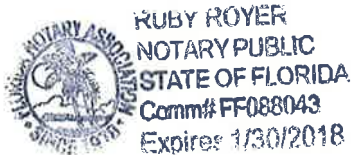
Ad # (338249)	\$	171.65	The matter of:
Acct. # (6BR427			
BREVARD COUNTY BOCC			
the	Court	PUBLIC HEARING	
SEPTEMBER 16, 2014			

as published in the FLORIDA TODAY in the issue(s) of:

August 28, 2014

Affiant further says that the said FLORIDA TODAY is a newspaper in said Brevard County, Florida, and that the said newspaper has heretofore been continuously published in said Brevard County, Florida, regularly as stated above, and has been entered as periodicals matter at the post office in MELBOURNE in said Brevard 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 said newspaper.

Sworn to and subscribed before this:



Kathy Cicala
(Signature of Affiant)

28th day of August 2014
Ruby Royer
(Signature of Notary Public)

Ruby Royer
(Name of Notary Typed, Printed or Stamped)

Personally Known X or Produced Identification _____
Type Identification Produced: _____

AD#338249,08/28/2014

LEGAL NOTICE
PART OF THE WESTERLY 7.5 FT. PUBLIC UTILITY AND DRAINAGE EASEMENT OF LOT 18, BLOCK A, PLAT OF SIX MILE CREEK SUBDIVISION- PHASE II PER PLAT BOOK 36, PAGES 93-94

NOTICE IS HEREBY GIVEN that pursuant to Chapter 336.09, Florida Statutes, and Chapter 86, Article II, Section 86-36, Brevard County Code, a petition has been filed by DANIELLE ODOM with the Board of County Commissioners of Brevard County, Florida, to request vacating the following described property, to wit:

EXHIBIT "A"

DESCRIPTION:
A PORTION OF A 7.50 FOOT WIDE PUBLIC UTILITY, FLORIDA POWER AND LIGHT, CABLE TELEVISION AND DRAINAGE EASEMENT LYING WITHIN LOT 18, BLOCK A, SIX MILE CREEK SUBDIVISION PHASE II, ACCORDING TO THE PLAT THEREOF, AS RECORDED IN PLAT BOOK 36, PAGE 93, OF THE PUBLIC RECORDS OF BREVARD COUNTY, FLORIDA, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:
THE WEST 7.50 FEET OF SAID LOT 18, BLOCK A, LESS AND EXCEPT THE NORTH AND SOUTH 7.50 FEET THEREOF, CONTAINING 487 SQUARE FEET OR 0.01 ACRES, MORE OR LESS.
DESCRIPTION PREPARED BY ANDREW W. POWSHOK, PLS.

The Board of County Commissioners will hold a public hearing to determine the advisability of such vacating of the above-described right of way at 9:00 a.m. on **SEPTEMBER 16, 2014** at the Brevard County Government Center Board Room, Building C., 2725 Judge Fran Jamieson Way, Viera, Florida, at which time and place all those for or against the same may be heard before final action is taken.

Pursuant to Section 286.0105, Florida Statutes, if a person decides to appeal any decision made by the board, agency, or commission with respect to the vacating, he or she will need a record of the proceedings, and that, for such purpose, he or she may need to ensure that a verbatim record of the proceedings is made, which record includes the testimony and evidence upon which the appeal is based.

Persons seeking to preserve a verbatim transcript of the record must make those arrangements at their own expense. The needs of hearing or visually impaired persons shall be met if the department sponsoring the meeting/hearing is contacted at least 48 hours prior to the public meeting/hearing by any person wishing assistance.

**VACATING A PUBLIC 7.5 FT. PUBLIC UTILITY & DRAINAGE EASEMENT IN
SIX MILE CREEK PHASE II
SECTION 04, TOWNSHIP 26 SOUTH, RANGE 36 EAST**

WHEREAS, pursuant to Article II, Section 86-36, Brevard County Code, a petition has been filed by **DANIELLE ODOM** with the Board of County Commissioners to vacate a 7.5 ft. wide public utility and drainage easement in Brevard County, Florida, described as follows:

SEE ATTACHED SKETCH & DESCRIPTION

WHEREAS, the vacating action will in no way affect any private easements which may also be present in the existing public easement(s) or public right-of-way, nor does this action guarantee or transfer title.

WHEREAS, notice of the public hearing before the Board of County Commissioners was published one time in the TODAY Newspaper, a newspaper of general circulation in Brevard County, Florida, prior to the public hearing; and

WHEREAS, the Board finds that vacating the public utility and drainage easement will not be detrimental to Brevard County or the public.

THEREFORE BE IT RESOLVED that the public utility and drainage easement is hereby vacated; and Brevard County renounces and disclaims any rights in and to said easement. Pursuant to Section 177.101(5), Florida Statutes, the vacating shall not become effective until a certified copy of this resolution is filed in the offices of the Clerk of Courts and recorded in the Public Records of Brevard County.

DONE, ORDERED AND ADOPTED, in regular session, this 16th day of September A.D., 2014.

ATTEST:


SCOTT ELLIS, CLERK

BOARD OF COUNTY COMMISSIONERS
OF BREVARD COUNTY, FLORIDA


MARY BOLIN LEWIS, CHAIRMAN

As approved by the Board on:
September 16, 2014

LEGAL DESCRIPTION

SHEET 1 OF 2

SECTION 4, TOWNSHIP 26 SOUTH, RANGE 36 EAST

NOT VALID WITHOUT
SHEET 2 OF 2

PARCEL ID# 26-36-04-0W-0000A.0-0018.00

PURPOSE: VACATE A 7.50 FOOT WIDE EASEMENT.

DESCRIPTION:


A PORTION OF A 7.50 FOOT WIDE PUBLIC UTILITY, FLORIDA POWER AND LIGHT, CABLE TELEVISION AND DRAINAGE EASEMENT LYING WITHIN LOT 18, BLOCK A, SIX MILE CREEK SUBDIVISION PHASE II, ACCORDING TO THE PLAT THEREOF, AS RECORDED IN PLAT BOOK 36, PAGE 93, OF THE PUBLIC RECORDS OF BREVARD COUNTY, FLORIDA, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:
THE WEST 7.50 FEET OF SAID LOT 18, BLOCK A, LESS AND EXCEPT THE NORTH AND SOUTH 7.50 FEET THEREOF. CONTAINING 487 SQUARE FEET OR 0.01 ACRES, MORE OR LESS.

SURVEYOR'S NOTES:

1. THIS SKETCH IS NOT A BOUNDARY SURVEY BUT ONLY A GRAPHIC DEPICTION OF THE STRIP OF LAND HEREIN DESCRIBED HEREIN.
2. THE BEARING SHOWN HEREON ARE BASED ON THE WEST LINE OF LOT 18, BLOCK A WHICH BEARS N14°33'28"W, AS SHOWN ON THE PLAT OF SIX MILE CREEK SUBDIVISION PHASE II, ACCORDING TO THE PLAT THEREOF, AS RECORDED IN PLAT BOOK 36, PAGE 93, OF THE PUBLIC RECORDS OF BREVARD COUNTY, FLORIDA.
3. NO INSTRUMENTS OF RECORD REFLECTING EASEMENTS, RIGHTS OF WAY AND/OR OWNERSHIP WERE FURNISHED TO THE SURVEYOR EXCEPT AS SHOWN. NO TITLE OPINION IS EXPRESSED OR IMPLIED.
4. THE PUPOSE OF THIS SKETCH AND DESCRIPTION IS TO VACATE A 7.50 FOOT WIDE EASEMENT.

PREPARED FOR:

DANIELLE E. ODOM


 ANDREW W. POWSHOK, PLS NO. 5383
 NOT VALID UNLESS SIGNED AND SEALED

PREPARED BY: AAL LAND SURVEYING SERVICES, INC.

ADDRESS: 3970 MINTON ROAD, WEST MELBOURNE, FL. 32904

LICENSE BUSINESS #6623

PHONE: (321) 768-8110, FAX: (321) 952-9771, E-MAIL: aalsurvey@aalsurvey.com

DRAWN BY: J. BROMANCHECKED BY: A. W. POWSHOKDRAWING NO. 31626-SOD-1SECTION 4DATE: 05-13-14SHEET 1 OF 2REVISIONS 07-25-14TOWNSHIP 26 SOUTHRANGE 36 EAST

Mailed to:

A daily publication by:

Brevard County BOCC
Attn: Tammy Etheridge
PO Box 999
Titusville, FL 32781-0999



CFN 2014210293 OR BK 7234 PAGE 115.
Recorded 10/23/2014 at 09:41 AM, Scott Ellis, Clerk of Courts,
Brevard County
Pg: 1

AD#340650,10/09/2014
LEGAL NOTICE
RESOLUTION VACATING A PUBLIC UTILITY AND DRAINAGE EASEMENT - FABIEN CIRCLE - SIX MILE CREEK PHASE II TO WHOM IT MAY CONCERN:
NOTICE IS HEREBY GIVEN that on the 16th day of September, 2014, the Board of County Commissioners of Brevard County, Florida, adopted a Resolution vacating a public utility and drainage easement, Fabien Circle, Six Mile Creek, Phase II, as petitioned by Danielle Odom to wit:
EXHIBIT "A"
LEGAL DESCRIPTION OF PORTION OF EASEMENT TO BE VACATED:
A PORTION OF A 7.50 FOOT WIDE PUBLIC UTILITY, FLORIDA POWER AND LIGHT, CABLE TELEVISION AND DRAINAGE EASEMENT LYING WITHIN LOT 18, BLOCK A, SIX MILE CREEK SUBDIVISION PHASE II, ACCORDING TO THE PLAT THEREOF, AS RECORDED IN PLAT BOOK 36, PAGE 93, OF THE PUBLIC RECORDS OF BREVARD COUNTY, FLORIDA, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS: THE WEST 7.50 FEET OF SAID LOT 18, BLOCK A, LESS EXCEPT THE NORTH AND SOUTH 7.50 FEET THEREOF; CONTAINING 487 SQUARE FEET OR 0.01 ACRES, MORE OR LESS.
The Board further renounced and disclaimed any right of the County in and to said public utility and drainage easement.
All persons govern yourselves accordingly.
BY ORDER OF THE BOARD OF COUNTY COMMISSIONERS OF BREVARD COUNTY, FLORIDA
SCOTT ELLIS, CLERK
BY: Tammy Etheridge, Deputy Clerk

STATE OF FLORIDA
COUNTY OF BREVARD

Kathy Cicala

Before the undersigned authority personally appeared who on oath says that she is LEGAL ADVERTISING SPECIALIST of the FLORIDA TODAY, a newspaper published in Brevard County, Florida; that the attached copy of advertising being a

LEGAL NOTICE

Ad # (340650) \$ 111.62 The matter of:
Acct. # (6BR427)
RESOLUTION VACATING A PUBLIC UTILITY

the Court SEPTEMBER 16 2014

as published in the FLORIDA TODAY in the issue(s) of:

OCTOBER 9, 2014

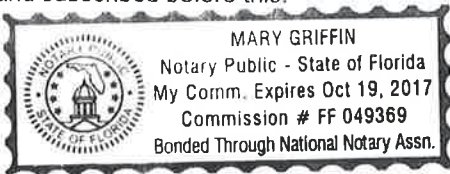
Affiant further says that the said FLORIDA TODAY is a newspaper in said Brevard County, Florida, and that the said newspaper has heretofore been continuously published in said Brevard County, Florida, regularly as stated above, and has been entered as periodicals matter at the post office in MELBOURNE in said Brevard 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 said newspaper.

Kathy Cicala
(Signature of Affiant)

9TH DAY OF OCTOBER 2014

Mary Griffin
(Signature of Notary Public)

Sworn to and subscribed before this:



Mary Griffin

(Name of Notary Typed, Printed or Stamped)

Personally Known X or Produced Identification _____
Type Identification Produced: _____

PERMANENT PUBLIC UTILITY AND DRAINAGE EASEMENT

THIS INDENTURE, made this 4th day of August A.D. 2014, between Danielle Elizabeth Odom, a single woman, whose address is 1931 Fabian Circle, Melbourne, Florida 32940, as the first party, and BREVARD COUNTY, Florida, a political subdivision of the State of Florida, 2725 Judge Fran Jamieson Way, Viera, Florida 32940 as the second party, for the use and benefit of BREVARD COUNTY, Florida.

WITNESSETH: That the first party, in consideration of One Dollar (\$1.00) and other valuable consideration paid, the receipt of which is hereby acknowledged, hereby grants unto the second party, its successors and assigns, a perpetual easement commencing on the above date for the purposes of public utilities, drainage, and other allied uses which shall be strictly construed so as not to enlarge the use, scope, or purpose of the easement.

The land affected by the granting of the easements is located in Section 04, Township 26 South, Range 36 East, County of Brevard, State of Florida, and being more particularly described as follows:

SEE EXHIBIT "A", ATTACHED HERETO (LEGAL DESCRIPTION)

TO HAVE AND TO HOLD said easement unto the County of Brevard and to its successors and/or assigns.

IN WITNESS WHEREOF, the first party having set their hand and seal this, the day and year first above written,

Signed, sealed, and delivered in the presence of:

Dana Schindel

Witness

Dana Schindel

(Print Name)

Mary Rodriguez

Witness

Mary Rodriguez

(Print Name)

Danielle E. Odom

[Signature]

CFN 2014210294, OR BK 7234 PAGE 116.
Recorded 10/23/2014 at 09:41 AM, Scott Ellis, Clerk of Courts,
Brevard County
Pgs:3

**STATE OF FLORIDA
COUNTY OF BREVARD**

The foregoing instrument was acknowledged before me this 4 day of August, 2014, by Danielle E. Odom, who is/is not personally known to me or who has produced _____ as identification and who did/did not take an oath.

WITNESS my hand and official seal at Melbourne, Florida, the County of Brevard, State of Florida, this 4 day of August, 2014.

Notary Public

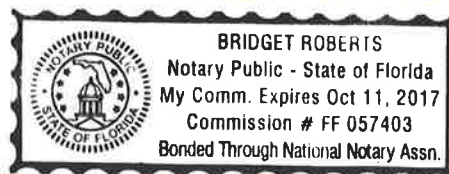
Print Name Bridget Roberts

Commission No. FF 057403

Commission Expires: Oct 11 2017

Board Date _____

Agenda Item _____



LEGAL DESCRIPTION

SECTION 4, TOWNSHIP 26 SOUTH, RANGE 36 EAST

NOT VALID WITHOUT SHEET 2 OF 2

PARCEL ID# 26-36-04-OW-0000A.0-0018.00

PURPOSE: DEDICATE A 7.50 FOOT WIDE EASEMENT.

DESCRIPTION:

A PORTION OF TRACT E LYING WESTERLY AND ADJACENT TO LOT 18, BLOCK A, SIX MILE CREEK SUBDIVISION PHASE II, ACCORDING TO THE PLAT THEREOF, AS RECORDED IN PLAT BOOK 36, PAGE 93, OF THE PUBLIC RECORDS OF BREVARD COUNTY, FLORIDA, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS: BEGIN AT THE NORTHWEST CORNER OF SAID LOT 18, BLOCK A AND RUN S14°33'28"E, ALONG THE EAST LINE OF SAID TRACT E, A DISTANCE OF 7.50 FEET; THENCE S75°26'32"W A DISTANCE OF 25.44 FEET; THENCE S14°31'06"E A DISTANCE OF 48.68 FEET; THENCE S14°33'53"E A DISTANCE OF 16.32 FEET; THENCE N75°26'32"E A DISTANCE OF 25.47 FEET TO A POINT ON AFOREMENTIONED EAST LINE: THENCE S14°33'28"E, ALONG SAID EAST LINE, A DISTANCE OF 7.50 FEET TO THE SOUTHWEST CORNER OF SAID LOT 18; THENCE S75°26'32"W ALONG THE WESTERLY EXTENSION OF THE SOUTH LINE OF SAID LOT 18, A DISTANCE OF 32.97 FEET TO THE EAST FACE OF A 1.4 FOOT WIDE SOUND ABATEMENT WALL; THENCE N14°33'53"W, ALONG THE EAST FACE OF SAID WALL, A DISTANCE OF 23.82 FEET; THENCE N14°31'08"W, CONTINUING ALONG THE EAST FACE OF SAID WALL, A DISTANCE OF 56.18 FEET TO AN INTERSECTION WITH THE WESTERLY EXTENSION OF THE NORTH LINE OF SAID LOT 18; THENCE N75°26'32"E ALONG SAID WESTERLY EXTENSION, A DISTANCE OF 32.93 FEET TO THE POINT OF BEGINNING. CONTAINING 982 SQUARE FEET OR 0.02 ACRES, MORE OR LESS.

SURVEYOR'S NOTES:

1. THIS SKETCH IS NOT A BOUNDARY SURVEY BUT ONLY A GRAPHIC DEPICTION OF THE STRIP OF LAND HEREIN DESCRIBED HEREIN.
2. THE BEARING SHOWN HEREON ARE BASED ON THE EAST LINE OF LOT 18, BLOCK A WHICH BEARS S14°33'28"E, AS SHOWN ON THE PLAT OF SIX MILE CREEK SUBDIVISION PHASE II, ACCORDING TO THE PLAT THEREOF, AS RECORDED IN PLAT BOOK 36, PAGE 93, OF THE PUBLIC RECORDS OF BREVARD COUNTY, FLORIDA.
3. NO INSTRUMENTS OF RECORD REFLECTING EASEMENTS, RIGHTS OF WAY AND/OR OWNERSHIP WERE FURNISHED TO THE SURVEYOR EXCEPT AS SHOWN. NO TITLE OPINION IS EXPRESSED OR IMPLIED.
4. THE PUROSE OF THIS SKETCH AND DESCRIPTION IS TO DEDICATE A 7.50 FOOT WIDE EASEMENT.



PREPARED FOR: DANIELLE E. ODOM

ANDREW W. POWSHOK, PLS NO. 5383
NOT VALID UNLESS SIGNED AND SEALED

PREPARED BY: AAL LAND SURVEYING SERVICES, INC.

ADDRESS: 3970 MINTON ROAD, WEST MELBOURNE, FL. 32904 LICENSE BUSINESS #6623
PHONE: (321) 768-8110, FAX: (321) 952-9771, E-MAIL: aalsurvey@aalsurvey.com

DRAWN BY: <u>J. BROMAN</u>	CHECKED BY: <u>A. W. POWSHOK</u>	DRAWING NO. <u>31626-SOD-2</u>	SECTION <u>4</u>
DATE: <u>05-13-14</u>	SHEET <u>1</u> OF <u>2</u>	REVISIONS <u>07-28-14</u>	TOWNSHIP <u>26</u> SOUTH
			RANGE <u>36</u> EAST

SKETCH OF DESCRIPTION

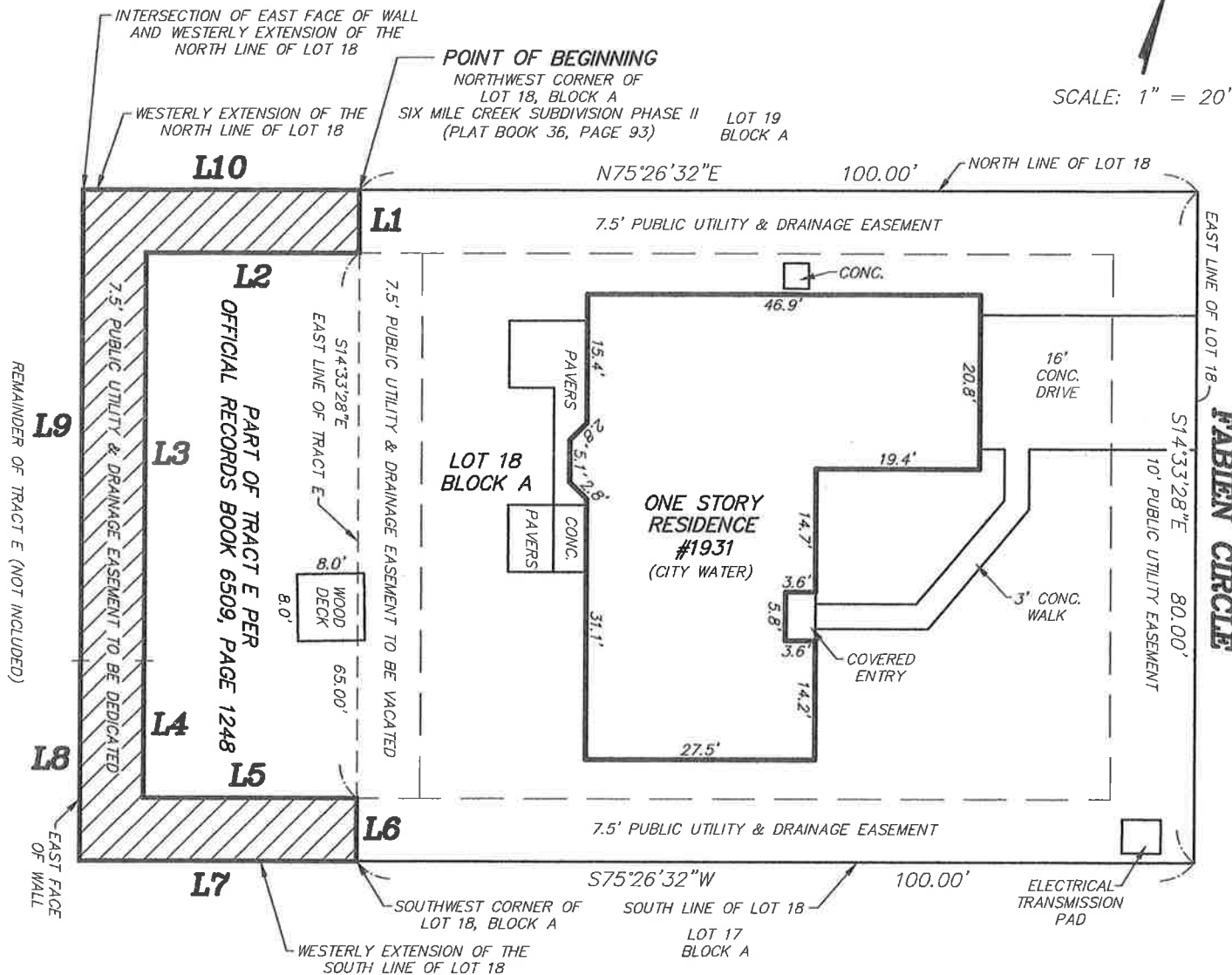
SECTION 4, TOWNSHIP 26 SOUTH, RANGE 36 EAST

THIS IS NOT A SURVEY BUT ONLY A GRAPHIC DEPICTION OF THE LEGAL DESCRIPTION SHOWN HEREON.

PARCEL ID# 26-36-04-OW-0000A.0-0018.00

THIS SKETCH IS NOT A SURVEY AND IS NOT VALID WITHOUT SHEET 1 OF 2

SCALE: 1" = 20'



LINE TABLE

L1	=S14°33'28"E	7.50'
L2	=S75°26'32"W	25.44'
L3	=S14°31'06"E	48.68'
L4	=S14°33'53"E	16.32'
L5	=N75°26'32"E	25.47'
L6	=S14°33'28"E	7.50'
L7	=S75°26'32"W	32.97'
L8	=N14°33'53"W	23.82'
L9	=N14°31'08"W	56.18'
L10	=N75°26'32"E	32.93'

DRAWING NO. 31626-SOD-2
SECTION 4, TOWNSHIP 26
SOUTH, RANGE 36 EAST

PREPARED BY:
AAL LAND SURVEYING SERVICES, INC.

BrevardClerk.US

Scott Ellis, Clerk of Court

700 South Park Avenue, Bldg. B
 P.O. Box 2767
 Titusville, FL 32781-2767
 (321) 637-2006

DBLIVE Transaction

#: 1410300

Receipt #: 61382939

Cashier Date: 10/23/2014

9:41:20 AM



Print Date:

10/23/2014 9:41:25 AM

Customer Information	Transaction Information	Payment Summary
(3175) SURVEY SECTION BREVARD CO BCGC BLDG A ZIP 81 VIERA, FL 32904 Beginning Escrow Balance: -\$920.50	DateReceived: 10/23/2014 Source Code: Titusville - Six Story Q Code: Titusville - Six Story Return Code: Hand Carried Trans Type: Recording Agent Ref Num:	Total Fees \$74.00 Total Payments \$74.00

1 Payments

ESCROW	\$74.00
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4 Recorded Items

(N) NOTICE	BK/PG: 7234/111 CFN:2014210291 Date:10/23/2014 9:41:18 AM From: To:	
Recording @ 1st=\$10 Add'l=\$8.50 ea.	1	\$10.00
Indexing @ 1st 4 Names Free, Addt'l=\$1 ea.	2	\$0.00
(RSL) RESOLUTION	BK/PG: 7234/112 CFN:2014210292 Date:10/23/2014 9:41:18 AM From: To:	
Recording @ 1st=\$10 Add'l=\$8.50 ea.	3	\$27.00
Indexing @ 1st 4 Names Free, Addt'l=\$1 ea.	2	\$0.00
(N) NOTICE	BK/PG: 7234/115 CFN:2014210293 Date:10/23/2014 9:41:18 AM From: To:	
Recording @ 1st=\$10 Add'l=\$8.50 ea.	1	\$10.00
Indexing @ 1st 4 Names Free, Addt'l=\$1 ea.	2	\$0.00
(ES) EASEMENT	BK/PG: 7234/116 CFN:2014210294 Date:10/23/2014 9:41:18 AM From: To:	
Recording @ 1st=\$10 Add'l=\$8.50 ea.	3	\$27.00
Indexing @ 1st 4 Names Free, Addt'l=\$1 ea.	2	\$0.00

Deed Doc Stamps @ \$0.70 per \$100	0	\$0.00
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0 Search Items

0 Miscellaneous Items

BrevardClerk.US
 Scott Ellis, Clerk of Court

700 South Park Avenue, Bldg. B
 P.O. Box 2767
 Titusville, FL 32781-2767
 (321) 637-2006

DBLIVE Transaction
 #: 1427129
 Receipt #: 61399345
 Cashier Date: 11/26/2014
 11:36:41 AM



Print Date:
 11/26/2014 11:36:43 AM

Customer Information	Transaction Information	Payment Summary
(2739) CLERKS ADMINISTRATIVE RECORDING 700 S PARK AVE BLDG B TITUSVILLE, FL 32780	Date Received: 11/26/2014 Source Code: Titusville - Six Story Q Code: Titusville - Six Story Return Code: Hand Carried Trans Type: Recording Agent Ref Num:	Total Fees \$0.00 Total Payments \$0.00

1 Payments
NOCHARGE

1 Recorded Items	
(N) NOTICE	BK/PG: 7255/1152 CFN:2014232834 Date: 11/26/2014 11:36:38 AM From: To:
Recording @ 1st=\$10 Add'l=\$8.50 ea.	8 \$0.00
Indexing @ 1st 4 Names Free, Addt'l=\$1 ea.	2 \$0.00

0 Search Items

0 Miscellaneous Items

\$144.50
ODOM

John Lynch

From: Christine Mulligan
Sent: Wednesday, October 01, 2014 2:26 PM
To: John Lynch
Subject: FW: Legal Advertisement

Christy Mulligan
Judge Fran Jamieson Way
Bldg. B. Room 202
Viera, FL 32940
321-637-6523
Christine.mulligan@brevardclerk.us

From: Cicala, Kathy [<mailto:kcicala@floridatoday.com>]
Sent: Wednesday, October 01, 2014 2:22 PM
To: Christine Mulligan
Subject: RE: Legal Advertisement

Ad#340650
\$111.62
10/9

AD#340650,10/09/2014 û

¥

<BF>LEGAL NOTICE û

RESOLUTION VACATING A PUBLIC UTILITY AND DRAINAGE EASEMENT - FABIEN CIRCLE - SIX MILE CREEK PHASE II<NM> û
TO WHOM IT MAY CONCERN:

! NOTICE IS HEREBY GIVEN that on the 16th day of September, 2014, the Board of County Commissioners of Brevard County, Florida, adopted a Resolution vacating a public Utility and drainage easement, Fabien Circle, Six Mile Creek, Phase II, as petitioned by Danielle Odom to wit:

<BF>EXHIBIT ÔÔAÔÔ û

LEGAL DESCRIPTION OF PORTION OF EASEMENT TO BE VACATED:<NM>
A PORTION OF A 7.50 FOOT WIDE PUBLIC UTILITY, FLORIDA POWER AND LIGHT, CABLE TELEVISION AND DRAINAGE EASEMENT LYING WITHIN LOT 18, BLOCK A, SIX MILE CREEK SUBDIVISION PHASE II, ACCORDING TO THE PLAT

THEREOF, AS RECORDED IN PLAT
BOOK 36, PAGE 93, OF THE PUBLIC RE-
CORDS OF BREVARD COUNTY, FLORI-
DA, BEING MORE PARTICULARLY
DESCRIBED AS FOLLOWS: THE WEST
7.50 FEET OF SAID LOT 18, BLOCK A,
LESS EXCEPT THE NORTH AND SOUTH
7.50 FEET THEREOF, CONTAINING 487
SQUARE FEET OR 0.01 ACRES, MORE OR
LESS.

The Board further renounced and dis-
claimed any right of the County in and to
said public utility and drainage easement.
All persons govern yourselves accordingly.

BY ORDER OF THE BOARD OF COUNTY
COMMISSIONERS
OF BREVARD COUNTY, FLORIDA
SCOTT ELLIS, CLERK
BY: Tammy Etheridge, Deputy Clerk

Kathy Cicala
LEGAL ADVERTISING SPECIALIST
FLORIDATODAY
P.O. Box 419000, Melbourne, FL 32941-9000
321 242-3832
kcicala@floridatoday.com

Please visit us online at www.floridatoday.com

THIS EMAIL IS NOT A BILL.

From: Christine Mulligan [<mailto:Christine.Mulligan@brevardclerk.us>]
Sent: Wednesday, October 01, 2014 11:29 AM
To: Cicala, Kathy
Subject: Legal Advertisement

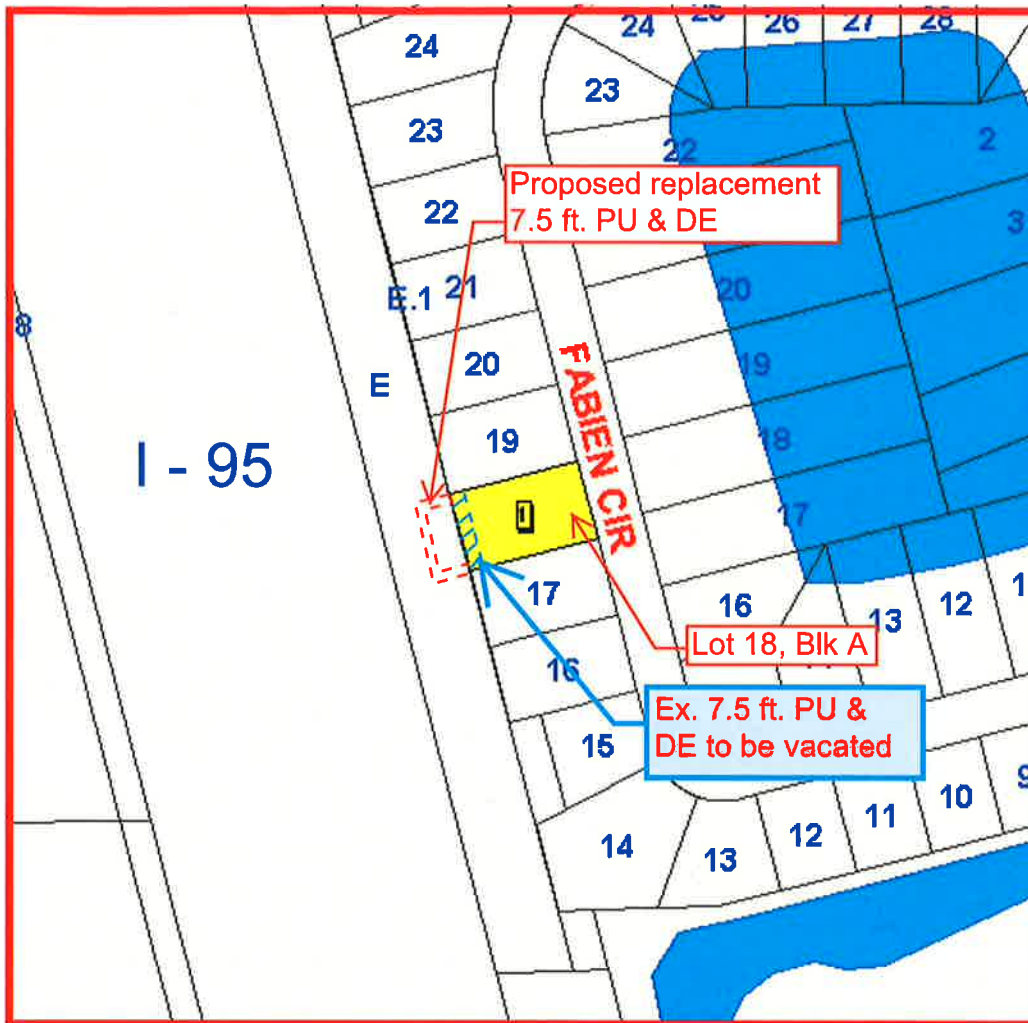
Good morning, Kathy.

Could you please advertise the attached Legal Ad in the October 9, 2014 edition of the Florida Today?

Thanks!

Christy Mulligan
Judge Fran Jamieson Way
Bldg. B. Room 202
Viera, FL 32940
321-637-6523
Christine.mulligan@brevardclerk.us

APPRAISER'S MAP



Danielle Odom - Lot 18, Blk. A, Six Mile Creek Phase II
Section 04, T. 26 S., R. 36 E.

1931 Fabien Circle, Melbourne, FL 32940 - District No. 4
**PROPOSED EASEMENT EXCHANGE: VACATE EXISTING
7.5 FT. PU & DE FOR REPLACEMENT 7.5 FT. PU & DE**

AERIAL MAP



Danielle Odom - Lot 18, Blk A, Six Mile Creek Phase II
Section 04, T. 26 S., R. 36 E.

1931 Fabien Circle, Melbourne, FL 32940 - District No. 4
**PROPOSED EASEMENT EXCHANGE: VACATE EXISTING
7.5 FT PU & DE OF REPLACEMENT 7.5 FT. PU & DE**

