

RESOLUTION TO RECOGNIZE PETITION FOR ABANDONMENT; PROVIDE FOR ACCEPTANCE OR DENIAL OF PETITION; ABANDON A PORTION OF A UTILITY EASEMENT IN PHEASANT WALK SECTION TWO, AS RECORDED IN PLAT BOOK 32, PAGE 111, PUBLIC RECORDS OF PALM BEACH COUNTY, FLORIDA.

WHEREAS, the Board of County Commissioners of Palm Beach County, Florida pursuant to authority provided in Chapter 177.01, Florida Statutes, upon the petition of Pheasant Run, Inc. caused procedural initiation of Ordinance 71-3, prescribing regulations governing vacation and abandonment of roads and subdivision plats in Palm Beach County under the control and jurisdiction of the Board of County Commissioners; and

WHEREAS, the County Engineering Department has processed the petition request as outlined by Ordinance 71-3 and found that if granted, the abandonment will not deprive any person of reasonable utility ingress and egress to his property; and

WHEREAS, the petitioner has substantially complied with the terms and conditions of abandonment as set forth by the County Engineering Department;

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF PALM BEACH COUNTY, FLORIDA that the abandonment be read into the Minutes as submitted.

BE IT FURTHER RESOLVED that the following land described herein to wit:

The North two (2) feet of the South twelve (12) feet of Lots 37 through 50, inclusive of Block 2, Pheasant Walk Section Two, as recorded in Plat Book 32, Page 111, Public Records of Palm Beach County, Florida;

be and the same are hereby vacated, abandoned, closed and discontinued as a public easement and this Board does hereby renounce and disclaim any right of the County of Palm Beach and the public in the above described land.

The foregoing resolution was offered by Commissioner Medlen, who moved its adoption. The motion was seconded by Commissioner Kochler, and upon being put to a vote, the vote was as follows:

- WILLIAM H. MEDLEN - Aye
- PEGGY B. EVAIT - Aye
- LAKE LYTAL - Aye
- DENNIS P. KOEHLER - Aye
- BILL BAILEY - Absent

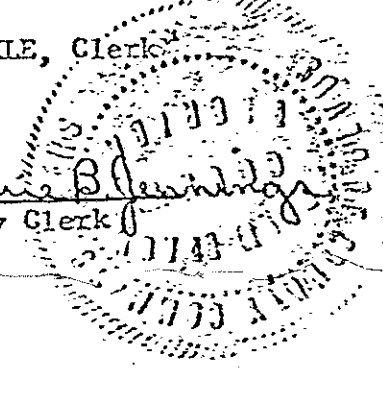
PALM OFF REC 2756 PAGE 155

The Chairman thereupon declared the resolution duly passed and adopted this 9th day of August, 1977.

PALM BEACH COUNTY, FLORIDA, BY ITS BOARD OF COUNTY COMMISSIONERS

JOHN B. DUNKLE, Clerk

By: *Maxine Blum*
Deputy Clerk



APPROVED AS TO FORM AND LEGAL SUFFICIENCY

Lawrence Long
County Attorney

PALM OFF REC 2756 PAGE 466

Record Verified
Palm Beach County, Fla
John B. Dunkle
Clerk Circuit Court

81099 P0551

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83 28851

RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF PALM BEACH COUNTY, FLORIDA, VACATING A PORTION OF A TEN (10) FOOT UTILITY EASEMENT WITHIN LOT 48, BLOCK 2, PHEASANT WALK SECTION TWO, RECORDED IN PLAT BOOK 32, PAGE 111, PUBLIC RECORDS OF PALM BEACH COUNTY, FLORIDA.

WHEREAS, the Board of County Commissioners of Palm Beach County, Florida, pursuant to authority in Sections 177.101 and 336.09, Florida Statutes, and Ordinance No. 71-3, known as the Palm Beach County Road Abandonment and Plat Vacation Ordinance and upon the petition of Mr. John E. Carr, owner of described Lot, for the vacation of the north 2.5 feet of the south 10 feet of Lot 48, Block 2, of said plat; and

WHEREAS, this Petition substantially complies with the terms and conditions of the vacation as set forth in said Ordinance; and

WHEREAS, this Board while convened in regular session on the 8th day of November, 1983 did hold a meeting on said Petition to vacate, and this Board having determined that said easement is in excess of the requirements of the local utility companies.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF PALM BEACH COUNTY, FLORIDA, that:

1. The foregoing recitals are hereby reaffirmed and ratified.
2. The following described portion of a utility easement is hereby vacated and closed as a public easement and this Board does hereby renounce and disclaim any right or interest of Palm Beach County and the Public in and to the following easement:

That north 2.5 feet of the south 10 feet of Lot 48, Block 2 of Pheasant Walk, Section Two, Recorded in Plat Book 32, Page 111, Public Records of Palm Beach County, Florida.

3. Notice of the adoption of this Resolution shall be published once in the Palm Beach Post Times within thirty (30) days of the date of adoption of this Resolution in accordance with Section 336.10, Florida Statutes and Ordinance No. 71-3.

RETURN TO: B. HANSEN
ENGR. DEPT.
LAND DEV. DIV.
5-1170 P.B.I.A.

81099 P0553

RECORD VERIFIED
PALM BEACH COUNTY, FLA
JOHN B. DUNKLE
CLERK CIRCUIT COURT

The foregoing Resolution was offered by Commissioner SPILLIAS, who moved its adoption. The motion was seconded by Commissioner WILKIN, and upon being put to a vote, the vote was as follows:

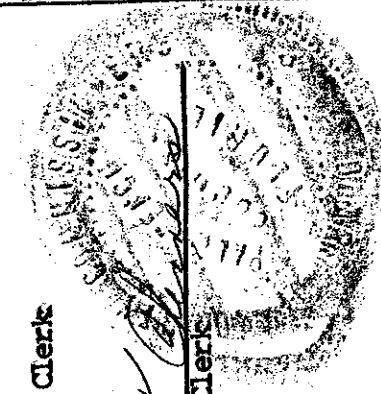
- PEGGY B. EVAIT - AYE
- KENNETH SPILLIAS - AYE
- DENNIS P. KOEHLER - ABSENT
- DORSEY WILKIN - AYE
- BILL BAILEY - AYE

The Chairman thereupon declared the Resolution duly passed and adopted this 8th day of November, 1983.

PALM BEACH COUNTY, FLORIDA BY ITS BOARD OF COUNTY COMMISSIONERS

JOHN B. DUNKLE, Clerk

By: *John B. Dunkle*
Deputy Clerk



APPROVED AS TO FORM AND LEGAL SUFFICIENCY

Lawrence Long
County Attorney

81099 P0552

THE POST

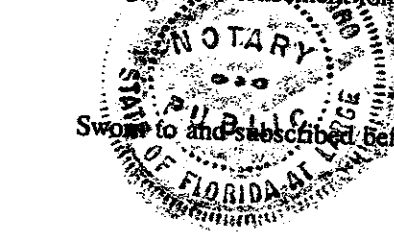
Published Daily and Sunday
West Palm Beach, Palm Beach County, Florida

PROOF OF PUBLICATION

STATE OF FLORIDA
COUNTY OF PALM BEACH

Before the undersigned authority personally appeared Joseph A. Ernst who on oath says that he is the Proprietor of The Post, a daily and Sunday newspaper published at West Palm Beach in Palm Beach County, Florida; that the attached copy of advertising being a Notice in the matter of Pheasant Walk in the Court, was published in said newspaper in the issues of November 27, 1983

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



Joseph A. Ernst

Subscribed and sworn to before me this 28 day of November, A.D. 1983

My Commission Expires Sept 9 1987
BONDED THIRD GENERAL INSURANCE UND

Notary Public
State of Florida
My Commission Expires Sept 9 1987
BONDED THIRD GENERAL INSURANCE UND

11/22

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