

Sponsored by: Garrett

**CITY OF MARATHON, FLORIDA
RESOLUTION 2023-101**

A RESOLUTION OF THE CITY COUNCIL OF MARATHON, FLORIDA, APPROVING AND ACCEPTING A WARRANTY DEED FOR THE CONVEYANCE OF LAND TO BE USED AS PUBLIC RIGHT OF WAY, FROM PRESBYTERIAN KIRK OF THE KEYS INC; AUTHORIZING ITS RECORDING IN THE PUBLIC RECORDS OF MONROE COUNTY, FLORIDA; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, an application for simple subdivision SSUB-23-5 was approved to split off a portion of the Presbyterian Kirk of the Keys Inc property; and

WHEREAS, said parcel provides access to the right of way known as 88th Street.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MARATHON, FLORIDA, THAT:

Section 1. The above recitals are true and correct and are incorporated herein.

Section 2. Subject to payment of all taxes and review and approval by the City Attorney, the Statutory Warranty Deed (the "Deed"), submitted by Presbyterian Kirk of the Keys Inc. attached as Exhibit "A" is approved and accepted by the City.

Section 3. A survey of the parcel is attached as Exhibit "B".

Section 4. The City Council finds and determines that the property being dedicated to the City is to be used as a right of way. The City Clerk is directed to forward a copy of this resolution to the Monroe County Property Appraiser and Tax Collector.

Section 5. The warranty deed shall be recorded in the public records of Monroe County.

Section 6. This resolution shall take effect immediately upon its adoption.

PASSED AND APPROVED BY THE CITY COUNCIL OF THE CITY OF MARATHON, FLORIDA, THIS 10TH DAY OF OCTOBER 2023.

THE CITY OF MARATHON, FLORIDA



Luis Gonzalez, Mayor

AYES: Landry, Matlock, Smith, Still, Gonzalez
NOES: None
ABSENT: None
ABSTAIN: None

ATTEST:

Diane Clavier

Diane Clavier, City Clerk

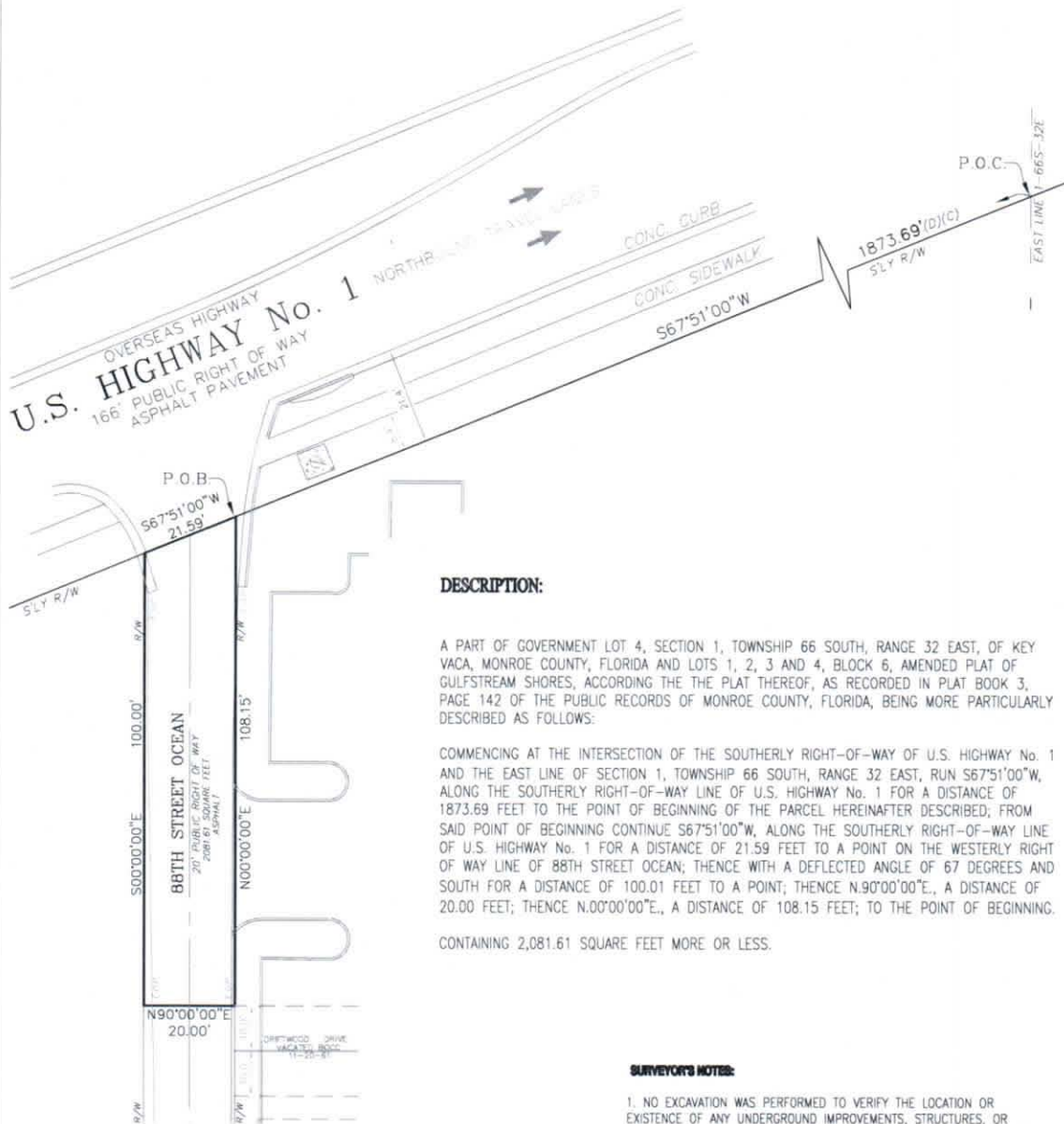
(City Seal)

**APPROVED AS TO FORM AND LEGALITY FOR THE USE AND RELIANCE OF THE
CITY OF MARATHON, FLORIDA ONLY:**

Steve Williams

Steve Williams, City Attorney

88th STREET OCEAN - 20' PUBLIC ROAD DEDICATION
 A PART OF GOVERNMENT LOT 4
 SECTION 1, TOWNSHIP 66 SOUTH, RANGE 32 EAST
 CITY OF MARATHON



DESCRIPTION:

A PART OF GOVERNMENT LOT 4, SECTION 1, TOWNSHIP 66 SOUTH, RANGE 32 EAST, OF KEY VACA, MONROE COUNTY, FLORIDA AND LOTS 1, 2, 3 AND 4, BLOCK 6, AMENDED PLAT OF GULFSTREAM SHORES, ACCORDING TO THE PLAT THEREOF, AS RECORDED IN PLAT BOOK 3, PAGE 142 OF THE PUBLIC RECORDS OF MONROE COUNTY, FLORIDA, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE INTERSECTION OF THE SOUTHERLY RIGHT-OF-WAY OF U.S. HIGHWAY No. 1 AND THE EAST LINE OF SECTION 1, TOWNSHIP 66 SOUTH, RANGE 32 EAST, RUN S67°51'00\"/>

CONTAINING 2,081.61 SQUARE FEET MORE OR LESS.

SURVEYOR'S NOTES:

1. NO EXCAVATION WAS PERFORMED TO VERIFY THE LOCATION OR EXISTENCE OF ANY UNDERGROUND IMPROVEMENTS, STRUCTURES, OR FOUNDATIONS. UNDERGROUND UTILITIES SHOWN HEREON ARE SHOWN PER ABOVE GROUND EVIDENCE AND/OR RECORD DRAWINGS OR MUNICIPAL ATLAS INFORMATION AND THE LOCATION OF ALL UNDERGROUND UTILITY LINES ARE APPROXIMATE ONLY. THIS DOCUMENT SHOULD NOT BE RELIED UPON FOR EXCAVATION OR CRITICAL DESIGN FUNCTIONS WITHOUT FIELD VERIFICATION OF UNDERGROUND UTILITY LOCATIONS. UTILITIES OTHER THAN THOSE SHOWN HEREON MAY EXIST.
2. UNLESS IT BEARS THE SIGNATURE AND THE ORIGINAL RAISED SEAL OF A FLORIDA LICENSED SURVEYOR AND MAPPER THIS DRAWING, SKETCH, PLAT OR MAP IS FOR INFORMATIONAL PURPOSES ONLY AND IS NOT VALID.
3. ANY USE OF THIS SURVEY FOR PURPOSES OTHER THAN WHICH IT WAS INTENDED, WITHOUT WRITTEN VERIFICATION, WILL BE AT THE USER'S SOLE RISK AND WITHOUT LIABILITY TO THE SURVEYOR. NOTHING HEREIN SHALL BE CONSTRUED TO GIVE ANY RIGHTS OR BENEFITS TO ANYONE OTHER THAN THOSE CERTIFIED TO.
4. BEARINGS ARE BASED UPON THE MONUMENTED CENTERLINE OF 88TH STREET OCEAN BEING N.00°00'00\"/>
5. THIS IS NOT A BOUNDARY SURVEY.

Prospect Surveying, LLC
 Certificate of Authorization No. LB 7921

BRENT JOSEPH THURKETTLE
 FLORIDA LICENSE - LS 6794

THIS IS NOT A BOUNDARY SURVEY

SKETCH OF DESCRIPTION 88TH STREET 20' PUBLIC ROAD DEDICATION
 GOVERNMENT LOT 4 SECTION 1, TOWNSHIP 66 SOUTH, RANGE 32 EAST
 KEY VACA CITY OF MARATHON MONROE COUNTY FLORIDA

Date: 7-3-23



Prospect Surveying, LLC
 Surveying • Planning • GIS
 99353 Overseas Highway
 Unit 13
 Key Largo FL 33037
 www.prospectsurveying.net

305-587-4235 prospectsurveying@gmail.com

Doc # 2444416 Bk# 3254 Pg# 2378 Recorded 12/15/2023 at 4:18 PM Pages 2
Filed and Recorded in Official Records of MONROE COUNTY KEVIN MADOK
REC: \$18.50 Deed Doc Stamp \$0.70

Prepared by and return to:
Richard R Hubbard
P O Box 511187
Key Colony Beach, FL 33051

[Space Above This Line For Recording Data]

Warranty Deed

(STATUTORY FORM - SECTION 689.02, F.S.)

This ~~Indenture~~, Made this

Between

10
day of ~~October~~ 2023

November

Presbyterian Kirk of the Keys Inc, a Florida not for profit
post office address is 8877 Overseas Highway Marathon, FL 33050
City of Marathon, an agency and instrumentality of the State of Florida
whose post office address is 9805 Overseas Highway, Marathon, FL 33050

Grantee:

Witnesseth, that said grantor, for and in consideration of the sum of TEN AND NO/100 DOLLARS (\$10.00) and other good and valuable considerations to said grantor in hand paid by said grantee, the receipt whereof is hereby acknowledged, has granted, bargained, and sold to the said grantee, and grantee's heirs and assigns forever, the following described land, situate, lying and being in Monroe County, Florida, to-wit:

A Part Of Government Lot 4, Section 1, Township 66 South, Range 32 East, Of Key Vaca, Monroe County, Florida And Lots 1, 2, 3 And 4, Block 6, Amended Plat Of Gulfstream Shores, According To The Plat Thereof, As Recorded In Plat Book 3, Page 142 Of The Public Records Of Monroe County, Florida, Being More Particularly Described As Follows:

Commencing At The Intersection Of The Southerly Right-Of-Way Of U.S. Highway No. 1 And The East Line Of Section 1, Township 66 South, Range 32 East, Run S67°51'00"W, Along The Southerly Right-Of-Way Line Of U.S. Highway No. 1 For A Distance Of 1873.69 Feet To The Point Of Beginning Of The Parcel Hereinafter Described; From Said Point Of Beginning Continue S67°51'00"W, Along The Southerly Right-Of-Way Line Of U.S. Highway No. 1 For A Distance Of 21.59 Feet To A Point On The Westerly Right Of Way Line Of 88th Street Ocean; Thence With A Deflected Angle Of 67 Degrees And South For A Distance Of 100.01 Feet To A Point; Thence N.90°00'00"E., A Distance Of 20.00 Feet; Thence N.00°00'00"E., A Distance Of 108.15 Feet; To The Point Of Beginning. Containing 2,081.61 Square Feet More Or Less.

THE HEREIN DESCRIBED PROPERTY IS VACANT LAND AND NOT THE HOMESTEAD OF THE GRANTOR.

and said grantor does hereby fully warrant the title to said land, and will defend the same against lawful claims of all persons whomsoever.

* "Grantor" and "Grantee" are used for singular or plural, as context requires.

In Witness Whereof, grantor has hereunto set grantor's hand and seal the day and year first above written.

Signed, sealed and delivered in our presence:

Presbyterian Kirk of the Keys Inc

Barry M. Gray
Witness Name: Barry M. Gray

Witness # 1 Barry M. Gray
Richard R. Hubbard

Witness Name: Richard R. Hubbard
Witness # 2 _____

Susan Olson
By: Susan Olson, President

STATE OF Florida
COUNTY OF Monroe

The foregoing instrument was acknowledged before me by means of physical presence or online notarization this 26 day of November 2023 Susan Olson, President on behalf of said not for profit who is personally known to me or who have produced a _____ driver license as identification.



Sandy Hubbard
Notary Public, State of Florida
Printed Name: Sandy Hubbard
My Commission Expires: 12/3/2023