

RESOLUTION NO. 292

A RESOLUTION OF THE TOWN COMMISSION OF THE TOWN OF SEWALL'S POINT, FLORIDA, AUTHORIZING AND APPROVING A MINOR SUBDIVISION FOR ALAN S. COLLIN AND ROBIN M. COLLIN, HIS WIFE.

LEGAL DESCRIPTION

That portion of the North one-third (1/3) of the South 18.2 Acres of Government Lot 2, Section 35, Township 37 South, Range 41 East, lying between the Saint Lucie River and Sewall's Point Road, lying and being in Martin County, Florida, more particularly described in the Map of Survey attached hereto and made a part hereof.

WHEREAS, ALAN S. COLLIN and ROBIN M. COLLIN, his wife, have applied to the Town Commission of the Town of Sewall's Point for a minor subdivision, pursuant to Appendix A, Article B, of the Code of Ordinances, Town of Sewall's Point, Florida, relating to real estate owned by them within the corporate limits of Town of Sewall's Point, more particularly described in the Map of Survey attached hereto; and

WHEREAS, the Town Commission of the Town of Sewall's Point, Florida, considered the application for approval of the minor subdivision at a public meeting on July 8, 1987, and having heard from the applicants and the public, determined that the application meets all requirements of the subdivision regulations.

NOW, THEREFORE, BE IT RESOLVED BY THE TOWN COMMISSION OF THE TOWN OF SEWALL'S POINT, FLORIDA, as follows:

1. The application of ALAN S. COLLIN and ROBIN M. COLLIN, his wife, for a minor subdivision of the real estate described and depicted on the Map of Survey attached to this resolution is hereby approved and granted, subject to the following conditions:

A. The house located on the existing property shall be removed, and shall not be replaced or relocated ~~except in~~ conformity with all building and zoning regulations of the Town of Sewall's Point, Florida, in effect at the time of any such replacement or relocation, it being the express intention of the Town Commission that this house shall not now or hereafter be considered a non-conforming structure.

'O R'
BOOK 750 PAGE 446

B. The applicants shall sign and deliver an easement to the Town of Sewall's Point for utilities and for ingress and

egress as required, in form and content acceptable to the Town Attorney.

C. The applicant shall pay to the Town Clerk all costs incurred by the Town in connection with the application for a minor subdivision, including but not limited to, such items as recording fees, engineering fees, and legal fees.

2. Upon receiving satisfactory evidence that the applicants has fulfilled all of the foregoing conditions, the Town Clerk is directed to cause this Resolution to be recorded in the Official Records of Martin County, Florida.

3. The utility, access and egress easement granted the applicants to the Town of Sewall's Point, Florida, in connection with the minor subdivision, which shall be simultaneously recorded with this Resolution in the Official Records of Martin County, Florida, is hereby duly accepted on behalf of the Town of Sewall's Point.

4. The real estate herein approved for minor subdivision shall not be further subdivided by minor subdivision.

PASSED AND ADOPTED this 8th day of July, 1987.

ATTEST:

Joan Barrow
JOAN BARROW, Town Clerk

John C. Guenther
JOHN C. GUENTHER, Mayor-
Commissioner

Approved as to form and
correctness:
M. Lanning Fox
M. LANNING FOX, Town
Attorney

Gilbert C. Strubell
GILBERT C. STRUBELL, Vice-Mayor
Commissioner

Robert R. Aune
ROBERT R. AUNE, Commissioner

Russell A. MacDonnell
RUSSELL A. MACDONNELL, Commissioner

Irene E. O'Brien
IRENE E. O'BRIEN, Commissioner

A DIVISION OF:

That part of the North one third of the South 18.2 acres of Government Lot 2, Section 35, Township 37 South, Range 41 East, lying between the St. Lucie River and Sewall's Point Road, lying and being in Martin County, Florida.

LOT 1:

That part of the North one third of the South 18.2 acres of Government Lot 2, Section 35, Township 37 South, Range 41 East, lying between the St. Lucie River and Sewall's Point Road, lying and being in Martin County, Florida, less, however, the following described portion of the above described lands; Commence at the Northeast corner of that part of the North one third of the South 18.2 acres of said Government Lot 2; bear South 23° 56' 54" East along the Westerly right of way line of Sewall's Point Road a distance of 232.80 feet; thence West 190.00 feet to the Point of Beginning; thence North 120.00 feet; thence West a distance of 579.5 feet more or less to the waters of St. Lucie River; thence Southeasterly along said waters to a Point; said Point being West of the Point of Beginning; thence East a distance of 532 feet more or less to the Point of Beginning. Containing 1.96 acres.

Subject to the following described easement for ingress and egress; Commence at the Northeast corner of that part of the North one third of the South 18.2 acres of said Government Lot 2; bear South 23° 56' 54" East along the Westerly right of way line of Sewall's Point Road a distance of 193.41 feet to the Point of Beginning; thence continue South 23° 56' 54" East a distance of 39.39 feet; thence West 190.00 feet; thence North a distance of 36.00 feet; thence East a distance of 174.01 feet to the Point of Beginning.

LOT 2:

A portion of the North one third of the South 18.2 acres of Government Lot 2, Section 35 Township 37 South, Range 41 East, lying between the St. Lucie River and Sewall's Point Road, lying and being in Martin County, Florida, being more particularly described as follows: Commence at the Northeast corner of that part of the North one third of the South 18.2 acres of said Government Lot 2; bear South 23° 56' 54" East along the Westerly right of way line of Sewall's Point Road a distance of 232.80 feet; thence West 190.00 feet to the Point of Beginning; thence North 120.00 feet; thence West a distance of 579.5 feet more or less to the waters of St. Lucie River; thence Southeasterly along said waters to a Point; said Point being West of the Point of Beginning; thence East a distance of 532 feet more or less to the Point of Beginning. Containing 1.53 acres.

Together with the following described easement for ingress and egress; Commence at the Northeast corner of that part of the North one third of the South 18.2 acres of said Government Lot 2; bear South 23° 56' 54" East along the Westerly right of way line of Sewall's Point Road a distance of 193.41 feet to the Point of Beginning; thence continue South 23° 56' 54" East a distance of 39.39 feet; thence West 190.00 feet; thence North a distance of 36.00 feet; thence East a distance of 174.01 feet to the Point of Beginning.

SHEET 1 of 2 FOR BOOK 750 PAGE 448

This survey meets the minimum technical standards for Land Surveying in Florida, as prescribed in Chapter 21HH-6, F.A.C. I hereby certify to Dr. and Mrs. Alan Collins that the sketch shown hereon is a correct representation of a survey done under my direction and is true and correct to the best of my knowledge and belief. There are no encroachments unless otherwise shown.

DON WILLIAMS & ASSOCIATES, INC.
LAND SURVEYORS
1115 E. OCEAN BLVD. STUART, FLA. 33494
(305) 283-2977

W.L. Williams
W.L. WILLIAMS
R.L.S. FLA. REG. No. 1272

F.B. _____ Page _____

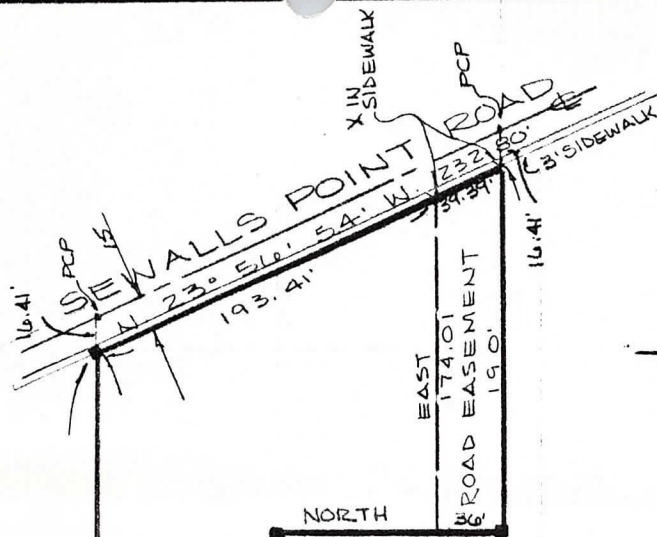
SCALE:

DATE

JULY 7, 1987

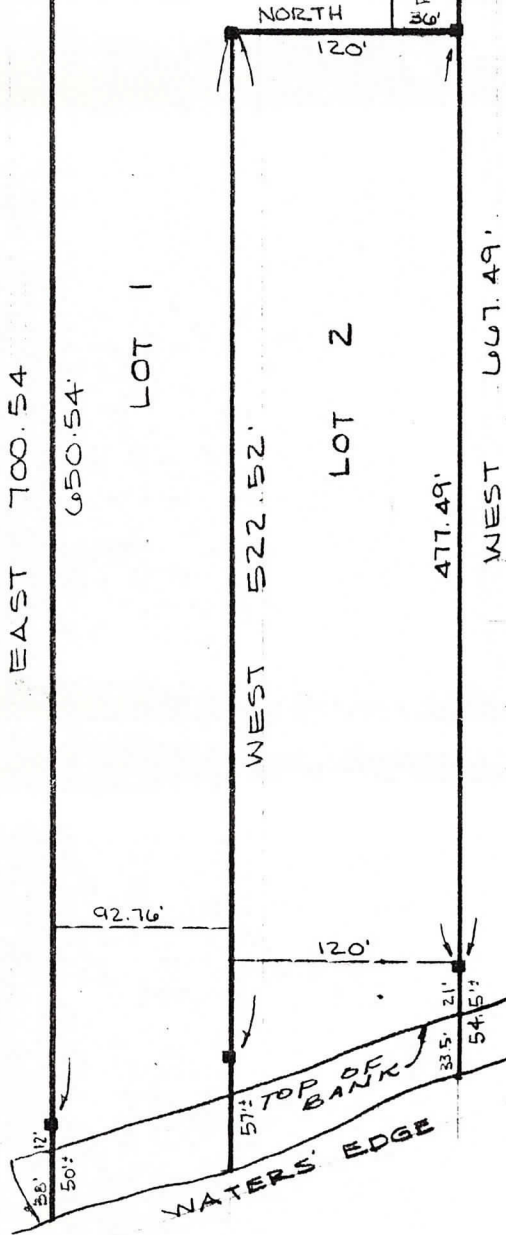
PLAT BOOK:

PAGE:



■ - Denotes conc. man.

NORTH



A DIVISION OF

THAT PART OF THE NORTH ONE THIRD OF THE SOUTH 18.2 ACRES OF GOVERNMENT LOT 2, SECTION 35, TOWNSHIP 37 SOUTH, RANGE 41 EAST, LYING BETWEEN THE ST. LUCIE RIVER AND SEWALLS POINT ROAD, LYING AND BEING IN MARTIN COUNTY, FLORIDA

FOR
DR. ALAN COLLIN
&
MRS. ROBIN COLLIN

NOTE: LOT 1 IS NOT LESS THAN 120' FEET IN WIDTH

FILED FOR RECORD
MARTIN CO., FLA.
03 JAN 19 PM 4:03
MARSHA STILLER
CLERK OF CIRCUIT COURT
BY [Signature]
D.C.

ST. LUCIE RIVER

BOOK 750 PAGE 449

SHEET 2 OF 2

This survey meets the minimum technical standards for Land Surveying in Florida, as prescribed in Chapter 21HH-6, F.A.C. I hereby Certify that the sketch shown hereon is a correct representation of a survey done under my direction and is true and correct to the best of my knowledge and belief. There are no encroachments unless otherwise shown.

DON WILLIAMS & ASSOCIATES, INC.
LAND SURVEYORS
1115 E. OCEAN BLVD. STUART, FLA. 33494
(305) 283-2977

[Signature]
W.L. WILLIAMS
R.L.S. FLA. REG. No. 1272

F.B. _____ Page _____ W.O. # _____

SCALE: 1" = 100'

DATE REVISED: 7-23-87
7-6-87

PLAT BOOK:

PAGE:

EASEMENT AGREEMENT

THIS AGREEMENT entered into this 8th day of July, 1987, by and between ALAN S. COLLIN and ROBIN M. COLLIN, his wife, hereinafter sometimes referred as "ALAN S. COLLIN", and the Town of Sewall's Point.

WITNESSETH:

WHEREAS, ALAN S. COLLIN is the record title holder of certain real property located in Sewall's Point, Florida, more particularly identified as that part of the North one-third (1/3) of the South 18.2 Acres of Government Lot 2, Section 35, Township 37 South, Range 41 East, lying between the Saint Lucie River and Sewall's Point Road, lying and being in Martin County, Florida; and

WHEREAS, ALAN S. COLLIN is applying to the Town of Sewall's Point for a minor subdivision of his property, located in Sewall's Point, Florida; and

WHEREAS, the Town of Sewall's Point requires an easement from any minor subdivision to the nearest public road; and

WHEREAS, the parties hereto have determined that it is necessary and proper to create such easement for the parties, their heirs, successors, and assigns, including the future owners of the lots created by the ALAN S. COLLIN minor subdivision.

NOW, THEREFORE, the parties hereto in consideration of the sum of \$10.00 and other good and valuable considerations, receipt whereof is hereby acknowledged, do hereby agree as follows:

1. Recitals. The foregoing recitals are true and correct and are incorporated herein for all purposes.

2. Easement Grant. ALAN S. COLLIN hereby grants to the Town of Sewall's Point an easement for ingress and egress and utility purposes over, under and through all that property described in Exhibit "A", as is necessary to provide the Town of Sewall's Point with the required eighteen (18) foot easement for ingress, egress and utility purposes, as more particularly described in Exhibit "A" attached hereto.

3. Successors, Assigns and Future Subdivisions. This Agreement shall be binding and shall inure to the benefit of the heirs, successors and assigns of the parties hereto.

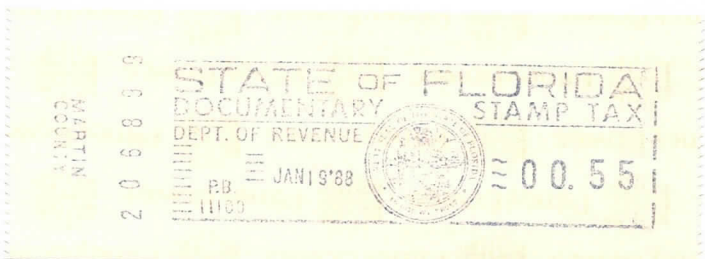
4. Amendment. This Agreement may not be amended or modified without the written consent of all parties hereto.

IN WITNESS WHEREOF, the parties have hereunto set their hands and seals on the day and year first above written.

Witnesses:
[Signature]
[Signature]
[Signature]
As to Alan S. Collin

"ALAN S. COLLIN"
[Signature]
Alan S. Collin

BOOK 750 PAGE 450



Molon

"ROBIN M. COLLIN"

Robin M. Collin
Robin M. Collin

Joan H. Barrow
As to Robin M. Collin

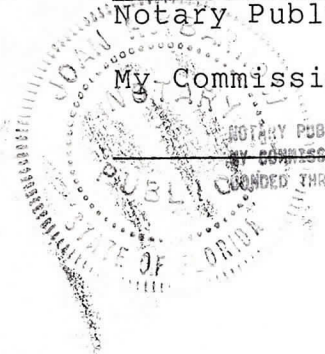
STATE OF FLORIDA
COUNTY OF MARTIN

The foregoing instrument was acknowledged before me
this 8th day of July, 1987, by ALAN S. COLLIN and
ROBIN M. COLLIN, his wife.

Joan H. Barrow
Notary Public

My Commission Expires:

NOTARY PUBLIC STATE OF FLORIDA
MY COMMISSION EXP. NOV 16, 1990
ISSUED THRU GENERAL LHS. UND.



BOOK 750 PAGE 451

Commence at the Northeast corner of that part of the North one third of the South 18.2 acres of said Government Lot 2; bear South 23° 56' 54" East along the westerly right-of-way line of Sewall's Point Road a distance of 193.41 feet to the Point of Beginning; thence continue South 23° 56' 54" East to a distance of 39.39 feet; thence West 190.00 feet; thence North a distance of 36.00 feet; thence East a distance of 174.01 feet to the Point of Beginning.

FILED FOR RECORD
HARRIS CO., FLA.
08 JAN 19 PM 4:00
MARSHA STILLER
CLERK OF DISTRICT COURT
BY  D.C.

BOOK 750 PAGE 452

EXHIBIT "A"

RESOLUTION NO. 292

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WHEREAS, ALAN S. COLLIN and ROBIN M. COLLIN, his wife, have applied to the Town Commission of the Town of Sewall's Point for a minor subdivision, pursuant to Appendix A, Article B, of the Code of Ordinances, Town of Sewall's Point, Florida, relating to real estate owned by them within the corporate limits of Town of Sewall's Point, more particularly described in the Map of Survey attached hereto; and

WHEREAS, the Town Commission of the Town of Sewall's Point, Florida, considered the application for approval of the minor subdivision at a public meeting on July 8, 1987, and having heard from the applicants and the public, determined that the application meets all requirements of the subdivision regulations.

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PASSED AND ADOPTED this 8th day of July, 1987.

ATTEST:

Joan Barrow
JOAN BARROW, Town Clerk

John C. Guentner
JOHN C. GUENTNER, Mayor-
Commissioner

Approved as to form and
correctness:

M. Lanning Fox
M. LANNING FOX, Town
Attorney

Gilbert C. Strubell
GILBERT C. STRUBELL, Vice-Mayor
Commissioner

Robert R. Aune
ROBERT R. AUNE, Commissioner

Russell A. MacDonnell
RUSSELL A. MACDONNELL, Commissioner

Irene E. O'Brien
IRENE E. O'BRIEN, Commissioner

A DIVISION OF:

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LOT 2:

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SHEET 1 of 2

This survey meets the minimum technical standards for Land Surveying in Florida, as prescribed in Chapter 21HH-6, F.A.C. I hereby certify to Dr. and Mrs. Alan Collins that the sketch shown hereon is a correct representation of a survey done under my direction and is true and correct to the best of my knowledge and belief. There are no encroachments unless otherwise shown.

DON WILLIAMS & ASSOCIATES, INC.
 LAND SURVEYORS
 1115 E. OCEAN BLVD. STUART, FLA. 33494
 (305) 283-2977

W.L. Williams
 W.L. WILLIAMS
 R.L.S. FLA. REG. No. 1272

F.B. _____ Page _____ W.O. # _____

SCALE:	DATE <u>JULY 7, 1987</u>	PLAT BOOK:	PAGE:
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EASEMENT AGREEMENT

THIS AGREEMENT entered into this 8th day of July, 1987, by and between ALAN S. COLLIN and ROBIN M. COLLIN, his wife, hereinafter sometimes referred as "ALAN S. COLLIN", and the Town of Sewall's Point.

W I T N E S S E T H:

WHEREAS, ALAN S. COLLIN is the record title holder of certain real property located in Sewall's Point, Florida, more particularly identified as that part of the North one-third (1/3) of the South 18.2 Acres of Government Lot 2, Section 35, Township 37 South, Range 41 East, lying between the Saint Lucie River and Sewall's Point Road, lying and being in Martin County, Florida; and

WHEREAS, ALAN S. COLLIN is applying to the Town of Sewall's Point for a minor subdivision of his property, located in Sewall's Point, Florida; and

WHEREAS, the Town of Sewall's Point requires an easement from any minor subdivision to the nearest public road; and

WHEREAS, the parties hereto have determined that it is necessary and proper to create such easement for the parties, their heirs, successors, and assigns, including the future owners of the lots created by the ALAN S. COLLIN minor subdivision.

NOW, THEREFORE, the parties hereto in consideration of the sum of \$10.00 and other good and valuable considerations, receipt whereof is hereby acknowledged, do hereby agree as follows:

1. Recitals. The foregoing recitals are true and correct and are incorporated herein for all purposes.

2. Easement Grant. ALAN S. COLLIN hereby grants to the Town of Sewall's Point an easement for ingress and egress and utility purposes over, under and through all that property described in Exhibit "A", as is necessary to provide the Town of Sewall's Point with the required eighteen (18) foot easement for ingress, egress and utility purposes, as more particularly described in Exhibit "A" attached hereto.

3. Successors, Assigns and Future Subdivisions. This Agreement shall be binding and shall inure to the benefit of the heirs, successors and assigns of the parties hereto.

4. Amendment. This Agreement may not be amended or modified without the written consent of all parties hereto.

IN WITNESS WHEREOF, the parties have hereunto set their hands and seals on the day and year first above written.

Witnesses:

Malcolm
Louis J. Baroni
Joan H. Barrow
As to Alan S. Collin

"ALAN S. COLLIN"

Alan S. Collin
Alan S. Collin

Molon

"ROBIN M. COLLIN"

Robin M. Collin
Robin M. Collin

Joan H. Barrow
As to Robin M. Collin

STATE OF FLORIDA
COUNTY OF MARTIN

The foregoing instrument was acknowledged before me
this 8th day of July, 1987, by ALAN S. COLLIN and
ROBIN M. COLLIN, his wife.

Louis J. Barrow
Joan H. Barrow
Notary Public

My Commission Expires:

NOTARY PUBLIC STATE OF FLORIDA
MY COMMISSION EXP. NOV 16, 1990
CORDED THRU SERIAL INS. URD.

Commence at the Northeast corner of that part of the North one third of the South 18.2 acres of said Government Lot 2; bear South 23° 56' 54" East along the westerly right-of-way line of Sewall's Point Road a distance of 193.41 feet to the Point of Beginning; thence continue South 23° 56' 54" East to a distance of 39.39 feet; thence West 190.00 feet; thence North a distance of 36.00 feet; thence East a distance of 174.01 feet to the Point of Beginning.

EXHIBIT "A"