

R E S O L U T I O N NO. 89-M-15

WHEREAS, the Orange County Commission approved the road alignment for the extension of International Drive on January 12, 1982 with subsequent modifications on February 16, 1982, March 2, 1982 and March 9, 1987 and;

WHEREAS, on December 21, 1987 the Commission approved through an agreement recorded on OR book 3975 page 1516 the project known as the International Drive Extension to extend International Drive, a six lane road, from its existing southern terminus south to State Road 535, to connect to that road opposite State Road 536 (the Epcot-Interstate Highway 4 interchange connector). This Road will provide traffic relief for north and south bound traffic otherwise traveling on Interstate Highway 4 and in addition to serve as traffic connector for developments in that area of Orange County for the use and benefit of the citizens of Orange County, and

WHEREAS, in connection with the construction of the above project it is necessary that said County have the required road rights-of-way and areas for water detention/retention it is necessary and in the public interest that there be acquired the necessary fee simple interests in certain lands for proper construction and maintenance of the roadway in the County's road system, and;

WHEREAS, efforts to acquire said lands from the owners have been unsuccessful to date.

NOW, THEREFORE, be it RESOLVED by the County of Orange, a political subdivision of the State of Florida, by and through the Orange County Commission of said County, that the acquisition of the fee simple interests in certain lands for road rights-of-way and water detention/retention had been found to be and is hereby found to be necessary, practical, and to the best interest of the people of County of Orange, Florida, and that same is for a County purpose; and be it further

RESOLVED that for the purposes aforesaid, it is necessary, practical, and to the best interest of the public and the people of said County that the fee simple interests for roadway purposes by acquired in the name of the County by gift, purchase, eminent domain proceedings of otherwise over and upon all that certain piece, parcel, or tract of land, situate, lying and being in the County of Orange, State of Florida, as described in the attached Schedule "A".

AND BE IT FURTHER RESOLVED that the property descriptions under parcel numbers 1A, 1B, 2A, 2B, 2C, 3A, 3B, 5A, 5B, 6, 7A, and 7B are ratified and confirmed and found necessary for this project to the extent of the estate or interest set forth as a part of the respective parcel descriptions, the above referenced descriptions being attached hereto as Schedule "A", and made a part by reference hereof, and that the County of Orange, the Orange County Commission of said County, the Clerk of said County Commission, the attorneys of Orange County, and all appropriate departments, officers and employees of said County be, and they are hereby authorized and directed to proceed to take such steps as are necessary to institute and prosecute such necessary actions and proceedings as may be proper for the acquisition of the required fee simple interests in said lands by purchase, gift or eminent domain proceedings or otherwise, and to prepare, sign, execute, serve, publish, and file, in the name of the County by its commissioners, all eminent domain papers, affidavits and pleadings, and said attorneys are authorized to have prepared, at said County's expense, such abstract of title search as may be necessary in connection therewith.

ADOPTED THIS 20th DAY OF March, 1989.

ORANGE COUNTY COMMISSION

BY: Sam Seaman
Chairman,
Orange County Commission

DATE: MAR 21 1989

ATTEST: MARTHA O. HAYNIE, Clerk
to the Orange County Commission

BY: Mary Jo Garrison
Deputy Clerk

SCHEDULE "A"

Parcel 1 A, Estate: Fee Simple

Purpose: Road Right of Way

**Legal Description - International Drive Extension
(Dallas E. Hardcastle)**

That portion of the West 1/2 of the Southeast 1/4 of the Southeast 1/4 of the Northwest 1/4 of the Northwest 1/4 of Section 35, Township 24 South, Range 28 East, Orange County, Florida being more particularly described as follows:

Commence at the Northeast corner of the Northwest 1/4 of the Northwest 1/4 of said Section 35; thence run S.01°20'08"W. along the East line of said Northwest 1/4 of the Northwest 1/4 a distance of 1,036.11 feet to a point on the North line of the Southeast 1/4 of the Southeast 1/4 of the Northwest 1/4 of the Northwest 1/4 of said Section 35; thence run N.89°51'42"W. along said North line a distance of 299.54 feet for a POINT OF BEGINNING, said point also being a point on a curve concave Northwesterly and having a radius of 1,972.36 feet; thence from a tangent bearing of S.36°30'32"W. run Southwesterly along the arc of said curve through a central angle of 01°58'51" a distance of 68.19 feet to a point on the West line of the aforesaid West 1/2 of the Southeast 1/4 of the Southeast 1/4 of the Northwest 1/4 of the Northwest 1/4; thence run N.01°03'22"E. along said West line a distance of 54.20 feet to the North line of the aforesaid West 1/2; thence run S.89°51'42"E. along said North line a distance of 40.51 feet to the POINT OF BEGINNING.

Containing 0.0255 acres.

Parcel 1 B, Estate: Fee Simple

Purpose: Retention

**Legal Description - International Drive Extension
(Dallas E. Hardcastle)**

That portion of the West 1/2 of the Southeast 1/4 of the Southeast 1/4 of the Northwest 1/4 of the Northwest 1/4 of Section 35, Township 24 South, Range 28 East, Orange County, Florida being more particularly described as follows:

Commence at the Northeast corner of the Northwest 1/4 of the Northwest 1/4 of said Section 35; thence run S.01°20'08"W. along the East line of said Northwest 1/4 of the Northwest 1/4 a distance of 1,036.11 feet to a point on the North line of the Southeast 1/4 of the Southeast 1/4 of the Northwest 1/4 of the Northwest 1/4 of said Section 35; thence run N.89°51'42"W. along said North line a distance of 170.03 feet to the Northeast corner of said West 1/2 of the Southeast 1/4 of the Southeast 1/4 of the Northwest 1/4 of the Northwest 1/4 for a POINT OF BEGINNING; thence S.01°11'45"W. along the East line of said West 1/2 of the Southeast 1/4 of the Southeast 1/4 of the Northwest 1/4 of the Northwest 1/4 a distance of 345.14 feet to the Southeast corner of said West 1/2 of the Southeast 1/4 of the Southeast 1/4 of the Northwest 1/4 of the Northwest 1/4; thence run N.89°47'25"W. along the South line of said West 1/2, a distance of 169.18 feet to the Southwest corner of said West 1/2; thence departing said South line run N.01°03'22"E. along the West line of said West 1/2 a distance of 290.72 feet to a point on a curve concave Northwesterly and having a radius of 1972.36 feet; thence from a chord bearing of N.37°29'57"E. run Northeasterly along the arc of said curve 68.19 feet through a central angle of 01°58'51" to the North line of said West 1/2 of the Southeast 1/4 of the Southeast 1/4 of the Northwest 1/4 of the Northwest 1/4; thence departing said curve run S.89°51'42"E. along the North line of said West 1/2 a distance of 129.52 feet to the POINT OF BEGINNING.

Containing therein 1.3177 acres, more or less.

Owner:

SERVE: Dallas E. Hardcastle
2046 Oak Marsh Drive
Fernandina Beach, Florida 32034

Mortgage and Lienholders:

No Mortgages

SERVE: Earl K. Wood
Orange County Tax Collector
Pine Street Administration Building
100 East Pine Street
Orlando, Florida 32801-2795

SCHEDULE "A"

Parcel 2 A, Estate: Fee Simple

Purpose: Retention

That portion of the Southwest 1/4 of the Southeast 1/4 of the Northwest 1/4 of the Northwest 1/4 of Section 35, Township 24 South, Range 28 East, Orange County, Florida being more particularly described as follows:

Commence at the Southwest corner of the Northwest 1/4 of the Northwest 1/4 of said Section 35; thence run S.89°47'25"E. along the South line of said Northwest 1/4 of the Northwest 1/4 a distance of 676.72 feet to the Southwest corner of said Southwest 1/4 of the Southeast 1/4 of the Northwest 1/4 of the Northwest 1/4; thence departing said South line run N.00°46'34"E. along the West line of said Southwest 1/4 of the Southeast 1/4 of the Northwest 1/4 of the Northwest 1/4 a distance of 113.83 feet for a POINT OF BEGINNING; thence continue N.00°46'34"E. along said West line 230.64 feet to the Northwest corner of said Southwest 1/4 of the Southeast 1/4 of the Northwest 1/4 of the Northwest 1/4; thence departing said West line run S.89°51'42"E. along the North line of the Southwest 1/4 of the Southeast 1/4 of the Northwest 1/4 of the Northwest 1/4 a distance of 222.36 feet to a point on a curve concave Northwesterly and having a radius of 1847.36 feet; thence from a chord bearing of S.44°25'19"W. run Southwesterly along the arc of said curve 322.56 feet through a central angle of 10°00'15" to the aforementioned West line of the of the Southwest 1/4 of the Southeast 1/4 of the Northwest 1/4 of the Northwest 1/4 and the aforementioned POINT OF BEGINNING.

Containing therein 0.623 acres, more or less.

Parcel 2 B, Estate: Fee Simple

Purpose: Road Right-of-Way

Description:

That portion of the Southwest 1/4 of the Southeast 1/4 of the Northwest 1/4 of the Northwest 1/4 of Section 35, Township 24 South, Range 28 East, Orange County, Florida, being more particularly described as follows:

Commence at the Southwest corner of the Northwest 1/4 of the Northwest 1/4 of said Section 35; thence run S.89°47'25"E. along the South line of said Northwest 1/4 of the Northwest 1/4 a distance of 676.72 feet to the Southwest corner of the Southwest 1/4 of the Southeast 1/4 of the Northwest 1/4 of the Northwest 1/4 for a POINT OF BEGINNING; thence departing said South line run N.00°46'34"E. along the West line of said Southwest 1/4 of the Southeast 1/4 of the Northwest 1/4 of the Northwest 1/4 a distance of 113.83 feet to a point on a curve concave Northwesterly and having a radius of 1,847.36 feet; thence from a chord bearing of N.44°25'19"E. run Northeasterly along the arc of said curve 322.56 feet through a central angle of 10°00'15" to a point on the North line of said Southwest 1/4 of the Southeast 1/4 of the Northwest 1/4 of the Northwest 1/4 of Section 35; thence departing said curve run S.89°51'42"E. along said North line a distance of 117.69 feet to the Northeast corner of said Southwest 1/4 of the Southeast 1/4 of the Northwest 1/4 of the Northwest 1/4 of Section 35; thence departing said North line run S.01°03'22"W. along the East line of said Southwest 1/4 of the Southeast 1/4 of the Northwest 1/4 of the Northwest 1/4 a distance of 54.20 feet to a point on a curve concave Northwesterly and having a radius of 1,972.36 feet; thence from a chord bearing of S.44°23'13"W. run Southwesterly along the arc of said curve 406.03 feet through a central angle of 11°47'41" to a point on the aforesaid South line of the Northwest 1/4 of the Northwest 1/4; thence departing said curve run N.89°47'25"W. along said South line a distance of 60.20 feet to the POINT OF BEGINNING.

Containing 1.1973 acres.

That portion of the Southwest 1/4 of the Southeast 1/4 of the Northwest 1/4 of the Northwest 1/4 of Section 35, Township 24 South, Range 28 East, Orange County, Florida being more particularly described as follows:

Commence at the Southwest corner of the Northwest 1/4 of the Northwest 1/4 of said Section 35; thence run S.89°47'25"E. along the South line of said Northwest 1/4 of the Northwest 1/4 a distance of 736.93 feet for a POINT OF BEGINNING, said point also being a point on a curve concave Northwesterly and having a radius of 1972.36 feet; thence from a chord bearing of N.44°23'13"E. run Northeasterly along the arc of said curve 406.03 feet through a central angle of 11°47'41" to the East line of the aforementioned Southwest 1/4 of the Southeast 1/4 of the Northwest 1/4 of the Northwest 1/4 of Section 35; thence departing said curve run S.01°03'22"W. along said East line 290.72 feet to the Southeast corner of the Southwest 1/4 of the Southeast 1/4 of the Northwest 1/4 of the Northwest 1/4; thence departing said East line run N.89°47'25"W. along the aforementioned South line of the Northwest 1/4 of the Northwest 1/4 a distance of 278.16 feet to the POINT OF BEGINNING.

Containing therein 0.8633 acres, more or less.

Owner:

SERVE: Scott David Appleton, as Trustee
305 Park Place
Altamonte Springs, Florida 32701

and

SERVE: David Kerben, as Trustee
118 East Robinson Street
Orlando, Florida 32801

Mortgage and Lienholders:

SERVE: Ms. Edna Mae Florian
29 South Liberty Street
Belleville, Michigan 48111

and

SERVE: Ms. Faith Udevich
29 South Liberty Street
Belleville, Michigan 48111

Mortgage filed October 31, 1986
Recorded in Official Records Book 3832, Page 3741
Public Records of Orange County, Florida

SERVE: Earl K. Wood
Orange County Tax Collector
Pine Street Administration Building
100 East Pine Street
Orlando, Florida 32801-2795

SCHEDULE "A"

Parcel 3 A, Estate: Fee Simple

Purpose: Retention

Description:

That part of the East 1/2 of the Northeast 1/4 of the Northeast 1/4 of the Northwest 1/4 of the Northwest 1/4 of Section 35, Township 24 South, Range 28 East, Orange County, Florida, being more particularly described as follows:

Commence at the Northeast corner of the Northwest 1/4 of the Northwest 1/4 of said Section 35; thence run S.89°55'42"W. along the North line of said East 1/2 of the Northeast 1/4 of the Northeast 1/4 of the Northwest 1/4 of the Northwest 1/4 a distance of 66.84 feet for a POINT OF BEGINNING, said point also being a point on a curve concave Westerly and having a radius of 1847.36 feet; thence departing said North line from a chord bearing of S.09°44'13"W. run Southerly along the arc of said curve 350.77 feet through a central angle of 10°52'45" to the South line of said East 1/2 of the Northeast 1/4 of the Northeast 1/4 of the Northwest 1/4 of the Northwest 1/4 of Section 35; thence departing said curve run S.89°59'52"W. along said South line 53.69 feet to the Southwest corner of said East 1/2 of the Northeast 1/4 of the Northeast 1/4 of the Northwest 1/4 of the Northwest 1/4; thence N.01°11'46"E. along the West line of said East 1/2 of the Northeast 1/4 of the Northeast 1/4 of the Northwest 1/4 of the Northwest 1/4 a distance of 345.14 feet to the Northwest corner of said East 1/2 of the Northeast 1/4 of the Northeast 1/4 of the Northwest 1/4 of the Northwest 1/4; thence departing said West line run N.89°55'42"E. along the aforementioned North line of the East 1/2 of the Northeast 1/4 of the Northeast 1/4 of the Northwest 1/4 of the Northwest 1/4 a distance of 105.72 feet to the POINT OF BEGINNING.

Containing therein 0.6761 acres, more or less.

Parcel 3 B, Estate: Fee Simple

Purpose: Road Right-of-Way

Description:

That part of the East 1/2 of the Northeast 1/4 of the Northeast 1/4 of the Northwest 1/4 of the Northwest 1/4 of Section 35, Township 24 South, Range 28 East, Orange County, Florida being more particularly described as follows:

Begin at the Northeast corner of the Northwest 1/4 of the Northwest 1/4 of said Section 35; thence run S.01°20'08"W. along the East line of said Northwest 1/4 of the Northwest 1/4 a distance of 345.37 feet to the Southeast corner of the East 1/2 of the Northeast 1/4 of the Northeast 1/4 of the Northwest 1/4 of the Northwest 1/4 of said Section 35; thence departing said East line run S.89°59'52"W. along the South line of said East 1/2 of the Northeast 1/4 of the Northeast 1/4 of the Northwest 1/4 of the Northwest 1/4 a distance of 118.03 feet to a point on a curve concave Westerly and having a radius of 1,847.36 feet; thence from a chord bearing of N.09°44'13"E. run Northerly along the arc of said curve 350.77 feet through a central angle of 10°52'45" to the North line of said Northwest 1/4 of the Northwest 1/4; thence departing said curve run N.89°55'42"E. along said North line 66.84 feet to the POINT OF BEGINNING.

Containing 0.6879 acres, more or less.

Owner:

SERVE: Ruby Bazan
431 Santa Fe Avenue, Southwest
Albuquerque, New Mexico 87102

Mortgage and Lienholders:

SERVE: Elroy Garduno
203 Tulane Drive, S.E.
Albuquerque, New Mexico 87106

and

SERVE: Gloria B. Garduno
203 Tulane Drive, S.E.
Albuquerque, New Mexico 87106

Quit-Claim Deed dated January 21, 1986, and recorded October 3, 1988 in Official Records Book 4019, Page 1542, Public Records of Orange County, Florida. The Quit-Claim Deed is notarized but has no witnesses.

SERVE: Earl K. Wood
Orange County Tax Collector
Pine Street Administration Building
100 East Pine Street
Orlando, Florida 32801-2795

SCHEDULE "A"

Parcel 5 A, Estate: Fee Simple

Purpose: Retention

Description:

That portion of the East 1/2 of the Southeast 1/4 of the Southwest 1/4 of the Northwest 1/4 of the Northwest 1/4 of Section 35, Township 24 South, Range 28 East, Orange County, Florida being more particularly described as follows:

Commence at the Southwest corner of the Northwest 1/4 of the Northwest 1/4 of said Section 35; thence run S.89°47'25"E. along the South line of said Northwest 1/4 of the Northwest 1/4 a distance of 507.54 feet to the Southwest corner of said East 1/2 of the Southeast 1/4 of the Southwest 1/4 of the Northwest 1/4 of the Northwest 1/4 for a POINT OF BEGINNING; thence departing said South line run N.00°38'09"E. along the West line of said East 1/2 a distance of 344.25 feet to the Northwest corner of said East 1/2 of the Southeast 1/4 of the Southwest 1/4 of the Northwest 1/4 of the Northwest 1/4 of Section 35; thence departing said West line run S.89°51'42"E. along the North line of said East 1/2 a distance of 170.03 feet to the Northeast corner of said East 1/2; thence departing said North line run S.00°46'34"W. along the East line of said East 1/2 a distance of 230.64 feet to a point on a curve concave Northwesterly and having a radius of 1847.36 feet; thence from a chord bearing of S.52°17'52"W. run Southwesterly along the arc of said curve 185.33 feet through a central angle of 05°44'53" to the aforementioned South line of the Northwest 1/4 of the Northwest 1/4; thence departing said curve run N.89°47'25"W. along said South line 24.15 feet to the POINT OF BEGINNING.

Containing therein 1.1578 acres, more or less.

Parcel 5 B, Estate: Fee Simple

Purpose: Road Right-of-Way

Description:

That portion of the East 1/2 of the Southeast 1/4 of the Southwest 1/4 of the Northwest 1/4 of the Northwest 1/4 of Section 35, Township 24 South, Range 28 East, Orange County, Florida, being more particularly described as follows:

Commence at the Southwest corner of the Northwest 1/4 of the Northwest 1/4 of said Section 35; thence run S.89°47'25"E. along the South line of said Northwest 1/4 of the Northwest 1/4 a distance of 531.69 feet for a POINT OF BEGINNING, said point also being a point on a curve concave Northwesterly and having a radius of 1847.36 feet; thence from a chord bearing of N.52°17'52"E. run Northeasterly along the arc of said curve 185.33 feet through a central angle of 05°44'53" to the East line of said East 1/2 of the Southeast 1/4 of the Southwest 1/4 of the Northwest 1/4 of the Northwest 1/4 of Section 35; thence run S.00°46'34"W. along said East line a distance of 113.83 feet to the Southeast corner of the Southeast 1/4 of the Southwest 1/4 of the Northwest 1/4 of the Northwest 1/4; thence departing said East line run N.89°47'25"W. along the South line of said Northwest 1/4 of the Northwest 1/4 a distance of 145.03 feet to the POINT OF BEGINNING.

Containing 0.1829 acres.

