

~~JUN 08 1993~~

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RESOLUTION NO. 93-M-27

A RESOLUTION TO VACATE A ORANGE COUNTY ROAD,  
RIGHT-OF-WAY OR EASEMENT, UPON THE PETITION  
OF ORANGE COUNTY, FLORIDA, WHILE RESERVING  
CERTAIN UTILITY EASEMENTS THEREIN.

WHEREAS, Orange County (the "County") desires on its own  
motion, to vacate that certain road, right-of-way, or  
easement and adjacent parcel (hereinafter collectively  
referred to as the "Road") described as follows:

See attached Exhibit "A" which consists of 4  
pages incorporated herein by reference.

WHEREAS, said vacation is necessary in order to enhance  
economic development of the adjacent parcels;

WHEREAS, a sketch showing the location of the parcels to  
be vacated in relationship to surrounding properties is  
attached hereto as pages 2 and 4 of Exhibit "A";

WHEREAS, Orange County, Florida, as a political  
subdivision of the State of Florida, is exempt from the  
payment of state and local taxes;

WHEREAS, the Road was dedicated to Orange County by  
instruments recorded in O.R. Book 375, Pages 523-524;

WHEREAS, Florida Power Corporation, Southern Bell,  
People's Gas, and the Orlando Utilities Commission have  
raised objections to the vacation of the Road given that they  
presently have certain utility facilities in the Road;

Orange Co FL 5732606  
082296 10:40:38am  
DR Bk 5109 Pg 3762  
Rec 46.50

OR4586 PG4325

RE-RECORD TO INCLUDE EXHIBIT "B"

*Sharon*  
*Wells*  
RETURN TO: COMPTROLLER CLERK OF THE BCC  
201 S. ROSALIND AVE. ORLANDO, FL 32801

1           WHEREAS, the County has determined that a reservation for  
2 these utility companies will be necessary to protect said  
3 companies' right to continue use of the Road for the existing  
4 utility facilities and any repair or replacement thereof;

5           WHEREAS, the Road is currently being annexed into the  
6 City of Orlando;

7           WHEREAS, notice of a public hearing before the Board of  
8 County Commissioners on the 8<sup>th</sup> of June 1993, was  
9 published in the Orlando Sentinel, a newspaper of general  
10 circulation, in Orange County, Florida, at least fourteen  
11 days prior to the date for the hearing.

12           SECTION 1. The County shall record this Resolution in  
13 the deed records of Orange County within thirty (30) days  
14 following its adoption.

15           SECTION 2. BE IT RESOLVED that the Road is hereby  
16 vacated and annulled, and that the County renounces any  
17 rights in said right-of-way subject to a reservation in favor  
18 of Florida Power, Southern Bell, People's Gas, and the  
19 Orlando Utilities Commission (hereinafter singularly referred  
20 to as the ("Utility Company")).

21           (a) Scope of reservation: The reservation contained  
22 herein shall be limited to a size and scope  
23 necessary to allow the continued placement,  
24 maintenance and replacement of those

OR Bk 5109 Pg 3763  
Orange Co FL 5732606

1 Utility Company facilities existing within the  
2 boundaries of the Road as of the date of this  
3 resolution.

4 (b) Release of reservation: The reservation shall be  
5 released upon recordation of individual easements by  
6 the underlying fee owner equal to or greater than  
7 the scope of the herein contained reservation (each  
8 said individual easement shall hereinafter be  
9 referred to as an "Alternate Easement") as further  
10 described in this subparagraph. The County Engineer  
11 shall cause a release document, in substantially the  
12 form attached hereto as Exhibit "B", (hereinafter  
13 the "Release") to be brought to the Orange County  
14 Board of County Commissioners for approval as a  
15 consent agenda item upon recordation of an Alternate  
16 Easement sufficient to satisfy the given Utility  
17 Company. Upon recordation of easements in favor of  
18 all of the four foregoing utilities and recordation  
19 of the corresponding terminations, the herein  
20 granted reservation shall terminate. Recordation of  
21 any individual easement shall cause the reservation  
22 to be released as to the Utility Company only.

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25 OR4586 PG4327

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SECTION 3. The vacation and reservation effected by this Resolution shall take effect upon adoption of this Resolution. The reservation shall be terminated pursuant to the procedure set forth in Section 2 herein.

ADOPTED THIS 8<sup>th</sup> DAY OF JUNE, 1993.

ORANGE COUNTY, FLORIDA

BY: Bill Dreyer  
for the County Chairman

DATE: JUN 08 1993

ATTEST: Martha O. Haynie, County Comptroller  
As Clerk of the Board of County Commissioners

BY: Raymond Staple  
Deputy Clerk

OR4586 PG4328

OR Bk 5109 Pg 3765  
Orange Co FL 5732606

AMY372 05/24/93

**RIGHT-OF-WAY ACQUISITION**

A parcel of land situate in Sections 25 and 26, Township 23 South, Range 28 East, Orange County, Florida, being more particularly described as follows:

BEGIN at the Northeast corner of the East 1/2 of the Southeast 1/4 of said Section 26; thence run S.89°43'49"W. along the North line of the Southeast 1/4 of said Section 26 a distance of 30.00 feet to a point on the West right-of-way line of Old Turkey Lake Road, as described in Deed Book 375, Page 524, of the Public Records of Orange County, Florida; thence run N.00°06'42"W. along said West right-of-way line 181.24 feet to a point on a curve concave Northwesterly, having a radius of 764.20 feet, and a central angle of 11°22'20"; thence, leaving said West right-of-way line, from a chord bearing of N.23°13'46"E., run Northeasterly along the arc of said curve and the Southeasterly right-of-way line of the relocated Turkey Lake Road, as described in Official Record Book 3998, Page 2329, of the Public Records of Orange County, Florida, a distance of 151.68 feet to a point on the East right-of-way line of Old Turkey Lake Road, as described in Deed Book 375, Page 523, of the Public Records of Orange County, Florida; thence, leaving said curve, run S.00°06'42"E. along said East right-of-way line 319.93 feet to a point on the North line of the Southwest 1/4 of said Section 25, said point also being the Southwest corner of Lot 1, Florida Center Unit 9, as recorded in Plat Book 5, Page 46, of the Public Records of Orange County, Florida; thence run S.89°22'46"W. along said North line 30.00 feet to the POINT OF BEGINNING.

Containing therein 0.337 acres, more or less.

OR4586 PG4329

OR Bk 5109 Pg 3766  
Orange Co. Fl. 5732606

EXHIBIT "A" To Resolution #93-M-27  
(Page 1 of 4)

**SKETCH OF DESCRIPTION**

SHEET 2 OF 2

FOR UNIVERSAL STUDIOS FLA.

Date: 10/29/92

CD No: 56-850.20

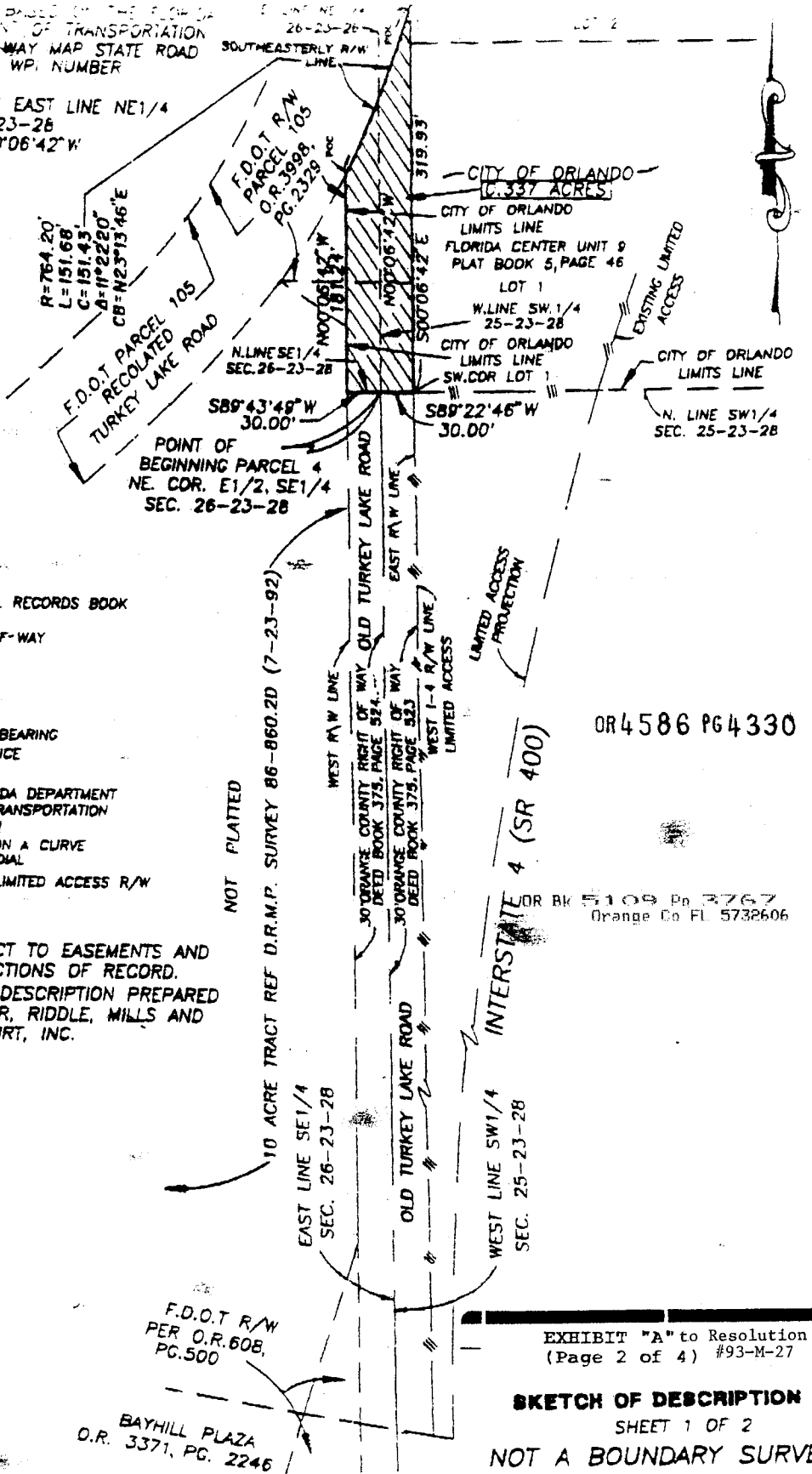
Town: 25 S Chkd: JHS



DYER, RIDDLE, MILLS,  
AND PRECOURT INC.

ENGINEERS - SURVEYORS - ARCHITECTS - PLANNERS  
1801 East Colonial Drive  
Orlando, Florida 32801  
Phone: 407-251-1111

BEING THE EAST LINE NE 1/4  
 SEC. 26-23-28  
 BEING N00°06'42"W



- LEGEND**
- O.R. OFFICIAL RECORDS BOOK
  - RD ROAD
  - R/W RIGHT-OF-WAY
  - PG. PAGE
  - R RADIUS
  - L LENGTH
  - Δ DELTA
  - CB CHORD BEARING
  - REF REFERENCE
  - COR. CORNER
  - F.D.O.T. FLORIDA DEPARTMENT OF TRANSPORTATION
  - SEC. SECTION
  - POC POINT ON A CURVE
  - N.R. NON RADIAL
  - EXISTING LIMITED ACCESS R/W

- NOTES**
1. SUBJECT TO EASEMENTS AND RESTRICTIONS OF RECORD.
  2. LEGAL DESCRIPTION PREPARED BY DYER, RIDDLE, MILLS AND PRECOURT, INC.

OR 4586 PG 4330

OR BK 5109 Pg 2767  
 Orange Co FL 5732606

EXHIBIT "A" to Resolution  
 (Page 2 of 4) #93-M-27

**SKETCH OF DESCRIPTION**  
 SHEET 1 OF 2  
**NOT A BOUNDARY SURVEY**

DR: UNIVERSAL STUDIOS FLA  
 scale: 1"=100'  
 date: 10/29/93  
 job No.: 86-860.20  
 TOWN: D.E. - CANYON

I HEREBY CERTIFY THIS SKETCH MEETS THE MINIMUM TECHNICAL STANDARDS OF FLA. ADMINISTRATIVE CODE RULE 21HH-6

*[Signature]*  
 REC. LAND SURVEYOR NO. 2353

**DYER, RIDDLE, MILLS AND PRECOURT, INC.**

Surveyors - Surveyors - Surveyors - Surveyors

1601 East Colonial Drive  
 Orange, Florida 32801

MCA - PARCEL 5

RIGHT-OF-WAY ACQUISITION

A parcel of land situate in Sections 25 and 26, Township 23 South, Range 28 East, Orange County, Florida, being more particularly described as follows:

BEGIN at the Northeast corner of the East 1/2 of the Southeast 1/4 of said Section 26; thence run N.89°22'46"E. along the North line of the Southwest 1/4 of said Section 25 a distance of 30.00 feet to a point on the East right-of-way line of Old Turkey Lake Road, as described in Deed Book 375, Page 523, of the Public Records of Orange County, Florida, said point also being the Southwest corner of Lot 1, Florida Center Unit 9, as recorded in Plat Book 5, Page 46, of the Public Records of Orange County, Florida; thence, leaving said point, run S.00°13'13"E. along said East right-of-way line and the West limited access right-of-way line of Interstate 4 (State Road 400) a distance of 898.80 feet; thence, leaving said line, run N.80°13'17"W. 60.93 feet to a point on the West right-of-way line of Old Turkey Lake Road, as described in Deed Book 375, Page 524, of the Public Records of Orange County, Florida; thence run N.00°13'13"W. along said West right-of-way line 887.99 feet to a point on the North line of the Southeast 1/4 of said Section 26; thence run N.89°43'49"E. along said North line 30.00 feet to the POINT OF BEGINNING.

Containing therein, 1.231 acres, more or less.

OR Bk 5109 Pg 376A  
Orange Co FL 5732606

OR4586 PG4331

SKETCH OF DESCRIPTION

EXHIBIT "A" to Resolution #93-M-27  
(Page 3 of 4)

SHEET 2 OF 2

For: UNIVERSAL STUDIOS FLA.

Date: 10/24/92

Job No.: 86-860.2G

Drawn: L.J.S. Chkd: F.H.S.



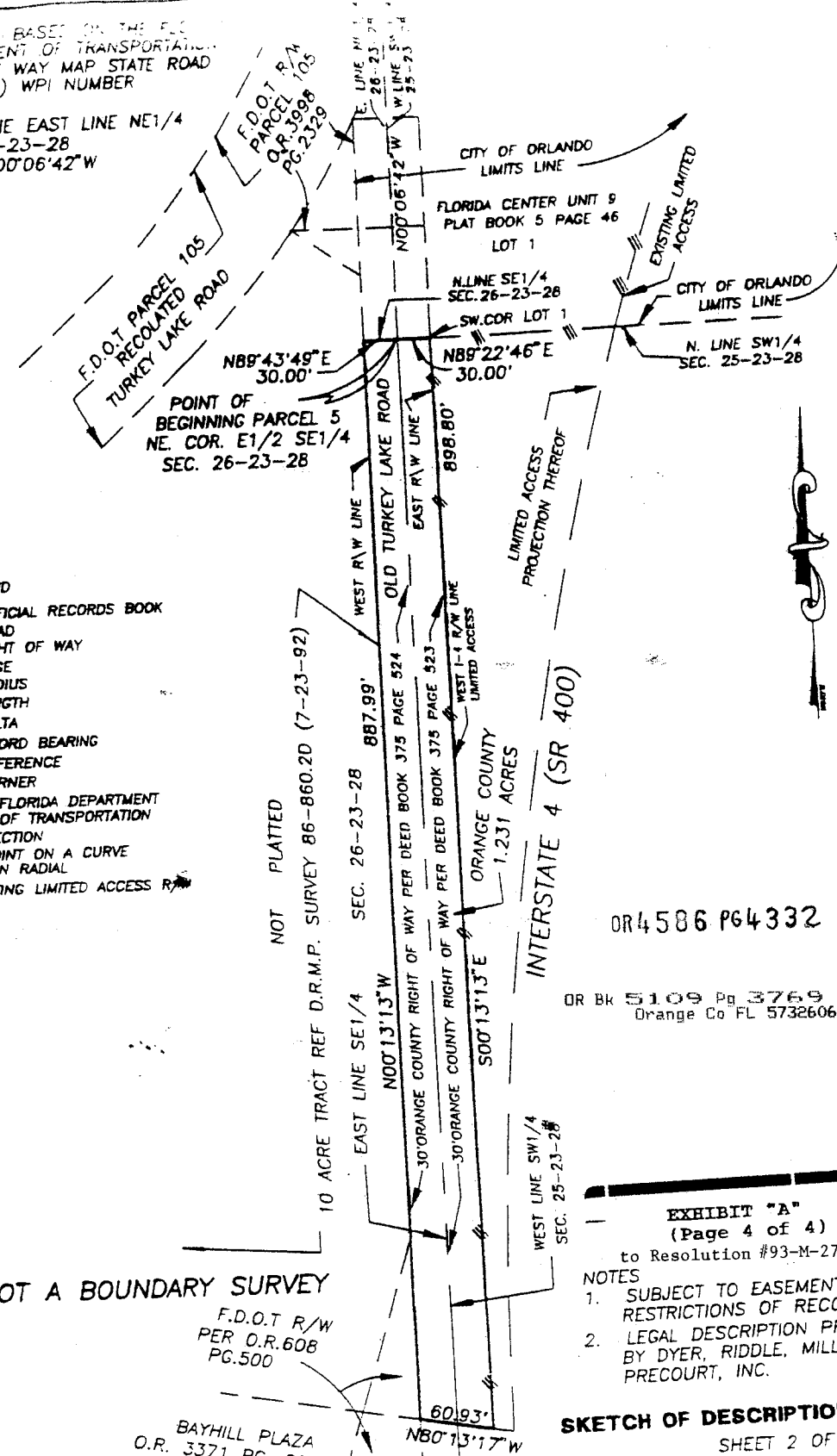
DYER, RIDDLE, MILL  
AND PRECOURT, INC.

ENGINEERS - SURVEYORS - ARCHITECTS - P.L.  
1801 East Colonial Drive  
Orlando, Florida 32802

Phone: (407) 896-0

CADD: DWG 866802A

BEARINGS BASED ON THE F.D.C.  
 DEPARTMENT OF TRANSPORTATION  
 RIGHT OF WAY MAP STATE ROAD  
 400 (I-4) WPI NUMBER  
 5147189  
 BEING THE EAST LINE NE1/4  
 SEC. 26-23-28  
 BEING N00°06'42"W



- LEGEND**
- D.R. OFFICIAL RECORDS BOOK
  - RD ROAD
  - R/W RIGHT OF WAY
  - PG. PAGE
  - R RADIUS
  - L LENGTH
  - Δ DELTA
  - CB CHORD BEARING
  - REF REFERENCE
  - COR. CORNER
  - F.D.O.T. FLORIDA DEPARTMENT OF TRANSPORTATION
  - SEC. SECTION
  - POC POINT ON A CURVE
  - N.R. NON RADIAL
  - EXISTING LIMITED ACCESS R/W

OR4586 P64332

OR Bk 5109 Pg 3769  
 Orange Co FL 5732606

**EXHIBIT "A"**  
 (Page 4 of 4)  
 to Resolution #93-M-27

NOTES


1. SUBJECT TO EASEMENTS & RESTRICTIONS OF RECORD.
2. LEGAL DESCRIPTION PREPARED BY DYER, RIDDLE, MILLS & PRECOURT, INC.

**SKETCH OF DESCRIPTION**  
 SHEET 2 OF 2

For: UNIVERSAL STUDIOS FLA.  
 Scale: 1"=100'  
 Date: 10/24/92  
 Job No.: 86-860.2C  
 Drawn: L.S. Chkd: F.H.S.

I HEREBY CERTIFY THIS SKETCH MEETS THE MINIMUM TECHNICAL STANDARDS OF FLA. ADMINISTRATIVE CODE RULE 21HH-6

*[Signature]*  
 REG. LAND SURVEYOR NO. 2353  
 AUTHORIZED SIGNATURE

 **DYER, RIDDLE, MILLS & PRECOURT**  
 ENGINEERS - SURVEYORS - SCIENTISTS  
 1601 East Colonial I  
 Orange, Florida 328  
 Phone (407) 896-



RELEASE OF RESERVATION OF RIGHT-OF-WAY

WHEREAS, on \_\_\_\_\_, Orange County adopted Resolution No. \_\_\_\_\_ (the "Resolution"), vacating a portion of Turkey Lake right-of-way as described in the attached Exhibit "A";

WHEREAS, said resolution contained a Reservation (hereinafter the "Reservation") in favor of People's Gas, Southern Bell, Florida Power Corporation and the Orlando Utilities Commission (hereinafter singularly referred to as "Utility Company");

WHEREAS, (list name of underlying fee owner granting the alternative easement) has caused an easement equal or greater in size and scope of the original reservation to be recorded in the Public Records of Orange County, in favor of (list appropriate Utility Company) and (list accepting Utility Company) has accepted said easement;

WHEREAS, a form substantially similar to this agreement was attached as an exhibit to the Resolution in order to allow for partial or full release of the reservation contained in said Resolution;

NOW THEREFORE, in consideration of the herein cited premises, Orange County hereby agrees to release the Reservation to the extent that it benefits (list appropriate Utility Company) and declares that as of the date of recordation of this executed agreement that a Reservation benefitting (list appropriate Utility Company) shall hereby be terminated and of no further force and effect.

OR BK 5109 Pg 3770  
Orange Co FL 5732606

Provided however, that the Reservation shall not be fully released until alternative easements are recorded and accepted by each of the herein enumerated Utility Companies, and each Utility Company has joined in and consented to a fully approved and executed Release in a form substantially similar to this document.

ORANGE COUNTY, FLORIDA

BY: \_\_\_\_\_  
County Chairman

DATE: \_\_\_\_\_

ATTEST: Martha O. Haynie, County Comptroller  
As Clerk to the Board of County Commissioners

BY: \_\_\_\_\_  
Deputy Clerk

JOINDER AND CONSENT BY UTILITY COMPANY

OR Bk 5109 Pg 3771  
Orange Co FL 5732606

Recorded - Martha O. Haynie

AMY:sac5265