RESOLUTION R-19-117

A RESOLUTION OF NECESSITY AND FOR EMINENT DOMAIN PROCEEDINGS FOR THE PUBLIC USE AND PUBLIC PURPOSE OF CONSTRUCTING A PUBLIC STREET, ROAD, OR HIGHWAY AS PART OF THE PUBLIC ROAD SYSTEM IN MANATEE COUNTY, FLORIDA; MAKING RELATED FINDINGS; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE.

FORT HAMER ROAD EXTENSION ROAD IMPROVEMENT PROJECT
(U. S. 301 TO ERIE ROAD)
PARCELS 10, 16, 19, 22, AND 26; PROJECT NO. 6054765

WHEREAS, Manatee County is a political subdivision of the State of Florida and is authorized under Chapters 73, 74, and 127, Florida Statutes, to acquire interests in privately owned lands which are necessary for the public use; and

WHEREAS, Manatee County has determined that Fort Hamer Road must be extended north of U. S. 301 to Erie Road to relieve congestion, to safely accommodate vehicular traffic, and to provide anticipated capacity needs associated with new growth, and to improve traffic circulation, and that additional land is needed for the construction, reconstruction, repairing, and maintaining of the road, and for other right-of-way purposes, including, but not limited to, sidewalks, drainage, and bicycle lanes; and

WHEREAS, Manatee County has determined that it is necessary to acquire or utilize portions of property adjacent to or within the planned corridor of the above-described road; and

WHEREAS, the owners of said land have been or may be unwilling or unable to sell the real property needed by Manatee County; and

WHEREAS, the construction of the project will be impeded unless the property is acquired by Manatee County.

NOW, THEREFORE, BE IT RESOLVED by the Board of County Commissioners of Manatee County, Florida, that:

1. The Manatee County Public Works and Property Management Departments are hereby authorized to employ the services of the County Attorney, or retained counsel assigned by the County Attorney, to commence and to prosecute eminent domain proceedings to acquire the necessary interests in the aforementioned properties, which properties are more particularly described in the Schedules which are attached hereto and made a part hereof.

2. The Board of County Commissioners of Manatee County, Florida, after having considered safety of the public, cost of acquiring the right-of-way, alignment, long-term planning, and environmental factors in acquiring and utilizing the properties, hereby finds and determines that the acquisition of the following interests is necessary as to the
real properties described in the attached Schedules:

<table>
<thead>
<tr>
<th>Schedule No.</th>
<th>Parcel No.</th>
<th>Interest to be Acquired</th>
</tr>
</thead>
<tbody>
<tr>
<td>1</td>
<td>10</td>
<td>Fee Simple</td>
</tr>
<tr>
<td>2</td>
<td>16</td>
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</tr>
<tr>
<td>3</td>
<td>19</td>
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</tr>
<tr>
<td>5</td>
<td>26</td>
<td>Fee Simple</td>
</tr>
</tbody>
</table>

3. The provisions of this Resolution shall supersede the provisions of any other rule, policy, or Resolution that is in conflict with and cannot be harmonized or reconciled with the provisions of this Resolution.

4. If any one or more of the provisions of this Resolution should be held contrary to law or public policy, or should for any reason whatsoever be held invalid or unenforceable by a court of competent jurisdiction, then such provision or provisions shall be null and void and shall be deemed separate from the remaining provisions of this Resolution, which remaining provisions shall continue in full force and effect, provided that the remaining provisions can be given legal effect absent the invalid portions.

5. This Resolution shall take effect immediately upon its adoption.

DULY ADOPTED with a quorum present and voting this 24th day of September, 2019.

BOARD OF COUNTY COMMISSIONERS
OF MANATEE COUNTY, FLORIDA

By: ____________________________
   Chairperson

ATTEST: ANGELINA COLONNESO
   CLERK OF THE CIRCUIT COURT AND COMPTROLLER

By: ____________________________
   Deputy Clerk
This is NOT a Survey and Not valid without all sheets.

SKETCH & DESCRIPTION OF A TRACT OF LAND LOCATED IN SECTION 30, TOWNSHIP 33 S., RANGE 19 E., MANATEE COUNTY, FLORIDA

Apr 17, 2019 – 10:48:46
EDM JDL 215810740v-spsk06 215810769

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6900 Professional Parkway East, Sarasota, FL 34240-8414
Phone 941-907-6900 • Fax 941-907-6910
Certificate of Authorization #27013 • www.stantec.com
Licensed Business Number 7866

Schedule No. 1
Parcel No. 10
DESCRIPTION (as prepared by the certifying Surveyor and Mapper):

A tract of land lying in Section 30, Township 33 South, Range 19 East, Manatee County, Florida, being more particularly described as follows:

COMMENCE at the southeast corner of Section 30, Township 33 South, Range 19 East; thence N.88°51'06"W. along the south line of said Section, a distance of 78.09 feet to the POINT OF BEGINNING; thence continue N.88°51'06"W. along said south line, a distance of 179.09 feet to the point of curvature of a non-tangent curve to the right, having a radius of 2,577.00 feet and a central angle of 00°51'00"; thence Northwesterly along the arc of said curve, a distance of 38.23 feet, said curve having a chord bearing and distance of N.28°05'23"W., 38.22 feet, to the end of said curve and the west line of the tract of land conveyed by the warranty deed recorded in Book 1707, Page 7766, Official Records of Manatee County, Florida; thence N.00°11'15"W. along a line non-tangent to said curve and along said west line, a distance of 386.67 feet to the point of curvature of a non-tangent curve to the left, having a radius of 2,423.00 feet and a central angle of 11°05'08"; thence Southeasterly along the arc of said curve, a distance of 468.80 feet, said curve having a chord bearing and distance of S.25°04'06"E., 468.07 feet, to the POINT OF BEGINNING.

Said tract contains 37,525 square feet or 0.8615 acres, more or less.

CURVE TABLE

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<th>ARC</th>
<th>CHORD</th>
<th>CHORD BEARING</th>
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<td>C1</td>
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<td>C2</td>
<td>2423.00'</td>
<td>11°05'08&quot;</td>
<td>468.80'</td>
<td>468.07'</td>
<td>S25°04'06&quot;E</td>
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</tbody>
</table>

NOTES:
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2. BEARINGS SHOWN HEREON ARE GRID NAD 1983 (2011) FLORIDA WEST ZONE VALUES ESTABLISHED FROM THE FLORIDA DEPARTMENT OF TRANSPORTATION REFERENCE NETWORK AND ARE RELATIVE TO THE WEST LINE OF THE NORTHWEST 1/4 OF SECTION 32 HAVING A GRID BEARING OF S00°05'49"E.
3. THIS SKETCH & DESCRIPTION IS BASED UPON THE WARRANTY DEED TO THE RON HARTUNG AND CLAUDIA HARTUNG REVOCABLE LIVING TRUST RECORDED IN BOOK 1707, PAGE 7766 IN THE OFFICIAL RECORDS OF MANATEE COUNTY, FLORIDA. THE COURSES OF THE DEED HAVE BEEN ROTATED CLOCKWISE 01°24'37" TO CORRESPOND TO THE GRID BEARINGS REFERENCED IN NOTE 2 ABOVE.
4. THIS IS A SKETCH ONLY AND DOES NOT REPRESENT A FIELD SURVEY.

This is NOT a Survey and Not valid without all sheets.
DESCRIPTION (as prepared by the certifying Surveyor and Mapper):

Tracts of land lying in Section 32, Township 33 South, Range 19 East, Manatee County, Florida, being more particularly described as follows:

TRACT 16-A

COMMENCE at the northeast corner of Section 31, Township 33 South, Range 19 East; thence N.88°51'06"W. along the north line of said Section 31 and the tract of land conveyed by warranty deed recorded in Book 2532, Page 5513, Official Records of Manatee County, Florida, a distance of 257.17 feet to the point of curvature of a non-tangent curve to the left, having a radius of 2,577.00 feet and a central angle of 21°02'20"; thence Southeasterly along the arc of said curve, a distance of 946.26 feet, said curve having a chord bearing and distance of S.39°02'03"E., 940.96 feet to the north line of Darsey Road (30' Private Road described in Trustee's Distributive Deed recorded in Book 2532, Page 5517 of said Public Records), also being the POINT OF BEGINNING; thence S.87°44'46"E. along said north line, a distance of 263.40 feet to Point "A", also being the point of curvature of a non-tangent curve to the left, having a radius of 2,423.00 feet and a central angle of 01°18'56"; thence Southeasterly along the arc of said curve, a distance of 55.63 feet, said curve having a chord bearing and distance of S.55°06'45"E., 55.63 feet, to the point of tangency of said curve and the South line of said Darsey Road; thence N.87°44'46"E. along said South line, a distance of 145.00 feet; thence N.02°15'14"E., a distance of 30.00 feet to the POINT OF BEGINNING.

Said tract contains 12,348 square feet or 0.2835 acres, more or less.

TRACT 16-B

COMMENCE at abovementioned Point "A"; thence S.87°44'46"E. along the north line of said Darsey Road, a distance of 288.48 feet to the POINT OF BEGINNING; thence continue S.87°44'46"E., a distance of 145.00 feet; thence S.02°15'14"W., a distance of 30.00 feet to the South line of said Darsey Road; thence N.87°44'46"E. along said South line, a distance of 145.00 feet; thence N.02°15'14"E., a distance of 30.00 feet to the POINT OF BEGINNING.

Said tract contains 4,350 square feet or 0.0999 acres, more or less.

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2. BEARINGS SHOWN HEREON ARE GRID NAD 1983 (2011) FLORIDA WEST ZONE VALUES ESTABLISHED FROM THE FLORIDA DEPARTMENT OF TRANSPORTATION REFERENCE NETWORK AND ARE RELATIVE TO THE WEST LINE OF THE NORTHWEST 1/4 OF SECTION 32 HAVING A GRID BEARING OF S00°05'49"E.
3. THIS SKETCH & DESCRIPTION IS BASED UPON THE TRUSTEE'S DISTRIBUTIVE DEED RECORDED IN BOOK 2532, PAGE 5517 IN THE OFFICIAL RECORDS OF MANATEE COUNTY, FLORIDA.
4. THIS IS A SKETCH ONLY AND DOES NOT REPRESENT A FIELD SURVEY.

Joe D. Lacey, P.S.M.
Florida Registration No. 7090
Date of Signature 7/30/2019
SKETCH & DESCRIPTION OF A
TRACT OF LAND LOCATED IN
SECTION 32, TOWNSHIP 33 S., RANGE 19 E.,
MANATEE COUNTY, FLORIDA

POINT OF COMMENCEMENT
SOUTHEAST CORNER OF SECTION 30,
TOWNSHIP 33 SOUTH, RANGE 19 EAST

LEGEND:
BK = BOOK
PG = PAGE
R/W = RIGHT OF WAY
O.R. = OFFICIAL RECORDS OF MANATEE
COUNTY, FLORIDA
R = RADIUS OF A CURVE
L = LENGTH OF A CURVE ALONG ITS
ARC
D = DELTA (CENTRAL ANGLE) OF A
CURVE
C = CHORD DISTANCE
C.B. = CHORD BEARING
PID = PROPERTY IDENTIFICATION
NUMBER
SF = SQUARE FEET
± = MORE OR LESS

POINT OF BEGINNING
TRACT
65,499 SF OR
1.5037 ACRES±

SOUTH LINE OF THE SOUTH 1/2
OF THE NORTH 1/2 OF THE
NORTHWEST 1/4 OF SECTION 32
(PER DEED BK 2474, PG 2364)

This is NOT a Survey and Not valid without all sheets.
DESCRIPTION (as prepared by the certifying Surveyor and Mapper):

A tract of land lying in Section 32, Township 33 South, Range 19 East, Manatee County, Florida, being more particularly described as follows:

COMMENCE at the northeast corner of Section 31, Township 33 South, Range 19 East; thence N.88°51'06"W. along the north line of said Section 31 and the tract of land conveyed by warranty deed recorded in Book 2531, Page 5513, Official Records of Manatee County, Florida, a distance of 257.18 feet to the point of curvature of a non-tangent curve to the left, having a radius of 2,577.00 feet and a central angle of 36°06'03"; thence Southeasterly along the arc of said curve, a distance of 1,623.72 feet, said curve having a chord bearing and distance of S.46°33'55"E., 1,596.99 feet, to the point of tangency of said curve; thence S.64°36'57"E., a distance of 150.50 feet to the point of curvature of a curve to the right having a radius of 2,006.00 feet and a central angle of 03°55'29"; thence Northwesterly along the arc of said curve, a distance of 137.41 feet to a point on the westerly line of a tract of land conveyed by warranty deed recorded in Book 2474, Page 2364, Official Records of Manatee County, Florida, also being the POINT OF BEGINNING; thence N.00°34'45"W. along said westerly line, a distance of 175.58 feet to the point of curvature of a non-tangent curve to the right, having a radius of 2,160.00 feet and a central angle of 12°53'02"; thence Southeasterly along the arc of said curve, a distance of 485.71 feet, said curve having a chord bearing and distance of S.56°34'13"E., 484.69 feet, to the end of said curve, also being a point on the north line of the tract of land conveyed by warranty deed recorded in Book 2551, Page 7024; the following two (2) calls are along the boundary line of said tract of land: (1) thence N.89°06'45"W., a distance of 59.16 feet; (2) thence S.00°34'45"E., a distance of 154.43 feet to the point of curvature of a non-tangent curve to the left, having a radius of 2,006.00 feet and a central angle of 12°06'39"; thence Northwesterly along the arc of said curve, a distance of 424.02 feet, said curve having a chord bearing and distance of N.54°38'08"W., 423.23 feet, to the POINT OF BEGINNING.

Said tract contains 65,499 square feet or 1.5037 acres more or less.

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<td>L2</td>
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<td>L3</td>
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<td>S00°34'45&quot;E</td>
<td>154.43'</td>
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<th>CHORD</th>
<th>CHORD BEARING</th>
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<td>12°06'39&quot;</td>
<td>424.02'</td>
<td>423.23'</td>
<td>N54°38'08&quot;W</td>
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3. THIS SKETCH & DESCRIPTION IS BASED UPON THE WARRANTY DEED TO THE PARKS LIVING TRUST RECORDED IN BOOK 2474, PAGE 2364 IN THE OFFICIAL RECORDS OF MANATEE COUNTY, FLORIDA.
4. THIS IS A SKETCH ONLY AND DOES NOT REPRESENT A FIELD SURVEY.
DESCRIPTION (as prepared by the certifying Surveyor and Mapper):

A tract of land lying in Sections 31 and 32, Township 33 South, Range 19 East, Manatee County, Florida, being more particularly described as follows:

Commence at the northeast corner of Section 31, Township 33 South, Range 19 East; thence N.88°51'06"W. along the north line of said Section 31 and the tract of land conveyed by warranty deed recorded in Official Records Book 2532, Page 5513, Public Records of Manatee County, Florida., a distance of 78.08 feet to the POINT OF BEGINNING; said point being the point of curvature of a non-tangent curve to the left, having a radius of 2,423.00 feet and a central angle of 08°20'37"; thence Southeasterly along the arc of said curve, a distance of 352.85 feet, said curve having a chord bearing and distance of S.34°46'59"E., 352.54 feet, to the east line of the tract of land conveyed by warranty deed recorded in Official Records Book 2532, Page 5513 of said Records; thence S.00°05'49"E. along said east line, a distance of 181.46 feet; to the north line of tract conveyed by warranty deed recorded in Official Records Book 2348, Page 4255 of said Records; the following two (2) calls are along the north line and west line of said tract: (1) thence N.87°39'48"W., a distance of 246.19 feet; (2) thence S.00°12'40"E., a distance of 724.19 feet; the following three (3) calls are along the south line, west line and north line of the abovementioned tract of land conveyed by warranty deed recorded in Official Records Book 2532, Page 5513: (1) thence N.87°39'48"W., a distance of 150.00 feet; (2) thence N.00°12'40"E., a distance of 724.19 feet; (3) thence S.88°51'06"E., a distance of 191.36 feet to the POINT OF BEGINNING.

Said tract contains 191,449 square feet or 4.3951 acres, more or less.

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3. THIS SKETCH & DESCRIPTION IS BASED UPON THE WARRANTY DEED TO JENNIFER F. SCHUM & PAUL FIVEASH RECORDED IN BOOK 2348, PAGE 4255 IN THE OFFICIAL RECORDS OF MANATEE COUNTY, FLORIDA. THE COURSES OF THE DEED HAVE BEEN ROTATED CLOCKWISE 02°20'14" TO CORRESPOND TO THE GRID BEARINGS REFERENCED IN NOTE 2 ABOVE.
4. THIS IS A SKETCH ONLY AND DOES NOT REPRESENT A FIELD SURVEY.
**Legend:**

- **BK** = Book
- **PG** = Page
- **R/W** = Right of Way
- **O.R.** = Official Records of Manatee County, Florida
- **R** = Radius of a Curve
- **L** = Length of a Curve along its arc
- **D** = Delta (Central Angle) of a Curve
- **C** = Chord Distance
- **C.B.** = Chord Bearing
- **PID** = Property Identification Number
- **SF** = Square Feet
- **±** = More or Less

**SKETCH & DESCRIPTION OF FORT HAMER RIGHT-OF-WAY ACQUISITION**

Section 32, Township 33 S., Range 19 E., Manatee County, Florida

**Task Code:** 420

**Drawn By:** EDM

**Checked By:** JDL

**CAD File:** 215810740v-spsk04

**Project No.:** 215810769

**Drawing Index No.:** 215810740v-spsk04

**Sheet 1 of 2**

**Scale:** 1" = 100'

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This is NOT a Survey and Not valid without all sheets.

Apr 17, 2019 - 11:03:16

EDM: JDL 215810740v-spsk04

Stantec

6900 Professional Parkway East, Sarasota, FL 34240-9414

Phone 941-907-6900 • Fax 941-907-6910

Certificate of Authorization #73015 • www.stantec.com

Licensed Business Number 7866
DESCRIPTION (as prepared by the certifying Surveyor and Mapper):

A tract of land lying in Section 32, Township 33 South, Range 19 East, Manatee County, Florida, being more particularly described as follows:

Commence at the northeast corner of Section 31, Township 33 South, Range 19 East; thence N.88°51'06"W. along the north line of said Section 31 and the tract of land conveyed by warranty deed recorded in Book 2532, Page 5513, Official Records of Manatee County, Florida, a distance of 257.17 feet to the point of curvature of a non-tangent curve to the left, having a radius of 2,577.00 feet and a central angle of 12°50'33"; thence Southeasterly along the arc of said curve, a distance of 577.62 feet, said curve having a chord bearing and distance of S.34°56'10"E., 576.41 feet to the north line of the tract of land conveyed by the deed recorded in Book 2348, Page 4255 of the Official Records of Manatee County, Florida, also being the POINT OF BEGINNING; the following two (2) calls are along the north and east line of said tract of land: (1) thence S.87°39'48"E., a distance of 50.43 feet; (2) thence S.00°05'49"E., a distance of 53.63 feet to the point of curvature of a non-tangent curve to the right, having a radius of 2,577.00 feet and a central angle of 01°40'16"; thence Northwesterly along the arc of said curve, a distance of 75.16 feet, said curve having a chord bearing and distance of N.42°11'35"W., 75.16 feet, to the POINT OF BEGINNING.

Said tract contains 1,365 square feet or 0.0313 acres, more or less.

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4. THIS IS A SKETCH ONLY AND DOES NOT REPRESENT A FIELD SURVEY.

REV.C; REVISED LABEL; EDM: 04/17/19
REV.B; REVISED LABELS & DESCRIPTION; EDM: 04/15/19

SKETCH & DESCRIPTION OF
FORT HAMER RIGHT-OF-WAY ACQUISITION
SECTION 32, TOWNSHIP 33 S., RANGE 19 E.,
MANATEE COUNTY, FLORIDA

Apr 17, 2019  -  11:03:16  EOM
This is NOT a Survey and Not valid without all sheets.

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