

RESOLUTION: 09-_____

**ABANDONMENT, RENUNCIATION, AND DISCLAIMER OF
RIGHT-OF-WAY ON NICHOLWOOD ROAD**

WHEREAS, on the ____ day of _____, 2009, the Board of County Commissioners of Leon County, Florida (hereinafter the "Board") published a notice of public hearing to take place on August 25, 2009 at which the Board would consider the abandonment, renunciation, and disclaimer of the rights and interests of Leon County in the hereinafter described rights-of-way; and

WHEREAS, said notice of public hearing is evidenced by the Proof of Publication attached hereto as Exhibit "A", which reflects the advertisement of said notice of public hearing in the Tallahassee Democrat, a newspaper of general circulation in Leon County, Florida; and

WHEREAS, pursuant to said notice of public hearing and Chapter 336, Florida Statutes, the Board conducted said public hearing on August 25, 2009 in the Commission Chambers of the Leon County Courthouse, during which the Board received public comment from each and every person so requesting.

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

1. The Board hereby renounces, disclaims, vacates and abandons any right or interest of Leon County or the public in the right-of-way legally described and depicted in Exhibit "B" attached hereto.

2. The Clerk of the Board is hereby directed to publish notice of the adoption of this Resolution, within thirty (30) days following its adoption, in one issue of a newspaper of general publication in Leon County, Florida, and that the Clerk thereafter record in the official records of

Leon County, Florida the Proof of Publication of notice of public hearing, this Resolution as adopted, and the Proof of Publication of the notice of the adoption of this Resolution.

DONE AND ADOPTED by the Board of County Commissioners of Leon County, Florida, on this the 25th day of August, 2009.

LEON COUNTY, FLORIDA

By: _____
Bryan Desloge, Chairman
Board of County Commissioners

ATTEST:

Bob Inzer, Clerk of the Circuit Court
Leon County, Florida

By: _____

Approved as to Form:

Office of the County Attorney
Leon County, Florida

By: _____
Herbert W. A. Thiele
County Attorney

EXHIBIT "A"

PUBLIC HEARING
Notice of Abandonment

Leon County Board of County Commissioners
August 25, 2009 - 6:00 p.m.
County Commission Chambers
Fifth Floor - Leon County Courthouse

The Board of County Commissioners proposes to adopt a resolution abandoning right-of-way indicated in the legal description below which lies in unincorporated Leon County. The application is on file at the Public Works Center, located at 2280 Miccosukee Road and may be reviewed between 8:00 A.M. and 5:00 P.M. For further information please call (850) 606-1500. You are hereby notified in accordance with Chapter 288.0105, Florida Statutes, should you decide to appeal any decision made by the County Commission or take exception to any findings of fact with respect to any matter considered at the hearing referred to above, you may need to ensure that verbatim record of the proceedings is made. Such a record shall include the testimony and evidence upon which the appeal is to be based. In accordance with Section 285.26, Florida Statutes, persons needing a special accommodation to participate in this proceeding should contact Christine Coble or Facilities Management, 301 South Monroe Street, Tallahassee, Florida 32301, by written request at least 48 hours prior to the proceeding. Telephone: 606-5300 or 606-5000: 1-800-955-8771 (TDD), or 1-800-955-8770 (Voice), via Florida Relay Service.

NICHOLWOOD ROAD ABANDONMENT

All of that road known as Nicholwood Road (f/k/a Davis Landing Road) located in the Southeast Quarter of Section 11 and the Northeast Quarter of Section 14, Township 1 South, Range 4 West, Leon County, Florida, lying North of Blountstown Highway (State Road 20) and within the boundaries of that property described in Official Record Book 3598, page 300, of the Public Records of Leon County, Florida.

s/ Bryan Desloge
Chairman Board of County Commissioners
Leon County, Florida

/s/ Bob Inzer
Clerk of the Circuit Court
Leon County, Florida

EXHIBIT "B"

Nicholwood Road Abandonment

All of that road known as Nicholwood Road (f/k/a Davis Landing Road) located in the Southeast Quarter of Section 11 and the Northeast Quarter of Section 14, Township 1 South, Range 4 West, Leon County, Florida, lying North of Blountstown Highway (State Road 20) and within the boundaries of that property described in Official Record Book 3598, page 300, of the Public Records of Leon County, Florida.