

Sponsored by: Scott Janke

**CITY OF MARATHON, FLORIDA
RESOLUTION 2003-161**

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF
MARATHON, FLORIDA, APPROVING LAND DEDICATION FROM
AUGUST SPRENG**

WHEREAS, pursuant to Section 9.5-127(a)(5) of the City Code, a landowner may voluntarily elect to dedicate to the City a vacant, buildable lot or buildable land as part of the Residential Rate of Growth Ordinance ("ROGO") allocation process; and

WHEREAS, if a landowner proposes to dedicate land to the City as set forth above, the landowner is required to execute a statutory warranty deed conveying such land to the City that must be approved by the City Council prior to its recording in the public records of Monroe County, Florida.

**NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF
MARATHON, FLORIDA, AS FOLLOWS:**


Section 1. The City Council finds and determines that the property being dedicated to the City, as identified in Exhibit "A", is within an area proposed for conservation or resource protection and shall be held or used for public purposes, specifically for conservation and resource protection use.

Section 2. Upon approval of the City attorneys, August Spreng shall record, at her sole expense, the warranty deed, submitted under separate cover, in the public records of Monroe County, Florida.

Section 3. This Resolution shall become effective immediately upon its adoption.

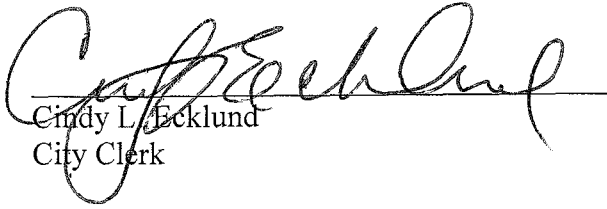
PASSED AND APPROVED by the City Council of the city of Marathon, Florida, this 23rd day of December, 2003.

THE CITY OF MARATHON, FLORIDA


Randy Mearns, Mayor

AYES: Bartus, Pinkus, Repetto, Worthington, Mearns
NOES: None
ABSENT: None
ABSTAIN: None

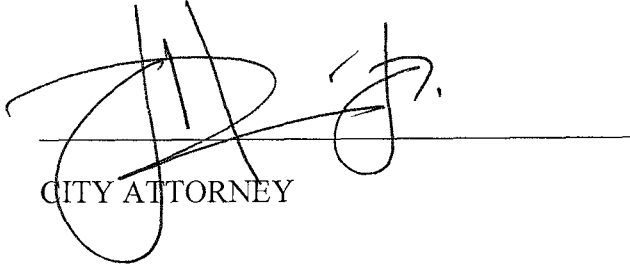
ATTEST:



Cindy L. Ecklund
City Clerk

(City Seal)

APPROVED AS TO FORM AND LEGALITY FOR THE USE
AND RELIANCE OF THE CITY OF MARATHON, FLORIDA ONLY:



CITY ATTORNEY

“EXHIBIT A”

LEGAL DESCRIPTION:

LOT 11, BLOCK 18 OF BUCCANEAR BEACH ESTATES A SUBDIVISION OF GOVERNMENT LOTS 3, 4, 5, 6 AND 7 SECTION 19, GOVERNMENT LOT 14, SECTION 20, GOVERNMENT LOT 3, SECTION 29 AND GOVERNMENT LOT 1, SECTION 30, TOWNSHIP 66 SOUTH, RANGE 29, EAST AS RECORDED IN PLAT BOOK 5, PAGE 78 OF THE PUBLIC RECORDS OF MONROE COUNTY, FLORIDA.

This instrument prepared by:

John R. Herin, Esq.
Weiss Serota Helfman Pastoriza & Guedes, P.A.
2665 South Bayshore Drive
Suite 420
Miami, Florida 33133
Telephone: (305) 854-0800

DEED DOC STAMP CL: JILL \$0.70

Doc# 1521399
Bk# 2122 Pg# 159

After recording return to:

City of Marathon, Florida
11090 Overseas Highway
Marathon, Florida 33050

Tax Folio Identification Number:

2003-161

Received

JUN 30 2005

City Clerk

WARRANTY DEED

THIS WARRANTY DEED is made and executed this 4th day of DECEMBER, 2003, by AUGUST F. SPRENG (the "Grantor"), whose mailing address is 2890 HALIBU CT DAYTONA BEACH FL 32228, to the CITY OF MARATHON, a Florida municipal corporation (the "Grantee"), whose mailing address is Post Office Box 500430, Marathon, Florida 33050.

WITNESSETH:

That Grantor, for and in consideration of the sum of Ten and No/100 Dollars (\$10.00) and other good and valuable consideration, the receipt whereof is hereby acknowledged, does hereby grant, bargain, sell, alien, remise, release, convey and confirm unto Grantee the real property (the "Property") located in Monroe County, Florida, and more particularly described as:

See Exhibit "A" Attached

The Grantor herein warrants and represents that the Property is not homestead property as defined by the Florida Constitution or State law, nor contiguous to the homestead property of the Grantor, who resides at 2890 HALIBU CT DAYTONA BEACH FL 32228

SUBJECT TO:

1. All conditions, reservations, restrictions and easements of record provided that this instrument shall not reimpose same.
2. Real estate taxes and assessments accruing subsequent to the date of this Deed.
3. Existing applicable governmental building and zoning ordinances and other governmental regulations.

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20, GOVERNMENT LOT 3, SECTION 29 AND GOVERNMENT LOT 1, SECTION 30,
TOWNSHIP 66 SOUTH, RANGE 29, EAST AS RECORDED IN PLAT BOOK 5, PAGE 78 OF
THE PUBLIC RECORDS OF MONROE COUNTY, FLORIDA.