

**CITY OF MARATHON, FLORIDA
RESOLUTION 2005-132**

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MARATHON, FLORIDA, APPROVING AND ACCEPTING A LAND DEDICATION FROM GREGORY AND SUSAN REISS, AUTHORIZING THE RECORDING OF THE APPROPRIATE WARRANTY DEED IN THE PUBLIC RECORDS OF MONROE COUNTY, FINDING AND DETERMINING THE PROPERTY SHALL BE USED FOR A MUNICIPAL OR PUBLIC PURPOSE AND PROVIDING AN EFFECTIVE DATE

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 THE CITY OF MARATHON, FLORIDA, THAT:

Section 1. The above recitals are true and correct and incorporated herein.

Section 2. The City Council approves and accepts the dedication of land legally described in Exhibit "A", which 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. Upon approval of the City Attorney, Gregory and Susan Reiss shall record, at their sole expense, a warranty deed(s), submitted under separate cover, in the public records of Monroe County, Florida.

Section 3. The City Clerk is directed to forward a copy of this resolution to the Monroe County Property Appraiser and Tax Collector.

Section 4. This resolution shall take effect immediately upon its adoption.

PASSED AND APPROVED by the City Council of the City of Marathon, Florida, this 27th day of September, 2005.

THE CITY OF MARATHON, FLORIDA



John Bartus, Mayor

AYES: Bull, Mearns, Miller, Pinkus, Bartus
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 8, Block 14, Crain's Subdivision (RE # 00368020-000000)

Lot 12, Block 30, Crain's Subdivision (RE # 00370110-000000)

Lot 9, Block 37, Crain's Subdivision (RE # 3712470-000000)

Doc# 1545542 10/07/2005 10:33AM
Filed & Recorded in Official Records of
MONROE COUNTY DANNY L. KOLHAGE

Prepared by and return to:
Christopher B. Waldera
Attorney at Law
Christopher B. Waldera, P.A.
11300 Overseas Highway
Marathon, FL 33050
305-289-2223

10/07/2005 10:33AM
DEED DOC STAMP CL: LINDAR \$0.70

Doc# 1545542
Bk# 2157 Pg# 965

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Warranty Deed

(STATUTORY FORM - SECTION 689.02, F.S.)

This Indenture made this 13th day of May, 2005 between Susan A. Reiss, a married woman whose post office address is 846 Copa de Oro, Marathon, FL 33050 of the County of Monroe, State of Florida, grantor*, and City of Marathon whose post office address is 10045-55 Overseas Highway, Marathon, FL 33050 of the County of Monroe, State of Florida, grantee*,

Witnesseth, that said grantor, for and in consideration of the sum of TEN AND NO/100 DOLLARS (\$10.00) and other good and valuable considerations to said grantor in hand paid by said grantee, the receipt whereof is hereby acknowledged, has granted, bargained, and sold to the said grantee, and grantee's heirs and assigns forever, the following described land, situate, lying and being in Monroe County, Florida, to-wit:

Lot 8, Block 14, Crains Subdivision of Grassy Key, according to the plat thereof as recorded in Plat Book 1, Page 51, of the Public Records of Monroe County, Florida.

Parcel Identification Number: 00368020-000000

Grantor warrants that at the time of this conveyance, the subject property is not the Grantor's homestead within the meaning set forth in the constitution of the state of Florida, nor is it contiguous to or a part of homestead property. Grantor's residence and homestead address is: 846 Copa de Oro, Marathon, Florida 33050.

and said grantor does hereby fully warrant the title to said land, and will defend the same against lawful claims of all persons whomsoever.


* "Grantor" and "Grantee" are used for singular or plural, as context requires.

In Witness Whereof, grantor has hereunto set grantor's hand and seal the day and year first above written.

Signed, sealed and delivered in our presence:


Witness Name: Christopher B. Waldera

 (Seal)
Susan A. Reiss


Witness Name: Carolyn Waldera

State of Florida
County of Monroe

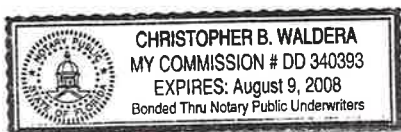
The foregoing instrument was acknowledged before me this 13th day of May, 2005 by Susan A. Reiss, who [] is personally known or [X] has produced a driver's license as identification.

[Notary Seal]


Notary Public

Printed Name: Christopher B. Waldera

My Commission Expires: August 9, 2008



Prepared by and return to:
Christopher B. Waldera
Attorney at Law
Christopher B. Waldera, P.A.
11300 Overseas Highway
Marathon, FL 33050
305-289-2223

Doc# 1545492 10/07/2005 9:22AM
Filed & Recorded in Official Records of
MONROE COUNTY DANNY L. KOLHAGE

10/07/2005 9:22AM
DEED DOC STAMP CL: LINDAR \$0.70

Doc# 1545492
Bk# 2157 Pg# 821

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Warranty Deed

(STATUTORY FORM - SECTION 689.02, F.S.)

This Indenture made this 13th day of May, 2005 between Susan A. Reiss, a married woman whose post office address is 846 Copa de Oro, Marathon, FL 33050 of the County of Monroe, State of Florida, grantor*, and City of Marathon whose post office address is 10045-55 Overseas Highway, Marathon, FL 33050 of the County of Monroe, State of Florida, grantee*,

Witnesseth, that said grantor, for and in consideration of the sum of TEN AND NO/100 DOLLARS (\$10.00) and other good and valuable considerations to said grantor in hand paid by said grantee, the receipt whereof is hereby acknowledged, has granted, bargained, and sold to the said grantee, and grantee's heirs and assigns forever, the following described land, situate, lying and being in Monroe County, Florida, to-wit:

Lot 12, Block 30, Crains Subdivision of Grassy Key, according to the plat thereof as recorded in Plat Book 1, Page 51, of the Public Records of Monroe County, Florida.

Parcel Identification Number: 00370110-000000

Grantor warrants that at the time of this conveyance, the subject property is not the Grantor's homestead within the meaning set forth in the constitution of the state of Florida, nor is it contiguous to or a part of homestead property. Grantor's residence and homestead address is: 846 Copa de Oro, Marathon, Florida 33050.

and said grantor does hereby fully warrant the title to said land, and will defend the same against lawful claims of all persons whomsoever.

* "Grantor" and "Grantee" are used for singular or plural, as context requires.

In Witness Whereof, grantor has hereunto set grantor's hand and seal the day and year first above written.

Signed, sealed and delivered in our presence:

CL B. Waldera
Witness Name: Christopher B. Waldera

Susan A. Reiss (Seal)
Susan A. Reiss

Carolyn Waldera
Witness Name: Carolyn Waldera

State of Florida
County of Monroe

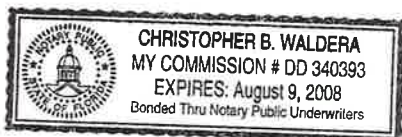
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[Notary Seal]

CL B. Waldera
Notary Public

Printed Name: Christopher B. Waldera

My Commission Expires: August 9, 2008



Prepared by and return to:
Christopher B. Waldera
Attorney at Law
Christopher B. Waldera, P.A.
11300 Overseas Highway
Marathon, FL 33050
305-289-2223

10/07/2005 9:22AM
DEED DOC STAMP CL: LINDAR \$0.70

Parcel Identification No. 00371240-000000

Doc# 1545493
Bk# 2157 Pg# 822

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Warranty Deed

(STATUTORY FORM - SECTION 689.02, F.S.)

This Indenture made this 13th day of May, 2005 between Susan A. Reiss, a married woman whose post office address is 846 Copa de Oro, Marathon, FL 33050 of the County of Monroe, State of Florida, grantor*, and City of Marathon whose post office address is 10045-55 Overseas Highway, Marathon, FL 33050 of the County of Monroe, State of Florida, grantee*,

Witnesseth, that said grantor, for and in consideration of the sum of TEN AND NO/100 DOLLARS (\$10.00) and other good and valuable considerations to said grantor in hand paid by said grantee, the receipt whereof is hereby acknowledged, has granted, bargained, and sold to the said grantee, and grantee's heirs and assigns forever, the following described land, situate, lying and being in Monroe County, Florida, to-wit:

Lot 9, Block 37, Crains Subdivision of Grassy Key, according to the plat thereof as recorded in Plat Book 1, Page 51, of the Public Records of Monroe County, Florida.

Grantor warrants that at the time of this conveyance, the subject property is not the Grantor's homestead within the meaning set forth in the constitution of the state of Florida, nor is it contiguous to or a part of homestead property. Grantor's residence and homestead address is: 846 Copa de Oro, Marathon, Florida 33050.

and said grantor does hereby fully warrant the title to said land, and will defend the same against lawful claims of all persons whomsoever.

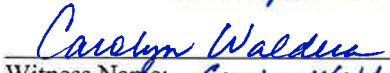
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Signed, sealed and delivered in our presence:


Witness Name: Christopher B. Waldera

 (Seal)
Susan A. Reiss


Witness Name: Carolyn Waldera

State of Florida
County of Monroe

The foregoing instrument was acknowledged before me this 13th day of May, 2005 by Susan A. Reiss, who is personally known or has produced a driver's license as identification.

[Notary Seal]


Notary Public

Printed Name: Christopher B. Waldera

My Commission Expires: August 9, 2008

