

Sponsored by: Puto

CITY OF MARATHON, FLORIDA
RESOLUTION 2007-87

A RESOLUTION OF THE CITY COUNCIL OF MARATHON, FLORIDA, APPROVING AND ACCEPTING A WARRANTY DEED FOR THE CONVEYANCE OF LAND FROM FIVE C'S FUEL DOCK, INC, RECIPIENT OF A RESIDENTIAL DWELLING UNIT ALLOCATION AWARD; AUTHORIZING ITS RECORDING IN THE PUBLIC RECORDS OF MONROE COUNTY, FLORIDA; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, pursuant to Section 9.5-122.1(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. Acceptance of Land Dedication. Subject to payment of all taxes and review and approval by the City Attorney, the Statutory Warranty Deed (the "Deed"), submitted by Five C's Fuel Dock, Inc, attached as Exhibit "A" is approved and accepted by the City.

Section 2. ROGO Dedication. The City accepts the Deed as part of the Residential ROGO allocation process.


Section 3. Public Purpose. The City Council finds and determines that the property being dedicated to the City 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. The City Clerk is directed to forward a copy of this resolution to the Monroe County Property Appraiser and Tax Collector.

Section 4. Recording. Five C's Fuel Dock, Inc. shall record, at their sole expense, the Deed in the public records of Monroe County, Florida.

Section 5. Effective Date. That this Resolution shall become effective immediately upon its adoption.

PASSED AND APPROVED by the City Council of the City of Marathon, Florida, this 12th day of June, 2007.


THE CITY OF MARATHON, FLORIDA



Christopher M. Bull, Mayor

AYES: Cinque, Tempest, Vasil, Worthington, Bull
NOES: None
ABSENT: None
ABSTAIN: None

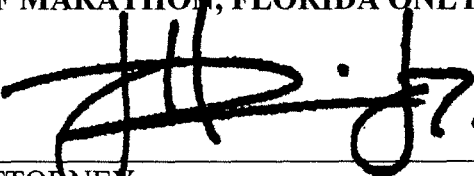
ATTEST:



Diane Clavier
City Clerk

(City Seal)

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



CITY ATTORNEY

This Document Prepared By and Return to:
Thomas D. Wright, Esquire
Law Offices of Thomas D. Wright, Chartered
9711 Overseas Highway
Marathon, FL 33050
Telephone: 305-743-8118

Parcel ID Number: 00369500-000000, 00369510-000000

Warranty Deed

This Indenture, Made this 24 day of May, 2007 A.D., Between
Five C's Fuel Dock, Inc., a corporation existing under the laws of the
State of Florida
of the County of Monroe, State of Florida, grantors, and
City of Marathon, a Florida Municipality

whose address is: 10045-55 Overseas Highway, Marathon, FL 33050

of the County of Monroe, State of Florida, grantees.

Witnesseth that the GRANTORS, for and in consideration of the sum of
-----**TEN DOLLARS (\$10)**----- DOLLARS,
and other good and valuable consideration to GRANTORS in hand paid by GRANTEES, the receipt whereof is hereby acknowledged, have
granted, bargained and sold to the said GRANTEES and GRANTEES' heirs, successors and assigns forever, the following described land, situate,
lying and being in the County of Monroe State of Florida to wit:

Lots 11 and 12, Square 25 of "CRAIN'S SUBDIVISION", according to the
Plat thereof as recorded in Plat Book 1, Page 51, of the Public
Records of Monroe County, Florida.

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

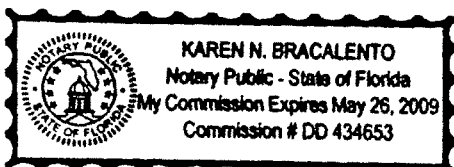
In Witness Whereof, the grantors have hereunto set their hands and seals the day and year first above written.

Signed, sealed and delivered in our presence: Five C's Fuel Dock, Inc.
a Florida corporation
Charlotte E. Daniels Signature of First Witness
Printed Name: Charlotte E Daniels
By: Gene Culmer (Seal)
Gene Culmer, President
P.O. Address: P.O. Box 500637
Marathon, FL 33050

Karen N. Bracalento
Signature of Second Witness
Printed Name: Karen N. Bracalento

STATE OF Florida
COUNTY OF PINELLAS

The foregoing instrument was acknowledged before me this 24 day of May, 2007 by
Gene Culmer, President of Five C's Fuel Dock, Inc., a Florida
corporation, on behalf of the corporation
who is personally known to me or who has produced his driver's license as
identification.



Karen N. Bracalento
Printed Name: Karen N. Bracalento
Notary Public
My Commission Expires:

This Document Prepared By and Return to:
Thomas D. Wright, Esquire
Law Offices of Thomas D. Wright, Chartered
9711 Overseas Highway
Marathon, FL 33050
Telephone: 305-743-8118

Parcel ID Number: 00373460-000000, 00373470-000000

Warranty Deed

This Indenture, Made this 24 day of May, 2007 A.D., Between
Five C's Fuel Dock, Inc., a corporation existing under the laws of the
State of Florida
of the County of **Monroe**, State of **Florida**, grantors, and
City of Marathon, a Florida Municipality

whose address is: **10045-55 Overseas Highway, Marathon, FL 33050**

of the County of **Monroe**, State of **Florida**, grantees.

Witnesseth that the GRANTORS, for and in consideration of the sum of
-----**TEN DOLLARS (\$10)**----- DOLLARS,
and other good and valuable consideration to GRANTORS in hand paid by GRANTEES, the receipt whereof is hereby acknowledged, have
granted, bargained and sold to the said GRANTEES and GRANTEES' heirs, successors and assigns forever, the following described land, situate,
lying and being in the County of **Monroe** State of **Florida** to wit:

**Lots thirteen (13) and fourteen (14), Block 51, 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.**

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

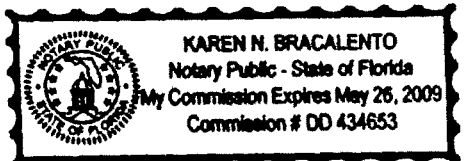
In Witness Whereof, the grantors have hereunto set their hands and seals the day and year first above written.

Signed, sealed and delivered in our presence: **Five C's Fuel Dock, Inc.**
a Florida corporation
Charlotte E. Daniels Signature of First Witness By: *Gene Culmer* (Seal)
Printed Name: **Charlotte E Daniels** **Gene Culmer, President**
P.O. Address: P.O. Box 500637
Marathon, FL 33050

Karen N. Bracalento
Signature of Second Witness
Printed Name: **Karen N. Bracalento**

STATE OF Florida
COUNTY OF PINELLAS

The foregoing instrument was acknowledged before me this 24 day of May, 2007 by
Gene Culmer, President of Five C's Fuel Dock, Inc., a Florida
corporation, on behalf of the corporation
who is personally known to me or who has produced his **driver's license** as
identification.



Karen N. Bracalento
Printed Name: **Karen N. Bracalento**
Notary Public
My Commission Expires: