# **RESOLUTION NO. 2018-**

**BOARD** OF COUNTY RESOLUTION OF THE COMMISSIONERS OF BROWARD COUNTY, **FLORIDA EXCHANGE** OF PARCEL **AUTHORIZING** THE COUNTY-OWNED LAND, MEASURING 18,638 SQUARE FEET OCATED. THE BROWARD MUNICIPAL SERVICES IN DISTRICT, FOR A PARCEL OF LAND OWNED BY WSFM1, LLC MEASURING 19,183 SQUARE FEET, LOCATED IN BROWARD MUNICIPAL SERVICES DISTRICT; AND PROVIDING FOR SEVERABILITY AND AN EFFECTIVE DATE.

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WHEREAS, Broward County ("County") owns title to a parcel of real property located in the Broward Municipal Services District ("County Property"), as more particularly described in the legal description within the Quitclaim Deed, attached hereto and made a part hereof as Exhibit 1 ("County Quitclaim Deed"); and

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WHEREAS, WSFM1, LLC, a Florida limited liability company, owns title to a parcel of real property located in the Broward Municipal Services District ("WSFM1 Property"), as more particularly described in the legal description within the Quitclaim Deed, attached hereto and made a part hereof as Exhibit 2 ("WSFM1 Quitclaim Deed"); and

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WHEREAS, the County desires to acquire the WSFM1 Property in exchange for the County Property for the purpose of a road right-of-way; and

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WHEREAS, pursuant to Section 125.37, Florida Statutes, "[w]henever, in the opinion of the board of county commissioners, the county holds and possesses any real property, not needed for county purposes, and such property may be to the best interest of the county exchanged for other real property, which the county may desire to acquire

for county purposes, the said board of county commissioners of any county is authorized and empowered to make such an exchange. Provided, however, before any exchange of property shall be effected, a notice, setting forth the terms and conditions of any such exchange of property, shall be first published, once a week for at least 2 weeks, in a newspaper of general circulation published in the county, before the adoption by the board of county commissioners of a resolution authorizing the exchange of properties[]"; and

WHEREAS, the Board of County Commissioners of Broward County, Florida ("Board"), finds that the County Property is not needed for county purposes, and that it is in the best interest of the County to exchange the County Property for the WSFM1 Property, which the County desires for county purposes; and

WHEREAS, in accordance with Section 125.37, Florida Statutes, notice of the exchange of the properties, attached hereto and made a part hereof as Exhibit 3, was published once a week for two consecutive weeks in a newspaper of general circulation in Broward County, NOW, THEREFORE,

BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF BROWARD COUNTY, FLORIDA:

Section 1. The recitals set forth in the preamble to this Resolution are true, accurate, and deemed as being incorporated by reference herein as though set forth in full hereunder.

1	Section 2. Pursuant to Section 125.37, Florida Statutes, the Board authorizes							
2	the exchange of the County Property for the WSFM1 Property.							
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4	Section 3. The Board authorizes the Mayor or Vice-Mayor of the Board to							
5	execute the County Quitclaim Deed, substantially in the form of the attached Exhibit 1,							
6	and the County Administrator to attest to the execution.							
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8	Section 4. The Board hereby accepts the executed WSFM1 Quitclaim Deed,							
9	substantially in the form of the attached Exhibit 2.							
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1	Section 5. The County Quitclaim Deed and the WSFM1 Quitclaim Deed shall							
2	be properly recorded in the Public Records of Broward County, Florida.							
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14	Section 6. <u>SEVERABILITY</u> .							
15	If any portion of this Resolution is determined by any Court to be invalid, the							
16	invalid portion shall be stricken, and such striking shall not affect the validity of the							
17	remainder of this Resolution. If any Court determines that this Resolution, or any							
18	portion hereof, cannot be legally applied to any individual(s), group(s), entity(ies),							
19	property(ies), or circumstance(s), such determination shall not affect the applicability							
20	hereof to any other individual group, entity, property, or circumstance.							
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1	Section 7. EFFECTIVE DATE.
2	This Resolution shall become effective upon adoption.
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4	ADOPTED this day of, 2018.
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8	Approved as to form and legal sufficiency:
9	Joni Armstrong Coffey, County Attorney
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11	By <u>/s/ Irma Qureshi</u> 09/28/17 Irma Qureshi (date)
12	Assistant County Attorney
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21	IQ/dnt
22	09/28/17 Reso Accepting Warranty Deed – WSFM1 #17-008
23	#17-008 #17-089 227188
24	221 100

This instrument prepared by: Broward County Real Property Section and approved as to form by: Broward County Attorney's Office 115 South Andrews Ave, Rm. 423 Fort Lauderdale, FL 33301 954-357-7600

Folio: 4741-2600-7050

# **QUITCLAIM DEED**

(Pursuant to Sections 125.37 and 125.411, Florida Statutes)

THIS DEED, made this \_\_\_\_ day of \_\_\_\_\_\_, 2018, by **BROWARD COUNTY**, a political subdivision of the State of Florida (the "GRANTOR"), whose address is Governmental Center, Room 423, 115 South Andrews Avenue, Fort Lauderdale, Florida 33301, and **WSFM1**, **LLC**, a Florida limited liability company (the "GRANTEE"), whose address is c/o Kenneth M. Jones, 1333 South University Drive, Suite 201, Plantation, Florida 33324.

### WITNESSETH:

That GRANTOR for and in consideration of the sum of TEN DOLLARS (\$10.00) to it in hand paid by GRANTEE, the receipt whereof is hereby acknowledged, has granted, bargained, and sold to GRANTEE, its successors and assigns, forever, all of GRANTOR's rights, title, and interest, if any, in and to the following described lands, lying and being in Broward County, Florida:

## See Exhibit "A" attached hereto and made a part hereof

## SUBJECT TO:

- 1. All existing public purpose utility and government easements and rights of way except for the Right-of-Way Deed recorded in the Official Records Book 2301, at Page 1337, of the Public Records of Palm Beach County, Florida, which provisions are hereby cancelled and abandoned by the Grantor pursuant to the authority granted by the provisions of House Bill No. 1315 which was recorded in the Official Records Book 48911, at Page 1193, of the Public Records of Broward County, Florida.
- 2. All other matters of record and taxes for the year 2017, and subsequent years.

**IN WITNESS WHEREOF**, GRANTOR has caused these presents to be executed in its name by its Board of County Commissioners acting by the Mayor or Vice-Mayor of said Board, the day and year aforesaid.

	GRANTOR
(Official Seal) ATTEST:	BROWARD COUNTY, by and through its Board of County Commissioners
Broward County Administrator, as Ex-Officio Clerk of the Broward County Board of County Commissioners	ByMayor, 20
	Approved as to form by Joni Armstrong Coffey Broward County Attorney Governmental Center, Suite 423 115 South Andrews Avenue Fort Lauderdale, Florida 33301 Telephone: (954) 357-7600 Telecopier: (954) 357-7641  By: Irma Qureeni (Date) Assistant County Attorney  9 (28) 1  Annika E. Ashton (Date) Assistant County Attorney
REF: Approved BCC Return to BC Real Property Section	Item No:
IQ/dnt 09/28/17 Reso Accepting Warranty Deed – WSFM1 #17-089 230945	

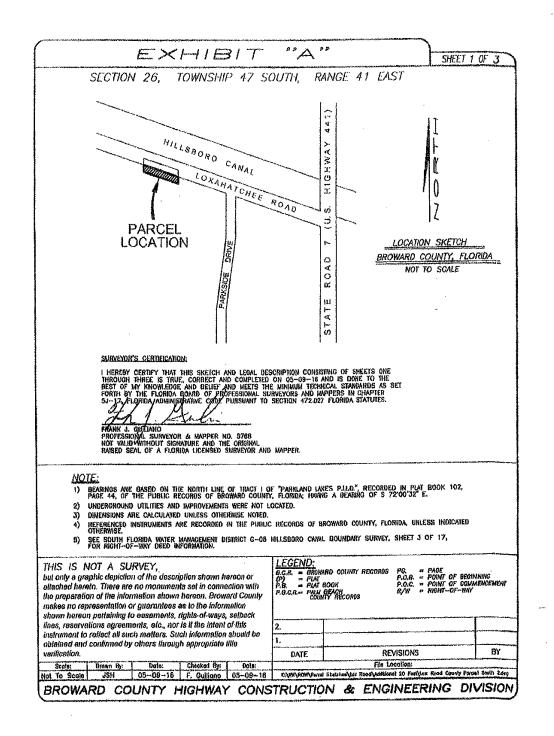
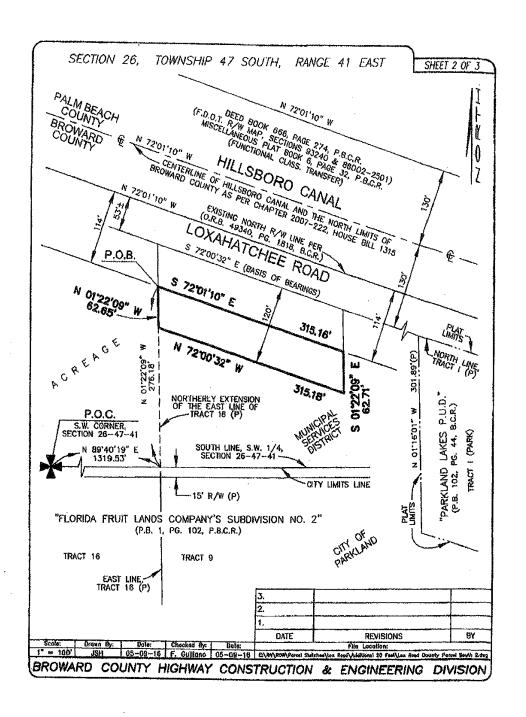


EXHIBIT "A"



SHEET 3 OF 3

# LEGAL DESCRIPTION:

A PORTION OF A 120-FOOT PARCEL OF LAND LYING 114 FEET SOUTH OF THE NORTH RIGHT-OF-WAY LINE, ACCORDING TO THE QUIT-CLAIM DEED RECORDED IN OFFICIAL RECORDS BOOK 49340, PAGE 1818, BROWARD COUNTY RECORDS, OF THE WEST 297.47 FEET (AS MEASURED ALONG THE SOUTH LINE) OF THE SOUTHWEST ONE-QUARTER (S.W. 1/4) OF THE SOUTHEAST ONE-QUARTER (S.E. 1/4) OF THE SOUTHWEST ONE-QUARTER (S.W. 1/4) OF SECTION 26, TOWNSHIP 47 SOUTH, RANGE 41 EAST; MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCE AT THE SOUTHWEST CORNER OF SECTION 26, TOWNSHIP 47 SOUTH, RANGE 41 EAST; THENCE N 89'40'19" E ALONG THE SOUTH LINE OF THE SOUTHWEST ONE—QUARTER OF SAID SECTION 26, A DISTANCE OF 1,319.53 FEET TO A POINT, SAID POINT BEING THE INTERSECTION OF THE NORTHERLY EXTENSION OF THE EAST LINE OF TRACT 16 OF THE PLAT "FLORIDA FRUIT LANDS COMPANY'S SUBDIVISION NO. 2", AS RECORDED IN PLAT BOOK 1, PAGE 102, PALM BEACH COUNTY RECORDS, WITH SAID SOUTH LINE OF SECTION 26; THENCE N 01'22'09" W ALONG SAID NORTHERLY EXTENSION OF THE EAST LINE OF TRACT 16, A DISTANCE OF 276.18 FEET TO THE POINT OF BEGINNING; THENCE S 72'01'10" E, A DISTANCE OF 315.16 FEET ALONG A LINE 114 FEET SOUTH OF THE EXISTING NORTH RIGHT—OF—WAY LINE PER QUIT—CLAIM DEED RECORDED IN OFFICIAL RECORDS BOOK 49340, PAGE 1818, BROWARD COUNTY RECORDS; THENCE S 01'22'09" E, A DISTANCE OF 62.71 FEET; THENCE N 72'00'32" W, A DISTANCE OF 315.18 FEET TO A POINT, SAID POINT BEING ON THE SAID NORTHERLY EXTENSION OF THE EAST LINE OF TRACT 16; THENCE N 01'22'09" W ALONG SAID NORTHERLY EXTENSION OF THE EAST LINE OF TRACT 16, A DISTANCE OF 62.65 FEET TO THE POINT OF BEGINNING.

SAID LAND, SITUATE, LYING AND BEING IN THE MUNICIPAL SERVICES DISTRICT, BROWARD COUNTY, FLORIDA, AND CONTAINS 18,638 SQUARE FEET, MORE OR LESS.

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BROWARD COUNTY HIGHWAY CONSTRUCTION & ENGINEERING DIVISION									

This instrument prepared by: Broward County Real Property Section and approved as to form by: Broward County Attorney's Office 115 South Andrews Ave, Rm. 423 Fort Lauderdale, FL 33301 954-357-7600

Folio: 4741-2600-7050

# **QUITCLAIM DEED**

(Pursuant to Section 125.37, Florida Statutes)

THIS QUITCLAIM DEED, made this \_\_\_\_ day of \_\_\_\_\_\_, 2018, by WSFM1, LLC, a Florida limited liability company (the "GRANTOR"), whose address is c/o Kenneth M. Jones, 1333 South University Drive, Suite 201, Plantation, Florida 33324, and BROWARD COUNTY, a political subdivision of the State of Florida (the "GRANTEE"), whose address is Governmental Center, Room 423, 115 South Andrews Avenue, Fort Lauderdale, Florida 33301.

## WITNESSETH:

That GRANTOR for and in consideration of the sum of TEN DOLLARS (\$10.00) to it in hand paid by GRANTEE, the receipt whereof is hereby acknowledged, has granted, bargained, and sold to GRANTEE, its successors and assigns, forever, all of GRANTOR's rights, title, and interest, if any, in and to the following described lands, lying and being in Broward County, Florida, described as follows:

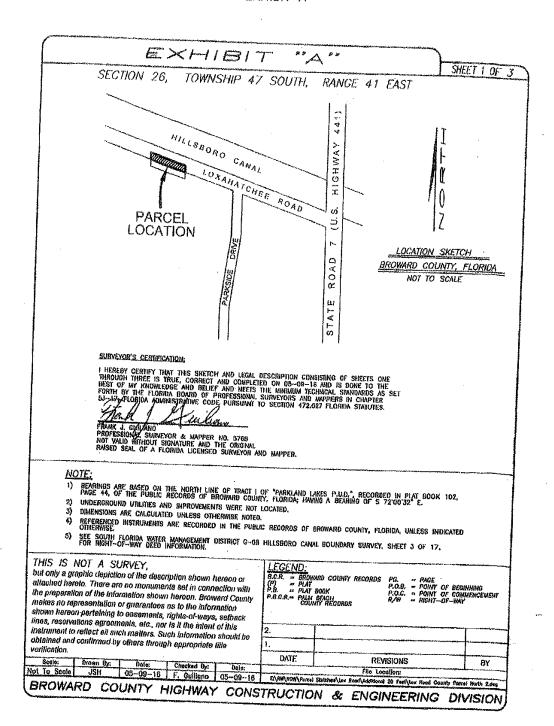
# See Exhibit "A" attached hereto and made a part hereof ("Property")

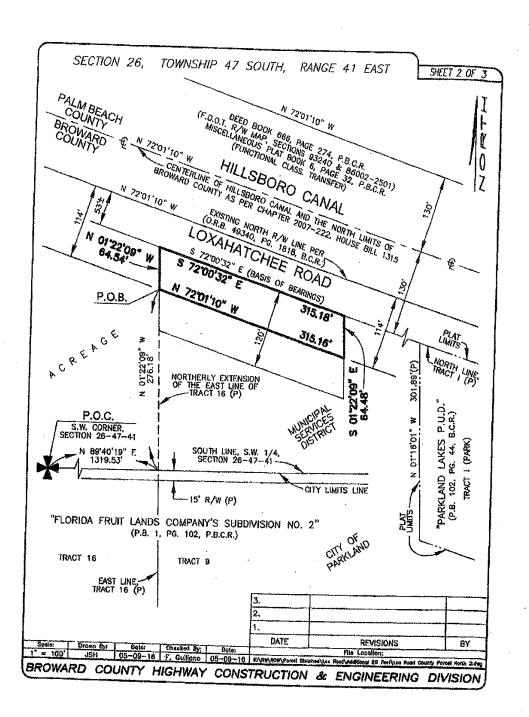
# SUBJECT TO:

- All existing public purpose utility and government easements and rights of way except for the Right-of-Way Deed recorded in the Official Records Book 2301, at Page 1337, of the Public Records of Palm Beach County, Florida, which provisions are hereby cancelled and abandoned by the Grantor pursuant to the authority granted by the provisions of House Bill No. 1315 which was recorded in the Official Records Book 48911, at Page 1193, of the Public Records of Broward County, Florida.
- 2. All other matters of record and taxes for the year 2017, and subsequent years.

This deed is being conveyed to GRANTEE for the purpose of clarifying ownership, releasing any and all reservations from that certain Right of Way Deed to Palm Beach County recorded in Official Records Book 2301, Page 1337 of the Public Records of Palm Beach County, Florida, whose said rights were transferred to GRANTEE by House Bill No. 1315 as recorded in Official Records Book 48911, Page 1193 of the Public Records of Broward County, Florida.

<b>IN WITNESS WHEREOF,</b> GRANTOR has hereunto set its hand and seal the day first above written.						
Signed, sealed, and delivered in the presence of	WSFM1, LLC, a Florida limited liability company					
	By: MCJUNKIN FAMILY CHARITABLE FOUNDATION, INC., a Florida not for profit corporation, its sole member					
	*					
WITNESS 1 SIGNATURE	Patricia Houchens, President					
(SEAL)						
Witness 1 print name						
WITNESS 2 SIGNATURE						
Witness 2 print name						
ACKNOWLEDGMENT						
STATE OF FLORIDA COUNTY OF BROWARD						
The foregoing instrument was acknowledged before me this day of, 2018, by Patricia Houchens as President of McJunkin Family Charitable Foundation, Inc., a Florida not for profit corporation, the sole member of WSFM1 LLC, a Florida limited liability company, who is personally known to me or who has produced as identification.						
	Notary Public My Commission Expires: (Notary Seal)					





SHEET 3 OF

# LEGAL DESCRIPTION:

A PORTION OF A 120-FOOT PARCEL OF LAND LYING APPROXIMATELY 53 FEET SOUTH OF THE NORTH RIGHT-OF-WAY LINE, ACCORDING TO THE QUIT-CLAIM DEED RECORDED IN OFFICIAL RECORDS BOOK 49340, PAGE 1818, BROWARD COUNTY RECORDS, OF THE WEST 297.47 FEET (AS MEASURED ALONG THE SOUTH LINE) OF THE SOUTHWEST ONE-QUARTER (S.W. 1/4) OF THE SOUTHEAST ONE-QUARTER (S.E. 1/4) OF THE SOUTHWEST ONE-QUARTER (S.W. 1/4) OF SECTION 26, TOWNSHIP 47 SOUTH, RANGE 41 EAST; MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCE AT THE SOUTHWEST CORNER OF SECTION 26, TOWNSHIP 47 SOUTH, RANGE 41 EAST; THENCE N 89'40'19" E ALONG THE SOUTH LINE OF THE SOUTHWEST ONE-QUARTER OF SAID SECTION 26, A DISTANCE OF 1,319.53 FEET TO A POINT, SAID POINT BEING THE INTERSECTION OF THE CAST LINE OF TRACT 16 OF THE PLAT "FLORIDA FRUIT LANDS COMPANY'S SUBDIVISION NO. 2", AS RECORDED IN PLAT BOOK 1, PAGE 102, PALM BEACH COUNTY RECORDS, WITH SAID SOUTH LINE OF SECTION 26; THENCE N 01'22'09" W ALONG SAID NORTHERLY EXTENSION OF THE EAST LINE OF TRACT 16, A DISTANCE OF 276.18 FEET EXTENSION OF THE EAST LINE OF TRACT 16, A DISTANCE OF Z/D.10 FEET TO THE POINT OF BEGINNING; THENCE CONTINUE N 01'22'09" W ALONG SAID NORTHERLY EXTENSION OF THE EAST LINE OF TRACT 16, A DISTANCE OF 64.54 FEET; THENCE S 72'00'32" E, A DISTANCE OF 315.18 FEET; THENCE S 01'22'09" E, A DISTANCE OF 64.48 FEET; THENCE N 72'01'10" W, A DISTANCE OF 315.16 FEET ALONG A LINE 114 FEET SOUTH OF THE EXISTING NORTH PICHT—OF—WAY LINE DEP OUTT—OLAIM DEED RECORDED IN OFFICIAL NORTH RIGHT-OF-WAY LINE PER QUIT-CLAIM DEED RECORDED IN OFFICIAL RECORDS BOOK 49340, PAGE 1818, BROWARD COUNTY RECORDS, TO THE POINT OF BEGINNING.

SAID LAND, SITUATE, LYING AND BEING IN THE MUNICIPAL SERVICES DISTRICT. BROWARD COUNTY, FLORIDA, AND CONTAINS 19,183 SQUARE FEET, MORE OR

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COUNTY HIGHWAY CONSTRUCTION & ENGINEERING DIVISION

NOTICE OF INTENT TO CONSIDER ADOPTION OF A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF BROWARD COUNTY, FLORIDA

NOTICE is hereby given that, pursuant to Section 125.37, Florida Statutes, the Board of County Commissioners of Broward County, Florida, at 10:00 a.m., on Tuesday, January 23, 2018, at the Governmental Center, 115 South Andrews Avenue, Room 422, Fort Lauderdale, Florida 33301, intends to consider adoption of a Resolution, the substance of which is as follows:

A Resolution of the Board of County Commissioners of Broward County, Florida, Authorizing, Pursuant to Section 125.37, Florida Statutes, WSFM1, LLC, and Broward County, Florida, to Exchange Ownership of Certain Real Properties Located In the Broward Municipal Services District; Determining that the Exchange of Such Properties Serves a Broward County Purpose and is in the Best Interest of Broward County; and Providing for Severability and an Effective Date.

The terms and conditions of said proposed Resolution are as follows:

- 1. Broward County, Florida ("County"), as owner of that certain real property more particularly described below ("County Property") and not needed for County purposes, will exchange such County Property for that certain real property owned by WSFM1, LLC and more particularly described below ("WSFM1 Property"), which WSFM1 Property is needed by the County for road right-of-way.
- 2. County will convey the County Property to WSFM1, LLC, via quitclaim deed for the amount of \$10.00.
- 3. WSFM1, LLC will convey the WSFM1 Property to County via quitclaim deed for the amount of \$10.00.
- 4. Upon execution, the quitclaim deeds will be properly recorded in the Public Records of Broward County Florida.
- 5. The legal descriptions for the County Property and WSFM1 Property are as follows:
  - A. County Property Description:

    A PORTION OF A 120-FOOT PARCEL OF
    LAND LYING 114 FEET SOUTH OF THE NORTH RIGHT-OF-WAY LINE,
    ACCORDING TO THE QUIT-CLAIM DEED RECORDED IN OFFICIAL RECORDS
    BOOK 49340, PAGE 1818, BROWARD COUN1Y RECORDS, OF THE WEST
    297.47 FEET (AS MEASURED ALONG THE SOUTH LINE) OF THE SOUTHWEST
    ONE-QUARTER (S.W. 1/4) OF THE SOUTHEAST ONE-QUARTER (S.E. 1/4) OF
    THE SOUTHWEST ONE-QUARTER (S.W. 1/4) OF SECTION 26, TOWNSHIP 47
    SOUTH, RANGE 41 EAST; MORE PARTICULARLY DESCRIBED AS FOLLOWS:

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1,319.53 FEET TO A POINT, SAID POINT BEING THE INTERSECTION OF THE NORTHERLY EXTENSION OF THE EAST LINE OF TRACT 16 OF THE PLAT "FLORIDA FRUIT LANDS COMPANY'S SUBDIVISION NO. 2", AS RECORDED IN PLAT BOOK 1, PAGE 102, PALM BEACH COUNTY RECORDS, WITH SAID SOUTH LINE OF SECTION 26; THENCE N 01°22'09" W ALONG SAID NORTHERLY EXTENSION OF THE EAST LINE OF TRACT 16, A DISTANCE OF 276.18 FEET TO THE POINT OF BEGINNING; THENCE S 72°01'10" E, A DISTANCE OF 315.16 FEET ALONG A LINE 114 FEET SOUTH OF THE EXISTING NORTH RIGHT-OF-WAY LINE PER QUIT -CLAIM DEED RECORDED IN OFFICIAL RECORDS BOOK 49340, PAGE 1818, BROWARD COUNTY RECORDS; THENCE S 01°22'09" E, A DISTANCE OF 62.71 FEET; THENCE N 72°00'32" W, A DISTANCE OF 315.18 FEET TO A POINT, SAID POINT BEING ON THE SAID NORTHERLY EXTENSION OF THE EAST LINE OF TRACT 16; THENCE N 01°22'09" W ALONG SAID NORTHERLY EXTENSION OF THE EAST LINE OF TRACT 16, A DISTANCE OF 62.65 FEET TO THE POINT OF BEGINNING.

SAID LAND, SITUATE, LYING AND BEING IN THE MUNICIPAL SERVICES DISTRICT, BROWARD COUNTY, FLORIDA, AND CONTAINS 18,638 SQUARE FEET, MORE OR LESS.

B. WSFM1 Property Description: A PORTION OF A 120-FOOT PARCEL OF LAND LYING APPROXIMATELY 53 FEET SOUTH OF THE NORTH RIGHT-OF-WAY LINE, ACCORDING TO THE QUIT -CLAIM DEED RECORDED IN OFFICIAL RECORDS BOOK 49340, PAGE 1818, BROWARD COUNTY RECORDS, OF THE WEST 297.47 FEET (AS MEASURED ALONG THE SOUTH LINE) OF THE SOUTHWEST ONE-QUARTER (S.W. 1/4) OF THE SOUTHEAST ONE-QUARTER (S.E. 1/4) OF THE SOUTHWEST ONE-QUARTER (S.W. 1/4) OF SECTION 26, TOWNSHIP 47 SOUTH, RANGE 41 EAST; MORE PARTICULARLY DESCRIBED AS FOLLOWS:

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RECORDED IN OFFICIAL RECORDS BOOK 49340, PAGE 1818, BROWARD COUNTY RECORDS, TO THE POINT OF BEGINNING.

SAID LAND, SITUATE, LYING AND BEING IN THE MUNICIPAL SERVICES DISTRICT, BROWARD COUNTY, FLORIDA, AND CONTAINS 19, 183 SQUARE FEET, MORE OR LESS.

The complete text of said proposed Resolution is available for review in the Records, Taxes and Treasury Division, Finance and Administrative Services Department. If, due to a disability, you require communication aids, please contact the County Administrator's office at 954-357-7000 or for Hearing Impaired/TTY 954-831-3940. Please make your request in advance, if possible.

## **Instructions**:

A. Publish two (2) times:

Once on:

December 15, 2017

Once on:

December 22, 2017

B. Furnish two (2) proofs of publication and invoice to:

Mary Anne Darby, Deputy Clerk Records, Taxes and Treasury Division Broward County Governmental Center 115 S. Andrews Avenue, Room 336-U Fort Lauderdale, Florida 33301

C. Furnish one (1) proof of publication to:

Jonathan Peservich, Property Agent Real Property Section, Room 501 Governmental Center 115 S. Andrews Avenue Fort Lauderdale, Florida 33301