

RESOLUTION NO. 10-225

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF KEY WEST, FLORIDA, DIRECTING STAFF TO PREPARE AND ATTEMPT TO OBTAIN ROADWAY EASEMENTS FOR THE BENEFIT OF, AND SUBSEQUENT CONVEYANCE TO, THE FLORIDA DEPARTMENT OF TRANSPORTATION (FDOT) ON THE SOUTH SIDE OF NORTH ROOSEVELT BOULEVARD, FOR THE PURPOSE OF IMPLEMENTING THE FDOT PLAN TO IMPROVE THE ROAD AND CONSTRUCT SIDEWALKS; AUTHORIZING THE EXECUTION OF A QUIT CLAIM DEED FOR PROPERTY ALONG THE NORTH SIDE OF NORTH ROOSEVELT BOULEVARD IN FAVOR OF THE FDOT; AUTHORIZING THE EXECUTION OF A WARRANTY DEED FOR 200 SQUARE FEET OF PROPERTY KNOWN AS PARCEL 124 ALONG NORTH ROOSEVELT BOULEVARD IN FAVOR OF THE FDOT IN ACCORDANCE WITH CITY CHARTER PROVISION 7.03(A); PROVIDING FOR AN EFFECTIVE DATE

BE IT RESOLVED BY THE CITY COMMISSION OF THE CITY OF KEY WEST, FLORIDA, AS FOLLOWS:

Section 1: That staff is hereby directed to proceed with obtaining and subsequently conveying to the FDOT roadway easements necessary for the implementation of the FDOT plan to improve the right of way and construct sidewalks along the south side of North Roosevelt Boulevard.

Section 2: That the City Manager is authorized to execute a

quit claim deed for property along the north side of North Roosevelt Boulevard, as well as a warranty deed for parcel 124, in accordance with Key West City Charter 7.03(a).

Section 3: That this Resolution shall go into effect immediately upon its passage and adoption and authentication by the signature of the presiding officer and the Clerk of the Commission.

Passed and adopted by the City Commission at a meeting held this 20 day of July, 2010.

Authenticated by the presiding officer and Clerk of the Commission on July 21, 2010.

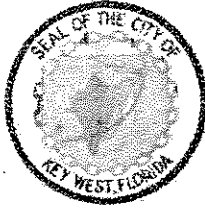
Filed with the Clerk July 21, 2010.



CRAIG CATES, MAYOR

ATTEST:


CHERYL SMITH, CITY CLERK



THE CITY OF KEY WEST

Post Office Box 1409 Key West, FL 33041-1409 (305) 809-3700

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EXECUTIVE SUMMARY

TO: Jim Scholl, City Manager
FROM: Doug Bradshaw, Senior Project Manager
CC: David Fernandez, Asst. City Manager
DATE: July 9, 2010
SUBJECT: Easement Agreements for North Roosevelt Blvd. Construction

ACTION STATEMENT:

This resolution will authorize the City Manager to enter into and execute all documents necessary to obtain easement agreements with property owners along the south side of North Roosevelt Blvd, authorize conveyance of these easements to Florida Department of Transportation (FDOT), authorize the issuance of a quitclaim deed to FDOT from the City of Key West for the property (the sidewalk) along the north side of North Roosevelt Blvd, and authorize the issuance of a warranty deed to parcel 124.

BACKGROUND:

FDOT is developing the design to rebuild State Road (S.R.) 5/North Roosevelt Blvd from Eisenhower Drive/Jose Marti Drive to US 1/Overseas Highway (does not include the triangle). The work also includes the repaving of the road from south of the intersection with US 1 Overseas Highway to the Riviera Canal Bridge and from Bertha Street to the east end of Smather's Beach along the South Roosevelt Blvd. segment. The project includes the following:

- New sidewalk on the south side
- Rebuilding of the seawall along the north side
- Rebuilding of the road to create two northbound and two southbound lanes with a center turn lane
- Rebuilding the sidewalk, curb and gutter along the south side
- Installing a new drainage system
- Improving drainage outlets at Cow Key Bridge and Riviera Canal
- Replacing traffic signals with mast arms traffic signals
- Installing new signs and pavement markings

Key to the Caribbean - Average yearly temperature 77° F.

- Installing a new lighting system
- Planting new Coconut Palm trees and relocating existing ones

PURPOSE & JUSTIFICATION:

In order to construct a sidewalk on the south side of the Blvd., FDOT has requested that the City acquire easements from 26 parcels along that side of the road (property owners/addresses of parcels attached). Several of the parcels contain more than one property but one owner. Additionally there are several of the parcels that may be owned by one owner. In order to rebuild the north side seawall and sidewalk they have requested the City to execute a quitclaim deed for the north side promenade to them. Parcel 124 is the small 200 square foot piece of property the City owns at the corner of Kennedy and North Roosevelt Blvd. adjacent to the ball field which FDOT will need for signalization purposes. This will not affect any of the ball fields.

These actions allow the construction of the \$24,100,000 North Roosevelt Blvd project to proceed as designed by FDOT. Currently plans are 90% complete and construction is slated to begin November 2011 and last 800 days. If the City does not acquire and convey the easements there is a chance the project could be delayed significantly as FDOT would have to redesign portions of the project.

OPTIONS:

1. Approval of the Action Statement in its entirety.
2. Approval of a modified Action Statement as determined by the City Commission
3. Disapprove the Action Statement

FINANCIAL IMPACT:

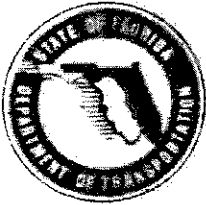
There is no financial impact associated with this action.

RECOMMENDATION:

City staff recommends option # 1, that the City Commission authorize the City Manager to enter into and execute all documents necessary to obtain easement agreements with property owners along the south side of North Roosevelt Blvd, authorize conveyance of these easements to Florida Department of Transportation (FDOT), authorize the issuance of a quitclaim deed to FDOT from the City of Key West for the property (the sidewalk) along the north side of North Roosevelt Blvd., and authorize the issuance of a warranty deed to parcel 124.

NORTH ROOSEVELT BLVD REQUIRED EASEMENTS

Parcel #	Property Owner	Property Address
836	SK II, Inc.	2704 - 2814 N Roosevelt Blvd
837	Dennis P Saviano Trust 5 18 93	2822 N Roosevelt Blvd
838	Carl M Herman Rev Liv Trust DTD 7 19 02	2826 N Roosevelt Blvd
839	Carl M Herman Rev Liv Tru DTD 07 19 02	2834 N Roosevelt Blvd
841	Auburndale Proprties LLC Succ Trustee	2900 N Roosevelt Blvd
842	Joan Lord-Papy Rev Liv Tr Agr 4 22 03	3026 N Roosevelt Blvd
843	Shirley P. Wood Rev Trust 10 26 95 T/C	3032 N Roosevelt Blvd
124	City of Key West	Kennedy Drive/N Roosevelt Blvd
844	City of Key West	Clayton Sterline Baseball Fields
845	Wachovia Bank NA FL Bank Real Estate c/o Corp Real Estate	3131 Northside Drive
847	Knibilt Corporation Inc	3124-3128 N Roosevelt Blvd
849	Lloyd P. Jr and Leta P. Brewer Rev Tr 1 25 86	3340 N Roosevelt Blvd
850	MarkeyWest Real Holdings, Inc.	3336 N Roosevelt Blvd
852	Charles and Nancy Thornburgh Rev Tr Agr 8 29 94	3416 N Roosevelt Blvd
853	IKW Borrower LLC c/o West PLC	3420 N Roosevelt Blvd
854	Andrew F. Lippi	3424 N Roosevelt Blvd
855	Nationwide Health Properties, Inc.	3426 N Roosevelt Blvd
856	CAT 1 LLC	3428 N Roosevelt Blvd
857	TravelKey LLC c/o Atlanta Holdings ATTN: Lisa Grella	3444 N Roosevelt Blvd
858	Niles Sales & Service Inc	3500 N Roosevelt Blvd
860	TIB Bank of the Keys	3618 N Roosevelt Blvd
861	Dion Commercial Properties, Inc.	3700 N Roosevelt Blvd
862	MacDonald Property, Inc.	3704 N Roosevelt Blvd
863	Kohp LLC	3706 N Roosevelt Blvd
864	JLW Key West 1 LLC	3800 N Roosevelt Blvd
865	JLW Key West 1 LLC	3820 N Roosevelt Blvd
866	SH 8 LLC	3824 N Roosevelt Blvd



**Florida Department of Transportation, District Six
Roadway Project
State Road (S.R.) 5/North Roosevelt Boulevard from
Eisenhower Drive/Jose Marti Drive to U.S. 1/Overseas Highway
Project Identification Number: 250548-3-52-01**

PROJECT LIMITS

State Road (S.R.) 5/North Roosevelt Boulevard from Eisenhower Drive/Jose Marti Drive to U.S. 1/Overseas Highway.

PROJECT DATES

Construction is expected to start in November 2011 and last about 800 days.

ESTIMATED PROJECT COST

\$24,100,000

POSSIBLE IMPACTS DURING CONSTRUCTION

- Temporary sidewalk closures
- Temporary lane closures during non-rush hours
- Temporary traffic shifts

Driveways and entrances to businesses and homes will stay open at all times.

MAINTENANCE OF TRAFFIC

Work will be done in phases to reduce impacts to drivers, local residents and businesses. Temporary sidewalk closures, lane closures during non-rush hours and traffic shifts are expected during the construction phase of this project.

INVITATION TO A PUBLIC MEETING

The Florida Department of Transportation (FDOT) District Six is developing the design to rebuild State Road (S.R.) 5/North Roosevelt Boulevard from Eisenhower Drive/Jose Marti Drive to U.S. 1/Overseas Highway in Monroe County. The work also includes repaving the road from south of the intersection with U.S. 1/Overseas Highway to the Riviera Canal Bridge and from Bertha Street to the east end of Smather's Beach along the South Roosevelt Boulevard segment. The city of Key West is requesting some parcel owners to grant the easements needed for FDOT to build a new sidewalk on the land side of North Roosevelt Boulevard as part of this project. The scope of work also includes:

- Rebuilding the seawall along the north side of North Roosevelt Boulevard within the project limits
- Rebuilding the road to create two northbound and two southbound lanes with a center turn-lane
- Rebuilding the sidewalk, curb and gutter along the south side of North Roosevelt Boulevard within the project limits
- Installing a new drainage system
- Improving the drainage outlets at Cow Key Channel and Riviera Canal
- Replacing traffic signals with mast arms traffic signals
- Installing new signs and pavement markings
- Installing a new lighting system
- Planting new Coconut Palm trees and relocating existing ones

In order to offer you the opportunity to review the project design and answer your questions, **we invite you to join us:**

Time: 1 p.m. to 3 p.m.
Date: Wednesday, July 21, 2010
Place: Old City Hall
510 Greene Street
Key West, FL 33040

The meeting will follow an informal format that allows the public to arrive at any time from 1 p.m. to 3 p.m. Graphic displays will be shown at this meeting, and FDOT representatives will be available to discuss the project and answer questions. Your participation is encouraged and will give us the opportunity to listen to your comments and address any concern that you may have.

Public participation at this meeting is solicited without regard to race, color, national origin, age, gender, religion, disability or family status. Persons who require special accommodations under the American with Disabilities Act of 1990 or persons who require translation services (free of charge) should contact, at least seven days prior to the meeting, Brian Rick at 305-470-5349 or in writing at FDOT 1000 NW 111 Avenue, Miami, FL 33172 or by email at: brian.rick@dot.state.fl.us

PUBLIC INFORMATION: If you have any questions or comments about this advisory, please contact Public Information Specialist Marta Rodriguez at 305-470-5873 or by e-mail at: marta.rodriguez@dot.state.fl.us

04-QCD.02

This instrument prepared by,
or under the direction of,
Alicia Trujillo, Esq.
District Six Chief Counsel
State of Florida
Department of Transportation
1000 N.W. 111th Avenue
Miami, Florida 33172
March 12, 2009 - NE

Parcel No. : 135.1R(7-6-2010)
Item/Segment No. : 2505483
Managing District : 6

QUITCLAIM DEED

THIS QUITCLAIM DEED, made this 2~~nd~~ day of July, 2010, by the City of KEY WEST, a municipality of the State of Florida, grantor, to the STATE OF FLORIDA DEPARTMENT OF TRANSPORTATION, grantee: (wherever used herein the terms "grantor" and "grantee" include all the parties to this instrument and the heirs, legal representatives and assigns of individuals, and the successors and assigns of organizations.)

WITNESSETH: That the said grantor, for and in consideration of the sum of \$1.00 and other valuable considerations, receipt and sufficiency being hereby acknowledged, does hereby remise, release and quitclaim unto the said grantee forever, all right, title, interest, claim and demand, which the said grantor has in and to said parcel situate in the County of Key West, Florida, viz:

Parcel 135- Promenade Parcel

Fin. No. 2505483

A portion of Lot 17, of Estate of Benj. Albury, according to the Plat thereof as recorded in Plat Book 1, at Page 3, of the Public Records of Monroe County, Florida, together with

A strip of SUBMERGED LANDS PART OF GARRISON BIGHT as shown on the Florida Department of Transportation Right-of-Way map for State Road No.5, Section 90010, being a portion of Township 67 South, Range 25 East, and located in the Island of Key West, Monroe County, Florida, being more particularly described as follows: Commence at the most Southwesterly Corner of Lot 17, of said Estate of Benj. Albury, according to the Plat thereof as recorded in Plat Book 1, at Page 3, of the Public Records of Monroe County, Florida, said Point being the Point of intersection of the Existing Northerly Right-of-Way line of State Road No. 5, North Roosevelt Boulevard, as shown on said Florida Department of Transportation Right-of-Way map for State Road No.5, Section 90010 and the Easterly Right-of-Way line of Eisenhower Drive, as said Eisenhower Drive is shown on said plat of Estate of Benj. Albury; Thence, along the Northerly Right-of-Way line of State Road No. 5, North Roosevelt Boulevard, for the following described eight (8) courses; 1) Thence N55°57'52"E, for a distance of 195.66 feet to the Point of Beginning of the hereinafter described Parcel; 2) Thence continue N55°57'52"E, for a distance of 177.16 feet to the Point of Curvature of a circular curve concave to the Southeast; 3) Thence Northeasterly, along the arc of said curve to the right, having a radius of 966.25 feet, and a central angle of 18°41'29" for a distance of 315.22 feet to the Point of Tangency; 4) Thence N74°39'21"E for a distance of 222.66 feet; 5) Thence N60°04'53"E for a distance of 51.66 feet; 6) Thence N74°39'21"E for a distance of 100.00 feet; 7) Thence N89°13'48"E for a distance of 51.66 feet; 8) Thence N74°39'21"E for a distance of 195.61 feet to a Point on the Westerly Right-of-Way line of Garrison Bight Causeway, as said Right-of-Way is recorded in Official Records Book 296, at Page 358 and 359 of the Public Records of Monroe County, Florida; Thence N15°20'39"W, departing the previously described Northerly Right-of-Way line of State Road No. 5, North Roosevelt Boulevard, and along the Westerly Right-of-Way line of said Garrison Bight Causeway, for a distance of 20.00 feet; Thence S 74°39'21"W for a distance of 4.65 feet; Thence S 80°13'36"W for a distance of 2.15 feet; Thence N 09°45'49"W for a distance of 2.00 feet; Thence S 80°14'11" W for a distance of 59.65 feet to a Point 53.00 feet Northwesterly of, as measured at right angles, the Baseline Survey of State Road No. 5, North Roosevelt Boulevard, as shown on said Florida Department of Transportation Right-of-Way map for State Road No.5, Section 90010; Thence on a Southwesterly direction, and running parallel with and 53.00 feet Northwesterly of, as measured at right angles, the previously described Baseline, for the following described three (3) courses; 1) Thence S74°39'21"W for a distance of 551.70 feet to the Point of Curvature of a circular curve concave to the Southeast; 2) Thence Southwesterly, along the arc of said curve to the left, having a radius of 994.25 feet, and a central angle of 18°43'35" for a distance of 324.96 feet to the Point of Tangency; 3) Thence S55°57'52"W for a distance of 177.74 feet; Thence S35°13'34"E, departing the previously described line, for a distance of 14.00 feet for a distance of 14.00 feet to the Point of Beginning,

AND

Beginning at the Point of intersection of the Existing Northerly Right-of-Way line of State Road No. 5, North Roosevelt Boulevard, as shown on the Florida Department of Transportation Right-of-Way map for State Road No.5, Section 90010 and the Easterly Right-of-Way line of Garrison Bight Causeway, as said Right-of-Way is recorded in Official Records Book 296, at Page 358 and 359 of the Public Records of Monroe County, Florida; Thence along the

Existing Northerly Right-of-Way line of State Road No. 5, North Roosevelt Boulevard, for the following described nineteen (19) courses; 1) Thence N74°39'21"E for a distance of 998.77 feet; 2) Thence N60°04'53"E for a distance of 51.66 feet; 3) Thence N74°39'21"E for a distance of 100.00 feet; 4) Thence N89°13'48"E for a distance of 51.66 feet; 5) Thence N74°39'21"E for a distance of 60.55 feet; 6) Thence N15°20'39"W for a distance of 2.50 feet; 7) Thence N74°39'21"E for a distance of 5.00 feet to a point of curvature of a circular curve concave to the Northwest; 8) Thence Northeasterly, along the arc of said curve to the left, having a radius of 1062.68 feet and a central angle of 12°56'22" for a distance of 239.99 feet to a point on said curve; 9) Thence N27°53'33"W, along a line radial to the following described curve, for a distance of 4.84 feet to a point on said curve; 10) Thence Northeasterly, along the arc of said curve to the left, having a radius of 595.00 feet and a central angle of 1°54'38" for a distance of 19.84 feet to a point on said curve; 11) Thence S29°48'10"E for a distance of 4.85 feet to a point on a curve concave to the Northwest, said point bears S29°21'44"E from the center of said curve; 12) Thence Northeasterly, along the arc of said curve to the left, having a radius of 1062.68 feet and a central angle of 2°55'12" for a distance of 54.16 feet to a point on said curve; 13) Thence N34°58'08"W, along a line radial to the following described curve, for a distance of 6.33 feet to a point on said curve; 14) Thence Northeasterly, along the arc of said curve to the left, having a radius of 595.00 feet and a central angle of 1°54'04" for a distance of 19.74 feet to a point on said curve; Thence S36°52'12"E for a distance of 7.41 feet to a point on a curve concave to the Northwest, said point bears S33°21'38"E from the center of said curve; 12) Thence Northeasterly, along the arc of said curve to the left, having a radius of 1062.68 feet and a central angle of 8°52'37" for a distance of 164.64 feet to the point of tangency; 17) Thence N47°45'45"E for a distance of 5.00 feet; 18) Thence S42°14'15"E for a distance of 2.50 feet; 19) Thence N47°45'45"E for a distance of 159.78 feet to a point herein after referred to as "Point A"; Thence N42°14'38"W, departing the previously described Northerly Right-of-Way line of State Road No. 5, North Roosevelt Boulevard, for a distance of 26.00 feet to a Point 51.00 feet Northwesterly of, and parallel with the Baseline Survey of State Road No. 5, North Roosevelt Boulevard, as shown on said Florida Department of Transportation Right-of-Way map for State Road No.5, Section 90010; Thence S47°45'45"W, along the previously described line, for a distance of 57.99 feet; Thence S53°00'03"W for a distance of 60.26 feet to a point 56.50 feet Northwesterly of, with the Baseline Survey of State Road No. 5, North Roosevelt Boulevard, as shown on said Florida Department of Transportation Right-of-Way map for State Road No.5, Section 90010; Thence on a Southwesterly direction, and running parallel with and 56.50 feet Northwesterly of, as measured at right angles, the previously described Baseline, for the following described three (3) courses; 1) Thence S47°45'45"W for a distance of 154.46 feet to a Point of Curvature of a circular curve concave to the Northwest; 2) Thence Southwesterly, along the arc of said curve to the right, having a radius of 583.50 feet, and a central angle of 26°53'35" for a distance of 273.88 feet to the Point of Tangency; 3) Thence S74°39'21"W for a distance of 1383.29 feet to a point on the Easterly Right-of-Way line of said Garrison Bight Causeway; Thence S35°08'38"E, along the previously described line, for a distance of 33.48 feet to the Point of Beginning.

AND

Commence at the above established "Point A"; Thence along the Existing Northerly Right-of-Way line of State Road No. 5, North Roosevelt Boulevard, for the following described two (2) courses; 1) Thence N47°45'45"E for 585.00 feet to the Point of Beginning of the hereinafter described parcel; 2) Thence continue N47°45'45"E for 570.00 feet; Thence N42°13'56"W, departing the previously described Right-of-Way line, for 21.75 feet to a point on a line parallel with and 21.75 feet Northwesterly of, as measured at right angles, the Existing Northerly Right-of-Way line of State Road No. 5, North Roosevelt Boulevard; Thence S47°45'45"W, along the previously described line, for 570.00 feet; Thence S42°14'15"E, departing the previously described line, for 21.75 feet to the Point of Beginning.

Containing 95,164 sq.ft., more or less.

TO HAVE AND TO HOLD the same together with the appurtenances thereunto belonging or in anywise appertaining, and all the estate, right, title, interest, lien, equity and claim whatsoever of the said grantor, either in law or equity, to the said grantee forever.

IN WITNESS WHEREOF, the said grantor has caused these presents to be executed in its name by its Mayor, and its seal to be hereto affixed, attested by its City Clerk, the date first above written.

ATTEST:
Its City Clerk

Cheryl Smith

The City of Key West

By: *[Signature]*

Its Mayor

525 Angela Street
Key West, FL
33040

Address

STATE OF FLORIDA

COUNTY OF MONROE

The foregoing instrument was acknowledged before me this 21st day of July, 2010,
by Craig Carter, Mayor, who is personally known to me or who has produced
_____ as identification.



SUSAN P. HARRISON
Commission DD 652993
Expires April 8, 2011
Bonded Thru TROY Fair Insurance 800-385-7019

Susan P. Harrison
(Signature of person taking acknowledgment)

Susan P. Harrison
(Type, print or stamp name under signature)
Title or rank and serial number, if any: _____

This instrument prepared by,
or under the direction of,
Alicia Trujillo, Esq.
District Six Chief Counsel
State of Florida
Department of Transportation
1000 N.W. 111th Avenue
Miami, Florida 33172
March 11, 2009 - NE

Parcel No. : 124.1R(03-16-09)
Item/Segment No. : 2505483
Managing District : 6

CITY DEED

THIS DEED, made this 16th day of August, 2010, by THE CITY OF KEY WEST, a municipality of the State of Florida, grantor, to the STATE OF FLORIDA DEPARTMENT OF TRANSPORTATION, grantee: (Wherever used herein the terms "grantor" and "grantee" include all the parties to this instrument and the heirs, legal representatives and assigns of individuals, and the successors, and assigns of organizations).

WITNESSETH: That the grantor, for and in consideration of the sum of \$1.00 and other valuable considerations, receipt and sufficiency being hereby acknowledged, hereby grants, bargains, sells, aliens, remises, releases, conveys and confirms unto the grantee, all that certain land situate in Monroe County, Florida, viz:

Parcel 124

Fin. No. 2505483

A Portion of that area called "City Park", as shown on Plat of Survey of Lands on Island of Key West, Monroe County, Florida, according to the plat thereof, as recorded in Plat Book 3, at Page 35, of the Public Records of Monroe County, Florida, more particularly described as follows:

Commence at the Point of intersection of the Westerly line of Parcel 8, of said Plat of Survey of Lands on Island of Key West, Monroe County, Florida, and the Existing Southerly Right-of-Way line of State Road No. 5, North Roosevelt Boulevard, as shown on the Florida Department of Transportation Right-of-Way map for State Road No.5, Section 90010, said point being on a circular curve concave to the Southeast and said point bears N 30°15'26" W from the center of said curve; Thence Southwesterly, along the Southerly Right-of-Way line of said State Road No. 5, North Roosevelt Boulevard, and along the arc of said curve to the left, having a radius of 5348.39 feet and a central angle of 4°40'59" for a distance of 437.16 feet to the Point of Beginning of the hereinafter described parcel; Thence continue Southwesterly, along the Southerly Right-of-Way line of said State Road No. 5, North Roosevelt Boulevard, and along the arc of said curve to the left, having a radius of 5348.39 feet and a central angle of 0°13'32" for a distance of 21.06 feet to a point on said curve, said point being on the Northeasterly boundary line of an Existing Road as constructed by the City of Key West, said line, established by field measurements and occupation and said Existing Road also known as 13th Street and/or Kennedy Drive; Thence S41°51'07"E, along the Northeasterly boundary line of said Road, for a distance of 26.16 feet; Thence N 48°42'34" E, departing the previously described line, for a distance of 0.72 feet; Thence N 41°43'17" W for a distance of 1.88 feet to a point on a circular curve concave to the Southeast and said point bears S 48°16'55" W from the center of said curve; Thence Northwesterly, Northerly and Northeasterly, along the arc of said curve to the right, having a radius of 17.00 feet and a central angle of 98°10'05" for a distance of 29.13 feet to a point on said curve; Thence N 33°33'00"W for a distance of 5.06 feet to the Point of Beginning.

Containing 201 sq.ft, more or less.

TOGETHER with all tenements, hereditaments and appurtenances thereto belonging or in anywise appertaining.

TO HAVE AND TO HOLD, the same in fee simple forever.

IN WITNESS WHEREOF, the said grantor has caused these presents to be executed in its name by its Mayor, and its seal to be hereunto affixed, attested by its City Clerk, the date first above written.

ATTEST: Cheryl Smith The City of Key West
Its City Clerk

By: Craig Cates

Its Mayor Craig Cates

Address _____

STATE OF FLORIDA

COUNTY OF MONROE

The foregoing instrument was acknowledged before me this 11th day of August, 2010, by Craig Cates, Mayor, who is personally known to me or who has produced _____ as identification.

Vivian Prosz



(Type, print or stamp name under signature)

Title or rank and serial number, if any: _____