

Prepared by:
Marcia Wieborg
Escambia County Public Works Department
3363 West Park Place
Pensacola, FL 32505

Pam Childers
CLERK OF THE CIRCUIT COURT
ESCAMBIA COUNTY FLORIDA
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Motley Court-Crooked Oak
23-1N-30-1200-001-035

STATE OF FLORIDA
COUNTY OF ESCAMBIA

DRAINAGE EASEMENT

THIS DRAINAGE EASEMENT made this 18th day of December, 2018, by and between the Robert J. Jones, as Personal Representative of The Estate of Olga F. Jones, whose mailing address is 7629 Timberwood Drive, Jacksonville, FL 32256 (Grantor), and Escambia County, a political subdivision of the State of Florida, acting by and through its duly authorized Board of County Commissioners, whose mailing address is 221 Palafox Place, Pensacola, Florida 32502 (Grantee).

(Wherever used, the terms "Grantor" and "Grantee" shall include the singular and plural, masculine and feminine, heirs, legal representatives, successors and assigns.)

WITNESSETH

WHEREAS Grantee proposes to construct and/or maintain a drainage easement across real property located in Section 23, Township 1, Range 30 West, Escambia County, Florida; and

WHEREAS, Grantor is the owner of the real property, over, across, and upon which Grantee proposes to construct and maintain said drainage easement;

NOW, THEREFORE, in consideration of One Dollar (\$1.00), the promises contained herein and other good and valuable consideration, Grantor does hereby grant to Grantee, a permanent drainage easement over the real property described below for the purposes of constructing and/or maintaining a drainage easement, together with the right of ingress and egress over and across the drainage easement and the right to excavate, construct and maintain the drainage easement.

See attached Exhibit A

GRANTOR also hereby grants, bargains, conveys, transfers, dedicates, and delivers to Grantee the right to clear, keep clear, and remove from the drainage easement, all trees, undergrowth and other obstructions that may interfere with the location, excavation, operation or maintenance of the drainage easement or any structures installed thereon by Grantee. Notwithstanding the issuance of any permit to construct or erect any structure in the drainage easement, Grantor agrees not to build, construct or create or permit others to build, construct or create any building or other structure in the drainage easement that may interfere with the location, excavation, operation or maintenance of the drainage easement or any structures installed thereon. Easily removable improvements, such as fences, may be constructed with the prior consent of Grantee.

In the event of any discrepancy between the actual location of drainage improvements and the legal description of the drainage easement, the actual location of drainage improvements shall control to the extent of such discrepancy and said legal description shall be deemed to have been modified, and the Grantor agrees to execute corrective instruments as may be required by Grantee.

GRANTOR does hereby covenant with Grantee that it is lawfully seized and possessed of the real property above described and that the easement is free from all encumbrances that would prohibit Grantee from using the easement for drainage, and Grantor hereby waives any right to compensation for Grantee's use of the drainage easement and an appraisal of the drainage easement unless otherwise provided for herein.

TO HAVE AND TO HOLD said drainage easement upon the said Grantee forever.

IN WITNESS WHEREOF, Grantor has hereunto set its hand and seal the date first above written.

SIGNED IN THE PRESENCE OF:

Witness: *Michael Norton*

Print Name: Michael Norton

Witness: *Thomas L. Carr*

Print Name: Thomas L. Carr

GRANTOR:

The Estate of Olga F. Jones

By: *Robert J. Jones* *PR Olga F. Jones*
Robert J. Jones, Personal Representative
of The Estate of Olga F. Jones *12/18/2018*

STATE OF FLORIDA
COUNTY OF ESCAMBIA

The foregoing instrument was acknowledged before me this 18th day of December, 2018 by Robert J. Jones as Personal Representative of The Estate of Olga F. Jones. He ☐ is personally known to me, or ☒ produced current 5520770522680 as identification.

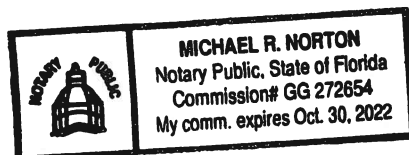
FLDL

Michael Norton
Signature of Notary Public

12/18/18

Michael Norton
Printed Name of Notary Public

(Notary Seal)



ACCEPTANCE

This Drainage Easement was accepted by Escambia County, Florida, on the 7th day of February, 2019, as authorized by the Board of County Commissioners of Escambia County, Florida at its meeting held on the 7th day of February, 2019.

BOARD OF COUNTY COMMISSIONERS
ESCAMBIA COUNTY, FLORIDA

Lumon J. May
Lumon J. May, Chairman



Pam Childers
Clerk of the Court

Pam Childers
Deputy Clerk

This document approved as to form
and legal sufficiency.

By: [Signature]
Title: Asst. County Attorney
Date: Jan 8, 2019

EXHIBIT "A"

LEGAL DESCRIPTION (AS WRITTEN)

A PORTION OF THOSE LANDS DESCRIBED IN OFFICIAL RECORDS BOOK 7107, PAGE 298 OF THE PUBLIC RECORDS OF ESCAMBIA COUNTY, FLORIDA, LYING IN SECTION 23, TOWNSHIP 1 NORTH, RANGE 30 WEST, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCE AT THE SOUTHEAST CORNER OF LOT 32, BLOCK C, BOULDER CREEK FIRST ADDITION AS RECORDED IN PLAT BOOK 14, PAGE 6 OF THE PUBLIC RECORDS OF ESCAMBIA COUNTY, FLORIDA, MARKED BY A 4 INCH SQUARE CONCRETE MONUMENT.

FROM SAID POINT OF COMMENCEMENT, RUN ALONG A SOUTHERLY EXTENSION OF THE EAST LINE OF SAID LOT 32, SOUTH 03 DEGREES 53 MINUTES 37 SECONDS WEST, A DISTANCE OF 30.00 FEET TO THE NORTH LINE OF THE SOUTH 1/2 OF SAID SECTION;

THENCE LEAVING SAID SOUTHERLY EXTENSION, ALONG SAID NORTH LINE, RUN SOUTH 87 DEGREES 08 MINUTES 21 SECONDS EAST, A DISTANCE OF 45.01 FEET TO THE EAST LINE OF A 30 FOOT COUNTY RIGHT OF WAY (UNOPENED AND UNMAINTAINED) AND THE WEST LINE OF THAT PROPERTY DESCRIBED IN OFFICIAL RECORDS BOOK 4558, PAGE 1460 OF THE PUBLIC RECORDS;

THENCE LEAVING SAID NORTH LINE, ALONG SAID EAST LINE AND SAID WEST LINE, RUN NORTH 03 DEGREES 53 MINUTES 37 SECONDS EAST, A DISTANCE OF 1,308.58 FEET TO A NORTH LINE OF SAID PROPERTY AND THE POINT OF BEGINNING;

FROM SAID POINT OF BEGINNING, LEAVING SAID WEST LINE, ALONG SAID EAST LINE AND THE WEST LINE OF THAT PROPERTY DESCRIBED IN OFFICIAL RECORDS BOOK 7107, PAGE 298 OF THE PUBLIC RECORDS OF ESCAMBIA COUNTY, FLORIDA, RUN NORTH 03 DEGREES 53 MINUTES 37 SECONDS EAST, A DISTANCE OF 306.23 FEET;

THENCE LEAVING SAID EAST LINE AND SAID WEST LINE, RUN SOUTH 86 DEGREES 06 MINUTES 23 SECONDS EAST, A DISTANCE OF 5.00 FEET;

THENCE SOUTH 03 DEGREES 53 MINUTES 37 SECONDS WEST, A DISTANCE OF 50.00 FEET;

THENCE SOUTH 42 DEGREES 38 MINUTES 51 SECONDS EAST, A DISTANCE OF 82.52 FEET;

THENCE SOUTH 03 DEGREES 51 MINUTES 09 SECONDS WEST, A DISTANCE OF 140.00 FEET;

THENCE SOUTH 86 DEGREES 08 MINUTES 51 SECONDS EAST, A DISTANCE OF 40.00 FEET;

THENCE SOUTH 03 DEGREES 53 MINUTES 37 SECONDS WEST, A DISTANCE OF 57.62 FEET TO SAID NORTH LINE OF SAID OFFICIAL RECORDS BOOK 4558, PAGE 1460;

THENCE ALONG SAID NORTH LINE, RUN NORTH 87 DEGREES 07 MINUTES 38 SECONDS WEST, A DISTANCE OF 105.02 FEET TO THE POINT OF BEGINNING, CONTAINING 0.401 ACRES, MORE OR LESS.

SURVEYOR'S CERTIFICATE

ERIC B. STUART, P.S.M. FLORIDA LICENSE NO. 6707

NOT VALID WITHOUT THE SIGNATURE AND ORIGINAL RAISED SEAL OF A FLORIDA LICENSED SURVEYOR AND MAPPER.



600 UNIVERSITY OFFICE BOULEVARD, SUITE #17-B, PENSACOLA, FLORIDA 32504
LB#7708 P.850.857.7725 F.850.857.7726

LEGAL DESCRIPTION AND SKETCH
MOTLEY COURT GULLEY NORTH EASEMENT
SECTION 23, T-1-N, R-30-W
PENSACOLA, ESCAMBIA COUNTY, FL

CLIENT: HDR ENGINEERING, INC.

SCALE:	PROJECT NO.:	SHEET
N/A	1018044790	
SURVEY DATE:	FIELDBOOK:	1
N/A	N/A	
DRAWN BY:	JBB	OF
CAD NO.:	1018044790ESMT2	
REVISED:		2

