

Board of County Commissioners
 Frank Foster, Chairman
 Norman Gregory, Vice-Chairman
 Peggy B. Evatt
 Dennis P. Koehler
 Bill Bailey

County Administrator
 John Samsbury

Department of Engineering
 and Public Works
 H. F. Kahlert
 County Engineer



January 14, 1982

Darby & May, Inc.
 6300 N.E. 1st Avenue, Suite 102
 Fort Lauderdale, Florida 33334

SUBJECT: RESOLUTION TO ABANDON RIGHTS OF WAY IN BOCA AZUL

Gentlemen:

Attached please find a copy of the Resolution to Abandon the subject area, adopted by the Board of County Commissioners on December 15, 1981. This document was recorded in the Office of The Clerk of the Circuit Court, Palm Beach County on January 4, 1982. This completes the requirements for abandonment and closes our file on this matter.

Your cooperation has been appreciated.

Sincerely yours,
 H. F. KAHLERT, P.E.
 County Engineer

H. F. Kahlert

Alan A. Kurtis, P.E.
 Director
 Land Development Division

AAK:BH:jm
 Enclosure: Recorded Resolution

cc: Minutes Department w/enclosure
 Land Acquisition Division w/enclosure
 Traffic Division w/location sketch
 Road and Bridge Division w/location sketch
 Alan Seaman, Zoning Dept w/enclosure

RESOLUTION NO. R-81-1563

RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF PALM BEACH COUNTY, FLORIDA, ABANDONING PLATTED RIGHTS OF WAY KNOWN AS ERICA COURT AND CORDOBA LANE AS SHOWN ON THE PLAT OF BOCA AZUL, PHASE ONE RECORDED IN PLAT BOOK 41, PAGES 191 AND 192, OF THE PUBLIC RECORDS OF PALM BEACH COUNTY, FLORIDA.

WHEREAS, the Board of County Commissioners of Palm Beach County, Florida, pursuant to authority in Section 336.09, Florida Statutes, and Ordinance No. 71-3, known as the Palm Beach Road Abandonment and Plat Vacation Ordinance, and upon the petition of Kay - Ess Realty Corporation called a public hearing to be held in the County Commissioners Chambers, at the Palm Beach County Courthouse, West Palm Beach, Florida, on December 15, 1981, to consider and determine whether or not Palm Beach County would vacate, abandon, discontinue and close, renounce and disclaim any right or interest of the County to the herein described rights of way; and

WHEREAS, in accordance with Ordinance No. 71-3, notice of the holding of such meeting was duly published in the Palm Beach Post/Times on November 29, and December 6, 1981; and

WHEREAS, this Board did hold said hearing as advertised and determined that such action will not materially interfere with the County road system and will not deprive any person of a reasonable means of ingress and egress to his premises from at least one County, State or Federal highway;

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF PALM BEACH COUNTY, FLORIDA, that:

1. the foregoing recitals are hereby affirmed and ratified.
2. The following described rights of way are hereby abandoned and closed as public rights of way, and this Board does hereby renounce and disclaim any right or interest of Palm Beach County and the public in and to the following described rights of way:

All of Erica Court, as shown on the Plat of Boca Azul, Phase One, together with, all of Cordoba Lane, lying East of the East right of way of Lyons Road; said right of way line being defined as being 29.00 feet East of, and parallel to, the West boundary of the Plat of Boca Azul - Phase One, according to the Plat thereof, as recorded in Plat Book 41, Pages 191 and 192 of the Public Records of Palm Beach County, Florida.

3. Notice of the adoption of this resolution shall be published once in the Palm Beach Post/Times within thirty (30) days of the date of adoption of this resolution in accordance with Section 336.10, Florida Statutes, and Ordinance No. 71-3.

The foregoing resolution was offered by Commissioner Bailey who moved its adoption. The motion was seconded by Commissioner Koehler and upon being put to a vote, the vote was as follows:

- FRANK H. FOSTER, JR. - Aye
- NORMAN R. GREGORY - Aye
- PEGGY B. EVATT - Absent
- DENNIS B. KOEHLER - Aye
- BILL BAILEY - Aye

The Chairman thereupon declared the resolution duly passed and adopted this 15th day of December, 1981.

PALM BEACH COUNTY, FLORIDA, BY
 ITS BOARD OF COUNTY COMMISSIONERS

JOHN B. DUNKLE, Clerk
 By: *John B. Dunkle*
 (Deputy Clerk)

APPROVED AS TO FORM
 AND LEGAL SUFFICIENCY

David M. Hughes
 (County Attorney)

THE POST
 Published Daily and Sunday
 West Palm Beach, Palm Beach County, Florida
 PROOF OF PUBLICATION

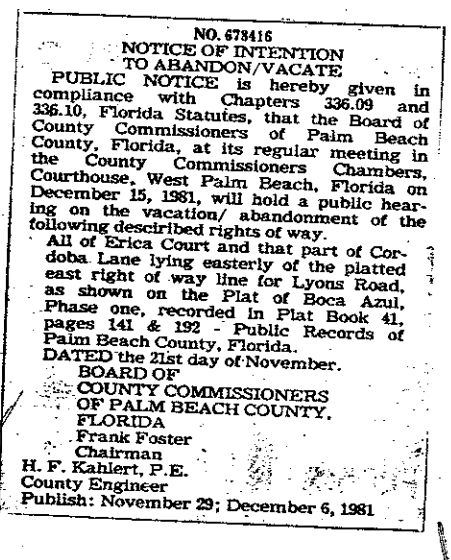
STATE OF FLORIDA
 COUNTY OF PALM BEACH

Before the undersigned authority personally appeared Don K. Creamer, who on oath says that he is Class. Adv. Mgr. of The Post, a daily and Sunday newspaper published at West Palm Beach in Palm Beach County, Florida; that the attached copy of advertising, being a Notice in the matter of Public Hearing - Boca Azul, in the Court, was published in said newspaper in the issues of November 29, December 6, 1981.

Affiant further says that the said The Post is a newspaper published at West Palm Beach, in said Palm Beach County, Florida, and that the said newspaper has heretofore been continuously published in said Palm Beach County, Florida, daily and Sunday and has been entered as second class mail matter at the post office in West Palm Beach, in said Palm Beach County, Florida, for a period of one year next preceding the first publication of the attached copy of advertisement; and affiant further says that he has neither paid nor promised any person, firm or corporation any discount, rebate, commission or refund for the purpose of securing this advertisement for publication in the said newspaper.

Sworn to and subscribed before me this 7 day of December, A.D. 1981

John B. Dunkle
 JOHN B. DUNKLE, CLERK
 AT COMMISSIONER'S OFFICE, SUITE 9 1982
 BONDED 1250 GENERAL INS. UNDERWRITERS



THE POST
 Published Daily and Sunday
 West Palm Beach, Palm Beach County, Florida
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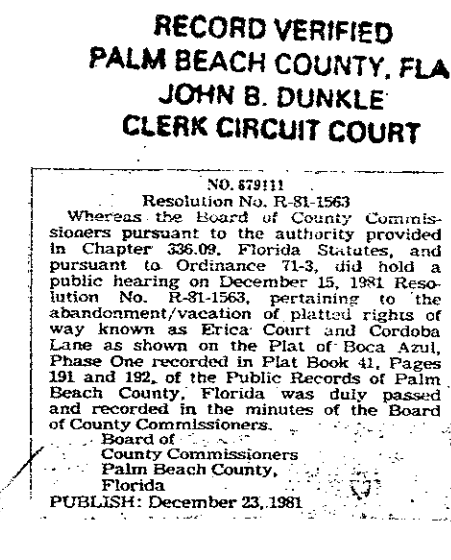
STATE OF FLORIDA
 COUNTY OF PALM BEACH

Before the undersigned authority personally appeared Don K. Creamer, who on oath says that he is Class. Adv. Mgr. of The Post, a daily and Sunday newspaper published at West Palm Beach in Palm Beach County, Florida; that the attached copy of advertising, being a Notice in the matter of Resolution No. R-81-1563, in the Court, was published in said newspaper in the issues of December 23, 1981.

Affiant further says that the said The Post is a newspaper published at West Palm Beach, in said Palm Beach County, Florida, and that the said newspaper has heretofore been continuously published in said Palm Beach County, Florida, daily and Sunday and has been entered as second class mail matter at the post office in West Palm Beach, in said Palm Beach County, Florida, for a period of one year next preceding the first publication of the attached copy of advertisement; and affiant further says that he has neither paid nor promised any person, firm or corporation any discount, rebate, commission or refund for the purpose of securing this advertisement for publication in the said newspaper.

Sworn to and subscribed before me this 23 day of December, A.D. 1981

John B. Dunkle
 JOHN B. DUNKLE, CLERK
 AT COMMISSIONER'S OFFICE, SUITE 9 1982
 BONDED 1250 GENERAL INS. UNDERWRITERS



92 000524

6802 JAN-4 PM 3:27

B3652 P0070

RETURN TO: B. SLIDER
 ENGR. DEPT.
 LAND DEV. DIV.
 S-1170 P.B.I.A.