

Certification Pursuant to F.S. 95.361
Roads Presumed to be Dedicated
to City of Green Cove Springs, FL

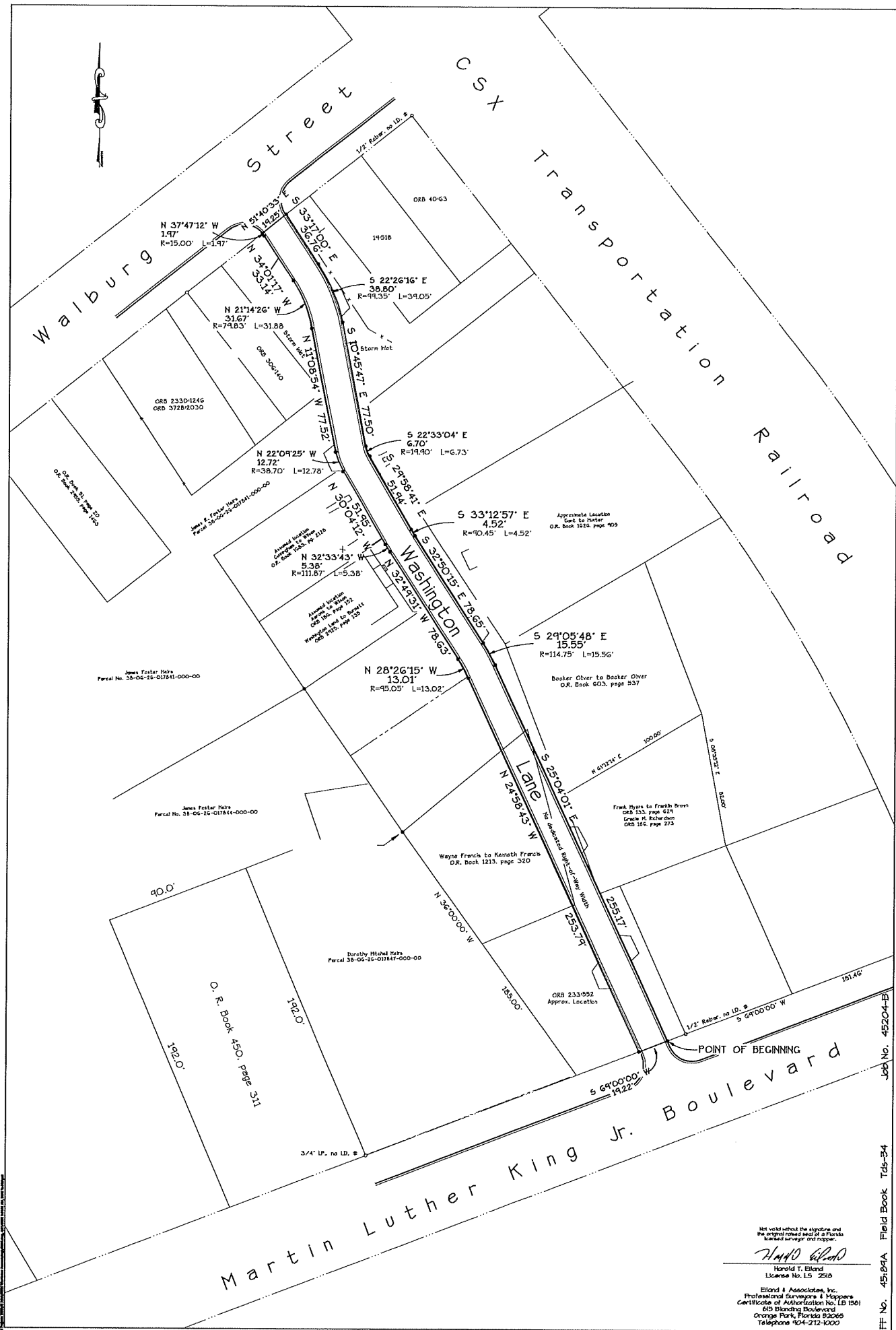
We, the undersigned Mayor and City Clerk of the City of Green Cove Springs, a Florida municipal corporation, do hereby certify that the road shown and described herein known as Washington Lane has vested in the said Municipality in accordance with subsection (2) of section 95.361, Florida Statutes.

Date: _____

By: _____
Steven R. Kelly, Mayor

ATTEST:

Erin West, City Clerk



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Not valid without the signature and the original record book of a Florida Licensed Surveyor and Mapper.
Harold T. Eiland
Harold T. Eiland
License No. 15 258
Eiland & Associates, Inc.
Professional Surveyors & Mappers
Certificate of Authorization No. (B 156)
615 Blanding Boulevard
Orange Park, Florida 32065
Telephone 404-212-1000

Job No. 45204-B
Field Book Tds-34

EXHIBIT "A"

A parcel of land situated in Lot 8, Block 29, North Suburbs of Green Cove Springs, Florida, according to plat thereof recorded in Plat Book 2, page 1 of the public records of said county, said parcel being more particularly described as follows:

Commence at the intersection of the southwesterly right-of-way line of the CSX Transportation Railroad with the northwesterly right-of-way line of Martin Luther King Jr. Boulevard; thence on said northwesterly line, South 69 degrees 00 minutes 00 seconds West, 181.46 feet to the point of beginning; thence continue on said northwesterly line, South 69 degrees 00 minutes 00 seconds West, 19.22 feet; thence North 24 degrees 58 minutes 43 seconds West, 253.79 feet; thence northwesterly, along the arc of a curve concave southwesterly and having a radius of 95.05 feet, an arc distance of 13.02 feet, said arc being subtended by a chord bearing and distance of North 28 degrees 26 minutes 15 seconds West, 13.01 feet; thence North 32 degrees 49 minutes 31 seconds West, 78.63 feet; thence northwesterly, along the arc of a curve concave northeasterly and having a radius of 111.87 feet, an arc distance of 5.38 feet, said arc being subtended by a chord bearing and distance of North 32 degrees 33 minutes 43 seconds West, 5.38 feet; thence North 30 degrees 04 minutes 12 seconds West, 51.95 feet; thence northwesterly, along the arc of a curve concave northeasterly and having a radius of 38.70 feet, an arc distance of 12.78 feet, said arc being subtended by a chord bearing and distance of North 22 degrees 09 minutes 25 seconds West, 12.72 feet; thence North 11 degrees 08 minutes 54 seconds West, 77.52 feet; thence northwesterly, along the arc of a curve concave southwesterly and having a radius of 79.83 feet, an arc distance of 31.88 feet, said arc being subtended by a chord bearing and distance of North 21 degrees 14 minutes 26 seconds West, 31.67 feet; thence North 34 degrees 01 minute 17 seconds West, 33.14 feet; thence northwesterly, along the arc of a curve concave southwesterly and having a radius of 15.00 feet, an arc distance of 1.97 feet to the southeasterly line of Walburg Street, said arc being subtended by a chord bearing and distance of North 37 degrees 47 minutes 12 seconds West, 1.97 feet; thence on said southeasterly line, North 51 degrees 40 minutes 33 seconds East, 19.25 feet; thence South 33 degrees 17 minutes 00 seconds East, 36.76 feet; thence southeasterly, along the arc of a curve concave southwesterly and having a radius of 99.35 feet, an arc distance of 39.05 feet, said arc being subtended by a chord bearing and distance of South 22 degrees 26 minutes 16 seconds East, 38.80 feet; thence South 10 degrees 45 minutes 47 seconds East, 77.50 feet; thence southeasterly, along the arc of a curve concave northeasterly and having a radius of 19.90 feet, an arc distance of 6.73 feet, said arc being subtended by a chord bearing and distance of South 22 degrees 33 minutes 04 seconds East, 6.70 feet; thence South 29 degrees 58 minutes 41 seconds East, 51.94 feet; thence southeasterly, along the arc of a curve concave northeasterly and having a radius of 90.45 feet, an arc distance of 4.52 feet, said arc being subtended by a chord bearing and distance of South 33 degrees 12 minutes 57 seconds East, 4.52 feet; thence South 32 degrees 50 minutes 15 seconds East, 78.65 feet; thence southeasterly, along the arc of a curve concave southwesterly and having a radius of 114.75 feet, an arc distance of 15.56 feet, said arc being subtended by a chord bearing and distance of South 29 degrees 05 minutes 48 seconds East, 15.55 feet; thence South 25 degrees 04 minutes 01 second East, 255.17 feet to the point of beginning.

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Title VIII LIMITATIONS

Chapter 95 LIMITATIONS OF ACTIONS; ADVERSE POSSESSION

SECTION 361 Roads presumed to be dedicated.

95.361 Roads presumed to be dedicated.—

(1) When a road, constructed by a county, a municipality, or the Department of Transportation, has been maintained or repaired continuously and uninterruptedly for 4 years by the county, municipality, or the Department of Transportation, jointly or severally, the road shall be deemed to be dedicated to the public to the extent in width that has been actually maintained for the prescribed period, whether or not the road has been formally established as a public highway. The dedication shall vest all right, title, easement, and appurtenances in and to the road in:

- (a) The county, if it is a county road;
- (b) The municipality, if it is a municipal street or road; or
- (c) The state, if it is a road in the State Highway System or State Park Road System,

whether or not there is a record of a conveyance, dedication, or appropriation to the public use.

(2) In those instances where a road has been constructed by a nongovernmental entity, or where the road was not constructed by the entity currently maintaining or repairing it, or where it cannot be determined who constructed the road, and when such road has been regularly maintained or repaired for the immediate past 7 years by a county, a municipality, or the Department of Transportation, whether jointly or severally, such road shall be deemed to be dedicated to the public to the extent of the width that actually has been maintained or repaired for the prescribed period, whether or not the road has been formally established as a public highway. This subsection shall not apply to an electric utility, as defined in s. [366.02](#)(4). The dedication shall vest all rights, title, easement, and appurtenances in and to the road in:

- (a) The county, if it is a county road;
- (b) The municipality, if it is a municipal street or road; or
- (c) The state, if it is a road in the State Highway System or State Park Road System,

whether or not there is a record of conveyance, dedication, or appropriation to the public use.

(3) The filing of a map in the office of the clerk of the circuit court of the county where the road is located showing the lands and reciting on it that the road has vested in the state, a county, or a municipality in accordance with subsection (1) or subsection (2) or by any other means of acquisition, duly certified by:

- (a) The secretary of the Department of Transportation, or the secretary's designee, if the road is a road in the State Highway System or State Park Road System;
- (b) The chair and clerk of the board of county commissioners of the county, if the road is a county road; or
- (c) The mayor and clerk of the municipality, if the road is a municipal road or street,

shall be prima facie evidence of ownership of the land by the state, county, or municipality, as the case

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authority assuming jurisdiction over such property to cause a cessation of the maintenance and occupation of the property. Such timely filed and adjudicated claim shall prevent the dedication of the road to the public pursuant to subsection (2).

(5) This section does not apply to any facility of an electric utility which is located on property otherwise subject to this section.

History.—s. 110, ch. 29965, 1955; ss. 23, 35, ch. 69-106; s. 23, ch. 74-382; s. 1, ch. 77-174; s. 3, ch. 88-168; s. 529, ch. 95-147; s. 54, ch. 2003-286; s. 14, ch. 2004-366; s. 4, ch. 2022-4.

Note.—Former s. 337.31.

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