

RESOLUTION NO. 44-17

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF DELRAY BEACH, FLORIDA, AUTHORIZING THE CITY TO SELL TO BUYER CERTAIN REAL PROPERTY IN PALM BEACH COUNTY, FLORIDA, AS DESCRIBED HEREIN; AND HEREBY EXECUTING A QUIT CLAIM DEED STATING THE TERMS AND CONDITIONS THEREOF.

**WHEREAS**, the City of Delray Beach, Florida, abandoned an alley right of way that measures 15 feet wide lying adjacent to and southerly of lots 7, 8 and 9, Block B, Snow Hill, according to the plat recorded in plat book 21, page 83, Public Records of Palm Beach County, Florida, and as more particularly described in Exhibit "A"; and

**WHEREAS**, the portion of said right-of-way was previously abandoned by the City of Delray Beach; however, the property was deeded back to the City pursuant to a County Deed dated September 16, 1996, as more particularly described in Exhibit "B"; and

**WHEREAS**, Buyer has requested the City quit claim its interest in the Property to Buyer; and

**WHEREAS**, it is in the best interest of the City of Delray Beach, Florida, to convey the Property to Buyer; and

**NOW, THEREFORE, BE IT ORDAINED BY THE CITY COMMISSION OF THE CITY OF DELRAY BEACH, FLORIDA, AS FOLLOWS:**

Section 1. That the foregoing recitals are hereby incorporated by this reference.

Section 2. That the City Commission of the City of Delray Beach, Florida, as Seller, hereby agrees to sell Property to Carole A. Filippone and Michael G. Filippone, as Buyer, for a purchase price of ten dollars (\$10) and other good and valuable consideration; said Property being described as follows:

See Exhibit "C" attached hereto.

Section 3. That the terms and conditions contained in Quit Claim deed between the City of Delray Beach, Florida, and Carole A. Filippone and Michael G. Filippone are incorporated herein as Exhibit "D".

**PASSED AND ADOPTED** in regular session on the \_\_\_\_\_ day of \_\_\_\_\_, 2017.

**ATTEST:**

\_\_\_\_\_  
**MAYOR**

\_\_\_\_\_  
**City Clerk**

## **EXHIBIT A**

THAT PART OF THE 15 FOOT ALLEY (NOW ABANDONED) LYING ADJACENT TO AND SOUTHERLY OF LOTS 7, 8 AND 9, BLOCK B, SNOW HILL, ACCORDING TO THE PLAT RECORDED IN PLAT BOOK 21, PAGE 83, PUBLIC RECORDS OF PALM BEACH COUNTY, FLORIDA. BEING THE REAL PROPERTY DESCRIBED UNDER TAX CERTIFICATE #2248 IN THE FINAL JUDGMENT RECORDED IN OFFICIAL RECORD BOOK 1902, PAGE 1322, PUBLIC RECORDS OF PALM BEACH COUNTY, FLORIDA

# EXHIBIT "B"

RETURN TO:  
ROBERT D. STRANG  
PROPERTY & REAL ESTATE MANAGEMENT  
3323 BELVEDERE ROAD  
SUITE 503  
WEST PALM BEACH, FL 33409-1548

Property Control Number: 12-43-48-06-15-002-0280

SEP-25-1997 4:14pm 97-345496  
GRB 10005 Pg 330  
JAN 28 1998 10:11 AM 18 18 18  
DOROTHY H. WILKEN, CLERK PB COUNTY, FL

R97 1215D

## COUNTY DEED

THIS DEED, made this 18 day of SEP 18, 1997 by PALM BEACH COUNTY, FLORIDA, a Political Subdivision of the State of Florida, whose legal mailing address is 301 North Olive Avenue, West Palm Beach, Florida 33401-4791 party of the first part, and THE CITY OF DELRAY BEACH, FLORIDA party of the second part, whose legal mailing address is 101 Northwest 1st Avenue, Delray Beach, Florida 33444-2812.

WITNESSETH that said party of the first part, for and in consideration of the sum of Ten Dollars and no cents (\$10.00) to it in hand paid by the party of the second part, receipt whereof is hereby acknowledged, has granted, bargained and sold to the party of the second part, its successors and assigns forever, the following described real property lying and being in Palm Beach County, Florida:

THAT PART OF THE 15 FOOT ALLEY (NOW ABANDONED) LYING ADJACENT TO AND SOUTHERLY OF LOTS 7, 8, AND 9, BLOCK 8, SNOW HILL, ACCORDING TO THE PLAT RECORDED IN PLAT BOOK 21, PAGE 83, PUBLIC RECORDS OF PALM BEACH COUNTY, FLORIDA, BEING THE REAL PROPERTY DESCRIBED UNDER TAX CERTIFICATE #2248 IN THE FINAL JUDGEMENT RECORDED IN OFFICIAL RECORD BOOK 1902, PAGE 1322, PUBLIC RECORDS OF PALM BEACH COUNTY, FLORIDA.

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

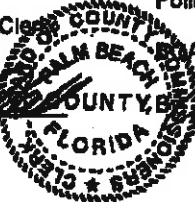
ATTEST:

PALM BEACH COUNTY, FLORIDA, a  
Political Subdivision of the State of Florida

DOROTHY H. WILKEN, Clerk

By: Michael J. Strang BOARD OF COUNTY COMMISSIONERS

By: Dorothy H. Wilken Chairman  
Deputy Clerk



(OFFICIAL SEAL)

APPROVED AS TO FORM  
AND LEGAL SUFFICIENCY

Robert D. Strang  
Assistant County Attorney

mchrd@pbcfla.net - 732/97

## **EXHIBIT C**

A PORTION OF THAT VACATED 15 FOOT ALLEY RIGHT-OF-WAY SITUATED WITHIN THE PLAT OF "SNOW HILL," ACCORDING TO THE PLAT THEREOF, AS RECORDED IN PLAT BOOK 21, PAGE 83 OF THE PUBLIC RECORDS OF PALM BEACH, COUNTY, FLORIDA BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BOUNDED ON THE NORTH BY THE SOUTH LINE OF BLOCK B OF SAID PLAT OF "SNOW HILL"; BOUNDED ON THE SOUTH BY THE SOUTH LINE OF SAID PLAT OF "SNOW HILL"; BOUNDED ON THE WEST BY THE SOUTHERLY EXTENSION OF THE WEST LINE OF LOT 7, BLOCK B OF SAID PLAT OF "SNOW HILL"; BOUNDED ON THE EAST BY THE SOUTHERLY EXTENSION OF THE EAST LINE OF THE WEST HALF (W. 1/2) OF LOT 8, BLOCK B OF SAID PLAT OF "SNOW HILL".

SAID LANDS SITUATE, LYING AND BEING IN PALM BEACH COUNTY, FLORIDA AND CONTAINS 1125 SQUARE FEET MORE OR LESS.

This instrument was prepared by  
and return to:

## **EXHIBIT "D"**

City Attorney's Office  
200 N.W. 1st Avenue  
Delray Beach, Florida 33444

### **QUIT-CLAIM DEED**

**THIS QUIT-CLAIM DEED**, executed this \_\_\_\_\_ day of \_\_\_\_\_, 2017 by the **CITY OF DELRAY BEACH**, and having its principal place of business at 100 NW 1<sup>st</sup> Avenue, Delray Beach, FL 33444, First Party, to **Carole A. Filippone and Michael G. Filippone**, a married couple, with a mailing address of 1101 N. Swinton Avenue, Delray Beach, FL 33444, Second Party:

(Whenever used herein the term "First Party" and "Second Party" include singular and plural, heirs, legal representatives, and assigns of individuals, and the successors and assigns of corporation, whenever the context so admits or requires.)

**WITNESSETH**, That the said First Party, for and in consideration of the sum of Ten Dollars (\$10.00) in hand paid by the said Second Party, the receipt whereof is hereby acknowledged, does hereby remise, release and quit-claim unto the said Second Party forever, all the right, title, interest, claim and demand which the said First Party has in and to the following described lot, piece or parcel of land, situate, lying and being in the County of Palm Beach, State of Florida, to-wit:

See Exhibit "A"

**TO HAVE and to HOLD** the same together with all and singular the appurtenances thereunto belonging or anyway appertaining, and all the estate, right, title, interest, lien, equity and claim whatsoever of the said First party, either in law or equity, to the only proper use, benefit and behoof of the said Second Party forever.

**IN WITNESS WHEREOF** the said First Party has caused these presents to be executed in its name, and its corporate seal to be hereunto affixed by its proper officers thereunto duly authorized, the day and year first above written.

[Signatures follow on next page]

IN WITNESS WHEREOF, First Party has signed these presents the day and year first above written.

**FIRST PARTY:**

Witness 1:

CITY OF DELRAY BEACH, FLORIDA

\_\_\_\_\_  
Print Name: \_\_\_\_\_

By: \_\_\_\_\_  
Cary D. Glickstein, Mayor

Witness 2:

\_\_\_\_\_  
Print Name: \_\_\_\_\_

**ATTEST:**  
By: \_\_\_\_\_  
City Clerk  
Approved as to Form:  
By: \_\_\_\_\_  
City Attorney

STATE OF FLORIDA  
COUNTY OF PALM BEACH

The foregoing instrument was acknowledged before me this \_\_\_\_ day of \_\_\_\_\_, 2017, by Cary D. Glickstein, Mayor for the City of Delray Beach, a Florida corporation, on behalf of the corporation. He is personally known to me or has produced \_\_\_\_\_ as identification.

\_\_\_\_\_  
Signature of Notary Public - State  
of Florida

## **EXHIBIT "A"**

A PORTION OF THAT VACATED 15 FOOT ALLEY RIGHT-OF-WAY SITUATED WITHIN THE PLAT OF "SNOW HILL," ACCORDING TO THE PLAT THEREOF, AS RECORDED IN PLAT BOOK 21, PAGE 83 OF THE PUBLIC RECORDS OF PALM BEACH, COUNTY, FLORIDA BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BOUNDED ON THE NORTH BY THE SOUTH LINE OF BLOCK B OF SAID PLAT OF "SNOW HILL"; BOUNDED ON THE SOUTH BY THE SOUTH LINE OF SAID PLAT OF "SNOW HILL"; BOUNDED ON THE WEST BY THE SOUTHERLY EXTENSION OF THE WEST LINE OF LOT 7, BLOCK B OF SAID PLAT OF "SNOW HILL"; BOUNDED ON THE EAST BY THE SOUTHERLY EXTENSION OF THE EAST LINE OF THE WEST HALF (W. 1/2) OF LOT 8, BLOCK B OF SAID PLAT OF "SNOW HILL".

SAID LANDS SITUATE, LYING AND BEING IN PALM BEACH COUNTY, FLORIDA AND CONTAINS 1125 SQUARE FEET MORE OR LESS.