

**Lee County Board Of County Commissioners
Agenda Item Summary**

Blue Sheet No. 20051204

1. ACTION REQUESTED/PURPOSE: Approve acceptance of Specific Purpose Survey and Maintenance Affidavits for Captiva Drive between Murmond Lane and Gulf View Subdivision, Plat Book 3, page 8, a distance of 0.74 miles, Sections 26 and 35, Township 45 South, Range 21 East, Captiva Island.

2. WHAT ACTION ACCOMPLISHES: Enters into public record the location and width of right-of-way of Captiva Drive at its northern terminus.

3. MANAGEMENT RECOMMENDATION: Staff recommends approval.

4. Departmental Category: 9 C9A		5. Meeting Date: 09-20-2005	
6. Agenda:		7. Requirement/Purpose: (specify)	
<input checked="" type="checkbox"/> Consent		<input type="checkbox"/> Statute	
<input type="checkbox"/> Administrative		<input type="checkbox"/> Ordinance	
<input type="checkbox"/> Appeals		<input type="checkbox"/> Admin. Code	
<input type="checkbox"/> Public		<input checked="" type="checkbox"/> Other	
<input type="checkbox"/> Walk-On			
		8. Request Initiated:	
		Commissioner _____	
		Department <u>Transportation</u>	
		Division _____	
		By: <u>Scott Gilbertson</u>	

9. Background:
The present map by Johnson Engineering is a continuation of a similar map also by Johnson from the bridge at Blind Pass to Murmond Lane. The former survey and affidavits were accepted by the Board August 26, 1992.
That Specific Purpose Survey and Maintenance Affidavits are recorded in Official Record Book 2324, pages 1217 – 1232. Acceptance of this map will provide the county with an unbroken right-of-way map for the county maintained portion of Captiva Drive.
Florida Statute 95.361 permits the county to declare that title to the road has been vested in the county when a map showing the lands so maintained as a right-of-way has been filed in the Office of the County Clerk. Lee County has maintained Captiva Drive in excess of the statutory requirements. The Department of Transportation recommends approval of the right-of-way maps and maintenance affidavits for recording.

10. Review for Scheduling:

Department Director	Purchasing or Contracts	Human Resources	Other	County Attorney	Budget Services				County Manager/P.W. Director
					Analyst	Risk	Grants	Mgr.	
<i>S. Gilbertson</i> Date <i>9/6/05</i>	NA	NA		<i>9/7/05</i>	<i>9/7/05</i>	<i>9/7/05</i>	<i>9/7/05</i>	<i>J. Lavender</i> Date <i>9/6/05</i>	

11. Commission Action:

Approved
 Deferred
 Denied
 Other

RECEIVED BY
COUNTY ADMIN:
<i>9-7-05</i>
<i>3-25</i>
COUNTY ADMIN
FORWARDED TO:
<i>9-7-05</i>
<i>9-7-05</i>

REC'D. 9/15/05
BY CO. ATTY.
<i>CO. ATTY.</i>
FORWARDED TO:
<i>Co. Mac.</i>
<i>9-7-05</i>

Maintenance Affidavit

Section: 26 and 35, Twp. 45-S, Rge. 21-E

County Road: Captiva Drive

County: Lee

Project: Right of Way

A F F I D A V I T

STATE OF FLORIDA
COUNTY OF LEE

Before me, the undersigned authority, personally appeared James Hass whose address is 5686 Fox Lake Drive, North Fort Myers, FL 33903, who after being sworn, deposes and says:

That he has been employed by the County of LEE for the past 19 years, and is now employed by said LEE COUNTY as Maintenance Supervisor.

The deponent knows and verily says that LEE COUNTY, through its employees and contractors, has maintained Captiva Drive in LEE COUNTY for the continuous widths as measured at right angles to the road centerline, viz:

FROM STATION	TO STATION	WIDTH MAINTAINED	LOCATION WITH REFERENCE TO EXISTING ROAD CENTER
0+00.00	39+12.05	Min. 30.00' Max. 50.00'	According to LEE CO. DOT right-of-way map attached hereto and made a part hereof.

(Length 0.75miles)

and that such maintenance by said LEE COUNTY has been continuous for the period of time from 1986 to 2005.

James Hass
DEPONENT

Sworn to and subscribed before me this 3rd day of August A.D. 2005.

(The foregoing instrument was)
(acknowledged before me by)
(James Hass)
(who has produced a Fla.)
(DRIVER'S LICENSE)
(No. H200-459-41-093-O)
(and who did take an oath.)

STATE OF FLORIDA
COUNTY OF LEE

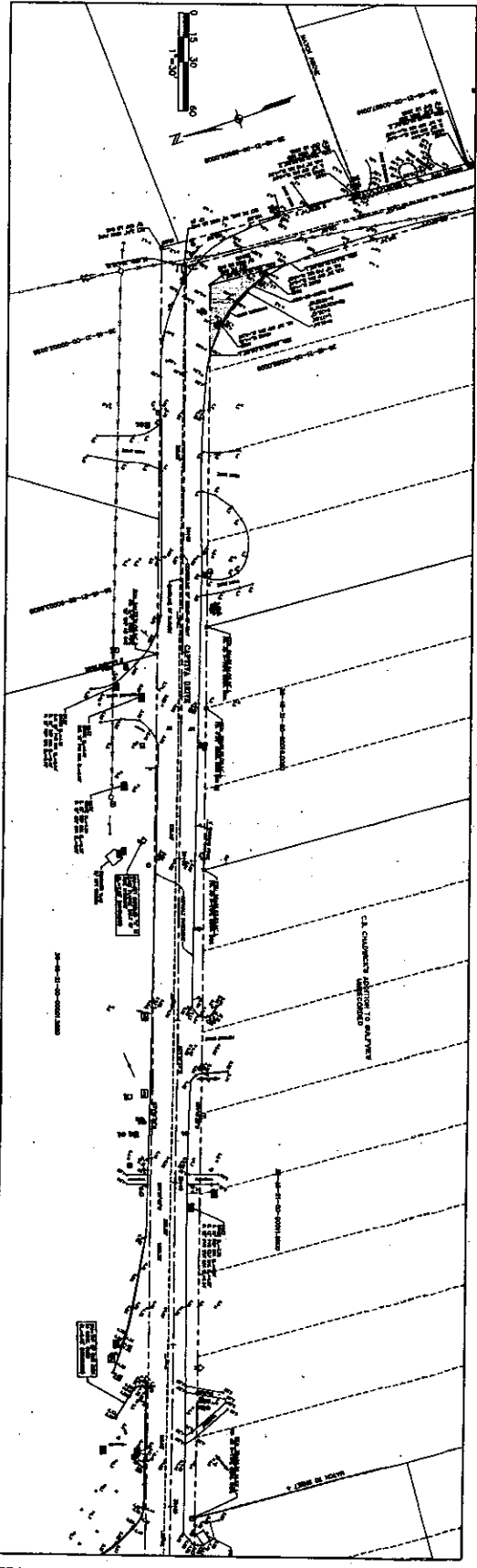
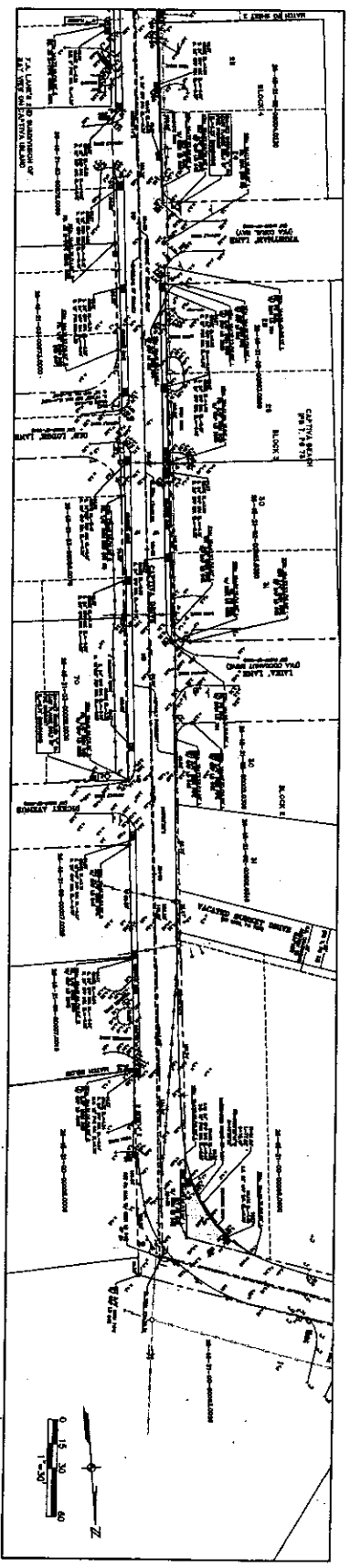
Lisa H. Crone
NOTARY PUBLIC
State of Florida at Large

Lisa H. Crone
Printed Name of Notary Public

My Commission Expires: 9-30-06



This instrument prepared by:
Arthur W. Parsons, County Surveyor
Lee County Department of Public Works

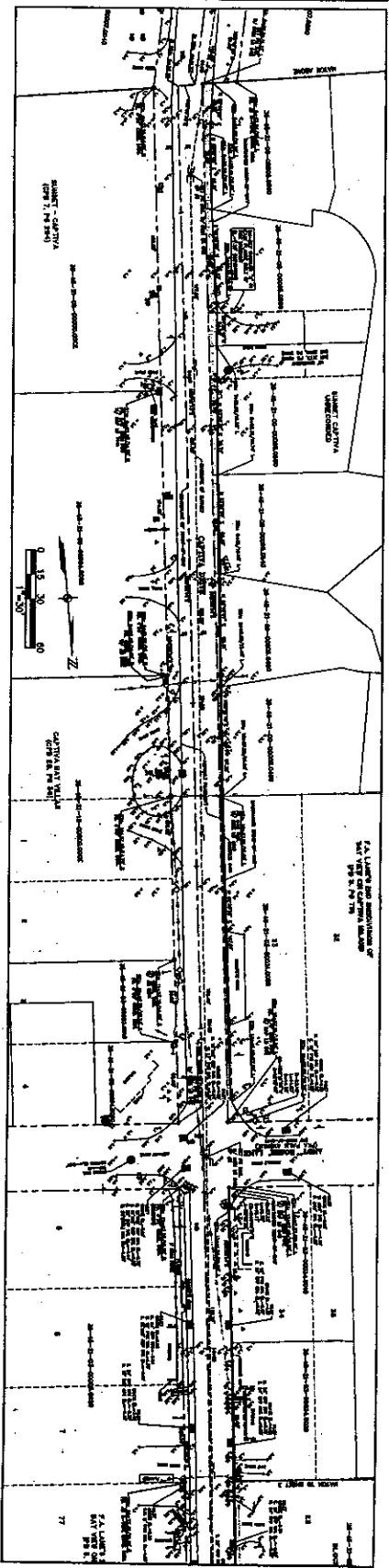
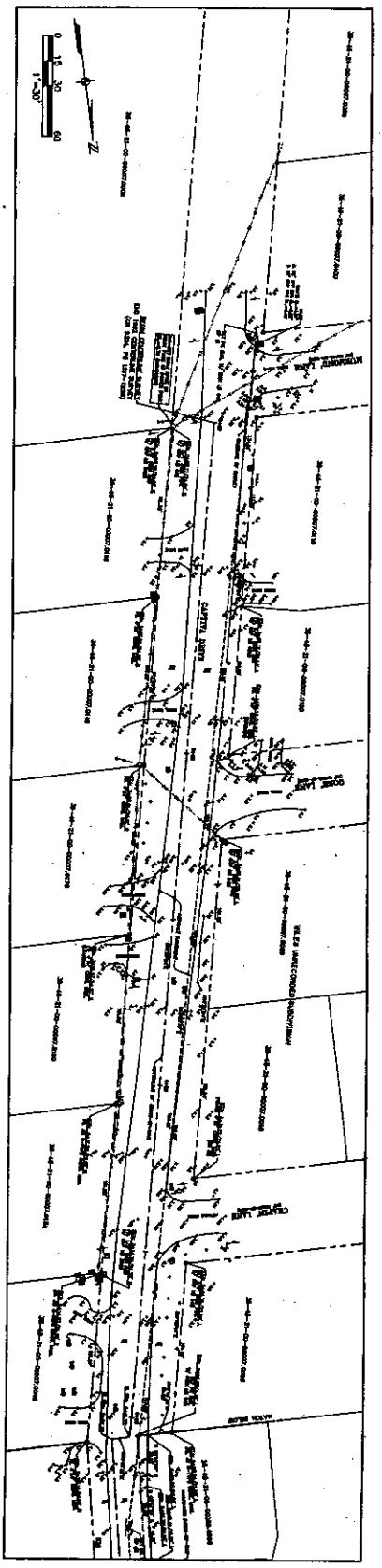


CAPTIVA DRIVE RIGHT-OF-WAY
 LAS COUNTY DEPARTMENT OF TRANSPORTATION
 SECTION 26 & 28, TOWNSHIP 42 SOUTH, RANGE 23 EAST
 CAPTIVA ISLAND, LAS COUNTY, FLORIDA

JOHNSON
 ENGINEERING

1412 S. BAYVIEW BLVD.
 MIAMI BEACH, FLORIDA 33133
 TEL: (305) 531-1111
 FAX: (305) 531-1111

SPECIFIC PURPOSE SURVEY
 DATE: 07/14/03
 PROJECT NO.: 2003040
 FILE NO.: 30-4-21
 SCALE: 1"=30'
 SHEET: 3 OF 4



CAPTIVA DRIVE RIGHT-OF-WAY
 LEE COUNTY DEPARTMENT OF TRANSPORTATION
 SECTION 24 & 25, TOWNSHIP 44 NORTH, RANGE 21 EAST
 CAPTIVA ISLAND, LEE COUNTY, FLORIDA

JOHNSON
 ENGINEERING

3112 JOHNSON STREET
 FORT MYERS, FLORIDA 33901-1800
 TEL: (888) 333-3441
 FAX: (888) 333-3442
 WWW.JOHNSONENGINEERING.COM

SPECIFIC PURPOSE SURVEY				
DATE	PROJECT NO.	TITLE NO.	SCALE	SHEET
07/14/20	20200043	20-4-21	1"=40'	3 OF 4

Maintenance Affidavit

Section: 26 and 35 Twp. 45-S, Rge. 21-E
County Road: Captiva Drive
County: Lee
Project: Right of Way

AFFIDAVIT

STATE OF FLORIDA
COUNTY OF LEE

Before me, the undersigned authority, personally appeared CARROLL JOHNSTON,
whose address is 45 Brock Road, Venus, FL 33960, who after being sworn, deposes and says:

That he has been employed by the County of LEE for the past 25 years, and is now
employed by said LEE COUNTY as Maintenance Supervisor.

The deponent knows and verily says that LEE COUNTY, through its employees and
contractors, has maintained Captiva Drive in LEE COUNTY for the continuous widths as
measured at right angles to the road centerline, viz:

FROM STATION	TO STATION	WIDTH MAINTAINED	LOCATION WITH REFERENCE TO EXISTING ROAD CENTER
0+00.00	39+12.05	Min. 30' Max. 50'	According to LEE CO. DOT right-of-way map attached hereto and made a part hereof.

(Length – 0.75 miles)

and that such maintenance by said LEE COUNTY has been continuous for the period of time
from 1980 to 2005.

Carroll Johnston
DEPONENT

Sworn to and subscribed before me
this 11 day of August
A.D. 2005.

(The foregoing instrument was)
(acknowledged before me by)
(CARROLL JOHNSTON)
(who has produced a Fla.)
(DRIVER'S LICENSE)
(No. J523-104-48-044-0)
(and who did take an oath.)

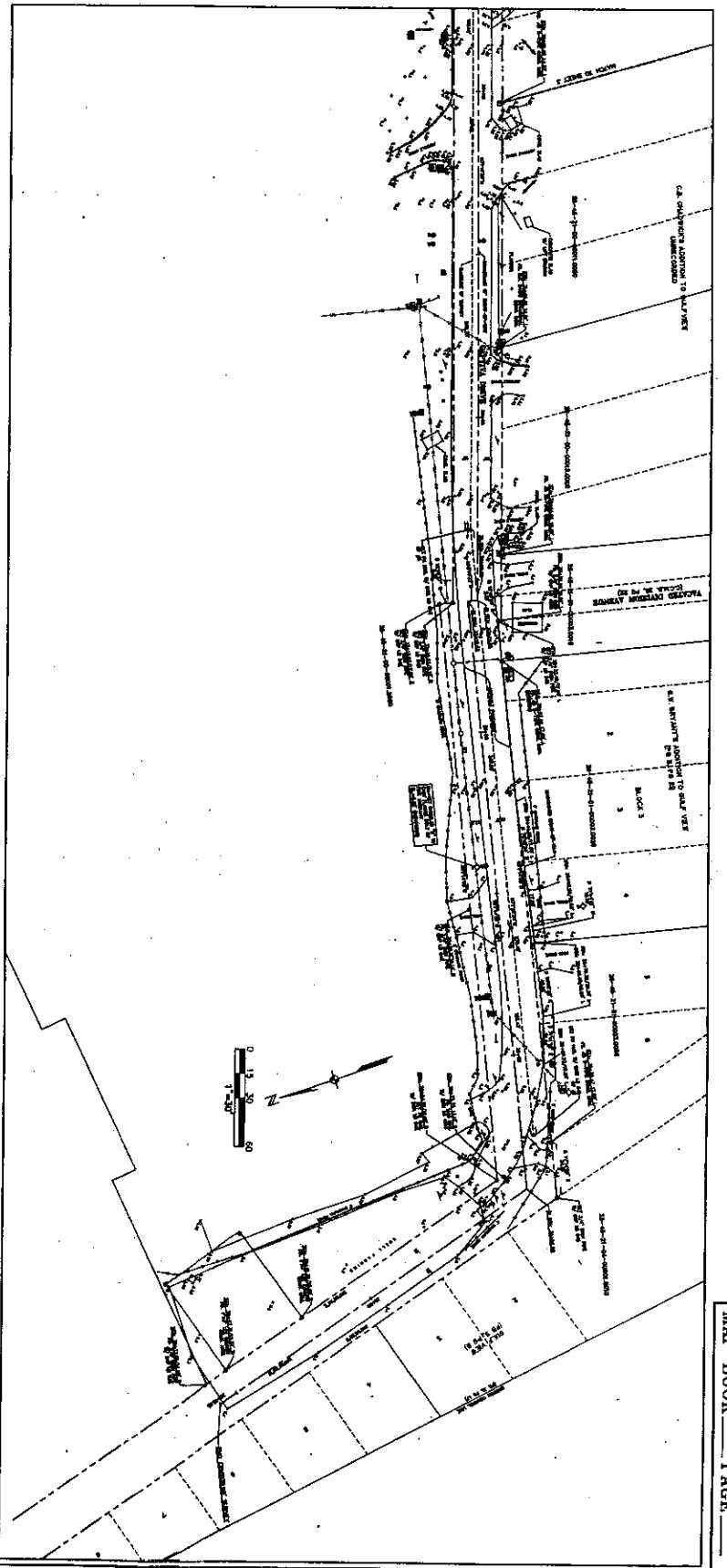
STATE OF FLORIDA
COUNTY OF LEE
Frances Shahbazian
NOTARY PUBLIC
State of Florida at Large

Frances Shahbazian
Printed Name of Notary Public

My Commission Expires: June 3, 2009

This instrument prepared by:
Arthur W. Parsons, County Surveyor
Lee County Department of Public Works





PROPERTY CONTROL POINTS
TYPICAL WEST SIDE AND VIEW / 1800 ADJUSTMENT

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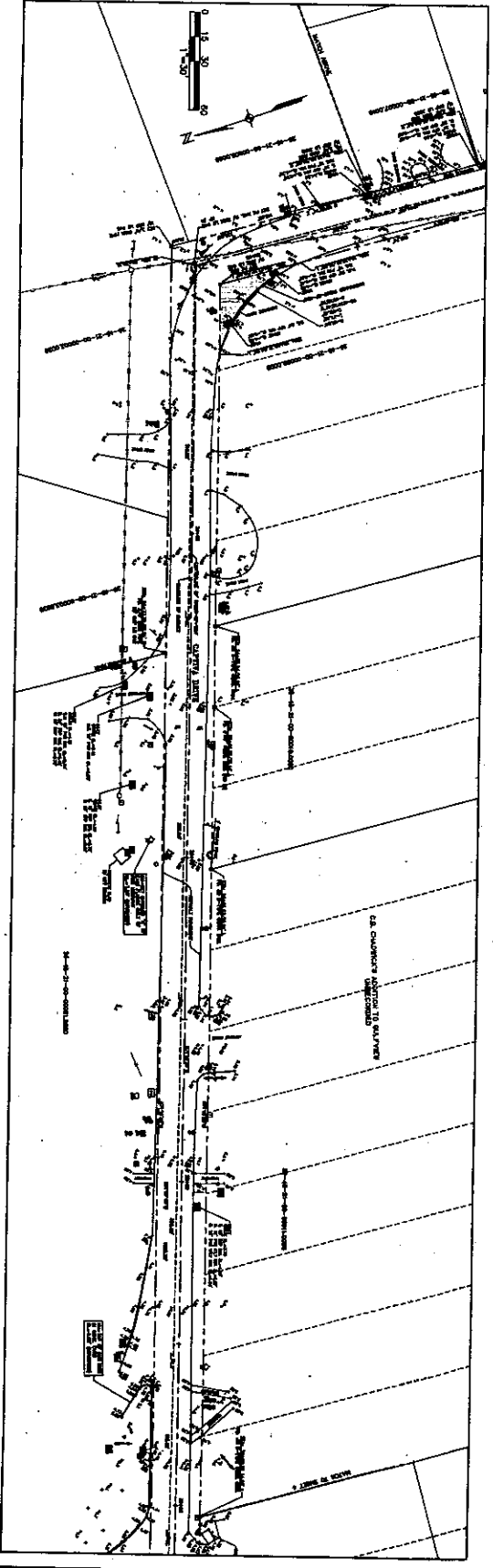
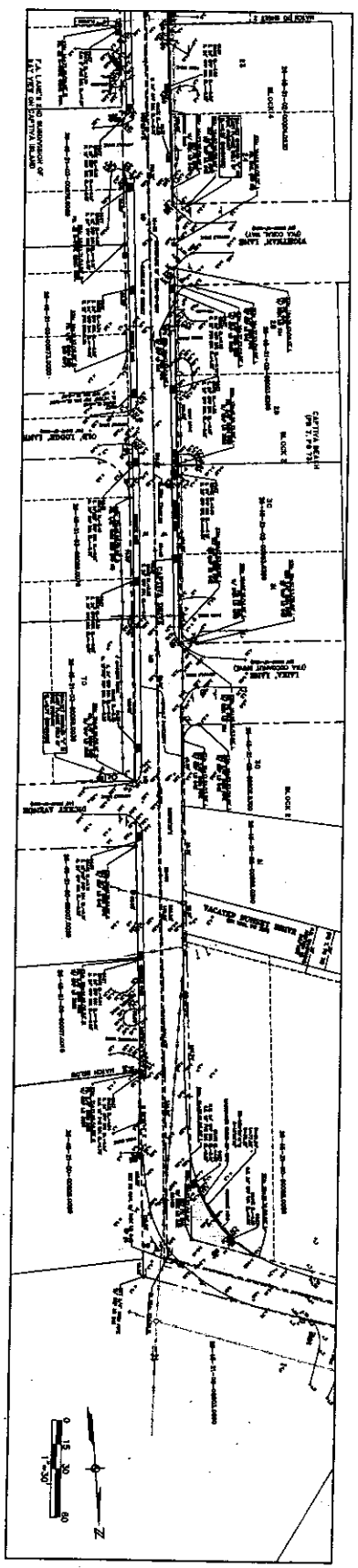
CAPTIVA DRIVE RIGHT-OF-WAY
 LEE COUNTY DEPARTMENT OF TRANSPORTATION
 SECTION 24 & 25, TOWNSHIP 24 SOUTH, RANGE 21 WEST
 CAPTIVA BEACH, LEE COUNTY, FLORIDA

JOHNSON
 ENGINEERING

318 JOHNSON STREET
 FORT MYERS, FLORIDA 33901-1800
 PHONE: (889) 333-0204
 FAX: (889) 333-0204
 E-MAIL: J@JOHNSON-ENG.COM

SPECIFIC PURPOSE SURVEY

DATE	PROJECT NO.	SHEET NO.	SCALE	SHEET
07/14/06	20003443	32-0-31	1"=30'	1 OF 4



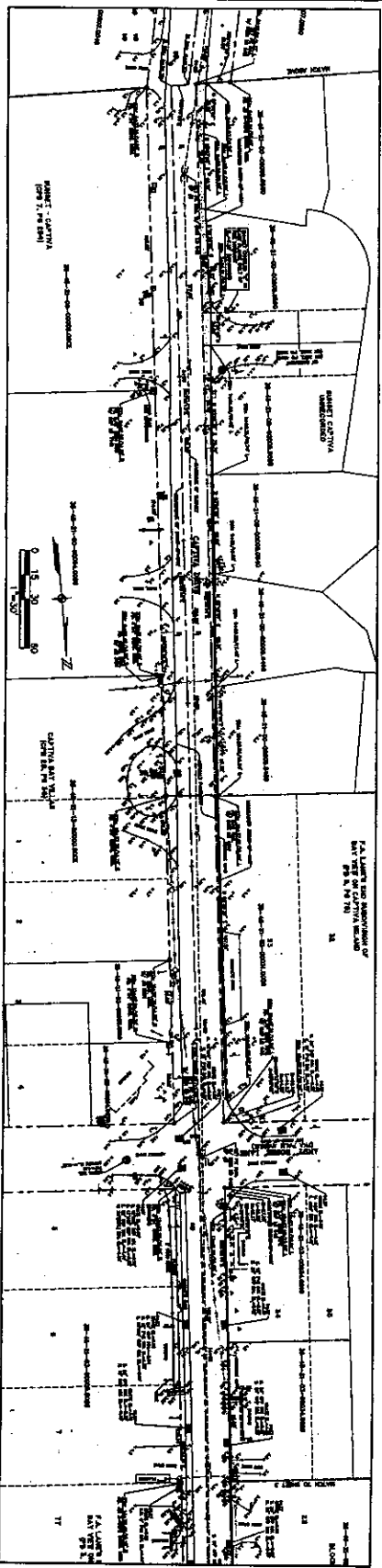
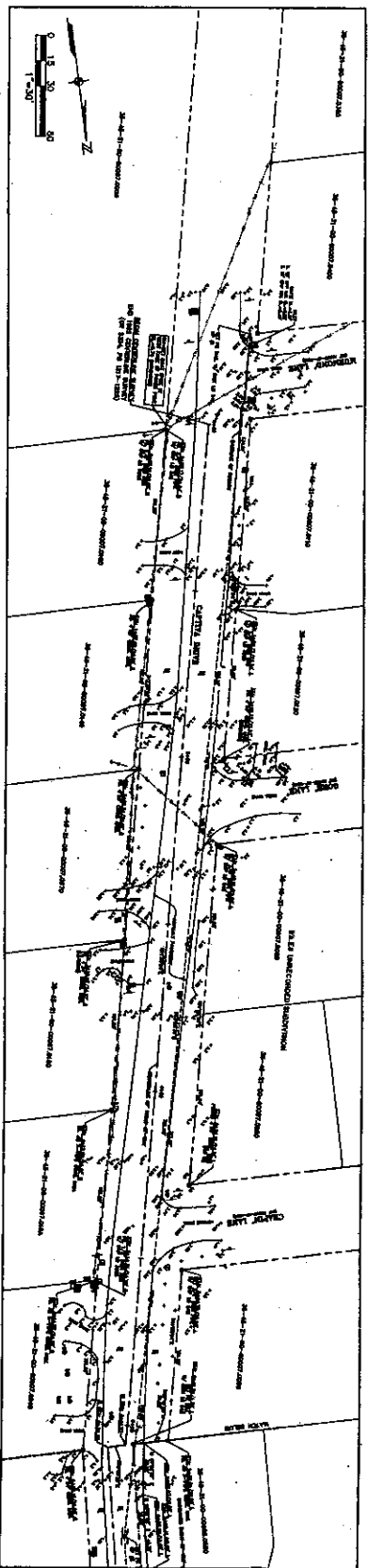
CAPTIVA DRIVE RIGHT-OF-WAY
 THE COUNTY DEPARTMENT OF TRANSPORTATION
 SECTION 24 & 25, TOWNSHIP 49 NORTH, RANGE 21 EAST
 CAPTIVA ISLAND, LEE COUNTY, FLORIDA

JOHNSON
 ENGINEERING

1118 JOHNSON BLVD.
 FORT MYERS, FLORIDA 33901-1800
 TEL: (889) 341-3444
 FAX: (889) 341-3444

SPECIFIC PURPOSE SURVEY

DATE	PROJECT NO.	FILE NO.	SCALE	SHEET
07/16/08	2008043	24-42-11	1"=40'	3 OF 4



CAPTIVA DRIVE RIGHT-OF-WAY
 LISB COUNTY DEPARTMENT OF TRANSPORTATION
 SECTION 16 & 31, TOWNSHIP 43 SOUTH, RANGE 21 EAST
 CAPTIVA TOWNSHIP, LISB COUNTY, MINN. 12

JOHNSON
 ENGINEERING

118 JOHNSON CENTER
 1000 W. WYOMING AVE.
 PORT HURON, MICHIGAN 48130
 TEL: (810) 321-1111
 FAX: (810) 321-1111

SPECIFIC PURPOSE SURVEY

DATE	PROJECT NO.	FILE NO.	SCALE	SHEET
07/14/08	0808043	30-4-11	1"=30'	3 OF 4