BOARD OF COUNTY COMMISSIONERS

Dave Eggers Pat Gerard Charlie Justice Janet C. Long John Morroni **Karen Williams Seel** Kenneth T. Welch



MEMORANDUM

TO:

Norman D. Loy, Deputy Clerk

BCC Records

FROM:

Sean P. Griffin

Real Property Manager

SUBJECT:

PETITION TO VACATE – Jed P. and Jill E. Weber

File No. 1551

CATS 50587

Legistar 18-1707A

Property Address: 1784 Sanctuary Place, Crystal Beach, Fl 34681

DATE:

October 11, 2018

Enclosed herewith are the following originals:

Petition to Vacate

Copy of the Legal Description (Original signed and sealed Legal is attached to the Resolution) **Application and Findings of Fact**

Letters of no objection from:

Bright House Duke Energy

Frontier

Pinellas County Utilities Engineering

Seaside Sanctuary Residents Association, Inc.

TECO Electric TECO Peoples Gas

WOW!

Receipts dated 9-MAR-2018 and 24-SEP-2018 and copy of checks #131 and #157 in the amount of \$750.00.

Please set the public hearing for the BCC meeting of December 11, 2018, place the necessary newspaper advertising in accordance with State Statute 177.101 (which requires advertising not less than in two weekly issues prior to the Public Hearing and no advertising required following the hearing), and mail notices of the public hearing date to the owners shown on the attached list. Thank you

> **Pinellas County** Real Estate Management 509 East Ave. S.

Clearwater, FL 33756 Main Office: (727) 464-3496

FAX: (727) 464-5251 V/TDD: (727) 464-4062



SUBMITTED TO THE BOARD OF COUNTY COMMISSIONERS OF PINELLAS COUNTY, FLORIDA

PETITION TO VACATE, EASEMENTS, PUBLIC RIGHTS-OF-WAY OR ALLEYS

Name of Petitioners

Comes now your Petitioner's, Jed P. Weber and Jill E. Weber

and respectfully requests this Honorable Board of County Lands described in legal described and by this reference many the second seco	cription attached
Your petitioners represent that: 1) the petitioners own the the plat (easement) that is sought to be vacated; 2) the va	_
any surrounding property or property owners, and that the	above described property does not now serve
and is not needed for any public purpose; 3) the interest of	of the public will not be adversely affected by
this vacation, nor will such vacation affect the ownership	, or the right of convenient access, of persons
owning any other parts of said subdivision.	
Jed P. Weber	affirm that the forgoing statements are true:
STATE OF FLORIDA COUNTY OF PINELLAS	
Sworn to (or affirmed) and subscribed before me this by Jed P. Weber and Jill E. Weber. He/She is personally knas identification, and who did (did not) take	nown to me, or has produced FIDL
	TARY Utty Vst t Name Anhgora Kastrati
My Commission Expires: Com	mission Number:

LEGAL DESCRIPTION and SKETCH

THIS IS NOT A SURVEY

LEGAL DESCRIPTION - EASEMENT VACATION AREA

A PORTION OF A 20.00 FOOT WIDE MAINTENANCE, UTILITY AND DRAINAGE EASEMENT LYING WITHIN TRACT "A", SEASIDE SANCTUARY, ACCORDING TO THE MAP OR PLAT THEREOF AS RECORDED IN PLAT BOOK 101, PAGES 70 AND 71, OF THE PUBLIC RECORDS OF PINELLAS COUNTY, FLORIDA, SAID PARCEL LYING NORTH OF AND ADJACENT TO LOT 34, OF SAID SEASIDE SANCTUARY, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE NORTHWEST CORNER OF SAID LOT 34; THENCE S89°20'51"E, ALONG THE SOUTH BOUNDARY OF SAID TRACT "A", A DISTANCE OF 78.88 FEET TO THE POINT OF BEGINNING; THENCE N18'45'23"E, A DISTANCE OF 8.62 FEET; THENCE S80°49'20"E, A DISTANCE OF 55.29 FEET TO A POINT LYING ON SAID SOUTH BOUNDARY OF TRACT "A"; THENCE N89°20'51"W, ALONG SAID SOUTH BOUNDARY OF TRACT "A". A DISTANCE OF 57.36 FEET TO THE POINT OF BEGINNING.

CONTAINING 235 SQUARE FEET OR 0.005 ACRES, MORE OR LESS.

PREPARED FOR

JED & JILL WEBER

Reviewed by: CH 562

Date: 9-17-18

SFN# 501-1551

SHEET 1 OF 2

CERTIFICATION: I HEREBY CERTIFY TO THE BEST OF MY KNOWLEDGE AND BELIEF THAT THE LEGAL DESCRIPTION AND SKETCH SHOWN HEREON SUBSTANTIALLY MEETS THE STANDARDS OF PRACTICE FOR LAND SURVEYING DESCRIBED IN THE STATE OF FLORIDA RULE 5J-17, F.A.C. FURTHERMORE, THIS CERTIFICATION SHALL NOT EXTEND TO ANY OTHER PERSONS OR PARTIES OTHER THAN THOSE NAMED HEREON AND SHALL NOT BE VALID AND BINDING AGAINST THE UNDERSIGNED SURVEYOR WITHOUT THE ORIGINAL RAISED SEAL AND SIGNATURE OF THE FLORIDA LICENSED SURVEYOR AND MAPPER.

Llenge A Whimp II

GEORGE A. SHIMP III. PROFESSIONAL SURVEYOR & MAPPER No. 6137

JOB NUMBER: 140083C DATE SURVEYED: N/A
DRAWING FILE: 140083C-1.DWG DATE DRAWN: 7-25-2018
LAST REVISION: N/A X REFERENCE: 140083

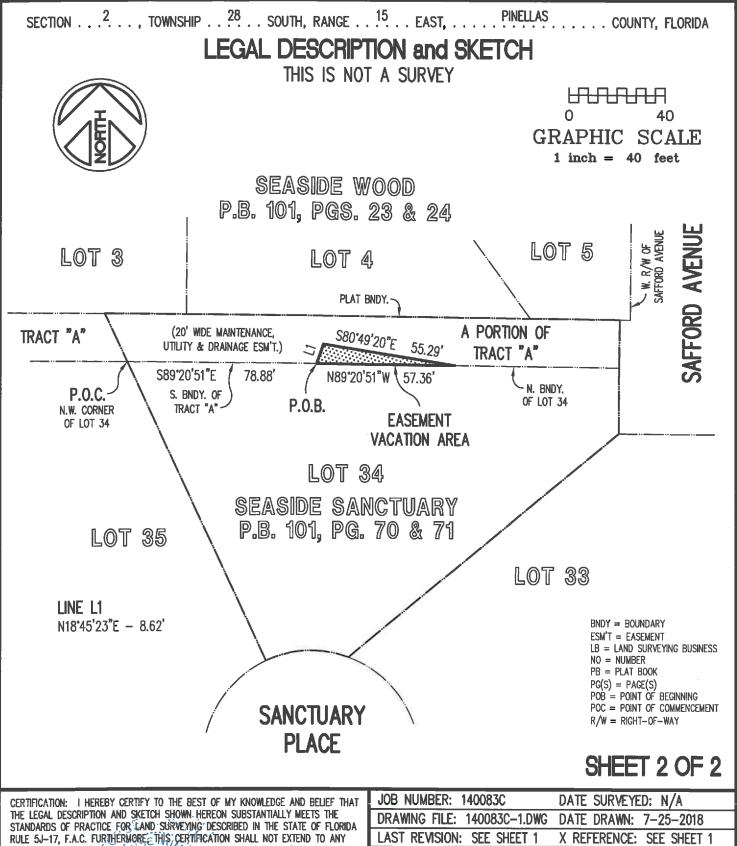


LB 1834

GEORGE A. SHIMP II AND ASSOCIATES, INCORPORATED

LAND SURVEYORS LAND PLANNERS

3301 DeSOTO BOULEVARD, SUITE D
PALM HARBOR, FLORIDA 34683
PHONE (727) 784-5496 FAX (727) 786-1256



RULE 5J-17, F.A.C. FURTHERMORE THIS CERTIFICATION SHALL NOT EXTEND TO ANY OTHER PERSONS OR PARTIES OTHER THAN THOSE NAMED HEREON AND SHALL NOT BE VALID AND BINDING AGAINST THE UNDERSIGNED SURVEYOR WITHOUT THE ORIGINAL RAISED SEAL AND SIGNATURE OF THE FRORIDA LICENSED SURVEYOR AND MAPPER.

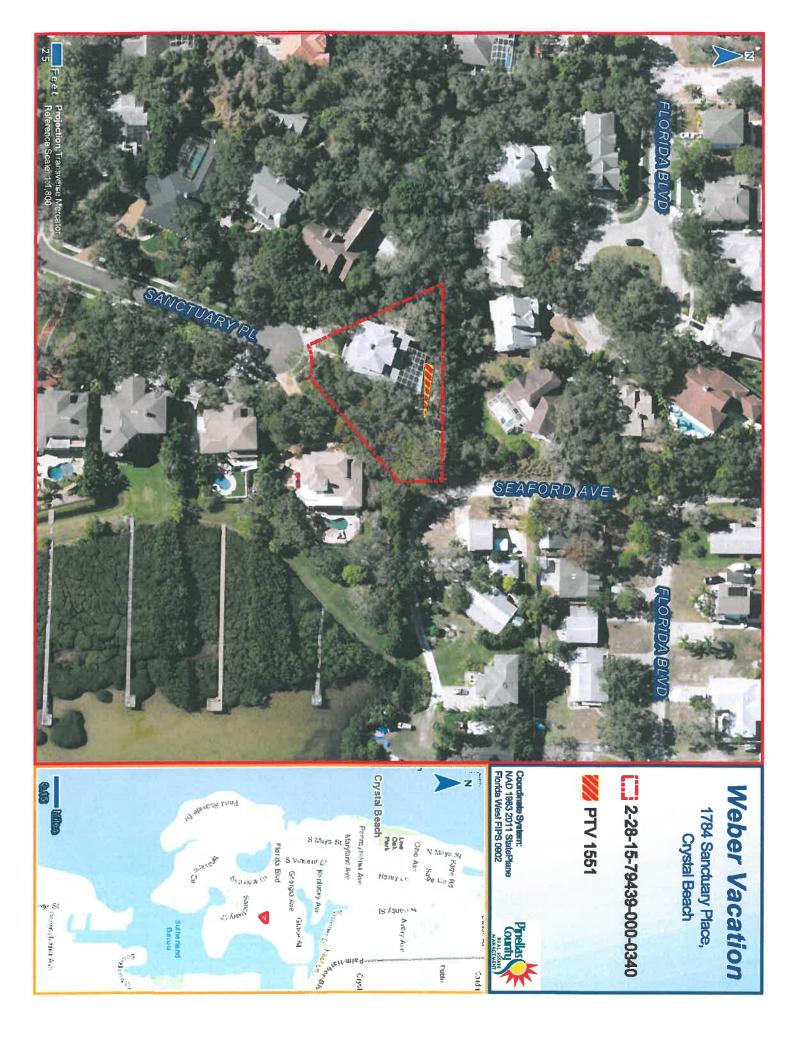
GEORGE A. SHIMP III. PROFESSIONAL SURVEYOR & MAPPER No. 6137



GEORGE A. SHIMP II AND ASSOCIATES, INCORPORATED

LAND SURVEYORS LAND PLANNERS 3301 DeSOTO BOULEVARD. SUITE D PALM HARBOR, FLORIDA 34683 PHONE (727) 784-5496 FAX (727) 786-1256

LB 1834



APPLICATION AND FINDINGS OF FACT

FOR PETITION TO RELEASE PLATS OR PORTIONS OF PLAT (EASEMENTS)

	APPLICANT(S): Jed P. Weber Jill E. Weber
	Address: $0.0.Bo \times 560$
	City, State, Zip: Crystal Beach, FL 34681
	Daytime Telephone Number: 727-422-6646
	SUBJECT PROPERTY ADDRESS: 1784 Sanctuary Place City, State, Zip: Crystal Beach, FL 34681 Property Appraiser Parcel Number: 2/28/15/79439/000/0340
	City, State, Zip: Crystal Deach, PC 39681
*	Property Appraiser Parcel Number: 2/28/15/19497/500/0340
	PLEASE ANSWER THE FOLLOWING QUESTIONS TO THE BEST OF YOUR KNOWLEDGE
	1. The right-of-way or alley is:open and usedXunopened "paper" street
	2. Is there a pending "Contract for Sale"? Yes XNo
	If yes, please list all parties involved in the sales contract:
	3. Is a corporation involved as owner or buyer? If yes, please give corporation name and list corporate officers:
	——————————————————————————————————————
	No
	4. Complete subdivision name as shown on the subdivision plat:
	* Seasid, Sanctuary
	5. Subdivision Plat Book Number Page number(s)
	3. Subdivision Trac book Number rage number(s)
	6. Is there a Homeowners Association?YesNo
	7. Reason(s) for requesting this release – check all that apply:
	-Need to release to clear an existing encroachment: Pool Screened Pool & Deck Building Other
	-Need to release to clear title: Yes No

	-Want to release to allow for: Pool Screened Pool/Deck Building Addition Other
	-Want to vacate to include the vacated right of way or alley into my property for: Increased property size Prohibiting unwanted use of the area
	Other:
8. Is Bo	oard of Adjustment required? Yes No
	rmine if a variance is required, please call the BUILDING DEVELOPMENT W SERVICES DEPARTMENT at 464-3888.
9. Pleas	se provide any relevant additional comments:
req	inyone has assisted you with the preparation of this form, gathering of information uesting information on your behalf, please list their name, title, address and phone nber below.
Name_	Title
Address	Phone
	CITIZEN DISCLOSURE
11	
of Pineli	las County Government. That person is,
	d in the Department of, or Office of
·	, Elected Official.
	2) I am not aware of any current family relationship to any employee, or
Elected (Official, of Pinellas County Government.
_	3) I am an employee of Pinellas County Government, in the
	Department, or the Office of
	, Elected Official.
isting of: f	of family relationship, for the purposes of this document, is the immediate family ather, mother, brother, sister, half-brother or sister, adopted brother or sister, or by law ther-in-law, mother-in-law, brother-in-law, or sister-in-law.
	APPLICANT(S) SIGNATURE
DATE:	MAR 1 2 20
	Ja (Non



October, 3 2018

Re: vacate of a portion of easement at rear of lot 34 seaside sanctuary. Better known as

1784- Sanctuary place

XX	X Bright House Networks has no objections.
	Bright House Networks has no objections provided easements for our facilities are Retained / granted
	Bright House has no objections provided applicant bears the expense for relocation of any Bright House facilities to maintain service to customers affected by the proposed Vacate.
	In order to properly evaluate this request, Bright House will need detailed plans of facilities proposed for subject areas.
]	Bright House has facilities within this area, which may conflict with subject project Please call 811 for locating. SEE NOTES
	Bright House requires 30 days written notice prior to construction start date to relocate their facilities.

NOTES:

Sincerely, Ted Bingham Bright House Networks Field Engineer Pinellas County 727-329-2847

Jason.McDarby@duke-energy.com

o 727.562 5706 f 727-562-5753



September 20, 2018

Jeb Weber PO Box 560 Crystal Beach, Florida 34681

RE: Approval of a vacation of a portion Tract A

1754 Sanctuary Place, Crystal Beach, Florida

02-28-15-79439-000-0340

Dear Mr. Weber,

Please be advised that Duke Energy Florida, LLC., Distribution Department and Transmission Department has "NO OBJECTIONS" to the vacation of a portion of Tract A as shown on the attached Exhibit "A" -sketch job number 140083c.

If I can be of further assistance, please do not hesitate to contact me.

Sincerely,

Jonathan Kasper on behalf of

Jason McDarby Real Estate Rep

Land Services - Florida



Frontier Communications 1280 Cleveland St. Clearwater, FL USA 33755 Office: (727) 462-1760

Fax: (727) 562-1175 Mobile: (941) 266-9218

Email: stephen.waidley@ftr.com

9/18/2018

RE: Petition to Vacate Easement – 1784 Sanctuary Place

Dear Mr. Weber,

Attn: Jed Weber

☑ Our records do not indicate that the	ere are Frontier Communication	tions facilities in the	area of the Plat
request as per the attachment provide	ed.		

	nced request as per the	e attachment.
--	-------------------------	---------------

☐ Fro	ntier	Communi	cations	objects	to the	above	referenced	request	as per	the atta	chment.
-------	-------	---------	---------	---------	--------	-------	------------	---------	--------	----------	---------

☐ Frontier Communications has facilities within the proposed vacate area. A recordable non-exclusive Easement in favor of Frontier will be required for Frontier Communications facilities to remain in the proposed vacated R.O.W.

☐ Frontier Communications has facilities in the area, which may be in conflict with your proposed construction plans. Please contact "Sunshine State One-Call of Florida, Inc." by dialing 811, 48 hours prior to the start of your work to have these facilities located for you. Please take all necessary precautions to protect and avoid damage of these facilities during your construction.

☐ Frontier Communications has facilities in the area, which may be in conflict with your proposed construction plans. Please send a set of construction plans and references to the Frontier Communications Engineering Department in regards to the above project.

☐ Frontier Communications has facilities in the area of your proposed construction. Prepayment is required to markup a set of construction plans in order to confirm and accurately depict Frontier Communications facilities. There will also be a reimbursement of all costs required for relocation/adjustments of Frontier Communications facilities needed to accommodate the proposed construction project.

Please call me if you have any questions or need any additional information at (941) 266-9218.

Sincerely,

Stephen Waidley
Frontier Communications
Regional Rights of Way & Municipal Affairs Manager



Dave Eggers
Pat Gerard
Charlie Justice
Janet C. Long
John Morroni
Karen Williams Seel
Kenneth T. Welch



February 12, 2018

Jed P. Weber PO Box 560 Crystal Beach, FL 34681

RE: Petition to Release 20' rear easement 1784 Sanctuary Pl, Crystal Beach, Florida Section 2, Township 28S, Range 15E

Dear Mr. Weber,

We are in receipt of your email requesting a response to the release of the 20' rear easement on the above referenced property. Pinellas County Utilities does not have any potable water, sanitary sewer, or reclaimed water facilities in this easement and has "No Objection" to this request.

If you have any questions, please do not hesitate to contact me at (727) 464-8418.

Sincerely,

Kelly J. O'Brien

Engineering Specialist II Pinellas County Utilities



SEASIDE SANCTUARY RESIDENTS ASSOCIATION, INC.

11902 Race Track Road Tampa, Florida 33626 Tel: (813) 855-4860 or (727) 771-7753 Fax: (813) 855-5692

February 5, 2018

Mr. Jed Weber PO Box 560 Crystal Beach, FL. 34681

RE: Release of Easement, Lot 34

Dear Mr. Weber:

The Seaside Sanctuary Residents Assn. is in receipt of your request for a Release of Easement in order to remodel your pool. This letter serves as a **NO OBJECTION** by the Association to your pool remodel. We hereby grant you the requested Release of Easement as detailed in the Legal Description and sketch you provided.

Respectfully,

Thomas Marth, President

The Seaside Sanctuary Residents Assn

Encl (2)



Crystal Corbitt Distribution Easement Coordinator, Real Estate Real Estate
Office: 813.228.1091
FAX: 813.228.1376
clcorbitt@tecoenergy.com

AN EMERA COMPANY

January 31, 2018

Jed P Weber PO Box 560 Crystal Beach, FL 34681

RE: Petition to Release, 1784 Sanctuary Place, Crystal Beach, FL 34681

Jed P Webber:

Please be advised that Peoples Gas System, a division of Tampa Electric Company has no interest in any easements that may or may not be a matter of public record. We have no objection to such easements being released.

If you have any questions, please feel free to contact me.

Thank you,

Crystal L. Corbitt

Distribution Easement Coordinator

Real Estate Services



September 20, 2018

Jed P. Weber P.O. Box 560 Crystal Beach, FL 34681

RE:

Petition to Release

Seaside Sanctuary, PB 101, PG 70

Section 02, Township 28 South, Range 15 East, Pinellas County, FL

Dear Mr. Weber,

Tampa Electric Company does not serve the subject area therefore does not object to the Petition to Release for the abovementioned property; more particularly described as follows:

See Legal Description attached hereto and by reference made a part hereof.

If you have any questions or concerns, you may contact me at (813) 228-1424 or tileggatt@tecoenergy.com.

Sincerely,

Taylor J. Leggatt Real Estate Services



it's that kind of experience.

wowway.com WOW! Internet • Cable • Phone

February 14, 2018

Jed P. Weber 1784 Sanctuary Place Crystal Beach, FL 34681

Re: Petition to vacate the 20' (ft.) wide platted Maintenance, Utility & Drainage Easement lying North of and adjacent to LOT 34, SEASIDE SANCTUARY (aka: 1784 Sanctuary Place)

Mr. Weber:

Thank you for contacting Wide Open West (WOW!) with the subject request.

XX WOW! has 'NO OBJECTION'.

In order to properly evaluate this request, WOW! will need plans identifying the specific area/location concerning the subject request.

WOW! maintains facilities within this area that may conflict with the subject request. WOW! has no objections provided easements are granted for our utility routes.

Please contact me with any questions concerning this conditional response.

WOW!
Jay Young
Construction Technician
3001 Gandy Blvd. N.
Pinellas Park, FL 33782

Sincerely,

Jay Young

Construction Technician

WOW!

(727) 239.0156 Office (727) 235.1553 Cell

jay.young@wowinc.com

PETITION TO RELEASE **PUBLIC HEARING**

For your information, below please find the steps necessary for the Real Estate Division to prepare your petition for the public hearing.

At the time you bring in the completed application, letters of no objection and all documents requested, a \$350.00 non-refundable application fee is required to begin the petition to release or release of easement application. When the County staff review and approval of the application is complete, you will be notified by mail and requested to submit the Petition to Release form together with the \$400.00 filing and advertising fee, and all pertinent fees associated with approval of the request. Upon receipt of the check, made payable to the Board of County Commissioners (BOCC), and the Petition, the PETITION TO RELEASE PACKAGE is prepared by County staff for presentation to the BOARD OF COUNTY COMMISSIONERS as a public hearing agenda item.

FYI, below are the steps necessary for the Real Estate Division to prepare for the public hearing include:

ADVERTISEMENT

In accordance with Florida State Statute 177.10, the date of the public hearing will be advertised " by publishing legal notice in a newspaper of general circulation in the county in which the parcel of land is located, in not less than two weekly issues of said paper". The advertisement is placed in the paper by the Clerk of the Circuit Court, Board Records Section.

ADVERTISEMENT

In accordance with Florida State Statute 336.09, 336.10, & 336.12, "the Commissioners shall hold a public hearing and shall publish notice thereof, one time in a newspaper of general circulation in the county in which the parcel of land is located, at least two weeks prior to the date stated therein for such hearing". Following the Public Hearing, "Notice of the adoption of the Resolution by the Commissioners shall be published one time, within 30 days following its adoption, in one issue of a newspaper of general circulation". These advertisements are placed in the paper by the Clerk of the Circuit Court, Board Records Section.

JILL E WEBER JED P WEBER PO BOX 560			131 63-1643/631
CRYSTAL BEACH, FL 34681		3/9/18	Date OQ
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Jefferson Ban	k		Deposition b
Oldsmar, Florida 34677-63 For 1784 Sancto	og Place		
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PETITION TO RELEASE PUBLIC HEARING

For your information, below please find the steps necessary for the Real Estate Division to prepare your petition for the public hearing.

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JILL E WEBER JED P WEBER PO BOX 560	
CRYSTAL BEACH, FL 34681	157 63-1643/831
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Jefferson Bank Oldsmar, Florida 34677-6309	ars of
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PROPERTY OWNER COURTESY NOTIFICATION LIST FOR FILE #1551

PETITIONERS

JED WEBER JILL WEBER P. O. BOX 560 CRYSTAL BEACH, FL 34681-0560

ADJACENT PROPERTY OWNERS NOTIFICATION LETTER SENT TO THESE OWNERS BY THE CLERK OF THE CIRCUIT COURT – BCC RECORDS DIVISION

REAL PROPERTY DIVISION ATTN: CYNTHIA M. HARRIS 509 EAST AVENUE S CLEARWATER, FL 33756

REAL ESTATE MANAGEMENT

ATTN: ANDREW W. PUPKE 509 EAST AVENUE S CLEARWATER, FL 33756

TOWLE, CRAIG TOWLE, PAULA P. O. BOX 1145 CRYSTAL BEACH, FL 34681-1145

ROHLAND, FRANK ROHLAND, ANITA P. O. BOX 234 CRYSTAL BEACH, FL 34681-0234 HEINEN, RICHARD HEINEN, BARBARA P. O. BOX 401 WINDMERE, FL 34786-0401

NELSON, JAMES P P. O. BOX 946 CRYSTAL BEACH, FL 34681-0946

MCCAFFREY, JANE F P. O. BOX 896 CRYSTAL BEACH, FL 34681-0896 LACEY, RONALD AUSTIN-LACEY, DIANNA L 875 12TH STREET PALM HARBOR, FL 34683-4341

BALDWIN, JENNIFER E GREEN, CHERIE A P. O. BOX 550 CRYSTAL BEACH, FL 34684-0550

CARR, FRANK JOSEPH III 4905 34TH STREET S APT 500 ST. PETERSBURG, FL 33711-4511

REQUEST FOR ADVERTISING

TO:	BCC Records		
FROM:	Sean P. Griffin, Manager Real Estate Management /Real Property Division		
RE:	Petition to Vacate Public Hearing		
	File No. 1551 – Jed P. and Jill E. Weber		
DATE:	October 11, 2018		
ADVERTISII MEETING, MEETING.	FION OF EASEMENT IS DONE UNDER STATE STATUTE 177.101. NG IS REQUIRED IN TWO WEEKLY ISSUES PRIOR TO THE WITH NO ADVERTISING REQUIREMENT AFTER THE FIACHED: Yes XXX No		
REQUIRES S	SPECIAL HANDLING: Yes NoXXX_		
NEWSPAPE	R: St. Petersburg Times Pinellas Review XXX		
DATE(S) TO	APPEAR: <u>11/23/2018 and 11/30/2018</u>		
SIZE OF AD			
SIZE OF HEADER:			
SIZE OF PRINT:			
SPECIAL IN	STRUCTIONS OR COMMENTS:		
R:\REAL Ad Form.doc	PROPERTY/VACATIONS AND RELEASES/PETITIONS-PENDING 1500'S/File#1551-V Weber/Req		

NOTICE OF PUBLIC HEARING

Notice is hereby given that on December 11, 2018, beginning at 6:00 P.M., a public hearing will be held by the Board of County Commissioners in the County Commission Assembly Room, Fifth Floor, Pinellas County Courthouse, 315 Court Street, Clearwater, Florida, 33756, to consider the petition of Jed P. Weber and Jill E. Weber, to vacate, abandon and/or close the following:

A portion of a 20 foot wide maintenance, utility and drainage easement lying within Tract A, lying North of and adjacent to Lot 34, Seaside Sanctuary, Plat Book 101, Page 70, lying in Sections 2/28/15, Pinellas County Florida.

Persons are advised that, if they decide to appeal any decision made at this meeting/hearing, they will need to ensure that a verbatim record of the proceedings is made, which record includes the testimony and evidence upon which the appeal is to be based.

IF YOU ARE A PERSON WITH A DISABILITY WHO NEEDS ANY ACCOMMODATION IN ORDER TO PARTICIPATE IN THIS PROCEEDING, YOUR ARE ENTITLED, AT NO COST TO YOU, TO THE PROVISION OF CERTAIN ASSISTANCE. WITHIN TWO (2) WORKING DAYS OF YOUR RECEIPT OF THIS NOTICE, PLEASE CONTACT THE OFFICE OF HUMAN RIGHTS, 400 SOUTH FORT HARRISON AVENUE, SUITE 500, CLEARWATER, FLORIDA 33756, (727) 464-4880 (VOICE), (727) 464-4062 (TDD).

KEN BURKE, CLERK TO
THE BOARD OF COUNTY COMMISSIONERS
By: Norman D. Loy, Deputy Clerk

FILE No.: 1551 Jed & Jill Weber BCC: December 11, 2018

SPECIAL INSTRUCTIONS

- 5 weeks prior to Public Hearing date:

Tuesday of that week Real Estate (Cynthia Harris) coordinates with Jo Lugo for availability on the proposed agenda and gives notice of the proposed number of Petition to Release packages.

- 4 weeks prior to Public Hearing date:

Tuesday of that week Real Estate (Cynthia Harris)
Notifies Jo the actual number of petitions and the names of the petitioners projected to go to the agenda.

- ADVERTISEMENT ACTION:
 - 3 weeks prior to Public Hearing date

Wednesday of that week, the Request to Advertise package for each petition must be delivered to BCC Records (Norman Loy) to meet State Statute advertising requirements. (If any petition package is not approved as of this day, please notify Jo ASAP so they can PULL the item from the Board agenda.)

PLEASE NOTE: When the Request to Advertise package is delivered to Board Records/Norman, a copy of the ad is provided to Jo. Thank you.

R:\REAL PROPERTY\VACATIONS AND RELEASES\PETITIONS-PENDING 1500'S\File#1550-V Boulevard Park Properties\Special Instructions Form.doc