| LEE COUNTY BOARD OF COUNTY COMMISSIONERS AGENDA ITEM SUMMARY BLUE SHEET NO: 20020372-UTL | | | | | | | | | |
|---|--------------------------------|---------------------------|------------------------------|---------------------------|--|------------------------------|--------------------|--|--|
| 1. REQUESTED | MOTION: | | | | | | | | |
| ACTION REQUESTED: Approve final acceptance, by Resolution, and recording of a Utility Easement as a donation, for one 4" diameter fire line, two fire hydrants and gravity main extension serving NORTH TRAIL RV CENTER SOUTH. This is a Developer contributed asset and the project is located on the southwest corner of Orange River Boulevard and Interstate 75. | | | | | | | | | |
| recently redevel | oped RV sale | es facility. | | | | and sanitary sewers | | | |
| WHAT ACTION A Lee County Util | ACCOMPLISH lities Operation | ES: Places tons Manual. | he fire line, hydr | rants and g | avity main | into operation and | l complie | s with the | |
| 2. DEPARTMENT COMMISSION | TAL CATEGO NDISTRICT #: | RY: 10 - UTIL | ITIES C/O | A | 3. MEET | ING DATE: 04~ | 30- <i>6</i> | 1002 | |
| 4. AGENDA: | | 5. REQUIREM | MENT/PURPOSE: | 6. | REQUESTO | R OF INFORMATION | ₫: | | |
| X CONSENT ADMINISTRATIVE APPEALS PUBLIC WALK ON TIME REQUIRED: X COPCIFY) STATUTE ORDINANCE ADMIN. CODE X OTHER | | | | | A. COMMISSIONER: B. DEPARTMENT: Lee County-Public Works C. DIVISION/SECTION: Utilities Division BY: Right Digz, Utilities Director DATE: 4/11/07 | | | | |
| 7. BACKGROUND: The Board granted permission to construct on 08/29/01, Blue Sheet #20010635. The installation has been inspected for conformance to the Lee County Utilities Operations Manual. Satisfactory pressure and bacteriological testing of the water system has been completed. Satisfactory closed circuit television inspection of the gravity collection system has been performed. As-builts have been provided. Engineer's Certification of Completion has been providedcopy attached. Project location mapcopy attached. Waiver of lien has been providedcopy attached. Waiver of lien has been providedcopy attached. Certification of Contributory Assets has been providedcopy attached. 100% of the connection fees have been paid. | | | | | | | | | |
| SECTION | | NSHIP 44S | ccount # OD5366 RANGE 25E | | RICT # 2 | COMMISSIONE | ER ST C | ERNY | |
| 8. MANAGEMEN | | | ICH CH 231 | 2 2131 | 11.01.12 | | | | |
| | | | 9. RECOMME | NDED APP | ROVAL | | | | |
| | (B) PURCH. OR CONTRACTS | (C) HUMAN RESOURCES | (D) OTHER | (E) COUNTY ATTORNEY | | (F) BUDGET SERVICES WW 4 15 | | (G) COUNTY MANAGER | |
| Shundy J. Lavender Date: 412-02 D | N/A Date: | N/A Date: | T. Osterhout | St. 12 | 2 000 | OM Risk | 4.4.9. 18 ec | Hundy S. Lavender Date: 4.12 & V | |
| 10. COMMISSION ACTION: APPROVED DENIED DEFERRED OTHER Rec. by CoAtty Rec. by CoAtty Received by County Admin. | | | | | | | | | |

MARDED TO:

| RESOLUTION | NO. | |
|------------|-----|--|
| | | |

RESOLUTION ESTABLISHING UTILITY ACCEPTANCE OF DEVELOPER CONTRIBUTED ASSETS IN LEE COUNTY, FLORIDA

WHEREAS, it is the desire of Albert J. Erp, Tr. For North Trail Land Trust, owner of record, to make a contribution to Lee County Utilities of water facilities (one 4" diameter fire line, two fire hydrants), and sewer facilities (gravity main extension) serving "NORTH TRAIL RV CENTER SOUTH"; and,

WHEREAS, Lee County Utilities requires proof of a Release of Lien, a Warranty (one-year) on all labor and materials, an accurate value of contributed assets, and right-of-way and/or easement-indemnity granted for all systems being contributed to Lee County Utilities; and,

WHEREAS, all of the above information has been received and approved as complete by Lee County Utilities; and,

WHEREAS, Lee County Utilities has recommended to the Board of County Commissioners that the above-named system be accepted for ownership, operation, and maintenance.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF LEE COUNTY, FLORIDA, that the above facilities, for a contributed value of \$26,753.28 is hereby ACCEPTED and acknowledged as an addition to Lee County Utilities.

| THE FOREGOING RESOLUTION was of | fered by Commissioner |
|---|--|
| who moved for its adoption. The m | otion was seconded by Commissioner ing put to a vote, the vote was as |
| TOTIOWS: | |
| Commissioner Bob Janes (C): Commissioner Douglas St. Ce Commissioner Ray Judah (V-C) Commissioner Andrew Coy: Commissioner John Albion: | rny:(2) |
| DULY PASSED AND ADOPTED this 2002. | day of |
| ATTEST: CHARLIE GREEN, CLERK | BOARD OF COUNTY COMMISSIONERS OF LEE COUNTY, FLORIDA |
| By: DEPUTY CLERK | By:CHAIRMAN |

APPROVED AS TO FORM

OFFICE OF COUNTY ATTORNEY





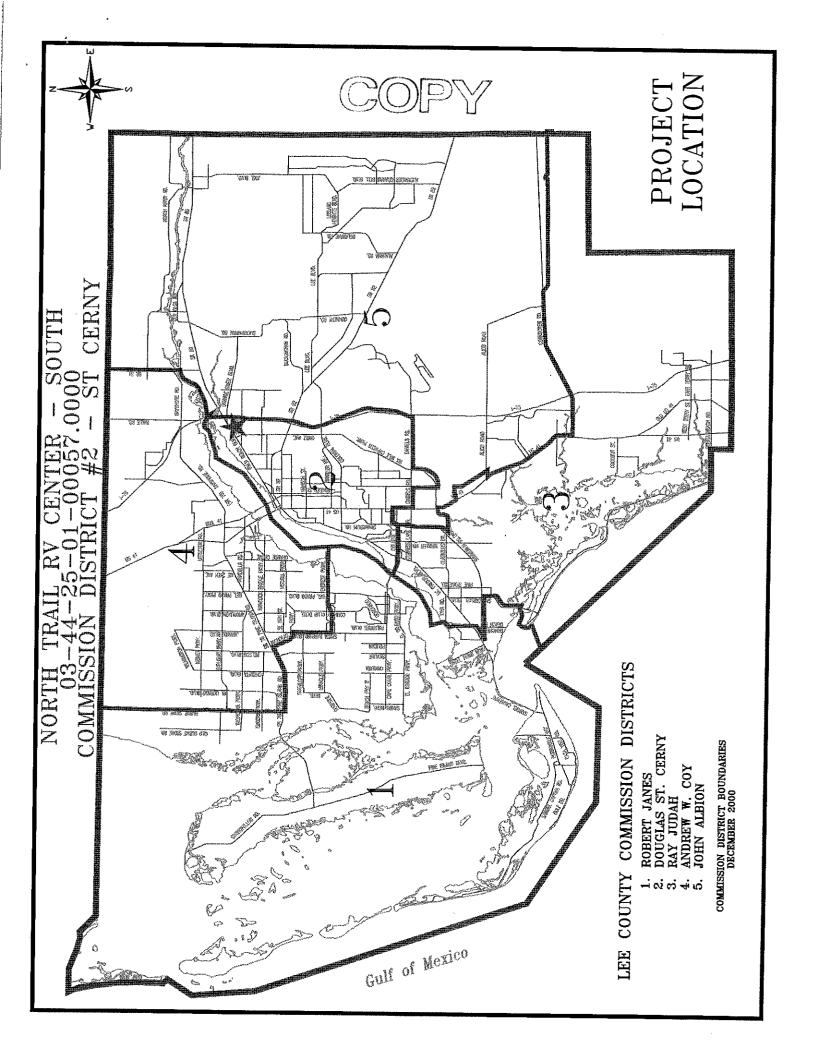
LETTER OF COMPLETION

DATE: <u>01-15-02</u>

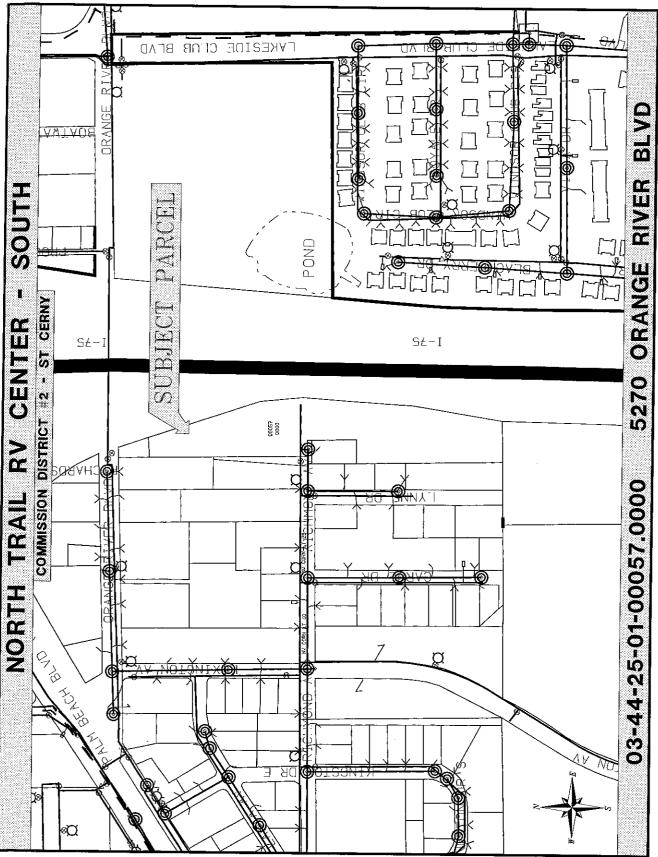
Department of Lee County Utilities Division of Engineering Post Office Box 398 Fort Myers, FL 33902

| Fort Myers, FL 33902 | |
|---|--|
| Gentlemen: | |
| This is to certify that the water distribution and North Trail R.V. Center, Palm Beach Bouleva (Name of Development designed by me and have been constructed) | rd, Lee County Florida opment) |
| X the approved plans | the revised plans, attached |
| and: | |
| X the approved specifications | the revised specifications, attached |
| Upon completion of the work, we observed the Hydrostatic Test for the Water Distribution Sys | e following successful tests of the facilities: stem and Low Pressure Test for Gravity Sewer. |
| Very truly yours, | |
| Morris-Depew Associates, Inc. EB6532 (Owner or Name of Corporation) | |
| (Signature) Ryan M. Shute | |
| PE 54597 (Title) | (SEAL OF ENGINEERING FIRM) |

(DLCU:ENG)









<u>Warranty</u>

THE UNDERSIGNED parties do hereby warrant and/or guaranty all work executed by the contractor on the water and/or sewer systems of (Name of Development):

N. TRAIL R.V. CENTER

to be free from defects in material and workmanship for a period of one (1) year from the date of acceptance by the Lee County Board of County Commissioners. The undersigned parties further agree that they will, at their own expense, repair and replace all such defective work and all other work damaged by said defective work under this Warranty-Guaranty.

It is furthermore understood that the consideration for the giving of this warranty and/or guaranty is the requirement by the General Conditions and Specifications under which the contract was let that such warranty and/or guaranty would be given.

STATE OF FLORIDA)

COUNTY OF LEE)

The forgoing instrument was signed and acknowledged before me this 7th lay of January, 2002 by STEVEN R. GOBLE who is personally known and who

(did) (did not) take an oath.

tary Public Signature

SANDI HUBEART

Printed Name of Notary Public

CC910398

Notary Commission Number

Sandi Hubeart MY COMMISSION # CC910398 EXPIRES February 14, 2004 BONDED THRU TROY FAIN INSURANCE, INC.

(Notary Seal)

7/1/96

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WAIVER OF LIEN

KNOW ALL MEN BY THESE PRESENT, that Steven R. Goble, as President, of Gulf Coast Underground, Inc.for and in consideration of TWENTY SIX THOUSAND SEVEN HUNDRED FIFTY THREE DOLLARS and TWENTY EIGHTY CENTS (\$26753.28) and other good and valuable considerations, lawful money of the United States of America, to me in hand paid, the receipt receipt whereof is hereby acknowledged, does hereby waive, release, remiss and relinquish any and all right to claim any lien or liens for work performed or material furnished, or any kind or class of lien whatsoever on the following described property:

N. TRAIL RV CENTER 5270 ORANGE RIVER BLVD. FT. MYERS, FL 33906

Gulf Coast Underground, Inc.
6421-1 Metro Plantation Road
Ft. Myers, FL 33912

NAME & ADDRESS OF JANNION SORPORATION

AUTHORIZED REPRESENTATIVE

| STATE OF FLORIDA) | |
|---|--|
|) ss: COUNTY OF LEE) | |
| The Forgoing instrum January, 2002 by | nent was signed and acknowledged before me this 7th day of STEVEN R. GOBLE |
| who has produced | (PRINT OR TYPE NAME) Personally Known |
| as indetification, and who (did) (did) Notary Public Signature Sandi Hubeart Printed Name of Notary Public | (Type of Indetification and Number) |
| CC910398 Notary Commission Number | (NOTARY SEAL) |



CERTIFICATION OF CONTRIBUTORY ASSETS

| PROJECT NAME: | NORTH TRAIL R.V. CENTER | | | | | | | | |
|-------------------|--|----------|--|--|--|--|--|--|--|
| LOCATION: | 5270 ORANGE RIVER BLVD., FT. MYERS, FLORIDA | | | | | | | | |
| | Strap # 03-44-25-01, Blk: 00057, Lots:00-20, Blk: 0058, Lots:00-40, 04A, Blk: 0059, Lots: 30,3A,60 | | | | | | | | |
| | Including STRAP) | | | | | | | | |
| NAME AND ADDRES | SS OF OWNER: ALBERT ERP, AS TRUSTEE | | | | | | | | |
| | 5270 ORANGE RIVER BLVD. FT. MYERS, FLORIDA | | | | | | | | |
| | (as shown on Deed) | | | | | | | | |
| TYPE UTILITY SYST | | <u> </u> | | | | | | | |
| | (list water, sewer and effluent reuse separately) | | | | | | | | |

DESCRIPTION AND COST OF MATERIAL, LABOR AND SERVICES

Please list each element of the system, e.g. pipe, manholes, lift stations, meters, valves, fittings, ect.

| <u>ITEM</u> | SIZE | QUANITY | <u>UNIT</u> | COST | TOTAL |
|---------------------------------------|--------------|---------------------------------------|-------------|---------------------------------------|-------------|
| DIP CL-52 | 6" | 68 | LF | \$17.46 | \$1,187.28 |
| F.H. | | 2 | EA | \$3,200.00 | \$6,400.00 |
| TAPPING SLEEVE & VALVE | 8 x 6 | 2 | EA | \$2,200.00 | \$4,400.00 |
| TAPPING SLEEVE & VALVE | 8 x 4 | 1 | EA | \$2,069.00 | \$2,069.00 |
| 45* BEND | 6" | 2 | EA | \$350.00 | \$700.00 |
| BELL RESTRAINTS | 6" | 2 | EA | \$175.00 | \$350.00 |
| BELL RESTRAINTS | 4" | 1 | EA | \$150.00 | \$150.00 |
| DIP CL-52 | 4" | 42 | LF | \$21.00 | \$882.00 |
| FLANGE 45* | 4" | 1 | EA | \$210.00 | \$210.00 |
| OS&YGATE VALVE | 4" | 1 | EA | \$650.00 | \$650.00 |
| GATE VALVE | 2" | 11 | EA | \$350.00 | \$350.00 |
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| | | <u> </u> | | | |
| | · | | | TOTAL AMOUNT: | \$17,348.28 |

(If more space is required, use additional page(s). Number each page and include the name of the project).

I do hereby certify that the quantities of material and services described above are a true and accurate representation of the as-installed cost of the system being contributed to Lee County and corresponds with the record drawings.

President

(Name and Title of Certifying Agent) OF: Gulf Coast Underground, Inc. (Firm or Corporation)

Address: 6421-1 Metro Plantation Road

Fort Myers, FL 33912

STATE OF FLORIDA) COUNTY OF LEE)

The foregoing instrument was signed and acknowledged before me this 7th day of January 2002, by STEVEN R. GOBLE who is personally know and who (did) (did not) take an oath.

Sandi Hubeart

Printed Name of Notary Public

Sandi Hubeart COMMISSION # CC910398 EXPIRES February 14, 2004
BONDED THRU TROY FAIN INSURANCE INC.

(Notary Seal)

07/01/1996



CERTIFICATION OF CONTRIBUTORY ASSETS

| PROJECT NAME: | NORTH TRAIL R.V. CENTER | | | | | | | |
|------------------|--|---|--|--|--|--|--|--|
| LOCATION: | TION: 5270 ORANGE RIVER BLVD., FT. MYERS, FLORIDA | | | | | | | |
| | Strap # 03-44-25-01, Blk: 00057, Lots:00-20, Blk: 0058, Lots: 00-40, 04A | | | | | | | |
| | Blk: 0059, Lots 30,3A, 60 | _ | | | | | | |
| | Including STRAP) | | | | | | | |
| NAME AND ADDRI | ESS OF OWNER: ALBERT ERP, AS TRUSTEE | | | | | | | |
| B1 1.00 | 5270 ORANGE RIVER BLVD. FT. MYERS, FLORIDA | | | | | | | |
| | (as shown on Deed) | _ | | | | | | |
| TYPE UTILITY SYS | | | | | | | | |
| | (list water, sewer and effluent reuse separately) | | | | | | | |

DESCRIPTION AND COST OF MATERIAL, LABOR AND SERVICES

Please list each element of the system, e.g. pipe, manholes, lift stations, meters, valves, fittings, ect.

| <u>ITEM</u> | SIZE | QUANITY | <u>UNIT</u> | COST | TOTAL |
|-------------|--------|---------|-------------|--|------------|
| SDR-26 | 8" | 315 | LF | \$19.00 | \$5,985.00 |
| MANHOLES | 4' DIA | 1 | EA | \$2,484.00 | \$2,484.00 |
| CLEANOUTS | 6" | 3 | EA | \$225.00 | \$675.00 |
| SDR-26 | 6" | 29 | LF | \$9.00 | \$261.00 |
| | | | · | · · · · · · · · · · · · · · · · · · · | \$0.00 |
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| | | | | ** | \$0.00 |
| | | | | TOTAL AMOUNT: | \$0.00 |
| 4 | | | | | \$9,405.00 |

(If more space is required, use additional page(s). Number each page and include the name of the project).

I do hereby certify that the quantities of material and services described above are a true and accurate representation of the as-installed cost of the system being contributed to Lee County and corresponds with the record drawings.

President

(Name and Title of Certifying Agent) OF: Gulf Coast Underground, Inc. (Firm or Corporation)

Address: 6421-1 Metro Plantation Road

Fort Myers, FL 33912

STATE OF FLORIDA) COUNTY OF LEE)

The foregoing instrument was signed and acknowledged before me this 7th day of January 2002, by STEVEN R. GOBLE who is personally know and who (did) (did not) take an oath.

Sandi Hubeart

Printed Name of Notary Public

CC910398

Notary Commission Number

Sandi Hubeart COMMISSION # CC910398 EXPIRES February 14, 2004 SONDED THRU TROY FAIN INSURANCE INC.

(Notary Seal)

00(58) LCC

This Instrument Prepared By:
Lee County Utilities
1500 Monroe Street - 3rd Floor
Fort Myers, Florida 33901

PERPETUAL PUBLIC UTILITY EASEMENT GRANT

| | THIS INDI | ENTURE is made | and | entered in | to this | <u>//</u> day of | FeB | , 2002 | by |
|-------|--------------|--------------------------------|-----------|------------|---------|------------------|----------|---------|-------|
| and | between _ | ALBERT | <u>J.</u> | ERP | | | Owner, | hereina | ifter |
| refer | red to as GF | RANTOR(S), and \underline{l} | <u>EE</u> | COUNTY, | hereina | after referre | ed to as | GRANTE | E. |

WITNESSETH:

- 1. For and in consideration of the sum of TEN DOLLARS (\$10.00) and other good and valuable consideration, the receipt of which is hereby acknowledged and accepted, GRANTOR hereby grants, bargains, sells and transfers to the GRANTEE, its successors and assigns, a perpetual public utility easement situated in Lee County, Florida, located and described as set forth in Exhibit "A", attached hereto and made a part hereof.
- 2. GRANTEE, its successors, appointees and assigns, are granted the right, privilege, and authority to construct, replace, renew, extend and maintain a wastewater collection and/or water distribution system, together with, but not limited to, all necessary service connections, manholes, valves, fire hydrants, lift stations and appurtenances, to be located on, under, across and through the easement which is located on the property described (Exhibit "A"), with the additional right, privilege and authority to remove, replace, repair and enlarge said system, and to trim and remove roots, trees, shrubs, bushes and plants, and remove fences or other improvements which may affect the operation of lines, mains and/or utility facilities.
- 3. The public utility easement shall not be limited to any particular diameter size or type and/or number of connections to other water/sewer mains for providing water/sewer service to this and any adjacent properties. The total area of this public utility easement is reserved for utility lines, mains, or appurtenant facilities and for any landscaping (excluding trees), walkways, roadways, drainage ways, or similar uses. Houses, fences, buildings, carports, garages, storage sheds, overhangs, or any other structures or portions of structures shall not be constructed on or placed within this easement at anytime, present or future, by GRANTOR, or its heirs, successors or assigns.

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- 4. Title to all utilities constructed and/or placed hereunder by GRANTEE or its agents shall remain in the GRANTEE, GRANTEE's successors, appointees, and/or assigns.
- 5. Subject to any pre-existing easements for public highways or roads, railroads, laterals, ditches, pipelines and electrical transmission or distribution lines and telephone and cable television lines covering the land herein described, GRANTOR(S) covenant that they are lawfully seized and possessed of the described real property (Exhibit "A"), have good and lawful right and power to sell and convey it, and that the said property is free of any and all liens and encumbrances, except as herein stated, and accordingly, GRANTOR(S) will forever defend the title and terms of this said easement and the quiet possession thereof by GRANTEE against all claims and demands of all other entities.
- 6. GRANTOR(S), its heirs, successors or assigns, shall indemnify and hold the GRANTEE harmless for any consequential damages to any houses, fences, buildings, carports, garages, storage sheds, overhangs, or any other structures or portions of structures subsequently constructed by GRANTOR(S) in violation of paragraph 3 within the above easement, which result from the required activities of the GRANTEE for any construction, maintenance or repairs to the utilities location within the above-described easement.
- 7. GRANTEE will be liable for money damages in tort for any injury to or loss of property, personal injury, or death caused by the negligent or wrongful act(s) or omission(s) of any official or employee of the GRANTEE while acting within the scope of the official's or employee's office or employment under circumstances in which a private person would be found to be liable in accordance with the general laws of the State of Florida, and subject to the limitations as set out in Section 768.28, Florida Statutes, as it may be revised or amended from time to time.
- 8. GRANTEE shall have reasonable right of access across GRANTOR's property for the purposes of reaching the described easement (Exhibit "A") on either paved or unpaved surfaces. Any damage to GRANTOR's property or permitted improvements thereon as the result of such access to the described easement or the construction, maintenance, or repairs located within the described easement shall be restored by GRANTEE, to the condition in which it existed prior to the damage as is reasonably practicable.
- 9. By acceptance of this easement, the GRANTEE assumes no responsibility for ownership or maintenance of roads. The easement is strictly for utility purposes.
- 10. This easement shall be binding upon the parties hereto, their successors CTY ATTY APPROVED 2000 PUE1,doo

and assigns.

IN WITNESS WHEREOF, the GRANTOR has caused this document to be signed on the date and year first above written.

| Bul Mark | albit g Exf | |
|--|---|--------------------|
| Witness | Title: President | GRANTOR |
| STATE OF | | |
| STATE OF | | |
| The foregoing instrument was signed of, 2002, by | ed and acknowledged before me TELP Type Name) | this <u>//</u> day |
| who has produced (Type of Identification, and who (did) (did not) ta | ication and Number) ike an oath. | |
| Notary Public Signature | | |
| TI-I Bigues Printed Name of Notary Public | | e e e |
| EXPIRES: Februsay 25, 2006 EXPIRES: Februsay 25, 2006 Bonded Titus Moteury Pushic Underwritere | (Notary Seal) | |

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PARCEL A

A PARCEL OF LAND FOR UTILITY PURPOSES LOCATED IN THE NORTH ½ OF SECTION 3, TOWNSHIP 44 SOUTH, RANGE 25 EAST, LEE COUNTY, FLORIDA, DESCRIBED AS FOLLOWS:

COMMENCE AT THE INTERSECTION OF THE WEST LINE OF LOT 28 OF TERRY, TICE AND VANDAWALKER'S SUBDIVISION AS RECORDED IN PLAT BOOK 1, PAGE 46 OF THE PUBLIC RECORDS OF LEE COUNTY, FLORIDA WITH THE SOUTH RIGHT OF WAY LINE OF ORANGE RIVER BOULEVARD; THENCE NORTH 88°30'00"EAST ALONG SAID SOUTH RIGHT OF WAY LINE, A DISTANCE OF 167.32 FEET TO THE POINT OF BEGINNING OF SAID UTILITY EASEMENT; THENCE CONTINUE ALONG SAID SOUTH RIGHT OF WAY LINE, A DISTANCE OF 20.02 FEET; THENCE SOUTH 03°48'36"EAST, A DISTANCE OF 297.64 FEET; THENCE SOUTH 86°11'24"WEST, A DISTANCE OF 20.00 FEET; THENCE NORTH 03°48'36"WEST, A DISTANCE OF 298.45 FEET TO THE POINT OF BEGINNING. CONTAINING 5960.84 SQUARE FEET.

PARCEL B

A PARCEL OF LAND FOR UTILITY PURPOSES LOCATED IN THE NORTH 1/2 OF SECTION 3, TOWNSHIP 44 SOUTH, RANGE 25 EAST, LEE COUNTY, FLORIDA, DESCRIBED AS FOLLOWS:

COMMENCE AT THE INTERSECTION OF THE WEST LINE OF LOT 28 OF TERRY, TICE AND VANDAWALKER'S SUBDIVISION AS RECORDED IN PLAT BOOK 1, PAGE 46 OF THE PUBLIC RECORDS OF LEE COUNTY, FLORIDA WITH THE SOUTH RIGHT OF WAY LINE OF ORANGE RIVER BOULEVARD; THENCE NORTH 88°30'00" EAST ALONG SAID SOUTH RIGHT OF WAY LINE, A DISTANCE OF 226.46 FEET TO THE POINT OF BEGINNING; THENCE CONTINUE NORTH 88°30'00" EAST ALONG SAID SOUTH RIGHT OF WAY LINE, A DISTANCE OF 21.21 FEET TO A POINT ON THE WESTERLY RIGHT OF WAY LINE OF THE INTERSTATE 75 APPROACH RAMP; THENCE SOUTH 20°55'36"EAST ALONG SAID WESTERLY RIGHT OF WAY LINE OF INTERSTATE 75 APPROACH RAMP, A DISTANCE OF 63.91 FEET TO AN ANGLE POINT; THENCE SOUTH 17°56'24"EAST AND CONTINUING ALONG SAID WESTERLY RIGHT OF WAY LINE, A DISTANCE OF 104.52 FEET TO A POINT OF A CURVE; THENCE SOUTHERLY ALONG SAID WESTERLY RIGHT OF WAY LINE AND CURVE TO THE RIGHT, HAVING A RADIUS OF 1815.86 FEET, A CENTRAL ANGLE OF 15°04'11", AN ARC DISTANCE OF 477.60 FEET; THENCE SOUTH 89°05'52" WEST AND LEAVING SAID RIGHT OF WAY LINE, A DISTANCE OF 141.03 FEET; THENCE NORTH 00°54'08"WEST, A DISTANCE OF 20.00 FEET; THENCE NORTH 89°05'52" EAST, A DISTANCE OF 120.21 FEET TO A POINT ON A CURVE; THENCE NORTHERLY ALONG SAID CURVE TO THE LEFT, HAVING A RADIUS OF 1795.86 FEET, WHICH RADIUS POINT BEARS SOUTH 86°28'09"WEST, A CENTRAL ANGLE OF 01°26'12", AN

ARC DISTANCE OF 45.03 FEET; THENCE SOUTH 84°05' 17" WEST, A DISTANCE OF 29.44 FEET; THENCE NORTH 05°54'43"WEST, A DISTANCE OF 20.00 FEET; THENCE NORTH 84°05' 17" EAST, A DISTANCE OF 29.66 FEET TO A POINT ON A CURVE; THENCE NORTHERLY ALONG SAID CURVE TO THE LEFT, HAVING A RADIUS OF 1795.86 FEET, WHICH RADIUS POINT BEARS SOUTH 84°23'40" WEST, A CENTRAL ANGLE OF 09°53'55", AN ARC DISTANCE OF 310.26 FEET; THENCE SOUTH 74°22'59"WEST, A DISTANCE OF 41.70 FEET; THENCE NORTH 16°12'34"WEST, A DISTANCE OF 20.00 FEET; THENCE NORTH 74°22'59"EAST, A DISTANCE OF 41.83 FEET TO A POINT ON A CURVE; THENCE NORTHERLY ALONG SAID CURVE TO THE LEFT, HAVING A RADIUS OF 1795.86 FEET, WHICH RADIUS POINT BEARS SOUTH 73°51'28"WEST, A CENTRAL ANGLE OF 00°28'08", AN ARC DISTANCE OF 14.70 FEET; THENCE SOUTH 73°47'26"WEST, A DISTANCE OF 36.40 FEET; THENCE NORTH 16°12'34"WEST, A DISTANCE OF 20.00 FEET; THENCE NORTH 73°47'26"EAST, A DISTANCE OF 36.15 FEET TO A POINT ON A CURVE; THENCE NORTHERLY ALONG SAID CURVE TO THE LEFT, HAVING A RADIUS OF 1795.86 FEET, WHICH RADIUS POINT BEARS SOUTH 72°45'02" WEST, A CENTRAL ANGLE OF 00°41'26", AN ARC DISTANCE OF 21.64 FEET TO THE POINT OF TANGENCY; THENCE NORTH 17°56'24"WEST, A DISTANCE OF 104.00 FEET TO AN ANGLE POINT; THENCE NORTH 20°55'36"WEST, A DISTANCE OF 70.44 FEET TO THE POINT OF BEGINNING. CONTAINING 17486.74 SQUARE FEET.

BEARINGS USED IN THIS DESCRIPTION ARE BASED ON THE FLORIDA DEPARTMENT OF TRANSPORTATION RIGHT OF WAY PLANS FOR STATE ROAD 80, SECTION 12020-2530, THE CENTERLINE BEING NORTH 57°56'22" EAST.

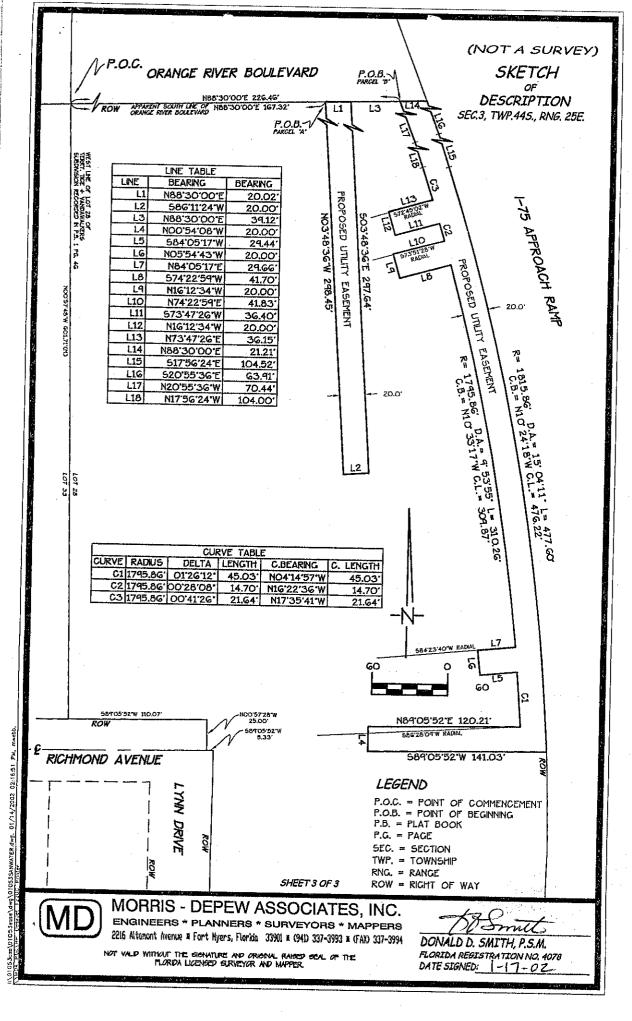
THIS DESCRIPTION NOT VALID WITHOUT THE SIGNATURE AND ORIGINAL RAISED SEAL OF THE FLORIDA LICENSED SURVEYOR AND MAPPER.

DONALD D. SMITH, P.S.M.

FLORIDA REGISTRATION NO. 4078

DATE SIGNED: 1-17-07 MORRIS-DEPEW ASSOCIATES, INC.

941-337-3993



COPY

| TO: LEE COUNTY FINANCE DEPARTMENT | |
|--|--|
| FROM: UTILITIES ENGINEERING | |
| (Department) | |
| SUE GULLEDGE | |
| A. AUTHORIZATION: | - |
| ACCOUNT NO. OD5360748700.504930 ORIGINAL EASEMENT TO MINUTES AFTER RECORDING | ER SOUTH (EASEMENT DONATION) ect. BS 20020372 (ALBERT J ERP) |
| WITH COPY TO SUE GULLEDGE, UTILITIES | Sue Juledge Signature Authorization |
| B. SERVICE RECEIVED: RECORDING | |
| O. R. COPIES | |
| PLAT COPIES | |
| CASE #/INDEX FEE | |
| DESCRIPTION OF SERVICE | |
| AMOUNT OF FEE INCURRED \$ | |
| (date) | (DEDITE) OF The state of the st |
| | (DEPUTY CLERK) |
| THIS FORM GOES TO CASHIER WITH | (CUSTOMER) (DEPT.) REGULAR RECEIPT ATTACHED |
| C. INVOICE INFORMATION: (FOR CLERK'S DEPARTMENT ONI | _Y) |
| REC'D | |
| ENTERED | |
| CUST. # | |
| INV. # | |
| | |

PLEASE REMIT TO: Clerk's P.O. B

Clerk's Accounting P.O. BOX 2396

FORT MYERS, FLORIDA 33902-2396

White - FINANCE Yellow - DEPT FISCAL OFFICER Pink - CLERK'S OFFICE

|--|--|--|--|--|--|

FLORIDA DEPARTMENT OF REVENUE

PHOTOCOPIES OF THIS FORM NOT

DA-219 R. 07/98

| | (PLEASE READ INSTRUCTIONS ON THE BACK OF THIS FORM BEFORE COMPLETING) |
|------|---|
| 1111 | Use black ink. Enter numbers as shown below. If typing, enter numbers as shown below. |
| 1. | Parcel Identification Number (If Parcel ID not available O I 2 3 4 5 6 7 8 9 0123456789 |
| | please call County Property Appraiser's Office) → 03442501000570000 |
| 2. | Mark (x) all Multi-parcel Transaction is a split Property was improved with building(s) at time another parcel? Property was improved with building(s) at time of sale/transfer? → |
| 3. | Grantor (Seller): ALBERT J ERP TR FOR NORTH TRAIL LAND TRUST |
| | Last First MI Corporate Name (if applicable) 5270 ORANGE RIVER BLVD, FT MYERS FL 33905 |
| 4. | Malling Address City State Zip Code Phone No. Grantee (Buyer): Last First MI Compared No. |
| | P. O. BOX 398, FT, MYERS, FL 33902 |
| 5. | Mailing Address City State Zip Code Phone No. Date of Sale/Transfer Sale/Transfer Price |
| | Month Day Year (Round to the nearest dollar.) Property 4 6 County Code (County Codes on Rever |
| 6. | Type of Document Contract/Agreement Other 7. Are any mortgages on the property? If "Yes". |
| | Warranty Deed Quit Claim EASEMENT (Round to the nearest dollar.) \$\int \text{Quit Claim and EASEMENT} \text{Quit Claim and EASEMENT} |
| 8. | Donation To the best of your knowledge, were there unusual circumstances or conditions to the sale/transfer such as: Forced sale by court order? Foreclosure pending? Distress Sale? Title defects? Corrective Deed? Mineral rights? Sale of a partial or undivided interest? Related to seller by blood or marriage. |
| 9. | Was the sale/transfer financed? YES / NO If "Yes", please indicate type or types of financing: |
| | Conventional Selfer Provided Agreement or Contract for Deed Other |
| | Institutional/ Property Type: Residential Commercial Industrial Agricultural Miscellaneous Government Vacant Acreage Timeshare |
| | Mark (x) all that apply |
| | To the best of your knowledge, was personal property included in the sale/transfer? If "Yes", please state the |
| 12. | amount attributable to the personal property. (Round to the nearest dollar.) Amount of Documentary Stamp Tax |
| 13. | If no tax is due in number 12, is deed exempt from Documentary Stamp Tax under s. 201.02(6), Florida Statutes? |
| I | Under penalties of perjury, I declare that I have read the foregoing return and that the facts stated in it are true. If prepared by someone other than the taxpayer, his/her declaration is based on all information of which he her has any knowledge. |
| L | Signature of Grantor or Grantee or Agent RICK DIAZ, UTIL DERECTOR |
| | WARNING: FAILURE TO FILE THIS RETURN OR ALTERNATIVE FORM APPROVED BY THE DEPARTMENT OF REVENUE SHALL RESULT IN A PENALTY OF \$25.00 IN ADDITION TO ANY OTHER PENALTY IMPOSED BY THE REVENUE LAW OF FLORIDA. |
| | (To be completed by the Clerk of the Circuit Court's Office) Clerks Date Stamp |
| | |
| | |
| O | . R. Book |
| Pa | and ge Number |
| | and |
| ΗI | e Number |
| Date | PRecorded Month Day Year |