

1. REQUESTED MOTION:

ACTION REQUESTED: Accept a Petition VAC2002-00016 to Vacate a 100 foot wide Ingress, Egress, and Public Utility Easement that is 1 ¼ miles east of I-75 on Alico Rd in Lee County, as recorded in OR Book 1142, Page 1034, Public Records of Lee County, Florida and adopt a Resolution setting a Public Hearing for 5:00 p.m. on the 9th day of July, 2002.

WHY ACTION IS NECESSARY: To remove an unnecessary encumbrance on the property in order to clear up title issues for future development. **The vacation of these rights-of-way will not alter traffic conditions and the rights-of-way are not necessary to accommodate any future traffic requirement.**

WHAT ACTION ACCOMPLISHES: Vacates the Ingress, Egress, and Public Utility Easement.

2. DEPARTMENTAL CATEGORY: COMMISSION DISTRICT #: 5	04 Community Development C4A	3. MEETING DATE: 06-04-2002
4. AGENDA: <input checked="" type="checkbox"/> CONSENT _____ ADMINISTRATIVE _____ APPEALS _____ PUBLIC _____ WALK ON _____ TIME REQUIRED:	5. REQUIREMENT/PURPOSE: (Specify) <input checked="" type="checkbox"/> STATUTE F.S. Ch. 336 _____ ORDINANCE <input checked="" type="checkbox"/> ADMIN. CODE 13-8 _____ OTHER	6. REQUESTOR OF INFORMATION: A. COMMISSIONER B. DEPARTMENT Community Development C. DIVISION Development Services BY: <i>M. Gibbs</i> Peter J. Eckenrode, Director

7. BACKGROUND:

The complete Petition to Vacate was submitted by Mr. Steven C. Hartsell agent for Alico 2500 Fund, L.L.C.

LOCATION: A 100 foot wide Ingress, Egress, and Public Utility Easement as recorded in Official Record Book 1142, Page 1034, Public Records of Lee County, Florida and further described as a 100 foot strip of land lying 50 feet on each side of the Section line between Sections 1 and 2, Township 46 South, Range 25 East. The site is located 1 ¼ miles east of the intersection of I-75 and Alico Road. The site address is 11501 Alico Road, Lee County, Florida.

Gregory S. Hagen, Assistant Port Authority Attorney, has reviewed the attached easement against the Port Authority's Southwest Florida International Airport Master Plan and pending Midfield Terminal Complex construction plans. Based on that review the Port Authority has no objection to the vacation of the easement. This site is not located on airport property.

It is the sole intent to vacate all of the public interests in the Ingress, Egress, and Public Utility Easement created by virtue of Official Record Book 1142, Page 1034. It is understood that the Ingress, Egress, and Public Utility Easement and a portion of the Alico Road right-of-way description (Official Record Book 399, Page 334) overlap, and by virtue of the vacation request the right to the Alico Road right-of-way will remain intact and vested with Lee County.

Documentation pertaining to this Petition to Vacate is available for viewing at the Office of the Clerk of Circuit Court, Minutes Department.

There are no objections to this Petition to Vacate. Staff recommends scheduling of the Public Hearing.

Attached to this Blue sheet is the Petition to Vacate, the Resolution to set the Public Hearing, and the Notice of Public Hearing.

8. MANAGEMENT RECOMMENDATIONS:

9. RECOMMENDED APPROVAL:

A Department Director	B Purchasing or Contracts	C Human Resources	D Other	E County Attorney	F Budget Services Risk	G County Manager
<i>Mary Gibbs</i>				<i>[Signature]</i>	<i>[Signature]</i>	<i>[Signature]</i>

10. COMMISSION ACTION:

APPROVED
 DENIED
 DEFERRED
 OTHER

Rec. by CoAtty

Date: 5/16/02

Time: 3:00pm

RECEIVED BY
COUNTY ADMIN. *PMC*

5-17 10:25

COUNTY ADMIN. *TD*

FORWARDED TO: *[Signature]*

Forwarded To:
Admin
5/17/02 9:30AM

[Handwritten notes and signatures]

PETITION TO VACATE

Case Number: VAC2002-00016

Petitioner(s), ALICO 2500 FUND LLC

requests the Board of County Commissioners of Lee County, Florida, to grant this Petition to Vacate and states as follows:

1. Petitioner(s) mailing address, 12800 University Dr. Suite 240, Ft. Myers, FL 33907

2. In accordance with Florida Statute (F.S.) Chapter 336 and Lee County Administrative Code (LCAC) 13-8, Petitioner desires to vacate, abandon and discontinue the public's interest in the right-of-way or portion of right-of-way legally described in the attached Exhibit "A".

3. A sketch showing the area(s) the Petitioner desires to vacate is attached as Exhibit "B".

4. Notice concerning the intent of this Petition will be provided in accordance with LCAC 13-8.

5. In accordance with letters of review and recommendation provided by the various governmental and utility entities, there is no apparent impediment to granting Petitioner's request.

Wherefore, Petitioner respectfully requests that the Board of County Commissioners adopt a Resolution granting the Petition to Vacate.

Respectfully Submitted,

By: *Steven C. Hartsell*
Petitioner Signature

Steven C. Hartsell, Agent
Printed Name

By: _____
Petitioner Signature

Printed Name

AUTHORIZATION TO REPRESENT

Please be advised that STEVEN C. HARTSELL, ESQUIRE, of the law firm of PAVESE, HAVERFIELD, DALTON, HARRISON & JENSEN, L.L.P., Post Office Drawer 1507, 1833 Hendry Street, Fort Myers, Florida 33902, is hereby authorized to represent Alico 2500 Fund, LLC, in the application to Lee County for a Petition to Vacate an easement on the property located in Lee County, Florida, STRAP #01-46-25-00-00001.0000.

ALICO 2500 FUND, LLC

By: [Signature]
Its: OJ Buigas
President

STATE OF FLORIDA

COUNTY OF LEE

The foregoing instrument was acknowledged before me this 6 day of March, 2002, by OJ Buigas, President of ALICO 2500 FUND, LLC, on behalf of said entity. He is personally known to me or has produced n/a as identification.

(Notary Seal)



Michelle A. Preiss
Signature of Notary Public

Michelle A. Preiss
(Printed or typed name of Notary Public)

Commission No: _____

EXHIBIT "A"

Banks Engineering, Inc.

Professional Engineers, Planners & Land Surveyors
FORT MYERS ♦ NAPLES ♦ SARASOTA

DESCRIPTION
OF A
PARCEL OF LAND
LYING IN
SECTIONS 1 AND 2, TOWNSHIP 46 SOUTH, RANGE 25 EAST
LEE COUNTY, FLORIDA

(100' INGRESS, EGRESS AND PUBLIC UTILITY EASEMENT)

A TRACT OR PARCEL OF LAND SITUATED IN THE STATE OF FLORIDA, COUNTY OF LEE,
LYING IN SECTIONS 1 AND 2, TOWNSHIP 46 SOUTH, RANGE 25 EAST, BEING FURTHER
DESCRIBED AS FOLLOWS:

A 100 FOOT STRIP OF LAND LYING 50 FEET ON EACH SIDE OF THE SECTION LINE
BETWEEN SECTIONS 1 AND 2, TOWNSHIP 46 SOUTH, RANGE 25 EAST.

SUBJECT TO EASEMENTS, RESTRICTIONS, RESERVATIONS AND RIGHTS-OF-WAY OF
RECORD.

SUBJECT TO FACTS THAT MAY BE REVEALED BY AN ACCURATE BOUNDARY SURVEY.

DESCRIPTION PREPARED 01-14-02

S:\Jobs\14xx\1480\SURVEYING\DESCRIPTIONS\1480_100_ACC_SKT.doc
S:\Jobs\14xx\1480\SURVEYING\DESCRIPTIONS\1480_100_ACC_SKT.dwg

SHEET 1 OF 2

SKETCH OF DESCRIPTION

OF
A TRACT OR PARCEL OF LAND LYING IN
SECTIONS 1 AND 2, TOWNSHIP 46 SOUTH, RANGE 25 EAST
LEE COUNTY, FLORIDA

NOTES:
1.) SUBJECT TO EASEMENTS, RESTRICTIONS, RESERVATIONS AND RIGHTS-OF-WAY OF RECORD.

LEGEND:
O.R. INDICATES OFFICIAL RECORDS BOOK
PG. INDICATES PAGE
T INDICATES TOWNSHIP
R INDICATES RANGE
SEC. INDICATES SECTION
COR INDICATES CORNER
PKWY. INDICATES PARKWAY
R/W INDICATES RIGHT-OF-WAY



1" = 1200

Curve number 1
Radius= 50.00'
Delta= 89°59'50"
Arc= 78.54'
Tangent= 50.00'
Chord= 70.71'
Chord Brg.= N.44°43'00"W.

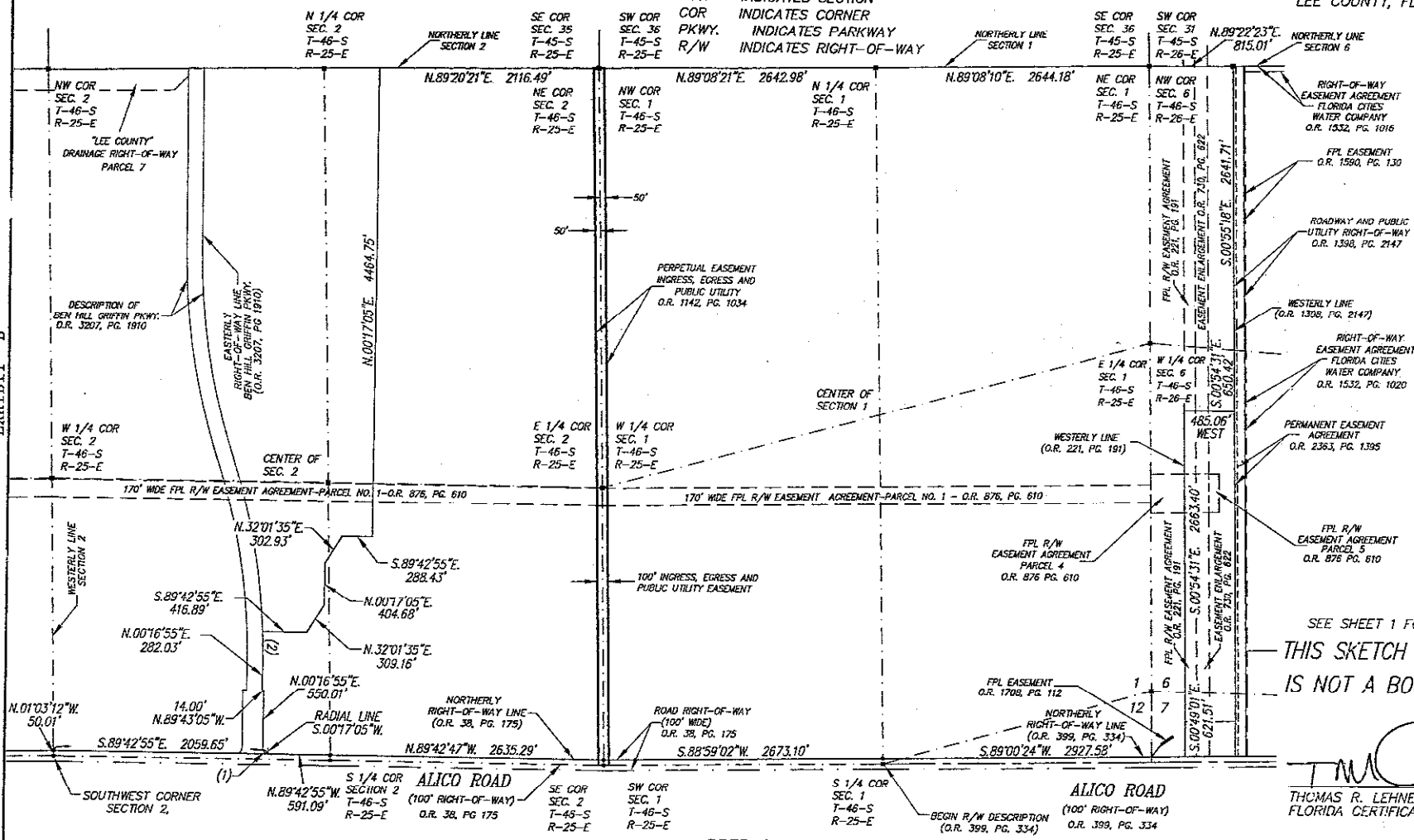
Curve number 2
Radius= 6074.11'
Delta= 02°37'29"
Arc= 278.27'
Tangent= 139.16'
Chord= 278.24'
Chord Brg.= S.01°01'50"E.

SEE SHEET 1 FOR DESCRIPTION.
THIS SKETCH OF DESCRIPTION IS NOT A BOUNDARY SURVEY

Thomas R. Lehnert, Jr.
THOMAS R. LEHNERT, JR., P.S.M.
FLORIDA CERTIFICATION NO. 5541

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

EXHIBIT "B"



S:\JOBS\14XX\1480\SURVEYING\DESCRIPTIONS\1480_100_ACC_SKT.DOC
S:\JOBS\14XX\1480\SURVEYING\DESCRIPTIONS\1480_100_ACC_SKT.DWG

PREPARED 01-14-02
SHEET 2 OF 2

1066
8/16/76
6.110

981324

REC 1142-1034

WARRANTY DEED
FROM ALICO, INC.
TO CHARLES W. FLINT AND ANNALYNE M. FLINT, HUSBAND AND WIFE
(AS TO AN UNDIVIDED ONE-HALF INTEREST)
AND
THOMAS F. DOYLE AND LUCILLE B. DOYLE, HUSBAND AND WIFE
(AS TO AN UNDIVIDED ONE-HALF INTEREST)

THIS INDENTURE, made this 2nd day of June,
A. D. 1976,

BETWEEN ALICO, INC., a corporation existing under the laws of the State of Florida, having its principal place of business in the County of Hendry and State of Florida, party of the first part, and CHARLES W. FLINT and ANNALYNE M. FLINT, husband and wife, as to an undivided one-half interest, and THOMAS F. DOYLE and LUCILLE B. DOYLE, husband and wife, as to an undivided one-half interest, the address of whom is: Post Office Box 1172, Fort Myers, Florida 33902, of the County of Lee and State of Florida, party of the second party,

WITNESSETH, that the said party of the first part, for and in consideration of the sum of One Dollar and other valuable considerations to it in hand paid by the said party of the second part, the receipt whereof is hereby acknowledge, has granted, bargained and sold to the said party of the second part forever, the following described land, situate, lying and being in the County of Lee, State of Florida, to wit:

The West half (W 1/2) and the Northeast quarter (NE 1/4) of Section 36, Township 45 South, Range 25 East.

SUBJECT TO THE FOLLOWING:

1. Provisions of the Estero Water Management District.
2. Rights-of-way and Easements of record, if any.
3. Oil, Gas and Mineral Lease, recorded in O.R. Book 1056, Pages 253-257, and assignments thereof, recorded in O.R. Book 1078, Pages 11-14 and O.R. Book 1091, Pages 2136-2139, Lee County, Florida, Public Records.
4. Taxes for the year 1976.

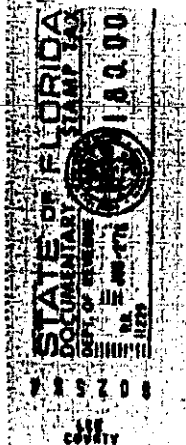
ALSO, granting and conveying unto the Grantees, and their heirs, personal representatives, and assigns, a perpetual easement for ingress, egress, public utility purposes, and similar uses, over, along, under, and across those certain Lee County, Florida, lands described as:

A 100 foot strip of land lying 50 feet on each side of the Section line between Sections 1 and 2, Township 46 South, Range 25 East.

Without in any way limiting the generality of the foregoing it is understood and agreed that

- (a) Grantor, its successors, assigns, licensees, tenants, agents, servants and representatives

LLOYD G. HENDRY, Attorney at Law
2100 SECOND STREET, FORT MYERS, FLORIDA 33902



shall have the right to use said strip of land for the uses and purposes of the aforesaid easement, including the right to use any roadway constructed thereon, or on any part thereof, by the Grantees, their heirs, personal representatives or assigns, without contribution.

(b) The Grantor, its successors or assigns, shall have the right, at any time, to construct a road on, over or across said 100 foot strip, or any part thereof, in which event, the Grantees their heirs, personal representatives, assigns, licensees, tenants, servants, agents, and representatives shall have the right to use the same without contribution.

And the said party of the first part does hereby fully warrant the title to said land, and will defend the same against the lawful claims of all persons whomsoever.

IN WITNESS WHEREOF, the said party of the first part has caused these presents to be signed in its name by its President, and its corporate seal to be affixed, attested by its Secretary the day and year above written.

ALICO, INC.

ATTEST:

By:

J. R. Spratt
J. R. Spratt, President

Gloria B. Allen
Gloria B. Allen, Secretary

002563
STATE OF FLORIDA
DOCUMENTARY STAMP TAX
DEPT. OF REVENUE
JUN-276
900.00
11228

STATE OF FLORIDA)
COUNTY OF HENDRY)

The foregoing instrument was acknowledged before me this 2nd day of June, 1976, by J. R. SPRATT, President and GLORIA B. ALLEN, Secretary, of ALICO, INC., a Florida corporation, on behalf of the corporation.

My Commission Expires:

Judy H. ...
Notary Public
State of Florida at large

NOTARY PUBLIC STATE OF FLORIDA AT LARGE
MY COMMISSION EXPIRES FEB. 16, 1979
BONDED THIRD GENERAL INSURANCE UNDERWRITERS

180881
FLORIDA
DOCUMENTARY SUR TAX
396.00
JUN-276
10622

JUN 23 54 PM '76
SAL GERARD
CLERK OF CIRCUIT COURT
HENDRY COUNTY, FLORIDA
RECORDS VERIFIED

COUNTY OF LEE: NOTICE OF AD VALOREM TAXES AND NON AD VALOREM ASSESSMENTS DUE FOR YEAR 2001
 DUPLICATE

Discounts have been calculated, pay only one amt:	If Paid By Nov 28, 2001 0.00	If Paid By Dec 31, 2001 0.00	If Paid By Jan 31, 2002 0.00	If Paid By Feb 28, 2002 0.00	If Paid By Mar 31, 2002 0.00	Call for amt due after Mar 31, 2002
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020100 20014 014625000000100003 0000000000 0000000000 00000000

MAKE CHECK PAYABLE TO: LEE COUNTY TAX COLLECTOR
 *** Paid *** P O BOX 1808
 FT MYERS, FLORIDA 33902-1609

REAL PROPERTY

ACCOUNT & SITE ADDRESS

01-46-25-00-00001.0000
 11501 ALICO RD

ALICO 2500 FUND LLC
 12800 UNIVERSITY DR STE 240
 FORT MYERS FL 33907

E & I #: 20010684
 REQUESTED: 01/03/2002
 PROCESSED: 01/03/2002
 BY MXS1

To pay by phone or confirm receipt of your payment call the automated tax system (941) 332-8731.
 See insert for details. PIN Number: 01-00122238

PLEASE RETURN THIS PORTION WITH PAYMENT

COUNTY OF LEE: NOTICE OF AD VALOREM TAXES AND NON AD VALOREM ASSESSMENTS DUE FOR YEAR 2001

ALICO 2500 FUND LLC
 12800 UNIVERSITY DR STE 240
 FORT MYERS FL 33907

DOR CODE: 64
 MORTGAGE CODE: 000
 DISTRICT CODE: 164

AD VALOREM TAXES			* See reverse side before calling		
MILL RATE	MULTIPLIER	TAXES LEVIED	TAXING AUTHORITY	TELEPHONE *	
.0043277	71090.00	307.88	LEE CO GEN REV	(941) 335-2221	
.0010124	71090.00	71.97	LEE CO CAP IMP	(941) 335-2221	
.0026080	71090.00	185.40	LOCAL SCHOOL	(941) 337-8215	
.0058700	71090.00	417.30	STATE SCHOOL	(941) 337-8215	
.0012114	71090.00	86.12	LEE CO UNINCORP	(941) 335-2221	
.0000358	71090.00	2.65	LEE CO HYACINTH	(941) 694-2174	
.0009630	71090.00	68.48	LEE CO LIBRARY	(941) 335-2221	
.0003595	71090.00	25.56	LEE CO MOSQUITO	(941) 694-2174	
.0025000	71090.00	177.73	SAN CARLOS FIRE	(941) 267-7525	
.0001000	71090.00	7.11	SFL WTR MGT/EVR	(561) 687-6461	
.0000400	71090.00	2.84	W C INLD WATRWY	(813) 485-9402	
.0000733	71090.00	5.21	LEE CO ALL/HAZS	(941) 335-2186	
.0005970	71090.00	42.44	SF WATR MGT DST	(561) 687-6461	

VALUES & EXEMPTIONS

MARKET ASSESSED VAL	7584860
AGRI-EX VAL	7513770
SOH ASSESSED VAL	71090
TAXABLE VAL	71090

REAL PROPERTY

LEGAL DESCRIPTION

ALL SEC. 1 LESS S 50 FT
 1/2
 BOOK: 3280 PAGE: 2042

ACCOUNT & SITE ADDRESS

01-46-25-00-00001.0000
 11501 ALICO RD

PAID

1344.34 131122-77- 11/30/2001

NON-AD VALOREM ASSESSMENTS				
* See reverse side before calling				
RATE	BASIS	AMOUNT	LEVYING AUTHORITY	TELEPHONE *

Received Time Feb 20 1:58 PM TOTAL

RETAIN THIS PORTION FOR YOUR RECORDS

See reverse side for additional information.



Name and address changes must be mailed to:
Lee County Property Appraiser, PO Box 1546, Ft Myers, FL 33902-1546
or submit on-line to: www.leepa.org

Pay In U.S. funds drawn on a U.S. bank and return payment made payable to Lee County Tax Collector. Payments made to any other authority will be returned.

Please do NOT staple or paper clip your check to the payment portion being returned.

Please make sure that the Tax Collector's address on the reverse side is visible in the window of the return envelope.

KEEP THIS PORTION FOR YOUR RECORDS

AUTOMATED SYSTEM: To pay by phone or confirm receipt of payment call the automated tax system (941) 332-8731. Discover, Master Card or American Express will be accepted for payment of your taxes through the automated system. A convenience fee of 2% will be charged on the total amount due. You may access the automated system using your PIN Number: 01-00122236

PROPERTY SOLD: If this property has been sold, please forward this notice to the new owners or return it to the Lee County Tax Collector's Office.

RECEIPT OF NOTICE: If you have not received notices for all your Lee County properties, contact the Lee County Tax Collector's Office immediately.

TAXPAYER'S RESPONSIBILITIES: Taxpayers are responsible for determining when taxes are due and remitting payment prior to the date of delinquency. Taxes and assessments are due November 1 and become delinquent April 1 of the following year, at which time the law imposes the following interest rates:

Real Estate - 3% minimum mandatory charge plus advertising
Tangible Personal Property - 1 1/2% per month plus advertising and fees

Discounts and penalties are determined by postmark of payment. If the postmark indicates your payment was mailed on or after APRIL 1 (delinquent date), the amount due is determined by the date received by the Tax Collector. Delinquent payments must be remitted in certified U.S. funds drawn on a U.S. bank.

ASSESSMENT PERIODS: Ad valorem taxes - January 1 through December 31 for the tax year specified on this notice
Non ad valorem assessments - vary depending on the levying authority

TAX SALE: Certificates will be sold on all unpaid real estate taxes on or before June 1, resulting in additional charges.

TAX WARRANTS: Warrants will be issued on unpaid personal property taxes, resulting in additional charges.

TAX COLLECTOR: The Tax Collector's Office is responsible for mailing tax notices and collection pursuant to Florida Statute 197.332. Questions concerning payment of taxes, contact the Lee County Tax Collector at (941) 339-6000 or www.leetc.com.

PROPERTY APPRAISER: Questions relating to exemptions, assessed owner(s) name and address, change of mailing address, legal description, assessed or taxable value, contact the Lee County Property Appraiser at PO Box 1546, Ft Myers, FL 33902, (941) 339-6100 or www.leepa.org.

AD VALOREM TAXING AUTHORITIES: Questions relating to millage or taxes levied, contact taxing authority on reverse side.

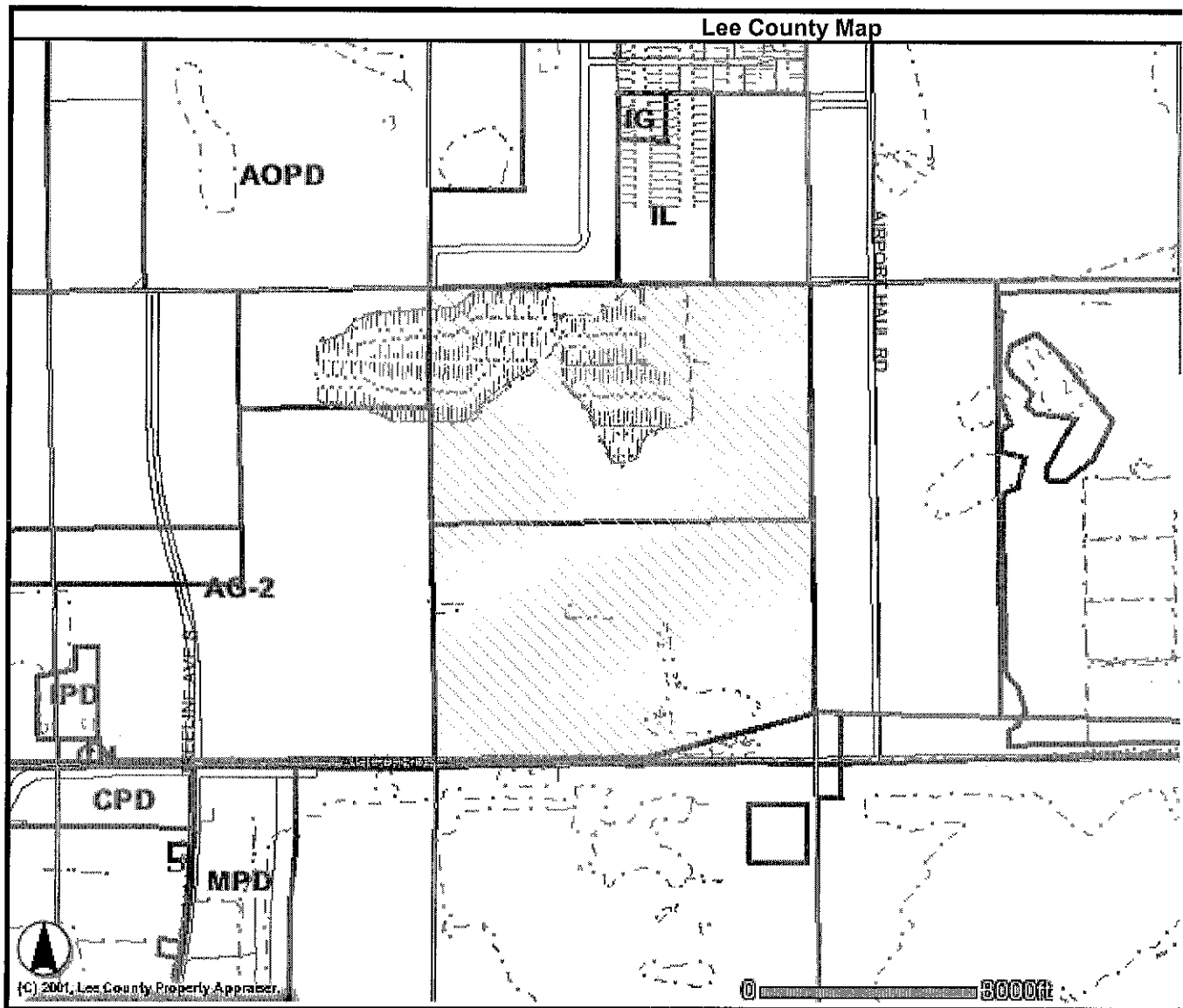
NON AD VALOREM ASSESSMENTS: Questions relating to assessments, contact levying authority on reverse side.

SPECIAL NOTICE: Pursuant to Florida Statute 590.125, be advised the Florida Division of Forestry will be control burning selected parcels in the following townships to reduce fire hazard and establish fuel continuity breaks between 1/1 - 12/31, T43S R22E, T43S R23S, T44S R20E, T44S R21E, T44S R22E, T44S R26E, T44S R27E, T45S R22E, T45S R26E, T45S R27E. For more information call (941) 694-2181.

NOTICE OF RIGHT TO PREPAY NEXT YEAR'S TAX BY INSTALLMENT METHOD - You may obtain an application form to prepay next year's taxes by contacting the Lee County Tax Collector's Office at (941) 339-6000 or www.leetc.com. Application must be made prior to May 1 of the taxable year. Your taxes must be at least \$100 to qualify. Reapplication is not necessary if you participate in the plan for the current year.

SCHEDULE OF DISCOUNTS: 4% If paid in November, 3% If paid in December, 2% If paid in January, 1% If paid in February, 0% If paid in March

Received Time Feb.20. 1:58PM



LEE COUNTY PROPERTY APPRAISER

Property Data for Parcel 01-46-25-00-00001.0000

[[Next Lower Parcel Number](#) | [Next Higher Parcel Number](#) | [Display Tax Bills on this Parcel](#)]

OWNERSHIP, LEGAL, SALES AND DISTRICT DATA ARE FROM THE CURRENT DATABASE.
 LAND, BUILDING, VALUE AND EXEMPTION DATA ARE FROM THE 2001 ROLL.

Owner of Record		Legal Description		Image of Structure	
ALICO 2500 FUND LLC 12800 UNIVERSITY DR STE 240 FORT MYERS FL 33907		ALL SEC 1 LESS S 50 FT OF W 1/2		(Not Presently Available)	
Site Address		11501 ALICO RD Fort Myers, FL 33913			
Taxing District			DOR Code		
164 - SAN CARLOS FIRE			64 - GRAZING LAND CLASS V		
Property Values		Exemptions		Dimensions	
Just	7,584,860	Homestead	0	Measurement Units	AC
Assessed	71,090	Agricultural	7,513,770	Number of Units	778.00
Assessed SOH	71,090	Widow	0	Frontage	0
Taxable	71,090	Widower	0	Depth	0
Building	0	Disability	0	Bedrooms	
Land	71,090	Wholly	0	Bathrooms	
Building Extra Features	0	Energy	0	Total Sq. Ft.	
Land Extra Features	0	SOH Difference	0	Year Built	
Sales Transactions					
Sale Price	Date	OR Book/Page	Transaction Type	Vacant/Improved	
997,500	11/30/2001	3532/3888	02	V	
1,614,800	6/28/2000	3280/2042	05	V	
0	1/1/1900	328/148			
Solid Waste (Garbage) Roll Data					
Solid Waste District	Roll Type	Category	Unit/Area	Tax Amount	
002 - Service Area 2 - South Fort Myers Area	-		0	0.00	

Land Tracts/Land Use					
Description	Use Code			Units	
Market Value Agricultural	9910			566.43 Acres	
Market Value Agricultural	9910			20.61 Acres	
Market Value Agricultural	9910			11.48 Acres	
Market Value Agricultural	9910			179.48 Acres	
Storm Surge Category	Flood Insurance (FIRM)				
	Rate Code	Community	Panel	Version	Date
Category 4	B	125124	0350	B	091984

[[View 2001 TRIM Notice](#)]

[[View 2000 TRIM Notice](#)]

[[Show Building Details](#)]

[[Show Aerial View](#)]

[[Next Lower Parcel Number](#) | [Next Higher Parcel Number](#)]

[[New Query](#) | [Parcel Queries Page](#) | [Lee PA Home](#)]

SC#

LEE COUNTY
SOUTHWEST FLORIDA

BOARD OF COUNTY COMMISSIONERS

Writer's Direct Dial Number (941)479-8181

Bob Jones
District One

Douglas R. St. Cerny
District Two

May 14, 2002

Ray Judah
District Three

Andrew W. Coy
District Four

Attn Steven C. Hartsell
Pavese, Haverfield, Dalton, Harrison & Jensen
1833 Hendry Street
Fort Myers, Fl, 33902

John E. Ablon
District Five

Donald D. Stilwell
County Manager

James G. Yaeger
County Attorney

**SUBJECT: PROPOSED EASEMENT VACATION AT THE FOLLOW LOCATION:
100 FOOT STRIP OF LAND LYING 50 FEET ON EACH SIDE OF THE
SECTION LINE BETWEEN SECTIONS 1 & 2, TOWNSHIP 46S,
RANGE 25E AND LYING NORTH OF ALICO ROAD**

Diana M. Parker
County Hearing
Examiner

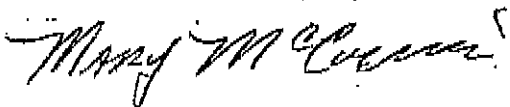
Dear Mr Hartsell:

Lee County Utilities has reviewed the easement described in your letter of May 14, 2002. Lee County Utilities has no facilities located within the easement, therefore, there is no objection to the vacation of this easement.

Should you have any questions, or require further assistance, please do not hesitate to contact our office at 479-8532 or 479-8532.

Sincerely,

LEE COUNTY UTILITIES



Mary McCormic
Engineering Tech III
UTILITIES ENGINEERING

AmeriGas

America's Propane Company

January 24, 2002

RECEIVED JAN 25 2002

Steven C. Hartsell, Esquire
Paves, Haverfield, Dalton, Harrison & Jensen
1833 Hendry Street
Fort Myers, FL 33901

Re: Proposed easement vacation located at: North of Alico
Road in Sections 1 & 2, Township 46S, Range 25E

Dear Mr. Hartsell:

In response to your letter dated 1/21/02, please be advised that to the best of our knowledge, we do not have any lines located in this area; therefore, we have no objection to the proposed easement vacation.

If you have any questions, please contact me.

Sincerely,



Teresa Michaels
Customer Manager



Box 370
Fort Myers, Florida 33902-0370

March 27, 2002

RECEIVED MAR 29 2002

Mr. Steve C. Hartsell
Pavese, Haverfield, Dalton, Harrison & Jensen, L.L.P.
Post Office Drawer 1507
Fort Myers, FL 33902-1507

Ref: Request for Letter of Review and Recommendation on a
proposed easement vacation on the following location:
North of Alico Road in Sections 1 & 2, Township 46S,
Range 25E

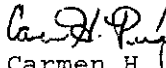
Dear Mr. Hartsell:

In response to your letter of January 21st requesting the
vacation of the 100' ingress, egress and utility North of Alico
Road in Sections 1 & 2, Township 46S, Range 25E mentioned
above.

Please be advised that Sprint has no objection to this petition
as described in your letter and as depicted in your attachment.

If I can be of further assistance, please contact me at 336-
2192.

Sincerely,


Carmen H. Perez
Sprint - Associate Network Engineer



Florida Power & Light Company
15834 Winkler Road
Fort Myers, FL 33908
(941) 415-1326

January 24, 2002

Mr. Steven C. Hartsell
Pavese, Haverfield, Dalton, Harrison & Jensen, L.L.P.
P.O. Box 1507
Fort Myers, FL 33902-1507

RE: VACATION OF EASEMENT
NORTH OF ALICO ROAD IN SECTIONS 1 & 2, TOWNSHIP 46S, RANGE 25E

Dear Mr. Hartsell:

I have reviewed the attached request for review and recommendation for the vacation of an ingress, egress and public utility easement. This easement is described in O.R Book 1142, PG 1034. I offer the following comments:

Florida Power & Light Company has no existing facilities, either overhead nor underground within the subject easement, nor do we have any facilities planned for the future. Therefore, we offer "NO OBJECTION" to the vacation of said easement.

If you have any questions, please feel free to call me at (941) 415-1326.

Yours truly,

A handwritten signature in black ink that reads "John W. Hahn". The signature is fluid and cursive, with the first letters of each name being capitalized and prominent.

John W. Hahn
Senior System Project Manager

Attachments

RECEIVED FEB - 1 2002

1070-04
3/16-000
10-110

931324

SEE 1142-1034

WARRANTY DEED
FROM ALICO, INC.
TO CHARLES W. FLINT AND ANNALYNE M. FLINT, HUSBAND AND WIFE
(AS TO AN UNDIVIDED ONE-HALF INTEREST)
AND
THOMAS F. DOYLE AND LUCILLE B. DOYLE, HUSBAND AND WIFE
(AS TO AN UNDIVIDED ONE-HALF INTEREST)

THIS INDENTURE, made this 2nd day of June
A. D. 1976,

BETWEEN ALICO, INC., a corporation existing under the laws of the State of Florida, having its principal place of business in the County of Hendry and State of Florida, party of the first part, and CHARLES W. FLINT and ANNALYNE M. FLINT, husband and wife, as to an undivided one-half interest, and THOMAS F. DOYLE and LUCILLE B. DOYLE, husband and wife, as to an undivided one-half interest, the address of whom is: Post Office Box 1172, Fort Myers, Florida 33902, of the County of Lee and State of Florida, party of the second party.

WITNESSETH, that the said party of the first part, for and in consideration of the sum of One Dollar and other valuable considerations to it in hand paid by the said party of the second part, the receipt whereof is hereby acknowledged, has granted, bargained and sold to the said party of the second part forever, the following described land, situate, lying and being in the County of Lee, State of Florida, to wit:

→ The West half (W 1/2) and the Northeast quarter (NE 1/4) of Section 36, Township 45 South, Range 25 East. ←

SUBJECT TO THE FOLLOWING:

1. Provisions of the Estero Water Management District.
2. Rights-of-way and easements of record, if any.
3. Oil, Gas and Mineral Leases, recorded in O.R. Book 1056, Pages 253-257, and assignments thereof, recorded in O.R. Book 1078, Pages 11-14 and O.R. Book 1091, Pages 2136-2139, Lee County, Florida, Public Records.
4. Taxes for the year 1976.

ALSO, granting and conveying unto the Grantees, and their heirs, personal representatives, and assigns, a perpetual easement for ingress, egress, public utility purposes, and similar uses, over, along, under, and across those certain Lee County, Florida, lands described as:

← "Flint Doyle Easement"

A 100 foot strip of land lying 50 feet on each side of the Section line between Sections 1 and 2, Township 46 South, Range 25 East.

Without in any way limiting the generality of the foregoing it is understood and agreed to:

(a) Grantor, its successors, assigns, attorneys, executors, agents, servants and representatives



REL 1142 #1035

shall have the right to use said strip of land for the uses and purposes of the aforesaid easement, including the right to use any roadway constructed thereon, or on any part thereof, by the Grantees, their heirs, personal representatives or assigns, without contribution.

(b) The Grantor, its successors or assigns, shall have the right, at any time, to construct a road on, over or across said 100 foot strip, or any part thereof, in which event, the Grantees their heirs, personal representatives, assigns, licensees, tenants, servants, agents, and representatives shall have the right to use the same without contribution.

And the said party of the first part does hereby fully warrant the title to said land, and will defend the same against the lawful claims of all persons whomsoever.

IN WITNESS WHEREOF, the said party of the first part has caused these presents to be signed in its name by its President, and its corporate seal to be affixed, attested by its Secretary the day and year above written.

ALICO, INC.

ATTEST:

By: J. R. Spratt
J. R. Spratt, President

Gloria B. Allen
Gloria B. Allen, Secretary

STATE OF FLORIDA
DOCUMENTARY STAMP TAX
900.00

STATE OF FLORIDA
COUNTY OF HENDRY

The foregoing instrument was acknowledged before me this 21st day of December, 1976, by J. R. SPRATT, President and GLORIA B. ALLEN, Secretary, of ALICO, INC., a Florida corporation, on behalf of the corporation.

My Commission Expires:
NOTARY PUBLIC STATE OF FLORIDA AT LARGE
MY COMMISSION EXPIRES FEB. 14, 1977
BONDED THROUGHOUT FLORIDA UNDER LICENSE #

J. R. Spratt
Notary Public
State of Florida at Large

DOCUMENTARY STAMP TAX
FLORIDA
396.00

RECEIVED IN OFFICE
STATE OF FLORIDA
JAN 23 1977
ALL STATE
CHANGES MUST BE REPORTED



Direct Dial: (941) 768-4858

Fax: (941) 768-4497

December 21, 2001

Steven C. Hartsell, Esquire
Post Office Box 1507
Fort Myers, FL 33902-1507

ROBERT M. BALL, A.A.E.
EXECUTIVE DIRECTOR

JAMES G. YAEGER
PORT AUTHORITY ATTORNEY

Dear Steve:

Subject: Alanda, Ltd. - "Flint & Doyle" Easement
Sections 1 & 2, Township 45 S, Range 25 E
Our File No.: PAA-007.049

BOARD OF
PORT COMMISSIONERS

JOHN E. ALBION

ANDREW W. COY

BOB JANES

RAY JUDAH

DOUGLAS R. ST. CERNY

Port Authority staff has reviewed the attached easement against the Port Authority's Southwest Florida International Airport Master Plan and pending Midfield Terminal Complex construction plans. Based on that review, the Port Authority would have no objection to the vacation or release of the rights granted under the attached easement to your clients.

The original easement was granted to the predecessors in title of Lee County, which holds title to all of the airport lands. Since all of the airport lands are held in the name of Lee County, I believe Lee County would be the appropriate entity to release the easement by vacation or such other means as the County deems appropriate. This letter should stand as the Port Authority's statement of "no objection" to that release.

If you need any additional information, please do not hesitate to call.

Sincerely,

LEE COUNTY PORT AUTHORITY

Gregory S. Hagen
Assistant Port Authority Attorney

GSH/cjs

H:\MyFiles\LS Letters\2001 Letters\LS01-110-LTR.wpd

Enclosure

c: James G. Yaeger, Port Authority Attorney
Tim Jones, County Attorney's Office
Mark Fisher, Development
Greg Truxton, Esquire

SOUTHWEST FLORIDA INTERNATIONAL AIRPORT
16000 Chamberlin Parkway, Suite 8671 • Fort Myers, Florida 33913-8899
<http://www.swfia.com>

RECEIVED DEC 27 2001



LEE COUNTY
SOUTHWEST FLORIDA

BOARD OF COUNTY COMMISSIONERS

Writer's Direct Dial Number: 479-8587

Bob Janes
District One

Douglas R. St. Cerny
District Two

Ray Judah
District Three

Andrew W. Coy
District Four

John E. Albion
District Five

Donald D. Stilwell
County Manager

James G. Yaeger
County Attorney

Diana M. Parker
County Hearing Examiner

May 14, 2002

Steven C. Hartsell, Esquire
Pavese, Haverfield, Dalton, Harrison & Jensen
1833 Hendry Street
Fort Myers, FL 33901

Re: Petition to Vacate a 100 foot wide ingress, egress, and public utility easement as recorded in OR Book 1142, Page 1034, Public Records of Lee County, Florida.

Dear Mr. Hartsell:

This office has received your request to vacate a 100 foot wide ingress, egress, and public utility easement as recorded in OR Book 1142, Page 1034, Public Records of Lee County, Florida and further described as a 100 foot strip of land lying 50 feet on each side of the section line between Sections 1 and 2, Township 46 South, Range 25 East. Based on a review of the information provided and our subsequent research, this office has no objection to the proposed vacation.

You and your clients should be aware, however, that the Board of County Commissioner's approval of this petition will only extinguish the rights of the public to use the right-of-way. Private rights of use will remain in the rights-of-way to the extent that they exist. This means that until such time that the Petitioner is able to provide the County with a certification of fee ownership in the area of the rights-of-way being vacated, the County will be precluded from issuing any building permit(s) to construct any structure(s) within the area of the easement as it presently exists, occupied or otherwise.

Sincerely,

DEPARTMENT OF COMMUNITY DEVELOPMENT
Development Services Division



Peter J. Eckenrode,
Director

PJE/jgh



LEE COUNTY
SOUTHWEST FLORIDA

(941) 479-8124

BOARD OF COUNTY COMMISSIONERS

Writer's Direct Dial Number: _____

Thursday, February 28, 2002

Bob Janes
District One

Douglas R. St. Cerny
District Two

Ray Judah
District Three

Andrew W. Coy
District Four

John E. Albion
District Five

Donald D. Stilwell
County Manager

James G. Yaeger
County Attorney

Diana M. Parker
County Hearing
Examiner

Mr. Steven C. Hartsell
Pavese, Haverfield, Dalton, Harrison & Jensen, L.L.P.
1833 Hendry Street
Fort Myers, FL 33901

Re: Petition to Vacate a 100 foot wide ingress, egress, and public utility easement as recorded in OR Book 1142, Page 1034, Public Records of Lee County, Florida.

Dear Mr. Hartsell:

Based on the review of the documents submitted with your request, Lee County Division of Natural Resources has no objection to the vacation of the subject ingress, egress, and public utility easement.

Should you have any questions, please call me at the above telephone number.

Regards,

LEE COUNTY PUBLIC WORKS DEPARTMENT

Allen L. Davies, Jr., P.S.M.
Engineer II
Natural Resources Division

-cc: Don Blackburn, Development Services
Joan Henry, County Attorney's Office
Margaret Lawson, LCDOT
Roland Ottolini, P.E., NRD

S:\NATRES\SURFACE\DOCUMENT\vac239.doc



LEE COUNTY
SOUTHWEST FLORIDA

LEE COUNTY
RECEIVED

02 MAY -9 AM 10:03

BOARD OF COUNTY COMMISSIONERS

Writer's Direct Dial Number: 479-8580

Bob Janes
District One

Douglas R. St. Cerny
District Two

Ray Judah
District Three

Andrew W. Coy
District Four

John E. Albion
District Five

Donald D. Stilwell
County Manager

James G. Yaeger
County Attorney

Diana M. Parker
County Hearing
Examiner

COMM. DEV/
PUB. WRKS. CNTR.
SECOND FLOOR

May 6, 2002

Mr. Steven C. Hartsell
Pavese, Haverfield, Dalton, Harrison & Jensen
1833 Hendry Street
Fort Myers, FL 33901

**RE: Request to Vacate an Ingress/Egress
And Public Utility Easement
Southwest Florida Airport Property**

Dear Mr. Hartsell:

Lee County Department of Transportation has had an opportunity to review the requested above-referenced petition to vacate and offers no objection to the vacation. Based upon your letter dated April 29, the Department of Transportation acknowledges that it is not the intent of your proposal to vacate any portion of the Alico Road right-of-way. It is the sole intent of your request to vacate to abandon all of the public interests in an ingress/egress and public utility easement created by virtue of Official Record Book 1142, page 1034. It is understood that the ingress/egress public utility easement and a portion of the Alico Road right-of-way description overlap, and by virtue of this vacation request the rights to the Alico Road right-of-way will remain intact and vested with Lee County.

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

Sincerely,

DEPARTMENT OF TRANSPORTATION

Scott M. Gilbertson, P.E.
Director

MAL/SMG/mlb

Cc: Peter Eckenrode, Development Services Director
John Hagen, Development Review Rep.
Margaret Lawson, DOT Right-of-way Supervisor
PTV File – Airport Property

S:\DOCUMENT\Petition To Vacate\2002\s hartsell - Airport Property.doc

PAVESE, HAVERFIELD, DALTON, HARRISON & JENSEN, L.L.P.

A FLORIDA LIMITED LIABILITY PARTNERSHIP

ATTORNEYS AND COUNSELORS AT LAW

<http://paveselaw.com>

1833 HENDRY STREET
FORT MYERS, FLORIDA 33901

POST OFFICE DRAWER 1507
FORT MYERS, FLORIDA 33902-1507

(941) 334-2195
FAX (941) 332-2243
SteveHartsell@PaveseLaw.com

LEE COUNTY
RECEIVED

02 MAY -1 AM 11:36

COMM. DEV/
PUB. WRKS. CNTR.
SECOND FLOOR

STEVEN C. HARTSELL
(941) 336-6244

PLEASE REPLY TO
FORT MYERS OFFICE

April 29, 2002

Ms. Margaret Lawson
Lee County Department of Transportation
Right-of-way Supervisor
P. O. Box 398
Fort Myers, FL 33902-0398

VIA FACSIMILE
479-8520

RE: Petition to Vacate an Ingress/Egress and Public Utility Easement
VAC2002-00016

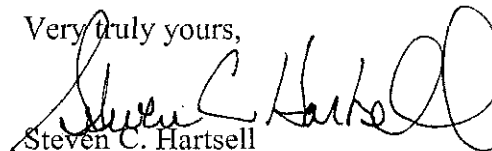
Dear Ms. Lawson:

You have raised a question about whether the Petition to Vacate the ingress/egress and public utility easement is intended to have any effect on the existing Alico Road right-of-way. Please let this letter serve as confirmation that the requested Petition to Vacate relates to the ingress/egress and public utility easement created in OR Book 1142, Page 1034, and after the vacation the Alico Road right-of-way, which I understand to have been created in OR Book 399, Page 334, will remain unaffected by the vacation, even though a short portion of the easement to be vacated also overlaps a portion of the north part of Alico Road.

The vacation is intended only to eliminate the easement reference, and the Petitioner understands that the Alico Road right-of-way will not be vacated as a function of this Petition.

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

Very truly yours,



Steven C. Hartsell

SCH:llg

cc: John Hagen, Dev't. Review Representative
Greg Morris, Alico 2500 Fund, LLC

F:\WPDATA\SCH\Alanda\Lawson.Ltr.wpd

4635 S. DEL PRADO BLVD.
P.O. BOX 100088
CAPE CORAL FLORIDA 33910-0088
(941) 542-3148
FAX (941) 542-8953

461 S. MAIN STREET
P.O. DRAWER 2280
LaBELLE, FLORIDA 33935
(863) 675-5800
FAX (863) 675-4998

SUITE 203
4524 GUN CLUB ROAD
WEST PALM BEACH, FLORIDA 33415
(561) 471-1368
FAX (561) 471-0522



LEE COUNTY
SOUTHWEST FLORIDA

BOARD OF COUNTY COMMISSIONERS

Writer's Direct Dial Number: (941) 479-8517

Bob Janes
District One

Douglas R. St. Cerny
District Two

Ray Judah
District Three

Andrew W. Coy
District Four

John E. Albion
District Five

Donald D. Stilwell
County Manager

James G. Yaeger
County Attorney

Diana M. Parker
County Hearing
Examiner

February 22, 2002

RECEIVED FEB 26 2002

Mr. Steven C. Hartsell
Pavese, Haverfield, Dalton, Harrison
& Jensen, LLP
Attorneys and Counselors at Law
1833 Hendry Street
Fort Myers, FL 33901

**Re: Review of a Petition to Vacate of a Perpetual Ingress and Egress
Easement and Public Utility Easement Situated in Section 1 and 2,
Township 46S and Range 25E (Southwest Florida International Airport
Property)**

Dear Mr. Hartsell:

Lee County Department of Transportation has reviewed the above request for Vacation and has questions regarding the part of the easement adjacent to Alico Road right-of-way. It appears from the sketch submitted that a portion of the Alico Road right-of-way is included in the description. DOT would not support abandoning any of the Alico Road right-of-way. If it is not the intent to Vacate any portion of the Alico Road right-of-way, then DOT would offer no objection to the Vacation.

Please contact me at your convenience so that we can discuss this request further.

Yours very truly,

DEPARTMENT OF TRANSPORTATION


Margaret Lawson
DOT Right-of-Way Supervisor

ML:lcc

cc: Petition to Vacate File: SWF Regional Airport (Pavese/Hartsell)
S:\DOCUMENT\LAWSON\LETTERS\2002\Pavese Hartsell PTV.doc



Florida Department of Transportation

JEB BUSH
GOVERNOR

THOMAS F. BARRY, JR.
SECRETARY

January 28, 2002

Steven C. Hartsell
Pavese, Haverfield, Dalton, Harrison & Jensen, L.L.P.
1833 Hendry Street
Fort Myers, Florida 33902-1507

RE: Vacation of An Ingress/Egress/Utility Easement

Dear Mr. Hartsell:

Our staff has conducted a review of your request to vacate an ingress, egress and public utility easement north of Alico Road in Sections 1 & 2, Township 46 South, Range 25 East and described in Or Book 1142, Page 1034, Public Records of Lee County, Florida. This same area was further referenced in your letter and highlighted map of January 21, 2002.

Based on this review, we offer "No Objections" to this vacation request.

Sincerely,

James W. Dunsford,
District R/W Administrator,
Property Management

JWD/jwd

cc: Scott Gilbertson, P.E. - Lee County
Walter McCarthy, P.E. - Lee County
Joe Philips - FDOT
Tom Garcia - FDOT

RECEIVED JAN 30 2002

District One-Right of Way Department-Property Management
801 North Broadway Avenue*Post Office Box 1249*Bartow, FL 33831-1249
(863)519-2413*(863)534-7168(Fax)*MS 1-66
www.dot.state.fl.us



**RESOLUTION NO. _____ TO SET PUBLIC HEARING
FOR PETITION TO VACATE Case Number: VAC2002-00016**

WHEREAS, a Petition to Vacate was filed with the Board of County Commissioners;
and

WHEREAS, the Petitioner seeks to abandon, discontinue, close or vacate a portion
of a plat, easement, parcel or right-of-way legally described in the attached Exhibit "A".

WHEREAS, under Florida Statute and the Lee County Administrative Code, the
Board must hold a Public Hearing in order to grant a vacation affecting a public easement,
public right-of-way or platted lands.

BE IT THEREFORE RESOLVED by the Board of County Commissioners of Lee
County, Florida, as follows:

1. A Public Hearing on Petition to Vacate No. VAC2002-00016 is set for the
_____ in the Lee County Commission Chambers.

2. A Notice of Public Hearing on this Petition to Vacate will be published in
accordance with the Lee County Administrative Code.

THIS RESOLUTION passed by voice and entered into the minutes of the Board of
County Commissioners of Lee County, Florida this _____.

ATTEST:
CHARLIE GREEN, CLERK

Deputy Clerk Signature

Please Print Name

BOARD OF COUNTY
COMMISSIONERS OF
LEE COUNTY, FLORIDA

Chairman Signature

Please Print Name

APPROVED AS TO FORM

County Attorney Signature

Please Print Name

EXHIBIT "A"
Banks Engineering, Inc.

Professional Engineers, Planners & Land Surveyors
FORT MYERS ♦ NAPLES ♦ SARASOTA

DESCRIPTION
OF A
PARCEL OF LAND
LYING IN
SECTIONS 1 AND 2, TOWNSHIP 46 SOUTH, RANGE 25 EAST
LEE COUNTY, FLORIDA

(100' INGRESS, EGRESS AND PUBLIC UTILITY EASEMENT)

A TRACT OR PARCEL OF LAND SITUATED IN THE STATE OF FLORIDA, COUNTY OF LEE, LYING IN SECTIONS 1 AND 2, TOWNSHIP 46 SOUTH, RANGE 25 EAST, BEING FURTHER DESCRIBED AS FOLLOWS:

A 100 FOOT STRIP OF LAND LYING 50 FEET ON EACH SIDE OF THE SECTION LINE BETWEEN SECTIONS 1 AND 2, TOWNSHIP 46 SOUTH, RANGE 25 EAST.

SUBJECT TO EASEMENTS, RESTRICTIONS, RESERVATIONS AND RIGHTS-OF-WAY OF RECORD.

SUBJECT TO FACTS THAT MAY BE REVEALED BY AN ACCURATE BOUNDARY SURVEY.

DESCRIPTION PREPARED 01-14-02

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SHEET 1 OF 2

NOTICE OF PUBLIC HEARING FOR PETITION TO VACATE

Case Number: VAC2002-00016

TO WHOM IT MAY CONCERN:

NOTICE is hereby given that on the 9th day of July 2002 @5:00 PM in the County Commissioners' Meeting Room, Old Lee County Courthouse, 2120 Main Street, Fort Myers, Florida, the Board of County Commissioners of Lee County, Florida, will consider and take action on a Petition vacating, abandoning, closing and discontinuing the public's interest in the right-of-way or portion of a right-of-way, legally described in the attached Exhibit "A".

Interested parties may appear in person or through a representative and be heard with respect to the Petition to Vacate.

Anyone wishing to appeal the decision made by the Board with respect to any matter considered at this meeting will need a record of the proceeding for such appeal, and may need a verbatim record, to include all testimony and evidence upon which the appeal is to be based.

A copy of the Petition to Vacate is on file in the Office of the Clerk of the Circuit Court of Lee County, Florida; Minutes Office, 2115 Second Street, Fort Myers, Florida.

LEE COUNTY
S O U T H W E S T F L O R I D A
CHARLIE GREEN, CLERK

Deputy Clerk Signature

Please Print Name

APPROVED AS TO FORM

County Attorney Signature

Please Print Name

EXHIBIT "A"
Banks Engineering, Inc.

Professional Engineers, Planners & Land Surveyors
FORT MYERS ♦ NAPLES ♦ SARASOTA

DESCRIPTION
OF A
PARCEL OF LAND
LYING IN
SECTIONS 1 AND 2, TOWNSHIP 46 SOUTH, RANGE 25 EAST
LEE COUNTY, FLORIDA

(100' INGRESS, EGRESS AND PUBLIC UTILITY EASEMENT)

A TRACT OR PARCEL OF LAND SITUATED IN THE STATE OF FLORIDA, COUNTY OF LEE,
LYING IN SECTIONS 1 AND 2, TOWNSHIP 46 SOUTH, RANGE 25 EAST, BEING FURTHER
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A 100 FOOT STRIP OF LAND LYING 50 FEET ON EACH SIDE OF THE SECTION LINE
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SUBJECT TO EASEMENTS, RESTRICTIONS, RESERVATIONS AND RIGHTS-OF-WAY OF
RECORD.

SUBJECT TO FACTS THAT MAY BE REVEALED BY AN ACCURATE BOUNDARY SURVEY.

DESCRIPTION PREPARED 01-14-02

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S:\Jobs\14x\1480\SURVEYING\DESCRIPTIONS\1480_100_ACC_SKT.dwg

SHEET 1 OF 2