

LEE COUNTY BOARD OF COUNTY COMMISSIONERS
AGENDA ITEM SUMMARY

BLUE SHEET NO: 20020589

1. REQUESTED MOTION:

ACTION REQUESTED: Accept a Petition VAC2002-00019 to vacate 5 (five) 10' Public Utility and Drainage Easements located between the common lot line of lots 735 &, 736; 736 & 738; 739 & 741; 741 & 742; and 740 & 742; Block 7, Island VII, Cherry Estates as recorded in Plat Book 29, Pages 54 - 64, among the Public Records of Lee County, Florida, Section 35, Township 45, Range 22, and adopt a Resolution setting a Public Hearing for 5:00 p.m. on the 13th day of August, 2002, and except replacement easements between common lot lines of lots 735-A & 737-A; 739-A & 741-A; 741-A & 740-A; and 736-A & 738-A..

WHY ACTION IS NECESSARY: To facilitate the relocation of the referenced mobile home lot lines to create new lot dimensions. The proposed vacation will not alter or impact existing drainage or utilities and are not required to accommodate any future drainage needs. Replacement utility easements centered on the new lot lines are being provided as requested by applicable utility service providers.

WHAT THE ACTION ACCOMPLISHES: Sets the time and date of the Public Hearing.

2. DEPARTMENTAL CATEGORY:

COMMISSION DISTRICT # 1

C4A

3. MEETING DATE:

06-18-2002

4. AGENDA

- CONSENT
- ADMINISTRATIVE
- APPEALS
- PUBLIC

TIME REQUIRED:

5. REQUIREMENT/PURPOSE:

(Specify)

- STATUTE
- ORDINANCE
- ADMIN. CODE 13-1
- OTHER

6. REQUESTOR OF INFORMATION:

- A. COMMISSIONER _____
 - B. DEPARTMENT Community Development
 - C. DIVISION Development Services
- BY Peter J. Eckenrode 6/03/02
Peter J. Eckenrode, Director

7. BACKGROUND:

The complete Petition to Vacate was submitted by Mr. Kevin Cherry.

LOCATION: The 5 (five) 10' Public Utility and Drainage Easements located between the common lot line of lots 735 &, 736; 736 & 738; 739 & 741; 741 & 742; and 740 & 742; Block 7, Island VII, Cherry Estates as recorded in Plat Book 29, Pages 54 - 64, among the Public Records of Lee County, Florida, Section 35, Township 45, Range 22. The addresses are 3106, 3107, 3114, 3115, 3122, 3123, 3130, & 3131 Sloop Ln., St. James City, FL.

Documentation pertaining to this Petition to Vacate is available for viewing at the Office of Lee Cares.

There are no objections to this Petition to Vacate. Staff recommends the 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 Rel.	D Other	E County Attorney	F County Administration				G County Manager
					OA	OM	Risk	GC	
<u>Mary Gibbs</u>	N/A	N/A	N/A	<u>Henry</u>	<u>5/22/02</u> <u>6/4/02</u>	<u>6/4/02</u>	<u>6/6</u>	<u>6/4/02</u>	<u>Bl</u>

10. COMMISSION ACTION:

- APPROVED
- DENIED
- DEFERRED
- OTHER

REC'D.
by CO. ATTY.
6/3/02
1140M
CO. ATTY.
FORWARDED TO:
Admin
6/4/02 2:18PM

RECEIVED BY
COUNTY ADMIN.
6/4 2:25 PM
COUNTY ADMIN.
FORWARDED TO:
6/4 8:00

PETITION TO VACATE

Case Number: Vac 2002-00019

Petitioner(s), KRS LAND DEVELOPMENT, INC
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, 3039 York Rd St. James, City, FL
2. In accordance with Florida Statute (F.S.) Chapter 177 and Lee County Administrative Code (LCAC) 13-1, Petitioner desires to vacate the public's interest in the easement, plat or portion of a plat legally described in the attached Exhibit "A".
3. A sketch showing the area the Petitioner desires to vacate is attached as Exhibit "B".
4. Proof Petitioner paid all applicable state and county taxes is attached as Exhibit "C".
5. Petitioner is fee simple title holder to the underlying land sought to be vacated.
6. Petitioner did provide notice to all affected property owners concerning the intent of this Petition in accordance with the LCAC 13-1.
7. In accordance with letters of review and recommendation provided by various governmental and utility entities, it is apparent if the Board grants the Petitioner's request, it will not affect the ownership or right of convenient access of persons owning other parts of the subdivision.

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

Respectfully Submitted,

By:

[Signature] PRES.
Petitioner Signature

KEVIN J. CHERRY
Printed Name

By:

Petitioner Signature

Printed Name

LEGAL DESCRIPTION
EXHIBIT A

A Public Utility & Drainage Easement centered on the common lot line between Lots 735 & 737; 736 & 738; 739 & 741; 741 & 742; and 740 & 742, Block 7, of Cherry Estates, as recorded in Plat Book 29, Pages 54-64 of the Public Records of Lee County Florida, Section 35, Township 45, Range 22.

A. J. WATSON



P.O. BOX 425 ON 2284 DATE STREET
 ST. JAMES CITY, FLORIDA 33956
 PHONE (841) 285-1514
 LB # 2029

SURVEYING, INC.

CURVE TABLE

NO.	RADIUS	DELTA	ARC	TANGENT	CHORD	CHORD BEARING
1	95.00'	16°28'04"	27.30'	13.75'	27.21'	N.08°26'53"E.
2	95.00'	21°44'44"	36.06'	18.25'	35.84'	N.27°33'32"E.
3	45.00'	34°19'09"	26.95'	13.90'	26.55'	N.21°16'13"E.

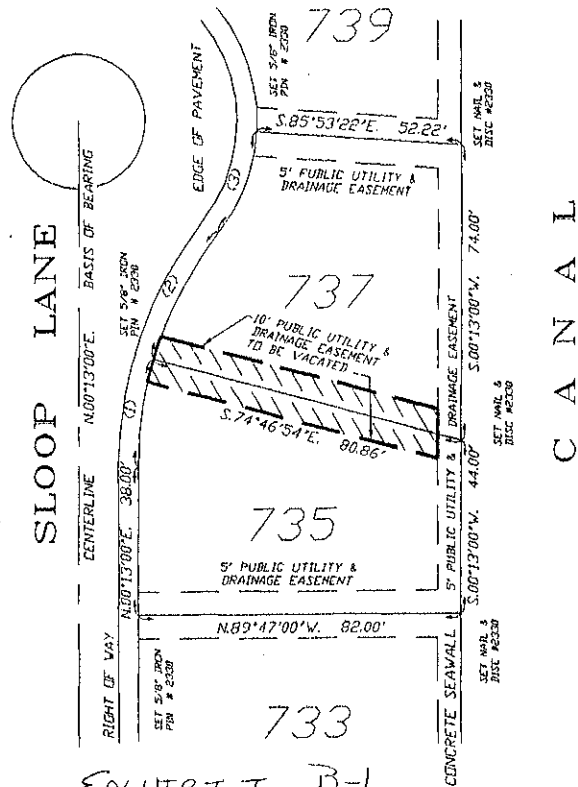


EXHIBIT B-1

THAT CERTAIN 10 FOOT PUBLIC UTILITY AND DRAINAGE EASEMENT ON LOTS 735 AND 737, ISLAND VII, CHERRY ESTATES AS RECORDED IN PLAT BOOK 29, PAGES 54 THROUGH 64, AMONG THE PUBLIC RECORDS OF LEE COUNTY, FLORIDA THE CENTERLINE OF WHICH IS DESCRIBED AS FOLLOWS: BEGIN AT THE EASTERLY CORNER COMMON TO SAID LOTS 735 AND 737; THENCE RUN S 74°46'54" E ALONG THE COMMON LINE TO SAID LOTS 735 AND 737 FOR 80.66 FEET TO ITS TERMINUS; SAID EASEMENT LIES FIVE FEET ON EITHER SIDE OF THE DESCRIBED CENTERLINE AND IS BOUNDED ON THE NORTHWEST BY THE RIGHT-OF-WAY OF SLOOP LANE AND ON THE WEST BY THE PUBLIC UTILITY AND DRAINAGE EASEMENT THAT RUNS ALONG EAST BOUNDARY OF SAID LOTS 735 AND 737.

NOTE:
 Bearings and Distances shown hereon are according to the referenced DEED (D) or PLAT (P) unless otherwise noted as measured (M).

NATIONAL FLOOD INSURANCE DATA, COMMUNITY PANEL NUMBER 125124 0290 9, FEDERAL FLOOD ZONE A9, ELEVATION 9' ELEVATIONS BASED ON N.G.V.D.-29, BENCH MARK

SPECIAL PURPOSE SKETCH DELINEATING AND DESCRIBING A PUBLIC UTILITY AND DRAINAGE EASEMENT TO BE VACATED ON LOTS 735 AND 737, ISLAND VII, CHERRY ESTATES AS RECORDED IN PLAT BOOK 29, PAGES 54-64 AMONG THE PUBLIC RECORDS OF LEE COUNTY, FLORIDA.

This survey is in compliance with the minimum technical standards as set forth in Chapter 61G17-8, Florida Administrative Code. This Survey Map is not valid without the signature and raised seal of a Florida Licensed Surveyor and Mapper.

Alfred J. Watson
 ALFRED J. WATSON
 PROFESSIONAL SURVEYOR AND MAPPER
 #2330 - STATE OF FLORIDA

FOR: CHERRY ESTATES, INC.
 JOB # 01-0541 F.B. FILE
 STRAP # 35-45-22-23-00007.7350 & 7370

SKETCH OF SURVEY
 SCALE 1" = 30'

DATE: FEBRUARY 20, 2002
 DATE: _____
 DATE: _____

A. J. WATSON

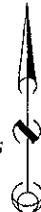


P.O. BOX 423 ON 2284 DATE STREET
ST. JAMES CITY, FLORIDA 33908
PHONE (841) 283-1518
L.S. # 2658

SURVEYING, INC.

CURVE TABLE

NO.	RADIUS	DELTA	ARC	TANGENT	CHORD	CHORD BEARING
1	43.00'	57°37'43"	45.26'	24.75'	43.38'	S.09°10'56"E.
2	95.00'	11°34'13"	19.18'	9.62'	19.15'	S.32°11'51"E.
3	95.00'	26°38'35"	44.18'	22.49'	43.78'	S.13°06'39"E.



CANAL

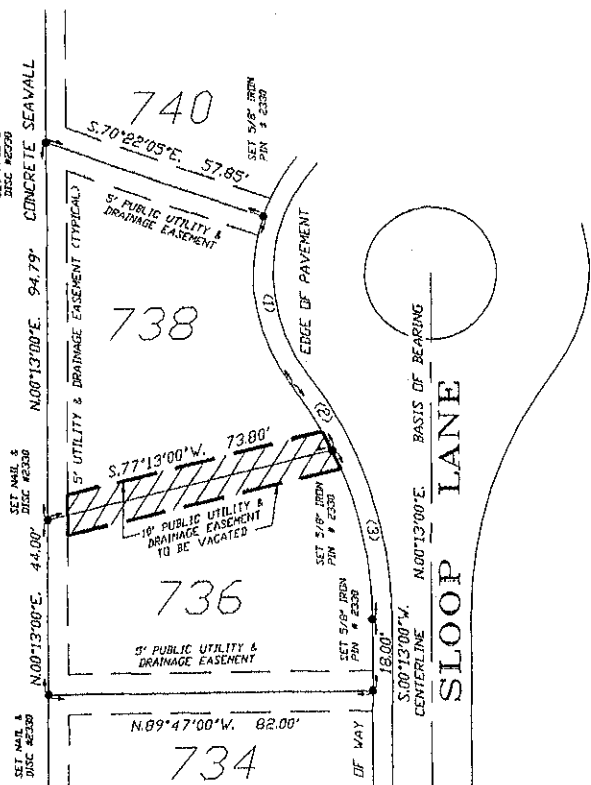


EXHIBIT B-2

THAT CERTAIN 10 FOOT PUBLIC UTILITY AND DRAINAGE EASEMENT ON LOTS 736 AND 738, ISLAND VII, CHERRY ESTATES AS RECORDED IN PLAT BOOK 29, PAGES 54 THROUGH 64, AMONG THE PUBLIC RECORDS OF LEE COUNTY, FLORIDA THE CENTERLINE OF WHICH IS DESCRIBED AS FOLLOWS:
BEGIN AT THE EASTERLY CORNER COMMON TO SAID LOTS 736 AND 738; THENCE RUN S 77°13'00" W ALONG THE COMMON LINE TO SAID LOTS 736 AND 738 FOR 73.80 FEET TO ITS TERMINUS; SAID EASEMENT LIES FIVE FEET ON EITHER SIDE OF THE DESCRIBED CENTERLINE AND IS BOUNDED ON THE NORTHEAST BY THE RIGHT-OF-WAY OF SLOOP LANE AND ON THE WEST BY THE PUBLIC UTILITY AND DRAINAGE EASEMENT THAT RUNS ALONG WEST BOUNDARY OF SAID LOTS 736 AND 738.

NOTE:
Bearings and Distances shown hereon are according to the referenced DEED (D) or PLAT (P) unless otherwise noted as measured (M).

NATIONAL FLOOD INSURANCE DATA, COMMUNITY PANEL NUMBER 125124 0280 G, FEDERAL FLOOD ZONE AD, ELEVATION 8' ELEVATIONS BASED ON N.G.V.D.-29, BENCH MARK
SPECIAL PURPOSE SKETCH DELINEATING AND DESCRIBING A PUBLIC UTILITY AND DRAINAGE EASEMENT TO BE VACATED ON LOTS 736 AND 738, ISLAND VII, CHERRY ESTATES AS RECORDED IN PLAT BOOK 29, PAGES 54-64 AMONG THE PUBLIC RECORDS OF LEE COUNTY, FLORIDA.

This survey is in compliance with the minimum technical standards as set forth in Chapter 61G17-8, Florida Administrative Code. This Survey Map is not valid without the signature and raised seal of a Florida Licensed Surveyor and Mapper.

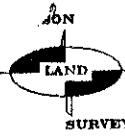
Alfred J. Watson
ALFRED J. WATSON
PROFESSIONAL SURVEYOR AND MAPPER
#2330 - STATE OF FLORIDA

FOR: CHERRY ESTATES, INC.
JOB # 01-0541 F. J. FILE
STRAP # 35-45-22-23-00007.7360 & 7380

SKETCH OF SURVEY
SCALE 1" = 30'

DATE: NOVEMBER 1, 2001
DATE:
DATE:

NO	RADIUS	DELTA	ARC	TANGENT	CHORD	CHORD BEARING
3	95.00'	38°12'48"	63.36'	32.91'	68.19'	S18°39'24"E
5	95.00'	38°12'48"	63.36'	32.91'	68.19'	N19°19'24"E
6	30.00'	92°33'00"	88.79'	32.31'	72.29'	N46°13'30"E
7	30.00'	87°25'00"	76.29'	47.79'	69.10'	S43°19'30"E
10	45.00'	37°32'38"	28.49'	15.29'	28.96'	S64°56'13"E
11	45.00'	37°32'38"	28.49'	15.29'	28.96'	N17°31'16"E
12	45.00'	37°32'38"	28.49'	15.29'	28.96'	S64°56'13"E
13	45.00'	37°32'38"	28.49'	15.29'	28.96'	N17°31'16"E
14	45.00'	37°32'38"	28.49'	15.29'	28.96'	S64°56'13"E
15	45.00'	37°32'38"	28.49'	15.29'	28.96'	N17°31'16"E
16	45.00'	37°32'38"	28.49'	15.29'	28.96'	S64°56'13"E
17	45.00'	37°32'38"	28.49'	15.29'	28.96'	N17°31'16"E
18	45.00'	37°32'38"	28.49'	15.29'	28.96'	S64°56'13"E
19	45.00'	37°32'38"	28.49'	15.29'	28.96'	N17°31'16"E
20	45.00'	37°32'38"	28.49'	15.29'	28.96'	S64°56'13"E
21	45.00'	37°32'38"	28.49'	15.29'	28.96'	N17°31'16"E



P.O. BOX 423 OR 2284 DATE STREET
 ST. JAMES CITY, FLORIDA 33956
 PHONE (941) 283-1518
 LB # 2058

SURVEYING, INC.

CANAL

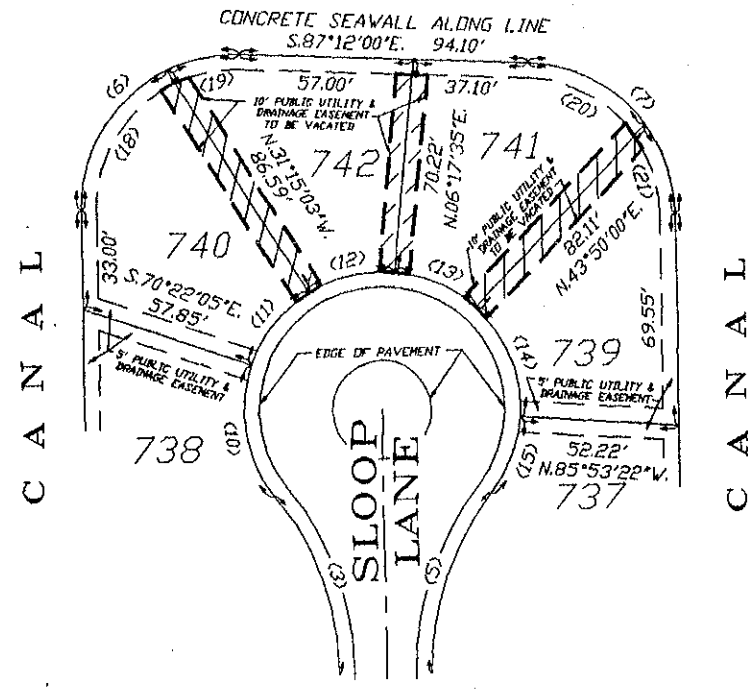


Exhibit B-3

THAT CERTAIN 10 FOOT PUBLIC UTILITY AND DRAINAGE EASEMENT ON LOTS 739 AND 741, ISLAND VII, CHERRY ESTATES AS RECORDED IN PLAT BOOK 29, PAGES 54 THROUGH 64, AMONG THE PUBLIC RECORDS OF LEE COUNTY, FLORIDA THE CENTERLINE OF WHICH IS DESCRIBED AS FOLLOWS:
 BEGIN AT THE SOUTHERLY CORNER COMMON TO SAID LOTS 739 AND 741; THENCE RUN N 43°50'00" E ALONG THE COMMON LINE TO SAID LOTS 739 AND 741 FOR 82.11 FEET TO ITS TERMINUS; SAID EASEMENT LIES FIVE FEET ON EITHER SIDE OF THE DESCRIBED CENTERLINE AND IS BOUNDED ON THE SOUTHWEST BY THE RIGHT-OF-WAY OF SLOOP LANE AND ON THE NORTHEAST BY THE PUBLIC UTILITY AND DRAINAGE EASEMENT THAT RUNS ALONG THE NORTHEASTERLY BOUNDARY OF SAID LOTS 739 AND 741.

THAT CERTAIN 10 FOOT PUBLIC UTILITY AND DRAINAGE EASEMENT ON LOTS 741 AND 742, ISLAND VII, CHERRY ESTATES AS RECORDED IN PLAT BOOK 29, PAGES 54 THROUGH 64, AMONG THE PUBLIC RECORDS OF LEE COUNTY, FLORIDA THE CENTERLINE OF WHICH IS DESCRIBED AS FOLLOWS:
 BEGIN AT THE SOUTHERLY CORNER COMMON TO SAID LOTS 741 AND 742; THENCE RUN N 06°17'35" E ALONG THE COMMON LINE TO SAID LOTS 741 AND 742 FOR 70.22 FEET TO ITS TERMINUS; SAID EASEMENT LIES FIVE FEET ON EITHER SIDE OF THE DESCRIBED CENTERLINE AND IS BOUNDED ON THE SOUTH BY THE RIGHT-OF-WAY OF SLOOP LANE AND ON THE NORTH BY THE PUBLIC UTILITY AND DRAINAGE EASEMENT THAT RUNS ALONG THE NORTH BOUNDARY OF SAID LOTS 741 AND 742.

THAT CERTAIN 10 FOOT PUBLIC UTILITY AND DRAINAGE EASEMENT ON LOTS 740 AND 742, ISLAND VII, CHERRY ESTATES AS RECORDED IN PLAT BOOK 29, PAGES 54 THROUGH 64, AMONG THE PUBLIC RECORDS OF LEE COUNTY, FLORIDA THE CENTERLINE OF WHICH IS DESCRIBED AS FOLLOWS:
 BEGIN AT THE SOUTHERLY CORNER COMMON TO SAID LOTS 740 AND 742; THENCE RUN N 31°15'03" E ALONG THE COMMON LINE TO SAID LOTS 740 AND 742 FOR 86.59 FEET TO ITS TERMINUS; SAID EASEMENT LIES FIVE FEET ON EITHER SIDE OF THE DESCRIBED CENTERLINE AND IS BOUNDED ON THE SOUTHWEST BY THE RIGHT-OF-WAY OF SLOOP LANE AND ON THE NORTHEAST BY THE PUBLIC UTILITY AND DRAINAGE EASEMENT THAT RUNS ALONG THE NORTHEASTERLY BOUNDARY OF SAID LOTS 740 AND 742.

NATIONAL FLOOD INSURANCE DATA, COMMUNITY PANEL NUMBER 125124 0290 B, FEDERAL FLOOD ZONE A9, ELEVATION B' ELEVATIONS BASED ON N.G.V.D.-29, BENCH MARK
 SPECIAL PURPOSE SKETCH DELINEATING AND DESCRIBING PUBLIC UTILITY AND DRAINAGE EASEMENTS TO BE VACATED ON LOTS 739, 740, 741 AND 742, ISLAND VII, CHERRY ESTATES AS RECORDED IN PLAT BOOK 29, PAGES 54-64 AMONG THE PUBLIC RECORDS OF LEE COUNTY, FLORIDA.

This survey is in compliance with the minimum technical standards as set forth in Chapter 61017-6, Florida Administrative Code. This Survey Map is not valid without the signature and raised seal of a Florida Licensed Surveyor and Mapper.

Alfred J. Watson
 ALFRED J. WATSON
 PROFESSIONAL SURVEYOR AND MAPPER
 #2330 - STATE OF FLORIDA

FOR: CHERRY ESTATES, INC.
 JOB # 01-0602 F.B. FILE

SKETCH OF SURVEY
 SCALE 1" = 50'

DATE: DECEMBER 12, 2001
 DATE: _____
 DATE: _____

RESOLUTION

Closing or vacating the following described easements and/or parcels:

Vacating of 1 foot from each side lot line drainage and utility easement of the following described lots:

- Lots 601 thru 643, Block VI
- Lots 701 thru 742, Block VIII
- Lots 801 thru 845, Block VIII
- Lots 901 thru 968, Block IX

of Cherry Estates subdivision as recorded in Plat Book 29 at Page 54 of the public records of Lee County, Fl.

Said side lot line drainage and utility easements will be decreased from 6 feet wide to 5 feet wide.

WHEREAS, a Petition was heretofore filed with the Board of County Commissioners on the 16th day of November, 1988, by Karin Cherry and

WHEREAS, the said Petitioner prayed for the closing and vacating certain easements and/or parcels described above, and

WHEREAS, Proof of Publication of Notice of Hearing to be held on the 21st day of December, 1988, was duly made and filed with the Board and is in conformity with the law and does give notice of the filing of said Petition praying for the vacation of certain property described above; and

WHEREAS, pursuant to said Notice of hearing, a Public Hearing was held on the 21st day of December, 1988, and it appearing that there was no objection to the closing of said easements and/or parcels as described above and said easements and/or parcels have no use or value to the general public;

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

1. That the property described hereinabove be and the same is hereby vacated and closed.
2. That the Notice of Vacating said property will be published hereafter, as required by law.
3. The foregoing proceedings, including the Petition to Vacate, the Notice of Public Hearing and this Resolution, together with the Notice of Vacating of the aforesaid property be recorded in the Public Records of Lee County, Florida, as required by law.

THIS RESOLUTION passed by voice and entered into the minutes of the Board of County Commissioners of Lee County, Florida this 21st day of December, 1988.

By [Signature] DEPUTY CLERK
Clerk of the Circuit Court
of Lee County, Florida.

[Signature]
Chairman, Board of County
Commissioners of Lee County,
Florida.

APPROVED AS TO FORM

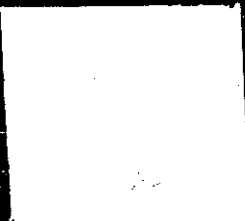
[Signature]
CLERK

12/21/88 2:00PM 88-24

012013

P60319

RECORDS MEMO.
Legality of Writing, Typing or Printing Uncertain
Verify in This Document Where Received



NEWS-PRESS
Published every morning — Daily and Sunday
Fort Myers, Florida

15.80
Affidavit of Publication
2583535

State of Florida
County of Lee

Before the undersigned authority, personally appeared
Lydia Patterson

..... who on oath says that he/she is the
Class Oper Supr
..... of the News Press, a daily
newspaper published at Fort Myers, in Lee County, Florida;

that the attached copy of advertisement, being a
Notice

in the matter of
Vacating

.....in the
..... Court, was published in
said newspaper in the issues of:

Jan. 3, 1989

Affiant further says that the said News-Press is a paper of general circulation daily in Lee, Charlotte, Collier and Hendry Counties and published at Fort Myers, in said Lee County, Florida and that said newspaper has heretofore been continuously published in said Lee County, Florida, each day, and has been entered as a second class mail matter at the post office in Fort Myers in said Lee County, Florida, for a period of one year next preceding the first publication of the attached copy of the advertisement, and affiant further says that he has neither paid nor promised any person, firm or corporation any discount, rebate, commission or refund for the purpose of securing this advertisement for publication in the said newspaper.

Lydia C. Patterson

Sporn to and subscribed before me this 6th day

of **Jan** A.D. 19..... 89

Vicor Newsome
Notary Public

My commission expires..... 11/16/91

**NOTICE OF
TO VACATE
CONCERN IT MAY
be hereby given
that certain property
located in Section 16
Township 24 North, 22
East, Lee County, Flori-
da, and more particu-
larly described as fol-
lows:
Vacating of a food
drainage easement and the
revestment of the follow-
ing described lots:
Lots 801 thru 811, call
Block 201, Block 202,
72, Block 203, 204, 205, 206,
207, 208, 209, 210, 211, 212,
213, 214, 215, 216, 217,
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988, 989, 990, 991, 992,
993, 994, 995, 996, 997,
998, 999, 1000.**

DN2043
PG0318

88-74

RECORDERS MEMO.
Legality of Writing, Typing or Printing Unaffili-
factory in This Document When Rec'd

RECORDERS MEMO.
Legality of Writing, Typing or Printing Unaffili-
factory in This Document When Rec'd

NEWS-PRESS
 Published every morning — Daily and Sunday
 Fort Myers, Florida

Affidavit of Publication

State of Florida
 County of Lee

Before the undersigned authority, personally appeared
Lydia Patterson....., who on oath says that he/she is the

Class Oper Supr..... of the News Press, a daily
 newspaper published at Fort Myers, in Lee County, Florida;

that the attached copy of advertisement, being a.....

Notice of Public Hearing.....

in the matter of.....

Petition to Vacate..... in the

..... Court, was published in
 said newspaper in the issues of:

Dec. 3, 1988.....

Affiant further says that the said News Press is a paper of general
 circulation daily in Lee, Charlotte, Collier and Hendry Counties and
 published at Fort Myers, in said Lee County, Florida and that said
 newspaper has heretofore been continuously published in said Lee
 County, Florida, each day, and has been entered as a second class mail
 matter at the post office at Fort Myers in said Lee County, Florida, for a
 period of one year next preceding the first publication of the attached
 copy of the advertisement; and affiant further says that he has neither
 paid nor promised any person, firm or corporation any discount, rebate,
 commission or refund for the purpose of securing this advertisement for
 publication in the said newspaper.

Lydia C. Patterson
 Sworn to and subscribed before me this..... day
 Dec.,..... A.D. 19..... 88

of *Vickie Rousseau*
 Notary Public
 11/18/91
 My commission expires.....

NOTICE OF PUBLIC HEARING ON PETITION TO VACATE
 TO ALL PERSONS INTERESTED:
 You are hereby notified that a Petition has been filed with the Board of County Commissioners of Lee County, Florida, by the property owner to vacate the following:
 Vacating of 1 foot from south side lot line drainage and utility easement of the following described lots:
 Lots 1 and 2, Block 10, Cherry Estates, which will be increased in the Block 10 of the public records of Lee County, Florida, and drainage and utility easements will be increased from 10 feet wide to 12 feet wide. The public hearing will be held before the Board of County Commissioners of Lee County, Florida, at the County Courthouse, Fort Myers, Florida, at 10:00 o'clock on the 31st day of December, 1988.
 Board of County Commissioners of Lee County, Florida, by: Chairman, Vice Chairman, Dec. 3 No. 490

OR2013

PG0320

*Minute ✓
 12-21-88
 2:00 pm
 88-74*

RECORDED MEINL
 Legibility of Writing, Typing or Printing Unaffected
 in This Document When Received

4422222 & 4422222
 12 10 10 25 1988

Return to: (enclose self-addressed)
BATCHELOR & S
 Attn: DAN E.
 P. O. Box 189
 Bonita Spring

This instrument Prepared by:
 Address:

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SPACE ABOVE
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PAGE 625

Printed for Lawyers' Title Guaranty Fund, Orlando, Florida

This instrument was prepared by:

Arthur K. Knudsen, Jr.

of the law firm of ALLEN, KNUDSEN, SWARTZ, RICHARDSON & DEBOEST P. O. Box 1488 Fort Myers, Florida

Warranty Deed STATUTORY FORM - SECTION 689.02 (F.S.)

This Instrument, Made this 10 day of March 1969. Between JOSEPH CHERRY and ROSALEE CHERRY, a husband and wife of the County of Lee State of Florida, Grantor, and CHERRY ESTATES, INC., a Florida corporation, whose post office address is P.O. Box 341, St. James City of the County of Lee State of Florida, grantee.

Witnesseth, That said grantor, for and in consideration of the sum of TEN and 00/100 Dollars,

and other good and valuable considerations to said grantor in hand paid by said grantee, the receipt whereof is hereby acknowledged, has granted, bargained and sold to the said grantee, and grantee's heirs and assigns forever, the following described land, situate, lying and being in Lee County, Florida, to-wit:

A tract of land lying in the East half of the SE 1/4 of Section 34, Township 45 South, Range 22 East; AND ALSO a tract of land lying in the SW 1/4 of Section 35, Township 45 South, Range 22 East, and part of Government Lots 3, 4, 5 and 6 Section 2, Township 48 South, Range 22 East, which tract or parcel is described as follows: All of the East Half of the SE 1/4 of said Section 34, lying South of the following described line: from the SE corner of said Section 34, run North 0 Degrees, 47 Minutes, 30 Seconds West along the westerly line of said Section 34 for 937.32 Feet, more or less, to the centerline of a boat canal and the point of beginning of said line; thence run North 87 Degrees, 14 Minutes West along said line and the centerline of said boat canal to the westerly line of said fraction of a section.

ALSO: All of the SW 1/4 of Section 35 lying south and west of the following described line: from the SW corner of Section 35 run North 0 Degrees, 47 Minutes, 30 Seconds West along the westerly line of said Section 35 for 937.32 feet, more or less, to the centerline of a boat canal and the point of beginning of said line; thence run South 87 Degrees, 14 Minutes (continued on reverse side)

and said grantor, does hereby fully warrant the title to said land, and will defend the same against the lawful claims of all persons whatsoever.

*"Grantor" and "grantee" are used for singular or plural, as context requires.

In Witness Whereof, Grantor has hereunto set grantor's hand and seal the day and year first above written signed, sealed and delivered in our presence:

Handwritten signatures of Joseph Cherry and Rosalee Cherry, each followed by a line and the word (Seal).

STATE OF FLORIDA COUNTY OF LEE I HEREBY CERTIFY that on this day before me, an officer duly qualified to take acknowledgments, personally appeared JOSEPH CHERRY and ROSALEE CHERRY, husband and wife

to me known to be the persons described in and who executed the foregoing instrument and acknowledged to me that he executed the same. WITNESS my hand and official seal in the County and State last aforesaid this 10 day of March 1969.

Notary Public seal and signature of the notary.

My commission expires May 1972, State of Florida at law My Commission Expires Oct. 1, 1972 Printed by American Title Guaranty Co.

523

(DESCRIPTION CONTINUED)

East along the centerline of said boat canal to an intersection with the westerly line of York Road as shown on the map or plat of Unit M, the westerly line of York Road as shown on the map or plat of Unit M, GULFHAVEN, a subdivision, per plat thereof recorded in Plat Book 9 at pages 77 and 78 of the public records of Lee County, Florida; thence run southerly along said westerly line to the south line of said Section.

ALSO: all of that part of Government Lot 3, said Section 2, lying westerly of said westerly line of York Road.

ALSO: all of Government Lot 4 in said Section 2
 ALSO: all of that part of Government Lots 5 and 6 lying westerly of the westerly line of York Road and lying northerly of the following described line: beginning from a point on the West line of said Section 2, which point is 1580.13 feet south of the Northwest corner of said Section 2, run North 89 Degrees, 12 Minutes, 30 Seconds East, perpendicular to said West line for 220 feet to a point of curvature, thence run southeasterly along the arc of a curve to the right of radius 2165 feet for 922.75 feet (chord bearing South 78 Degrees, 41 Minutes, 40 Seconds East); thence run South 65 Degrees, 56 Minutes, 40 Seconds East for 50 feet; thence run South 69 Degrees, 17 Minutes East for 90 feet to the westerly line of York Road.

EXCEPT the entire tract of land which is known as and comprises the entire subdivision of ISLE OF PINES, as same is recorded in Plat Book 12, page 49, Public Records of Lee County, Florida.

EXCEPT, the following described parcels:

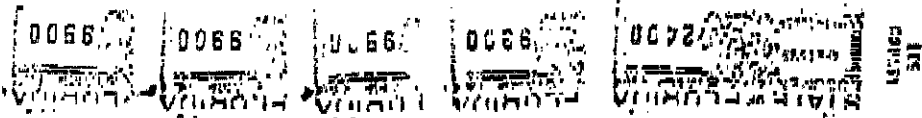
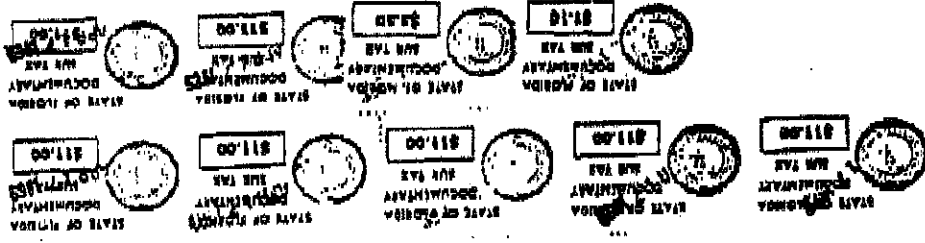
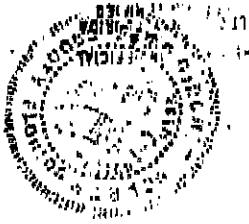
All of Lot 6, Block B; all of Lot 7, Block B; all of Lot 8, Block B; all of Lot 9, Block B; all of Lot 10 and 11, Block B; all being in CHERRY ESTATE SUBDIVISION (UNRECORDED) lying in Section 2, Township 46 South, Range 24 East, Lee County, Florida, as shown upon the plat recorded in O.R. Book 497, at pages 4 and 5, of the Lee County Public Records.

A lot or parcel of land lying in Section 2, Township 46 South, Range 22 East, Pine Island, Lee County, Florida, which lot or parcel is described as follows:

From the northeast corner of Lot 38, UNIT No. 1, ISLE OF PINES, according to the map or plat recorded in Plat Book 12 at page 49 of the public records of Lee County, run North 24 Degrees, 43 Minutes, 00 Seconds East along the northwesterly line of York Road for 712.5 feet; thence run North 65 Degrees, 17 Minutes, 00 Seconds West along the centerline of a roadway easement 25 feet wide for 100 feet to a point of curvature; thence continue along the centerline of said roadway easement and the arc of a curve to the left of radius 3207.50 feet for 1412.99 feet to the center of a turnaround of radius 40 feet, at the westerly end of said roadway easement, the point of beginning of the lands herein described, from said point of beginning run South 52 Degrees, 15 Minutes, 30 Seconds West, passing through the southwesterly line of said turnaround to said roadway easement at 40.00 feet, for 143.65 feet, more or less, to the easterly side of a waterway; thence run South 0 Degrees, 47 Minutes, 30 Seconds East along the easterly side of said waterway for 6.00 feet, more or less; thence run North 89 Degrees, 12 Minutes, 30 Seconds East along the northerly side of a waterway for 88.0 feet more or less; thence run North 31 Degrees, 18 Minutes, 10 Seconds East for 61.99 feet, more or less, to the southerly side of said turnaround of radius 40 feet; thence run North 2 Degrees, 07 Minutes, 30 Seconds East for 40.00 feet to the point of beginning; SUBJECT to a 5 feet public utility easement lying southwesterly of the southwesterly line of said 40 feet radius turnaround, TOGETHER WITH the aforementioned 25 feet strip and 40 feet radius turnaround roadway easement

AKK

BY *[Signature]*
D. C.
CLERK OF COURT
D. C. CLERK
APR 16 4 28 PM '69



AIR
MAIL

REC 523 MAR 627

THIS INSTRUMENT PREPARED BY:

Lee County Attorney's Office
Post Office Box 398
Fort Myers, Florida 33902

PERPETUAL PUBLIC UTILITY AND DRAINAGE EASEMENT GRANT

THIS INDENTURE is made and entered into this 29th day of MAY, 2002, by and between KRS DEVELOPMENT, INC., Owner, hereinafter referred to as GRANTOR(S), and LEE COUNTY, a political subdivision of the State of Florida, whose address is P. O. Box 398, Fort Myers, Florida 33902, hereinafter referred to as GRANTEE.

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 and drainage easement in over and across that portion of Grantor's property 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 construct and maintain stormwater drainage facilities, including the installation of pipe within the easement area in accordance with appropriate permits for construction and maintenance, 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, utility facilities, and/or stormwater drainage facilities.

3. The public utility and drainage 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 or other stormwater lines or systems for providing drainage to this and any adjacent properties. The total area of his public utility and drainage 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.

4. Title to all utilities and/or drainage facilities 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 assume liability to the extent allowed by Section 768.28, Florida Statutes, 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 and/or drainage facilities location within the above-described easement.

7. 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. GRANTEE agrees to coordinate each activity within the easement premises in advance with the manager of the postal facility so as not to interfere with postal operations.

8. By acceptance of this easement, the GRANTEE assumes no responsibility for ownership or maintenance of roads. The easement is strictly for utility and drainage purposes. If GRANTEE fails to utilize the granted easement (Exhibit "A", hereto) for the purposes as set out herein and for the time as set out in Section 255.22, Florida Statutes, then this easement shall be extinguished pursuant to law.

9. This easement shall be binding upon the parties hereto, their successors and assigns.

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

Bo Davis
Witness

BO DAVIS
Printed Name

Deanna J. Eisenzimmer
Witness

DEANNA J. EISENZIMMER
Printed Name

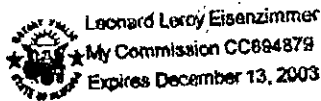
Kevin J. Cherry
GRANTOR
Title: PRESIDENT.

STATE OF Florida)
COUNTY OF LEE) SS:

The foregoing instrument was signed and acknowledged before me this 27 day of MAY, 2002, by KEVIN J. CHERRY
(Print or Type Name)
who has produced DRIVER LICENCE C600-510-53-245-0
(Type of Identification and Number) FLORIDA
as identification, and who (did) (did not) take an oath.

Leonard Leroy Eisenzimmer
Notary Public Signature

LEONARD LEROY EISENZIMMER
Printed Name of Notary Public



(Notary Seal)

CC 894879
Notary Commission Number

A. J. WATSON



P.O. BOX 425 DR 2284 DATE STREET
ST. JAMES CITY, FLORIDA 33956
PHONE (941) 283-1578
LD # 2689

SURVEYING, INC.



THAT CERTAIN 10 FOOT PUBLIC UTILITY AND DRAINAGE EASEMENT TO BE DEDICATED ON LOTS 735-A AND 737-A, ISLAND VII, CHERRY ESTATES AS RECORDED IN PLAT BOOK 29, PAGES 54 THROUGH 64, AMONG THE PUBLIC RECORDS OF LEE COUNTY, FLORIDA, THE CENTERLINE OF WHICH IS DESCRIBED AS FOLLOWS: COMMENCE AT THE EASTERLY CORNER COMMON TO LOTS 733 AND 735, SAID CHERRY ESTATES; THENCE RUN N 00°13'00" W ALONG THE EAST LINE OF SAID LOT 735 FOR 48.00 FEET TO THE EASTERLY CORNER COMMON TO SAID LOTS 735-A AND 737-A AND THE POINT OF BEGINNING OF SAID CENTERLINE; THENCE RUN N 80°20'07" W ALONG THE COMMON LINE TO SAID LOTS 735-A AND 737-A FOR 80.22 FEET TO ITS TERMINUS; SAID EASEMENT LIES FIVE FEET ON EITHER SIDE OF THE DESCRIBED CENTERLINE AND IS BOUNDED ON THE WEST BY THE RIGHT-OF-WAY OF SLOOP LANE, AS SHOWN ON SAID PLAT OF CHERRY ESTATES, AND ON THE EAST BY THE PUBLIC UTILITY AND DRAINAGE EASEMENT THAT RUNS ALONG THE EAST BOUNDARY OF SAID LOTS 735-A AND 737-A.

THAT CERTAIN 10 FOOT PUBLIC UTILITY AND DRAINAGE EASEMENT TO BE DEDICATED ON LOTS 736-A AND 738-A, ISLAND VII, CHERRY ESTATES AS RECORDED IN PLAT BOOK 29, PAGES 54 THROUGH 64, AMONG THE PUBLIC RECORDS OF LEE COUNTY, FLORIDA, THE CENTERLINE OF WHICH IS DESCRIBED AS FOLLOWS: COMMENCE AT THE EASTERLY CORNER COMMON TO LOTS 734 AND 736, SAID CHERRY ESTATES; THENCE RUN N 00°13'00" W ALONG THE EAST LINE OF SAID LOT 736 FOR 48.00 FEET TO THE EASTERLY CORNER COMMON TO SAID LOTS 736-A AND 738-A AND THE POINT OF BEGINNING OF SAID CENTERLINE; THENCE RUN N 83°19'42" W ALONG THE COMMON LINE TO SAID LOTS 736-A AND 738-A FOR 74.21 FEET TO ITS TERMINUS; SAID EASEMENT LIES FIVE FEET ON EITHER SIDE OF THE DESCRIBED CENTERLINE AND IS BOUNDED ON THE EAST BY THE RIGHT-OF-WAY OF SLOOP LANE, AS SHOWN ON SAID PLAT OF CHERRY ESTATES, AND ON THE WEST BY THE PUBLIC UTILITY AND DRAINAGE EASEMENT THAT RUNS ALONG THE WEST BOUNDARY OF SAID LOTS 736-A AND 738-A.


THAT CERTAIN 10 FOOT PUBLIC UTILITY AND DRAINAGE EASEMENT TO BE DEDICATED ON LOTS 739-A AND 741-A, ISLAND VII, CHERRY ESTATES AS RECORDED IN PLAT BOOK 29, PAGES 54 THROUGH 64, AMONG THE PUBLIC RECORDS OF LEE COUNTY, FLORIDA, THE CENTERLINE OF WHICH IS DESCRIBED AS FOLLOWS: COMMENCE AT THE NORTHERLY TERMINUS OF THE CENTERLINE OF SLOOP LANE AS SHOWN ON SAID PLAT OF CHERRY ESTATES; THENCE RUN N 37°13'20" E FOR 45.00 FEET TO THE RIGHT OF WAY LINE OF SAID SLOOP LANE, BEING THE SOUTHERLY CORNER COMMON TO LOTS 739-A AND 741-A AND THE POINT OF BEGINNING OF SAID CENTERLINE; THENCE CONTINUE RUNNING N 37°13'20" E ALONG THE COMMON LINE OF SAID LOTS 739-A AND 741-A FOR 82.59 FEET TO ITS TERMINUS; SAID EASEMENT LIES FIVE FEET ON EITHER SIDE OF THE DESCRIBED CENTERLINE AND IS BOUNDED ON THE SOUTH BY SAID RIGHT OF WAY OF SLOOP LANE AND ON THE NORTH BY THE PUBLIC UTILITY AND DRAINAGE EASEMENT THAT RUNS ALONG THE NORTH BOUNDARY OF SAID LOTS 739-A AND 741-A.

THAT CERTAIN 10 FOOT PUBLIC UTILITY AND DRAINAGE EASEMENT TO BE DEDICATED ON LOTS 740-A AND 741-A, ISLAND VII, CHERRY ESTATES AS RECORDED IN PLAT BOOK 29, PAGES 54 THROUGH 64, AMONG THE PUBLIC RECORDS OF LEE COUNTY, FLORIDA, THE CENTERLINE OF WHICH IS DESCRIBED AS FOLLOWS: COMMENCE AT THE NORTHERLY TERMINUS OF THE CENTERLINE OF SLOOP LANE AS SHOWN ON SAID PLAT OF CHERRY ESTATES; THENCE RUN N 15°32'32" W FOR 45.00 FEET TO THE RIGHT OF WAY LINE OF SAID SLOOP LANE, BEING THE SOUTHERLY CORNER COMMON TO LOTS 740-A AND 741-A AND THE POINT OF BEGINNING OF SAID CENTERLINE; THENCE CONTINUE RUNNING N 15°32'32" W ALONG THE COMMON LINE OF SAID LOTS 740-A AND 741-A FOR 76.16 FEET TO ITS TERMINUS; SAID EASEMENT LIES FIVE FEET ON EITHER SIDE OF THE DESCRIBED CENTERLINE AND IS BOUNDED ON THE SOUTH BY SAID RIGHT OF WAY OF SLOOP LANE AND ON THE NORTH BY THE PUBLIC UTILITY AND DRAINAGE EASEMENT THAT RUNS ALONG THE NORTH BOUNDARY OF SAID LOTS 739-A AND 741-A.

Replacement Easement EXHIBIT A

SPECIAL PURPOSE SKETCH DELINEATING AND DESCRIBING PUBLIC UTILITY AND DRAINAGE EASEMENTS TO BE DEDICATED ON LOTS 735-A, 736-A, 737-A, 738-A, 739-A, 740-A, AND 741-A, ISLAND VII, CHERRY ESTATES, BEING THE RECOMBINATION OF LOTS 735 THROUGH 742, ISLAND VII, CHERRY ESTATES AS RECORDED IN PLAT BOOK 29, PAGES 54-64 AMONG THE PUBLIC RECORDS OF LEE COUNTY, FLORIDA. SEE SHEET 1 OF 2 FOR SKETCH.

This survey is in compliance with the minimum technical standards as set forth in Chapter 61G17-6, Florida Administrative Code. This Survey Map is not valid without the signature and raised seal of a Florida Licensed Surveyor and Mapper.


ALFRED J. WATSON
PROFESSIONAL SURVEYOR AND MAPPER
#2330 - STATE OF FLORIDA

FOR: CHERRY ESTATES, INC.
JOB # 01-0602 F.B FILE
STRAP # 35-45-22-23-00007.7350 THROUGH .7410

DATE: APRIL 23, 2002
DATE: _____
DATE: _____

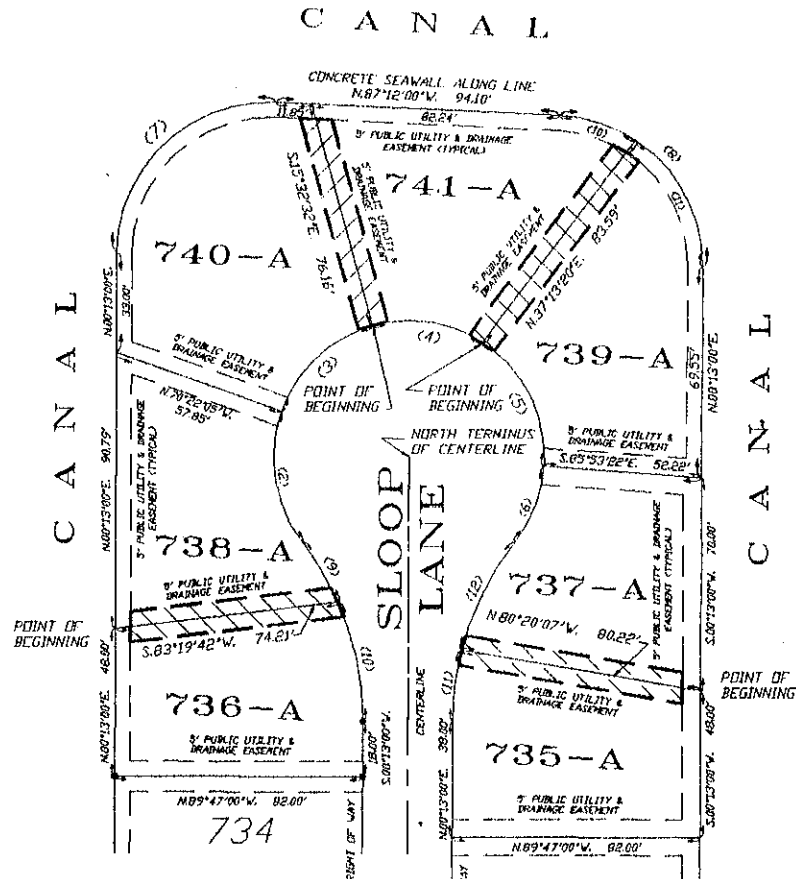


P.O. BOX 423 OR 2284 DATE STREET
ST. JAMES CITY, FLORIDA 33956
PHONE (841) 283-1518
LB # 2858

SURVEYING, INC.

CURVE TABLE

NO.	RADIUS	DELTA	ARC	TANGENT	CHORD	CHORD BEARING
2	45.00'	57°37'43"	45.26'	24.75'	43.38'	N.09°10'56"W.
3	45.00'	54°49'33"	43.06'	23.34'	41.44'	S.47°02'42"W.
4	45.00'	48°27'22"	38.06'	20.25'	36.93'	S.81°18'51"E.
5	45.00'	61°11'48"	48.06'	26.61'	45.81'	S.26°29'16"E.
6	45.00'	34°19'09"	26.95'	13.90'	26.55'	S.21°16'13"W.
7	50.00'	92°35'00"	80.79'	52.31'	72.29'	N.46°30'30"E.
8	50.00'	87°25'00"	76.29'	47.79'	69.10'	S.43°29'30"E.
9	95.00'	14°02'36"	23.28'	11.70'	23.23'	S.30°58'30"E.
10	95.00'	24°10'12"	40.08'	20.34'	39.78'	S.11°52'06"E.
11	95.00'	14°06'55"	23.40'	11.76'	23.35'	N.07°16'28"E.
12	95.00'	24°05'52"	39.96'	20.28'	39.66'	N.26°22'51"E.



Replacement Easement
EXHIBIT B-1

- NOTES:
 (1.) ALL UTILITY SERVICES ARE IN PLACE.
 (2.) THERE ARE 5' UTILITY EASEMENTS ALONG THE SIDES AND REAR LOT LINES.

NATIONAL FLOOD INSURANCE DATA, COMMUNITY PANEL NUMBER 125124 0290 B, FEDERAL FLOOD ZONE A9, ELEVATION 9' ELEVATIONS BASED ON N.G.V.D.-29, BENCH MARK

SPECIAL PURPOSE SKETCH DELINEATING AND DESCRIBING PUBLIC UTILITY AND DRAINAGE EASEMENTS TO BE DEDICATED ON LOTS 735-A, 736-A, 737-A, 738-A, 739-A, 740-A, AND 741-A, ISLAND VII, CHERRY ESTATES, BEING THE RECOMBINATION OF LOTS 735 THROUGH 742, ISLAND VII, CHERRY ESTATES AS RECORDED IN PLAT BOOK 29, PAGES 54-64 AMONG THE PUBLIC RECORDS OF LEE COUNTY, FLORIDA. SEE SHEET 2 OF 2 FOR DESCRIPTIONS.

This survey is in compliance with the minimum technical standards as set forth in Chapter 61G17-0, Florida Administrative Code. This Survey Map is not valid without the signature and raised seal of a Florida Licensed Surveyor and Mapper.

Alfred J. Watson
 ALFRED J. WATSON
 PROFESSIONAL SURVEYOR AND MAPPER
 #2330 - STATE OF FLORIDA

FOR: CHERRY ESTATES, INC.
 JOB # 01-0602 F.B FILE
 STRAP # 35-45-22-23-00007.7350 THROUGH .7410

SKETCH OF SURVEY
 SCALE 1" = 40'

DATE: APRIL 23, 2002
 DATE: _____
 DATE: _____

A. J. WATSON



P.O. BOX 423 OR 2284 DATE STREET
 ST. JAMES CITY, FLORIDA 33956
 PHONE (941) 283-1518
 LB # 2658

SURVEYING, INC.

CURVE TABLE

NO.	RADIUS	DELTA	ARC	TANGENT	CHORD	CHORD BEARING
1	45.00'	57°37'43"	45.26'	24.75'	43.38'	S.09°10'56"E.
2	95.00'	11°34'13"	19.18'	9.62'	19.15'	S.32°11'51"E.
3	95.00'	26°38'35"	44.18'	22.49'	43.78'	S.13°06'39"E.



CANAL

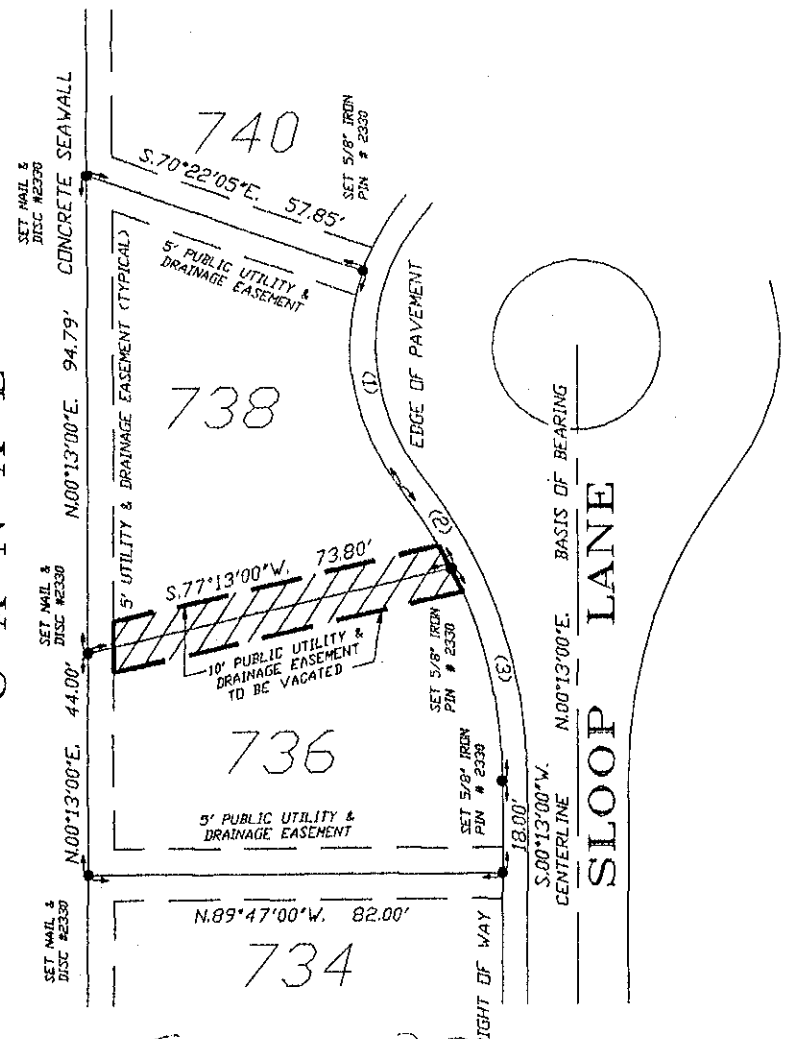


EXHIBIT B-2

THAT CERTAIN 10 FOOT PUBLIC UTILITY AND DRAINAGE EASEMENT ON LOTS 736 AND 738, ISLAND VII, CHERRY ESTATES AS RECORDED IN PLAT BOOK 29, PAGES 54 THROUGH 64, AMONG THE PUBLIC RECORDS OF LEE COUNTY, FLORIDA THE CENTERLINE OF WHICH IS DESCRIBED AS FOLLOWS:
 BEGIN AT THE EASTERLY CORNER COMMON TO SAID LOTS 736 AND 738; THENCE RUN S 77°13'00" W ALONG THE COMMON LINE TO SAID LOTS 736 AND 738 FOR 73.80 FEET TO ITS TERMINUS; SAID EASEMENT LIES FIVE FEET ON EITHER SIDE OF THE DESCRIBED CENTERLINE AND IS BOUNDED ON THE NORTHEAST BY THE RIGHT-OF-WAY OF SLOOP LANE AND ON THE WEST BY THE PUBLIC UTILITY AND DRAINAGE EASEMENT THAT RUNS ALONG WEST BOUNDARY OF SAID LOTS 736 AND 738.

NOTE:
 Bearings and Distances shown herein are according to the referenced DEED (D) or PLAT (P) unless otherwise noted as measured (M).

NATIONAL FLOOD INSURANCE DATA, COMMUNITY PANEL NUMBER 125124 0290 B, FEDERAL FLOOD ZONE A9, ELEVATION 9' ELEVATIONS BASED ON N.G.V.D.-29, BENCH MARK
 SPECIAL PURPOSE SKETCH DELINEATING AND DESCRIBING A PUBLIC UTILITY AND DRAINAGE EASEMENT TO BE VACATED ON LOTS 736 AND 738, ISLAND VII, CHERRY ESTATES AS RECORDED IN PLAT BOOK 29, PAGES 54-64 AMONG THE PUBLIC RECORDS OF LEE COUNTY, FLORIDA.

This survey is in compliance with the minimum technical standards as set forth in Chapter 61G17-8, Florida Administrative Code. This Survey Map is not valid without the signature and raised seal of a Florida Licensed Surveyor and Mapper.

Alfred J. Watson
 ALFRED J. WATSON
 PROFESSIONAL SURVEYOR AND MAPPER
 #2330 - STATE OF FLORIDA

FOR: CHERRY ESTATES, INC.
 JOB # 01-0541 F.B. FILE
 STRAP # 35-45-22-23-00007, 7360 & 7380
 SKETCH OF SURVEY
 SCALE 1" = 30'

DATE: NOVEMBER 1, 2001
 DATE:
 DATE:

A. J. WATSON



SURVEYING, INC.

P.O. BOX 423 OR 2284 DATE STREET
 ST. JAMES CITY, FLORIDA 33958
 PHONE (941) 283-1518
 LB # 2658

CURVE TABLE

NO	RADIUS	DELTA	ARC	TANGENT	CHORD	CHORD BEARING
3	95.00'	38°12'48"	63.96'	32.91'	62.19'	S10°33'24"E
5	95.00'	38°12'48"	63.96'	32.91'	62.19'	N19°19'24"E
6	50.00'	92°33'00"	80.79'	32.31'	72.29'	N45°30'30"E
7	50.00'	07°25'00"	76.29'	47.79'	69.10'	S43°09'30"E
10	45.00'	57°37'43"	45.25'	24.73'	43.36'	N09°10'55"W
11	45.00'	39°10'00"	30.72'	15.99'	30.13'	N29°11'26"E
12	45.00'	37°32'28"	29.48'	15.29'	29.96'	N77°31'16"E
13	45.00'	37°32'28"	29.48'	15.29'	29.96'	S64°56'13"E
14	45.00'	59°16'38"	39.49'	21.32'	36.23'	S21°01'01"E
15	45.00'	74°19'00"	26.75'	13.90'	26.33'	S21°16'13"W
17	50.00'	64°17'20"	36.10'	31.42'	33.21'	N32°21'06"E
18	50.00'	28°17'40"	24.69'	12.60'	24.44'	N79°39'20"E
20	50.00'	51°51'49"	45.27'	24.32'	43.73'	S61°18'34"E
21	50.00'	33°33'11"	31.09'	16.00'	30.59'	S17°32'52"E

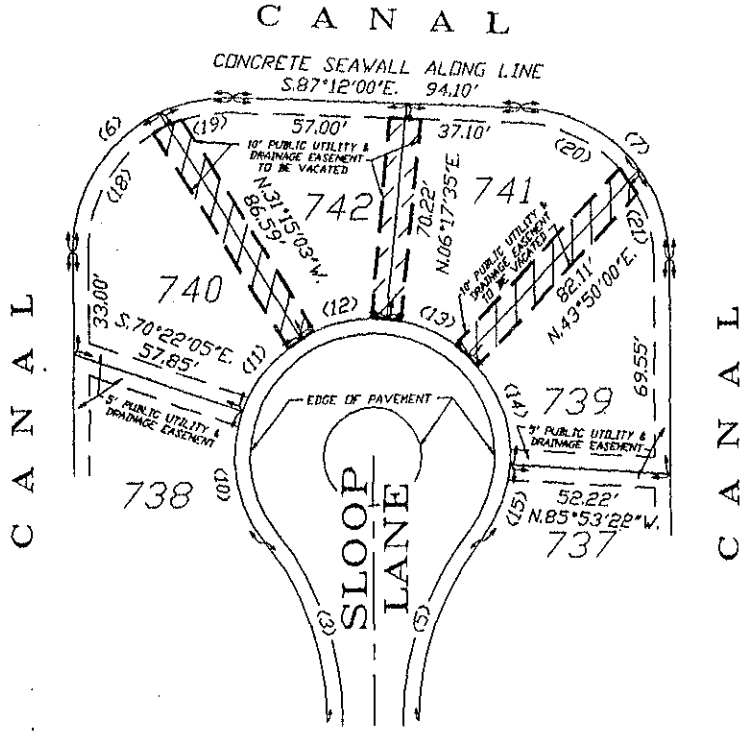


EXHIBIT B-3

THAT CERTAIN 10 FOOT PUBLIC UTILITY AND DRAINAGE EASEMENT ON LOTS 739 AND 741, ISLAND VII, CHERRY ESTATES AS RECORDED IN PLAT BOOK 29, PAGES 54 THROUGH 64, AMONG THE PUBLIC RECORDS OF LEE COUNTY, FLORIDA THE CENTERLINE OF WHICH IS DESCRIBED AS FOLLOWS:
 BEGIN AT THE SOUTHERLY CORNER COMMON TO SAID LOTS 739 AND 741 THENCE RUN N 43°50'00" E ALONG THE COMMON LINE TO SAID LOTS 739 AND 741 FOR 82.11 FEET TO ITS TERMINUS; SAID EASEMENT LIES FIVE FEET ON EITHER SIDE OF THE DESCRIBED CENTERLINE AND IS BOUNDED ON THE SOUTHWEST BY THE RIGHT-OF-WAY OF SLOOP LANE AND ON THE NORTHEAST BY THE PUBLIC UTILITY AND DRAINAGE EASEMENT THAT RUNS ALONG THE NORTHEASTERLY BOUNDARY OF SAID LOTS 739 AND 741.

THAT CERTAIN 10 FOOT PUBLIC UTILITY AND DRAINAGE EASEMENT ON LOTS 741 AND 742, ISLAND VII, CHERRY ESTATES AS RECORDED IN PLAT BOOK 29, PAGES 54 THROUGH 64, AMONG THE PUBLIC RECORDS OF LEE COUNTY, FLORIDA THE CENTERLINE OF WHICH IS DESCRIBED AS FOLLOWS:
 BEGIN AT THE SOUTHERLY CORNER COMMON TO SAID LOTS 741 AND 742; THENCE RUN N 06°17'35" E ALONG THE COMMON LINE TO SAID LOTS 741 AND 742 FOR 70.22 FEET TO ITS TERMINUS; SAID EASEMENT LIES FIVE FEET ON EITHER SIDE OF THE DESCRIBED CENTERLINE AND IS BOUNDED ON THE SOUTH BY THE RIGHT-OF-WAY OF SLOOP LANE AND ON THE NORTH BY THE PUBLIC UTILITY AND DRAINAGE EASEMENT THAT RUNS ALONG THE NORTH BOUNDARY OF SAID LOTS 741 AND 742.

THAT CERTAIN 10 FOOT PUBLIC UTILITY AND DRAINAGE EASEMENT ON LOTS 740 AND 742, ISLAND VII, CHERRY ESTATES AS RECORDED IN PLAT BOOK 29, PAGES 54 THROUGH 64, AMONG THE PUBLIC RECORDS OF LEE COUNTY, FLORIDA THE CENTERLINE OF WHICH IS DESCRIBED AS FOLLOWS:
 BEGIN AT THE SOUTHERLY CORNER COMMON TO SAID LOTS 740 AND 742; THENCE RUN N 31°15'03" E ALONG THE COMMON LINE TO SAID LOTS 740 AND 742 FOR 86.59 FEET TO ITS TERMINUS; SAID EASEMENT LIES FIVE FEET ON EITHER SIDE OF THE DESCRIBED CENTERLINE AND IS BOUNDED ON THE SOUTHWEST BY THE RIGHT-OF-WAY OF SLOOP LANE AND ON THE NORTHEAST BY THE PUBLIC UTILITY AND DRAINAGE EASEMENT THAT RUNS ALONG THE NORTHWESTERLY BOUNDARY OF SAID LOTS 740 AND 742.

NATIONAL FLOOD INSURANCE DATA, COMMUNITY PANEL NUMBER 125124 0290 B, FEDERAL FLOOD ZONE A9, ELEVATION 9' ELEVATIONS BASED ON N.G.V.D.-29, BENCH MARK
 SPECIAL PURPOSE SKETCH DELINEATING AND DESCRIBING PUBLIC UTILITY AND DRAINAGE EASEMENTS TO BE VACATED ON LOTS 739, 740, 741 AND 742, ISLAND VII, CHERRY ESTATES AS RECORDED IN PLAT BOOK 29, PAGES 54-64 AMONG THE PUBLIC RECORDS OF LEE COUNTY, FLORIDA.
 This survey is in compliance with the minimum technical standards as set forth in Chapter 61G17-6, Florida Administrative Code. This Survey Map is not valid without the signature and raised seal of a Florida Licensed Surveyor and Mapper.

Alfred J. Watson
 ALFRED J. WATSON
 PROFESSIONAL SURVEYOR AND MAPPER
 #2330 - STATE OF FLORIDA

FOR: CHERRY ESTATES, INC.
 JOB # 01-0602 F.B. FILE
 STRAP #

SKETCH OF SURVEY
 SCALE 1" = 50'

DATE: DECEMBER 12, 2001
 DATE:
 DATE:

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

Amount Due:	If Paid By Nov 30, 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 20019 354522230000773505 00000000000 00000000000 00000000

MAKE CHECK PAYABLE TO:
 *** Paid ***

LEE COUNTY TAX COLLECTOR
 P O BOX 1609
 FT MYERS, FLORIDA 33902-1609

REAL PROPERTY

ACCOUNT & SITE ADDRESS

35-45-22-23-00007.7350
 3106 SLOOP LN

CHERRY ESTATES INC
 3039 YORK RD
 STJAMES CITY FL 33956

Reminder Notice
 (See Explanation below)

To pay by phone or confirm receipt of your payment call the automated tax system (941) 332-8731.
 See insert for details. PIN Number: 01-00445928

PLEASE RETURN THIS PORTION WITH PAYMENT

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

CHERRY ESTATES INC
 3039 YORK RD
 STJAMES CITY FL 33956

DOR CODE: 00
 MORTGAGE CODE: 000
 DISTRICT CODE: 007

AD VALOREM TAXES			* See reverse side before calling		
MILL RATE	MULTIPLIER	TAXES LEVIED	TAXING AUTHORITY	TELEPHONE *	
.0043277	6000.00	25.97	LEE CO GEN REV	(941) 335-2221	
.0010124	6000.00	6.07	LEE CO CAP IMP	(941) 335-2221	
.0026080	6000.00	15.65	LOCAL SCHOOL	(941) 337-8215	
.0058700	6000.00	35.22	STATE SCHOOL	(941) 337-8215	
.0012114	6000.00	7.27	LEE CO UNINCORP	(941) 335-2221	
.0000358	6000.00	0.21	LEE CO HYACINTH	(941) 694-2174	
.0009630	6000.00	5.78	LEE CO LIBRARY	(941) 335-2221	
.0003595	6000.00	2.16	LEE CO MOSQUITO	(941) 694-2174	
.0024500	6000.00	14.70	MAT-PN ISL FIRE	(941) 283-0030	
.0001000	6000.00	0.60	SFL WTR MGT/EVR	(561) 687-6461	
.0000400	6000.00	0.24	W C INLD WATRWWY	(813) 485-9402	
.0000733	6000.00	0.44	LEE CO ALL/HAZS	(941) 335-2186	
.0005970	6000.00	3.58	SF WATR MGT DST	(561) 687-6461	

VALUES & EXEMPTIONS

MARKET ASSESSED VAL	6000
SOH ASSESSED VAL	6000
TAXABLE VAL	6000

REAL PROPERTY

LEGAL DESCRIPTION

CHERRY ESTS SECT 1 THRU 9
 ISLAND 7 PB 29 PG 59 LOT 735
 BOOK: 382 PAGE: 448

ACCOUNT & SITE ADDRESS

35-45-22-23-00007.7350
 3106 SLOOP LN

PAID

114.35 12258-163-20 12/31/2001

Reminder Notice

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

The Tax Certificate Sale will begin on May 16, 2002. Certificates will be sold on all unpaid real estate taxes, resulting in additional charges. Contact the Tax Collector's Office at (941) 339-6000 if you have any questions.

RETAIN THIS PORTION FOR YOUR RECORDS

See reverse side for additional information.



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

Amount Due:	If Paid By Nov 30, 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 20019 354522230000773603 0000000000 0000000000 00000000

MAKE CHECK PAYABLE TO:
 *** Paid ***

LEE COUNTY TAX COLLECTOR
 P O BOX 1609
 FT MYERS, FLORIDA 33902-1609

REAL PROPERTY

ACCOUNT & SITE ADDRESS

35-45-22-23-00007.7360
 3107 SLOOP LN

CHERRY ESTATES INC
 3039 YORK RD
 STJAMES CITY FL 33956

Reminder Notice
 (See Explanation below)

To pay by phone or confirm receipt of your payment call the automated tax system (941) 332-8731.
 See insert for details. PIN Number: 01-00445929

PLEASE RETURN THIS PORTION WITH PAYMENT

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

CHERRY ESTATES INC
 3039 YORK RD
 STJAMES CITY FL 33956

DOR CODE: 00
 MORTGAGE CODE: 000
 DISTRICT CODE: 007

AD VALOREM TAXES			* See reverse side before calling		
MILL RATE	MULTIPLIER	TAXES LEVIED	TAXING AUTHORITY	TELEPHONE *	
.0043277	6000.00	25.97	LEE CO GEN REV	(941) 335-2221	
.0010124	6000.00	6.07	LEE CO CAP IMP	(941) 335-2221	
.0026080	6000.00	15.65	LOCAL SCHOOL	(941) 337-8215	
.0058700	6000.00	35.22	STATE SCHOOL	(941) 337-8215	
.0012114	6000.00	7.27	LEE CO UNINCORP	(941) 335-2221	
.0000358	6000.00	0.21	LEE CO HYACINTH	(941) 694-2174	
.0009630	6000.00	5.78	LEE CO LIBRARY	(941) 335-2221	
.0003595	6000.00	2.16	LEE CO MOSQUITO	(941) 694-2174	
.0024500	6000.00	14.70	MAT-PN ISL FIRE	(941) 283-0030	
.0001000	6000.00	0.60	SFL WTR MGT/EVR	(561) 687-6461	
.0000400	6000.00	0.24	W C INLD WATRWWY	(813) 485-9402	
.0000733	6000.00	0.44	LEE CO ALL/HAZS	(941) 335-2186	
.0005970	6000.00	3.58	SF WATR MGT DST	(561) 687-6461	

VALUES & EXEMPTIONS

MARKET ASSESSED VAL 6000
 SOH ASSESSED VAL 6000
 TAXABLE VAL 6000

REAL PROPERTY

LEGAL DESCRIPTION

CHERRY ESTS SECT 1 THRU 9
 ISLAND 7 PB 29 PG 59 LOT 736
 BOOK: 382 PAGE: 448

ACCOUNT & SITE ADDRESS

35-45-22-23-00007.7360
 3107 SLOOP LN

PAID

114.35 12258-163-21 12/31/2001

Reminder Notice

The Tax Certificate Sale will begin on
 May 16, 2002. Certificates will be sold
 on all unpaid real estate taxes, resulting
 in additional charges. Contact the Tax
 Collector's Office at (941) 339-8000 if
 you have any questions.

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

RETAIN THIS PORTION FOR YOUR RECORDS

See reverse side for additional information.



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

Amount Due:	If Paid By Nov 30, 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 20019 354522230000773701 00000000000 00000000000 00000000

MAKE CHECK PAYABLE TO:
 *** Paid ***

LEE COUNTY TAX COLLECTOR
 P O BOX 1609
 FT MYERS, FLORIDA 33902-1609

REAL PROPERTY

ACCOUNT & SITE ADDRESS

35-45-22-23-00007.7370
 3114 SLOOP LN

CHERRY ESTATES INC
 3039 YORK RD
 STJAMES CITY FL 33956

Reminder Notice
(See Explanation below)

To pay by phone or confirm receipt of your payment call the automated tax system (941) 332-8731.
 See insert for details. PIN Number: 01-00445930

PLEASE RETURN THIS PORTION WITH PAYMENT

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

CHERRY ESTATES INC
 3039 YORK RD
 STJAMES CITY FL 33956

DOR CODE: 00
 MORTGAGE CODE: 000
 DISTRICT CODE: 007

AD VALOREM TAXES			* See reverse side before calling		
MILL RATE	MULTIPLIER	TAXES LEVIED	TAXING AUTHORITY	TELEPHONE *	
.0043277	6000.00	25.97	LEE CO GEN REV	(941) 335-2221	
.0010124	6000.00	6.07	LEE CO CAP IMP	(941) 335-2221	
.0026080	6000.00	15.65	LOCAL SCHOOL	(941) 337-8215	
.0058700	6000.00	35.22	STATE SCHOOL	(941) 337-8215	
.0012114	6000.00	7.27	LEE CO UNINCORP	(941) 335-2221	
.0000358	6000.00	0.21	LEE CO HYACINTH	(941) 694-2174	
.0009630	6000.00	5.78	LEE CO LIBRARY	(941) 335-2221	
.0003595	6000.00	2.16	LEE CO MOSQUITO	(941) 694-2174	
.0024500	6000.00	14.70	MAT-PN ISL FIRE	(941) 283-0030	
.0001000	6000.00	0.60	SFL WTR MGT/EVR	(561) 687-6461	
.0000400	6000.00	0.24	W C INLD WATRWWY	(813) 485-9402	
.0000733	6000.00	0.44	LEE CO ALL/HAZS	(941) 335-2186	
.0005970	6000.00	3.58	SF WATR MGT DST	(561) 687-6461	

VALUES & EXEMPTIONS

MARKET ASSESSED VAL 6000
 SOH ASSESSED VAL 6000
 TAXABLE VAL 6000

REAL PROPERTY

LEGAL DESCRIPTION

CHERRY ESTS SECT 1 THRU 9
 ISLAND 7 PB 29 PG 59 LOT 737
 BOOK: 382 PAGE: 448

ACCOUNT & SITE ADDRESS

35-45-22-23-00007.7370
 3114 SLOOP LN

PAID

114.35 12258-163-22 12/31/2001

Reminder Notice

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

The Tax Certificate Sale will begin on May 16, 2002. Certificates will be sold on all unpaid real estate taxes, resulting in additional charges. Contact the Tax Collector's Office at (941) 339-6000 if you have any questions.

RETAIN THIS PORTION FOR YOUR RECORDS

See reverse side for additional information.



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

Amount Due:	If Paid By Nov 30, 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 20019 354522230000773800 00000000000 00000000000 00000000

MAKE CHECK PAYABLE TO:
 *** Paid ***

LEE COUNTY TAX COLLECTOR
 P O BOX 1609
 FT MYERS, FLORIDA 33902-1609

REAL PROPERTY

ACCOUNT & SITE ADDRESS

35-45-22-23-00007.7380
 3115 SLOOP LN

CHERRY ESTATES INC
 3039 YORK RD
 STJAMES CITY FL 33956

Reminder Notice
 (See Explanation below)

To pay by phone or confirm receipt of your payment call the automated tax system (941) 332-8731.
 See insert for details. PIN Number: 01-00445931

PLEASE RETURN THIS PORTION WITH PAYMENT

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

CHERRY ESTATES INC
 3039 YORK RD
 STJAMES CITY FL 33956

DOR CODE: 00
 MORTGAGE CODE: 000
 DISTRICT CODE: 007

AD VALOREM TAXES			* See reverse side before calling	
MILL RATE	MULTIPLIER	TAXES LEVIED	TAXING AUTHORITY	TELEPHONE *
.0043277	6000.00	25.97	LEE CO GEN REV	(941) 335-2221
.0010124	6000.00	6.07	LEE CO CAP IMP	(941) 335-2221
.0026080	6000.00	15.65	LOCAL SCHOOL	(941) 337-8215
.0058700	6000.00	35.22	STATE SCHOOL	(941) 337-8215
.0012114	6000.00	7.27	LEE CO UNINCORP	(941) 335-2221
.0003558	6000.00	0.21	LEE CO HYACINTH	(941) 694-2174
.0009630	6000.00	5.78	LEE CO LIBRARY	(941) 335-2221
.0003595	6000.00	2.16	LEE CO MOSQUITO	(941) 694-2174
.0024500	6000.00	14.70	MAT-PN ISL FIRE	(941) 283-0030
.0001000	6000.00	0.60	SFL WTR MGT/EVR	(561) 687-6461
.0000400	6000.00	0.24	W C INLD WATRWWY	(813) 485-9402
.0000733	6000.00	0.44	LEE CO ALL/HAZS	(941) 335-2186
.0005970	6000.00	3.58	SF WATR MGT DST	(561) 687-6461

VALUES & EXEMPTIONS

MARKET ASSESSED VAL 6000
 SOH ASSESSED VAL 6000
 TAXABLE VAL 6000

REAL PROPERTY

LEGAL DESCRIPTION

CHERRY ESTS SECT 1 THRU 9
 ISLAND 7 PB 29 PG 59 LOT 738
 BOOK: 382 PAGE: 448

ACCOUNT & SITE ADDRESS

35-45-22-23-00007.7380
 3115 SLOOP LN

PAID

114.35 12258-163-23 12/31/2001

Reminder Notice

The Tax Certificate Sale will begin on May 16, 2002. Certificates will be sold on all unpaid real estate taxes, resulting in additional charges. Contact the Tax Collector's Office at (941) 339-6000 if you have any questions.

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

RETAIN THIS PORTION FOR YOUR RECORDS

See reverse side for additional information.



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

Amount Due:	If Paid By Nov 30, 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 20019 354522230000773908 00000000000 00000000000 00000000

MAKE CHECK PAYABLE TO:
 *** Paid ***

LEE COUNTY TAX COLLECTOR
 P O BOX 1609
 FT MYERS, FLORIDA 33902-1609

REAL PROPERTY

ACCOUNT & SITE ADDRESS

35-45-22-23-00007.7390
 3122 SLOOP LN

CHERRY ESTATES INC
 3039 YORK RD
 STJAMES CITY FL 33956

Reminder Notice
 (See Explanation below)

To pay by phone or confirm receipt of your payment call the automated tax system (941) 332-8731.
 See insert for details. PIN Number: 01-00445932

PLEASE RETURN THIS PORTION WITH PAYMENT

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

CHERRY ESTATES INC
 3039 YORK RD
 STJAMES CITY FL 33956

DOR CODE: 00
 MORTGAGE CODE: 000
 DISTRICT CODE: 007

AD VALOREM TAXES			* See reverse side before calling		
MILL RATE	MULTIPLIER	TAXES LEVIED	TAXING AUTHORITY	TELEPHONE *	
.0043277	6000.00	25.97	LEE CO GEN REV	(941) 335-2221	
.0010124	6000.00	6.07	LEE CO CAP IMP	(941) 335-2221	
.0026080	6000.00	15.65	LOCAL SCHOOL	(941) 337-8215	
.0058700	6000.00	35.22	STATE SCHOOL	(941) 337-8215	
.0012114	6000.00	7.27	LEE CO UNINCORP	(941) 335-2221	
.0000358	6000.00	0.21	LEE CO HYACINTH	(941) 694-2174	
.0009630	6000.00	5.78	LEE CO LIBRARY	(941) 335-2221	
.0003595	6000.00	2.16	LEE CO MOSQUITO	(941) 694-2174	
.0024500	6000.00	14.70	MAT-PN ISL FIRE	(941) 283-0030	
.0001000	6000.00	0.60	SFL WTR MGT/EVR	(561) 687-6461	
.0000400	6000.00	0.24	W C INLD WATRWWY	(813) 485-9402	
.0000733	6000.00	0.44	LEE CO ALL/HAZS	(941) 335-2186	
.0005970	6000.00	3.58	SF WATR MGT DST	(561) 687-6461	

VALUES & EXEMPTIONS

MARKET ASSESSED VAL 6000
 SOH ASSESSED VAL 6000
 TAXABLE VAL 6000

REAL PROPERTY

LEGAL DESCRIPTION

CHERRY ESTS SECT 1 THRU 9
 ISLAND 7 PB 29 PG 59 LOT 739
 BOOK: 382 PAGE: 448

ACCOUNT & SITE ADDRESS

35-45-22-23-00007.7390
 3122 SLOOP LN

PAID

114.35 12258-163-24 12/31/2001

Reminder Notice

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

The Tax Certificate Sale will begin on May 16, 2002. Certificates will be sold on all unpaid real estate taxes, resulting in additional charges. Contact the Tax Collector's Office at (941) 339-6000 if you have any questions.

RETAIN THIS PORTION FOR YOUR RECORDS

See reverse side for additional information.



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

Amount Due:	If Paid By Nov 30, 2001 0.00	Paid By Dec 31, 2001 0.00	If Paid By Jan 31, 2002 0.00	If Paid L 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 20019 354522230000774001 0000000000 0000000000 00000000

MAKE CHECK PAYABLE TO:
 *** Paid ***

LEE COUNTY TAX COLLECTOR
 P O BOX 1609
 FT MYERS, FLORIDA 33902-1609

REAL PROPERTY

ACCOUNT & SITE ADDRESS

35-45-22-23-00007.7400
 3123 SLOOP LN

CHERRY ESTATES INC
 3039 YORK RD
 STJAMES CITY FL 33956

Reminder Notice
 (See Explanation below)

To pay by phone or confirm receipt of your payment call the automated tax system (941) 332-8731.
 See insert for details. PIN Number: 01-00445933

PLEASE RETURN THIS PORTION WITH PAYMENT

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

CHERRY ESTATES INC
 3039 YORK RD
 STJAMES CITY FL 33956

DOR CODE: 00
 MORTGAGE CODE: 000
 DISTRICT CODE: 007

AD VALOREM TAXES			* See reverse side before calling		
MILL RATE	MULTIPLIER	TAXES LEVIED	TAXING AUTHORITY	TELEPHONE *	
.0043277	6000.00	25.97	LEE CO GEN REV	(941) 335-2221	
.0010124	6000.00	6.07	LEE CO CAP IMP	(941) 335-2221	
.0026080	6000.00	15.65	LOCAL SCHOOL	(941) 337-8215	
.0058700	6000.00	35.22	STATE SCHOOL	(941) 337-8215	
.0012114	6000.00	7.27	LEE CO UNINCORP	(941) 335-2221	
.0000358	6000.00	0.21	LEE CO HYACINTH	(941) 694-2174	
.0009630	6000.00	5.78	LEE CO LIBRARY	(941) 335-2221	
.0003595	6000.00	2.16	LEE CO MOSQUITO	(941) 694-2174	
.0024500	6000.00	14.70	MAT-PN ISL FIRE	(941) 283-0030	
.0001000	6000.00	0.60	SFL WTR MGT/EVR	(561) 687-6461	
.0000400	6000.00	0.24	W C INLD WATRWWY	(813) 485-9402	
.0000733	6000.00	0.44	LEE CO ALL/HAZS	(941) 335-2186	
.0005970	6000.00	3.58	SF WATR MGT DST	(561) 687-6461	

VALUES & EXEMPTIONS

MARKET ASSESSED VAL	6000
SOH ASSESSED VAL	6000
TAXABLE VAL	6000

REAL PROPERTY

LEGAL DESCRIPTION

CHERRY ESTS SECT 1 THRU 9
 ISLAND 7 PB 29 PG 59 LOT 740
 BOOK: 382 PAGE: 448

ACCOUNT & SITE ADDRESS

35-45-22-23-00007.7400
 3123 SLOOP LN

PAID

114.35 12258-163-25 12/31/2001

Reminder Notice

The Tax Certificate Sale will begin on May 16, 2002. Certificates will be sold on all unpaid real estate taxes, resulting in additional charges. Contact the Tax Collector's Office at (941) 339-6000 if you have any questions.

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

RETAIN THIS PORTION FOR YOUR RECORDS

See reverse side for additional information.



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

Amount Due:	If Paid By Nov 30, 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 20019 354522230000774100 000000000000 00000000000 00000000

MAKE CHECK PAYABLE TO:
 *** Paid ***

LEE COUNTY TAX COLLECTOR
 P O BOX 1609
 FT MYERS, FLORIDA 33902-1609

REAL PROPERTY

ACCOUNT & SITE ADDRESS

35-45-22-23-00007.7410
 3130 SLOOP LN

CHERRY ESTATES INC
 3039 YORK RD
 STJAMES CITY FL 33956

Reminder Notice
 (See Explanation below)

To pay by phone or confirm receipt of your payment call the automated tax system (941) 332-8731.
 See insert for details. PIN Number: 01-00445934

PLEASE RETURN THIS PORTION WITH PAYMENT

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

CHERRY ESTATES INC
 3039 YORK RD
 STJAMES CITY FL 33956

DOR CODE: 00
 MORTGAGE CODE: 000
 DISTRICT CODE: 007

AD VALOREM TAXES			* See reverse side before calling	
MILL RATE	MULTIPLIER	TAXES LEVIED	TAXING AUTHORITY	TELEPHONE *
.0043277	6000.00	25.97	LEE CO GEN REV	(941) 335-2221
.0010124	6000.00	6.07	LEE CO CAP IMP	(941) 335-2221
.0026080	6000.00	15.65	LOCAL SCHOOL	(941) 337-8215
.0058700	6000.00	35.22	STATE SCHOOL	(941) 337-8215
.0012114	6000.00	7.27	LEE CO UNINCORP	(941) 335-2221
.0000358	6000.00	0.21	LEE CO HYACINTH	(941) 694-2174
.0009630	6000.00	5.78	LEE CO LIBRARY	(941) 335-2221
.0003595	6000.00	2.16	LEE CO MOSQUITO	(941) 694-2174
.0024500	6000.00	14.70	MAT-PN ISL FIRE	(941) 283-0030
.0001000	6000.00	0.60	SFL WTR MGT/EVR	(561) 687-6461
.0000400	6000.00	0.24	W C INLD WATRWWY	(813) 485-9402
.0000733	6000.00	0.44	LEE CO ALL/HAZS	(941) 335-2186
.0005970	6000.00	3.58	SF WATR MGT DST	(561) 687-6461
117.89			COMBINED TOTAL	

VALUES & EXEMPTIONS

MARKET ASSESSED VAL 6000
 SOH ASSESSED VAL 6000
 TAXABLE VAL 6000

REAL PROPERTY

LEGAL DESCRIPTION

CHERRY ESTS SECT 1 THRU 9
 ISLAND 7 PB 29 PG 59 LOT 741
 BOOK: 382 PAGE: 448

ACCOUNT & SITE ADDRESS

35-45-22-23-00007.7410
 3130 SLOOP LN

PAID

114.35 12258-163-26 12/31/2001

Reminder Notice

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RETAIN THIS PORTION FOR YOUR RECORDS

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

Amount Due:	If Paid By Nov 30, 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 20019 354522230000774208 0000000000 0000000000 00000000

MAKE CHECK PAYABLE TO:
 *** Paid ***

LEE COUNTY TAX COLLECTOR
 P O BOX 1609
 FT MYERS, FLORIDA 33902-1609

REAL PROPERTY

ACCOUNT & SITE ADDRESS

35-45-22-23-00007.7420
 3131 SLOOP LN

Reminder Notice
 (See Explanation below)

CHERRY ESTATES INC
 3039 YORK RD
 STJAMES CITY FL 33956

To pay by phone or confirm receipt of your payment call the automated tax system (941) 332-8731.
 See insert for details. PIN Number: 01-00445935

PLEASE RETURN THIS PORTION WITH PAYMENT

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

CHERRY ESTATES INC
 3039 YORK RD
 STJAMES CITY FL 33956

DOR CODE: 00
 MORTGAGE CODE: 000
 DISTRICT CODE: 007

AD VALOREM TAXES			* See reverse side before calling		
MILL RATE	MULTIPLIER	TAXES LEVIED	TAXING AUTHORITY	TELEPHONE *	
.0043277	6000.00	25.97	LEE CO GEN REV	(941) 335-2221	
.0010124	6000.00	6.07	LEE CO CAP IMP	(941) 335-2221	
.0026080	6000.00	15.65	LOCAL SCHOOL	(941) 337-8215	
.0058700	6000.00	35.22	STATE SCHOOL	(941) 337-8215	
.0012114	6000.00	7.27	LEE CO UNINCORP	(941) 335-2221	
.0000358	6000.00	0.21	LEE CO HYACINTH	(941) 694-2174	
.0009630	6000.00	5.78	LEE CO LIBRARY	(941) 335-2221	
.0003595	6000.00	2.16	LEE CO MOSQUITO	(941) 694-2174	
.0024500	6000.00	14.70	MAT-PN ISL FIRE	(941) 283-0030	
.0001000	6000.00	0.60	SFL WTR MGT/EVR	(561) 687-6461	
.0000400	6000.00	0.24	W C INLD WATRWWY	(813) 485-9402	
.0000733	6000.00	0.44	LEE CO ALL/HAZS	(941) 335-2186	
.0005970	6000.00	3.58	SF WATR MGT DST	(561) 687-6461	
			117.89	COMBINED TOTAL	

VALUES & EXEMPTIONS

MARKET ASSESSED VAL	6000
SOH ASSESSED VAL	6000
TAXABLE VAL	6000

REAL PROPERTY

LEGAL DESCRIPTION

CHERRY EST'S SECT I THRU 9
 ISLAND 7 PB 29 PG 59 LOT 742
 BOOK: 382 PAGE: 448

ACCOUNT & SITE ADDRESS

35-45-22-23-00007.7420
 3131 SLOOP LN

PAID

114.35 12258-163-27 12/31/2001

Reminder Notice

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See reverse side for additional information.

Lee County Clerk of Courts

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1320
434980

INSTRUMENT NUMBER: 5416148

INSTR # 5416148
 OR BK 03623 PG 0249
 RECORDED 04/13/2001 11:01AM
 CHARLIE GREEN, CLERK OF COURT
 LEE COUNTY
 REVENUE FEE 15.00
 OFFICE FEE 4.00
 COUNTY CLERK & Sealer

PREPARED BY AND RETURN TO: ✓
 Richard G. Cherry, Esquire
 Cherry & Associates, P.A.
~~1668 Palm Beach Lakes Blvd., Suite 600 West Palm Beach, FL 33401~~ *4400 PGA Blvd., #900 Palm Beach Gardens, FL 33410*

WARRANTY DEED

THIS WARRANTY DEED made the 30th day of April, 2001, by CHERRY ESTATES, INC., a Florida corporation, and having its principal place of business at 3039 York Road, St. James City, Florida 33956, hereinafter called the grantor, to KRS LAND DEVELOPMENT, INC., a Florida corporation, whose post office address is 3039 York Road, St. James City, Florida 33956, hereinafter called the grantee:

(Wherever used herein the terms "grantor" and "grantee" include all the parties to this instrument and the heirs, legal representatives and assigns of individuals, and the successors and assigns of corporations.)

WITNESSETH: That the grantor, for and in consideration of the sum of \$10.00 and other valuable considerations, receipt whereof is hereby acknowledged, hereby grants, bargains, sells, aliens, remises, releases, conveys and confirms unto the grantee, all that certain land situate in Palm Beach County, Florida, viz:

See Exhibit "A" attached hereto and made a part hereof for legal description.

SUBJECT TO conditions, restrictions, easements, limitations and zoning ordinances of record, if any, however such reference shall not serve to reimpose same.

TOGETHER with all the tenements, hereditaments and appurtenances thereto belonging or in anywise appertaining.

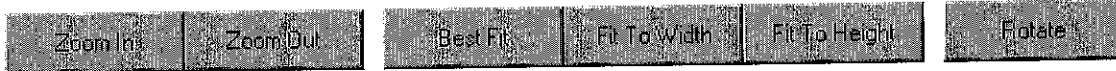
TO HAVE AND TO HOLD, the same in fee simple forever. AND the grantor hereby covenants with said grantee that the grantor is lawfully seized of said land in fee simple; that the grantor has good right and lawful authority to sell and convey said land; that the grantor hereby fully warrants the title to said land and will defend the same against the lawful claims of all persons whomsoever; and that said land is free of all encumbrances, except taxes accruing subsequent to December 31, 2000.

Lee County Clerk of Courts

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OR BOOK 03623 PAGE 0250

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

Signed, sealed and delivered in the presence of:

CHERRY ESTATES, INC., a Florida corporation

Brandi J. Gallivan
Brandi J. Gallivan
(Print Name)

By: Richard G. Cherry
Richard G. Cherry,
Vice President
3039 York Road
St. James City, FL 33956

Richard G. Cherry
Richard G. Cherry
(Print Name)

(Corporate Seal)

STATE OF FLORIDA
COUNTY OF PALM BEACH

I HEREBY CERTIFY that on this day, before me, an officer duly authorized in the State and County aforesaid to take acknowledgments, personally appeared RICHARD G. CHERRY, well known to me to be the Vice President of CHERRY ESTATES, INC., a Florida corporation, and that he acknowledged executing the same in the presence of two subscribing witnesses freely and voluntarily under authority duly vested in him by said corporation and that the seal affixed thereto is the true corporate seal of said corporation.

WITNESS my hand and official seal in the County and State last aforesaid, this 30th day of April, 2001.

Brandi J. Gallivan
Notary Public

My Commission Expires:

Personally Known OR Produced Identification _____

Type of Identification Produced _____



Lee County Clerk of Courts

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Help

Zoom In	Zoom Out	Best Fit	Fit To Width	Fit To Height	Rotate
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BOOK 03635 PAGE 3132

NOTARY ACKNOWLEDGMENT

STATE OF Florida
COUNTY OF Lee

Before me, the undersigned authority, on this day personally appeared Susan D. Huggins who executed the foregoing instrument in his/her/their personal or authorized representative capacity(ies) indicated above, and

who is personally known to me by ongoing acquaintance of 2 years/months, or
 who has produced their drivers license, as identification.

WITNESS MY HAND AND OFFICIAL SEAL, in the County and State last aforesaid, this 30 day of April, 2002.



JOSHUA MENDEL
NOTARY PUBLIC
MY COMMISSION # CC25610 EXPIRES
May 16, 2002
NOTARIAL PUBLIC TRAINING CENTER, INC.

James M. Smith
Notary Public
Printed Name:
Expiration Date:
Commission Number:

Lee County Clerk of Courts

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DEE BOOK 03423 PAGE 0251

EXHIBIT "A"

Lots 119 and 120, according to the Plat of CHERRY ESTATES, SECTIONS 1 THRU IX, as recorded in Plat Book 29, Page 56, of the Public Records of Lee County, Florida.

And

Lots 727, 728, 730, 732, 734, 735, 736, 737, 738, 739, 740, 741 and 742, according to the Plat of CHERRY ESTATES, SECTIONS 1 THRU IX, as recorded in Plat Book 29, Page 56, of the Public Records of Lee County, Florida.

And

Those tracts or parcels of land described as Jungle Park and Mangrove Preserve, as shown on the Plat of CHERRY ESTATES, SECTIONS 1 THRU IX, as recorded in Plat Book 29, Page 56, of the Public Records of Lee County, Florida.

And

Lots 801, 802, 803, 804, 805, 806, 807, 808, 809, 810, 811, 812, 813, 814, 815, 816, 817, 818, 819, 820, 821, 822, 823, 824, 825, 826, 827, 828, 829, 830, 831, 832, 833, 834, 835, 836, 837, 838, 839, 840, 841, 842, 843, 844 and 845, according to the Plat of CHERRY ESTATES, SECTIONS 1 THRU IX, as recorded in Plat Book 29, Page 56, of the Public Records of Lee County, Florida.

And

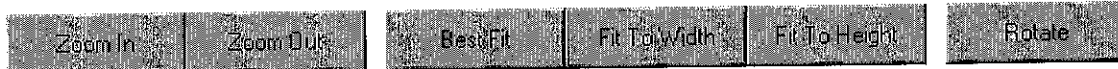
Lots 901, 902, 903, 904, 905, 906, 907, 908, 909, 910, 911, 912, 913, 914, 915, 916, 917, 918, 919, 920, 921, 922, 923, 924, 925, 926, 927, 928, 929, 930, 931, 932, 933, 934, 935, 936, 937, 938, 939, 940, 941, 942, 943, 944, 945, 946, 947, 948, 949, 950, 951, 952, 953, 954, 955, 956, 957, 958, 959 and 960, according to the Plat of CHERRY ESTATES, SECTIONS 1 THRU IX, as recorded in Plat Book 29, Page 56, of the Public Records of Lee County, Florida.

Lee County Clerk of Courts

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05/21/02 14:50

05/21/02 14:50

05/21/02 14:50

**RESOLUTION OF BOARD OF DIRECTORS
OF
KRS LAND DEVELOPMENT, INC.**

WHEREAS, the Corporation, desires to purchase and or sell for its corporate purposes real property located in Lee County, Florida, be it

RESOLVED, that the proper officers of this Corporation are hereby authorized to execute all purchasable documents for the purchase/sale of real property in Lee County, Florida.

RESOLVED FURTHER, that the President, Kevin J. Cherry, of this Corporation is hereby authorized for and in behalf of this Corporation, to execute all instruments and sign all documents necessary to purchase and/or sell real property in Lee County, Florida.

I, Susan D. Hopper, do hereby certify that I am the duly elected and qualified Secretary and the keeper of the records of KRS LAND DEVELOPMENT, INC., a corporation organized and existing under the laws of the State of Florida and that the above is a true and correct copy of the resolution duly adopted at a meeting of the Board of Directors thereof, convened and held in accordance with laws and the Bylaws of said Corporation on May 30, 2002, said that such resolution is now in full force and effect.

IN WITNESS WHEREOF, I have affixed my name as Secretary of said Corporation on this 30 day of May, 2002.

KRS LAND DEVELOPMENT, INC.

Corporate Seal

Susan D. Hopper
By: **SUSAN D. HOPPER**, Secretary
& Treasurer

INSTR # 3435649
 0 BK 03636 PG 3131
 RECORDED 05/22/2002 02:24:04 PM
 CHARLIE GREEN, CLERK OF COURT
 LEE COUNTY
 RECORDING FEE 10.50
 DEPUTY CLERK J Miller



February 28, 2002

Mr. Kevin J. Cherry
Cherry Estates, Inc.
3039 York Rd.
St. James City, FL 33956

Re: Strap No. 35-45-22-23-00007.7390
Strap No. 35-45-22-23-00007.7400
Strap No. 35-45-22-23-00007.7410
Strap No. 35-45-22-23-00007.7420

Dear Mr. Cherry:

LCEC does not object to vacation of the utility easements on those parcels shown in the attached survey and more particularly described as follows:

A 10-foot-wide utility and/or drainage easement centered on the lot line common to Lot 739 and 741, Lot 741 and Lot 742, Lot 742 and Lot 740, Island VII, a subdivision of Cherry Estates, recorded in Plat Book 29, page 58, Lee County, Florida.

It is our understanding that 5-foot utility easements will be reserved along either side of the new property lines between each of these lots.

Please call me at 656-2422 if you require anything further.

Sincerely,

Karen Hardin
Real Property Representative

Attachment



Post Office Box 3400
North Fort Myers, FL 33918-3455
(941) 995-2121 • FAX (941) 995-7904
www.lcec.net • www.iline.com

February 28, 2002

Mr. Kevin J. Cherry
Cherry Estates, Inc.
3039 York Rd.
St. James City, FL 33956

Re: Strap No. 35-45-22-23-00007.7360
Strap No. 35-45-22-23-00007.7380

Dear Mr. Cherry:

LCEC does not object to vacation of the utility easements on those parcels shown in the attached survey and more particularly described as follows:

A 10-foot-wide utility and/or drainage easement centered on the lot line common to Lots 736 and 738, Island VII, a subdivision of Cherry Estates, recorded in Plat Book 29, page 58, Lee County, Florida.

It is our understanding that 5-foot utility easements will be reserved along either side of the new property line between these lots.

Please call me at 656-2422 if you require anything further.

Sincerely,

Karen Hardin
Real Property Representative

Attachment

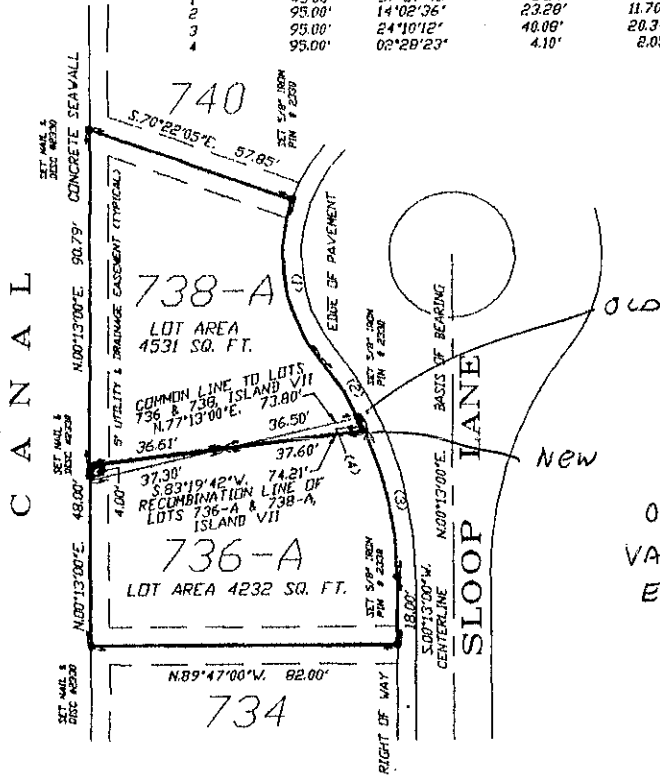
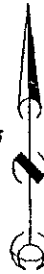


P.O. BOX 423 OR 2284 DATE STREET
ST. JAMES CITY, FLORIDA 33858
PHONE (941) 283-1518
LB # 2858

SURVEYING, INC.

CURVE TABLE

NO	RADIUS	DELTA	ARC	TANGENT	CHORD	CHORD BEARING
1	45.00'	57°37'43"	45.26'	24.75'	43.38'	S.09°10'56"E.
2	95.00'	14°02'36"	23.28'	11.70'	23.23'	S.30°58'30"E.
3	95.00'	24°10'12"	40.00'	20.34'	39.78'	S.11°52'06"E.
4	95.00'	02°28'23"	4.10'	2.05'	4.10'	S.25°15'20"E.



CREATE 5' EASEMENTS EITHER SIDE OF NEW LINE. VACATE OLD EASEMENTS

LOT 736-A

LOT 736, ISLAND VII CHERRY ESTATES AS RECORDED IN PLAT BOOK 29, PAGES 54 THROUGH 64 AMONG THE PUBLIC RECORDS OF LEE COUNTY, FLORIDA, LESS AND EXCEPT THE FOLLOWING DESCRIBED PORTION OF SAID LOT 736, ISLAND VII CHERRY ESTATES:
BEGIN AT THE EASTERLY CORNER COMMON TO LOTS 736 AND 738 SAID ISLAND VII, CHERRY ESTATES; THENCE RUN SOUTHEASTERLY ALONG THE EASTERLY LINE OF SAID LOT 736 AND THE ARC OF A CURVE TO THE RIGHT HAVING FOR ITS ELEMENTS A RADIUS OF 95.00 FEET, A CHORD WHICH BEARS S.25°15'20"E. FOR 4.10 FEET, A DISTANCE OF 4.10 FEET TO A POINT; THENCE S.89°19'42"W. RUNNING THROUGH SAID LOT 736 FOR 37.60 FEET TO AN INTERSECTION WITH THE COMMON LINE TO LOTS 736 AND 738; THENCE N.77°13'00"E. ALONG SAID COMMON LINE FOR 36.50 FEET TO THE POINT OF BEGINNING, CONTAINING 73 SQUARE FEET OF LAND.

AND TOGETHER WITH THE FOLLOWING DESCRIBED PORTION OF LOT 738, ISLAND VII, CHERRY ESTATES AS RECORDED IN PLAT BOOK 29, PAGES 54 THROUGH 64 AMONG THE PUBLIC RECORDS LEE COUNTY, FLORIDA:
BEGIN AT THE WESTERLY CORNER COMMON TO LOTS 736 AND 738 SAID ISLAND VII, CHERRY ESTATES; THENCE RUN N.00°13'00"E. ALONG THE WESTERLY LINE OF SAID LOT 738 FOR 4.00 FEET TO A POINT; THENCE N.83°19'42"E. FOR 36.61 FEET TO AN INTERSECTION WITH THE COMMON LINE TO SAID LOTS 736 AND 738; THENCE S.77°13'00"W. ALONG SAID COMMON LINE FOR 37.30 FEET TO THE POINT OF BEGINNING, CONTAINING 73 SQUARE FEET OF LAND.

LOT 738-A

LOT 738, ISLAND VII CHERRY ESTATES AS RECORDED IN PLAT BOOK 29, PAGES 54 THROUGH 64 AMONG THE PUBLIC RECORDS OF LEE COUNTY, FLORIDA, LESS AND EXCEPT THE FOLLOWING DESCRIBED PORTION OF SAID LOT 738, ISLAND VII CHERRY ESTATES:
BEGIN AT THE WESTERLY CORNER COMMON TO LOTS 736 AND 738 SAID ISLAND VII, CHERRY ESTATES; THENCE RUN N.00°13'00"E. ALONG THE WESTERLY LINE OF SAID LOT 738 FOR 4.00 FEET TO A POINT; THENCE N.83°19'42"E. FOR 36.61 FEET TO AN INTERSECTION WITH THE COMMON LINE TO SAID LOTS 736 AND 738; THENCE S.77°13'00"W. ALONG SAID COMMON LINE FOR 37.30 FEET TO THE POINT OF BEGINNING, CONTAINING 73 SQUARE FEET OF LAND.

AND TOGETHER WITH THE FOLLOWING DESCRIBED PORTION OF LOT 736, ISLAND VII, CHERRY ESTATES AS RECORDED IN PLAT BOOK 29, PAGES 54 THROUGH 64 AMONG THE PUBLIC RECORDS LEE COUNTY, FLORIDA:
BEGIN AT THE EASTERLY CORNER COMMON TO LOTS 736 AND 738 SAID ISLAND VII, CHERRY ESTATES; THENCE RUN SOUTHEASTERLY ALONG THE EASTERLY LINE OF SAID LOT 736 AND THE ARC OF A CURVE TO THE RIGHT HAVING FOR ITS ELEMENTS A RADIUS OF 95.00 FEET, A CHORD WHICH BEARS S.25°15'20"E. FOR 4.10 FEET, A DISTANCE OF 4.10 FEET TO A POINT; THENCE S.89°19'42"W. RUNNING THROUGH SAID LOT 736 FOR 37.60 FEET TO AN INTERSECTION WITH THE COMMON LINE TO LOTS 736 AND 738; THENCE N.77°13'00"E. ALONG SAID COMMON LINE FOR 36.50 FEET TO THE POINT OF BEGINNING, CONTAINING 73 SQUARE FEET OF LAND.

NATIONAL FLOOD INSURANCE DATA, COMMUNITY PANEL NUMBER 125124 0290 B, FEDERAL FLOOD ZONE A9, ELEVATION 9' ELEVATIONS BASED ON N.G.V.D.-29, BENCH MARK

SPECIFIC PURPOSE SKETCH DELINEATING AND DESCRIBING THE RECOMBINATION LOT 736 AND LOT 738, ISLAND VII, CHERRY ESTATES AS RECORDED IN PLAT BOOK 29, PAGES 54-64 AMONG THE PUBLIC RECORDS OF LEE COUNTY, FLORIDA.

This survey is in compliance with the minimum technical standards as set forth in Chapter 61G17-6, Florida Administrative Code. This Survey Map is not valid without the signature and raised seal of a Florida Licensed Surveyor and Mapper.

Alfred J. Watson
ALFRED J. WATSON
PROFESSIONAL SURVEYOR AND MAPPER
#2330 - STATE OF FLORIDA

FOR: CHERRY ESTATES, INC.
JOB # 01-0541 F.B. FILE
STRAP # 35-45-22-23-00007, 7360 & 7380
SCALE 1" = 40'

DATE: NOVEMBER 1, 2001
DATE:
DATE:



February 28, 2002

Mr. Kevin J. Cherry
Cherry Estates, Inc.
3039 York Rd.
St. James City, FL 33956

Re: Strap No. 35-45-22-23-00007.7350
Strap No. 35-45-22-23-00007.7370

Dear Mr. Cherry:

LCEC does not object to vacation of the utility easements on those parcels shown in the attached survey and more particularly described as follows:

A 10-foot-wide utility and/or drainage easement centered on the lot line common to Lots 735 and 737, Island VII, a subdivision of Cherry Estates, recorded in Plat Book 29, page 58, Lee County, Florida.

It is our understanding that 5-foot utility easements will be reserved along either side of the new property line between these lots.

Please call me at 656-2422 if you require anything further.

Sincerely,

Karen Hardin
Real Property Representative

Attachment

A. J. WATSON



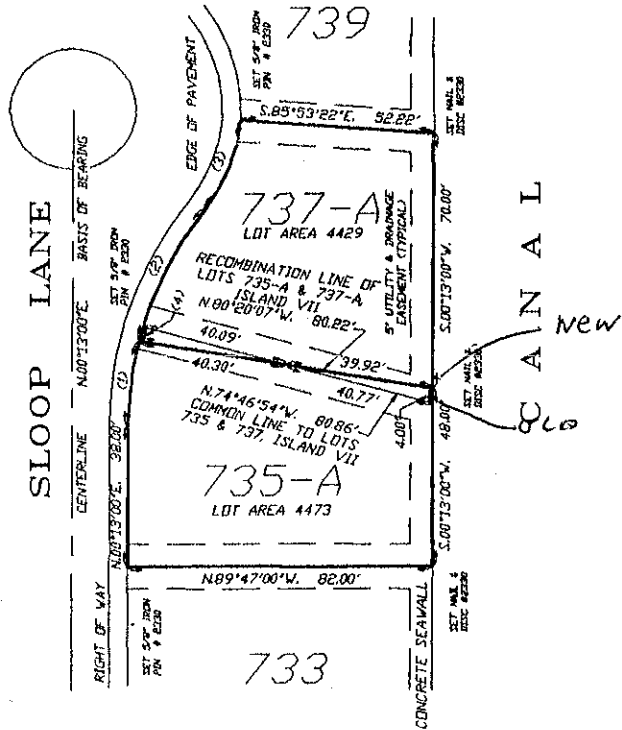
P.O. BOX 423 OR 2264 DATE STREET
 ST. JAMES CITY, FLORIDA 33856
 PHONE (041) 203-1018
 LB # 2656

SURVEYING, INC.

CURVE TABLE

NO.	RADIUS	DELTA	ARC	TANGENT	CHORD	CHORD BEARING
1	95.00'	14°06'55"	23.40'	11.76'	23.35'	N.07°16'28"E.
2	95.00'	24°05'52"	39.96'	20.28'	39.66'	N.26°22'51"E.
3	43.00'	34°19'09"	26.93'	13.90'	26.53'	N.21°16'13"E.
4	95.00'	02°21'08"	3.90'	1.95'	3.90'	N.15°29'30"E.

create 5' easements either side of new line. vacate old easements.



LOT 735-A

LOT 735, ISLAND VII CHERRY ESTATES AS RECORDED IN PLAT BOOK 29, PAGES 54 THROUGH 64 AMONG THE PUBLIC RECORDS OF LEE COUNTY, FLORIDA, LESS AND EXCEPT THE FOLLOWING DESCRIBED PORTION OF SAID LOT 735, ISLAND VII, CHERRY ESTATES:
 BEGIN AT THE WESTERLY CORNER COMMON TO LOTS 735 AND 737 SAID ISLAND VII CHERRY ESTATES; THENCE RUN SOUTHWESTERLY ALONG THE WESTERLY LINE OF SAID LOT 735 AND THE ARC OF A CURVE TO THE LEFT HAVING FOR ITS ELEMENTS A RADIUS OF 95.00 FEET, A CHORD WHICH BEARS S15°29'30"W. FOR 39.90 FEET, A DISTANCE OF 3.90 FEET TO A POINT; THENCE S.80°20'07"E. RUNNING THROUGH SAID LOT 735 FOR 40.30 FEET TO AN INTERSECTION WITH THE COMMON LINE TO LOTS 735 AND 737; THENCE N.74°46'54"W. ALONG SAID COMMON LINE FOR 40.09 FEET TO THE POINT OF BEGINNING, CONTAINING 79 SQUARE FEET OF LAND.

AND TOGETHER WITH THE FOLLOWING DESCRIBED PORTION OF LOT 737, ISLAND VII CHERRY ESTATES AS RECORDED IN PLAT BOOK 29, PAGES 54 THROUGH 64 AMONG THE PUBLIC RECORDS OF LEE COUNTY, FLORIDA.
 BEGIN AT THE EASTERLY CORNER COMMON TO LOTS 735 AND 737 SAID ISLAND VII CHERRY ESTATES; THENCE RUN N.00°13'00"E. ALONG THE WESTERLY LINE OF SAID LOT 737 FOR 40.00 FEET TO A POINT; THENCE N.00°20'07"W. FOR 39.92 FEET TO AN INTERSECTION WITH THE COMMON LINE TO SAID LOTS 735 AND 737; THENCE S.74°46'54"W. ALONG SAID COMMON LINE FOR 40.77 FEET TO THE POINT OF BEGINNING, CONTAINING 79 SQUARE FEET OF LAND.

LOT 737-A

LOT 737, ISLAND VII CHERRY ESTATES AS RECORDED IN PLAT BOOK 29, PAGES 54 THROUGH 64 AMONG THE PUBLIC RECORDS OF LEE COUNTY, FLORIDA, LESS AND EXCEPT THE FOLLOWING DESCRIBED PORTION OF SAID LOT 737, ISLAND VII, CHERRY ESTATES:
 BEGIN AT THE EASTERLY CORNER COMMON TO LOTS 735 AND 737 SAID ISLAND VII CHERRY ESTATES; THENCE RUN N.00°13'00"E. ALONG THE WESTERLY LINE OF SAID LOT 737 FOR 40.00 FEET TO A POINT; THENCE N.00°20'07"W. FOR 39.92 FEET TO AN INTERSECTION WITH THE COMMON LINE TO SAID LOTS 735 AND 737; THENCE S.74°46'54"W. ALONG SAID COMMON LINE FOR 40.77 FEET TO THE POINT OF BEGINNING, CONTAINING 79 SQUARE FEET OF LAND.

AND TOGETHER WITH THE FOLLOWING DESCRIBED PORTION OF LOT 735, ISLAND VII CHERRY ESTATES AS RECORDED IN PLAT BOOK 29, PAGES 54 THROUGH 64 AMONG THE PUBLIC RECORDS OF LEE COUNTY, FLORIDA.
 BEGIN AT THE WESTERLY CORNER COMMON TO LOTS 735 AND 737 SAID ISLAND VII CHERRY ESTATES; THENCE RUN SOUTHWESTERLY ALONG THE WESTERLY LINE OF SAID LOT 735 AND THE ARC OF A CURVE TO THE LEFT HAVING FOR ITS ELEMENTS A RADIUS OF 95.00 FEET, A CHORD WHICH BEARS S15°29'30"W. FOR 39.90 FEET, A DISTANCE OF 3.90 FEET TO A POINT; THENCE S.80°20'07"E. RUNNING THROUGH SAID LOT 735 FOR 40.30 FEET TO AN INTERSECTION WITH THE COMMON LINE TO LOTS 735 AND 737; THENCE N.74°46'54"W. ALONG SAID COMMON LINE FOR 40.09 FEET TO THE POINT OF BEGINNING, CONTAINING 79 SQUARE FEET OF LAND.

NATIONAL FLOOD INSURANCE DATA, COMMUNITY PANEL NUMBER 125124 0290 B, FEDERAL FLOOD ZONE A9, ELEVATION 9' ELEVATIONS BASED ON N.G.V.D.-29, BENCH MARK

SPECIFIC PURPOSE SKETCH DELINEATING AND DESCRIBING THE RECOMBINATION LOT 735 AND LOT 737, ISLAND VII, CHERRY ESTATES AS RECORDED IN PLAT BOOK 29, PAGES 54-64 AMONG THE PUBLIC RECORDS OF LEE COUNTY, FLORIDA.

This survey is in compliance with the minimum technical standards as set forth in Chapter 61G17-6, Florida Administrative Code. This Survey Map is not valid without the signature and raised seal of a Florida Licensed Surveyor and Mapper.

Alfred J. Watson
 ALFRED J. WATSON
 PROFESSIONAL SURVEYOR AND MAPPER
 #2330 - STATE OF FLORIDA

FOR: CHERRY ESTATES, INC.
 JOB # 01-0541 F.B. FILE
 STRAP # 35-45-22-23-00007.7350 & 7370

SKETCH OF SURVEY
 SCALE 1" = 40'

DATE: NOVEMBER 1, 2001
 DATE: _____
 DATE: _____



8441 Littleton Road
North Fort Myers, FL 33903

Cherry Estates
3039 York Rd
St James City, FL 33956

Attn: Kevin Cherry

To whom it may concern. Sprint is acceptable with the change in easements for the following lots: 735A, 736A, 737A, 738A, 739A, 740A, and 741A on Sloop Lane in Cherry Estates.

Louis R Mitchell

A handwritten signature in cursive script that reads "Louis R. Mitchell".

OSP Engineer
Sprint Florida



Greater
Pine Island
Water Association, Inc.

March 04, 2002

Kevin J. Cherry, President
3039 York Road
St. James City, Fl. 33956

Re: Easement vacation requests dated 2/18/02

STRAP NO: 35 45 22 23 00007.7350
STRAP NO: 35 45 22 23 00007.7360
STRAP NO: 35 45 22 23 00007.7370
STRAP NO: 35 45 22 23 00007.7380
STRAP NO: 35 45 22 23 00007.7390
STRAP NO: 35 45 22 23 00007.7400
STRAP NO: 35 45 22 23 00007.7410
STRAP NO: 35 45 22 23 00007.7420

Dear Mr. Cherry,

Referencing the above; I have no objection to the vacation or rearrangement of the easements as proposed by you in Cherry Estates. Please be advised that any existing water meters, existing "stubs" for new water meters, valves, fire hydrants, blow-offs and/or valve/meter boxes that are adversely impacted by your proposed actions will be rectified at your expense.

Should you have any questions, please contact me.

Cordially,

William J. Thacher
General Manager

ENVIROMENTAL PROTECTION SYSTEMS OF PINE ISLAND

3039 York Rd.
St. James City, Florida 33956

(813) 283-1144

May 22, 2001

Lee County Codes and Building Services
Monroe Street
Ft. Myers, FL 33902

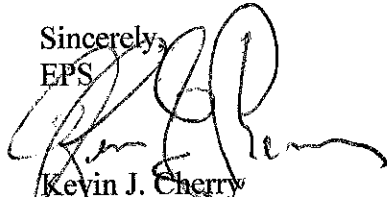
Attention: Sharon Mihm

Dear Sharon:

Please be advised that Environmental Protection Systems does not object to the vacation of the utility easements in the attached survey for lot 741-742.

If you require any additional information, please contact me at 283-1144.

Sincerely,
EPS



Kevin J. Cherry
President

KJC/kc

A. J. WATSON

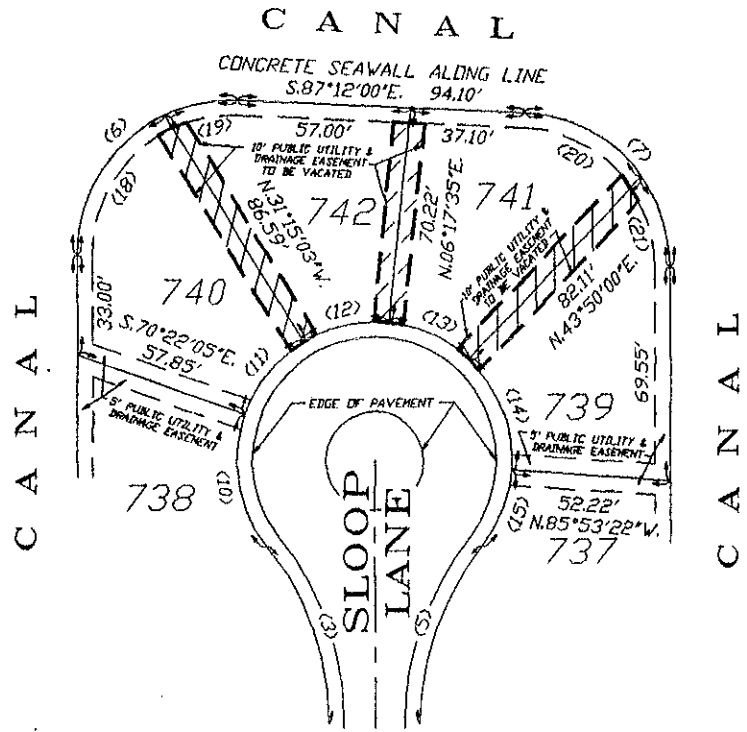


P.O. BOX 423 ON 2284 DATE STREET
 51, JAMES CITY, FLORIDA 33956
 PHONE (841) 283-1518
 LB # 2058

SURVEYING, INC.

CURVE TABLE

NO	RADIUS	DELTA	ARC	TANGENT	CHORD	CHORD BEARING
3	95.00'	38°18'48"	63.26'	32.31'	62.17'	S10°33'24"E
5	95.00'	38°12'48"	63.26'	32.31'	62.17'	N13°19'24"E
6	30.00'	38°33'00"	20.79'	10.39'	20.79'	N45°30'30"E
7	30.00'	37°33'00"	19.62'	9.81'	19.62'	S43°19'30"E
10	45.00'	37°33'45"	29.26'	14.63'	29.26'	N09°10'56"W
11	45.00'	39°07'02"	30.72'	15.36'	30.72'	N09°11'26"E
12	45.00'	37°32'30"	29.49'	15.25'	29.49'	N77°31'14"E
13	45.00'	37°32'23"	29.48'	15.25'	29.48'	S64°56'12"E
14	45.00'	30°16'08"	29.49'	15.25'	29.49'	S21°04'41"E
15	43.00'	34°19'09"	26.93'	13.90'	26.93'	S21°16'19"W
18	50.00'	64°17'28"	36.10'	31.42'	33.81'	N32°11'26"E
19	50.00'	28°17'40"	24.69'	12.69'	24.69'	N78°39'20"E
20	50.00'	51°33'49"	43.87'	24.32'	43.73'	S21°16'34"E
21	50.00'	35°33'11"	31.05'	16.03'	30.53'	S17°32'52"E



THAT CERTAIN 10 FOOT PUBLIC UTILITY AND DRAINAGE EASEMENT ON LOTS 739 AND 741, ISLAND VII, CHERRY ESTATES AS RECORDED IN PLAT BOOK 29, PAGES 54 THROUGH 64, AMONG THE PUBLIC RECORDS OF LEE COUNTY, FLORIDA THE CENTERLINE OF WHICH IS DESCRIBED AS FOLLOWS:
 BEGIN AT THE SOUTHERLY CORNER COMMON TO SAID LOTS 739 AND 741; THENCE RUN N 43°50'00" E ALONG THE COMMON LINE TO SAID LOTS 739 AND 741 FOR 82.11 FEET TO ITS TERMINUS; SAID EASEMENT LIES FIVE FEET ON EITHER SIDE OF THE DESCRIBED CENTERLINE AND IS BOUNDED ON THE SOUTHWEST BY THE RIGHT-OF-WAY OF SLOOP LANE AND ON THE NORTHEAST BY THE PUBLIC UTILITY AND DRAINAGE EASEMENT THAT RUNS ALONG THE NORTHEASTERLY BOUNDARY OF SAID LOTS 739 AND 741.

THAT CERTAIN 10 FOOT PUBLIC UTILITY AND DRAINAGE EASEMENT ON LOTS 741 AND 742, ISLAND VII, CHERRY ESTATES AS RECORDED IN PLAT BOOK 29, PAGES 54 THROUGH 64, AMONG THE PUBLIC RECORDS OF LEE COUNTY, FLORIDA THE CENTERLINE OF WHICH IS DESCRIBED AS FOLLOWS:
 BEGIN AT THE SOUTHERLY CORNER COMMON TO SAID LOTS 741 AND 742; THENCE RUN N 06°17'35" E ALONG THE COMMON LINE TO SAID LOTS 741 AND 742 FOR 70.22 FEET TO ITS TERMINUS; SAID EASEMENT LIES FIVE FEET ON EITHER SIDE OF THE DESCRIBED CENTERLINE AND IS BOUNDED ON THE SOUTH BY THE RIGHT-OF-WAY OF SLOOP LANE AND ON THE NORTH BY THE PUBLIC UTILITY AND DRAINAGE EASEMENT THAT RUNS ALONG THE NORTH BOUNDARY OF SAID LOTS 741 AND 742.

THAT CERTAIN 10 FOOT PUBLIC UTILITY AND DRAINAGE EASEMENT ON LOTS 740 AND 742, ISLAND VII, CHERRY ESTATES AS RECORDED IN PLAT BOOK 29, PAGES 54 THROUGH 64, AMONG THE PUBLIC RECORDS OF LEE COUNTY, FLORIDA THE CENTERLINE OF WHICH IS DESCRIBED AS FOLLOWS:
 BEGIN AT THE SOUTHERLY CORNER COMMON TO SAID LOTS 740 AND 742; THENCE RUN N 31°15'03" E ALONG THE COMMON LINE TO SAID LOTS 740 AND 742 FOR 86.59 FEET TO ITS TERMINUS; SAID EASEMENT LIES FIVE FEET ON EITHER SIDE OF THE DESCRIBED CENTERLINE AND IS BOUNDED ON THE SOUTHWEST BY THE RIGHT-OF-WAY OF SLOOP LANE AND ON THE NORTHEAST BY THE PUBLIC UTILITY AND DRAINAGE EASEMENT THAT RUNS ALONG THE NORTHWESTERLY BOUNDARY OF SAID LOTS 740 AND 742.

NATIONAL FLOOD INSURANCE DATA, COMMUNITY PANEL NUMBER 125124 0290 B, FEDERAL FLOOD ZONE AB, ELEVATION 9' ELEVATIONS BASED ON N.G.V.D.-29, BENCH MARK

SPECIAL PURPOSE SKETCH DELINEATING AND DESCRIBING PUBLIC UTILITY AND DRAINAGE EASEMENTS TO BE VACATED ON LOTS 739, 740, 741 AND 742, ISLAND VII, CHERRY ESTATES AS RECORDED IN PLAT BOOK 29, PAGES 54-64 AMONG THE PUBLIC RECORDS OF LEE COUNTY, FLORIDA.

This survey is in compliance with the minimum technical standards as set forth in Chapter 61G17-6, Florida Administrative Code. This Survey Map is not valid without the signature and raised seal of a Florida Licensed Surveyor and Mapper.

Alfred J. Watson
 ALFRED J. WATSON
 PROFESSIONAL SURVEYOR AND MAPPER
 #2330 - STATE OF FLORIDA

FOR: CHERRY ESTATES, INC.
 JOB # 01-06.02 F.B. FILE
 STRAP # _____

SKETCH OF SURVEY
 SCALE 1" = 50'

DATE: DECEMBER 12, 2001
 DATE: _____
 DATE: _____

Pick...
Cherry Estates!!
(813) 283-1144



3039 York Road St. James City, Florida 33956

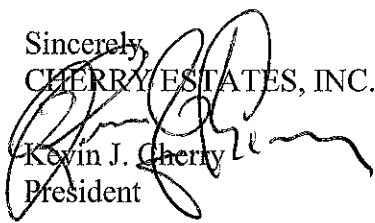
February 18, 2002

Lee County Development Services
1500 Monroe St., 2nd Floor
Fort Myers, FL 33901-5500

To Whom It May concern:

Please be advised that there are no gas or cable TV utilities located in the area of North Sloop Lane, Island VII, Cherry Estates. Therefore, we are not submitting letters of review and recommendation for the petition to vacate the utility and drainage easements regarding the recombination of lots 735-737, 736-738, and 739-740-741-742.

Sincerely,
CHERRY ESTATES, INC.


Kevin J. Cherry
President

KJC/kc

ENVIROMENTAL PROTECTION SYSTEMS OF PINE ISLAND

3039 York Rd.
St. James City, Florida 33956

(813) 283-1144

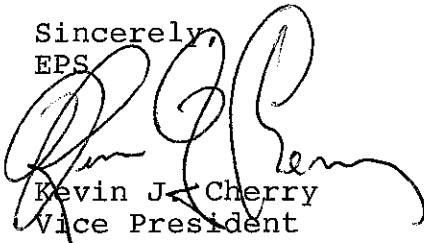
April 8, 2002

Lee County Codes and Building Services
Monroe St.
Ft. Myers, FL

Gentlemen:

Please be advised that EPS has no objection to the vacation of easements for lots 735-737, 736-738, and lots 739-740.

Sincerely,
EPS



Kevin J. Cherry
Vice President

KJC/kc



LEE COUNTY
SOUTHWEST FLORIDA

BOARD OF COUNTY COMMISSIONERS

Writer's Direct Dial Number: **479-8585**

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 28, 2002

**Mr. Kevin Cherry
3039 York Road
St. James City, FL**

RE: VAC2002-00019 - Petition to vacate (5) 10' Public Utility & Drainage Easements in Cherry Estates, Island VII, PB 29, Pg 58 and accept replacement easements.

Dear Mr. Cherry:

You indicate that these platted easements prohibit the reconfiguration of a number of adjacent lots for purposes of creating new residential building sites. . Based on a review of the information provided and our subsequent research, this office has no objection to the proposed vacation.

Sincerely,

**DEPARTMENT OF COMMUNITY DEVELOPMENT
Development Services Division**

**Peter J. Eckenrode
Director**

PJE/sam



LEE COUNTY
SOUTHWEST FLORIDA

BOARD OF COUNTY COMMISSIONERS

(941) 479-8124

Writer's Direct Dial Number: _____

Monday, March 11, 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. Kevin J. Cherry
3039 York Rd.
St. James City, FL 33956

Re: Petition to Vacate a ten (10) foot wide public utility and drainage easement common to Lots 735 & 737 Island VII, Cherry Estates Subdivision as recorded in Plat Book 29 at Page 58, Public Records of Lee County, Florida.

Dear Mr. Cherry:

Based on the review of the documents submitted with your request, Lee County Division of Natural Resources has no objection to the vacation of a portion of the subject easements.

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\vac242.doc



LEE COUNTY
SOUTHWEST FLORIDA

(941) 479-8124

BOARD OF COUNTY COMMISSIONERS

Writer's Direct Dial Number: _____

Thursday, March 21, 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. Kevin J. Cherry
3039 York Rd.
St. James City, FL 33956

Re: Petition to Vacate a ten (10) foot wide public utility and drainage easement common to Lots 739, 740, 741, and 742, Island VII, Cherry Estates Subdivision as recorded in Plat Book 29 at Page 28, Public Records of Lee County, Florida.

Dear Mr. Cherry:

Based on the review of the documents submitted with your request, Lee County Division of Natural Resources has no objection to the vacation of a portion of the subject easements.

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

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LEE COUNTY
SOUTHWEST FLORIDA

(941) 479-8124

BOARD OF COUNTY COMMISSIONERS

Writer's Direct Dial Number: _____

Thursday, March 21, 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. Kevin J. Cherry
3039 York Rd.
St. James City, FL 33956

Re: Petition to Vacate a ten (10) foot wide public utility and drainage easement common to Lots 736 and 738, Island VII, Cherry Estates Subdivision as recorded in Plat Book 29 at Page 58, Public Records of Lee County, Florida.

Dear Mr. Cherry:

Based on the review of the documents submitted with your request, Lee County Division of Natural Resources has no objection to the vacation of a portion of the subject easements.

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\vac244.doc



LEE COUNTY
SOUTHWEST FLORIDA

BOARD OF COUNTY COMMISSIONERS

941-479-8517

Writer's Direct Dial Number: _____

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

March 27, 2002

Mr. Kevin J. Cherry
3039 York Road
St. James City, FL

Re: Review of Petition to Vacate: Utility and Drainage Easements; Sloop Lane; Cherry Estates Recorded in Plat Book 29, page 58; Section 35, Township 45; Range 22. Strap Numbers: 35-45-22-23-00007. 7350 & 7370; 35-45-22-23-00007. 7360 & 7380; 35-45-22-23.00007.7390 & 7400 & 7410 & 7420.

Dear Mr. Cherry:


Lee County Department of Transportation has reviewed the above-referenced request to vacate and has determined the drainage associated with Sloop Lane is not county maintained. Therefore, DOT offers no objection to the vacation as proposed.

Additionally, the vacation request can be processed as one application. The petition to vacate process is different than the lot recombination application in that all strap numbers can be processed together and not individually.

I trust this information is helpful, and, if you have any additional questions, please do not hesitate to call me.

Very truly yours,

DEPARTMENT OF TRANSPORTATION



Margaret Lawson
Right-of-Way Supervisor

ML:lcc

cc: Allen Davies, DNRM
Terry Kelley, Utilities
Don Blackburn, Development Services
DOT PTV file (Cherry Estates)

**RESOLUTION NO. _____ TO SET PUBLIC HEARING
FOR PETITION TO VACATE** Case Number: VAC2002-00019

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. VAC2002-00019 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

BOARD OF COUNTY
COMMISSIONERS OF
LEE COUNTY, FLORIDA

Deputy Clerk Signature

Chairman Signature

Please Print Name

Please Print Name

APPROVED AS TO FORM

County Attorney Signature

Please Print Name

LEGAL DESCRIPTION
EXHIBIT A

A Public Utility & Drainage Easement centered on the common lot line between Lots 735 & 737; 736 & 738; 739 & 741; 741 & 742; and 740 & 742, Block 7, of Cherry Estates, as recorded in Plat Book 29, Pages 54-64 of the Public Records of Lee County Florida, Section 35, Township 45, Range 22.

A. J. WATSON



P.O. BOX 423 OR 2284 DATE STREET
ST. JAMES CITY, FLORIDA 33956
PHONE (941) 203-1510
LB # 2688

SURVEYING, INC.

CURVE TABLE

NO.	RADIUS	DELTA	ARC	TANGENT	CHORD	CHORD BEARING
1	95.00'	16°28'04"	27.30'	13.75'	27.21'	N.08°26'53"E.
2	95.00'	21°44'44"	36.06'	18.25'	35.84'	N.27°33'32"E.
3	45.00'	34°19'09"	26.95'	13.90'	26.55'	N.21°16'13"E.

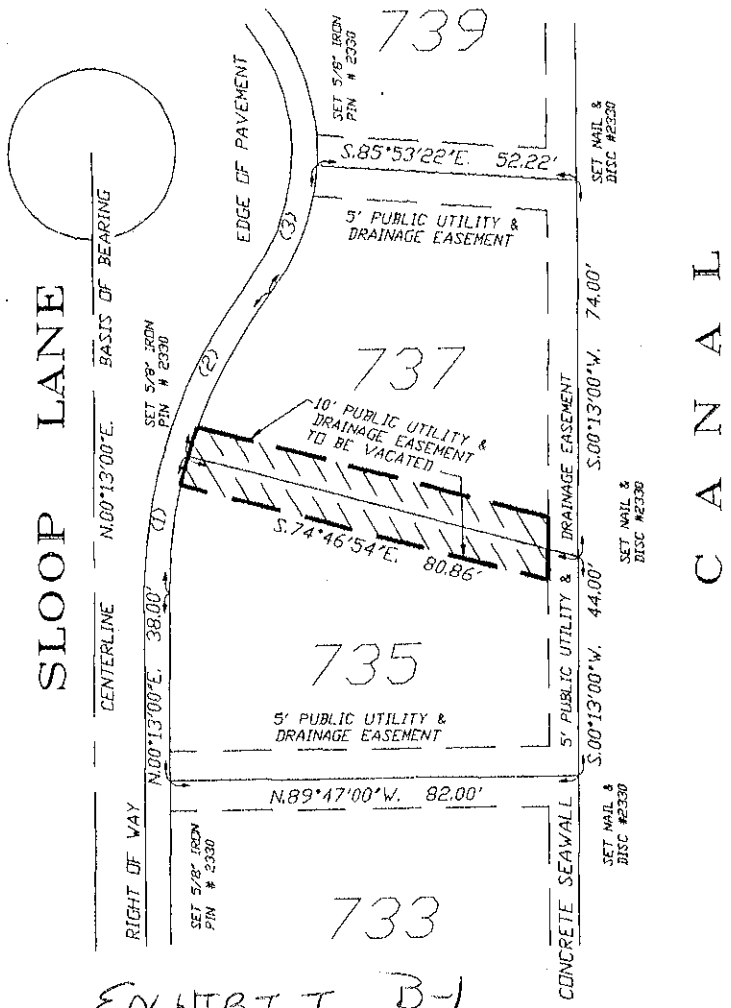


EXHIBIT B-1

THAT CERTAIN 10 FOOT PUBLIC UTILITY AND DRAINAGE EASEMENT ON LOTS 735 AND 737, ISLAND VII, CHERRY ESTATES AS RECORDED IN PLAT BOOK 29, PAGES 54 THROUGH 64, AMONG THE PUBLIC RECORDS OF LEE COUNTY, FLORIDA THE CENTERLINE OF WHICH IS DESCRIBED AS FOLLOWS:
 BEGIN AT THE EASTERLY CORNER COMMON TO SAID LOTS 735 AND 737, THENCE RUN S 74°46'54" E ALONG THE COMMON LINE TO SAID LOTS 735 AND 737 FOR 80.06 FEET TO ITS TERMINUS; SAID EASEMENT LIES FIVE FEET ON EITHER SIDE OF THE DESCRIBED CENTERLINE AND IS BOUNDED ON THE NORTHWEST BY THE RIGHT-OF-WAY OF SLOOP LANE AND ON THE WEST BY THE PUBLIC UTILITY AND DRAINAGE EASEMENT THAT RUNS ALONG EAST BOUNDARY OF SAID LOTS 735 AND 737.

NOTE:
 Bearings and Distances shown herein are according to the referenced DEED (D) or PLAT (P) unless otherwise noted as measured (M).

NATIONAL FLOOD INSURANCE DATA, COMMUNITY PANEL NUMBER 125124 0290 B, FEDERAL FLOOD ZONE A9, ELEVATION 9' ELEVATIONS BASED ON N.G.V.D.-29, BENCH MARK
 SPECIAL PURPOSE SKETCH DELINEATING AND DESCRIBING A PUBLIC UTILITY AND DRAINAGE EASEMENT TO BE VACATED ON LOTS 735 AND 737, ISLAND VII, CHERRY ESTATES AS RECORDED IN PLAT BOOK 29, PAGES 54-64 AMONG THE PUBLIC RECORDS OF LEE COUNTY, FLORIDA.

This survey is in compliance with the minimum technical standards as set forth in Chapter 61G17-6, Florida Administrative Code. This Survey Map is not valid without the signature and raised seal of a Florida Licensed Surveyor and Mapper.

Alfred J. Watson
 ALFRED J. WATSON
 PROFESSIONAL SURVEYOR AND MAPPER
 #2330 - STATE OF FLORIDA

FOR: CHERRY ESTATES, INC.
 JOB # 01-0541 F.B. FILE
 STRAP # 35-45-22-23-00007.7350 & 7370
 SKETCH OF SURVEY
 SCALE 1" = 30'

DATE: FEBRUARY 20, 2002
 DATE: _____
 DATE: _____

A. J. WATSON



P.O. BOX 423 OR 2284 DATE STREET
ST. JAMES CITY, FLORIDA 33956
PHONE (941) 283-1518
LB # 2658

SURVEYING, INC.

CURVE TABLE

NO.	RADIUS	DELTA	ARC	TANGENT	CHORD	CHORD BEARING
1	45.00'	57°37'43"	45.26'	24.75'	43.38'	S.09°10'56"E.
2	95.00'	11°34'13"	19.18'	9.62'	19.15'	S.32°11'51"E.
3	95.00'	26°38'35"	44.18'	22.49'	43.78'	S.13°06'39"E.

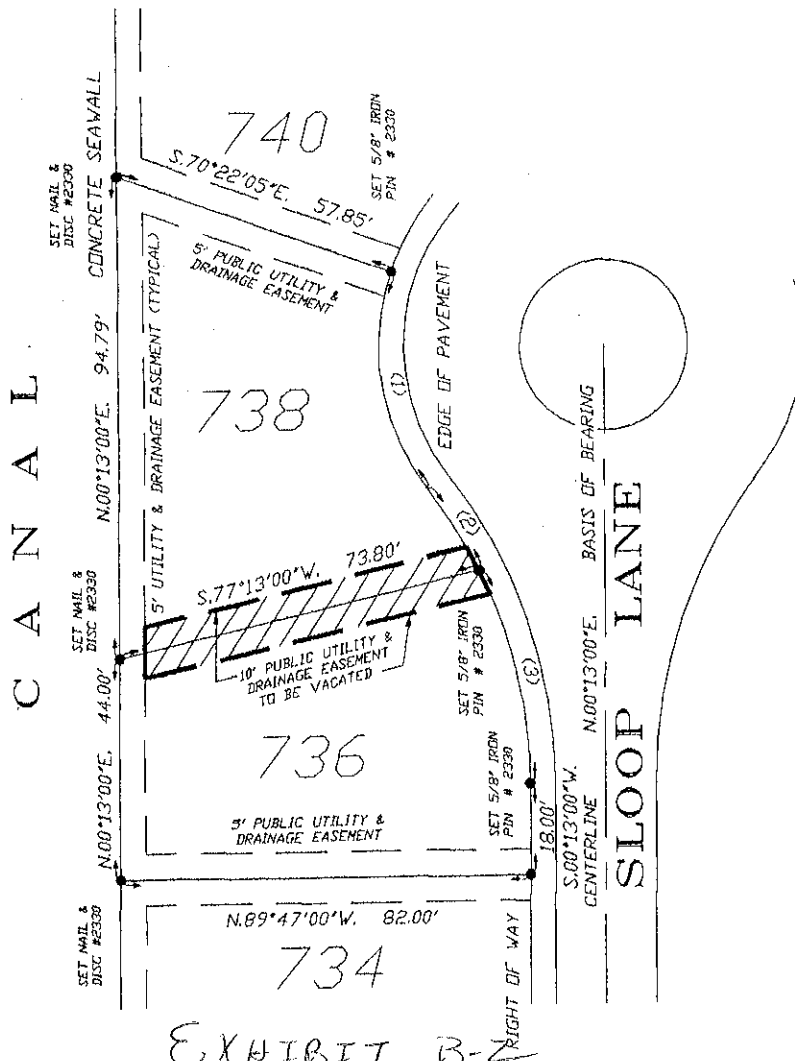


EXHIBIT B-2

THAT CERTAIN 10 FOOT PUBLIC UTILITY AND DRAINAGE EASEMENT ON LOTS 736 AND 738, ISLAND VII CHERRY ESTATES AS RECORDED IN PLAT BOOK 29, PAGES 54 THROUGH 64, AMONG THE PUBLIC RECORDS OF LEE COUNTY, FLORIDA THE CENTERLINE OF WHICH IS DESCRIBED AS FOLLOWS:
BEGIN AT THE EASTERLY CORNER COMMON TO SAID LOTS 736 AND 738; THENCE RUN S 77°13'00" W ALONG THE COMMON LINE TO SAID LOTS 736 AND 738 FOR 73.80 FEET TO ITS TERMINUS; SAID EASEMENT LIES FIVE FEET ON EITHER SIDE OF THE DESCRIBED CENTERLINE AND IS BOUNDED ON THE NORTHEAST BY THE RIGHT-OF-WAY OF SLOOP LANE AND ON THE WEST BY THE PUBLIC UTILITY AND DRAINAGE EASEMENT THAT RUNS ALONG WEST BOUNDARY OF SAID LOTS 736 AND 738.

NOTE:
Bearings and Distances shown herein are according to the referenced DEED (D) or PLAT (P) unless otherwise noted as measured (M).

NATIONAL FLOOD INSURANCE DATA, COMMUNITY PANEL NUMBER 125124 0290 B, FEDERAL FLOOD ZONE A9, ELEVATION 0' ELEVATIONS BASED ON N.G.V.D.-29, BENCH MARK

SPECIAL PURPOSE SKETCH DELINEATING AND DESCRIBING A PUBLIC UTILITY AND DRAINAGE EASEMENT TO BE VACATED ON LOTS 736 AND 738, ISLAND VII, CHERRY ESTATES AS RECORDED IN PLAT BOOK 29, PAGES 54-64 AMONG THE PUBLIC RECORDS OF LEE COUNTY, FLORIDA.

This survey is in compliance with the minimum technical standards as set forth in Chapter 61G17-8, Florida Administrative Code. This Survey Map is not valid without the signature and raised seal of a Florida Licensed Surveyor and Mapper.

Alfred J. Watson
ALFRED J. WATSON
PROFESSIONAL SURVEYOR AND MAPPER
#2330 - STATE OF FLORIDA

FOR: CHERRY ESTATES, INC.
JOB # 01-0541 F.B. FILE
STRAP # 35-45-22-23-00007, 7360 & 7380

SKETCH OF SURVEY
SCALE 1" = 30'

DATE: NOVEMBER 1, 2001
DATE: _____
DATE: _____

A. J. WATSON



P.O. BOX 423 OR 2284 DATE STREET
ST. JAMES CITY, FLORIDA 33008
PHONE (841) 243-1518
LB # 2858

SURVEYING, INC.

CURVE TABLE

ΔI	RADIUS	ΔE/A	ARC	TANGENT	CHORD	CHORD BEARING
3	95.00'	38°12'48"	63.26'	32.91'	68.19'	S18°03'24"E
5	95.00'	38°12'48"	63.26'	32.91'	68.19'	N19°19'24"E
6	50.00'	52°33'00"	80.79'	38.31'	78.29'	N46°16'30"E
7	30.00'	67°25'00"	74.29'	47.79'	69.10'	S43°29'30"E
10	45.00'	57°37'43"	45.26'	47.78'	43.38'	N09°10'56"W
11	45.00'	39°37'02"	38.72'	13.99'	36.13'	N39°11'26"E
12	45.00'	37°38'38"	29.49'	15.29'	28.96'	N77°21'16"E
13	45.00'	37°58'23"	29.48'	15.29'	28.96'	S64°56'19"E
14	45.00'	50°16'30"	39.49'	21.12'	36.23'	S21°01'41"E
15	45.00'	34°19'09"	26.99'	13.90'	26.53'	S21°16'13"W
18	50.00'	64°17'20"	56.10'	31.42'	53.21'	N52°21'28"E
19	50.00'	29°17'40"	24.89'	12.60'	24.44'	N79°39'20"E
20	50.00'	51°51'49"	45.27'	12.60'	24.32'	S61°16'24"E
21	50.00'	35°33'11"	31.09'	16.03'	20.59'	S17°32'36"E

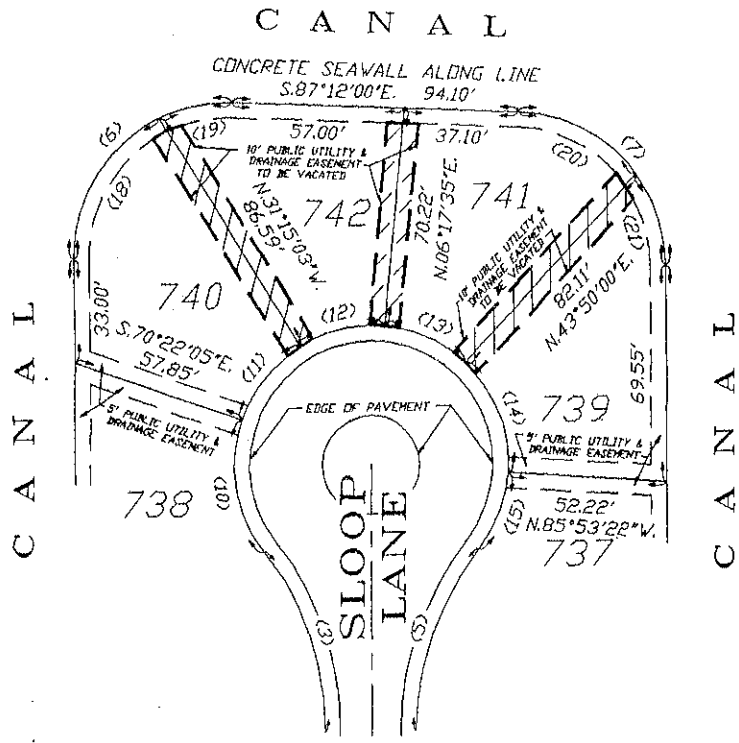


EXHIBIT B-3

THAT CERTAIN 10 FOOT PUBLIC UTILITY AND DRAINAGE EASEMENT ON LOTS 739 AND 741 ISLAND VII, CHERRY ESTATES AS RECORDED IN PLAT BOOK 29, PAGES 54 THROUGH 64, AMONG THE PUBLIC RECORDS OF LEE COUNTY, FLORIDA THE CENTERLINE OF WHICH IS DESCRIBED AS FOLLOWS:
 BEGIN AT THE SOUTHERLY CORNER COMMON TO SAID LOTS 739 AND 741; THENCE RUN N 43°50'00" E ALONG THE COMMON LINE TO SAID LOTS 739 AND 741 FOR 82.11 FEET TO ITS TERMINUS; SAID EASEMENT LIES FIVE FEET ON EITHER SIDE OF THE DESCRIBED CENTERLINE AND IS BOUNDED ON THE SOUTHWEST BY THE RIGHT-OF-WAY OF SLOOP LANE AND ON THE NORTHEAST BY THE PUBLIC UTILITY AND DRAINAGE EASEMENT THAT RUNS ALONG THE NORTHEASTERLY BOUNDARY OF SAID LOTS 739 AND 741.

THAT CERTAIN 10 FOOT PUBLIC UTILITY AND DRAINAGE EASEMENT ON LOTS 741 AND 742 ISLAND VII, CHERRY ESTATES AS RECORDED IN PLAT BOOK 29, PAGES 54 THROUGH 64, AMONG THE PUBLIC RECORDS OF LEE COUNTY, FLORIDA THE CENTERLINE OF WHICH IS DESCRIBED AS FOLLOWS:
 BEGIN AT THE SOUTHERLY CORNER COMMON TO SAID LOTS 741 AND 742; THENCE RUN N 06°17'35" E ALONG THE COMMON LINE TO SAID LOTS 741 AND 742 FOR 70.22 FEET TO ITS TERMINUS; SAID EASEMENT LIES FIVE FEET ON EITHER SIDE OF THE DESCRIBED CENTERLINE AND IS BOUNDED ON THE SOUTH BY THE RIGHT-OF-WAY OF SLOOP LANE AND ON THE NORTH BY THE PUBLIC UTILITY AND DRAINAGE EASEMENT THAT RUNS ALONG THE NORTH BOUNDARY OF SAID LOTS 741 AND 742.

THAT CERTAIN 10 FOOT PUBLIC UTILITY AND DRAINAGE EASEMENT ON LOTS 740 AND 742 ISLAND VII, CHERRY ESTATES AS RECORDED IN PLAT BOOK 29, PAGES 54 THROUGH 64, AMONG THE PUBLIC RECORDS OF LEE COUNTY, FLORIDA THE CENTERLINE OF WHICH IS DESCRIBED AS FOLLOWS:
 BEGIN AT THE SOUTHERLY CORNER COMMON TO SAID LOTS 740 AND 742; THENCE RUN N 31°15'03" E ALONG THE COMMON LINE TO SAID LOTS 740 AND 742 FOR 86.59 FEET TO ITS TERMINUS; SAID EASEMENT LIES FIVE FEET ON EITHER SIDE OF THE DESCRIBED CENTERLINE AND IS BOUNDED ON THE SOUTHWEST BY THE RIGHT-OF-WAY OF SLOOP LANE AND ON THE NORTHEAST BY THE PUBLIC UTILITY AND DRAINAGE EASEMENT THAT RUNS ALONG THE NORTHWESTERLY BOUNDARY OF SAID LOTS 740 AND 742.

NATIONAL FLOOD INSURANCE DATA, COMMUNITY PANEL NUMBER 125124 0290 B, FEDERAL FLOOD ZONE A9, ELEVATION 9' ELEVATIONS BASED ON N.G.V.D.-29, BENCH MARK
 SPECIAL PURPOSE SKETCH DELINEATING AND DESCRIBING PUBLIC UTILITY AND DRAINAGE EASEMENTS TO BE VACATED ON LOTS 739, 740, 741 AND 742, ISLAND VII, CHERRY ESTATES AS RECORDED IN PLAT BOOK 29, PAGES 54-64 AMONG THE PUBLIC RECORDS OF LEE COUNTY, FLORIDA.

This survey is in compliance with the minimum technical standards as set forth in Chapter 61G17-6, Florida Administrative Code. This Survey Map is not valid without the signature and raised seal of a Florida Licensed Surveyor and Mapper.

Alfred J. Watson
 ALFRED J. WATSON
 PROFESSIONAL SURVEYOR AND MAPPER
 #2330 - STATE OF FLORIDA

FOR: CHERRY ESTATES, INC.
 JOB # 01-0602 F.B. FILE
 STRAP # _____

SKETCH OF SURVEY
 SCALE 1" = 50'

DATE: DECEMBER 12, 2001
 DATE: _____
 DATE: _____

NOTICE OF PUBLIC HEARING FOR PETITION TO VACATE

Case Number: VAC2002-00019

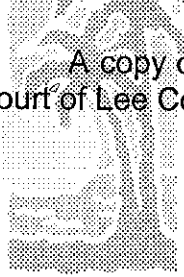
TO WHOM IT MAY CONCERN:

Notice is hereby given that on the 13th day of August 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 the public's interest in the easement, plat or portion of a plat 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

CHARLIE GREEN, CLERK

S O U T H W E S T F L O R I D A

Deputy Clerk Signature

Please Print Name

APPROVED AS TO FORM

County Attorney Signature

Please Print Name

LEGAL DESCRIPTION
EXHIBIT A

A Public Utility & Drainage Easement centered on the common lot line between Lots 735 & 737; 736 & 738; 739 & 741; 741 & 742; and 740 & 742, Block 7, of Cherry Estates, as recorded in Plat Book 29, Pages 54-64 of the Public Records of Lee County Florida, Section 35, Township 45, Range 22.

A. J. WATSON



P.O. BOX 423 OR 2284 DATE STREET
 ST. JAMES CITY, FLORIDA 33956
 PHONE (941) 283-1518
 LB # 2858

SURVEYING, INC.

CURVE TABLE

NO.	RADIUS	DELTA	ARC	TANGENT	CHORD	CHORD BEARING
1	95.00'	16°28'04"	27.30'	13.75'	27.21'	N.08°26'53"E.
2	95.00'	21°44'44"	36.06'	18.25'	35.84'	N.27°33'32"E.
3	45.00'	34°19'09"	26.95'	13.90'	26.55'	N.21°16'13"E.

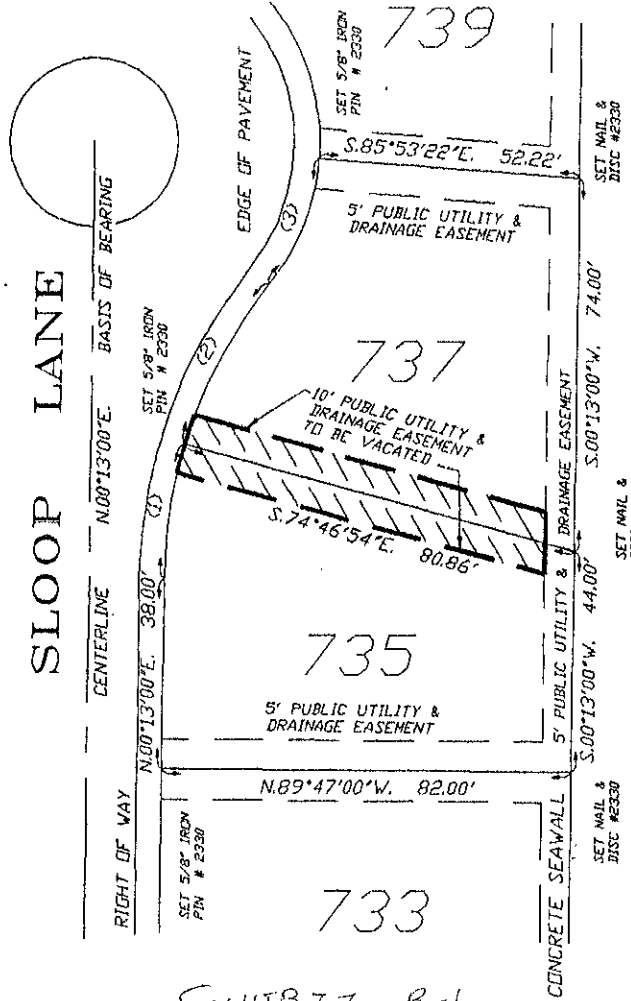


EXHIBIT B-1

THAT CERTAIN 10 FOOT PUBLIC UTILITY AND DRAINAGE EASEMENT ON LOTS 735 AND 737, ISLAND VII, CHERRY ESTATES AS RECORDED IN PLAT BOOK 29, PAGES 54 THROUGH 64, AMONG THE PUBLIC RECORDS OF LEE COUNTY, FLORIDA THE CENTERLINE OF WHICH IS DESCRIBED AS FOLLOWS:
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NOTE:
 Bearings and Distances shown hereon are according to the referenced DEED (D) or PLAT (P) unless otherwise noted as measured (M).

NATIONAL FLOOD INSURANCE DATA, COMMUNITY PANEL NUMBER 125124 0290 B, FEDERAL FLOOD ZONE A9, ELEVATION 9' ELEVATIONS BASED ON N.G.V.D.-29, BENCH MARK
 SPECIAL PURPOSE SKETCH DELINEATING AND DESCRIBING A PUBLIC UTILITY AND DRAINAGE EASEMENT TO BE VACATED ON LOTS 735 AND 737, ISLAND VII, CHERRY ESTATES AS RECORDED IN PLAT BOOK 29, PAGES 54-64 AMONG THE PUBLIC RECORDS OF LEE COUNTY, FLORIDA.

This survey is in compliance with the minimum technical standards as set forth in Chapter 61G17-6, Florida Administrative Code. This Survey Map is not valid without the signature and raised seal of a Florida Licensed Surveyor and Mapper.

Alfred J. Watson
 ALFRED J. WATSON
 PROFESSIONAL SURVEYOR AND MAPPER
 #2330 - STATE OF FLORIDA

FOR: CHERRY ESTATES, INC.
 JOB # 01-0541 F.B. FILE
 STRAP # 35-45-22-23-00007.7350 & 7370

SKETCH OF SURVEY
 SCALE 1" = 30'

DATE: FEBRUARY 20, 2002
 DATE: _____
 DATE: _____

A. J. WATSON



SURVEYING, INC.

P.O. BOX 423 OR 2284 DATE STREET
ST. JAMES CITY, FLORIDA 33356
PHONE (841) 281-1518
LB # 2658

CURVE TABLE

NO.	RADIUS	DELTA	ARC	TANGENT	CHORD	CHORD BEARING
1	45.00'	57°37'43"	45.26'	24.75'	43.38'	S.09°10'56"E.
2	95.00'	11°34'13"	19.18'	9.62'	19.15'	S.32°11'51"E.
3	95.00'	26°38'35"	44.18'	22.49'	43.78'	S.13°06'39"E.

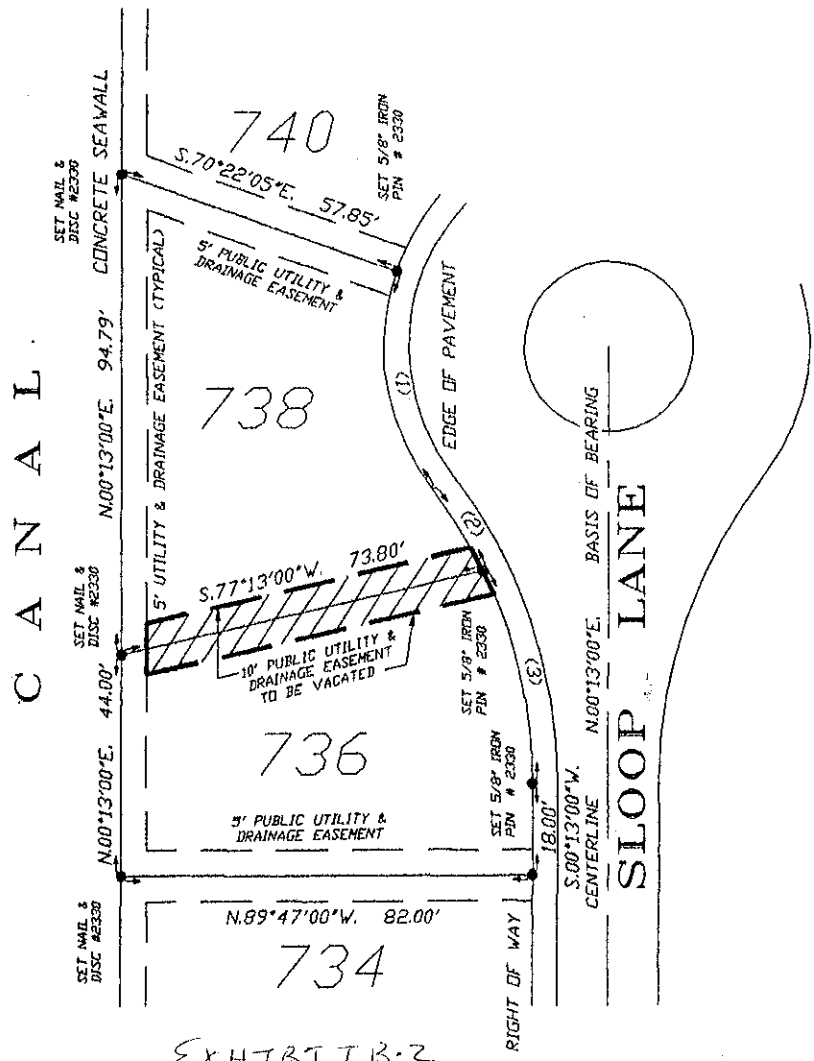


EXHIBIT B-2

THAT CERTAIN 10 FOOT PUBLIC UTILITY AND DRAINAGE EASEMENT ON LOTS 736 AND 738, ISLAND VII, CHERRY ESTATES AS RECORDED IN PLAT BOOK 29, PAGES 54 THROUGH 64, AMONG THE PUBLIC RECORDS OF LEE COUNTY, FLORIDA THE CENTERLINE OF WHICH IS DESCRIBED AS FOLLOWS:
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NOTE:
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NATIONAL FLOOD INSURANCE DATA, COMMUNITY PANEL NUMBER 125124 0290 B, FEDERAL FLOOD ZONE A9, ELEVATION 9' ELEVATIONS BASED ON N.G.V.D.-29, BENCH MARK
SPECIAL PURPOSE SKETCH DELINEATING AND DESCRIBING A PUBLIC UTILITY AND DRAINAGE EASEMENT TO BE VACATED ON LOTS 736 AND 738, ISLAND VII, CHERRY ESTATES AS RECORDED IN PLAT BOOK 29, PAGES 54-64 AMONG THE PUBLIC RECORDS OF LEE COUNTY, FLORIDA.

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Alfred J. Watson
ALFRED J. WATSON
PROFESSIONAL SURVEYOR AND MAPPER
#2330 - STATE OF FLORIDA

FOR: CHERRY ESTATES, INC.
JOB # 01-0541 F.B. FILE
STRAP # 35-45-22-23-00007, 7360 & 7380

SKETCH OF SURVEY
SCALE 1" = 30'

DATE: NOVEMBER 1, 2001
DATE: _____
DATE: _____

A. J. WATSON



P.O. BOX 423 OR 2264 DATE STREET
 ST. JAMES CITY, FLORIDA 33956
 PHONE (841) 285-1516

SURVEYING, INC. LB # 2938

CURVE TABLE

NO	RADIUS	DELTA	ARC	TANGENT	CHORD	CHORD BEARING
3	75.00'	38°12'48"	63.36'	32.31'	62.19'	S18°33'24"E
5	75.00'	38°12'40"	63.36'	32.31'	62.19'	N19°19'24"E
6	30.00'	92°33'00"	60.79'	30.31'	78.29'	N46°30'30"E
7	30.00'	87°25'00"	76.29'	47.79'	69.10'	S43°09'30"E
10	45.00'	57°37'43"	45.26'	24.79'	45.30'	N69°10'00"W
11	45.00'	39°07'00"	30.72'	15.89'	30.13'	N37°31'16"E
12	45.00'	37°30'20"	29.49'	15.29'	28.96'	S64°38'12"E
13	45.00'	37°30'25"	29.49'	15.29'	28.96'	S21°10'41"E
14	45.00'	50°16'38"	39.49'	21.11'	26.50'	S21°16'13"W
17	45.00'	34°19'09"	26.91'	13.90'	24.44'	N38°01'26"E
18	30.00'	64°17'20"	24.69'	12.60'	24.44'	N78°39'20"E
19	30.00'	66°17'40"	24.69'	12.60'	24.73'	S63°16'04"E
20	30.00'	51°31'49"	45.87'	24.32'	43.73'	S17°02'32"E
21	30.00'	35°33'11"	31.03'	16.03'	30.89'	S17°02'32"E

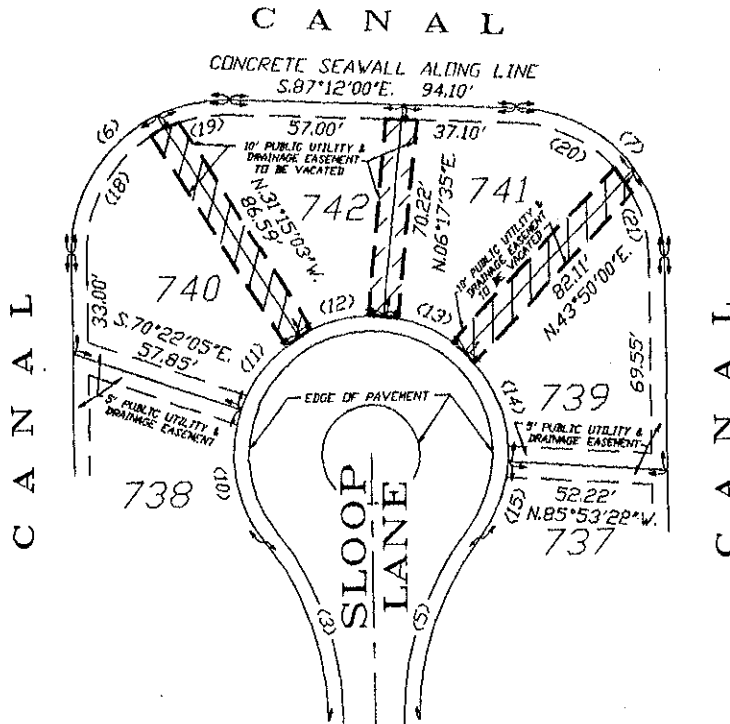


EXHIBIT B-3

THAT CERTAIN 10 FOOT PUBLIC UTILITY AND DRAINAGE EASEMENT ON LOTS 739 AND 741, ISLAND VII, CHERRY ESTATES AS RECORDED IN PLAT BOOK 29, PAGES 54 THROUGH 64, AMONG THE PUBLIC RECORDS OF LEE COUNTY, FLORIDA THE CENTERLINE OF WHICH IS DESCRIBED AS FOLLOWS:
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SPECIAL PURPOSE SKETCH DELINEATING AND DESCRIBING PUBLIC UTILITY AND DRAINAGE EASEMENTS TO BE VACATED ON LOTS 739, 740, 741 AND 742, ISLAND VII, CHERRY ESTATES AS RECORDED IN PLAT BOOK 29, PAGES 54-64 AMONG THE PUBLIC RECORDS OF LEE COUNTY, FLORIDA.

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Alfred J. Watson
 ALFRED J. WATSON
 PROFESSIONAL SURVEYOR AND MAPPER
 #2330 - STATE OF FLORIDA

FOR: CHERRY ESTATES, INC.
 JOB # 01-0602 F.B. FILE
 STRAP # _____

SKETCH OF SURVEY
 SCALE 1" = 50'

DATE: DECEMBER 12, 2001
 DATE: _____
 DATE: _____