

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

Blue Sheet No. 20020960

**1. REQUESTED MOTION:**

**ACTION REQUESTED:** Accept for maintenance an extension of Second Street in the Westgate Airpark development of Lehigh Acres and the deeds transferring the right-of-way to Lee County. Located in the Southwest ¼ of Section 30, Township 44 South, Range 26 East.

**WHY ACTION IS NECESSARY:** In accordance with the Administrative Code 11-7, the Board can accept a road for maintenance and also accept deeds transferring ownership of the road.

**WHAT ACTION ACCOMPLISHES:** Board acceptance concludes the final step in the Road Maintenance Policy, AC-11-7, authorizes the recording of the deeds in the public records and notifies the public that the Department of Transportation is now responsible for the maintenance of the road.

**2. DEPARTMENTAL CATEGORY: 9  
COMMISSION DISTRICT # 5**

*C9A*

**3. MEETING DATE:**

*09-10-2002*

**4. AGENDA:**

- CONSENT ADMINISTRATIVE APPEALS
- PUBLIC WALK ON
- TIME REQUIRED:

**5. REQUIREMENT/PURPOSE:  
(Specify)**

- STATUTE
- ORDINANCE
- ADMIN.
- CODE 11-7
- OTHER

**6. REQUESTOR OF INFORMATION:**

- A. COMMISSIONER
- B. DEPARTMENT Transportation
- C. DIVISION

BY: Scott M. Gilbertson

**7. BACKGROUND:**

Second Street was constructed as a Development Order LDO2001-0031. All requirements of AC-11-7 have been satisfied. The developer's engineer has submitted the Letter of Substantial Compliance. The Certificate of Compliance has been issued by the Division of Development Services. DOT is in possession of final inspection reports, as-built plans, the deeds transferring the right-of-way and a surety bond covering materials and construction for a period of two years.

DOT recommends accepting the road for maintenance and recording the deeds in the public records.

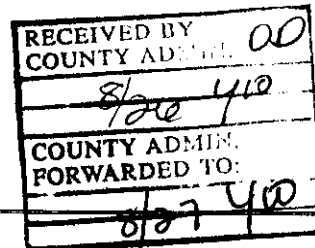
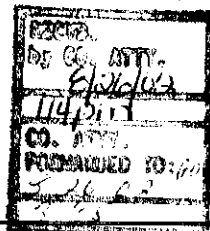
**8. MANAGEMENT RECOMMENDATIONS:**

**9. RECOMMENDED APPROVAL:**

A Department Director	B Purchasing or Contracts	C Human Resources	D Other	E County Attorney	F Budget Services				G County Manager
<i>8/23/02</i> <i>[Signature]</i>	NA	NA		<i>[Signature]</i>	<i>OA</i>	<i>OM</i>	<i>Risk</i>	<i>GC</i>	<i>[Signature]</i> 8-26-02

**10. COMMISSION ACTION:**

- APPROVED
- DENIED
- DEFERRED
- OTHER



LEHIGH COUNTY  
RIGHT OF WAY

02 AUG 25 01:12:22

# Memo

**To:** DAWN  
**From:** MARGARET  
**Date:** 8/26/2002  
**Re:** Road Maintenance Acceptance of Second Street - Lehigh

---

I have attached original and copies of the warranty deeds and quit claim deeds for the parcels . I checked each legal description with the sketch. For your review I have listed each of the warranty deeds and quit claim deeds. There are 14 deeds in total.

1. Warranty Deed from Atlantic Engineering Company
2. QCD from Atlantic Engineering Company
3. Warranty Deed from Pacific Engineering Company
4. QCD from Pacific Engineering Company
5. Warranty Deed from Medsup Development
6. QCD from Medsup Development
7. Partial Release of Mortgage South Trust Bank
8. Warranty Deed from Pavermodule
9. QCD from Pavermodule
10. Warranty Deed from Seventy-Three Thousand
11. QCD from Seventy Three Thousand
12. Partial Release of Mortgage from First National Bank of Florida
13. QCD from East County Water Control District
14. QCD from RLR Investments

In addition to the above I have also sent a copy of the sealed Maintenance Bond, the DOT signed permit certifying the job was inspected by DOT and DOT signed off that the job was completed to DOT standards; and the Development Services CC and Letter of Substantial Compliance. Let me know if you require any additional documentation to process this blue sheet.

Attachments

# COMMONWEALTH LAND TITLE INSURANCE COMPANY

## COMMITMENT FOR TITLE INSURANCE

### SCHEDULE A

Commitment No.: **C96409H**

File No.: **C96409H**

Effective Date: **April 17, 2002 at 5:00 P.M.**

1. Policy or Policies to be issued:

Amount of Policy

**OWNER'S:**

**\$77,700.00**

Proposed Insured:

**Lee County, a political subdivision of the State of Florida**

**LOAN:**

Proposed Insured:

2. The estate or interest in the land described or referred to in this Commitment and covered herein is fee simple and is at the effective date hereof vested in:

**Pacific Engineering Company, LLC, a Florida limited liability company (as to B-1 & B-5); Atlantic Engineering Company, LLC, a Florida limited liability company (as to B-2); Pavermodule, Inc., a Florida corporation (as to B-4); Seventy-Three Thousand, LLC, a Florida limited liability company (as to B-7) an Medsup Development, LLC, a Florida limited liability (as to B-6) and RLR Investments, L.L.C., an Ohio limited liability company (as to B-3); East County Water Control District (Dogfish Canal Parcel) as to their respective interest in the premises to be insured (Individual Legal for each parcel as shown in Exhibit B)**

3. The land referred to in this Commitment is situated in the County of Lee, State of Florida, and described as follows:

**SEE EXHIBIT "A" ATTACHED HERETO AND MADE A PART HEREOF**

**GUARDIAN TITLE SERVICES CORPORATION  
3501 DEL PRADO BOULEVARD, SUITE 303  
CAPE CORAL, FLORIDA 33904  
941-542-9422 / 941-542-1752**

Countersigned: \_\_\_\_\_

Authorized Officer or Agent

UNLESS OTHERWISE STATED, ALL RECORDING REFERENCES ARE TO PUBLIC RECORDS OF Lee COUNTY, FLORIDA

Valid Only If Face Page, Schedule B and Cover Are Attached

American Land Title Association Commitment

Schedule A

Form 1004-35

# COMMONWEALTH LAND TITLE INSURANCE COMPANY

## COMMITMENT FOR TITLE INSURANCE

Commitment No. #: C96409H

File No. #: C96409H

### EXHIBIT "A"

(Overall Parcel)

A Tract or parcel of land situated in the State of Florida, County of Lee, lying in Section 30, Township 44 South, Range 26 East, being a part of the parcels as described in Official Records Book 3436 at Page 3326, Official Records Book 3436, Page 3295, Official Records Book 3452 at Page 3278, Official Records Book 3396, at Page 1846, Official Records Book 3499, at Page 83, Lee County Public Records and a part of Dogfish canal as shown on the record plat of Lehigh Estates, Plat Book 15, Page 81, said Public Records and being further bounded and described as follows:

Beginning at the Northwest corner of Lot 16, Block 2, Unit 1, Lehigh Estates, Plat Book 15, Page 81, said Public Records; thence N 00 degrees 29'16"W, along a Northerly prolongation of the West line of said Lot 16, and along the East end of Second Street as per Street vacation as shown on Official Records Book 2633, Page 1695, said Public Records for 80.00 feet; thence N 89 degrees 30'44"E., for 260.00 feet to the East line of said Dogfish Canal; thence continue N 89 degrees 30'44"E., for 949.86 feet to the point of curvature of a curve to the right, having a radius of 75.50 feet, a central angle of 90 degrees 00'00", a chord bearing of S 45 degrees 29'16"E. and a chord length of 106.77 feet; thence along the arc of said curve, an arc length of 118.60 feet to the point of compound curvature of a curve to the right, having a radius of 65.00 feet, a central angle of 142 degrees 26'02", a chord bearing of S 70 degrees 43'45"W. and a chord length of 123.08 feet; thence along the arc of said curve, an arc length of 161.59 feet to the point of reverse curvature of a curve to the left, having a radius of 90.00 feet, a central angle of 52 degrees 26'02", a chord bearing of N. 64 degrees 16'15"W. and a chord length of 79.52 feet; thence along the arc of said curve, an arc length of 82.36 feet to the point of tangency of said curve; thence S 89 degrees 30'44"W., for 837.50 feet to said East line of Dogfish Canal; thence continue S 89 degrees 30'44"W., for 260.00 feet to the Point of Beginning.

EXHIBIT "B"

DESCRIPTION OF AN EASEMENT  
LYING IN SECTION 30, T-44-S, R-26-E,  
LEE COUNTY, FLORIDA

(PARCEL 1)

A TRACT OR PARCEL OF LAND SITUATED IN THE STATE OF FLORIDA, COUNTY OF LEE, LYING IN SECTION 30, TOWNSHIP 44 SOUTH, RANGE 26 EAST, BEING A PART OF THE PARCEL AS DESCRIBED IN OFFICIAL RECORDS BOOK 3436 AT PAGE 3326, LEE COUNTY PUBLIC RECORDS AND BEING FURTHER BOUNDED AND DESCRIBED AS FOLLOWS:

BEGINNING AT THE NORTHWEST CORNER OF LOT 16, BLOCK 2, UNIT 1, LEHIGH ESTATES, PLAT BOOK 15, PAGE 81, SAID PUBLIC RECORDS; THENCE N.00°29'16"W, ALONG A NORTHERLY PROLONGATION OF THE WEST LINE OF SAID LOT 16, AND ALONG THE EAST END OF SECOND STREET AS PER STREET VACATION AS SHOWN IN OFFICIAL RECORDS BOOK 2633, PAGE 1695, SAID PUBLIC RECORDS FOR 40.00 FEET; THENCE N.89°30'44"E., FOR 200.00 FEET; THENCE S.00°29'16"E., FOR 40.00 FEET; THENCE S.89°30'44"W., FOR 200.00 FEET TO THE POINT OF BEGINNING.

DESCRIPTION OF AN EASEMENT  
LYING IN SECTION 30, T-44-S, R-26-E,  
LEE COUNTY, FLORIDA

(PARCEL 2)

A TRACT OR PARCEL OF LAND SITUATED IN THE STATE OF FLORIDA, COUNTY OF LEE, LYING IN SECTION 30, TOWNSHIP 44 SOUTH, RANGE 26 EAST, BEING A PART OF THE PARCEL AS DESCRIBED IN OFFICIAL RECORDS BOOK 3436 AT PAGE 3295, LEE COUNTY PUBLIC RECORDS AND BEING FURTHER BOUNDED AND DESCRIBED AS FOLLOWS:

COMMENCING AT THE NORTHWEST CORNER OF LOT 16, BLOCK 2, UNIT 1, LEHIGH ESTATES, PLAT BOOK 15, PAGE 81, SAID PUBLIC RECORDS; THENCE N.00°29'16"W, ALONG A NORTHERLY PROLONGATION OF THE WEST LINE OF SAID LOT 16, AND ALONG THE EAST END OF SECOND STREET AS PER STREET VACATION AS SHOWN IN OFFICIAL RECORDS BOOK 2633, PAGE 1695, SAID PUBLIC RECORDS FOR 40.00 FEET TO THE POINT OF BEGINNING; THENCE CONTINUE N.00°29'16"W., FOR 40.00 FEET; THENCE N.89°30'44"E., FOR 200.00 FEET; THENCE S.00°29'16"E., FOR 40.00 FEET; THENCE S.89°30'44"W., FOR 200.00 FEET TO THE POINT OF BEGINNING.

(PARCEL 3)

A TRACT OR PARCEL OF LAND SITUATED IN THE STATE OF FLORIDA, COUNTY OF LEE, LYING IN SECTION 30, TOWNSHIP 44 SOUTH, RANGE 26 EAST, BEING A PART OF DOGFISH CANAL AS SHOWN ON THE RECORD PLAT OF LEHIGH ESTATES, PLAT BOOK 15, PAGE 81, LEE COUNTY PUBLIC RECORDS AND BEING FURTHER BOUNDED AND DESCRIBED AS FOLLOWS:

COMMENCING AT THE NORTHWEST CORNER OF LOT 16, BLOCK 2, UNIT 1, SAID LEHIGH ESTATES; THENCE N.00°29'16"W, ALONG A NORTHERLY PROLONGATION OF THE WEST LINE OF SAID LOT 16, AND ALONG THE EAST END OF SECOND STREET AS PER STREET VACATION AS SHOWN IN OFFICIAL RECORDS BOOK 2633, PAGE 1695, SAID PUBLIC RECORDS, FOR 80.00 FEET; THENCE N.89°30'44"E., FOR 200.00 FEET TO THE POINT OF BEGINNING; THENCE CONTINUE N.89°30'44"E., FOR 60.00 FEET; THENCE S.00°29'16"E., FOR 80.00 FEET; THENCE S.89°30'44"W., FOR 60.00 FEET; THENCE N.00°29'16"W., FOR 80.00 FEET TO THE POINT OF BEGINNING.

DESCRIPTION OF AN EASEMENT  
LYING IN SECTION 30, T-44-S, R-26-E,  
LEE COUNTY, FLORIDA

(PARCEL 4)

A TRACT OR PARCEL OF LAND SITUATED IN THE STATE OF FLORIDA, COUNTY OF LEE, LYING IN SECTION 30, TOWNSHIP 44 SOUTH, RANGE 26 EAST, BEING A PART OF THE PARCEL AS DESCRIBED IN OFFICIAL RECORDS BOOK 3452 AT PAGE 3278, LEE COUNTY PUBLIC RECORDS AND BEING FURTHER BOUNDED AND DESCRIBED AS FOLLOWS:

COMMENCING AT THE NORTHWEST CORNER OF LOT 16, BLOCK 2, UNIT 1, LEHIGH ESTATES, PLAT BOOK 15, PAGE 81, SAID PUBLIC RECORDS; THENCE N.00°29'16"W, ALONG A NORTHERLY PROLONGATION OF THE WEST LINE OF SAID LOT 16, AND ALONG THE EAST END OF SECOND STREET AS PER STREET VACATION AS SHOWN IN OFFICIAL RECORDS BOOK 2633, PAGE 1695, SAID PUBLIC RECORDS, FOR 80.00 FEET; THENCE N.89°30'44"E., FOR 260.00 FEET TO THE POINT OF BEGINNING; THENCE CONTINUE N.89°30'44"E., FOR 332.00 FEET; THENCE S.00°29'16"E., FOR 40.00 FEET; THENCE S.89°30'44"W., FOR 332.00 FEET; THENCE N.00°29'16"W., FOR 40.00 FEET TO THE POINT OF BEGINNING.

DESCRIPTION OF AN EASEMENT  
LYING IN SECTION 30, T-44-S, R-26-E,  
LEE COUNTY, FLORIDA

(PARCEL 5)

A TRACT OR PARCEL OF LAND SITUATED IN THE STATE OF FLORIDA, COUNTY OF LEE, LYING IN SECTION 30, TOWNSHIP 44 SOUTH, RANGE 26 EAST, BEING A PART OF THE PARCEL AS DESCRIBED IN OFFICIAL RECORDS BOOK 3436, AT PAGE 3326, LEE COUNTY PUBLIC RECORDS AND BEING FURTHER BOUNDED AND DESCRIBED AS FOLLOWS:

COMMENCING AT THE NORTHWEST CORNER OF LOT 16, BLOCK 2, UNIT 1, LEHIGH ESTATES, PLAT BOOK 15, PAGE 81, SAID PUBLIC RECORDS; THENCE N.00°29'16"W, ALONG A NORTHERLY PROLONGATION OF THE WEST LINE OF SAID LOT 16, AND ALONG THE EAST END OF SECOND STREET AS PER STREET VACATION AS SHOWN IN OFFICIAL RECORDS BOOK 2633, PAGE 1695, SAID PUBLIC RECORDS, FOR 80.00 FEET; THENCE N.89°30'44"E., FOR 592.00 FEET TO THE POINT OF BEGINNING; THENCE CONTINUE N.89°30'44"E., FOR 558.52 FEET; THENCE S.00°29'16"E., FOR 40.00 FEET; THENCE N.89°30'44"E., FOR 114.83 FEET; THENCE S.00°29'16"E., FOR 82.41 FEET TO A POINT ON A CURVE TO THE RIGHT, HAVING: A RADIUS OF 65.00 FEET, A CENTRAL ANGLE OF 96°14'15", A CHORD BEARING OF N.86°10'22"W. AND A CHORD LENGTH OF 96.79 FEET; THENCE ALONG THE ARC OF SAID CURVE, AN ARC LENGTH OF 109.18 FEET TO THE POINT OF REVERSE CURVATURE OF A CURVE TO THE LEFT, HAVING: A RADIUS OF 90.00 FEET, A CENTRAL ANGLE OF 52°26'02", A CHORD BEARING OF N.64°16'15"W. AND A CHORD LENGTH OF 79.52 FEET; THENCE ALONG THE ARC OF SAID CURVE, AN ARC LENGTH OF 82.36 FEET TO THE POINT OF TANGENCY OF SAID CURVE; THENCE S.89°30'44"W., FOR 837.50 FEET; THENCE N.00°29'16"W., FOR 40.00 FEET; THENCE N.89°30'44"E., FOR 332.00 FEET; THENCE N.00°29'16"W., FOR 40.00 FEET TO THE POINT OF BEGINNING.

DESCRIPTION OF AN EASEMENT  
LYING IN SECTION 30, T-44-S, R-26-E,  
LEE COUNTY, FLORIDA

(PARCEL 6)

A TRACT OR PARCEL OF LAND SITUATED IN THE STATE OF FLORIDA, COUNTY OF LEE, LYING IN SECTION 30, TOWNSHIP 44 SOUTH, RANGE 26 EAST, BEING A PART OF THE PARCEL AS DESCRIBED IN OFFICIAL RECORDS BOOK 3396, AT PAGE 1846, LEE COUNTY PUBLIC RECORDS AND BEING FURTHER BOUNDED AND DESCRIBED AS FOLLOWS:

COMMENCING AT THE NORTHWEST CORNER OF LOT 16, BLOCK 2, UNIT 1, LEHIGH ESTATES, PLAT BOOK 15, PAGE 81, SAID PUBLIC RECORDS; THENCE N.00°29'16"W, ALONG A NORTHERLY PROLONGATION OF THE WEST LINE OF SAID LOT 16, AND ALONG THE EAST END OF SECOND STREET AS PER STREET VACATION AS SHOWN IN OFFICIAL RECORDS BOOK 2633, PAGE 1695, SAID PUBLIC RECORDS, FOR 80.00 FEET; THENCE N.89°30'44"E., FOR 1150.52 FEET TO THE POINT OF BEGINNING; THENCE CONTINUE N.89°30'44"E., FOR 40.00 FEET; THENCE S.00°29'16"E., FOR 40.00 FEET; THENCE S.89°30'44"W., FOR 40.00 FEET; THENCE N.00°29'16"W., FOR 40.00 FEET TO THE POINT OF BEGINNING.

DESCRIPTION OF AN EASEMENT  
LYING IN SECTION 30, T-44-S, R-26-E,  
LEE COUNTY, FLORIDA

(PARCEL 7)

A TRACT OR PARCEL OF LAND SITUATED IN THE STATE OF FLORIDA, COUNTY OF LEE, LYING IN SECTION 30, TOWNSHIP 44 SOUTH, RANGE 26 EAST, BEING A PART OF THE PARCEL AS DESCRIBED IN OFFICIAL RECORDS BOOK 3499, AT PAGE 83, LEE COUNTY PUBLIC RECORDS AND BEING FURTHER BOUNDED AND DESCRIBED AS FOLLOWS:

COMMENCING AT THE NORTHWEST CORNER OF LOT 16, BLOCK 2, UNIT 1, LEHIGH ESTATES, PLAT BOOK 15, PAGE 81, SAID PUBLIC RECORDS; THENCE N.00°29'16"W, ALONG A NORTHERLY PROLONGATION OF THE WEST LINE OF SAID LOT 16, AND ALONG THE EAST END OF SECOND STREET AS PER STREET VACATION AS SHOWN IN OFFICIAL RECORDS BOOK 2633, PAGE 1695, SAID PUBLIC RECORDS, FOR 80.00 FEET; THENCE N.89°30'44"E., FOR 1190.52 FEET TO THE POINT OF BEGINNING; THENCE CONTINUE N.89°30'44"E., FOR 19.34 FEET TO THE POINT OF CURVATURE OF A CURVE TO THE RIGHT, HAVING: A RADIUS OF 75.50 FEET, A CENTRAL ANGLE OF 90°00'00", A CHORD BEARING OF S.45°29'16"E. AND A CHORD LENGTH OF 106.77 FEET; THENCE ALONG THE ARC OF SAID CURVE, AN ARC LENGTH OF 118.60 FEET TO THE POINT OF COMPOUND CURVATURE OF A CURVE TO THE RIGHT, HAVING: A RADIUS OF 65.00 FEET, A CENTRAL ANGLE OF 46°11'47", A CHORD BEARING OF S.22°36'38"W. AND A CHORD LENGTH OF 51.00 FEET; THENCE ALONG THE ARC OF SAID CURVE, AN ARC LENGTH OF 52.41 FEET TO THE END OF SAID CURVE; THENCE N.00°29'16"W., FOR 82.41 FEET; THENCE S.89°30'44"W., FOR 74.83 FEET; THENCE N.00°29'16"W., FOR 40.00 FEET TO THE POINT OF BEGINNING.

DESCRIPTION OF AN EASEMENT  
LYING IN SECTION 30, T-44-S, R-26-E,  
LEE COUNTY, FLORIDA

(DOGFISH CANAL)

A TRACT OR PARCEL OF LAND SITUATED IN THE STATE OF FLORIDA, COUNTY OF LEE, LYING IN SECTION 30, TOWNSHIP 44 SOUTH, RANGE 26 EAST, BEING A PART OF DOGFISH CANAL AS SHOWN ON THE RECORD PLAT OF LEHIGH ESTATES, PLAT BOOK 15, PAGE 81, LEE COUNTY PUBLIC RECORDS AND BEING FURTHER BOUNDED AND DESCRIBED AS FOLLOWS:

BEGINNING AT THE NORTHWEST CORNER OF LOT 16, BLOCK 2, UNIT 1, SAID LEHIGH ESTATES; THENCE N.00°29'16"W, ALONG A NORTHERLY PROLONGATION OF THE WEST LINE OF SAID LOT 16, AND ALONG THE EAST END OF SECOND STREET AS PER STREET VACATION AS SHOWN IN OFFICIAL RECORDS BOOK 2633, PAGE 1695, SAID PUBLIC RECORDS, FOR 80.00 FEET; THENCE N.89°30'44"E., FOR 200.00 FEET TO THE POINT OF BEGINNING; THENCE CONTINUE N.89°30'44"E., FOR 60.00 FEET; THENCE S.00°29'16"E., FOR 80.00 FEET; THENCE S.89°30'44"W., FOR 60.00 FEET; THENCE N.00°29'16"W., FOR 80.00 FEET TO THE POINT OF BEGINNING.



**COMMONWEALTH LAND TITLE INSURANCE COMPANY**  
**COMMITMENT FOR TITLE INSURANCE**

**SCHEDULE B - SECTION 1**

Commitment No.#: **C96409H**

File No.#: **C96409H**

**The following are the requirements to be complied with:**

1. Payment of the full consideration to or for the account of, the grantor's or mortgagors.
2. Payment of all taxes, charges, assessments, levied and assessed against subject premises, which are due and payable.
3. Instrument(s) creating the estate or interest to be insured must be approved, executed and filed for record.
4. Warranty Deed from Pacific Engineering Company, LLC, a Florida limited liability company; Atlantic Engineering Company, LLC, a Florida limited liability company; Pavermodule, Inc., a Florida corporation; Seventy-Three Thousand, LLC, a Florida limited liability company; Medsup Development, LLC, a Florida limited liability, RLR Investments, L.L.C., an Ohio limited liability company and East County Water Control District as to their respective interest in the premises to be insured to Lee County, a political subdivision of the State of Florida.

NOTE: The deed to be insured, in addition to the premises described in Schedule "A", should describe the following: Grantor hereby reserves and conveys unto Grantee an Ingress, egress utility easement over the Easement Parcel as described in Reservation and Grant of Easement Agreement recorded in Official Record Book 3396, Page 1850 as modified by Modification of Easement Agreement recorded in Official Record Book 3447, Page 4126 and Second Modification of Easement Agreement recorded in Official Record Book 3491, Page 2070, until such time as insured parcel is duly accepted as a dedicated road.

5. Release of that part of parcel owned by Medsup Development, LLC from Mortgage to SouthTrust Bank in the amount of 2,650,000.00 dated April 11, 2001, recorded April 17, 2001 in Official Record Book 3396, Page 1916 along with release of same from U.C.C. recorded in Official Record Book 3396, Page 1952 and Assignment of Leases and Rents recorded in Official Record Book 3396, Page 1942.
6. Release of that part of parcel owned by Seventy-Three Thousand, LLC from Mortgage to First National Bank of Florida D/B/A First National Bank of Fort Myers in the amount of 867,810.00 dated October 1, 2001, recorded October 9, 2001 in Official Record Book 3499, Page 100 along with release from Assignment of Leases, Rents and Profits recorded in Official Record Book 3499, Page 108 and U.C.C. recorded in Official Record Book 3499, Page 113 and Official Record Book 3587, Page 1487 and Notice of Future Advance and Receipt recorded in Official Record Book 3587, Page 1477.
7. Release of that portion of premises owned by Seventy-Three Thousand, LLC from that Notice of Commencement recorded in Official Record Book 3587, Page 1482.
8. Payment of Solid Waste/Garbage assessment(s).
9. Payment of Lee County Utility Sewer Assessments, if any.
10. Record resolution authorizing purchase of premises to be insured by Lee County.

**COMMONWEALTH LAND TITLE INSURANCE COMPANY**  
**COMMITMENT FOR TITLE INSURANCE**

**SCHEDULE B - SECTION II**

Commitment No. #: **C96409H**

File No. #: **C96409H**

Schedule B of the policy or policies to be issued will contain exceptions to the following matters unless the same are disposed of to the satisfaction of the Company:

1. Defects, liens, encumbrances, adverse claims or other matters, if any, created, first appearing in the public records or attaching subsequent to the effective date hereof but prior to the date the proposed Insured acquires for value of record the estate or interest or mortgage thereon covered by this commitment.
2. Rights or claims of parties in possession not shown by the public records.
3. Easements, liens or encumbrances, or claims thereof, not shown by the public records.
4. Encroachments, overlaps, boundary line disputes, and any other matters which would be disclosed by an accurate survey or inspection of the premises.
5. Any lien, or right to a lien, for services, labor or material heretofore or hereafter furnished, imposed by law and not shown by the public records.
6. Any claim that any part of said land is owned by the State of Florida by right of sovereignty, and riparian rights, if any.
7. Taxes or special assessments which are not shown as existing liens by the public records or which may be levied or assessed subsequent to the date hereof.
8. Taxes for 2001, on the underlying lands are paid. March amount \$1,880.22. Strap Number 30-44-26-00-00001.0170.
9. Taxes for 2001, on the underlying lands are paid. March amount \$2,418.64. Strap Number 30-44-26-00-00001.0240.
10. Taxes for 2001, on the underlying lands are paid. March amount \$3,138.04. Strap Number 30-44-26-00-00001.001A.
11. Subject land lies within the boundaries for Mandatory Garbage Collection, Lee County Ordinance No. 86-14, and will be subject to future assessments by Lee County.
12. Agreement between Lee County Land and Title Company and Lehigh Utilities, Inc., as recorded in Official Record Book 327, Page 119.
13. Sewer and Water Covenants and Restrictions recorded May 24, 1960 in Official Record Book 10, Page 695, and as amended by instrument recorded December 19, 1960 in Official Record Book 41, Page 264.
14. Reservation of oil, gas and mineral rights and leases held by predecessors in title.

CONTINUED ON NEXT PAGE

C96409H

15. Subject land lies within the boundaries of the East County Water Control District and is subject to any acts and/or assessments thereof.

16. That certain Developer's Agreement between Lehigh Corporation, Cliffside Properties, Inc., and Lehigh Utilities, Inc., affecting water systems, sewage systems and lift stations throughout Lehigh Acres in Official Record Book 2357, Page 2973 and as modified by instrument recorded in Official Record Book 2551, Page 833.

17. Subject to all matters as shown and/or recited on the plat of Lehigh Estates Unit 1, as recorded in Plat Book 15, Page 81.

18. Restrictions, covenants, conditions and easements asset forth in instrument recorded in Official Record Book 1976, Page 1466, as amended and/or modified by instruments recorded at Official Record Book 2814, Page 2012 and Official Record Book 3036, Page 1128.

19. Subject to Notice of Development Order Approval recorded in Official Record Book 3490, Page 2508.

20. Subject to Resolution Number 95-08-47 for Petition to vacate part of plat as recorded in Official Record Book 2633, Page 1696.

21. Subject to Reservation and grant of Easement as recorded in Official Record Book 3396, Page 1850 as modified in Official Record Book 3447, Page 4126 and Official Record Book 3491, Page 2070. (NOTE: Upon conveyance of premises described in schedule A herein, and until the same become a duly dedicated public highway, Pavermodule Inc. and Pacific Engineering Company, LLC, a Florida Limited Liability Company have access to and from their respective and contiguous parcels by this easement only.)

22. Subject to Water and Sewer Service Agreement recorded in Official Record Book 3397, Page 2132.

23. Subject to Easement to Florida Water Services Corp. as recorded in Official Record Book 3623, Page 3699.

24. Non-Exclusive perpetual Ingress and Utility Easement from East County Water Control District for access over Dogfish Canal as recorded in Official Record Book 3459, Page 3535.

25. The nature, extent and existence of riparian rights are not insured.

As to Part of Parcel owned by Seventy-Three Thousand, LLC:

26. Utility Easement recorded in Official Record Book 3499, Page 93.

27. Notice of Lot Split Approval recorded in Official Record Book 3619, Page 241.

28. Notice of Development Order Approval recorded in Official Record Book 3619, Page 257.

CONTINUED ON NEXT PAGE

C96409H

As to Part of Parcel owned by Pavermodule, Inc.:

29. Notice of Lot Split Recorded in Official Record Book 3619, Page 239.

As to Part of parcel owned by Medsup Development, LLC:

30. Florida Water Services Corp. Developer Agreement recorded in Official Record Book 3460, Page 2749.

31. Notice of Lot Split Approval recorded in Official Record Book 3408, Page 418.

32. Easement to Florida Water Services Corp. recorded in Official Record Book 3491, Page 132.

NOTES: (1) Any covenant, condition or restriction indicating a preference, limitation or discrimination based on race, color, religion, sex, handicap, familial status, or national origin to the extent such covenants, conditions or restrictions violate 42 USC 3604(c), contained in any of the exceptions set forth under Schedule B, are hereby deleted.

(2) Title to personal property is not insured under the terms of this commitment/policy, including, but not limited to, mobile home, house trailer or vehicle intended for habitation not permanently affixed to said land, furniture and/or appliances.

NOTE: ITEM NUMBER 1 WILL BE DELETED AT THE TIME OF CLOSING UPON RECEIPT OF THE FOLLOWING DOCUMENTS AND REQUIREMENTS BY THE COMPANY:

1. Execution of Seller's Affidavit and Solicitation.
2. Subject to the results of a title search to be made no more than five (5) working days prior to the actual closing date.

LEE COUNTY DEPARTMENT OF TRANSPORTATION  
RIGHT-OF-WAY CONSTRUCTION PERMIT  
FINAL INSPECTION REPORT

UTILITY

ROADWAY

OTHER

PERMIT NUMBER: ROW 2002-00100  
LOCATION: WESTGATE INDUSTRIAL PARK  
PERMITTEE: DENCO CONST.  
DATE ISSUED: 2/12/02  
DEVELOPMENT ORDER NO.: L002001-00311

1. Work covered by permit, completed satisfactorily.	YES <input checked="" type="checkbox"/>	NO <input type="checkbox"/>
2. Recommend Bond or Cash Deposit be released one year after acceptance.	YES <input checked="" type="checkbox"/>	NO <input type="checkbox"/>
3. Recommend Permit be cancelled.	YES <input checked="" type="checkbox"/>	NO <input type="checkbox"/>
4. Licensee received Notice of Non-Compliance.	YES <input type="checkbox"/>	NO <input checked="" type="checkbox"/>

Signature of Inspector: [Signature] Date: 4/16 2002

REMARKS: (Include reasons for the above recommendations)

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_



Maintenance Bond  
(from set date)

For the CBIC branch  
nearest you, call toll free:  
(888) 283-2242  
(888) 293-2242 FAX

Bond No. MB4181 Premium: \$234.00

KNOWN ALL BY THESE PRESENTS: That we PACIFIC ENGINEERING CO., LLC  
as Principal, and CONTRACTORS BONDING  
AND INSURANCE COMPANY, a corporation organized and existing under the Laws of the State of WASHINGTON, Surety are  
held and firmly bound unto LEE COUNTY, A POLITICAL SUBDIVISION, OF THE STATE OF FLORIDA as  
Obligee, in the total sum of SEVEN THOUSAND SEVEN HUNDRED SEVENTY AND 00/100  
(\$7,770.00) Dollars, for the payment of which, well and truly to be  
made, the executors, administrators, successors and assigns, jointly and severally, firmly by these presents.

WHEREAS, Principal has contracted with Obligee for the work of: WESTGATE AIRPARK CENTER SECOND STREET  
ROADWAY IMPROVEMENTS DO# LDO 2001-00311

(the "Contract").

NOW, THEREFORE, THE CONDITION OF THIS OBLIGATION IS SUCH, That if the Principal shall maintain and remedy said  
work free from defects in materials and workmanship for a period of TWO year(s) commencing on August 1, 2002  
(the "Maintenance Period"), then this obligation shall be void; otherwise it shall remain in  
full force and effect.

PROVIDED, HOWEVER, that no suit shall be commenced on this bond after the expiration of one (1) year from the expiration of  
the Maintenance Period; provided, however, that if this limitation is prohibited by any law controlling the construction hereof, such  
limitation shall be deemed to be amended so as to be equal to the minimum period of limitation permitted by such law.

SIGNED, SEALED, AND DATED this 1st day of August, 2002.

PACIFIC ENGINEERING CO., LLC

(Principal's Name)

CONTRACTORS BONDING AND  
INSURANCE COMPANY

By: [Signature]

By: [Signature]  
Stephanie T. Wilkinson, Attorney-in-Fact  
and Florida Resident Agent

Its: President

Sealed.





**LEE COUNTY**  
SOUTHWEST FLORIDA

RDM 2001-0002

BOARD OF COUNTY COMMISSIONERS

Writer's Direct Dial Number: (941) 479-8585

May 17, 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

**DEVELOPMENT ORDER  
CERTIFICATE OF COMPLIANCE**

**PROJECT NAME: Westgate Airpark - Phase 1 Waterline Extension, and  
Cul-de-sac construction**

**D.O. NUMBER: LDO2001-00311**

**BUILDING PERMIT: #N/A**

This Certificate of Compliance certifies that the above mentioned development, as determined by an on-site inspection performed by Lee County on May 16, 2002, is completed to the specifications of the approved development order plans and is hereby declared to be in substantial compliance with the Final Development order as stated by the Engineer's Letter of Substantial Compliance.

**DEPARTMENT OF COMMUNITY DEVELOPMENT  
Development Services Division**

**Robert G. Rentz, P.E.  
Development Review Engineer**

cc: Thomas Osterhout, Lee County Utilities  
Butch Desjardin, Codes and Building Services  
Rob Irving, Environmental Sciences  
File  
Inspection Log  
Al Quattrone, P.E. East Bay Group, LLC  
11000 Metro Parkway, Suite 27 Fort Myers, FL 33912



LETTER OF SUBSTANTIAL COMPLIANCE  
ENGINEER

TO: Lee County Division of Development Services

RE: Project Name: WESTGATE AIRPARK WATERLINE EXT + CU-DE-SAC

D.O. Number: LDO 2001 - 00311

Building Permit Number: ROW 2002 - 00100

Request for:  Initial Inspection - (no fee)  Re-Inspection- (fee required)

An on-site inspection was performed by myself (or my authorized representative) on  
May 9, 2002  
(Date)

I hereby certify that the development is in substantial compliance [as the term is defined in the LDC Section 10-183(b)] with the approved Development Order.

Attached hereto is a list of minor changes from the approved Development Order plans including a completed application for Minor Changes pursuant to the Land Development Code Section 10-120. The changes are highlighted on the site plans which have been signed and sealed by the development's engineer and are hereby submitted for approval by the Director of Development Services prior to inspection.

With the approval of the listed minor changes, I certify that the development is in substantial compliance with the approved Development Order.

Executed by the above development's Engineer on 5/9/02 by: [Signature]  
(Date)

AI QUATRONE, P.E.  
(Engineer of Record)

SEAL



52741  
(Florida P.E. Number)

11000 METRO PARKWAY  
(Address)

901 936-5222 936-7228  
(Phone) (Fax)

THIS INSTRUMENT PREPARED BY:  
Thomas H. Gunderson, Esq.  
P. O. Box 280  
Ft. Myers, FL 33902-0280  
Project: \_\_\_\_\_  
STRAP Number: \_\_\_\_\_

**WARRANTY DEED**  
(Statutory)

THIS INDENTURE, made this 14<sup>th</sup> day of JUNE, 2002, between PACIFIC ENGINEERING COMPANY, LLC, a Florida limited liability company, whose address is 15210 Wayzata Boulevard, Wayzata, MN 55391, Grantor, and LEE COUNTY, a political subdivision of the State of Florida, whose address is Post Office Box 398, Fort Myers, Florida 33902-0398, Grantee.

Grantor, for and in consideration of the sum of TEN and No/100 Dollars (\$10.00), the receipt whereof is hereby acknowledged, has granted, bargained and sold to Grantee, its successors and assigns, the following described land:

See attached Exhibit "A"

The property described in this Deed is being conveyed to Grantee to be used for road right of way and utility line purposes.

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

IN WITNESS WHEREOF, Grantor has hereunto set their hands and seals the day and year first above written.

Signed, Sealed and Delivered  
in the Presence of:

PACIFIC ENGINEERING COMPANY, LLC, a  
Florida limited liability company  
By: ESTERO ENGINEERING COMPANY, LLC,  
a Florida limited liability company, its  
Manager

By: [Signature]  
Richard Neslund, President

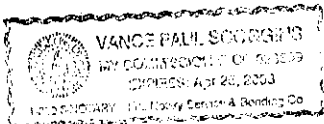
[Signature]  
Witness Signature  
BRENDA SCOGGINS  
(Type/Print Name of Witness)

[Signature]  
Witness Signature  
Diane Scoggins  
(Type/Print Name of Witness)

STATE OF FLORIDA  
COUNTY OF LEE

The foregoing instrument was acknowledged before me this 14<sup>th</sup> day of JUNE, 2002, by Richard Neslund, as President of ESTERO ENGINEERING COMPANY, LLC, a Florida limited liability company, the Manager of PACIFIC ENGINEERING COMPANY, LLC, a Florida limited liability company, who is personally known to me or who produced \_\_\_\_\_ as identification.

My Commission Expires:



[Signature]  
Notary Public  
VANCE PAUL SCOGGINS  
(Type/Print Name of Notary)  
Commission No: CC 829399

EXHIBIT "A"

DESCRIPTION OF AN EASEMENT  
LYING IN SECTION 30, T-44-S, R-26-E,  
LEE COUNTY, FLORIDA

(PARCEL 1)

A TRACT OR PARCEL OF LAND SITUATED IN THE STATE OF FLORIDA, COUNTY OF LEE, LYING IN SECTION 30, TOWNSHIP 44 SOUTH, RANGE 26 EAST, BEING A PART OF THE PARCEL AS DESCRIBED IN OFFICIAL RECORDS BOOK 3436 AT PAGE 3326, LEE COUNTY PUBLIC RECORDS AND BEING FURTHER BOUNDED AND DESCRIBED AS FOLLOWS:

BEGINNING AT THE NORTHWEST CORNER OF LOT 16, BLOCK 2, UNIT 1, LEHIGH ESTATES, PLAT BOOK 15, PAGE 81, SAID PUBLIC RECORDS; THENCE N.00°29'16"W, ALONG A NORTHERLY PROLONGATION OF THE WEST LINE OF SAID LOT 16, AND ALONG THE EAST END OF SECOND STREET AS PER STREET VACATION AS SHOWN IN OFFICIAL RECORDS BOOK 2633, PAGE 1695, SAID PUBLIC RECORDS FOR 40.00 FEET; THENCE N.89°30'44"E., FOR 200.00 FEET; THENCE S.00°29'16"E., FOR 40.00 FEET; THENCE S.89°30'44"W., FOR 200.00 FEET TO THE POINT OF BEGINNING.

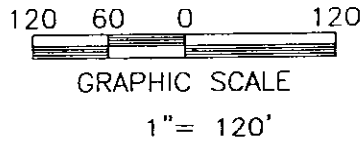
EXHIBIT "A"

DESCRIPTION OF AN EASEMENT  
LYING IN SECTION 30, T-44-S, R-26-E,  
LEE COUNTY, FLORIDA

(PARCEL 5)

A TRACT OR PARCEL OF LAND SITUATED IN THE STATE OF FLORIDA, COUNTY OF LEE, LYING IN SECTION 30, TOWNSHIP 44 SOUTH, RANGE 26 EAST, BEING A PART OF THE PARCEL AS DESCRIBED IN OFFICIAL RECORDS BOOK 3436, AT PAGE 3326, LEE COUNTY PUBLIC RECORDS AND BEING FURTHER BOUNDED AND DESCRIBED AS FOLLOWS:

COMMENCING AT THE NORTHWEST CORNER OF LOT 16, BLOCK 2, UNIT 1, LEHIGH ESTATES, PLAT BOOK 15, PAGE 81, SAID PUBLIC RECORDS; THENCE N.00°29'16"W, ALONG A NORTHERLY PROLONGATION OF THE WEST LINE OF SAID LOT 16, AND ALONG THE EAST END OF SECOND STREET AS PER STREET VACATION AS SHOWN IN OFFICIAL RECORDS BOOK 2633, PAGE 1695, SAID PUBLIC RECORDS, FOR 80.00 FEET; THENCE N.89°30'44"E., FOR 592.00 FEET TO THE POINT OF BEGINNING; THENCE CONTINUE N.89°30'44"E., FOR 558.52 FEET; THENCE S.00°29'16"E., FOR 40.00 FEET; THENCE N.89°30'44"E., FOR 114.83 FEET; THENCE S.00°29'16"E., FOR 82.41 FEET TO A POINT ON A CURVE TO THE RIGHT, HAVING: A RADIUS OF 65.00 FEET, A CENTRAL ANGLE OF 96°14'15", A CHORD BEARING OF N.86°10'22"W. AND A CHORD LENGTH OF 96.79 FEET; THENCE ALONG THE ARC OF SAID CURVE, AN ARC LENGTH OF 109.18 FEET TO THE POINT OF REVERSE CURVATURE OF A CURVE TO THE LEFT, HAVING: A RADIUS OF 90.00 FEET, A CENTRAL ANGLE OF 52°26'02", A CHORD BEARING OF N.64°16'15"W. AND A CHORD LENGTH OF 79.52 FEET; THENCE ALONG THE ARC OF SAID CURVE, AN ARC LENGTH OF 82.36 FEET TO THE POINT OF TANGENCY OF SAID CURVE; THENCE S.89°30'44"W., FOR 837.50 FEET; THENCE N.00°29'16"W., FOR 40.00 FEET; THENCE N.89°30'44"E., FOR 332.00 FEET; THENCE N.00°29'16"W., FOR 40.00 FEET TO THE POINT OF BEGINNING.



### LINE TABLE

LINE	BEARING	DISTANCE
L1	S.89°30'44"W.	200.00'
L2	S.89°30'44"W.	200.00'
L3	N.89°30'44"E.	200.00'
L4	S.00°29'16"E.	40.00'
L5	S.00°29'16"E.	40.00'
L6	S.89°30'44"W.	60.00'
L7	N.89°30'44"E.	60.00'
L8	S.00°29'16"E.	40.00'
L9	S.00°29'16"E.	40.00'
L10	N.00°29'16"W.	40.00'
L11	S.00°29'16"E.	40.00'
L12	N.00°29'16"W.	40.00'
L13	N.00°29'16"W.	40.00'
L14	S.00°29'16"E.	40.00'
L15	S.89°30'44"W.	40.00'
L16	S.89°30'44"W.	74.83'
L17	N.89°30'44"E.	40.00'
L18	N.89°30'44"E.	19.34'
L19	S.00°29'16"E.	82.41'
L20	S.00°29'16"E.	80.00'
L21	N.00°29'16"W.	80.00'
L22	N.89°30'44"E.	114.83'

### NOTES:

THIS IS NOT A BOUNDARY SURVEY.

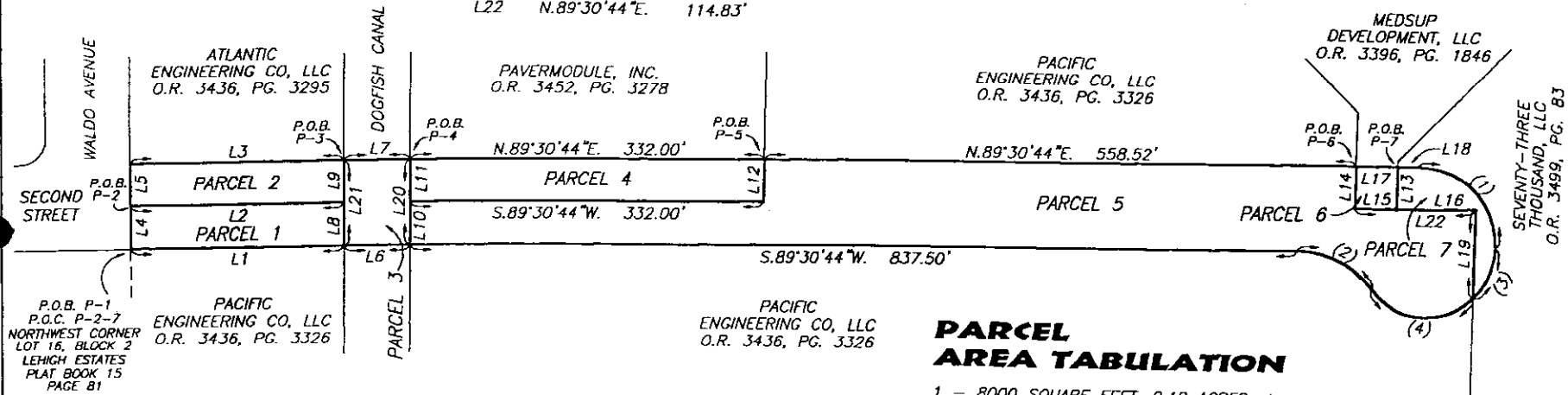
BEARINGS ARE BASED ON THE CENTERLINE OF SECOND STREET AS BEARING S.89°30'44"W AS PER SAID RECORD PLAT.

O.R. OFFICIAL RECORDS BOOK, LEE COUNTY PUBLIC RECORDS  
 P.B. PLAT BOOK, LEE COUNTY PUBLIC RECORDS

PG. PAGE  
 P.O.B. POINT OF BEGINNING  
 P.O.C. POINT OF COMMENCEMENT  
 P PARCEL

### CURVE TABLE

NO.	RADIUS	DELTA	ARC	CHORD	CHORD BEARING
1	75.50'	90°00'00"	118.60'	106.77'	S.45°29'16"E.
2	90.00'	52°26'02"	82.36'	79.52'	S.64°16'15"E.
3	65.00'	46°11'47"	52.41'	51.00'	S.22°36'38"W.
4	65.00'	96°14'15"	109.18'	96.79'	N.86°10'22"W.



### PARCEL AREA TABULATION

- 1 - 8000 SQUARE FEET, 0.18 ACRES, ±
- 2 - 8000 SQUARE FEET, 0.18 ACRES, ±
- 3 - 4800 SQUARE FEET, 0.11 ACRES, ±
- 4 - 13280 SQUARE FEET, 0.31 ACRES, ±
- 5 - 68502 SQUARE FEET, 1.57 ACRES, ±
- 6 - 1600 SQUARE FEET, 0.04 ACRES, ±
- 7 - 3929 SQUARE FEET, 0.09 ACRES, ±

*Kenneth E. Trask*  
 KENNETH E. TRASK  
 PROFESSIONAL LAND SURVEYOR  
 FLORIDA CERTIFICATE NO. LS4684  
 4-18-02  
 DATE SIGNED:

**TRASK ASSOCIATES, INC.**  
 S U R V E Y O R S  
 5884 ENTERPRISE PARKWAY  
 SUITE 250  
 FORT MYERS, FLORIDA 33905  
 FLORIDA LICENSED  
 BUSINESS NO. LB7136

**SKETCH**  
 OF A PARCEL LYING IN  
 SECTION 30 T-44-S, R-28-E,  
 LEE COUNTY, FLORIDA.

DATE	4-15-2002
SCALE	1"=120'
DRAWN BY	KT
CHECKED BY	
S-T-R	30-44-26
JOB NO.	01-0060
SHEET 8 OF 8	

THIS INSTRUMENT PREPARED BY:  
Thomas H. Gunderson, Esq.  
P. O. Box 280  
Ft. Myers, FL 33902

**QUIT CLAIM DEED**

THIS INDENTURE, made this 14<sup>th</sup> day of JUNE, 2002 between **PACIFIC ENGINEERING COMPANY, LLC**, a Florida limited liability company, whose address is 15210 Wayzata Boulevard, Wayzata, MN 55391, Party of the First Part, and **LEE COUNTY**, a political subdivision of the State of Florida, whose address is Post Office Box 398, Fort Myers, Florida 33902-0398, Party of the Second Part,

WITNESSETH, that the said Party of the First Part, for and in consideration of the sum of TEN and No/100 Dollars (\$10.00), in hand paid by the said Party of the Second Part, the receipt whereof is hereby acknowledged, has remised, released and quitclaimed, and by these presents does remise, release and quitclaim unto the said Party of the Second Part all the right, title, interest, claim and demand, which the said Party of the First Part has in and to the following described lot, piece or parcel of land, situate lying and being in the County of Lee, State of Florida, to wit:

See attached Exhibit "A"

The property described in this Deed is being conveyed to Grantee to be used for road right of way and utility line purposes.

TO HAVE AND TO HOLD the same, together with all and singular the appurtenances thereunto belonging or in anywise appertaining, and all the estate, right, title, interest and claim whatsoever of the said Party of the First Part, either in law or equity, to the only proper use, benefit and behoof of the said Party of the Second Part.

IN WITNESS WHEREOF, the said Party of the First Part has hereunto set its hand and seal the day and year first above written.

Signed, Sealed and Delivered  
in the Presence of:

**PACIFIC ENGINEERING COMPANY, LLC**, a  
Florida limited liability company  
By: **ESTERO ENGINEERING COMPANY, LLC**, a Florida  
limited liability company, its Manager

By: Richard Neslund  
Richard Neslund, President

Brenda Scoggins  
Witness Signature  
BRENDA SCOGGINS  
(Type/Print Name of Witness)

Diane Scoggins  
Witness Signature  
Diane Scoggins  
(Type/Print Name of Witness)

STATE OF FLORIDA  
COUNTY OF LEE

The foregoing instrument was acknowledged before me this \_\_\_\_\_ day of \_\_\_\_\_, 2002, by Richard Neslund, as President of ESTERO ENGINEERING COMPANY, LLC, a Florida limited liability company, the Manager of PACIFIC ENGINEERING COMPANY, LLC, a Florida limited liability company, who is personally known to me or who produced \_\_\_\_\_ as identification.

My Commission Expires:

Vance Paul Scoggins  
Notary Public  
VANCE PAUL SCOGGINS  
(Type/Print Name of Notary)  
Commission No: \_\_\_\_\_

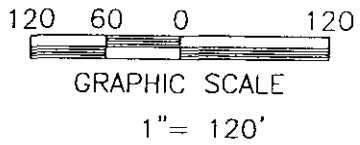


## EXHIBIT "A"

(Overall Parcel)

A Tract or parcel of land situated in the State of Florida, County of Lee, lying in Section 30, Township 44 South, Range 26 East, being a part of the parcels as described in Official Records Book 3436 at Page 3326, Official Records Book 3436, Page 3295, Official Records Book 3452 at Page 3278, Official Records Book 3396, at Page 1846, Official Records Book 3499, at Page 83, Lee County Public Records and a part of Dogfish canal as shown on the record plat of Lehigh Estates, Plat Book 15, Page 81, said Public Records and being further bounded and described as follows:

Beginning at the Northwest corner of Lot 16, Block 2, Unit 1, Lehigh Estates, Plat Book 15, Page 81, said Public Records; thence N 00 degrees 29'16"W, along a Northerly prolongation of the West line of said Lot 16, and along the East end of Second Street as per Street vacation as shown on Official Records Book 2633, Page 1695, said Public Records for 80.00 feet; thence N 89 degrees 30'44"E., for 260.00 feet to the East line of said Dogfish Canal; thence continue N 89 degrees 30'44"E., for 949.86 feet to the point of curvature of a curve to the right, having a radius of 75.50 feet, a central angle of 90 degrees 00'00", a chord bearing of S 45 degrees 29'16"E. and a chord length of 106.77 feet; thence along the arc of said curve, an arc length of 118.60 feet to the point of compound curvature of a curve to the right, having a radius of 65.00 feet, a central angle of 142 degrees 26'02", a chord bearing of S 70 degrees 43'45"W. and a chord length of 123.08 feet; thence along the arc of said curve, an arc length of 161.59 feet to the point of reverse curvature of a curve to the left, having a radius of 90.00 feet, a central angle of 52 degrees 26'02", a chord bearing of N. 64 degrees 16'15"W. and a chord length of 79.52 feet; thence along the arc of said curve, an arc length of 82.36 feet to the point of tangency of said curve; thence S 89 degrees 30'44"W., for 837.50 feet to said East line of Dogfish Canal; thence continue S 89 degrees 30'44"W., for 260.00 feet to the Point of Beginning.



**NOTES:**

THIS IS NOT A BOUNDARY SURVEY.

BEARINGS ARE BASED ON THE CENTERLINE OF SECOND STREET AS BEARING S.89°30'44"W AS PER SAID RECORD PLAT.

O.R. OFFICIAL RECORDS BOOK, LEE COUNTY PUBLIC RECORDS

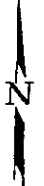
P.B. PLAT BOOK, LEE COUNTY PUBLIC RECORDS

PG. PAGE

P.O.B. POINT OF BEGINNING

P.O.C. POINT OF COMMENCEMENT

P PARCEL



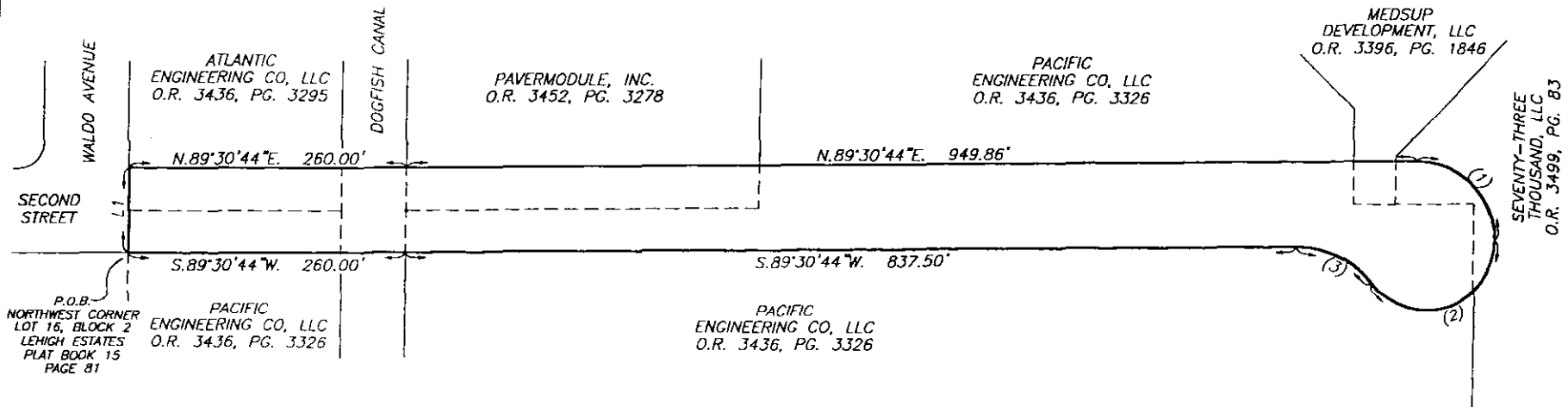
*Kenneth E. Trask*  
KENNETH E. TRASK  
PROFESSIONAL LAND SURVEYOR  
FLORIDA CERTIFICATE NO. L34684  
4-18-02  
DATE SIGNED:

**LINE TABLE**

LINE	BEARING	DISTANCE
L1	N.00°29'16"W.	80.00'

**CURVE TABLE**

NO.	RADIUS	DELTA	ARC	CHORD	CHORD BEARING
1	75.50'	90°00'00"	118.60'	106.77'	S.45°29'16"E.
2	65.00'	142°26'02"	161.59'	123.08'	S.70°43'45"W.
3	90.00'	52°26'02"	82.36'	79.52'	S.64°16'15"E.



**TRASK ASSOCIATES, INC.**  
SURVEYORS

5884 ENTERPRISE PARKWAY  
FORT MYERS, FLORIDA 33905  
FLORIDA LICENSED  
941-884-2305 BUSINESS NO. LB7138

**SKETCH**

OF A PARCEL LYING IN  
SECTION 30 T-44-S, R-26-E,  
LEE COUNTY, FLORIDA.

SEVENTY-THREE  
THOUSAND, LLC  
O.R. 3499, PG. 83

DATE:	4-15-2002
SCALE:	1" = 120'
DRAWN BY:	KT
CHECKED BY:	
S-F-N	30-44-26
JOB NO.	01-0060



THIS INSTRUMENT PREPARED BY:  
Thomas H. Gunderson, Esq.  
P. O. Box 280  
Ft. Myers, FL 33902-0280  
Project: \_\_\_\_\_  
STRAP Number: \_\_\_\_\_

**WARRANTY DEED**  
(Statutory)

THIS INDENTURE, made this 14<sup>th</sup> day of JUNE, 2002, between ATLANTIC ENGINEERING COMPANY, LLC, a Florida limited liability company, whose address is 15210 Wayzata Boulevard, Wayzata, MN 55391, Grantor, and LEE COUNTY, a political subdivision of the State of Florida, whose address is Post Office Box 398, Fort Myers, Florida 33902-0398, Grantee.

Grantor, for and in consideration of the sum of TEN and No/100 Dollars (\$10.00), the receipt whereof is hereby acknowledged, has granted, bargained and sold to Grantee, its successors and assigns, the following described land:

See attached Exhibit "A"

The property described in this Deed is being conveyed to Grantee to be used for road right of way and utility line purposes.

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

IN WITNESS WHEREOF, Grantor has hereunto set their hands and seals the day and year first above written.

Signed, Sealed and Delivered  
in the Presence of:

ATLANTIC ENGINEERING COMPANY, LLC, a  
Florida limited liability company  
By: ESTERO ENGINEERING COMPANY, LLC,  
a Florida limited liability company, its  
Manager

By: Richard Neslund  
Richard Neslund, President

Brenda Scoggins  
Witness Signature  
BRENDA SCOGGINS  
(Type/Print Name of Witness)

Diane Scoggins  
Witness Signature  
Diane Scoggins  
(Type/Print Name of Witness)

STATE OF FLORIDA  
COUNTY OF LEE

The foregoing instrument was acknowledged before me this 14<sup>th</sup> day of JUNE, 2002, by Richard Neslund, as President of ESTERO ENGINEERING COMPANY, LLC, a Florida limited liability company, the Manager of ATLANTIC ENGINEERING COMPANY, LLC, a Florida limited liability company, who is personally known to me or who produced \_\_\_\_\_ as identification.

My Commission Expires:

Vance Paul Scoggins  
Notary Public  
VANCE PAUL SCOGGINS  
(Type/Print Name of Notary)  
Commission No: CC 829399

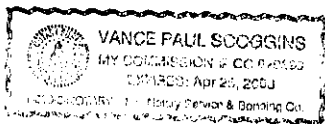


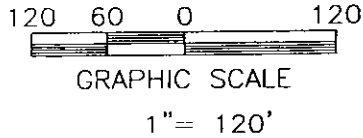
EXHIBIT "A"

DESCRIPTION OF AN EASEMENT  
LYING IN SECTION 30, T-44-S, R-26-E,  
LEE COUNTY, FLORIDA

(PARCEL 2)

A TRACT OR PARCEL OF LAND SITUATED IN THE STATE OF FLORIDA, COUNTY OF LEE, LYING IN SECTION 30, TOWNSHIP 44 SOUTH, RANGE 26 EAST, BEING A PART OF THE PARCEL AS DESCRIBED IN OFFICIAL RECORDS BOOK 3436 AT PAGE 3295, LEE COUNTY PUBLIC RECORDS AND BEING FURTHER BOUNDED AND DESCRIBED AS FOLLOWS:

COMMENCING AT THE NORTHWEST CORNER OF LOT 16, BLOCK 2, UNIT 1, LEHIGH ESTATES, PLAT BOOK 15, PAGE 81, SAID PUBLIC RECORDS; THENCE N.00°29'16"W, ALONG A NORTHERLY PROLONGATION OF THE WEST LINE OF SAID LOT 16, AND ALONG THE EAST END OF SECOND STREET AS PER STREET VACATION AS SHOWN IN OFFICIAL RECORDS BOOK 2633, PAGE 1695, SAID PUBLIC RECORDS FOR 40.00 FEET TO THE POINT OF BEGINNING; THENCE CONTINUE N.00°29'16"W., FOR 40.00 FEET; THENCE N.89°30'44"E., FOR 200.00 FEET; THENCE S.00°29'16"E., FOR 40.00 FEET; THENCE S.89°30'44"W., FOR 200.00 FEET TO THE POINT OF BEGINNING.



**LINE TABLE**

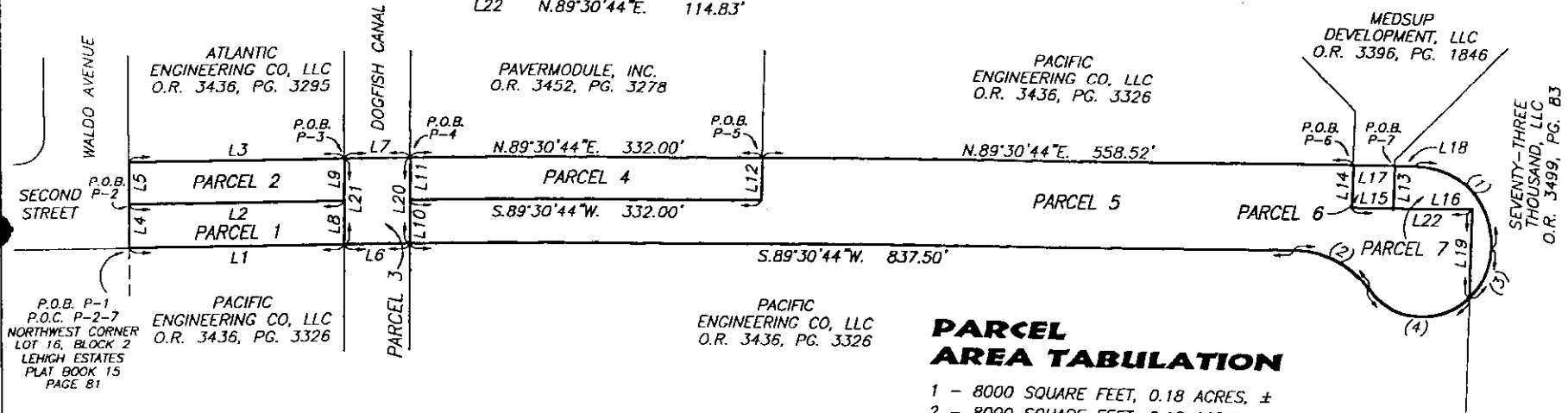
LINE	BEARING	DISTANCE
L1	S.89°30'44"W	200.00'
L2	S.89°30'44"W	200.00'
L3	N.89°30'44"E	200.00'
L4	S.00°29'16"E	40.00'
L5	S.00°29'16"E	40.00'
L6	S.89°30'44"W	60.00'
L7	N.89°30'44"E	60.00'
L8	S.00°29'16"E	40.00'
L9	S.00°29'16"E	40.00'
L10	N.00°29'16"W	40.00'
L11	S.00°29'16"E	40.00'
L12	N.00°29'16"W	40.00'
L13	N.00°29'16"W	40.00'
L14	S.00°29'16"E	40.00'
L15	S.89°30'44"W	40.00'
L16	S.89°30'44"W	74.83'
L17	N.89°30'44"E	40.00'
L18	N.89°30'44"E	19.34'
L19	S.00°29'16"E	82.41'
L20	S.00°29'16"E	80.00'
L21	N.00°29'16"W	80.00'
L22	N.89°30'44"E	114.83'

**NOTES:**

THIS IS NOT A BOUNDARY SURVEY.  
 BEARINGS ARE BASED ON THE CENTERLINE OF SECOND STREET AS BEARING S.89°30'44"W AS PER SAID RECORD PLAT.  
 O.R. OFFICIAL RECORDS BOOK, LEE COUNTY PUBLIC RECORDS  
 P.B. PLAT BOOK, LEE COUNTY PUBLIC RECORDS  
 PG. PAGE  
 P.O.B. POINT OF BEGINNING  
 P.O.C. POINT OF COMMENCEMENT  
 P PARCEL

**CURVE TABLE**

NO.	RADIUS	DELTA	ARC	CHORD	CHORD BEARING
1	75.50'	90°00'00"	118.60'	106.77'	S.45°29'16"E
2	90.00'	52°26'02"	82.36'	79.52'	S.64°16'15"E
3	65.00'	46°11'47"	52.41'	51.00'	S.22°36'38"W
4	65.00'	96°14'15"	109.18'	96.79'	N.86°10'22"W



**PARCEL AREA TABULATION**

- 1 - 8000 SQUARE FEET, 0.18 ACRES, ±
- 2 - 8000 SQUARE FEET, 0.18 ACRES, ±
- 3 - 4800 SQUARE FEET, 0.11 ACRES, ±
- 4 - 13280 SQUARE FEET, 0.31 ACRES, ±
- 5 - 68502 SQUARE FEET, 1.57 ACRES, ±
- 6 - 1600 SQUARE FEET, 0.04 ACRES, ±
- 7 - 3929 SQUARE FEET, 0.09 ACRES, ±

*Kenneth E. Trask*  
 KENNETH E. TRASK  
 PROFESSIONAL LAND SURVEYOR  
 FLORIDA CERTIFICATE NO. LS4684  
 4-18-02  
 DATE SIGN'D

**TRASK ASSOCIATES, INC.**  
 S U R V E Y O R S  
 5884 ENTERPRISE PARKWAY  
 FORT MYERS, FLORIDA 33905  
 FLORIDA LICENSED BUSINESS NO. LB7138  
 841-864-2335

**SKETCH**  
 OF A PARCEL LYING IN  
 SECTION 30 T-44-S, R-26-E,  
 LEE COUNTY, FLORIDA.

DATE:	4-15-2002
SCALE:	1" = 120'
DRAWN BY:	KT
CHECKED BY:	
S-T-R	30-44-26
JOB NO.	01-0080
SHEET	8 OF 8

THIS INSTRUMENT PREPARED BY:  
Thomas H. Gunderson, Esq.  
P. O. Box 280  
Ft. Myers, FL 33902

**QUIT CLAIM DEED**

THIS INDENTURE, made this 14 day of JUNE, 2002 between ATLANTIC ENGINEERING COMPANY, LLC, a Florida limited liability company, whose address is 15210 Wayzata Boulevard, Wayzata, MN 55391, Party of the First Part, and LEE COUNTY, a political subdivision of the State of Florida, whose address is Post Office Box 398, Fort Myers, Florida 33902-0398, Party of the Second Part,

WITNESSETH, that the said Party of the First Part, for and in consideration of the sum of TEN and No/100 Dollars (\$10.00), in hand paid by the said Party of the Second Part, the receipt whereof is hereby acknowledged, has remised, released and quitclaimed, and by these presents does remise, release and quitclaim unto the said Party of the Second Part all the right, title, interest, claim and demand, which the said Party of the First Part has in and to the following described lot, piece or parcel of land, situate lying and being in the County of Lee, State of Florida, to wit:

See attached Exhibit "A"

The property described in this Deed is being conveyed to Grantee to be used for road right of way and utility line purposes.

TO HAVE AND TO HOLD the same, together with all and singular the appurtenances thereunto belonging or in anywise appertaining, and all the estate, right, title, interest and claim whatsoever of the said Party of the First Part, either in law or equity, to the only proper use, benefit and behoof of the said Party of the Second Part.

IN WITNESS WHEREOF, the said Party of the First Part has hereunto set its hand and seal the day and year first above written.

Signed, Sealed and Delivered  
in the Presence of:

ATLANTIC ENGINEERING COMPANY, LLC, a  
Florida limited liability company  
By: ESTERO ENGINEERING COMPANY, LLC, a Florida  
limited liability company, its Manager

By: [Signature]  
Richard Neslund, President

[Signature]  
Witness Signature  
DRENDA SCOGGINS  
(Type/Print Name of Witness)

[Signature]  
Witness Signature  
Diane Scoggins  
(Type/Print Name of Witness)

STATE OF FLORIDA  
COUNTY OF LEE

The foregoing instrument was acknowledged before me this 14<sup>th</sup> day of JUNE, 2002, by Richard Neslund, as President of ESTERO ENGINEERING COMPANY, LLC, a Florida limited liability company, the Manager of ATLANTIC ENGINEERING COMPANY, LLC, a Florida limited liability company, who is personally known to me or who produced \_\_\_\_\_ as identification.

My Commission Expires:

[Signature]  
Notary Public  
VANCE PAUL SCOGGINS  
(Type/Print Name of Notary)  
Commission No: \_\_\_\_\_



**EXHIBIT "A"**

(Overall Parcel)

A Tract or parcel of land situated in the State of Florida, County of Lee, lying in Section 30, Township 44 South, Range 26 East, being a part of the parcels as described in Official Records Book 3436 at Page 3326, Official Records Book 3436, Page 3295, Official Records Book 3452 at Page 3278, Official Records Book 3396, at Page 1846, Official Records Book 3499, at Page 83, Lee County Public Records and a part of Dogfish canal as shown on the record plat of Lehigh Estates, Plat Book 15, Page 81, said Public Records and being further bounded and described as follows:

Beginning at the Northwest corner of Lot 16, Block 2, Unit 1, Lehigh Estates, Plat Book 15, Page 81, said Public Records; thence N 00 degrees 29'16"W, along a Northerly prolongation of the West line of said Lot 16, and along the East end of Second Street as per Street vacation as shown on Official Records Book 2633, Page 1695, said Public Records for 80.00 feet; thence N 89 degrees 30'44"E., for 260.00 feet to the East line of said Dogfish Canal; thence continue N 89 degrees 30'44"E., for 949.86 feet to the point of curvature of a curve to the right, having a radius of 75.50 feet, a central angle of 90 degrees 00'00", a chord bearing of S 45 degrees 29'16"E. and a chord length of 106.77 feet; thence along the arc of said curve, an arc length of 118.60 feet to the point of compound curvature of a curve to the right, having a radius of 65.00 feet, a central angle of 142 degrees 26'02", a chord bearing of S 70 degrees 43'45"W. and a chord length of 123.08 feet; thence along the arc of said curve, an arc length of 161.59 feet to the point of reverse curvature of a curve to the left, having a radius of 90.00 feet, a central angle of 52 degrees 26'02", a chord bearing of N. 64 degrees 16'15"W. and a chord length of 79.52 feet; thence along the arc of said curve, an arc length of 82.36 feet to the point of tangency of said curve; thence S 89 degrees 30'44"W., for 837.50 feet to said East line of Dogfish Canal; thence continue S 89 degrees 30'44"W., for 260.00 feet to the Point of Beginning.



THIS INSTRUMENT PREPARED BY:  
Thomas H. Gunderson, Esq.  
P. O. Box 280  
Ft. Myers, FL 33902-0280  
Project: \_\_\_\_\_  
Strap No.: \_\_\_\_\_

**QUIT CLAIM DEED**

THIS INDENTURE, made this 16 day of July, 2002, between EAST COUNTY WATER CONTROL DISTRICT, a political subdivision of the State of Florida, whose address is 601 East County Lane, Lehigh Acres, FL 33956, Party of the First Part, and LEE COUNTY, a political subdivision of the State of Florida, whose address is Post Office Box 398, Fort Myers, Florida 33902-0398, Party of the Second Part,

WITNESSETH, that the said Party of the First Part, for and in consideration of the sum of TEN and No/100 Dollars (\$10.00), in hand paid by the said Party of the Second Part, the receipt whereof is hereby acknowledged, has remised, released and quitclaimed, and by these presents does remise, release and quitclaim unto the said Party of the Second Part all the right, title, interest, claim and demand, which the said Party of the First Part has in and to the following described lot, piece or parcel of land, situate lying and being in the County of Lee, State of Florida, to wit:

See attached Exhibit "A"

The property described in this Deed is being conveyed to Grantee to be used for road right of way and utility line purposes.

TO HAVE AND TO HOLD the same, together with all and singular the appurtenances thereunto belonging or in anywise appertaining, and all the estate, right, title, interest and claim whatsoever of the said Party of the First Part, either in law or equity, to the only proper use, benefit and behoof of the said Party of the Second Part.

IN WITNESS WHEREOF, the said Party of the First Part has hereunto set its hand and seal the day and year first above written.

Signed, Sealed and Delivered  
in the Presence of:

EAST COUNTY WATER CONTROL DISTRICT, a  
political subdivision of the State of Florida

Ingrid U. Farris  
Witness Signature  
INGRID U. FARRIS  
(Type/Print Name of Witness)

By: David E. Lindsay  
Print Name: David E. Lindsay  
Its: District Manager

David A. Notion  
Witness Signature  
David A. Notion  
(Type/Print Name of Witness)

STATE OF FLORIDA  
COUNTY OF LEE

The foregoing instrument was acknowledged before me this 16 day of July, 2002, by DAVID E LINDSAY, as MANAGER of EAST COUNTY WATER CONTROL DISTRICT, a political subdivision of the State of Florida, who is personally known to me or who produced \_\_\_\_\_ as identification.

My Commission Expires:

Paula Hinspeter  
Notary Public  
PAULA HINSPETER  
(Type/Print Name of Notary)  
Commission No: 856427

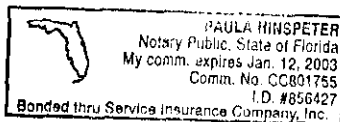


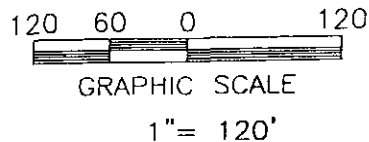
EXHIBIT "A"

(PARCEL 3)

A TRACT OR PARCEL OF LAND SITUATED IN THE STATE OF FLORIDA, COUNTY OF LEE, LYING IN SECTION 30, TOWNSHIP 44 SOUTH, RANGE 26 EAST, BEING A PART OF DOGFISH CANAL AS SHOWN ON THE RECORD PLAT OF LEHIGH ESTATES, PLAT BOOK 15, PAGE 81, LEE COUNTY PUBLIC RECORDS AND BEING FURTHER BOUNDED AND DESCRIBED AS FOLLOWS:

COMMENCING AT THE NORTHWEST CORNER OF LOT 16, BLOCK 2, UNIT 1, SAID LEHIGH ESTATES; THENCE N.00°29'16"W, ALONG A NORTHERLY PROLONGATION OF THE WEST LINE OF SAID LOT 16, AND ALONG THE EAST END OF SECOND STREET AS PER STREET VACATION AS SHOWN IN OFFICIAL RECORDS BOOK 2633, PAGE 1695, SAID PUBLIC RECORDS, FOR 80.00 FEET; THENCE N.89°30'44"E., FOR 200.00 FEET TO THE POINT OF BEGINNING; THENCE CONTINUE N.89°30'44"E., FOR 60.00 FEET; THENCE S.00°29'16"E., FOR 80.00 FEET; THENCE S.89°30'44"W., FOR 60.00 FEET; THENCE N.00°29'16"W., FOR 80.00 FEET TO THE POINT OF BEGINNING.





### LINE TABLE

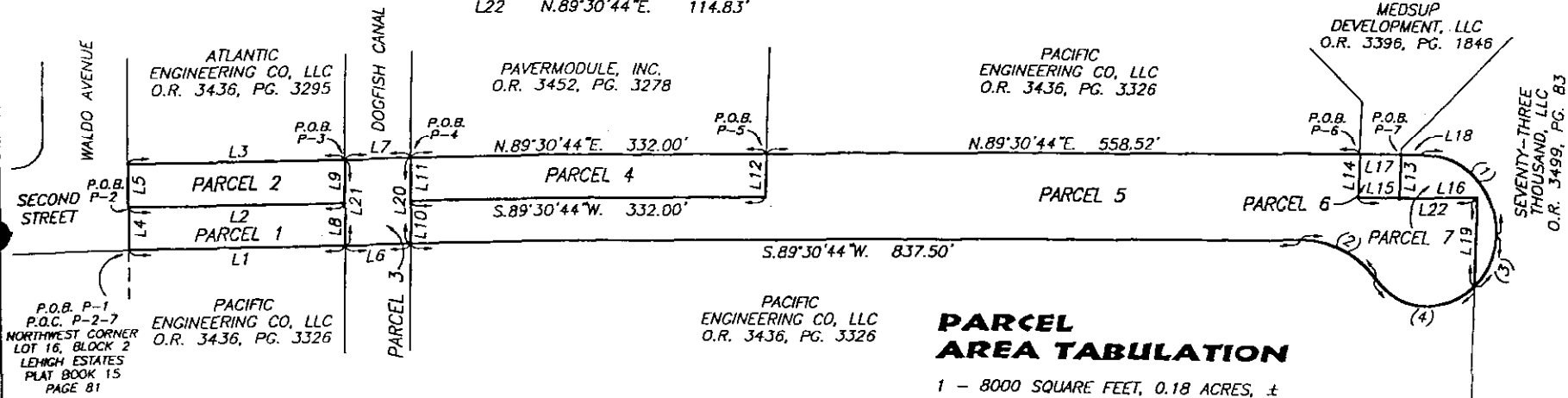
LINE	BEARING	DISTANCE
L1	S.89°30'44"W.	200.00'
L2	S.89°30'44"W.	200.00'
L3	N.89°30'44"E.	200.00'
L4	S.00°29'16"E.	40.00'
L5	S.00°29'16"E.	40.00'
L6	S.89°30'44"W.	60.00'
L7	N.89°30'44"E.	60.00'
L8	S.00°29'16"E.	40.00'
L9	S.00°29'16"E.	40.00'
L10	N.00°29'16"W.	40.00'
L11	S.00°29'16"E.	40.00'
L12	N.00°29'16"W.	40.00'
L13	N.00°29'16"W.	40.00'
L14	S.00°29'16"E.	40.00'
L15	S.89°30'44"W.	40.00'
L16	S.89°30'44"W.	74.83'
L17	N.89°30'44"E.	40.00'
L18	N.89°30'44"E.	19.34'
L19	S.00°29'16"E.	82.41'
L20	S.00°29'16"E.	80.00'
L21	N.00°29'16"W.	80.00'
L22	N.89°30'44"E.	114.83'

### NOTES:

THIS IS NOT A BOUNDARY SURVEY.  
 BEARINGS ARE BASED ON THE CENTERLINE OF SECOND STREET AS BEARING S.89°30'44"W AS PER SAID RECORD PLAT.  
 O.R. OFFICIAL RECORDS BOOK, LEE COUNTY PUBLIC RECORDS  
 P.B. PLAT BOOK, LEE COUNTY PUBLIC RECORDS  
 PG. PAGE  
 P.O.B. POINT OF BEGINNING  
 P.O.C. POINT OF COMMENCEMENT  
 P PARCEL

### CURVE TABLE

NO.	RADIUS	DELTA	ARC	CHORD	CHORD BEARING
1	75.50'	90°00'00"	118.60'	106.77'	S.45°29'16"E.
2	90.00'	52°26'02"	82.36'	79.52'	S.64°16'15"E.
3	65.00'	46°11'47"	52.41'	51.00'	S.22°36'38"W.
4	65.00'	96°14'15"	109.18'	96.79'	N.86°10'22"W.



### PARCEL AREA TABULATION

- 1 - 8000 SQUARE FEET, 0.18 ACRES, ±
- 2 - 8000 SQUARE FEET, 0.18 ACRES, ±
- 3 - 4800 SQUARE FEET, 0.11 ACRES, ±
- 4 - 13280 SQUARE FEET, 0.31 ACRES, ±
- 5 - 68502 SQUARE FEET, 1.57 ACRES, ±
- 6 - 1600 SQUARE FEET, 0.04 ACRES, ±
- 7 - 3929 SQUARE FEET, 0.09 ACRES, ±

**TRASK ASSOCIATES, INC.**  
 S U R V E Y O R S

**SKETCH**

OF A PARCEL LYING IN  
 SECTION 30 T-44-S, R-26-E,  
 LEE COUNTY, FLORIDA.

DATE	4-15-2002
SCALE	1"=120'
DRAWN BY	KT
CHECKED BY	
S-T-R	30-44-26
JOB NO.	01-0060
SHEET 8 OF 8	

*Kenneth E. Trask*  
 KENNETH E. TRASK  
 PROFESSIONAL LAND SURVEYOR  
 FLORIDA CERTIFICATE NO. 154684  
 1-19-00

5804 ENTERPRISE PARKWAY  
 FORT MYERS, FLORIDA 33907

THIS INSTRUMENT PREPARED BY:  
Thomas H. Gunderson, Esq.  
P. O. Box 280  
Ft. Myers, FL 33902-0280  
Project: \_\_\_\_\_  
STRAP Number: \_\_\_\_\_

**WARRANTY DEED**  
(Statutory)

THIS INDENTURE, made this 8<sup>th</sup> day of July, 2002, between PAVERMODULE, INC., a Florida corporation, whose address is 1590 N. Andrews Ave. Ext., Pompano Beach, Florida 33069, Grantor, and **LEE COUNTY**, a political subdivision of the State of Florida, whose address is Post Office Box 398, Fort Myers, Florida 33902-0398, Grantee.

Grantor, for and in consideration of the sum of TEN and No/100 Dollars (\$10.00), the receipt whereof is hereby acknowledged, has granted, bargained and sold to Grantee, its successors and assigns, the following described land:

See attached Exhibit "A"

The property described in this Deed is being conveyed to Grantee to be used for road right of way and utility line purposes.

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

IN WITNESS WHEREOF, Grantor has hereunto set their hands and seals the day and year first above written.

Signed, Sealed and Delivered  
in the Presence of:

PAVERMODULE, INC., a Florida corporation

Neil Chateaux  
Witness Signature  
Neil Chateaux  
(Type/Print Name of Witness)

By: Guy Gravel  
Guy Gravel, President

[Signature]  
Witness Signature  
Terry Fitzgerald  
(Type/Print Name of Witness)

STATE OF FLORIDA  
COUNTY OF Broward

The foregoing instrument was acknowledged before me this 8 day of July, 2002, by Guy Gravel, as President of PAVERMODULE, INC., a Florida corporation, who is personally known to me or who produced \_\_\_\_\_ as identification.

My Commission Expires:

Lori Whitmore  
Notary Public  
(Type/Print Name of Notary)  
Commission No: \_\_\_\_\_

**LORI WHITMORE**



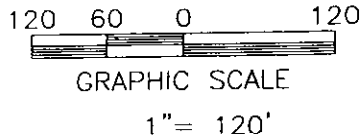
EXHIBIT "A"

DESCRIPTION OF AN EASEMENT  
LYING IN SECTION 30, T-44-S, R-26-E,  
LEE COUNTY, FLORIDA

(PARCEL 4)

A TRACT OR PARCEL OF LAND SITUATED IN THE STATE OF FLORIDA, COUNTY OF LEE, LYING IN SECTION 30, TOWNSHIP 44 SOUTH, RANGE 26 EAST, BEING A PART OF THE PARCEL AS DESCRIBED IN OFFICIAL RECORDS BOOK 3452 AT PAGE 3278, LEE COUNTY PUBLIC RECORDS AND BEING FURTHER BOUNDED AND DESCRIBED AS FOLLOWS:

COMMENCING AT THE NORTHWEST CORNER OF LOT 16, BLOCK 2, UNIT 1, LEHIGH ESTATES, PLAT BOOK 15, PAGE 81, SAID PUBLIC RECORDS; THENCE N.00°29'16"W, ALONG A NORTHERLY PROLONGATION OF THE WEST LINE OF SAID LOT 16, AND ALONG THE EAST END OF SECOND STREET AS PER STREET VACATION AS SHOWN IN OFFICIAL RECORDS BOOK 2633, PAGE 1695, SAID PUBLIC RECORDS, FOR 80.00 FEET; THENCE N.89°30'44"E., FOR 260.00 FEET TO THE POINT OF BEGINNING; THENCE CONTINUE N.89°30'44"E., FOR 332.00 FEET; THENCE S.00°29'16"E., FOR 40.00 FEET; THENCE S.89°30'44"W., FOR 332.00 FEET; THENCE N.00°29'16"W., FOR 40.00 FEET TO THE POINT OF BEGINNING.



### LINE TABLE

LINE	BEARING	DISTANCE
L1	S.89°30'44"W.	200.00'
L2	S.89°30'44"W.	200.00'
L3	N.89°30'44"E.	200.00'
L4	S.00°29'16"E.	40.00'
L5	S.00°29'16"E.	40.00'
L6	S.89°30'44"W.	60.00'
L7	N.89°30'44"E.	60.00'
L8	S.00°29'16"E.	40.00'
L9	S.00°29'16"E.	40.00'
L10	N.00°29'16"W.	40.00'
L11	S.00°29'16"E.	40.00'
L12	N.00°29'16"W.	40.00'
L13	N.00°29'16"W.	40.00'
L14	S.00°29'16"E.	40.00'
L15	S.89°30'44"W.	40.00'
L16	S.89°30'44"W.	74.83'
L17	N.89°30'44"E.	40.00'
L18	N.89°30'44"E.	19.34'
L19	S.00°29'16"E.	82.41'
L20	S.00°29'16"E.	80.00'
L21	N.00°29'16"W.	80.00'
L22	N.89°30'44"E.	114.83'

### NOTES:

THIS IS NOT A BOUNDARY SURVEY.

BEARINGS ARE BASED ON THE CENTERLINE OF SECOND STREET AS BEARING S.89°30'44"W AS PER SAID RECORD PLAT.

O.R. OFFICIAL RECORDS BOOK, LEE COUNTY PUBLIC RECORDS

P.B. PLAT BOOK, LEE COUNTY PUBLIC RECORDS

PG. PAGE

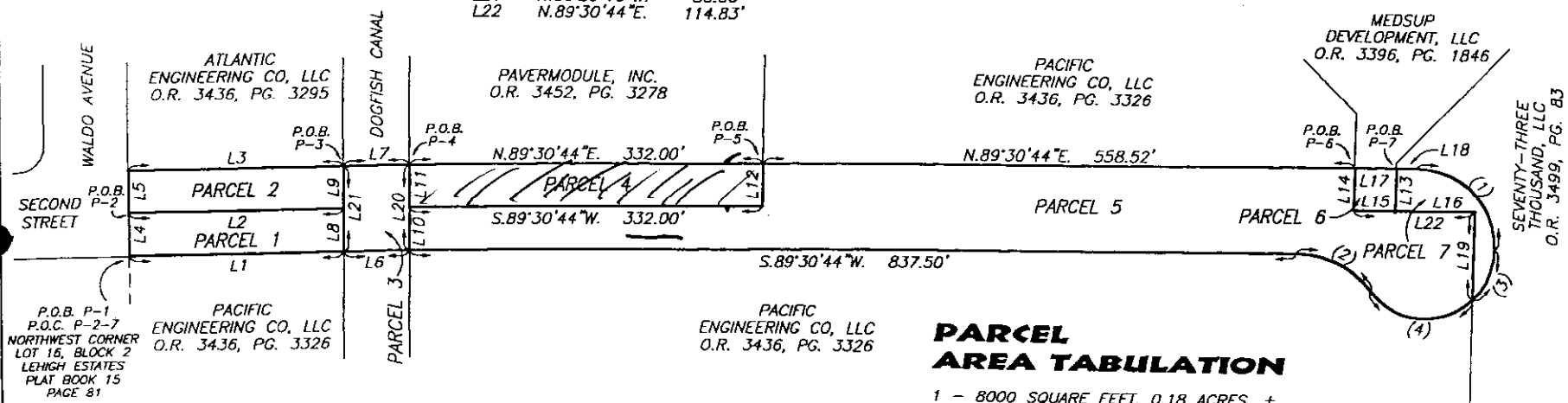
P.O.B. POINT OF BEGINNING

P.O.C. POINT OF COMMENCEMENT

P PARCEL

### CURVE TABLE

NO.	RADIUS	DELTA	ARC	CHORD	CHORD BEARING
1	75.50'	90°00'00"	118.60'	106.77'	S.45°29'16"E.
2	90.00'	52°26'02"	82.36'	79.52'	S.64°16'15"E.
3	65.00'	46°11'47"	52.41'	51.00'	S.22°36'38"W.
4	65.00'	96°14'15"	109.18'	96.79'	N.86°10'22"W.



### PARCEL AREA TABULATION

- 1 - 8000 SQUARE FEET, 0.18 ACRES, ±
- 2 - 8000 SQUARE FEET, 0.18 ACRES, ±
- 3 - 4800 SQUARE FEET, 0.11 ACRES, ±
- 4 - 13280 SQUARE FEET, 0.31 ACRES, ±
- 5 - 68502 SQUARE FEET, 1.57 ACRES, ±
- 6 - 1600 SQUARE FEET, 0.04 ACRES, ±
- 7 - 3929 SQUARE FEET, 0.09 ACRES, ±

*Kenneth E. Trask*  
 KENNETH E. TRASK  
 PROFESSIONAL LAND SURVEYOR  
 FLORIDA CERTIFICATE NO. LS4684  
 DATE SIGNED: 4-18-02

**TRASK ASSOCIATES, INC.**  
 S U R V E Y O R S  
 2584 ENTERPRISE PARKWAY  
 FORT MYERS, FLORIDA 33905  
 FLORIDA LICENSED BUSINESS NO. LB7136  
 941-891-2345

**SKETCH**  
 OF A PARCEL LYING IN  
 SECTION 30 T-44-S, R-26-E,  
 LEE COUNTY, FLORIDA.

DATE:	4-15-2002
SCALE:	1"=120'
DRAWN BY:	KT
CHECKED BY:	
S-T-R	30-44-26
JOB NO.	01-0060
SHEET 8 OF 8	

THIS INSTRUMENT PREPARED BY:  
Thomas H. Gunderson, Esq.  
P. O. Box 280  
Ft. Myers, FL 33902

**QUIT CLAIM DEED**

THIS INDENTURE, made this 8<sup>th</sup> day of July, 2002 between **PAVERMODULE, INC.**, a Florida corporation, whose address is 1590 N. Andrews Ave. Ext., Pompano Beach, Florida 33069, Party of the First Part, and **LEE COUNTY**, a political subdivision of the State of Florida, whose address is Post Office Box 398, Fort Myers, Florida 33902-0398, Party of the Second Part,

**WITNESSETH**, that the said Party of the First Part, for and in consideration of the sum of TEN and No/100 Dollars (\$10.00), in hand paid by the said Party of the Second Part, the receipt whereof is hereby acknowledged, has remised, released and quitclaimed, and by these presents does remise, release and quitclaim unto the said Party of the Second Part all the right, title, interest, claim and demand, which the said Party of the First Part has in and to the following described lot, piece or parcel of land, situate lying and being in the County of Lee, State of Florida, to wit:

See attached Exhibit "A"

The property described in this Deed is being conveyed to Grantee to be used for road right of way and utility line purposes.

**TO HAVE AND TO HOLD** the same, together with all and singular the appurtenances thereunto belonging or in anywise appertaining, and all the estate, right, title, interest and claim whatsoever of the said Party of the First Part, either in law or equity, to the only proper use, benefit and behoof of the said Party of the Second Part.

**IN WITNESS WHEREOF**, the said Party of the First Part has hereunto set its hand and seal the day and year first above written.

Signed, Sealed and Delivered  
in the Presence of:

PAVERMODULE, INC., a Florida corporation

Neil Chatterles  
Witness Signature  
Neil Chatterles  
(Type/Print Name of Witness)

By: Guy Gravel  
Guy Gravel/President

Terry Fitzgerald  
Witness Signature  
Terry Fitzgerald  
(Type/Print Name of Witness)

STATE OF Florida  
COUNTY OF Broward

The foregoing instrument was acknowledged before me this 8 day of July, 2002, by Guy Gravel, as President of **PAVERMODULE, INC.**, a Florida corporation, who is personally known to me or who produced \_\_\_\_\_ as identification.

My Commission Expires:

Lori Whitmore  
Notary Public  
(Type/Print Name of Notary)  
Commission No: \_\_\_\_\_

**LORI WHITMORE**

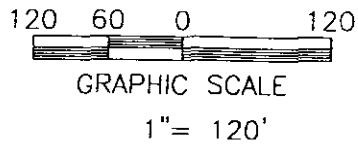


**EXHIBIT "A"**

(Overall Parcel)

A Tract or parcel of land situated in the State of Florida, County of Lee, lying in Section 30, Township 44 South, Range 26 East, being a part of the parcels as described in Official Records Book 3436 at Page 3326, Official Records Book 3436, Page 3295, Official Records Book 3452 at Page 3278, Official Records Book 3396, at Page 1846, Official Records Book 3499, at Page 83, Lee County Public Records and a part of Dogfish canal as shown on the record plat of Lehigh Estates, Plat Book 15, Page 81, said Public Records and being further bounded and described as follows:

Beginning at the Northwest corner of Lot 16, Block 2, Unit 1, Lehigh Estates, Plat Book 15, Page 81, said Public Records; thence N 00 degrees 29'16"W, along a Northerly prolongation of the West line of said Lot 16, and along the East end of Second Street as per Street vacation as shown on Official Records Book 2633, Page 1695, said Public Records for 80.00 feet; thence N 89 degrees 30'44"E., for 260.00 feet to the East line of said Dogfish Canal; thence continue N 89 degrees 30'44"E., for 949.86 feet to the point of curvature of a curve to the right, having a radius of 75.50 feet, a central angle of 90 degrees 00'00", a chord bearing of S 45 degrees 29'16"E. and a chord length of 106.77 feet; thence along the arc of said curve, an arc length of 118.60 feet to the point of compound curvature of a curve to the right, having a radius of 65.00 feet, a central angle of 142 degrees 26'02", a chord bearing of S 70 degrees 43'45"W. and a chord length of 123.08 feet; thence along the arc of said curve, an arc length of 161.59 feet to the point of reverse curvature of a curve to the left, having a radius of 90.00 feet, a central angle of 52 degrees 26'02", a chord bearing of N. 64 degrees 16'15"W. and a chord length of 79.52 feet; thence along the arc of said curve, an arc length of 82.36 feet to the point of tangency of said curve; thence S 89 degrees 30'44"W., for 837.50 feet to said East line of Dogfish Canal; thence continue S 89 degrees 30'44"W., for 260.00 feet to the Point of Beginning.



**NOTES:**

THIS IS NOT A BOUNDARY SURVEY.

BEARINGS ARE BASED ON THE CENTERLINE OF SECOND STREET AS BEARING S.89°30'44"W AS PER SAID RECORD PLAT.

O.R. OFFICIAL RECORDS BOOK, LEE COUNTY PUBLIC RECORDS

P.B. PLAT BOOK, LEE COUNTY PUBLIC RECORDS

P.G. PAGE

P.O.B. POINT OF BEGINNING

P.O.C. POINT OF COMMENCEMENT

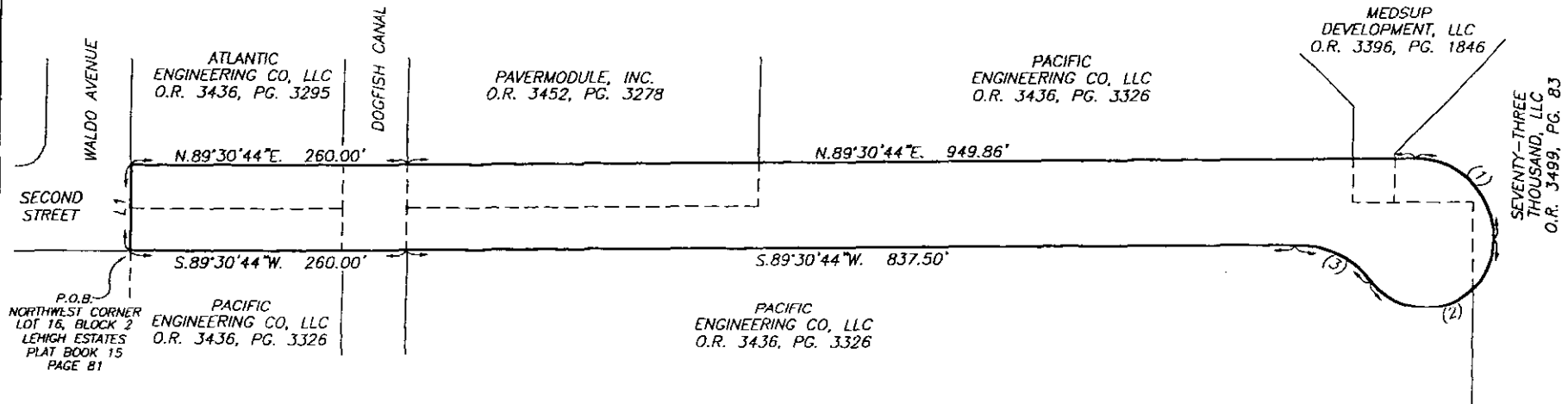
P PARCEL

**LINE TABLE**

LINE	BEARING	DISTANCE
L1	N.00°29'16"W.	80.00'

**CURVE TABLE**

NO.	RADIUS	DELTA	ARC	CHORD	CHORD BEARING
1	75.50'	90°00'00"	118.60'	106.77'	S.45°29'16"E.
2	65.00'	142°26'02"	161.59'	123.08'	S.70°43'45"W.
3	90.00'	52°26'02"	82.36'	79.52'	S.64°16'15"E.



*Kenneth E. Trask*  
KENNETH E. TRASK  
PROFESSIONAL LAND SURVEYOR  
FLORIDA CERTIFICATE NO. LS4684  
4-18-02  
DATE SIGNED:

**TRASK ASSOCIATES, INC.**  
SURVEYORS  
5884 ENTERPRISE PARKWAY  
FORT MYERS, FLORIDA 33905  
FLORIDA LICENSED BUSINESS NO. LB7136

**SKETCH**  
OF A PARCEL LYING IN  
SECTION 30 T-44-S, R-26-E,  
LEE COUNTY, FLORIDA.

DATE	4-15-2002
SCALE	1" = 120'
DRAWN BY:	KT
CHECKED BY:	
S-T-N	30-44-26
JOB NO.	01-0060
SHEET 2 OF 2	

THIS INSTRUMENT PREPARED BY:  
Thomas H. Gunderson, Esq.  
P. O. Box 280  
Ft. Myers, FL 33902-0280  
Project: \_\_\_\_\_  
STRAP Number: \_\_\_\_\_

**WARRANTY DEED**  
(Statutory)

THIS INDENTURE, made this 27 day of June, 2002, between MEDSUP DEVELOPMENT, L.L.C., a Florida limited liability company, whose address is McGregor Lakes Center, 12651 McGregor Boulevard, #1-101, Fort Myers, Florida 33919, Grantor, and LEE COUNTY, a political subdivision of the State of Florida, whose address is Post Office Box 398, Fort Myers, Florida 33902-0398, Grantee.

Grantor, for and in consideration of the sum of TEN and No/100 Dollars (\$10.00), the receipt whereof is hereby acknowledged, has granted, bargained and sold to Grantee, its successors and assigns, the following described land:

See attached Exhibit "A"

The property described in this Deed is being conveyed to Grantee to be used for road right of way and utility line purposes.

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

IN WITNESS WHEREOF, Grantor has hereunto set their hands and seals the day and year first above written.

Signed, Sealed and Delivered  
in the Presence of:

MEDSUP DEVELOPMENT, L.L.C., a Florida limited liability company

ADG  
Witness Signature

By: Stanley A. Stouder  
STANLEY A. STOUDEr, Managing Member

Adrienne Steward  
(Type/Print Name of Witness)

Luann Burkholder  
Witness Signature

Luann Burkholder  
(Type/Print Name of Witness)

STATE OF Florida  
COUNTY OF Lee

The foregoing instrument was acknowledged before me this 27 day of June, 2002, by Stanley A. Stouder, as Managing Member of MEDSUP DEVELOPMENT, L.L.C., a Florida limited liability company, who is personally known to me or who produced as identification.

My Commission Expires:

Antonia Bordin  
Notary Public

Antonia Bordin  
(Type/Print Name of Notary)

Commission No: DD 115260

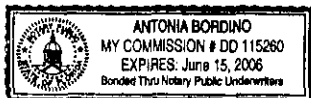




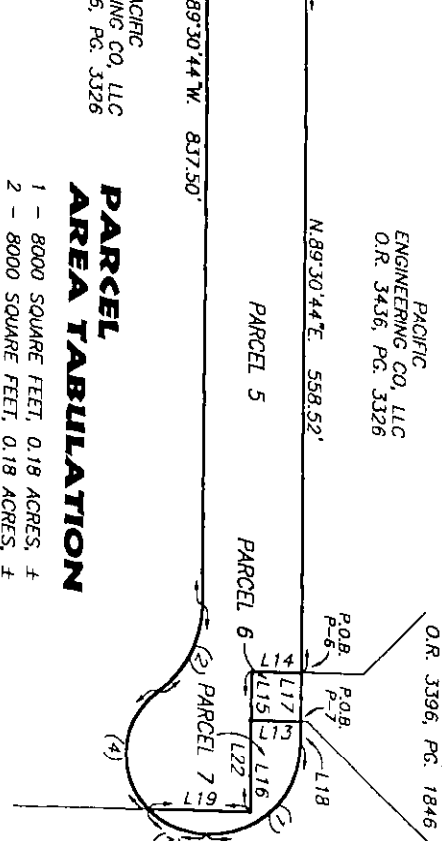
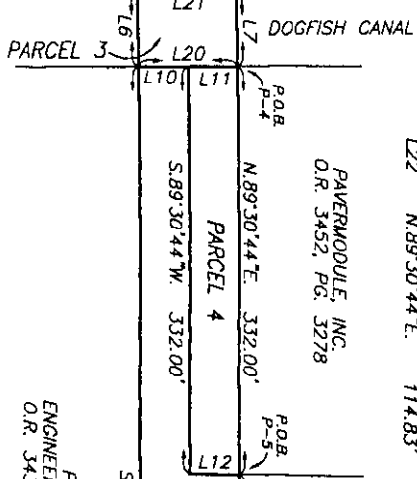
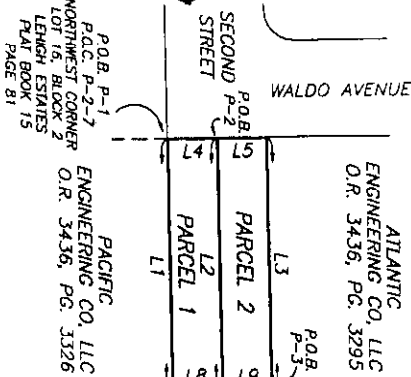
EXHIBIT "A"

DESCRIPTION OF AN EASEMENT  
LYING IN SECTION 30, T-44-S, R-26-E,  
LEE COUNTY, FLORIDA

(PARCEL 6)

A TRACT OR PARCEL OF LAND SITUATED IN THE STATE OF FLORIDA, COUNTY OF LEE, LYING IN SECTION 30, TOWNSHIP 44 SOUTH, RANGE 26 EAST, BEING A PART OF THE PARCEL AS DESCRIBED IN OFFICIAL RECORDS BOOK 3396, AT PAGE 1846, LEE COUNTY PUBLIC RECORDS AND BEING FURTHER BOUNDED AND DESCRIBED AS FOLLOWS:

COMMENCING AT THE NORTHWEST CORNER OF LOT 16, BLOCK 2, UNIT 1, LEHIGH ESTATES, PLAT BOOK 15, PAGE 81, SAID PUBLIC RECORDS; THENCE N.00°29'16"W, ALONG A NORTHERLY PROLONGATION OF THE WEST LINE OF SAID LOT 16, AND ALONG THE EAST END OF SECOND STREET AS PER STREET VACATION AS SHOWN IN OFFICIAL RECORDS BOOK 2633, PAGE 1695, SAID PUBLIC RECORDS, FOR 80.00 FEET; THENCE N.89°30'44"E., FOR 1150.52 FEET TO THE POINT OF BEGINNING; THENCE CONTINUE N.89°30'44"E., FOR 40.00 FEET; THENCE S.00°29'16"E., FOR 40.00 FEET; THENCE S.89°30'44"W., FOR 40.00 FEET; THENCE N.00°29'16"W., FOR 40.00 FEET TO THE POINT OF BEGINNING.



**LINE TABLE**

LINE	BEARING	DISTANCE
L1	S.89°30'44"W	200.00'
L2	S.89°30'44"W	200.00'
L3	N.89°30'44"E	200.00'
L4	S.00°29'16"E	40.00'
L5	S.00°29'16"E	40.00'
L6	S.89°30'44"W	60.00'
L7	N.89°30'44"E	60.00'
L8	S.00°29'16"E	40.00'
L9	S.00°29'16"E	40.00'
L10	N.00°29'16"W	40.00'
L11	S.00°29'16"W	40.00'
L12	N.00°29'16"W	40.00'
L13	S.00°29'16"W	40.00'
L14	S.00°29'16"E	40.00'
L15	S.89°30'44"W	40.00'
L16	S.89°30'44"W	74.83'
L17	N.89°30'44"E	40.00'
L18	N.89°30'44"E	19.34'
L19	S.00°29'16"E	82.41'
L20	S.00°29'16"E	80.00'
L21	N.00°29'16"W	80.00'
L22	N.89°30'44"E	114.83'

**CURVE TABLE**

NO.	RADIUS	DELTA	ARC	CHORD	CHORD BEARING
1	75.50'	90°00'00"	118.60'	106.77'	S.45°29'16"E
2	90.00'	52°26'02"	82.36'	79.52'	S.64°16'15"E
3	65.00'	46°11'47"	52.41'	51.00'	S.22°36'38"W
4	65.00'	96°14'15"	109.18'	96.79'	N.86°10'22"W

**NOTES:**

THIS IS NOT A BOUNDARY SURVEY.  
 BEARINGS ARE BASED ON THE CENTERLINE OF SECOND STREET AS BEARING  
 S.89°30'44"W AS PER SAID RECORD PLAT  
 O.R. OPTICAL RECORDS BOOK, LEE COUNTY PUBLIC RECORDS  
 P.B. PLAT BOOK, LEE COUNTY PUBLIC RECORDS  
 PG. PAGE  
 P.O.B. POINT OF BEGINNING  
 P.O.C. POINT OF COMMENCEMENT  
 P. PARCEL

**PARCEL AREA TABULATION**

- 1 - 8000 SQUARE FEET, 0.18 ACRES, ±
- 2 - 8000 SQUARE FEET, 0.18 ACRES, ±
- 3 - 4800 SQUARE FEET, 0.11 ACRES, ±
- 4 - 13280 SQUARE FEET, 0.31 ACRES, ±
- 5 - 68502 SQUARE FEET, 1.57 ACRES, ±
- 6 - 1600 SQUARE FEET, 0.04 ACRES, ±
- 7 - 3929 SQUARE FEET, 0.09 ACRES, ±

**SKETCH**

OF A PARCEL LYING IN  
 SECTION 30 T-44-S, R-26-E,  
 LEE COUNTY, FLORIDA.

**TRASK ASSOCIATES, INC.**  
 SURVEYORS

5884 ENTERPRISE PARKWAY  
 FORT MYERS, FLORIDA 33805  
 841-884-2335

*Kenneth E. Trask*  
 KENNETH E. TRASK  
 PROFESSIONAL LAND SURVEYOR  
 FLORIDA CERTIFICATE NO. LS4684

4-18-02  
 DATE SIGNED

DATE: 4-15-2002  
 SCALE: 1" = 120'  
 DRAWN BY: KT  
 CHECKED BY:  
 S-I-R: 30-44-26  
 JOB NO.: 01-0060  
 SHEET 8 OF 8

THIS INSTRUMENT PREPARED BY:  
Thomas H. Gunderson, Esq.  
P. O. Box 280  
Ft. Myers, FL 33902

**QUIT CLAIM DEED**

THIS INDENTURE, made this 27 day of June, 2002 between **MEDSUP DEVELOPMENT, L.L.C.**, a Florida limited liability company, whose address is McGregor Lakes Center, 12651 McGregor Boulevard, #1-101, Fort Myers, Florida 33919, Party of the First Part, and **LEE COUNTY**, a political subdivision of the State of Florida, whose address is Post Office Box 398, Fort Myers, Florida 33902-0398, Party of the Second Part,

**WITNESSETH**, that the said Party of the First Part, for and in consideration of the sum of TEN and No/100 Dollars (\$10.00), in hand paid by the said Party of the Second Part, the receipt whereof is hereby acknowledged, has remised, released and quitclaimed, and by these presents does remise, release and quitclaim unto the said Party of the Second Part all the right, title, interest, claim and demand, which the said Party of the First Part has in and to the following described lot, piece or parcel of land, situate lying and being in the County of Lee, State of Florida, to wit:

See attached Exhibit "A"

The property described in this Deed is being conveyed to Grantee to be used for road right of way and utility line purposes.

**TO HAVE AND TO HOLD** the same, together with all and singular the appurtenances thereunto belonging or in anywise appertaining, and all the estate, right, title, interest and claim whatsoever of the said Party of the First Part, either in law or equity, to the only proper use, benefit and behoof of the said Party of the Second Part.

**IN WITNESS WHEREOF**, the said Party of the First Part has hereunto set its hand and seal the day and year first above written.

Signed, Sealed and Delivered  
in the Presence of:

**MEDSUP DEVELOPMENT, L.L.C.**, a Florida limited liability company

ADSS  
Witness Signature  
Adrienne Steward  
(Type/Print Name of Witness)

By: Stanley A. Stouder  
Stanley A. Stouder, Managing Member

Luanne Burkholder  
Witness Signature  
Luanne Burkholder  
(Type/Print Name of Witness)

STATE OF Florida  
COUNTY OF Lee

The foregoing instrument was acknowledged before me this 27 day of June 2002, by Stanley A. Stouder, as Managing Member of **MEDSUP DEVELOPMENT, L.L.C.**, a Florida limited liability company, who is personally known to me or who produced \_\_\_\_\_ as identification.

My Commission Expires:

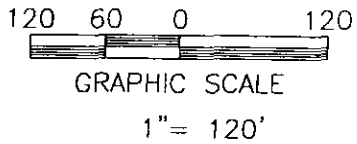
Antonina Bordin  
Notary Public  
ANTONINA BORDINO  
(Type/Print Name of Notary)  
Commission No: DD 115266

## EXHIBIT "A"

(Overall Parcel)

A Tract or parcel of land situated in the State of Florida, County of Lee, lying in Section 30, Township 44 South, Range 26 East, being a part of the parcels as described in Official Records Book 3436 at Page 3326, Official Records Book 3436, Page 3295, Official Records Book 3452 at Page 3278, Official Records Book 3396, at Page 1846, Official Records Book 3499, at Page 83, Lee County Public Records and a part of Dogfish canal as shown on the record plat of Lehigh Estates, Plat Book 15, Page 81, said Public Records and being further bounded and described as follows:

Beginning at the Northwest corner of Lot 16, Block 2, Unit 1, Lehigh Estates, Plat Book 15, Page 81, said Public Records; thence N 00 degrees 29'16"W, along a Northerly prolongation of the West line of said Lot 16, and along the East end of Second Street as per Street vacation as shown on Official Records Book 2633, Page 1695, said Public Records for 80.00 feet; thence N 89 degrees 30'44"E., for 260.00 feet to the East line of said Dogfish Canal; thence continue N 89 degrees 30'44"E., for 949.86 feet to the point of curvature of a curve to the right, having a radius of 75.50 feet, a central angle of 90 degrees 00'00", a chord bearing of S 45 degrees 29'16"E. and a chord length of 106.77 feet; thence along the arc of said curve, an arc length of 118.60 feet to the point of compound curvature of a curve to the right, having a radius of 65.00 feet, a central angle of 142 degrees 26'02", a chord bearing of S 70 degrees 43'45"W. and a chord length of 123.08 feet; thence along the arc of said curve, an arc length of 161.59 feet to the point of reverse curvature of a curve to the left, having a radius of 90.00 feet, a central angle of 52 degrees 26'02", a chord bearing of N. 64 degrees 16'15"W. and a chord length of 79.52 feet; thence along the arc of said curve, an arc length of 82.36 feet to the point of tangency of said curve; thence S 89 degrees 30'44"W., for 837.50 feet to said East line of Dogfish Canal; thence continue S 89 degrees 30'44"W., for 260.00 feet to the Point of Beginning.



**NOTES:**

THIS IS NOT A BOUNDARY SURVEY.

BEARINGS ARE BASED ON THE CENTERLINE OF SECOND STREET AS BEARING S.89°30'44"W AS PER SAID RECORD PLAT.

O.R. OFFICIAL RECORDS BOOK, LEE COUNTY PUBLIC RECORDS

P.B. PLAT BOOK, LEE COUNTY PUBLIC RECORDS

PG. PAGE

P.O.B. POINT OF BEGINNING

P.O.C. POINT OF COMMENCEMENT

P PARCEL

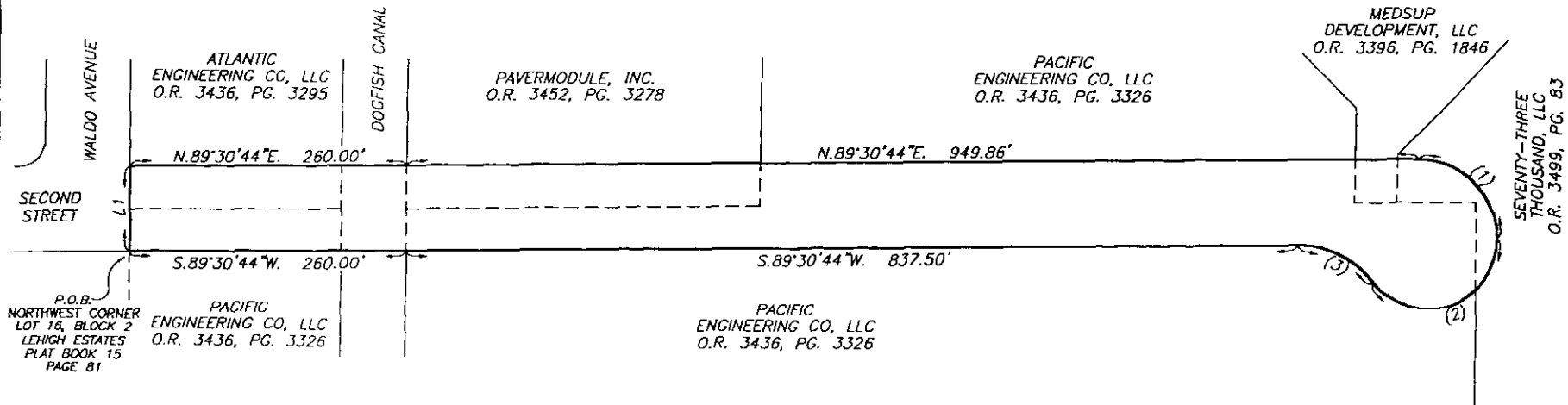


**LINE TABLE**

LINE	BEARING	DISTANCE
L1	N.00°29'16"W.	80.00'

**CURVE TABLE**

NO.	RADIUS	DELTA	ARC	CHORD	CHORD BEARING
1	75.50'	90°00'00"	118.60'	106.77'	S.45°29'16"E.
2	65.00'	142°26'02"	161.59'	123.08'	S.70°43'45"W.
3	90.00'	52°26'02"	82.36'	79.52'	S.64°16'15"E.



*Kenneth E. Trask*  
KENNETH E. TRASK  
PROFESSIONAL LAND SURVEYOR  
FLORIDA CERTIFICATE NO. LS4684  
4-18-02  
DATE SIGNED:

**TRASK ASSOCIATES, INC.**  
SURVEYORS  
2684 ENTERPRISE PARKWAY  
FORT MYERS, FLORIDA 33905  
FLORIDA LICENSED BUSINESS NO. LP7136  
941-894-3335

**SKETCH**  
OF A PARCEL LYING IN  
SECTION 30 T-44-S, R-26-E,  
LEE COUNTY, FLORIDA.

DATE: 4-15-2002  
SCALE: 1"=120'  
DRAWN BY: KT  
CHECKED BY:  
S-T-N: 30-44-26  
JOB NO: 01-0060  
SHEET 2 OF 2

THIS INSTRUMENT PREPARED BY:  
Thomas H. Gunderson, Esq.  
P. O. Box 280  
Ft. Myers, FL 33902-0280  
Project: \_\_\_\_\_  
STRAP Number: \_\_\_\_\_

**WARRANTY DEED**  
(Statutory)

THIS INDENTURE, made this 21<sup>st</sup> day of June, 2002, between SEVENTY-THREE THOUSAND, LLC, a Florida limited liability company, whose address is 6281 Metro Plantation Road, Fort Myers, Florida 33912, Grantor, and LEE COUNTY, a political subdivision of the State of Florida, whose address is Post Office Box 398, Fort Myers, Florida 33902-0398, Grantee.

Grantor, for and in consideration of the sum of TEN and No/100 Dollars (\$10.00), the receipt whereof is hereby acknowledged, has granted, bargained and sold to Grantee, its successors and assigns, the following described land:

See attached Exhibit "A"

The property described in this Deed is being conveyed to Grantee to be used for road right of way and utility line purposes.

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

IN WITNESS WHEREOF, Grantor has hereunto set their hands and seals the day and year first above written.

Signed, Sealed and Delivered  
in the Presence of:

SEVENTY-THREE THOUSAND, LLC, a  
Florida limited liability company

By: \_\_\_\_\_  
Richard Freund, President

[Signature]  
Witness Signature  
Lina Silcox  
(Type/Print Name of Witness)

[Signature]  
Witness Signature  
MAURICEN STEZEL  
(Type/Print Name of Witness)

STATE OF Florida  
COUNTY OF Lee

The foregoing instrument was acknowledged before me this 21<sup>st</sup> day of June, 2002, by Richard Freund, as President of SEVENTY-THREE THOUSAND, LLC, a Florida limited liability company, who is personally known to me or who produced an identification.

My Commission Expires: 6/13/03

[Signature]  
Notary Public  
Gwen R. Messersmith  
(Type/Print Name of Notary)  
Commission No: \_\_\_\_\_  
Gwen R. Messersmith  
Commission # CC 829578  
Expires June 13, 2003  
Bonded Through  
Atlantic Bonding Co., Inc.



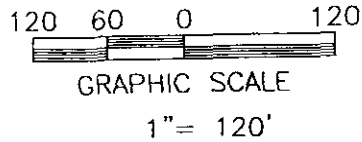
EXHIBIT "A"

DESCRIPTION OF AN EASEMENT  
LYING IN SECTION 30, T-44-S, R-26-E,  
LEE COUNTY, FLORIDA

(PARCEL 7)

A TRACT OR PARCEL OF LAND SITUATED IN THE STATE OF FLORIDA, COUNTY OF LEE, LYING IN SECTION 30, TOWNSHIP 44 SOUTH, RANGE 26 EAST, BEING A PART OF THE PARCEL AS DESCRIBED IN OFFICIAL RECORDS BOOK 3499, AT PAGE 83, LEE COUNTY PUBLIC RECORDS AND BEING FURTHER BOUNDED AND DESCRIBED AS FOLLOWS:

COMMENCING AT THE NORTHWEST CORNER OF LOT 16, BLOCK 2, UNIT 1, LEHIGH ESTATES, PLAT BOOK 15, PAGE 81, SAID PUBLIC RECORDS; THENCE N.00°29'16"W, ALONG A NORTHERLY PROLONGATION OF THE WEST LINE OF SAID LOT 16, AND ALONG THE EAST END OF SECOND STREET AS PER STREET VACATION AS SHOWN IN OFFICIAL RECORDS BOOK 2633, PAGE 1695, SAID PUBLIC RECORDS, FOR 80.00 FEET; THENCE N.89°30'44"E., FOR 1190.52 FEET TO THE POINT OF BEGINNING; THENCE CONTINUE N.89°30'44"E., FOR 19.34 FEET TO THE POINT OF CURVATURE OF A CURVE TO THE RIGHT, HAVING: A RADIUS OF 75.50 FEET, A CENTRAL ANGLE OF 90°00'00", A CHORD BEARING OF S.45°29'16"E. AND A CHORD LENGTH OF 106.77 FEET; THENCE ALONG THE ARC OF SAID CURVE, AN ARC LENGTH OF 118.60 FEET TO THE POINT OF COMPOUND CURVATURE OF A CURVE TO THE RIGHT, HAVING: A RADIUS OF 65.00 FEET, A CENTRAL ANGLE OF 46°11'47", A CHORD BEARING OF S.22°36'38"W. AND A CHORD LENGTH OF 51.00 FEET; THENCE ALONG THE ARC OF SAID CURVE, AN ARC LENGTH OF 52.41 FEET TO THE END OF SAID CURVE; THENCE N.00°29'16"W., FOR 82.41 FEET; THENCE S.89°30'44"W., FOR 74.83 FEET; THENCE N.00°29'16"W., FOR 40.00 FEET TO THE POINT OF BEGINNING.



### LINE TABLE

LINE	BEARING	DISTANCE
L1	S.89°30'44"W	200.00'
L2	S.89°30'44"W	200.00'
L3	N.89°30'44"E	200.00'
L4	S.00°29'16"E	40.00'
L5	S.00°29'16"E	40.00'
L6	S.89°30'44"W	60.00'
L7	N.89°30'44"E	60.00'
L8	S.00°29'16"E	40.00'
L9	S.00°29'16"E	40.00'
L10	N.00°29'16"W	40.00'
L11	S.00°29'16"E	40.00'
L12	N.00°29'16"W	40.00'
L13	N.00°29'16"W	40.00'
L14	S.00°29'16"E	40.00'
L15	S.89°30'44"W	40.00'
L16	S.89°30'44"W	74.83'
L17	N.89°30'44"E	40.00'
L18	N.89°30'44"E	19.34'
L19	S.00°29'16"E	82.41'
L20	S.00°29'16"E	80.00'
L21	N.00°29'16"W	80.00'
L22	N.89°30'44"E	114.83'

### NOTES:

THIS IS NOT A BOUNDARY SURVEY.

BEARINGS ARE BASED ON THE CENTERLINE OF SECOND STREET AS BEARING S.89°30'44"W AS PER SAID RECORD PLAT.

O.R. OFFICIAL RECORDS BOOK, LEE COUNTY PUBLIC RECORDS

P.B. PLAT BOOK, LEE COUNTY PUBLIC RECORDS

PG. PAGE

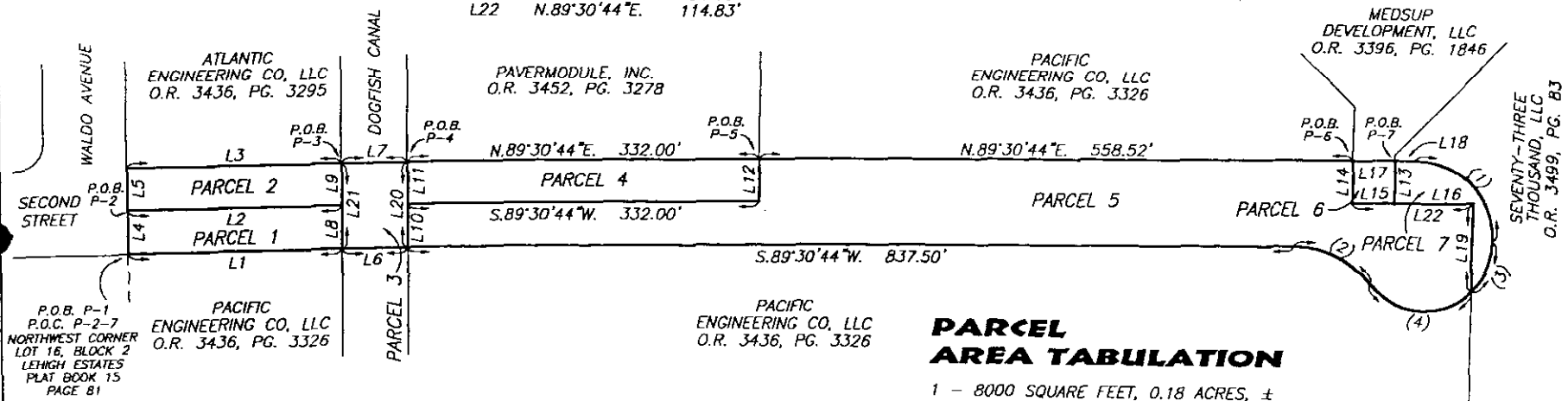
P.O.B. POINT OF BEGINNING

P.O.C. POINT OF COMMENCEMENT

P PARCEL

### CURVE TABLE

NO.	RADIUS	DELTA	ARC	CHORD	CHORD BEARING
1	75.50'	90°00'00"	118.60'	106.77'	S.45°29'16"E
2	90.00'	52°26'02"	82.36'	79.52'	S.64°16'15"E
3	65.00'	46°11'47"	52.41'	51.00'	S.22°36'38"W
4	65.00'	96°14'15"	109.18'	96.79'	N.86°10'22"W



### PARCEL AREA TABULATION

- 1 - 8000 SQUARE FEET, 0.18 ACRES, ±
- 2 - 8000 SQUARE FEET, 0.18 ACRES, ±
- 3 - 4800 SQUARE FEET, 0.11 ACRES, ±
- 4 - 13280 SQUARE FEET, 0.31 ACRES, ±
- 5 - 68502 SQUARE FEET, 1.57 ACRES, ±
- 6 - 1600 SQUARE FEET, 0.04 ACRES, ±
- 7 - 3929 SQUARE FEET, 0.09 ACRES, ±

*Kenneth E. Trask*  
 KENNETH E. TRASK  
 PROFESSIONAL LAND SURVEYOR  
 FLORIDA CERTIFICATE NO. LS4684  
 4-18-02  
 DATE SIGNIFY

**TRASK ASSOCIATES, INC.**  
 SURVEYORS  
 5884 ENTERPRISE PARKWAY  
 FORT MYERS, FLORIDA 33905  
 BUSINESS NO. 884-2335

**SKETCH**  
 OF A PARCEL LYING IN  
 SECTION 30 T-44-S, R-26-E,  
 LEE COUNTY, FLORIDA.

DATE:	4-15-2002
SCALE:	1"=120'
DRAWN BY:	KT
CHECKED BY:	
S-T-R	30-44-26
JOB NO.	01-0060
SHEET 8 OF 8	



THIS INSTRUMENT PREPARED BY:  
Thomas H. Gunderson, Esq.  
P. O. Box 280  
Ft. Myers, FL 33902

**QUIT CLAIM DEED**

THIS INDENTURE, made this 21<sup>st</sup> day of June, 2002 between **SEVENTY-THREE THOUSAND, LLC**, a Florida limited liability company, whose address is 6281 Metro Plantation Road, Fort Myers, Florida 33912, Party of the First Part, and **LEE COUNTY**, a political subdivision of the State of Florida, whose address is Post Office Box 398, Fort Myers, Florida 33902-0398, Party of the Second Part,

**WITNESSETH**, that the said Party of the First Part, for and in consideration of the sum of **TEN and No/100 Dollars (\$10.00)**, in hand paid by the said Party of the Second Part, the receipt whereof is hereby acknowledged, has remised, released and quitclaimed, and by these presents does remise, release and quitclaim unto the said Party of the Second Part all the right, title, interest, claim and demand, which the said Party of the First Part has in and to the following described lot, piece or parcel of land, situate lying and being in the County of Lee, State of Florida, to wit:

See attached Exhibit "A"

The property described in this Deed is being conveyed to Grantee to be used for road right of way and utility line purposes.

**TO HAVE AND TO HOLD** the same, together with all and singular the appurtenances thereunto belonging or in anywise appertaining, and all the estate, right, title, interest and claim whatsoever of the said Party of the First Part, either in law or equity, to the only proper use, benefit and behoof of the said Party of the Second Part.

**IN WITNESS WHEREOF**, the said Party of the First Part has hereunto set its hand and seal the day and year first above written.

Signed, Sealed and Delivered  
in the Presence of:

**SEVENTY-THREE THOUSAND, LLC**, a Florida limited liability company

By: [Signature]  
Richard Freund, President

[Signature]  
Witness Signature  
Jina Sicot  
(Type/Print Name of Witness)

[Signature]  
Witness Signature  
MAUREEN SILVER  
(Type/Print Name of Witness)

STATE OF Florida  
COUNTY OF Lee

The foregoing instrument was acknowledged before me this 21<sup>st</sup> day of June, 2002, by Richard Freund, as President of **SEVENTY-THREE THOUSAND, LLC**, a Florida limited liability company, who is personally known to me or who produced \_\_\_\_\_ as identification.

My Commission Expires: [Signature]  
Gwen R. Messersmith  
Commission # CG 82957R  
Expires June 13, 2003  
Notary Public  
Lee County, Florida

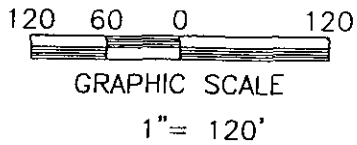
[Signature]  
Notary Public  
(Type/Print Name of Notary)  
Commission No: \_\_\_\_\_

**EXHIBIT "A"**

(Overall Parcel)

A Tract or parcel of land situated in the State of Florida, County of Lee, lying in Section 30, Township 44 South, Range 26 East, being a part of the parcels as described in Official Records Book 3436 at Page 3326, Official Records Book 3436, Page 3295, Official Records Book 3452 at Page 3278, Official Records Book 3396, at Page 1846, Official Records Book 3499, at Page 83, Lee County Public Records and a part of Dogfish canal as shown on the record plat of Lehigh Estates, Plat Book 15, Page 81, said Public Records and being further bounded and described as follows:

Beginning at the Northwest corner of Lot 16, Block 2, Unit 1, Lehigh Estates, Plat Book 15, Page 81, said Public Records; thence N 00 degrees 29'16"W, along a Northerly prolongation of the West line of said Lot 16, and along the East end of Second Street as per Street vacation as shown on Official Records Book 2633, Page 1695, said Public Records for 80.00 feet; thence N 89 degrees 30'44"E., for 260.00 feet to the East line of said Dogfish Canal; thence continue N 89 degrees 30'44"E., for 949.86 feet to the point of curvature of a curve to the right, having a radius of 75.50 feet, a central angle of 90 degrees 00'00", a chord bearing of S 45 degrees 29'16"E. and a chord length of 106.77 feet; thence along the arc of said curve, an arc length of 118.60 feet to the point of compound curvature of a curve to the right, having a radius of 65.00 feet, a central angle of 142 degrees 26'02", a chord bearing of S 70 degrees 43'45"W. and a chord length of 123.08 feet; thence along the arc of said curve, an arc length of 161.59 feet to the point of reverse curvature of a curve to the left, having a radius of 90.00 feet, a central angle of 52 degrees 26'02", a chord bearing of N. 64 degrees 16'15"W. and a chord length of 79.52 feet; thence along the arc of said curve, an arc length of 82.36 feet to the point of tangency of said curve; thence S 89 degrees 30'44"W., for 837.50 feet to said East line of Dogfish Canal; thence continue S 89 degrees 30'44"W., for 260.00 feet to the Point of Beginning.



**NOTES:**

THIS IS NOT A BOUNDARY SURVEY.

BEARINGS ARE BASED ON THE CENTERLINE OF SECOND STREET AS BEARING S.89°30'44"W AS PER SAID RECORD PLAT.

O.R. OFFICIAL RECORDS BOOK, LEE COUNTY PUBLIC RECORDS

P.B. PLAT BOOK, LEE COUNTY PUBLIC RECORDS

PG. PAGE

P.O.B. POINT OF BEGINNING

P.O.C. POINT OF COMMENCEMENT

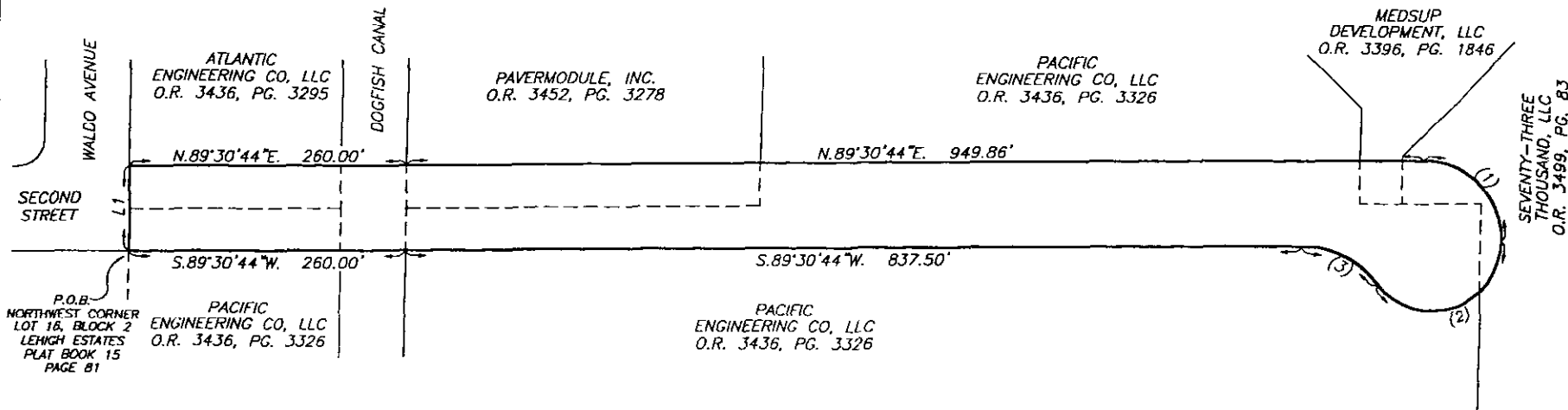
P. PARCEL

**LINE TABLE**

LINE	BEARING	DISTANCE
L1	N.00°29'16"W.	80.00'

**CURVE TABLE**

NO.	RADIUS	DELTA	ARC	CHORD	CHORD BEARING
1	75.50'	90°00'00"	118.60'	106.77'	S.45°29'16"E.
2	65.00'	142°26'02"	161.59'	123.08'	S.70°43'45"W.
3	90.00'	52°26'02"	82.36'	79.52'	S.64°16'15"E.



SEVENTY-THREE THOUSAND, LLC  
O.R. 3499, PG. 83

*Kenneth E. Trask*  
KENNETH E. TRASK  
PROFESSIONAL LAND SURVEYOR  
FLORIDA CERTIFICATE NO. LS-6684  
4-18-02  
DATE SIGNED:

TRASK ASSOCIATES, INC.  
SURVEYORS  
5804 EVERGLADE PARKWAY  
FORT MYERS, FLORIDA 33905  
FLORIDA LICENSED BUSINESS NO. LB7158  
941-694-2335

**SKETCH**  
OF A PARCEL LYING IN  
SECTION 30 T-44-S, R-26-E,  
LEE COUNTY, FLORIDA.

DATE:	4-15-2002
SCALE:	1" = 120'
DRAWN BY:	KT
CHECKED BY:	
S-F-R	30-44-26
JOB NO.	01-0060
SHEET	2 OF 2

THIS INSTRUMENT PREPARED BY:  
Thomas H. Gunderson, Esq.  
P. O. Box 280  
Ft. Myers, FL 33902

**QUIT CLAIM DEED**

THIS INDENTURE, made this 7<sup>TH</sup> day of August, 2002, between RLR INVESTMENTS, L.L.C., an Ohio limited liability company, whose address is 7340 North U.S. Highway 27, Ocala, Florida 34482, Party of the First Part, and LEE COUNTY, a political subdivision of the State of Florida, whose address is Post Office Box 398, Fort Myers, Florida 33902-0398, Party of the Second Part.

WITNESSETH, that the said Party of the First Part, for and in consideration of the sum of TEN and No/100 Dollars (\$10.00), in hand paid by the said Party of the Second Part, the receipt whereof is hereby acknowledged, has remised, released and quitclaimed, and by these presents does remise, release and quitclaim unto the said Party of the Second Part all the right, title, interest, claim and demand, which the said Party of the First Part has in and to the following described lot, piece or parcel of land, situate lying and being in the County of Lee, State of Florida, to wit:

See attached Exhibit "A"

The property described in this Deed is being conveyed to Grantee to be used for road right of way and utility line purposes.

TO HAVE AND TO HOLD the same, together with all and singular the appurtenances thereunto belonging or in anywise appertaining, and all the estate, right, title, interest and claim whatsoever of the said Party of the First Part, either in law or equity, to the only proper use, benefit and behoof of the said Party of the Second Part.

IN WITNESS WHEREOF, the said Party of the First Part has hereunto set its hand and seal the day and year first above written.

Signed, Sealed and Delivered  
in the Presence of:

RLR INVESTMENTS, L.L.C., an Ohio limited liability  
company

Teresa L. Wyson  
Witness Signature  
Teresa L. Wyson  
(Type/Print Name of Witness)

By: [Signature]  
Thomas E. Cavellier, President  
Roby L. Roberts  
Executive V.P.

Tamara D. Jones  
Witness Signature  
Tamara D. Jones  
(Type/Print Name of Witness)

STATE OF Ohio  
COUNTY OF Clinton

The foregoing instrument was acknowledged before me this 7<sup>TH</sup> day of August, 2002, by Thomas E. Cavellier, as President of RLR INVESTMENTS, L.L.C., an Ohio limited liability company, who is personally known to me or who produced as identification.

My Commission Expires: 7-12-06

[Signature]  
Notary Public  
Tamara D. Jones  
(Type/Print Name of Notary)  
Commission No: \_\_\_\_\_



TAMARA D. JONES, Notary Public  
In and for the State of Ohio  
My Commission Expires July 12, 2006

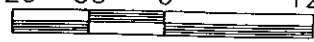
## EXHIBIT "A"

(Overall Parcel)

A Tract or parcel of land situated in the State of Florida, County of Lee, lying in Section 30, Township 44 South, Range 26 East, being a part of the parcels as described in Official Records Book 3436 at Page 3326, Official Records Book 3436, Page 3295, Official Records Book 3452 at Page 3278, Official Records Book 3396, at Page 1846, Official Records Book 3499, at Page 83, Lee County Public Records and a part of Dogfish canal as shown on the record plat of Lehigh Estates, Plat Book 15, Page 81, said Public Records and being further bounded and described as follows:

Beginning at the Northwest corner of Lot 16, Block 2, Unit 1, Lehigh Estates, Plat Book 15, Page 81, said Public Records; thence N 00 degrees 29'16"W, along a Northerly prolongation of the West line of said Lot 16, and along the East end of Second Street as per Street vacation as shown on Official Records Book 2633, Page 1695, said Public Records for 80.00 feet; thence N 89 degrees 30'44"E., for 260.00 feet to the East line of said Dogfish Canal; thence continue N 89 degrees 30'44"E., for 949.86 feet to the point of curvature of a curve to the right, having a radius of 75.50 feet, a central angle of 90 degrees 00'00", a chord bearing of S 45 degrees 29'16"E. and a chord length of 106.77 feet; thence along the arc of said curve, an arc length of 118.60 feet to the point of compound curvature of a curve to the right, having a radius of 65.00 feet, a central angle of 142 degrees 26'02", a chord bearing of S 70 degrees 43'45"W. and a chord length of 123.08 feet; thence along the arc of said curve, an arc length of 161.59 feet to the point of reverse curvature of a curve to the left, having a radius of 90.00 feet, a central angle of 52 degrees 26'02", a chord bearing of N. 64 degrees 16'15"W. and a chord length of 79.52 feet; thence along the arc of said curve, an arc length of 82.36 feet to the point of tangency of said curve; thence S 89 degrees 30'44"W., for 837.50 feet to said East line of Dogfish Canal; thence continue S 89 degrees 30'44"W., for 260.00 feet to the Point of Beginning.

120 60 0 120



GRAPHIC SCALE

1" = 120'

**NOTES:**

THIS IS NOT A BOUNDARY SURVEY.

BEARINGS ARE BASED ON THE CENTERLINE OF SECOND STREET AS BEARING S.89°30'44"W AS PER SAID RECORD PLAT.

O.R. OFFICIAL RECORDS BOOK, LEE COUNTY PUBLIC RECORDS

P.B. PLAT BOOK, LEE COUNTY PUBLIC RECORDS

PG. PAGE

P.O.B. POINT OF BEGINNING

P.O.C. POINT OF COMMENCEMENT

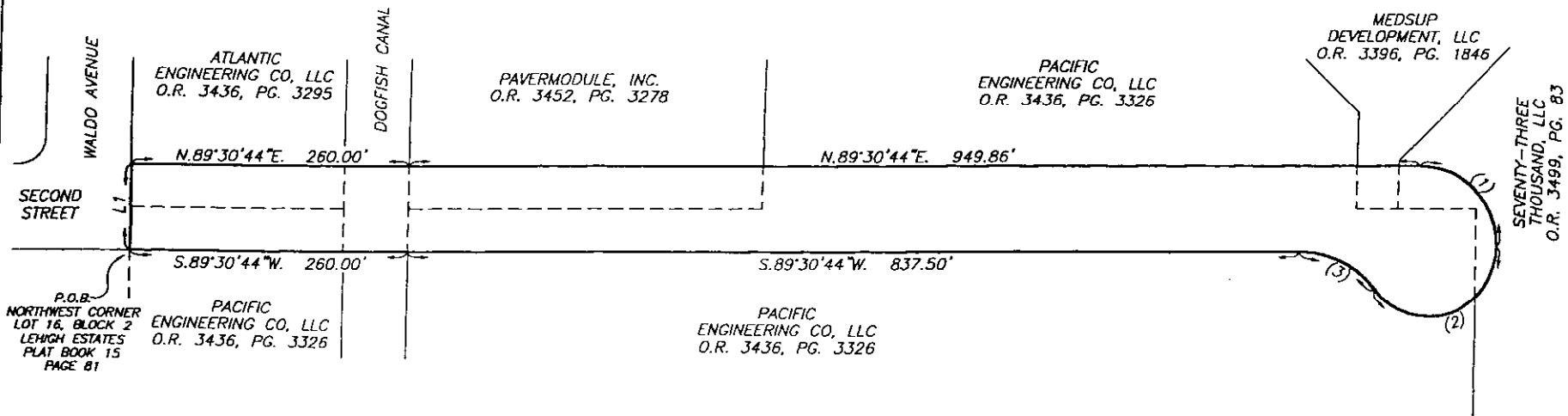
P PARCEL

**LINE TABLE**

LINE	BEARING	DISTANCE
L1	N.00°29'16"W.	80.00'

**CURVE TABLE**

NO.	RADIUS	DELTA	ARC	CHORD	CHORD BEARING
1	75.50'	90°00'00"	118.60'	106.77'	S.45°29'16"E.
2	65.00'	142°26'02"	161.59'	123.08'	S.70°43'45"W.
3	90.00'	52°26'02"	82.36'	79.52'	S.64°16'15"E.



**TRASK ASSOCIATES, INC.**  
SURVEYORS

2004 ENTERPRISE PARKWAY  
FORT MYERS, FLORIDA 33905  
941-894-2335  
FLORIDA LICENSED BUSINESS NO. LB7136

**SKETCH**

OF A PARCEL LYING IN  
SECTION 30 T-44-S, R-26-E,  
LEE COUNTY, FLORIDA.

DATE	4-15-2002
SCALE	1" = 120'
DRAWN BY:	KT
CHECKED BY:	
S-T-R	30-44-26
JOB NO.	01-0060
SHEET 2 OF 2	

*Kenneth E. Trask*  
KENNETH E. TRASK  
PROFESSIONAL LAND SURVEYOR  
FLORIDA CERTIFICATE NO. LS4884  
4-18-02  
DATE SIGNED:

THIS INSTRUMENT PREPARED BY:  
Thomas H. Gunderson, Esq.  
P. O. Box 280  
Ft. Myers, FL 33902-0280

PARTIAL RELEASE OF MORTGAGE

KNOW ALL MEN BY THESE PRESENTS.

WHEREAS, MEDSUP DEVELOPMENT, LLC, a Florida limited liability company, whose address is McGregor Lakes Center, 12651 McGregor Boulevard, #1-101, Fort Myers, Florida 33919, by Mortgage bearing date the 11th day of April, 2001, and recorded in O.R. Book 3396, page 1916, Assignment of Leases and Rents recorded in O.R. Book 3396, page 1942, and U.C.C. Financing Statement recorded in O.R. Book 3396, Page 1952, all in the Public Records of Lee County, Florida, granted and conveyed unto **SOUTHTRUST BANK**, and assigns, the premises therein particularly described, to secure the payment of the sum of Two Million Six Hundred Fifty Thousand and No/100 Dollars (\$2,650,000.00), with interest as therein mentioned:

AND WHEREAS, MEDSUP DEVELOPMENT, LLC, has requested the said **SOUTHTRUST BANK** to release the premises hereinafter described, being part of said mortgaged premises, from the lien and operation of said Mortgage:

NOW THEREFORE, KNOW YE, That the said **SOUTHTRUST BANK** as well in consideration of the premises as of the sum of Ten and No/100 Dollars (\$10.00), to it in hand paid by the said **MEDSUP DEVELOPMENT, LLC**, at the time of the execution hereof, the receipt whereof is hereby acknowledged, does remise, release, quit claim, exonerate and discharge from the lien and operation of said Mortgage unto the said **MEDSUP DEVELOPMENT, LLC**, its successors and assigns, all that piece, parcel or tract of land, being a part of the premises conveyed by said Mortgage, to wit:

See attached Exhibit "A" for legal description

TO HAVE AND TO HOLD the same, with the appurtenances, unto the said **MEDSUP DEVELOPMENT, LLC**, and assigns forever, freed, exonerated and discharged of and from the lien of said Mortgage, and every part thereof; Provided, always, nevertheless, that nothing herein contained shall in anywise impair, alter or diminish the effect, lien or incumbrance of the aforesaid Mortgage on the remaining part of said mortgaged premises, not hereby released therefrom, or any of the rights and remedies of the holder thereof.

IN WITNESS WHEREOF, the said Mortgagee has hereunto set its hand and seal this 17 day of July, 2002.

Signed, Sealed and Delivered  
in the Presence of:

Holly Hands  
Witness  
Holly Hands  
(Type/Print Name of Witness)

Michael A. Agardi  
Witness  
Michael A. Agardi  
(Type/Print Name of Witness)

**SOUTHTRUST BANK**  
By: [Signature]  
Vice President

STATE OF FLORIDA  
COUNTY OF LEE

The foregoing instrument was acknowledged before me this 17 day of July, 2002, by Joseph Sullivan, as Vice President of SOUTHTRUST BANK, who is personally known to me, or who produced \_\_\_\_\_ as identification.

My Commission Expires:



Holly Hinds  
Notary Public  
Holly Hinds  
(Type/Print Name of Notary)  
Commission No: \_\_\_\_\_



## EXHIBIT "A"

(Overall Parcel)

A Tract or parcel of land situated in the State of Florida, County of Lee, lying in Section 30, Township 44 South, Range 26 East, being a part of the parcels as described in Official Records Book 3436 at Page 3326, Official Records Book 3436, Page 3295, Official Records Book 3452 at Page 3278, Official Records Book 3396, at Page 1846, Official Records Book 3499, at Page 83, Lee County Public Records and a part of Dogfish canal as shown on the record plat of Lehigh Estates, Plat Book 15, Page 81, said Public Records and being further bounded and described as follows:

Beginning at the Northwest corner of Lot 16, Block 2, Unit 1, Lehigh Estates, Plat Book 15, Page 81, said Public Records; thence N 00 degrees 29'16"W, along a Northerly prolongation of the West line of said Lot 16, and along the East end of Second Street as per Street vacation as shown on Official Records Book 2633, Page 1695, said Public Records for 80.00 feet; thence N 89 degrees 30'44"E., for 260.00 feet to the East line of said Dogfish Canal; thence continue N 89 degrees 30'44"E., for 949.86 feet to the point of curvature of a curve to the right, having a radius of 75.50 feet, a central angle of 90 degrees 00'00", a chord bearing of S 45 degrees 29'16"E. and a chord length of 106.77 feet; thence along the arc of said curve, an arc length of 118.60 feet to the point of compound curvature of a curve to the right, having a radius of 65.00 feet, a central angle of 142 degrees 26'02", a chord bearing of S 70 degrees 43'45"W. and a chord length of 123.08 feet; thence along the arc of said curve, an arc length of 161.59 feet to the point of reverse curvature of a curve to the left, having a radius of 90.00 feet, a central angle of 52 degrees 26'02", a chord bearing of N. 64 degrees 16'15"W. and a chord length of 79.52 feet; thence along the arc of said curve, an arc length of 82.36 feet to the point of tangency of said curve; thence S 89 degrees 30'44"W., for 837.50 feet to said East line of Dogfish Canal; thence continue S 89 degrees 30'44"W., for 260.00 feet to the Point of Beginning.

THIS INSTRUMENT PREPARED BY:  
Thomas H. Gunderson, Esq.  
P. O. Box 280  
Ft. Myers, FL 33902-0280

PARTIAL RELEASE OF MORTGAGE

KNOW ALL MEN BY THESE PRESENTS.

WHEREAS, SEVENTY-THREE THOUSAND, LLC, a Florida limited liability company, whose address is 6281 Metro Plantation Road, Fort Myers, Florida 33912, by Mortgage bearing date the 1st day of October, 2001, and recorded in O.R. Book 3499, page 100, Assignment of Leases, Rents and Profits recorded in O.R. Book 3499, page 108, and U.C.C. Financing Statement recorded in O.R. Book 3499, Page 113, and O.R. Book 3587, Page 1487, and Notice of Future Advance and Receipt recorded in O.R. Book 3587, Page 1477 all in the Public Records of Lee County, Florida, granted and conveyed unto **FIRST NATIONAL BANK OF FLORIDA d/b/a FIRST NATIONAL BANK OF FORT MYERS** and assigns, the premises therein particularly described, to secure the payment of the sum of Eight Hundred Sixty-Seven Thousand Eight Hundred Ten and No/100 Dollars (\$867,810.00), with interest as therein mentioned:

AND WHEREAS, SEVENTY-THREE THOUSAND, LLC, has requested the said **FIRST NATIONAL BANK OF FLORIDA d/b/a FIRST NATIONAL BANK OF FORT MYERS** to release the premises hereinafter described, being part of said mortgaged premises, from the lien and operation of said Mortgage:

NOW THEREFORE, KNOW YE, That the said **FIRST NATIONAL BANK OF FLORIDA d/b/a FIRST NATIONAL BANK OF FORT MYERS** as well in consideration of the premises as of the sum of Ten and No/100 Dollars (\$10.00), to it in hand paid by the said **SEVENTY-THREE THOUSAND, LLC**, at the time of the execution hereof, the receipt whereof is hereby acknowledged, does remise, release, quit claim, exonerate and discharge from the lien and operation of said Mortgage unto the said **SEVENTY-THREE THOUSAND, LLC**, its successors and assigns, all that piece, parcel or tract of land, being a part of the premises conveyed by said Mortgage, to wit:


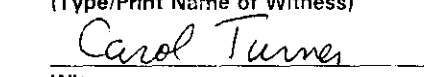
See attached Exhibit "A" for legal description

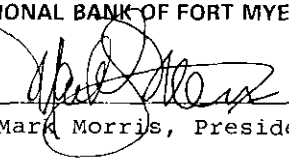
TO HAVE AND TO HOLD the same, with the appurtenances, unto the said **SEVENTY-THREE THOUSAND, LLC**, and assigns forever, freed, exonerated and discharged of and from the lien of said Mortgage, and every part thereof; Provided, always, nevertheless, that nothing herein contained shall in anywise impair, alter or diminish the effect, lien or incumbrance of the aforesaid Mortgage on the remaining part of said mortgaged premises, not hereby released therefrom, or any of the rights and remedies of the holder thereof.

IN WITNESS WHEREOF, the said Mortgagee has hereunto set its hand and seal this 21 day of JUNE, 2002.

Signed, Sealed and Delivered  
in the Presence of:

**FIRST NATIONAL BANK OF FLORIDA d/b/a FIRST  
NATIONAL BANK OF FORT MYERS**

  
Witness  
RENEE WILLIAMS  
(Type/Print Name of Witness)  
  
Witness  
CAROL TURNER  
(Type/Print Name of Witness)

By:   
Mark Morris, President

STATE OF FLORIDA  
COUNTY OF LEE

The foregoing instrument was acknowledged before me this 21 day of JUNE, 2002, by MARK MORRIS, as PRESIDENT of FIRST NATIONAL BANK OF FLORIDA d/b/a FIRST NATIONAL BANK OF FORT MYERS, who is personally known to me or who produced \_\_\_\_\_ as identification.

My Commission Expires:



J. Renee Williams  
Notary Public  
J. RENEE WILLIAMS  
(Type/Print Name of Notary)  
Commission No: \_\_\_\_\_

**EXHIBIT "A"**

**(Overall Parcel)**

**A Tract or parcel of land situated in the State of Florida, County of Lee, lying in Section 30, Township 44 South, Range 26 East, being a part of the parcels as described in Official Records Book 3436 at Page 3326, Official Records Book 3436, Page 3295, Official Records Book 3452 at Page 3278, Official Records Book 3396, at Page 1846, Official Records Book 3499, at Page 83, Lee County Public Records and a part of Dogfish canal as shown on the record plat of Lehigh Estates, Plat Book 15, Page 81, said Public Records and being further bounded and described as follows:**

**Beginning at the Northwest corner of Lot 16, Block 2, Unit 1, Lehigh Estates, Plat Book 15, Page 81, said Public Records; thence N 00 degrees 29'16"W, along a Northerly prolongation of the West line of said Lot 16, and along the East end of Second Street as per Street vacation as shown on Official Records Book 2633, Page 1695, said Public Records for 80.00 feet; thence N 89 degrees 30'44"E., for 260.00 feet to the East line of said Dogfish Canal; thence continue N 89 degrees 30'44"E., for 949.86 feet to the point of curvature of a curve to the right, having a radius of 75.50 feet, a central angle of 90 degrees 00'00", a chord bearing of S 45 degrees 29'16"E. and a chord length of 106.77 feet; thence along the arc of said curve, an arc length of 118.60 feet to the point of compound curvature of a curve to the right, having a radius of 65.00 feet, a central angle of 142 degrees 26'02", a chord bearing of S 70 degrees 43'45"W. and a chord length of 123.08 feet; thence along the arc of said curve, an arc length of 161.59 feet to the point of reverse curvature of a curve to the left, having a radius of 90.00 feet, a central angle of 52 degrees 26'02", a chord bearing of N. 64 degrees 16'15"W. and a chord length of 79.52 feet; thence along the arc of said curve, an arc length of 82.36 feet to the point of tangency of said curve; thence S 89 degrees 30'44"W., for 837.50 feet to said East line of Dogfish Canal; thence continue S 89 degrees 30'44"W., for 260.00 feet to the Point of Beginning.**

120 60 0 120



GRAPHIC SCALE

1" = 120'

**NOTES:**

THIS IS NOT A BOUNDARY SURVEY.

BEARINGS ARE BASED ON THE CENTERLINE OF SECOND STREET AS BEARING S.89°30'44"W AS PER SAID RECORD PLAT.

O.R. OFFICIAL RECORDS BOOK, LEE COUNTY PUBLIC RECORDS

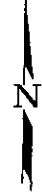
P.B. PLAT BOOK, LEE COUNTY PUBLIC RECORDS

PG. PAGE

P.O.B. POINT OF BEGINNING

P.O.C. POINT OF COMMENCEMENT

P PARCEL



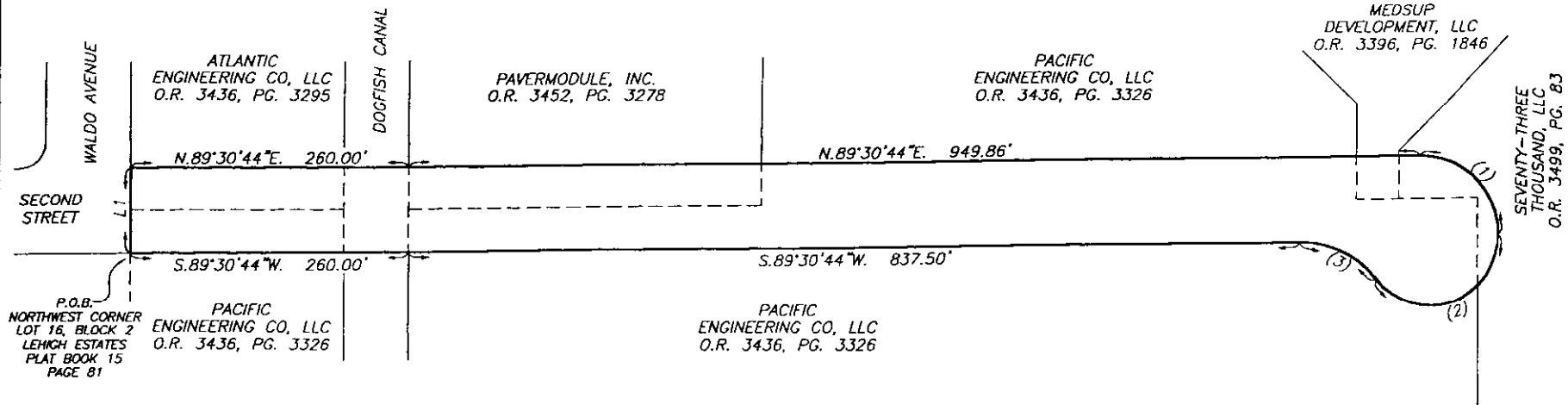
*Kenneth E. Trask*  
 KENNETH E. TRASK  
 PROFESSIONAL LAND SURVEYOR  
 FLORIDA CERTIFICATE NO. 154684  
 4-18-02  
 DATE SIGNED:

**LINE TABLE**

LINE	BEARING	DISTANCE
L1	N.00°29'16"W.	80.00'

**CURVE TABLE**

NO.	RADIUS	DELTA	ARC	CHORD	CHORD BEARING
1	75.50'	90°00'00"	118.60'	106.77'	S.45°29'16"E.
2	65.00'	142°26'02"	161.59'	123.08'	S.70°43'45"W.
3	90.00'	57°26'02"	82.36'	79.52'	S.64°16'15"E.



**TRASK ASSOCIATES, INC.**  
 S U R V E Y O R S

5684 ENTERPRISE PARKWAY  
 FORT MYERS, FLORIDA 33905  
 BUSINESS NO. 897136  
 FLORIDA LICENSED

**SKETCH**

OF A PARCEL LYING IN  
 SECTION 30 T-44-S, R-26-E,  
 LEE COUNTY, FLORIDA.

DATE:	4-15-2002
SCALE:	1" = 120'
DRAWN BY:	KT
CHECKED BY:	
S-T-R	30-44-26
JOB NO.	01-0060
SHEET 2 OF 2	