

1. REQUESTED MOTION:

ACTION REQUESTED: Accept a Petition VAC2002-00029 to Vacate a portion of Harbour Landing Drive Right-of-Way Easement, in Tract A, Harbour Landings, a Subdivision of Gulf Harbour, Plat Book 57, Pages 46 & 47, of the Public Records of Lee County, Florida and adopt a Resolution setting a Public Hearing for 5:00 p.m. on the 22nd day of October, 2002.

WHY ACTION IS NECESSARY: The project's site plan has been modified and this right-of way easement is no longer needed to provide access to the project. **The vacation of these rights-of-way will not alter traffic conditions and the rights-of-way are not necessary to accommodate any future traffic requirement.**

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

2. DEPARTMENTAL CATEGORY: 04 Community Development
COMMISSION DISTRICT #: 3

C4A

3. MEETING DATE:

09-17-2002

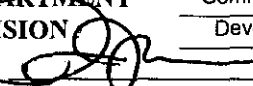
4. AGENDA:

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

5. REQUIREMENT/PURPOSE:
(Specify)

- STATUTE 177+
F.S. Ch. 336
- ORDINANCE
- ADMIN. CODE 13-1 & 13-8
- OTHER

6. REQUESTOR OF INFORMATION:

- A. COMMISSIONER
 - B. DEPARTMENT Community Development
 - C. DIVISION Development Services
- BY:  9/15/02

Peter J. Eckenrode, Director

7. BACKGROUND:

The complete Petition to Vacate was submitted by Linda Stewart, agent for The Shores at Gulf Harbour LTD Partnership.

LOCATION: A portion of Tract A, Harbour Landings, a Subdivision of Gulf Harbour, Plat Book 57, Pages 46 & 47 of the Public Records of Lee County, Florida, Section 30, Township 45 South, Range 24 East, more particularly described in the attached Exhibit "A". This site has no assigned address but is located in Gulf Harbour, adjacent to 14490 Vista River Drive, Ft Myers Florida 33908.

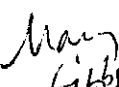
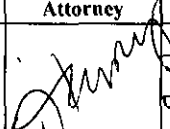
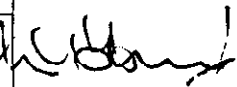
Documentation pertaining to this Petition to Vacate is available for viewing at the Office of Lee Cares.

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

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

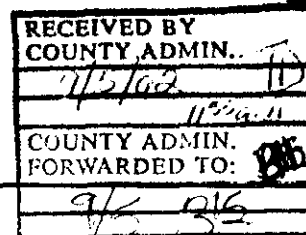
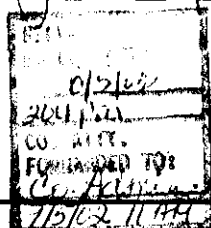
8. MANAGEMENT RECOMMENDATIONS:

9. RECOMMENDED APPROVAL:

A Department Director	B Purchasing or Contracts	C Human Resources	D Other	E County Attorney	F Budget Services Risk			G County Manager
	N/A	N/A	N/A		OA 9/5/02	OM 9/5/02	GC 9/5/02	

10. COMMISSION ACTION:

- APPROVED
- DENIED
- DEFERRED
- OTHER



BBLs
SURVEYORS & MAPPERS INC.
1502-A RAILHEAD BLVD.
NAPLES, FLORIDA 34110
TELEPHONE: 941-597-1315
FAX: (941) 597-5207

LEGAL DESCRIPTION
A PORTION OF
TRACT "A" TO BE VACATED

A PORTION OF TRACT A, HARBOUR LANDINGS, ACCORDING TO THE PLAT THEREOF RECORDED IN PLAT BOOK 57 AT PAGES 46 THROUGH 47 OF THE PUBLIC RECORDS OF LEE COUNTY, FLORIDA, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS;

BEGINNING AT THE NORTHEASTERLY CORNER OF SAID TRACT A; THENCE S.03°02'24"E., ALONG THE EASTERLY LINE OF SAID TRACT A, A DISTANCE OF 51.11 FEET TO THE POINT OF CURVATURE OF A CURVE TO THE LEFT, HAVING: A RADIUS OF 87.00 FEET, A CENTRAL ANGLE OF 27°42'36", A CHORD BEARING OF S.16°53'42"E. AND A CHORD LENGTH OF 41.67 FEET; THENCE ALONG SAID EASTERLY LINE AND THE ARC OF SAID CURVE, AN ARC LENGTH OF 42.08 FEET TO THE POINT OF CURVATURE OF A CURVE TO THE RIGHT, HAVING: A RADIUS OF 55.50 FEET, A CENTRAL ANGLE OF 05°37'25", A CHORD BEARING OF S.27°56'13"E. AND A CHORD LENGTH OF 5.45 FEET; THENCE ALONG SAID EASTERLY LINE AND THE ARC OF SAID CURVE, AN ARC LENGTH OF 5.45 FEET TO THE POINT OF CURVATURE OF A CURVE TO THE RIGHT, HAVING: A RADIUS OF 48.50 FEET, A CENTRAL ANGLE OF 13°24'26", A CHORD BEARING OF N.43°29'10"W. AND A CHORD LENGTH OF 11.32 FEET; THENCE ALONG THE ARC OF SAID CURVE, AN ARC LENGTH OF 11.35 FEET TO THE POINT OF REVERSE CURVATURE OF A CURVE TO THE LEFT, HAVING: A RADIUS OF 53.00 FEET, A CENTRAL ANGLE OF 105°50'09", A CHORD BEARING OF N.89°42'01"W. AND A CHORD LENGTH OF 84.56 FEET; THENCE ALONG THE ARC OF SAID CURVE, AN ARC LENGTH OF 97.90 FEET TO THE POINT OF CURVATURE OF A CURVE TO THE RIGHT, HAVING: A RADIUS OF 190.00 FEET, A CENTRAL ANGLE OF 00°58'33", A CHORD BEARING OF N.70°51'17"W. AND A CHORD LENGTH OF 3.24 FEET; THENCE ALONG THE ARC OF SAID CURVE, AN ARC LENGTH OF 3.24 FEET TO THE WESTERLY LINE OF SAID TRACT A, THE SAME BEING THE POINT OF CURVATURE OF A CURVE TO THE LEFT, HAVING: A RADIUS OF 117.00 FEET, A CENTRAL ANGLE OF 21°51'29", A CHORD BEARING OF N.15°18'42"E. AND A CHORD LENGTH OF

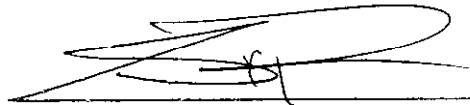
Exhibit "A"

44.36 FEET; THENCE ALONG SAID WESTERLY LINE AND THE ARC OF SAID CURVE, AN ARC LENGTH OF 44.64 FEET TO THE END OF SAID CURVE; THENCE N.04°22'57"E., ALONG SAID WESTERLY LINE, A DISTANCE OF 37.19 FEET; THENCE N.84°28'49"E., ALONG THE NORTHERLY LINE OF SAID TRACT A, A DISTANCE OF 63.78 FEET TO THE **POINT OF BEGINNING**.

PARCEL CONTAINS 0.11 ACRES, MORE OR LESS.

BEARINGS SHOWN HEREON REFER TO HARBOUR LANDINGS, ACCORDING TO THE PLAT THEREOF RECORDED IN PLAT BOOK 57 AT PAGES 46 THROUGH 47 OF THE PUBLIC RECORDS OF LEE COUNTY, FLORIDA..

THIS PROPERTY IS SUBJECT TO EASEMENTS, RESTRICTIONS AND RESERVATIONS OF RECORD.



03/26/02

STEPHEN E. BERRY, STATE OF FLORIDA, (L.S. #5296)
BLS SURVEYORS & MAPPERS INC., (L.B. #6753)

W:\LEGALAID DESCRIPTIONS\9825\TRACTA TO BE VACATED.LWP

PROOFED BY SEB

(SEE ATTACHED SKETCH- TRACT A TO BE VACATED.dwg)

Exhibit "A" 2 OF 3

LEGEND

- P.O.B. POINT OF COMMENCEMENT
- P.O.B. POINT OF BEGINNING
- D.E. DRAINAGE EASEMENT
- C.L. CENTERLINE
- C.L. CENTERLINE EASEMENT
- C.L. CURVE LABEL
- L. LINE LABEL
- P.B. PLAT BOOK
- P. PAGE
- N. NUMBER
- B.L. BOUNDARY



SCALE 1" = 40'
 0' 20' 40' 60' 80'
 THIS EXHIBIT MAY
 HAVE BEEN REDUCED

TRACT B
 GULF HARBOUR
 YACHT AND COUNTRY CLUB
 P.B. 51, PGS 6-7

P.O.B.
 NORTHEASTLY CORNER
 OF TRACT A
 HARBOUR LANDINGS
 P.B. 57, PGS 46 AND 47

TRACT B
 GULF HARBOUR
 YACHT AND COUNTRY CLUB
 P.B. 55, PGS 6-7

TRACT D
 HARBOUR LANDINGS
 P.B. 57, PGS 46 AND 47

TRACT C
 HARBOUR LANDINGS
 P.B. 57, PGS 46 AND 47

TRACT A
 HARBOUR LANDINGS
 P.B. 57, PGS 46 AND 47

TRACT B
 GULF HARBOUR
 YACHT AND COUNTRY CLUB
 P.B. 55, PGS 6-7

LINE TABLE

Line	Bearing	Distance
1	N 67° 22' 00" E	31.74

CURVE TABLE

Radius	Chord	Angle	Distance	Area	Perimeter
100.00	100.00	180.00	100.00	15708.00	628.32
125.00	125.00	180.00	125.00	24543.75	785.40
150.00	150.00	180.00	150.00	35343.75	942.48
175.00	175.00	180.00	175.00	48150.00	1100.00
200.00	200.00	180.00	200.00	62962.50	1258.00
225.00	225.00	180.00	225.00	80000.00	1416.00
250.00	250.00	180.00	250.00	99262.50	1574.00
275.00	275.00	180.00	275.00	120750.00	1732.00
300.00	300.00	180.00	300.00	144462.50	1890.00
325.00	325.00	180.00	325.00	170390.00	2048.00
350.00	350.00	180.00	350.00	198532.50	2206.00
375.00	375.00	180.00	375.00	229790.00	2364.00
400.00	400.00	180.00	400.00	264152.50	2522.00
425.00	425.00	180.00	425.00	301620.00	2680.00
450.00	450.00	180.00	450.00	342192.50	2838.00
475.00	475.00	180.00	475.00	385860.00	2996.00
500.00	500.00	180.00	500.00	432622.50	3154.00
525.00	525.00	180.00	525.00	482480.00	3312.00
550.00	550.00	180.00	550.00	535432.50	3470.00
575.00	575.00	180.00	575.00	591480.00	3628.00
600.00	600.00	180.00	600.00	650622.50	3786.00
625.00	625.00	180.00	625.00	712860.00	3944.00
650.00	650.00	180.00	650.00	778192.50	4102.00
675.00	675.00	180.00	675.00	846620.00	4260.00
700.00	700.00	180.00	700.00	918152.50	4418.00
725.00	725.00	180.00	725.00	992780.00	4576.00
750.00	750.00	180.00	750.00	1070502.50	4734.00
775.00	775.00	180.00	775.00	1151320.00	4892.00
800.00	800.00	180.00	800.00	1235232.50	5050.00
825.00	825.00	180.00	825.00	1322240.00	5208.00
850.00	850.00	180.00	850.00	1412352.50	5366.00
875.00	875.00	180.00	875.00	1505570.00	5524.00
900.00	900.00	180.00	900.00	1601892.50	5682.00
925.00	925.00	180.00	925.00	1701320.00	5840.00
950.00	950.00	180.00	950.00	1803852.50	5998.00
975.00	975.00	180.00	975.00	1909480.00	6156.00
1000.00	1000.00	180.00	1000.00	2018202.50	6314.00

NOTES:

- 1) BEARINGS SHOWN HEREON REFER TO HARBOUR LANDINGS, ACCORDING TO THE PLAT THEREOF RECORDED IN PLAT BOOK 57 AT PAGES 46 AND 47 OF THE PUBLIC RECORDS OF LEE COUNTY, FLORIDA
- 2) THIS PROPERTY IS SUBJECT TO EASEMENTS, RESERVATIONS OR RESTRICTIONS OF RECORD
- 3) DIMENSIONS SHOWN HEREON ARE IN FEET AND DECIMALS THEREOF

THIS IS NOT A SURVEY

DATE	10/27/02	SKETCH TO ACCOMPANY LEGAL DESCRIPTION	BBL SURVEYORS & MAPPERS INC.
APPROVED - SUR	DRAWN BY - MAC	A PORTION OF TRACT A HARBOUR LANDINGS PLAT BOOK 57, PAGES 46 AND 47 LEE COUNTY, FLORIDA	1502-A RAIL HEAD BLVD. NAPLES, FLORIDA 34110 (941) 597-1315
TITLE - TRACT A TO BE DACKET	DATE - 10/27/02		

Exhibit "B" 3 of 3

BBL SURVEYORS & MAPPERS INC. 1502-A RAIL HEAD BLVD. NAPLES, FLORIDA 34110 (941) 597-1315

PETITION TO VACATE

Case Number: VAC2002-00029

Petitioner, Shores at Gulf Harbour Limited Partnership requests the Board of County Commissioners of Lee County, Florida, to grant this Petition to Vacate and states as follows:

1. Petitioner=s mailing address, 3185 Horseshoe Drive S
Naples, Florida 34104
2. In accordance with Florida Statute (F.S.) Chapter 177 and Lee County Administrative Code (LCAC) 13-1, Petitioner desires to vacate the public=s interest in the easement, plat or portion of a plat legally described in the attached Exhibit "A" and in accordance with F.S. Chapter 336 and LCAC 13-8, Petitioner desires to vacate, abandon, close and discontinue the public's interest in the right-of-way or portion of right-of-way legally described in the attached Exhibit "A".
3. A sketch showing the area(s) the Petitioner desires to vacate is attached as Exhibit "B".
4. In accordance with F.S. Chapter 177, proof Petitioner paid all applicable state and county taxes on the property to be vacated is attached as Exhibit "C".
5. In accordance with F.S. Chapter 177, Petitioner is fee simple title holder to the underlying land sought to be vacated.
6. In accordance with the LCAC 13-1, Petitioner did provide notice to all affected property owners concerning the intent of this Petition. Notice concerning the intent of this Petition will also be provided in accordance with LCAC 13-8.
7. In accordance with letters of review and recommendation provided by various governmental and utility entities, there is no apparent impediment to granting Petitioner's request.

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

Respectfully Submitted,

By: [Signature]
Petitioner Signature

By: _____
Petitioner Signature

Shores at Gulf Harbour, L.P., a Delaware Limited Partnership
By: Ronto Developments of Fort Myers, Inc. *(a Florida Corporation), its general partner*

Mark S. Taylor, V.P.
Printed Name

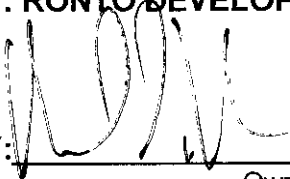
Printed Name

VAC2002-00029
LETTER OF AUTHORIZATION

The undersigned do hereby swear or affirm that they are the fee simple title holders and owners of record of property commonly know as The Shores at Gulf Harbour, L.P.

The property described herein is the subject of an application for zoning and development. We hereby designate Brian F. Farrar, as the legal representative of the property and as such, these individuals are authorized to legally bind all owners of the property in the course of seeking the necessary approvals to develop. This authority includes but is not limited to the hiring and authorizing of agents to assist in the preparation of applications, plans, surveys, and studies necessary to obtain zoning and all development approvals on site (including S.F.W.M.D. and A.C.O.E. permitting).

BY: RONTO DEVELOPMENTS OF FT. MYERS, INC., its general partner



BY:

Owner

08-09-2002

Date

Mark S. Taylor, Vice President
Printed Name

STATE OF FLORIDA
COUNTY OF COLLIER

Sworn to (or affirmed) and subscribed before me this 8th day of August, 2002, by Mark S. Taylor, who is personally known to me.



Carol L. Sparks
NOTARY PUBLIC

CAROL L. SPARKS
(Name typed, printed or stamped)

LETTER OF AUTHORIZATION

TO LEE COUNTY COMMUNITY DEVELOPMENT

The undersigned do hereby swear or affirm that they are the fee simple title holders and owners of record of property commonly known as 30-45-24-07-00008.0030 and legally described in exhibit A attached hereto.

The property described herein is the subject of an application for zoning or development. We hereby designate Banks Engineering, Inc. as the legal representative of the property and as such, this individual is authorized to legally bind all owners of the property in the course of seeking the necessary approvals to develop. This authority includes but is not limited to the hiring and authorizing of agents to assist in the preparation of applications, plans, surveys, and studies necessary to obtain zoning and development approval on the site. This representative will remain the only entity to authorize development activity on the property until such time as a new or amended authorization is delivered to Lee County.

[Signature]
Owner*(signature)

Owner*(signature)

Brian F. Farrar
Printed Name Dev. & Community Development, agent

Printed Name

The foregoing instrument was sworn to (or affirmed) and subscribed before me this 5-11-02 (DATE) by Brian F. Farrar agent of Sparks @ Gulf Hammock Ltd. Parkside (Name of officer or agent, title of officer or agent) (Name of corporation acknowledging) a Florida corporation, on behalf of the corporation. He/she is personally know to me, or has produced as identification.



[Signature]
(Signature of person taking acknowledgment)

CAROL L. SPARKS
(Name typed, printed or stamped)

Notary
(Title or rank)

#DD064838
(Serial number, if any)

BBLS
SURVEYORS & MAPPERS INC.
1502-A RAILHEAD BLVD.
NAPLES, FLORIDA 34110
TELEPHONE: 941-597-1315
FAX: (941) 597-5207

LEGAL DESCRIPTION
A PORTION OF
TRACT "A" TO BE VACATED

A PORTION OF TRACT A, HARBOUR LANDINGS, ACCORDING TO THE PLAT THEREOF RECORDED IN PLAT BOOK 57 AT PAGES 46 THROUGH 47 OF THE PUBLIC RECORDS OF LEE COUNTY, FLORIDA, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS;

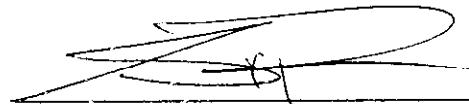
BEGINNING AT THE NORTHEASTERLY CORNER OF SAID TRACT A; THENCE S.03°02'24"E., ALONG THE EASTERLY LINE OF SAID TRACT A, A DISTANCE OF 51.11 FEET TO THE POINT OF CURVATURE OF A CURVE TO THE LEFT, HAVING: A RADIUS OF 87.00 FEET, A CENTRAL ANGLE OF 27°42'36", A CHORD BEARING OF S.16°53'42"E. AND A CHORD LENGTH OF 41.67 FEET; THENCE ALONG SAID EASTERLY LINE AND THE ARC OF SAID CURVE, AN ARC LENGTH OF 42.08 FEET TO THE POINT OF CURVATURE OF A CURVE TO THE RIGHT, HAVING: A RADIUS OF 55.50 FEET, A CENTRAL ANGLE OF 05°37'25", A CHORD BEARING OF S.27°56'13"E. AND A CHORD LENGTH OF 5.45 FEET; THENCE ALONG SAID EASTERLY LINE AND THE ARC OF SAID CURVE, AN ARC LENGTH OF 5.45 FEET TO THE POINT OF CURVATURE OF A CURVE TO THE RIGHT, HAVING: A RADIUS OF 48.50 FEET, A CENTRAL ANGLE OF 13°24'26", A CHORD BEARING OF N.43°29'10"W. AND A CHORD LENGTH OF 11.32 FEET; THENCE ALONG THE ARC OF SAID CURVE, AN ARC LENGTH OF 11.35 FEET TO THE POINT OF REVERSE CURVATURE OF A CURVE TO THE LEFT, HAVING: A RADIUS OF 53.00 FEET, A CENTRAL ANGLE OF 105°50'09", A CHORD BEARING OF N.89°42'01"W. AND A CHORD LENGTH OF 84.56 FEET; THENCE ALONG THE ARC OF SAID CURVE, AN ARC LENGTH OF 97.90 FEET TO THE POINT OF CURVATURE OF A CURVE TO THE RIGHT, HAVING: A RADIUS OF 190.00 FEET, A CENTRAL ANGLE OF 00°58'33", A CHORD BEARING OF N.70°51'17"W. AND A CHORD LENGTH OF 3.24 FEET; THENCE ALONG THE ARC OF SAID CURVE, AN ARC LENGTH OF 3.24 FEET TO THE WESTERLY LINE OF SAID TRACT A, THE SAME BEING THE POINT OF CURVATURE OF A CURVE TO THE LEFT, HAVING: A RADIUS OF 117.00 FEET, A CENTRAL ANGLE OF 21°51'29", A CHORD BEARING OF N.15°18'42"E. AND A CHORD LENGTH OF

44.36 FEET; THENCE ALONG SAID WESTERLY LINE AND THE ARC OF SAID CURVE, AN ARC LENGTH OF 44.64 FEET TO THE END OF SAID CURVE; THENCE N.04°22'57"E., ALONG SAID WESTERLY LINE, A DISTANCE OF 37.19 FEET; THENCE N.84°28'49"E., ALONG THE NORTHERLY LINE OF SAID TRACT A, A DISTANCE OF 63.78 FEET TO THE **POINT OF BEGINNING**.

PARCEL CONTAINS 0.11 ACRES, MORE OR LESS.

BEARINGS SHOWN HEREON REFER TO HARBOUR LANDINGS, ACCORDING TO THE PLAT THEREOF RECORDED IN PLAT BOOK 57 AT PAGES 46 THROUGH 47 OF THE PUBLIC RECORDS OF LEE COUNTY, FLORIDA..

THIS PROPERTY IS SUBJECT TO EASEMENTS, RESTRICTIONS AND RESERVATIONS OF RECORD.



03/26/02

STEPHEN E. BERRY, STATE OF FLORIDA, (L.S. #5296)
BBL SURVEYORS & MAPPERS INC., (L.B. #6753)

W:\LEGAL\AID DESCRIPTIONS\9825\TRACTA TO BE VACATED.LWP

PROOFED BY S&B

(SEE ATTACHED SKETCH- TRACT A TO BE VACATED.dwg)

Exhibit "A" 2 OF 3

LEGEND

- P.C. POINT OF COMMENCEMENT
- P.O.B. POINT OF BEGINNING
- P.O.E. POINT OF END
- C.O. CURVE OR CURVES
- C.L. CURVE LABEL
- L. LINE
- P.B. PLAT BOOK
- P.C. PLAT
- N.O. NUMBER
- S.A.V. SCHEDULE



SCALE: 1" = 40'
 DATE: 03/27/02
 BY: B. B. CAMERON
 FOR: B. B. CAMERON
 ALL RIGHTS RESERVED

POB
 (MULTI-PURPOSE) LANDING
 OF TRACT A
 HARBOUR LANDINGS
 P.B. 57, PAGES 46 AND 47

TRACT B
 GOLF HARBOUR
 TRACT B AND COURSE DRIVE
 P.B. 55, PAGES 46 AND 47

TRACT B
 GOLF HARBOUR
 TRACT B AND COURSE DRIVE
 P.B. 55, PAGES 46 AND 47

TRACT D
 HARBOUR LANDINGS
 P.B. 57, PAGES 46 AND 47

TRACT A
 HARBOUR LANDINGS
 P.B. 57, PAGES 46 AND 47

TRACT A
 HARBOUR LANDINGS
 P.B. 57, PAGES 46 AND 47

TRACT B
 GOLF HARBOUR
 TRACT B AND COURSE DRIVE
 P.B. 55, PAGES 46 AND 47

LINE TABLE

Line	Bearing	Distance	TRACT
1	S 42° 00' 00" E	17.12	HARBOUR LANDINGS P.B. 57, PAGES 46 AND 47

CURVE TABLE

NO	RADIUS	CHORD	CHORD BEARING	CHORD	CHORD BEARING
1	46.00	17.12	S 42° 00' 00" E	17.12	S 42° 00' 00" E
2	45.00	17.12	S 42° 00' 00" E	17.12	S 42° 00' 00" E
3	150.00	17.12	S 42° 00' 00" E	17.12	S 42° 00' 00" E
4	17.00	17.12	S 42° 00' 00" E	17.12	S 42° 00' 00" E
5	52.00	17.12	S 42° 00' 00" E	17.12	S 42° 00' 00" E

NOTES:

- 1) BEARINGS SHOWN HEREON REFER TO HARBOUR LANDINGS ACCORDING TO THE PLAT THEREOF RECORDED IN PLAT BOOK 57, PAGES 46 AND 47 OF THE PUBLIC RECORDS OF LEE COUNTY, FLORIDA.
- 2) THIS PROPERTY IS SUBJECT TO EASEMENTS, RESERVATIONS OR RESTRICTIONS OF RECORD.
- 3) DIMENSIONS SHOWN HEREON ARE IN FEET AND DECIMAL THEREOF.

THIS IS NOT A SURVEY

SKETCH TO ACCOMPANY LEGAL DESCRIPTION

A PORTION OF TRACT A
 HARBOUR LANDINGS
 PLAT BOOK 57, PAGES 46 AND 47
 LEE COUNTY, FLORIDA

DATE	03/27/02
FILE	TRACT A TO
DRAWN BY	MAP
APPROVED	SEP
SCALE	1" = 40'

BBL SURVEYORS & MAPPERS INC.

1502-A RAIL HEAD BLVD.
 NAPLES, FLORIDA 34110 (941) 597-1315

Exhibit "B" 3 of 3

BBLs
SURVEYORS & MAPPERS INC.
1502-A RAILHEAD BLVD.
NAPLES, FLORIDA 34110
TELEPHONE: 941-597-1315
FAX: (941) 597-5207

LEGAL DESCRIPTION
A PORTION OF
TRACT "A" TO BE VACATED

A PORTION OF TRACT A, HARBOUR LANDINGS, ACCORDING TO THE PLAT THEREOF RECORDED IN PLAT BOOK 57 AT PAGES 46 THROUGH 47 OF THE PUBLIC RECORDS OF LEE COUNTY, FLORIDA, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS;

BEGINNING AT THE NORTHEASTERLY CORNER OF SAID TRACT A; THENCE S.03°02'24"E., ALONG THE EASTERLY LINE OF SAID TRACT A, A DISTANCE OF 51.11 FEET TO THE POINT OF CURVATURE OF A CURVE TO THE LEFT, HAVING: A RADIUS OF 87.00 FEET, A CENTRAL ANGLE OF 27°42'36", A CHORD BEARING OF S.16°53'42"E. AND A CHORD LENGTH OF 41.67 FEET; THENCE ALONG SAID EASTERLY LINE AND THE ARC OF SAID CURVE, AN ARC LENGTH OF 42.08 FEET TO THE POINT OF CURVATURE OF A CURVE TO THE RIGHT, HAVING: A RADIUS OF 55.50 FEET, A CENTRAL ANGLE OF 05°37'25", A CHORD BEARING OF S.27°56'13"E. AND A CHORD LENGTH OF 5.45 FEET; THENCE ALONG SAID EASTERLY LINE AND THE ARC OF SAID CURVE, AN ARC LENGTH OF 5.45 FEET TO THE POINT OF CURVATURE OF A CURVE TO THE RIGHT, HAVING: A RADIUS OF 48.50 FEET, A CENTRAL ANGLE OF 13°24'26", A CHORD BEARING OF N.43°29'10"W. AND A CHORD LENGTH OF 11.32 FEET; THENCE ALONG THE ARC OF SAID CURVE, AN ARC LENGTH OF 11.35 FEET TO THE POINT OF REVERSE CURVATURE OF A CURVE TO THE LEFT, HAVING: A RADIUS OF 53.00 FEET, A CENTRAL ANGLE OF 105°50'09", A CHORD BEARING OF N.89°42'01"W. AND A CHORD LENGTH OF 84.56 FEET; THENCE ALONG THE ARC OF SAID CURVE, AN ARC LENGTH OF 97.90 FEET TO THE POINT OF CURVATURE OF A CURVE TO THE RIGHT, HAVING: A RADIUS OF 190.00 FEET, A CENTRAL ANGLE OF 00°58'33", A CHORD BEARING OF N.70°51'17"W. AND A CHORD LENGTH OF 3.24 FEET; THENCE ALONG THE ARC OF SAID CURVE, AN ARC LENGTH OF 3.24 FEET TO THE WESTERLY LINE OF SAID TRACT A, THE SAME BEING THE POINT OF CURVATURE OF A CURVE TO THE LEFT, HAVING: A RADIUS OF 117.00 FEET, A CENTRAL ANGLE OF 21°51'29", A CHORD BEARING OF N.15°18'42"E. AND A CHORD LENGTH OF

44.36 FEET; THENCE ALONG SAID WESTERLY LINE AND THE ARC OF SAID CURVE, AN ARC LENGTH OF 44.64 FEET TO THE END OF SAID CURVE; THENCE N.04°22'57"E., ALONG SAID WESTERLY LINE, A DISTANCE OF 37.19 FEET; THENCE N.84°28'49"E., ALONG THE NORTHERLY LINE OF SAID TRACT A, A DISTANCE OF 63.78 FEET TO THE POINT OF BEGINNING.

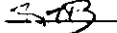
PARCEL CONTAINS 0.11 ACRES, MORE OR LESS.

BEARINGS SHOWN HEREON REFER TO HARBOUR LANDINGS, ACCORDING TO THE PLAT THEREOF RECORDED IN PLAT BOOK 57 AT PAGES 46 THROUGH 47 OF THE PUBLIC RECORDS OF LEE COUNTY, FLORIDA..

THIS PROPERTY IS SUBJECT TO EASEMENTS, RESTRICTIONS AND RESERVATIONS OF RECORD.


03/26/02
STEPHEN E. BERRY, STATE OF FLORIDA, (L.S. #5296)
BBL SURVEYORS & MAPPERS INC., (L.B. #6753)

W:\LEGAL\AID DESCRIPTIONS\9825\TRACTA TO BE VACATED.LWP

PROOFED BY 

(SEE ATTACHED SKETCH- TRACT A TO BE VACATED.dwg)

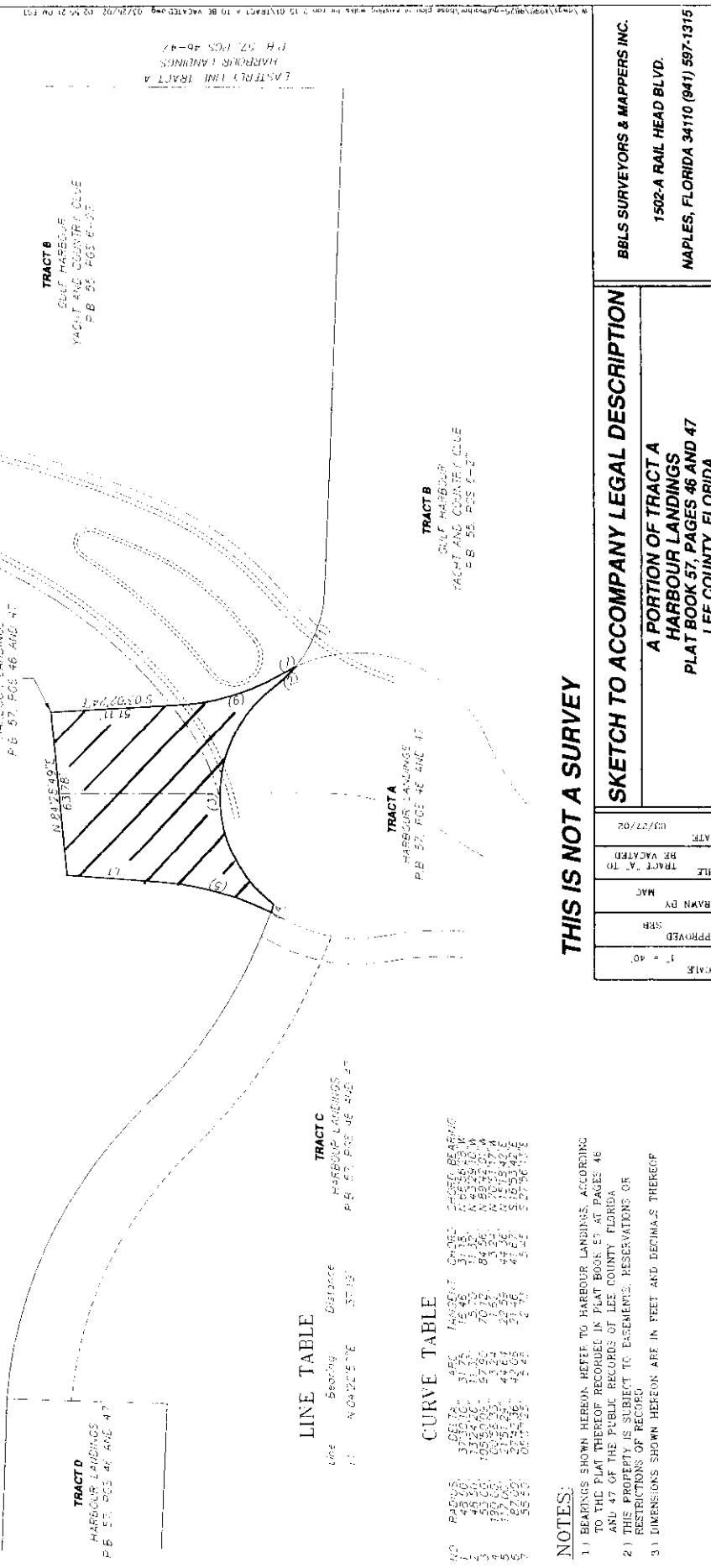
Exhibit "A" 2 OF 3

LEGEND

- P.O.C. POINT OF COMMENCEMENT
- P.O.B. POINT OF BEGINNING
- C.E. DRAINAGE EASEMENT
- C.U.E. COMMUNITY UTILITY EASEMENT
- U. UTILITY
- LINE CENTER
- P.E. PLAT EASEL
- P.C. PLAT CORNER
- P.F. PAGE NUMBER
- N.D. NUMBER
- B.V.C. BOULEVARD



SCALE 1" = 40'
 PLAT BOOK 57, PAGES 46 AND 47
 THIS EXHIBIT HAS
 NOT BEEN RECORDED



LINE TABLE

Line	Bearing	Distance
1	N 04°25'51"E	37.15'

CURVE TABLE

NO	PC	PT	ARC	ANGLE	CHORD	CHORD BEARING
1	48°20'	37°21'	31.76'	124.46°	31.15'	N 65°56'23"W
2	49°20'	38°21'	32.76'	125.46°	32.15'	N 66°56'23"W
3	50°20'	39°21'	33.76'	126.46°	33.15'	N 67°56'23"W
4	51°20'	40°21'	34.76'	127.46°	34.15'	N 68°56'23"W
5	52°20'	41°21'	35.76'	128.46°	35.15'	N 69°56'23"W
6	53°20'	42°21'	36.76'	129.46°	36.15'	N 70°56'23"W
7	54°20'	43°21'	37.76'	130.46°	37.15'	N 71°56'23"W

NOTES:

- 1) BEARINGS SHOWN HEREON REFER TO HARBOUR LANDINGS, ACCORDING TO THE PLAT THEREOF RECORDED IN PLAT BOOK 57, AT PAGES 46 AND 47 OF THE PUBLIC RECORDS OF LEE COUNTY, FLORIDA
- 2) THIS PROPERTY IS SUBJECT TO EASEMENTS, RESERVATIONS OR RESTRICTIONS OF RECORD.
- 3) DIMENSIONS SHOWN HEREON ARE IN FEET AND DECIMALS THEREOF.

THIS IS NOT A SURVEY

SKETCH TO ACCOMPANY LEGAL DESCRIPTION

A PORTION OF TRACT A
 HARBOUR LANDINGS
 PLAT BOOK 57, PAGES 46 AND 47
 LEE COUNTY, FLORIDA

SCALE	1" = 40'
APPROVED	SRH
DRAWN BY	MAC
FILE	TRACT "A" TO PLAT BOOK 57, PAGES 46 AND 47
DATE	03/27/02

BLS SURVEYORS & MAPPERS INC.
 1502-A RAIL HEAD BLVD.
 NAPLES, FLORIDA 34110 (941) 597-1315

Exhibit B 3 of 3

TAXES

TAX ROLL SEARCH RESULTS

Searching the Real Estate Tax Roll for Account "304524070000B0030" has returned 4 records.

Page 1 of 1

For a **DETAIL** explanation of a specific tax year displayed, Click on the underlined Account number in the column on the left of the table for the particular tax year.

For a definition of the abbreviations in the Tax Status column, Click on Legend.

Account	Tax Year	Owner Name and Address	Legal Description	Tax Status Legend	Prior Year(s) Taxes Due
<u>30-45-24-07-0000B.0030</u>	2001	SHORES AT GULF HARBOUR 3185 HORSESHOE DR S NAPLES FL 34104 USA	GULF HARBOUR YACHT + COUNTRY CLUB PB 55 PGS 6-27 PT TR E + B DESC OR 2877/3051	PAID	Click here for outstanding taxes
<u>30-45-24-07-0000B.0030</u>	2000	SHORES AT GULF HARBOUR 3185 HORSESHOE DR S NAPLES FL 34104 USA	GULF HARBOUR YACHT + COUNTRY CLUB PB 5 PGS 6-27 PT TR E + B DESC OR 2877/3051	PAID	Click here for outstanding taxes
<u>30-45-24-07-0000B.0030</u>	1999	SHORES AT GULF HARBOUR 3185 HORSESHOE DR SOUTII NAPLES FL 34104 USA	GULF HARBOUR YACHT + COUNTRY CLUB PB 5 PGS 6-27 PT TR E + B DESC	PAID	Click here for outstanding taxes

30-45-24-07-0000B.0030

LEE COUNTY PROPERTY APPRAISER

Property Data for Parcel 30-45-24-07-0000B.0030

[Next Lower Parcel Number | Next Higher Parcel Number | Display Building Permits on this Parcel
 [Display Tax Bills on this Parcel]

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

Owner of Record		Legal Description		Image of Structure	
SHORES AT GULF HARBOUR LIMITED PARTNERSHIP 3185 HORSESHOE DR S NAPLES FL 34104		GULF HARBOUR YACHT + COUNTRY CLUB PB 55 PGS 6-27 PT TR E + B DESC OR 2877/3051 + OR 3057/1621 LESS CONDOS		(Not Presently Available)	
Site Address		RESERVED Fort Myers, FL 33908			
Taxing District			DOR Code		
110 - COUNTY/IONA MCGREGOR FIRE			00 - VACANT RESIDENTIAL		
Property Values		Exemptions		Dimensions	
Just	6,880,000	Homestead	0	Measurement Units	UT
Assessed	6,880,000	Agricultural	0	Number of Units	172.00
Assessed SOH	6,880,000	Widow	0	Frontage	0
Taxable	6,880,000	Widower	0	Depth	0
Building	0	Disability	0	Bedrooms	
Land	6,880,000	Wholly	0	Bathrooms	
Building Extra Features	0	Energy	0	Total Sq. Ft.	
Land Extra Features	0	SOH Difference	0	Year Built	
Sales Transactions					
Sale Price	Date	OR Book/Page	Transaction Type	Vacant/Improved	
9,090,000	12/30/1998	3057/1621	04	V	
2,750,000	9/30/1997	2877/3051	04	V	
100	9/1/1994	2533/3883	04	V	
Land Tracts/Land Use					
Description		Use Code	Units		

Single Family Residential		100		172.00 Units	
Storm Surge Category	Flood Insurance (FIRM)				
	Rate Code	Community	Panel	Version	Date
Tropical Storm	A10:EL10	125124	0325	C	110492

[[View 2001 TRIM Notice](#)]

[[View 2000 TRIM Notice](#)]

[[Show Building Details](#)]

[[Show Aerial View](#)]

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

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

THIS INSTRUMENT PREPARED BY
AND RETURN TO:

Stephen J. Szabo, III, Esquire
Annis, Mitchell, Cockey,
Edwards & Roehn, P.A.
Post Office Box 3433
Tampa, Florida 33601

78^{ew}
63,630⁰⁰

RECORDED BY
JOYNE MILLER, C.C.

DOCUMENTARY Tax No. 3 63,630⁰⁰
Intangible Tax Pd.
CYNTHIA SMITH, CLERK, LEE COUNTY
JOYNE MILLER, Deputy Clerk

30057 201 621

Property Appraiser Parcel ID No. 30-45-24-07-0000B.0000
30-45-24-07-0000E.0000

Grantee's Federal ID No. _____

SPECIAL WARRANTY DEED

THIS SPECIAL WARRANTY DEED made this 30th day of December, 1998, by FLORIDA DESIGN COMMUNITIES, INC., a Delaware corporation ("Grantor") to SHORES AT GULF HARBOUR LIMITED PARTNERSHIP, a Delaware limited partnership, whose address is 3185 Horseshoe Drive South, Naples, Florida 34104 ("Grantee").

WITNESSETH:

That Grantor for and in consideration of the sum of \$10.00 and other valuable considerations, receipt whereof is hereby acknowledged, hereby grants, bargains, sells, aliens, remises, conveys and confirms unto Grantee all that certain land situate in Lee County, Florida, more particularly described on Exhibit "A" attached hereto (the "Land")

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

TO HAVE AND TO HOLD, the same in fee simple forever.

AND Grantor hereby covenants with Grantee that Grantor is lawfully seized of the Land in fee simple; that Grantor has good right and lawful authority to sell and convey the Land; that Grantor hereby fully warrants the title to the Land and will defend the same against the lawful claims of all persons claiming by, through or under Grantor, and that the Land is free of all encumbrances, except taxes accruing subsequent to December 31, 1998, and those matters set forth on Exhibit "B" attached hereto.

Grantor previously conveyed to Grantee certain real property located adjacent to the Land pursuant to that certain special warranty deed dated September 30, 1997 (the "Prior Deed") and recorded in O.R. Book 2877 page 3051 (the land conveyed by the Prior Deed is hereinafter referred to as the "Grantee Land"). The Grantee Land was conveyed by Grantor to Grantee

subject to certain restrictive covenants as more particularly set forth in the Prior Deed. Grantor desires to both subject the Land to certain restrictive covenants as more particularly set forth hereinbelow and amend and restate in their entirety the restrictive covenants applicable to the Grantee Land as set forth in the Prior Deed. Grantee agrees to acquire the Land subject to the restrictive covenants set forth in this Deed and Grantee agrees that the restrictive covenants applicable to the Grantee Land shall be amended and restated in their entirety as set forth hereinbelow.

The Land is hereby conveyed to Grantee subject to the following restrictive covenants, and the restrictive covenants contained in the Prior Deed are hereby amended and restated in their entirety as follows (hereinafter the "Restrictive Covenants"). (a) Grantee shall not record any restrictive covenants against the Land or the Grantee Land (hereinafter the Land and the Grantee Land are together referred to as the "Property") without the prior written consent of Grantor, which consent shall not be unreasonably withheld or delayed; (b) Grantor shall have full authority to regulate the design, use, material and appearance of the exterior of any improvements constructed on the Property and any landscaping to assure harmony of external design and location in relation to surrounding improvements and topography and to protect and conserve the value and desirability of the River's Edge residential community which approval shall not be unreasonably withheld or delayed; (c) the improvements constructed on the Property will be composed of no more than six (6) buildings containing not more than two hundred (200) residential units in the aggregate and each residential unit shall contain a minimum of 2,000 square feet of air conditioned living space, provided, however, Grantee shall have the right to purchase the right to construct an additional twenty-two (22) units upon the Property (for a total of two hundred twenty-two (222) residential units) upon payment of the additional consideration of \$30,000 per additional approved residential unit; (d) the buildings constructed on the Property shall not exceed a height of eight (8) stories above two (2) stories of parking unless Grantee obtains all necessary consents and approvals from all applicable governmental agencies to increase the height of said buildings, in which event Grantee may increase the height of said buildings to the height allowed by law; and (e) Grantee shall construct upon the Grantee Land a swimming pool and related facilities (hereinafter the "Recreational Facilities"). Grantor has provided purchase money financing for Grantee's acquisition of the Land. In the event Grantee defaults in its obligations under said purchase money note mortgage and Grantor reacquires title to the real property more particularly described in Exhibit "C," attached hereto and incorporated herein by reference (the "Phase II Land"), then in such event, Grantor or the then owner of the Phase II Land, shall have the right, but not the obligation, to designate, in writing, up to a maximum fifty (50) residential units constructed on the Phase II Land, the residents of which shall be entitled to utilize the Recreational Facilities upon payment of the customary monthly assessment for the use of the Recreational Facilities. Such customary monthly assessment shall be allocated proportionately between the residents of the Grantee Land and the residents of the units located on the Phase II Land designated to use the Recreational Facilities based upon the total number of residential units entitled to use the Recreational Facilities. In the event Grantee obtains a partial release of the purchase money mortgage with respect to the Phase II Land, the provisions of subparagraph (e) shall automatically terminate and be of no further force or effect.

Grantee, and its successors and assigns, shall pay to Grantor or another entity related to Grantor, as directed, in writing, by Grantor, and their respective successors and assigns, a marketing fee equal to five-eighths of one percent (0.625%) of the gross sales price of each

13057 P:1622

residential unit sold on the Property, which fee shall be due and payable at the time of closing of the sale of a residential unit to an unrelated third party purchaser. Said marketing fee shall be due only with respect to the first sale of a residential unit to an unrelated third party purchaser and shall not be due on subsequent re sale(s) of such residential unit. In the event that Grantee and its successors and assigns shall fail to pay such sum as and when due and payable, such fee, together with interest at the maximum rate allowed by law, and all costs and expenses of collection, including attorneys' fees and paralegals' fees, shall be secured by a lien on the Property and any condominium units subsequently constructed thereon, other than those condominium units previously released from such lien by Grantor. Grantor shall partially release the lien arising hereunder and securing Grantee's obligation to pay said marketing fee as to each residential unit sold by Grantee upon payment of the marketing fee for each such residential unit. In the event Grantee defaults in its obligation to pay the marketing fee described above as and when due and payable, the lien securing such obligation may be foreclosed in the same manner as a mortgage. All lienors acquiring liens on any portion of the Property after this Special Warranty Deed is recorded are deemed to consent that such liens are inferior to the lien established by this Special Warranty Deed, whether or not such consent is specifically set forth in the instrument creating such lien. The recordation of this Special Warranty Deed constitutes constructive notice to all subsequent purchasers and/or creditors of the existence of the Grantor's lien and its priority. The Grantor may from time to time record a notice of lien for the purpose of further evidencing the lien established by this Special Warranty Deed, but neither the recording of, nor failure to record, any such notice of lien will affect the existence or priority of the lien granted herein.

Notwithstanding anything herein to the contrary, the sale of up to twenty-eight (28) residential units constructed upon the portion of the Property legally described on Exhibit "D" attached hereto and incorporated herein by reference (hereinafter the "Coach Home Parcel") shall not be subject to the marketing fee set forth hereinabove. Additionally, Grantor agrees that Grantee may construct upon the Coach Home Parcel up to twenty-eight (28) residential units in addition to the number of residential units that may be constructed upon the remaining portion of the Property in accordance with subparagraph (c) the Restrictive Covenants set forth hereinabove. In no event shall Grantee be permitted to construct more than twenty-eight (28) residential units on the Coach Home Parcel without first obtaining Grantor's prior written consent which may be granted or withheld in Grantor's sole discretion. Additionally, in the event Grantee constructs less than twenty-eight (28) residential units on the Coach Home Parcel, Grantee shall not be permitted to transfer any such unused density to the balance of the Property without first obtaining Grantor's prior written consent which may be granted or withheld in Grantor's sole discretion. Except as set forth in this paragraph, the Coach Home Parcel shall be subject to the remaining Restrictive Covenants set forth above.

Upon Grantee's violation of the Restrictive Covenants Grantor shall be entitled to all remedies provided by law including, but not limited to, injunctive relief.

Grantor and Grantee shall have the right to modify the Restrictive Covenants described hereinabove without the joinder or consent of any other parties.

1305701623

The Restrictive Covenants shall run with and burden the Land and be binding upon Grantee, its successors and assigns and all persons having any right, title or interest in any portion of the Property

IN WITNESS WHEREOF, Grantor has caused these presents to be executed the day and year first above written

Witnesses

FLORIDA DESIGN COMMUNITIES, INC., a Delaware corporation

[Handwritten Signature]
Name PAUL C. GARDNER
[Handwritten Signature]
Name C. Perry Peoples

By *[Handwritten Signature]*
Print Name: Jerry Starky
Print Title: President
Address: 2020 Clubhouse Drive
Sun City Center, FL 33573

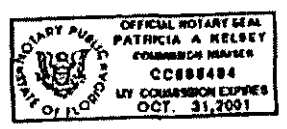
[Corporate Seal]

03057 P01521

STATE OF FLORIDA
COUNTY OF COLLIER

The foregoing instrument was acknowledged before me this 30th day of December, 1998, by Jerry Starky, as President of Florida Design Communities, Inc., a Florida corporation, on behalf of the corporation, who is personally known to me or has produced _____ as identification

[Handwritten Signature]
NOTARY PUBLIC
Name _____
Serial # _____
My Commission Expires _____



JOINDER OF GRANTEE

Grantee joins in this Special Warranty Deed for the sole purpose of acknowledging its consent to the amendment and restatement of the restrictive covenants applicable to the Grantee Land set forth in the Prior Deed

13057 1625

Witnesses

SHORES AT GULF HARBOUR LIMITED PARTNERSHIP, a Delaware limited partnership

By: RONTO DEVELOPMENTS OF FORT MYERS, INC., a Florida corporation, a general partner

[Signature]
Print Name: DR. J. C. BRUNN

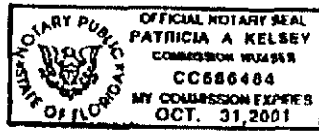
By: [Signature]
A Jack Solomon, President

[Signature]
Print Name: C. Peeples

STATE OF FLORIDA
COUNTY OF LEE

The foregoing instrument was acknowledged before me this 26th day of December, 1998, by A. JACK SCHWEN as PRESIDENT of Ronto Developments of Fort Myers, Inc., a general partner of Shores at Gulf Harbour Limited Partnership, a Delaware limited partnership, on behalf of the limited partnership and the corporation, who is personally known to me or has produced DRIVER'S LICENSE as identification

[Signature]
NOTARY PUBLIC
Name: _____
Serial #: _____
My Commission Expires _____



-AND-

By: WESTBROOK SHORES AT GULF HARBOUR, L.L.C., a Delaware limited liability company, a general partner

By: Westbrook Real Estate Fund II, L.P., its managing member

By: Westbrook Real Estate Partners Management II, L.L.C., its general partner

By: Westbrook Real Estate Partners, L.L.C., its managing member

By: J. H. Paul
Name: Jonathan H. Paul
Title: Managing Member

Marcella Vineis
Print Name: MARCELLA VINEIS

[Signature]
Print Name: CAVIN EYRE

213057 P31626

STATE OF ~~FLORIDA~~ New York
COUNTY OF New York

The foregoing instrument was acknowledged before me this 23rd day of December, 1998, by Jonathan H. Paul as Managing Member of Westbrook Real Estate Partners, L.L.C., managing member of Westbrook Real Estate Partners Management II, L.L.C., general partner of Westbrook Real Estate Fund II, L.P., managing member of Westbrook Shores at Gulf Harbour, L. L. C., a Delaware limited liability company, general partner of Shores at Gulf Harbour Limited Partnership, a Delaware limited partnership, on behalf of the limited partnership and the corporations, who is personally known to me or has produced _____ as identification.

MARCELLA VINEIS
Notary Public, State of New York
No. 01V15073040
Qualified in New York County
Commission Expires February 10, 1999

Marcella Vineis
NOTARY PUBLIC
Name: MARCELLA VINEIS
Serial #: 01V15073040
My Commission Expires: February 10, 1999

BBL5
SURVEYORS & MAPPERS INC.
1502-A RAIL HEAD BLVD.
NAPLES, FLORIDA 34110
TELEPHONE: 941-597-1315
FAX: 941-597-5207

THE SHORES AT GULF HARBOUR,
LEGAL DESCRIPTION

A PORTION OF TRACT "B" AND TRACT "E", GULF HARBOUR YACHT AND COUNTRY CLUB, ACCORDING TO THE PLAT THEREOF RECORDED IN PLAT BOOK 55, PAGES 6 THROUGH 27 OF THE PUBLIC RECORDS OF LEE COUNTY, FLORIDA, AND ALSO BEING A PORTION OF TRACT "A" OF HARBOUR LANDINGS AS RECORDED IN PLAT BOOK 57 PAGE 46 THROUGH 47 OF THE PUBLIC RECORDS OF LEE COUNTY, FLORIDA, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE NORTHEAST CORNER OF SECTION 30, TOWNSHIP 45 SOUTH, RANGE 24 EAST, THENCE S 00°23'09"E, A DISTANCE OF 100.54 FEET TO A POINT ON THE NORTHERLY LINE OF SAID TRACT "B", GULF HARBOUR YACHT AND COUNTRY CLUB, THENCE N 89°37'45"W, ALONG THE NORTHERLY LINE OF SAID TRACT B, A DISTANCE OF 137.11 FEET; THENCE S 01°12'19"E, A DISTANCE OF 240.00 FEET, THENCE S 63°33'37"E, A DISTANCE OF 31.21 FEET TO THE POINT OF BEGINNING OF THE PARCEL OF LAND HEREIN DESCRIBED; THENCE S 63°33'37"E, A DISTANCE OF 114.77 FEET; THENCE S 17°55'31"E, A DISTANCE OF 337.21 FEET TO THE POINT OF CURVATURE OF A CURVE TO THE RIGHT, HAVING: A RADIUS OF 560.00 FEET, A CENTRAL ANGLE OF 18°24'01", A CHORD BEARING OF S 08°43'31"E AND A CHORD LENGTH OF 179.07 FEET; THENCE ALONG THE ARC OF SAID CURVE, AN ARC LENGTH OF 179.84 FEET TO THE POINT OF TANGENCY OF SAID CURVE; THENCE S 00°28'30"W, A DISTANCE OF 366.30 FEET; THENCE N 87°41'33"W, A DISTANCE OF 194.82 FEET TO THE POINT OF CURVATURE OF A CURVE TO THE RIGHT, HAVING: A RADIUS OF 48.50 FEET, A CENTRAL ANGLE OF 50°54'36", A CHORD BEARING OF N 62°14'15"W AND A CHORD LENGTH OF 41.69 FEET; THENCE ALONG THE ARC OF SAID CURVE, AN ARC LENGTH OF 43.09 FEET TO THE POINT OF REVERSE CURVATURE OF A CURVE TO THE LEFT, HAVING: A RADIUS OF 53.00 FEET, A CENTRAL ANGLE OF 105°50'09", A CHORD BEARING OF N 89°42'02"W AND A CHORD LENGTH OF 84.56 FEET; THENCE ALONG THE ARC OF SAID CURVE, AN ARC LENGTH OF 97.90 FEET TO A POINT ON A CURVE TO THE RIGHT, HAVING: A RADIUS OF 190.00 FEET, A CENTRAL ANGLE OF 27°52'34", A CHORD BEARING OF N 57°24'27"W AND A CHORD LENGTH OF 91.51 FEET; THENCE ALONG THE ARC OF SAID CURVE, AN ARC LENGTH OF 92.42 FEET TO THE POINT OF REVERSE CURVATURE OF A CURVE TO THE LEFT, HAVING: A RADIUS OF 180.00 FEET, A CENTRAL ANGLE OF 41°39'02", A CHORD BEARING OF N 64°17'50"W AND A CHORD LENGTH OF 127.99 FEET; THENCE ALONG THE ARC OF SAID CURVE, AN ARC

43057 P.1627

33057 01628

LENGTH OF 130.85 FEET TO THE END OF SAID CURVE; THENCE N 87°49'38"W , A DISTANCE OF 105.41 FEET; THENCE N.00°31'48"E , A DISTANCE OF 166.37 FEET; THENCE N.10°17'49"W , A DISTANCE OF 129.09 FEET; THENCE N.23°47'00"W , A DISTANCE OF 104.95 FEET; THENCE N 30°50'10"W , A DISTANCE OF 224.82 FEET TO A POINT ON THE APPROXIMATE MEAN HIGH WATER LINE AS RECORDED IN OFFICIAL RECORDS BOOK 2877 AT PAGES 3051 THROUGH 3059 OF THE PUBLIC RECORDS OF LEE COUNTY, FLORIDA; THENCE S.88°28'45"E. ALONG SAID APPROXIMATE MEAN HIGH WATER LINE, A DISTANCE OF 15.20 FEET; THENCE N.66°21'23"E. ALONG SAID APPROXIMATE MEAN HIGH WATER LINE, A DISTANCE OF 18.20 FEET; THENCE N.25°53'23"E ALONG SAID APPROXIMATE MEAN HIGH WATER LINE, A DISTANCE OF 20.10 FEET; THENCE N.42°20'23"W. ALONG SAID APPROXIMATE MEAN HIGH WATER LINE, A DISTANCE OF 5.90 FEET; THENCE N.27°21'56"E. ALONG SAID APPROXIMATE MEAN HIGH WATER LINE A DISTANCE OF 58.00 FEET; THENCE N.28°27'06"E ALONG SAID APPROXIMATE MEAN HIGH WATER LINE, A DISTANCE OF 25.20 FEET; THENCE S 80°55'49"E , A DISTANCE OF 77.73 FEET; THENCE N.81°12'35"E , A DISTANCE OF 32.88 FEET; THENCE N.09°04'11"E , A DISTANCE OF 14.10 FEET; THENCE N.58°37'50"E , A DISTANCE OF 59.24 FEET; THENCE S.89°37'45"E , A DISTANCE OF 109.22 FEET; THENCE S.00°00'00"E , A DISTANCE OF 25.13 FEET; THENCE N.90°00'00"E , A DISTANCE OF 175.12 FEET; THENCE N 26°26'23"E , A DISTANCE OF 91.10 FEET TO THE POINT OF BEGINNING.

PARCEL CONTAINS 11.637 ACRES, MORE OR LESS.

BEARINGS REFER TO GULF HARBOUR YACHT AND COUNTRY CLUB, ACCORDING TO THE PLAT THEREOF RECORDED IN PLAT BOOK 55, AT PAGES 6 THROUGH 27 OF THE PUBLIC RECORDS OF LEE COUNTY, FLORIDA.

THIS PROPERTY IS SUBJECT TO EASEMENTS, RESERVATIONS OR RESTRICTIONS OF RECORD.

Kris A. Slosser 12/23/98
KRIS A. SLOSSER, STATE OF FLORIDA, (P.S.M. #5560)
BBL SURVEYORS & MAPPERS INC., (L.B. #6753)

INDIVIDUAL.SAM
PROOFED (JRH) 12/23/98

(SEE ATTACHED SKETCH)

EXHIBIT C

RBLS
SURVEYORS & MAPPERS INC.
1502-A RAIL HEAD BLVD.
NAPLES, FLORIDA 34110
TELEPHONE: 941-597-1315
FAX: 941-597-5207

THE SHORES AT GULF HARBOUR,
PHASE 2
LEGAL DESCRIPTION

A PORTION OF TRACT B AND TRACT E, GULF HARBOUR YACHT AND COUNTRY CLUB, ACCORDING TO THE PLAT THEREOF RECORDED IN PLAT BOOK 55, AT PAGES 6 THROUGH 27, OF THE PUBLIC RECORDS OF LEE COUNTY, FLORIDA, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE NORTHEAST CORNER OF SECTION 30, TOWNSHIP 45 SOUTH, RANGE 24 EAST; THENCE S.00°23'09"E, ALONG THE EASTERLY LINE OF SAID SECTION 30, A DISTANCE OF 100.54 FEET TO A POINT ON THE NORTHERLY LINE OF SAID TRACT B, GULF HARBOUR YACHT AND COUNTRY CLUB; THENCE N.89°37'45"W, ALONG THE NORTHERLY LINE OF SAID TRACT B, A DISTANCE OF 137.11 FEET; THENCE S.01°12'19"E, A DISTANCE OF 240.00 FEET; THENCE S.56°55'27"W, A DISTANCE OF 33.44 FEET; THENCE S.35°34'43"W, A DISTANCE OF 94.94 FEET TO THE POINT OF BEGINNING OF THE PARCEL OF LAND HEREIN DESCRIBED; THENCE S.04°06'22"E, A DISTANCE OF 39.30 FEET TO THE POINT OF CURVATURE OF A CURVE TO THE LEFT, HAVING: A RADIUS OF 174.00 FEET, A CENTRAL ANGLE OF 34°12'40", A CHORD BEARING OF S.21°12'42"E AND A CHORD LENGTH OF 102.36 FEET; THENCE ALONG THE ARC OF SAID CURVE, AN ARC LENGTH OF 103.89 FEET TO THE POINT OF TANGENCY OF SAID CURVE; THENCE S.38°19'02"E, A DISTANCE OF 36.42 FEET; THENCE S.87°24'02"W, A DISTANCE OF 96.89 FEET; THENCE S.38°50'06"W, A DISTANCE OF 128.82 FEET; THENCE S.87°24'02"W, A DISTANCE OF 238.28 FEET; THENCE N.30°50'10"W, A DISTANCE OF 191.03 FEET TO A POINT ON THE APPROXIMATE MEAN HIGH WATER LINE (NOT LOCATED); THENCE S.88°28'45"E, ALONG SAID APPROXIMATE MEAN HIGH WATER LINE, A DISTANCE OF 15.20 FEET; THENCE N.66°21'23"E, ALONG SAID APPROXIMATE MEAN HIGH WATER LINE, A DISTANCE OF 18.20 FEET; THENCE N.25°53'23"E, ALONG SAID APPROXIMATE MEAN HIGH WATER LINE, A DISTANCE OF 20.10 FEET; THENCE N.42°20'23"W, ALONG SAID APPROXIMATE MEAN HIGH WATER LINE, A DISTANCE OF 5.90 FEET; THENCE N.27°21'56"E, ALONG SAID APPROXIMATE MEAN HIGH WATER LINE, A DISTANCE OF 58.00 FEET; THENCE N.28°27'06"E, ALONG SAID APPROXIMATE MEAN HIGH WATER LINE, A DISTANCE OF 25.20 FEET; THENCE S.80°55'49"E, A DISTANCE OF 77.73 FEET; THENCE N.81°12'35"E, A DISTANCE OF 32.88 FEET; THENCE N.09°04'11"E, A DISTANCE OF

93057 01631

14.10 FEET, THENCE N.58°37'50"E., A DISTANCE OF 59.24 FEET, THENCE S.89°37'45"E., A DISTANCE OF 109.22 FEET, THENCE S.00°00'00"E., A DISTANCE OF 25.13 FEET, THENCE N.90°00'00"E., A DISTANCE OF 104.48 FEET TO THE POINT OF BEGINNING, PARCEL CONTAINS 2.46 ACRES, MORE OR LESS.

BEARINGS REFER TO GULF HARBOUR YACHT AND COUNTRY CLUB, ACCORDING TO THE PLAT THEREOF RECORDED IN PLAT BOOK 55, AT PAGES 6 THROUGH 27 OF THE PUBLIC RECORDS OF LEE COUNTY, FLORIDA.

THIS PROPERTY IS SUBJECT TO EASEMENTS, RESERVATIONS OR RESTRICTIONS OF RECORD


12/23/98
KRIS A SLOSSER, STATE OF FLORIDA, (P.S.M. #5560)
BBL SURVEYORS & MAPPERS INC., (L.B. #6753)

PHASE 5A
PROOFED DRG 12/23/98

130571632

(SEE ATTACHED SKETCH)

**BBLS
SURVEYORS & MAPPERS INC.
1502-A RAIL HEAD BLVD.
NAPLES, FLORIDA 34110
TELEPHONE: 941-597-1315
FAX: 941-597-5207**

**THE SHORES AT GULF HARBOUR,
COACH HOME PARCEL (PHASE 5)
LEGAL DESCRIPTION**

A PORTION OF TRACT B, GULF HARBOUR YACHT AND COUNTRY CLUB,
ACCORDING TO THE PLAT THEREOF RECORDED IN PLAT BOOK 55, AT PAGES 6
THROUGH 27 AND OF THE PUBLIC RECORDS OF LEE COUNTY, FLORIDA, BEING
MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE NORTHEAST CORNER OF SECTION 30, TOWNSHIP 45
SOUTH, RANGE 24 EAST; THENCE S.00°23'09"E., ALONG THE EASTERLY LINE OF
SAID SECTION 30, A DISTANCE OF 100.54 FEET TO A POINT ON THE NORTHERLY
LINE OF SAID TRACT B, GULF HARBOUR YACHT AND COUNTRY CLUB; THENCE
N.89°37'45"W., ALONG THE NORTHERLY LINE OF SAID TRACT B, A DISTANCE OF
137.11 FEET; THENCE S.01°12'19"E., A DISTANCE OF 240.00 FEET TO THE POINT OF
BEGINNING OF THE PARCEL OF LAND HEREIN DESCRIBED; THENCE S.63°33'37"E.,
A DISTANCE OF 145.98 FEET; THENCE S.17°55'31"E., A DISTANCE OF 337.21 FEET TO
THE POINT OF CURVATURE OF A CURVE TO THE RIGHT, HAVING: A RADIUS OF
560.00 FEET, A CENTRAL ANGLE OF 18°24'01", A CHORD BEARING OF S.08°43'31"E.
AND A CHORD LENGTH OF 179.07 FEET; THENCE ALONG THE ARC OF SAID CURVE,
AN ARC LENGTH OF 179.84 FEET TO THE POINT OF TANGENCY OF SAID CURVE;
THENCE S.00°28'30"W., A DISTANCE OF 366.30 FEET; THENCE N.87°41'33"W., A
DISTANCE OF 194.82 FEET TO THE POINT OF CURVATURE OF A CURVE TO THE
RIGHT, HAVING: A RADIUS OF 48.50 FEET, A CENTRAL ANGLE OF 20°46'44", A
CHORD BEARING OF N.77°18'11"W. AND A CHORD LENGTH OF 17.49 FEET; THENCE
ALONG THE ARC OF SAID CURVE, AN ARC LENGTH OF 17.59 FEET TO A POINT ON
A CURVE TO THE RIGHT, HAVING: A RADIUS OF 98.00 FEET, A CENTRAL ANGLE
OF 11°04'52", A CHORD BEARING OF N.43°55'21"E. AND A CHORD LENGTH OF 18.92
FEET; THENCE ALONG THE ARC OF SAID CURVE, AN ARC LENGTH OF 18.95 FEET
TO THE POINT OF REVERSE CURVATURE OF A CURVE TO THE LEFT, HAVING: A
RADIUS OF 230.00 FEET, A CENTRAL ANGLE OF 02°22'34", A CHORD BEARING OF
N.48°16'30"E. AND A CHORD LENGTH OF 9.54 FEET; THENCE ALONG THE ARC OF
SAID CURVE, AN ARC LENGTH OF 9.54 FEET TO THE POINT OF COMPOUND
CURVATURE OF A CURVE TO THE LEFT, HAVING: A RADIUS OF 116.00 FEET, A
CENTRAL ANGLE OF 25°13'32", A CHORD BEARING OF N.34°28'27"E. AND A CHORD
LENGTH OF 50.66 FEET; THENCE ALONG THE ARC OF SAID CURVE, AN ARC

13057 101631

63057 161635

LENGTH OF 51.07 FEET TO A POINT ON A CURVE TO THE LEFT, HAVING: A RADIUS OF 417.44 FEET, A CENTRAL ANGLE OF 19°57'10", A CHORD BEARING OF N 13°41'51"E. AND A CHORD LENGTH OF 144.64 FEET; THENCE ALONG THE ARC OF SAID CURVE, AN ARC LENGTH OF 145.37 FEET TO A POINT ON A CURVE TO THE LEFT, HAVING: A RADIUS OF 191.00 FEET, A CENTRAL ANGLE OF 21°00'14", A CHORD BEARING OF N.05°04'17"W. AND A CHORD LENGTH OF 69.63 FEET; THENCE ALONG THE ARC OF SAID CURVE, AN ARC LENGTH OF 70.02 FEET TO THE POINT OF TANGENCY OF SAID CURVE; THENCE N.15°34'24"W., A DISTANCE OF 101.71 FEET TO THE POINT OF CURVATURE OF A CURVE TO THE RIGHT, HAVING: A RADIUS OF 286.00 FEET, A CENTRAL ANGLE OF 11°31'25", A CHORD BEARING OF N.09°48'42"W. AND A CHORD LENGTH OF 57.42 FEET; THENCE ALONG THE ARC OF SAID CURVE, AN ARC LENGTH OF 57.52 FEET TO THE POINT OF TANGENCY OF SAID CURVE; THENCE N.04°02'59"W., A DISTANCE OF 86.50 FEET TO THE POINT OF CURVATURE OF A CURVE TO THE LEFT, HAVING: A RADIUS OF 127.00 FEET, A CENTRAL ANGLE OF 43°35'08", A CHORD BEARING OF N.25°50'34"W. AND A CHORD LENGTH OF 94.30 FEET; THENCE ALONG THE ARC OF SAID CURVE, AN ARC LENGTH OF 96.61 FEET TO THE POINT OF REVERSE CURVATURE OF A CURVE TO THE RIGHT, HAVING: A RADIUS OF 856.87 FEET, A CENTRAL ANGLE OF 05°11'46", A CHORD BEARING OF N.45°02'15"W. AND A CHORD LENGTH OF 77.68 FEET; THENCE ALONG THE ARC OF SAID CURVE, AN ARC LENGTH OF 77.71 FEET TO THE POINT OF COMPOUND CURVATURE OF A CURVE TO THE RIGHT, HAVING: A RADIUS OF 86.00 FEET, A CENTRAL ANGLE OF 04°07'19", A CHORD BEARING OF N.40°22'42"W. AND A CHORD LENGTH OF 6.19 FEET; THENCE ALONG THE ARC OF SAID CURVE, AN ARC LENGTH OF 6.19 FEET TO THE POINT OF TANGENCY OF SAID CURVE; THENCE N.38°19'02"W., A DISTANCE OF 38.78 FEET TO THE POINT OF CURVATURE OF A CURVE TO THE RIGHT, HAVING: A RADIUS OF 174.00 FEET, A CENTRAL ANGLE OF 34°12'40", A CHORD BEARING OF N.21°12'42"W. AND A CHORD LENGTH OF 102.36 FEET; THENCE ALONG THE ARC OF SAID CURVE, AN ARC LENGTH OF 103.89 FEET TO THE POINT OF TANGENCY OF SAID CURVE; THENCE N.04°06'22"W., A DISTANCE OF 39.30 FEET; THENCE N.35°34'38"E., A DISTANCE OF 94.94 FEET; THENCE N.56°55'27"E., A DISTANCE OF 33.44 FEET TO THE POINT OF BEGINNING, PARCEL CONTAINS 3.61 ACRES, MORE OR LESS.

BEARINGS REFER TO GULF HARBOUR YACHT AND COUNTRY CLUB, ACCORDING TO THE PLAT THEREOF RECORDED IN PLAT BOOK 55, AT PAGES 6 THROUGH 27 OF THE PUBLIC RECORDS OF LEE COUNTY, FLORIDA.

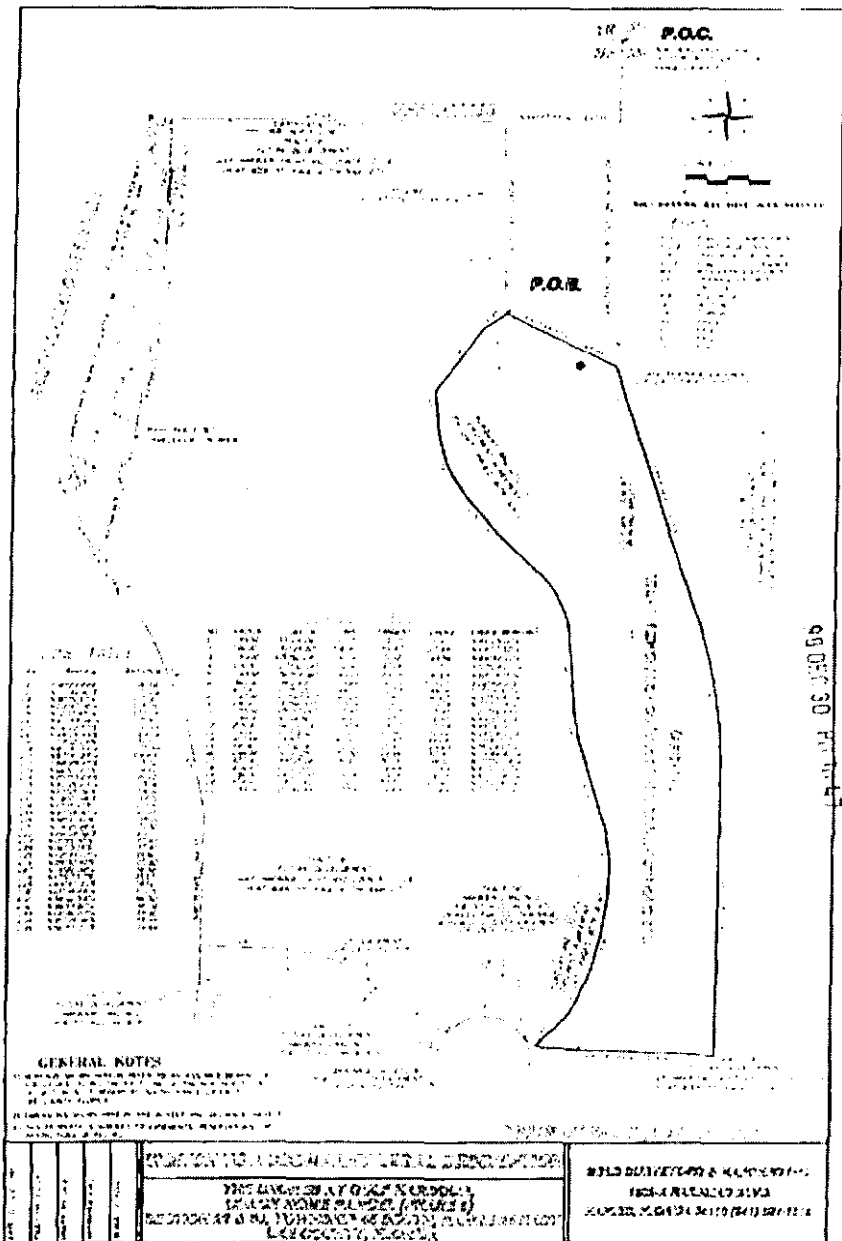
THIS PROPERTY IS SUBJECT TO EASEMENTS, RESERVATIONS OR RESTRICTIONS
OF RECORD.

Kris A. Slosser 12/23/98
KRIS A. SLOSSER, STATE OF FLORIDA, (P.S.M. #5560)
BBL SURVEYORS & MAPPERS INC., (L.B. #6753)

PLASEJ NAM
PROFEU DRB 12/23/98

63057 P 1636

(SEE ATTACHED SKETCH)



03057 011637

MARKLE GREEN, CLERK
LEWIS, MISSISSIPPI

09 057 30 111637

GENERAL NOTES

1. THIS MAP IS A REPRODUCTION OF THE ORIGINAL SURVEY MAP AND IS NOT TO BE USED AS A BASIS FOR ANY OTHER SURVEY OR AS A BASIS FOR ANY OTHER PURPOSE.

<p>THE LANDS OF THE STATE OF MISSISSIPPI DEPARTMENT OF REVENUE AND TAXATION JACKSON, MISSISSIPPI</p>	<p>FIELD SURVEYORS & MAPPING ENGINEERS 1824-A BROADWAY JACKSON, MISSISSIPPI 39201-1114</p>
--	--

4064



Florida Power & Light Company
15834 Winkler Road
Fort Myers, FL 33908
(239) 415-1326

May 18, 2002

Ms. Linda Stewart
Banks Engineering, Inc.
10511 Six Mile Cypress Parkway
Fort Myers, FL 33912

RE: GULF HARBOUR YACHT & RACQUET CLUB
(PLAT BOOK 57, PAGE 47)
PETITION TO VACATE A PORTION OF A ROW EASEMENT

Dear Ms. Stewart:

I have reviewed your request to vacate a portion of a right of way easement at the Gulf Harbour Yacht & Racquet Club and offer the following comments:

Florida Power & Light Company has "No Objection" to the vacation of said easement. Our existing underground electric facilities lie within a Platted P.U.E.

If you have any questions, please feel free to call me at (239) 415-1326.

Yours truly,

A handwritten signature in cursive script, appearing to read "John W. Hahn".

John W. Hahn
Senior System Project Manager

Attachments

1259



Box 570
Fort Myers, Florida 33902-0570

May 17, 2002

Banks Engineering Inc.
105011 Six Mile Cypress Parkway, Suite 101
Fort Myers, Florida 33912

Attn: Linda Stewart

RE: Gulf Harbour Yacht & Racquet Club
(Plat Book 57, Page 47)
Petition to Vacate a Portion of a Right of Way Easement

Dear Ms. Stewart:

Sprint-Florida Incorporated has reviewed the plans for the above referenced proposal. Based on the review of the request, we do not have any objections to the vacation of the road right-of-way easement on the northern end of Harbour Landings Drive.

If you should have any questions or require additional information, please give me a call at (239) 336-2030.

Sincerely,
Sprint-Florida Incorporated

A handwritten signature in cursive script that reads "Jack H. Mitchell".

Jack H. Mitchell
Network Engineer I

cc: File



BOARD OF COUNTY COMMISSIONERS

Writer's Direct Dial Number: (941)479-8531

Bob Janes
District One

June 7, 2002

Douglas R. St. Cemy
District Two

Linda Stewart

Ray Judah
District Three

Banks Engineering
10511 Six Mile Cypress Parkway, Suite 101
Fort Myers, FL 33912

Andrew W. Coy
District Four

John E. Albion
District Five

**SUBJECT: PETITION TO VACATE A PORTION OF A RIGHT-OF-WAY
STRAP #: 30-45-24-07-0000B.0030
THE SHORES @ GULF HARBOUR**

Donald D. Stilwell
County Manager

James G. Yaeger
County Attorney

Dear Ms. Stewart:

Diana M. Parker
County Hearing Examiner

Lee County Utilities is in receipt of your letter and associated attachments concerning the Petition to Vacate a portion of the existing Harbour Landing Drive right-of-way easement as described in Plat Book 57, Page 47 of Lee County Public Records. Lee County Utilities has reviewed your request and currently has no objection to the proposed vacation.

However, please be advised that record drawings indicate that Lee County Utilities owns and maintains potable water and sanitary sewer facilities within or near the easement to be vacated. Lee County Utilities' position of 'No Objection' is based in part, on the belief that those facilities are located within existing recorded easements across and/or over the portion of the right-of-way easement to be vacated.

Existing recorded easements are to remain intact including but not limited to the following: Roadway and Utility Easement Agreement as recorded in O.R. Book 2877, Pages 3078-3094 of Lee County Public Records, Perpetual Utility Easement Grant and Indemnity Agreement as recorded in O.R. Book 3232, Pages 2990-2995 of Lee County Public Records and Exclusive and Perpetual Water Pipeline Easement Grant as recorded in O.R. Book 3089, Pages 1961-1977.

If you should have any questions, or require further assistance, please do not hesitate to contact our office at 479-8531.

Sincerely,

LEE COUNTY UTILITIES

Terry A. Kelley
Utilities Engineering Technician III
Utilities Engineering Division

cc: Don Blackburn, Development Services
Margaret Lawson, LDOT
Correspondence File

SAUTILS\Eng\TAK\LETTERS\VAC\FY 2002\Banks Eng - The Shores @ Gulf Harbour - Harbour Landings Dr. R-O-W.doc



301 Tower Road
Naples, FL 34113
Telephone: 941-732-3819
FAX: 941-992-1289

May 21, 2002

Linda Stewart
Banks Engineering, Inc.
10511 Six Mile Cypress Parkway, Suite 101
Fort Myers, FL 33912

Re: Request for a Letter of Review and Recommendation on a Proposed
Easement Vacation of the Following Location:
Gulf Harbour Yacht & Racquet Club (Plat Book 57, Page 47)

Dear Linda,

Comcast has no existing Utilities in the above referenced location and has no objection with the vacation of the above referenced Utility Easement.

Sincerely,

A handwritten signature in cursive script that reads "Scott Miller".

Scott Miller
Design Coordinator



BOARD OF COUNTY COMMISSIONERS

479-8355

Writer's Direct Dial Number:

Bob Janez
District One

Douglas H. 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

July 30, 2002

**Ms. Linda Stewart
Banks Engineering, Inc.
10511 Six Mile Cypress Parkway
Suite 101
Ft Myers, Florida 33912**

**Re: Recommendation for proposed vacation of Right-of-Way Easement
located on Harbour Landings Drive, Plat Book 57, Pages 46 & 47 of the
Records of Lee County, Florida.
VAC2002-00029**

Dear Ms. Stewart:

This office has received your request to vacate a portion of the Right-of-Way Easement in Tract A, Harbour Landings, a Subdivision of Gulf Harbour, according to the Plat thereof recorded in Plat Book 57, Pages 46 & 47 of the Public Records of Lee County, Florida.

You indicate that this Right-of-Way Easement is no longer required at this location because of modified plans at The Shores, a Gulf Harbour Development. Based on a review of the information provided and our subsequent research, this office has no objection to the proposed vacation.

Sincerely,

**DEPARTMENT OF COMMUNITY DEVELOPMENT
Development Services Division**

**Peter J. Eckenrode
Director**

PJE/rlm

U:\200207\VAC20020.00219\D&PUE.WPD



LEE COUNTY
SOUTHWEST FLORIDA

(941) 479-8124

BOARD OF COUNTY COMMISSIONERS

Writer's Direct Dial Number: _____

Tuesday, August 20, 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

Ms. Linda Stewart
Banks Engineering
10511 Six Mile Cypress Parkway
Fort Myers Beach, FL 33912

Re: Petition to Vacate a portion of a right of way easement in Gulf Harbour Yacht and Racquet Club Subdivision as recorded in Plat Book 57 at Page 47, Public Records of Lee County, Florida.

Dear Ms. Stewart:

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

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

Regards,

LEE COUNTY PUBLIC WORKS DEPARTMENT

Allen L. Davies, Jr.
Natural Resources Division

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

S:\NATRES\SURFACE\DOCUMENT\vac275.doc



BOARD OF COUNTY COMMISSIONERS

Writer's Direct Dial Number: 479-8580

Bob James
District One

May 28, 2002

Douglas B. St. Cerny
District Two

Ray Judah
District Three

Ms. Linda Stewart
Banks Engineering, Inc.
10511 Six Mile Cypress Parkway
Suite 101
Fort Myers, FL 33912

Andrew W. Coy
District Four

John L. Albon
District Five

Donald D. Stilwell
County Manager

**RE: Petition to Vacate
A Portion of Harbour Landings Drive
Gulf Harbour Yacht & Racquet Club
Plat Book 57, page 47
Section 30, Township 45, Range 24**

James G. Yaeger
County Attorney

Diana M. Parker
County Hearing Examiner

Dear Ms. Stewart:

Lee County Department of Transportation has reviewed the referenced petition to vacate submittal. Gulf Landings Drive is described on the Plat of Harbour Landings as Tract A, an ingress/egress drainage and public utility easement. Harbour Landings is not maintained by Lee County Department of Transportation; therefore, DOT offers no objection to the vacation.

I trust this letter sufficiently responds to your request for review, and should you have any questions please do not hesitate to contact me.

Yours very truly,

DEPARTMENT OF TRANSPORTATION

Margaret Lawson
Right-of-way Supervisor

MAL/mlb

Cc: Don Blackburn, Development Services
Terry Kelley, Lee County Utilities
DOT PTV File Harbour Landings Drive, Gulf Harbour Yacht & Racquet Club



Florida Department of Transportation
JEB BUSH
GOVERNOR

THOMAS F. BARRY, JR.
SECRETARY

August 8, 2002

Banks Engineering, Inc.
10511 Six Mile Cypress Parkway, Suite 101
Fort Myers, Florida 33912

ATTN: Linda Stewart

RE: Gulf Harbor Yacht & Racquet Club / Vacate Right Of Easement

Dear Ms. Stewart,

We have completed our review of the above referenced project and have the following comments:

- < The Florida Department of Transportation has no objection to vacate this portion of right-of way/ easement located on Harbor Landings Drive, Plat 57, Page 47.

If you have any questions, you may contact me at (239) 656-7810.

Sincerely,

Lisa G. Tucker
Permits Engineer

LGT/lgt
H:\maint\permits\comments\gulfharbor.ltr

**RESOLUTION NO. _____ TO SET PUBLIC HEARING
FOR PETITION TO VACATE Case Number: VAC2002-00029**

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

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

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

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

1. A Public Hearing on Petition to Vacate No. VAC2002-00029 is set for the
_____ in the Lee County Commission Chambers.
2. A Notice of Public Hearing on this Petition to Vacate will be published in
accordance with the Lee County Administrative Code.

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

ATTEST:
CHARLIE GREEN, CLERK

BOARD OF COUNTY
COMMISSIONERS OF
LEE COUNTY, FLORIDA

Deputy Clerk Signature

Chairman Signature

Please Print Name

Please Print Name

APPROVED AS TO FORM

County Attorney Signature

Please Print Name

BBLs
SURVEYORS & MAPPERS INC.
1502-A RAILHEAD BLVD.
NAPLES, FLORIDA 34110
TELEPHONE: 941-597-1315
FAX: (941) 597-5207

LEGAL DESCRIPTION
A PORTION OF
TRACT "A" TO BE VACATED

A PORTION OF TRACT A, HARBOUR LANDINGS, ACCORDING TO THE PLAT THEREOF RECORDED IN PLAT BOOK 57 AT PAGES 46 THROUGH 47 OF THE PUBLIC RECORDS OF LEE COUNTY, FLORIDA, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS;

BEGINNING AT THE NORTHEASTERLY CORNER OF SAID TRACT A; THENCE S.03°02'24"E., ALONG THE EASTERLY LINE OF SAID TRACT A, A DISTANCE OF 51.11 FEET TO THE POINT OF CURVATURE OF A CURVE TO THE LEFT, HAVING: A RADIUS OF 87.00 FEET, A CENTRAL ANGLE OF 27°42'36", A CHORD BEARING OF S.16°53'42"E. AND A CHORD LENGTH OF 41.67 FEET; THENCE ALONG SAID EASTERLY LINE AND THE ARC OF SAID CURVE, AN ARC LENGTH OF 42.08 FEET TO THE POINT OF CURVATURE OF A CURVE TO THE RIGHT, HAVING: A RADIUS OF 55.50 FEET, A CENTRAL ANGLE OF 05°37'25", A CHORD BEARING OF S.27°56'13"E. AND A CHORD LENGTH OF 5.45 FEET; THENCE ALONG SAID EASTERLY LINE AND THE ARC OF SAID CURVE, AN ARC LENGTH OF 5.45 FEET TO THE POINT OF CURVATURE OF A CURVE TO THE RIGHT, HAVING: A RADIUS OF 48.50 FEET, A CENTRAL ANGLE OF 13°24'26", A CHORD BEARING OF N.43°29'10"W. AND A CHORD LENGTH OF 11.32 FEET; THENCE ALONG THE ARC OF SAID CURVE, AN ARC LENGTH OF 11.35 FEET TO THE POINT OF REVERSE CURVATURE OF A CURVE TO THE LEFT, HAVING: A RADIUS OF 53.00 FEET, A CENTRAL ANGLE OF 105°50'09", A CHORD BEARING OF N.89°42'01"W. AND A CHORD LENGTH OF 84.56 FEET; THENCE ALONG THE ARC OF SAID CURVE, AN ARC LENGTH OF 97.90 FEET TO THE POINT OF CURVATURE OF A CURVE TO THE RIGHT, HAVING: A RADIUS OF 190.00 FEET, A CENTRAL ANGLE OF 00°58'33", A CHORD BEARING OF N.70°51'17"W. AND A CHORD LENGTH OF 3.24 FEET; THENCE ALONG THE ARC OF SAID CURVE, AN ARC LENGTH OF 3.24 FEET TO THE WESTERLY LINE OF SAID TRACT A, THE SAME BEING THE POINT OF CURVATURE OF A CURVE TO THE LEFT, HAVING: A RADIUS OF 117.00 FEET, A CENTRAL ANGLE OF 21°51'29", A CHORD BEARING OF N.15°18'42"E. AND A CHORD LENGTH OF

44.36 FEET; THENCE ALONG SAID WESTERLY LINE AND THE ARC OF SAID CURVE, AN ARC LENGTH OF 44.64 FEET TO THE END OF SAID CURVE; THENCE N.04°22'57"E., ALONG SAID WESTERLY LINE, A DISTANCE OF 37.19 FEET; THENCE N.84°28'49"E., ALONG THE NORTHERLY LINE OF SAID TRACT A, A DISTANCE OF 63.78 FEET TO THE **POINT OF BEGINNING**.

PARCEL CONTAINS 0.11 ACRES, MORE OR LESS.

BEARINGS SHOWN HEREON REFER TO HARBOUR LANDINGS, ACCORDING TO THE PLAT THEREOF RECORDED IN PLAT BOOK 57 AT PAGES 46 THROUGH 47 OF THE PUBLIC RECORDS OF LEE COUNTY, FLORIDA..

THIS PROPERTY IS SUBJECT TO EASEMENTS, RESTRICTIONS AND RESERVATIONS OF RECORD.


03/26/02
STEPHEN E. BERRY, STATE OF FLORIDA, (L.S. #5296)
BBL SURVEYORS & MAPPERS INC., (L.B. #6753)

W:\LEGAL\AID DESCRIPTIONS\9825\TRACTA TO BE VACATED.LWP

PROOFED BY SJB

(SEE ATTACHED SKETCH- TRACT A TO BE VACATED.dwg)

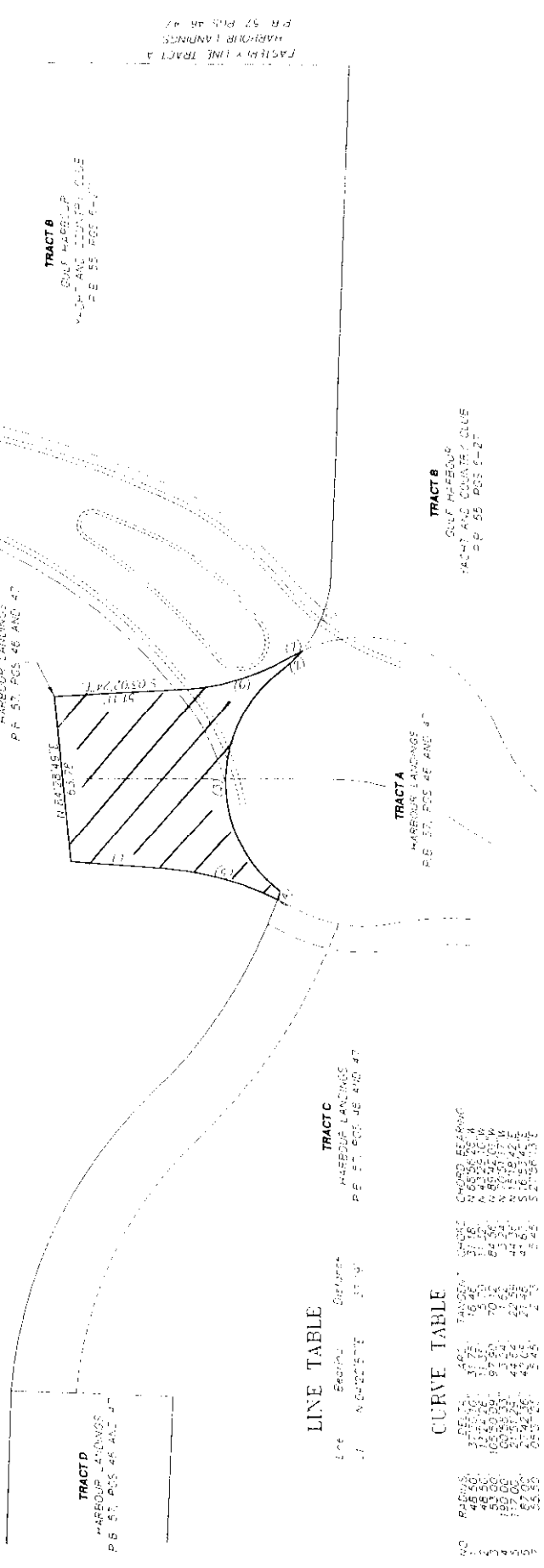
Exhibit "A" 2 OF 3

LEGEND

POB POINT OF COMMENCEMENT
 P.C. POINT OF CURVATURE
 P.T. POINT OF TANGENCY
 C.P. CURVE POINT
 C.L. CURVE LINE
 L.I. LINE IDENTIFICATION
 P.B. PLAT BOOK
 P.P. PAGE
 NO. NUMBER
 BLVD. BOULEVARD



SCALE 1" = 40'
 0 10 20 30 40 50
 FEET
 THIS DRAWING HAS NOT BEEN RECORDED



LINE TABLE

LINE NO.	BEARING	DISTANCE	REMARKS
1	N 63° 15' 00\"	11.14	TRACT C HARBOUR LANDINGS P.B. 57, PAGES 46 AND 47
2	S 88° 00' 00\"	11.14	TRACT C HARBOUR LANDINGS P.B. 57, PAGES 46 AND 47
3	S 88° 00' 00\"	11.14	TRACT C HARBOUR LANDINGS P.B. 57, PAGES 46 AND 47
4	S 88° 00' 00\"	11.14	TRACT C HARBOUR LANDINGS P.B. 57, PAGES 46 AND 47
5	S 88° 00' 00\"	11.14	TRACT C HARBOUR LANDINGS P.B. 57, PAGES 46 AND 47
6	S 88° 00' 00\"	11.14	TRACT C HARBOUR LANDINGS P.B. 57, PAGES 46 AND 47
7	S 88° 00' 00\"	11.14	TRACT C HARBOUR LANDINGS P.B. 57, PAGES 46 AND 47
8	S 88° 00' 00\"	11.14	TRACT C HARBOUR LANDINGS P.B. 57, PAGES 46 AND 47
9	S 88° 00' 00\"	11.14	TRACT C HARBOUR LANDINGS P.B. 57, PAGES 46 AND 47
10	S 88° 00' 00\"	11.14	TRACT C HARBOUR LANDINGS P.B. 57, PAGES 46 AND 47
11	S 88° 00' 00\"	11.14	TRACT C HARBOUR LANDINGS P.B. 57, PAGES 46 AND 47
12	S 88° 00' 00\"	11.14	TRACT C HARBOUR LANDINGS P.B. 57, PAGES 46 AND 47
13	S 88° 00' 00\"	11.14	TRACT C HARBOUR LANDINGS P.B. 57, PAGES 46 AND 47
14	S 88° 00' 00\"	11.14	TRACT C HARBOUR LANDINGS P.B. 57, PAGES 46 AND 47
15	S 88° 00' 00\"	11.14	TRACT C HARBOUR LANDINGS P.B. 57, PAGES 46 AND 47
16	S 88° 00' 00\"	11.14	TRACT C HARBOUR LANDINGS P.B. 57, PAGES 46 AND 47
17	S 88° 00' 00\"	11.14	TRACT C HARBOUR LANDINGS P.B. 57, PAGES 46 AND 47
18	S 88° 00' 00\"	11.14	TRACT C HARBOUR LANDINGS P.B. 57, PAGES 46 AND 47
19	S 88° 00' 00\"	11.14	TRACT C HARBOUR LANDINGS P.B. 57, PAGES 46 AND 47
20	S 88° 00' 00\"	11.14	TRACT C HARBOUR LANDINGS P.B. 57, PAGES 46 AND 47
21	S 88° 00' 00\"	11.14	TRACT C HARBOUR LANDINGS P.B. 57, PAGES 46 AND 47
22	S 88° 00' 00\"	11.14	TRACT C HARBOUR LANDINGS P.B. 57, PAGES 46 AND 47
23	S 88° 00' 00\"	11.14	TRACT C HARBOUR LANDINGS P.B. 57, PAGES 46 AND 47
24	S 88° 00' 00\"	11.14	TRACT C HARBOUR LANDINGS P.B. 57, PAGES 46 AND 47
25	S 88° 00' 00\"	11.14	TRACT C HARBOUR LANDINGS P.B. 57, PAGES 46 AND 47
26	S 88° 00' 00\"	11.14	TRACT C HARBOUR LANDINGS P.B. 57, PAGES 46 AND 47
27	S 88° 00' 00\"	11.14	TRACT C HARBOUR LANDINGS P.B. 57, PAGES 46 AND 47
28	S 88° 00' 00\"	11.14	TRACT C HARBOUR LANDINGS P.B. 57, PAGES 46 AND 47
29	S 88° 00' 00\"	11.14	TRACT C HARBOUR LANDINGS P.B. 57, PAGES 46 AND 47
30	S 88° 00' 00\"	11.14	TRACT C HARBOUR LANDINGS P.B. 57, PAGES 46 AND 47
31	S 88° 00' 00\"	11.14	TRACT C HARBOUR LANDINGS P.B. 57, PAGES 46 AND 47
32	S 88° 00' 00\"	11.14	TRACT C HARBOUR LANDINGS P.B. 57, PAGES 46 AND 47
33	S 88° 00' 00\"	11.14	TRACT C HARBOUR LANDINGS P.B. 57, PAGES 46 AND 47
34	S 88° 00' 00\"	11.14	TRACT C HARBOUR LANDINGS P.B. 57, PAGES 46 AND 47
35	S 88° 00' 00\"	11.14	TRACT C HARBOUR LANDINGS P.B. 57, PAGES 46 AND 47
36	S 88° 00' 00\"	11.14	TRACT C HARBOUR LANDINGS P.B. 57, PAGES 46 AND 47
37	S 88° 00' 00\"	11.14	TRACT C HARBOUR LANDINGS P.B. 57, PAGES 46 AND 47
38	S 88° 00' 00\"	11.14	TRACT C HARBOUR LANDINGS P.B. 57, PAGES 46 AND 47
39	S 88° 00' 00\"	11.14	TRACT C HARBOUR LANDINGS P.B. 57, PAGES 46 AND 47
40	S 88° 00' 00\"	11.14	TRACT C HARBOUR LANDINGS P.B. 57, PAGES 46 AND 47
41	S 88° 00' 00\"	11.14	TRACT C HARBOUR LANDINGS P.B. 57, PAGES 46 AND 47
42	S 88° 00' 00\"	11.14	TRACT C HARBOUR LANDINGS P.B. 57, PAGES 46 AND 47
43	S 88° 00' 00\"	11.14	TRACT C HARBOUR LANDINGS P.B. 57, PAGES 46 AND 47
44	S 88° 00' 00\"	11.14	TRACT C HARBOUR LANDINGS P.B. 57, PAGES 46 AND 47
45	S 88° 00' 00\"	11.14	TRACT C HARBOUR LANDINGS P.B. 57, PAGES 46 AND 47
46	S 88° 00' 00\"	11.14	TRACT C HARBOUR LANDINGS P.B. 57, PAGES 46 AND 47
47	S 88° 00' 00\"	11.14	TRACT C HARBOUR LANDINGS P.B. 57, PAGES 46 AND 47
48	S 88° 00' 00\"	11.14	TRACT C HARBOUR LANDINGS P.B. 57, PAGES 46 AND 47
49	S 88° 00' 00\"	11.14	TRACT C HARBOUR LANDINGS P.B. 57, PAGES 46 AND 47
50	S 88° 00' 00\"	11.14	TRACT C HARBOUR LANDINGS P.B. 57, PAGES 46 AND 47

CURVE TABLE

NO.	RADIUS	ARC LENGTH	CHORD BEARING	CHORD BEARING
1	45.00	11.14	N 63° 15' 00\"	N 63° 15' 00\"
2	45.00	11.14	S 88° 00' 00\"	S 88° 00' 00\"
3	45.00	11.14	S 88° 00' 00\"	S 88° 00' 00\"
4	45.00	11.14	S 88° 00' 00\"	S 88° 00' 00\"
5	45.00	11.14	S 88° 00' 00\"	S 88° 00' 00\"
6	45.00	11.14	S 88° 00' 00\"	S 88° 00' 00\"
7	45.00	11.14	S 88° 00' 00\"	S 88° 00' 00\"
8	45.00	11.14	S 88° 00' 00\"	S 88° 00' 00\"
9	45.00	11.14	S 88° 00' 00\"	S 88° 00' 00\"
10	45.00	11.14	S 88° 00' 00\"	S 88° 00' 00\"
11	45.00	11.14	S 88° 00' 00\"	S 88° 00' 00\"
12	45.00	11.14	S 88° 00' 00\"	S 88° 00' 00\"
13	45.00	11.14	S 88° 00' 00\"	S 88° 00' 00\"
14	45.00	11.14	S 88° 00' 00\"	S 88° 00' 00\"
15	45.00	11.14	S 88° 00' 00\"	S 88° 00' 00\"
16	45.00	11.14	S 88° 00' 00\"	S 88° 00' 00\"
17	45.00	11.14	S 88° 00' 00\"	S 88° 00' 00\"
18	45.00	11.14	S 88° 00' 00\"	S 88° 00' 00\"
19	45.00	11.14	S 88° 00' 00\"	S 88° 00' 00\"
20	45.00	11.14	S 88° 00' 00\"	S 88° 00' 00\"
21	45.00	11.14	S 88° 00' 00\"	S 88° 00' 00\"
22	45.00	11.14	S 88° 00' 00\"	S 88° 00' 00\"
23	45.00	11.14	S 88° 00' 00\"	S 88° 00' 00\"
24	45.00	11.14	S 88° 00' 00\"	S 88° 00' 00\"
25	45.00	11.14	S 88° 00' 00\"	S 88° 00' 00\"
26	45.00	11.14	S 88° 00' 00\"	S 88° 00' 00\"
27	45.00	11.14	S 88° 00' 00\"	S 88° 00' 00\"
28	45.00	11.14	S 88° 00' 00\"	S 88° 00' 00\"
29	45.00	11.14	S 88° 00' 00\"	S 88° 00' 00\"
30	45.00	11.14	S 88° 00' 00\"	S 88° 00' 00\"
31	45.00	11.14	S 88° 00' 00\"	S 88° 00' 00\"
32	45.00	11.14	S 88° 00' 00\"	S 88° 00' 00\"
33	45.00	11.14	S 88° 00' 00\"	S 88° 00' 00\"
34	45.00	11.14	S 88° 00' 00\"	S 88° 00' 00\"
35	45.00	11.14	S 88° 00' 00\"	S 88° 00' 00\"
36	45.00	11.14	S 88° 00' 00\"	S 88° 00' 00\"
37	45.00	11.14	S 88° 00' 00\"	S 88° 00' 00\"
38	45.00	11.14	S 88° 00' 00\"	S 88° 00' 00\"
39	45.00	11.14	S 88° 00' 00\"	S 88° 00' 00\"
40	45.00	11.14	S 88° 00' 00\"	S 88° 00' 00\"
41	45.00	11.14	S 88° 00' 00\"	S 88° 00' 00\"
42	45.00	11.14	S 88° 00' 00\"	S 88° 00' 00\"
43	45.00	11.14	S 88° 00' 00\"	S 88° 00' 00\"
44	45.00	11.14	S 88° 00' 00\"	S 88° 00' 00\"
45	45.00	11.14	S 88° 00' 00\"	S 88° 00' 00\"
46	45.00	11.14	S 88° 00' 00\"	S 88° 00' 00\"
47	45.00	11.14	S 88° 00' 00\"	S 88° 00' 00\"
48	45.00	11.14	S 88° 00' 00\"	S 88° 00' 00\"
49	45.00	11.14	S 88° 00' 00\"	S 88° 00' 00\"
50	45.00	11.14	S 88° 00' 00\"	S 88° 00' 00\"

THIS IS NOT A SURVEY

NOTES:

1.) BEARINGS SHOWN HEREON REFER TO HARBOUR LANDINGS, ACCORDING TO THE PLAT THEREOF RECORDED IN PLAT BOOK 57 AT PAGES 46 AND 47 OF THE PUBLIC RECORDS OF LEE COUNTY, FLORIDA.

2.) THIS PROPERTY IS SUBJECT TO EASEMENTS, RESERVATIONS OR RESTRICTIONS OF RECORD.

3.) DIMENSIONS SHOWN HEREON ARE IN FEET AND DECIMALS THEREOF.

DATE: 03/27/02	FILE: BE VACATED	DRAWN BY: MJC	SCALE: 1" = 40'
SKETCH TO ACCOMPANY LEGAL DESCRIPTION			
A PORTION OF TRACT A HARBOUR LANDINGS PLAT BOOK 57, PAGES 46 AND 47 LEE COUNTY, FLORIDA			
BBL SURVEYORS & MAPPERS INC. 1502-A RAIL HEAD BLVD. NAPLES, FLORIDA 34110 (941) 597-1315			

Exhibit "B" 3 of 3

BBLs
SURVEYORS & MAPPERS INC.
1502-A RAILHEAD BLVD.
NAPLES, FLORIDA 34110
TELEPHONE: 941-597-1315
FAX: (941) 597-5207

LEGAL DESCRIPTION
A PORTION OF
TRACT "A" TO BE VACATED

A PORTION OF TRACT A, HARBOUR LANDINGS, ACCORDING TO THE PLAT THEREOF RECORDED IN PLAT BOOK 57 AT PAGES 46 THROUGH 47 OF THE PUBLIC RECORDS OF LEE COUNTY, FLORIDA, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS;

BEGINNING AT THE NORTHEASTERLY CORNER OF SAID TRACT A; THENCE S.03°02'24"E., ALONG THE EASTERLY LINE OF SAID TRACT A, A DISTANCE OF 51.11 FEET TO THE POINT OF CURVATURE OF A CURVE TO THE LEFT, HAVING: A RADIUS OF 87.00 FEET, A CENTRAL ANGLE OF 27°42'36", A CHORD BEARING OF S.16°53'42"E. AND A CHORD LENGTH OF 41.67 FEET; THENCE ALONG SAID EASTERLY LINE AND THE ARC OF SAID CURVE, AN ARC LENGTH OF 42.08 FEET TO THE POINT OF CURVATURE OF A CURVE TO THE RIGHT, HAVING: A RADIUS OF 55.50 FEET, A CENTRAL ANGLE OF 05°37'25", A CHORD BEARING OF S.27°56'13"E. AND A CHORD LENGTH OF 5.45 FEET; THENCE ALONG SAID EASTERLY LINE AND THE ARC OF SAID CURVE, AN ARC LENGTH OF 5.45 FEET TO THE POINT OF CURVATURE OF A CURVE TO THE RIGHT, HAVING: A RADIUS OF 48.50 FEET, A CENTRAL ANGLE OF 13°24'26", A CHORD BEARING OF N.43°29'10"W. AND A CHORD LENGTH OF 11.32 FEET; THENCE ALONG THE ARC OF SAID CURVE, AN ARC LENGTH OF 11.35 FEET TO THE POINT OF REVERSE CURVATURE OF A CURVE TO THE LEFT, HAVING: A RADIUS OF 53.00 FEET, A CENTRAL ANGLE OF 105°50'09", A CHORD BEARING OF N.89°42'01"W. AND A CHORD LENGTH OF 84.56 FEET; THENCE ALONG THE ARC OF SAID CURVE, AN ARC LENGTH OF 97.90 FEET TO THE POINT OF CURVATURE OF A CURVE TO THE RIGHT, HAVING: A RADIUS OF 190.00 FEET, A CENTRAL ANGLE OF 00°58'33", A CHORD BEARING OF N.70°51'17"W. AND A CHORD LENGTH OF 3.24 FEET; THENCE ALONG THE ARC OF SAID CURVE, AN ARC LENGTH OF 3.24 FEET TO THE WESTERLY LINE OF SAID TRACT A, THE SAME BEING THE POINT OF CURVATURE OF A CURVE TO THE LEFT, HAVING: A RADIUS OF 117.00 FEET, A CENTRAL ANGLE OF 21°51'29", A CHORD BEARING OF N.15°18'42"E. AND A CHORD LENGTH OF

44.36 FEET; THENCE ALONG SAID WESTERLY LINE AND THE ARC OF SAID CURVE, AN ARC LENGTH OF 44.64 FEET TO THE END OF SAID CURVE; THENCE N.04°22'57"E., ALONG SAID WESTERLY LINE, A DISTANCE OF 37.19 FEET; THENCE N.84°28'49"E., ALONG THE NORTHERLY LINE OF SAID TRACT A, A DISTANCE OF 63.78 FEET TO THE POINT OF BEGINNING.

PARCEL CONTAINS 0.11 ACRES, MORE OR LESS.

BEARINGS SHOWN HEREON REFER TO HARBOUR LANDINGS, ACCORDING TO THE PLAT THEREOF RECORDED IN PLAT BOOK 57 AT PAGES 46 THROUGH 47 OF THE PUBLIC RECORDS OF LEE COUNTY, FLORIDA..

THIS PROPERTY IS SUBJECT TO EASEMENTS, RESTRICTIONS AND RESERVATIONS OF RECORD.


03/26/02
STEPHEN E. BERRY, STATE OF FLORIDA, (L.S. #5296)
BBLs SURVEYORS & MAPPERS INC., (L.B. #6753)

W:\LEGAL\AID DESCRIPTIONS\9825\TRACTA TO BE VACATED.LWP

PROOFED BY SEB

(SEE ATTACHED SKETCH- TRACT A TO BE VACATED.dwg)

Exhibit "A" 2 OF 3

