

LEE COUNTY BOARD OF COUNTY COMMISSIONERS  
AGENDA ITEM SUMMARY

BLUE SHEET NO: 20030471 -UTL

1. REQUESTED MOTION:

**ACTION REQUESTED:**

Approve final acceptance, by Resolution and recording of one (1) utility easement, as a donation of a water distribution system and a gravity collection system serving **BELLAMAR AT BEACHWALK, PHASE I**. This is a Developer contributed asset project located on the southwest corner Gladiolus Drive and Pine Ridge Road.

**WHY ACTION IS NECESSARY:** To provide potable water service, fire protection and sanitary sewer service to the recently constructed multi-family residential development.

**WHAT ACTION ACCOMPLISHES:** Places the water and sewer systems into operation and complies with the Lee County Utilities Operations Manual.

2. DEPARTMENTAL CATEGORY: 10 - UTILITIES  
COMMISSION DISTRICT #: 3

C10A

3. MEETING DATE:

05-13-2003

4. AGENDA:

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

5. REQUIREMENT/PURPOSE:

- (Specify)
- \_\_\_ STATUTE
  - \_\_\_ ORDINANCE
  - \_\_\_ ADMIN. CODE
  - OTHER Res., Easement

6. REQUESTOR OF INFORMATION:

A. COMMISSIONER: \_\_\_\_\_  
 B. DEPARTMENT: Lee County-Public Works  
 C. DIVISION/SECTION: Utilities Division  
 BY: Rick Diaz, Utilities Director  
 DATE: 4/25/03  
*J. Diaz for Rick Diaz*

7. BACKGROUND:

The Board granted permission to construct on 09/10/02, Blue Sheet #20020906.  
 The installation has been inspected for conformance to the Lee County Utilities Operations Manual.  
 Satisfactory pressure and bacteriological testing of the water system has been completed.  
 Satisfactory closed circuit television inspection of the gravity collection system has been performed.  
 As-builts have been provided.  
 Engineer's Certification of Completion has been provided---copy attached.  
 Project location map---copy attached.  
 Warranty has been provided---copy attached.  
 Waiver of Lien has been provided---copy attached.  
 Certification of Contributory Assets has been provided---copy attached.  
 100% of the connection fees have been paid.

Funds are available for recording fees in account number OD5360748700.504930.

SECTION 31 TOWNSHIP 45S RANGE 24 E DISTRICT # 3 COMMISSIONER JUDAH

8. MANAGEMENT RECOMMENDATIONS:

9. RECOMMENDED APPROVAL

(A) DEPARTMENT DIRECTOR	(B) PURCH. OR CONTRACTS	(C) HUMAN RESOURCES	(D) OTHER	(E) COUNTY ATTORNEY	(F) BUDGET SERVICES				(G) COUNTY MANAGER
					OA	OM	Risk	GC	
<i>J. Lavender</i> Date: 4/28/03	N/A Date:	N/A Date:	P.O. T. Osterhout Date: 4-25	S. Owen Date: 4/29/03	P.H. 4/29/03	AS 4/29/03	Hester	NY 4-29-03	<i>J. Lavender</i> Date: 4-28-03

10. COMMISSION ACTION:

- \_\_\_ APPROVED
- \_\_\_ DENIED
- \_\_\_ DEFERRED
- \_\_\_ OTHER

Rec. by CoAtty  
 Date: 4/28/03  
 Time: 1:45 PM  
 Forwarded To:  
 4/29/03 10:20am

RECEIVED BY  
 COUNTY ADMIN. PM  
 4-29-03  
 1:00  
 COUNTY ADMIN.  
 FORWARDED TO:  
 5/1 11:00

RESOLUTION NO. \_\_\_\_\_

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

WHEREAS, it is the desire of Gladiolus Developers, Inc., owner of record, to make a contribution to Lee County Utilities of water facilities (water distribution system), and sewer facilities (gravity collection system) serving "**BELLAMAR AT BEACHWALK, PHASE I**"; and,

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

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

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

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF LEE COUNTY, FLORIDA, that the above facilities, for a contributed value of **\$235,516.46** is hereby ACCEPTED and acknowledged as an addition to Lee County Utilities.

THE FOREGOING RESOLUTION was offered by Commissioner \_\_\_\_\_ who moved for its adoption. The motion was seconded by Commissioner \_\_\_\_\_ and, upon being put to a vote, the vote was as follows:

- Commissioner Bob Janes : \_\_\_\_\_ (1)
- Commissioner Douglas St. Cerny: \_\_\_\_\_ (2)
- Commissioner Ray Judah (C): \_\_\_\_\_ (3)
- Commissioner Andrew Coy: \_\_\_\_\_ (4)
- Commissioner John Albion (V-C): \_\_\_\_\_ (5)

DULY PASSED AND ADOPTED this \_\_\_\_\_ day of \_\_\_\_\_, 2003.

ATTEST:  
CHARLIE GREEN, CLERK

BOARD OF COUNTY COMMISSIONERS  
OF LEE COUNTY, FLORIDA

By: \_\_\_\_\_  
DEPUTY CLERK

By: \_\_\_\_\_  
CHAIRMAN

APPROVED AS TO FORM

\_\_\_\_\_  
OFFICE OF COUNTY ATTORNEY

COPY

LETTER OF COMPLETION

DATE: 2/19/03

Department of Lee County Utilities  
Division of Engineering  
1500 Monroe Street  
Fort Myers, FL 33901

Gentlemen:

This is to certify that the water distribution and or sewage collection system(s) located in Bellamar at Beachwalk - Phase I  
(Name of Development)  
were designed by me and have been constructed in conformance with:

the approved plans                       the revised plans, attached

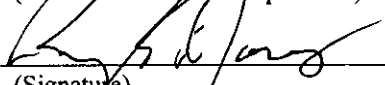
and:

the approved specifications       the revised specifications, attached

Upon completion of the work, we observed the following successful tests on the facilities: watermain pressure test, low air pressure gravity sewer test, lamping of gravity sewer, review of gravity sewer video.

Very truly yours,

Banks Engineering, Inc.  
(Owner or Name of Corporation)

  
(Signature)

Barry E. Jones, P.E.  
(Printed Name)

Project Manager  
(Title)

(SEAL OF ENGINEERING FIRM)

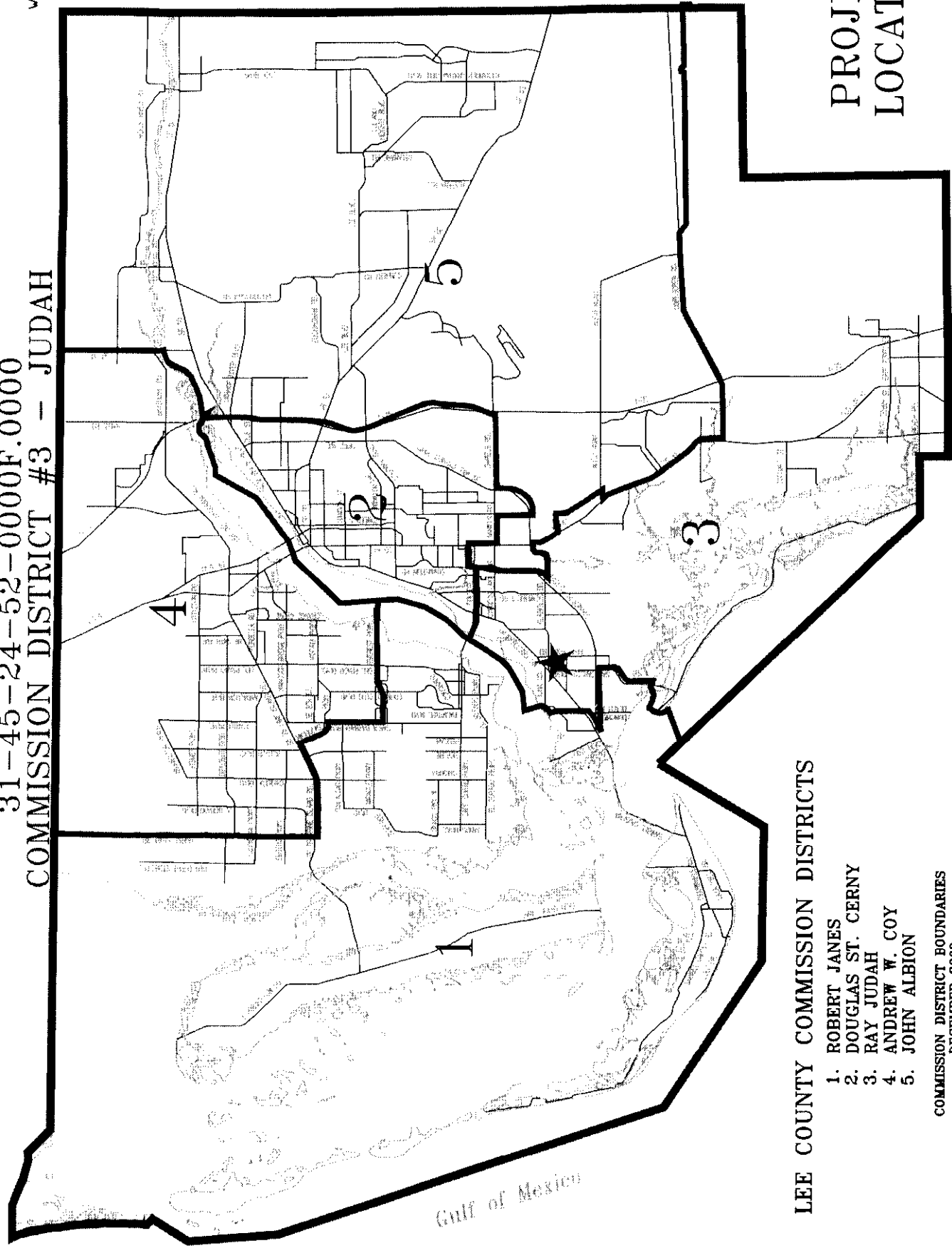


BELLAMAR @ BEACHWALK - PHASE I  
31-45-24-52-0000F.0000  
COMMISSION DISTRICT #3 - JUDAH

COPY



PROJECT  
LOCATION



LEE COUNTY COMMISSION DISTRICTS

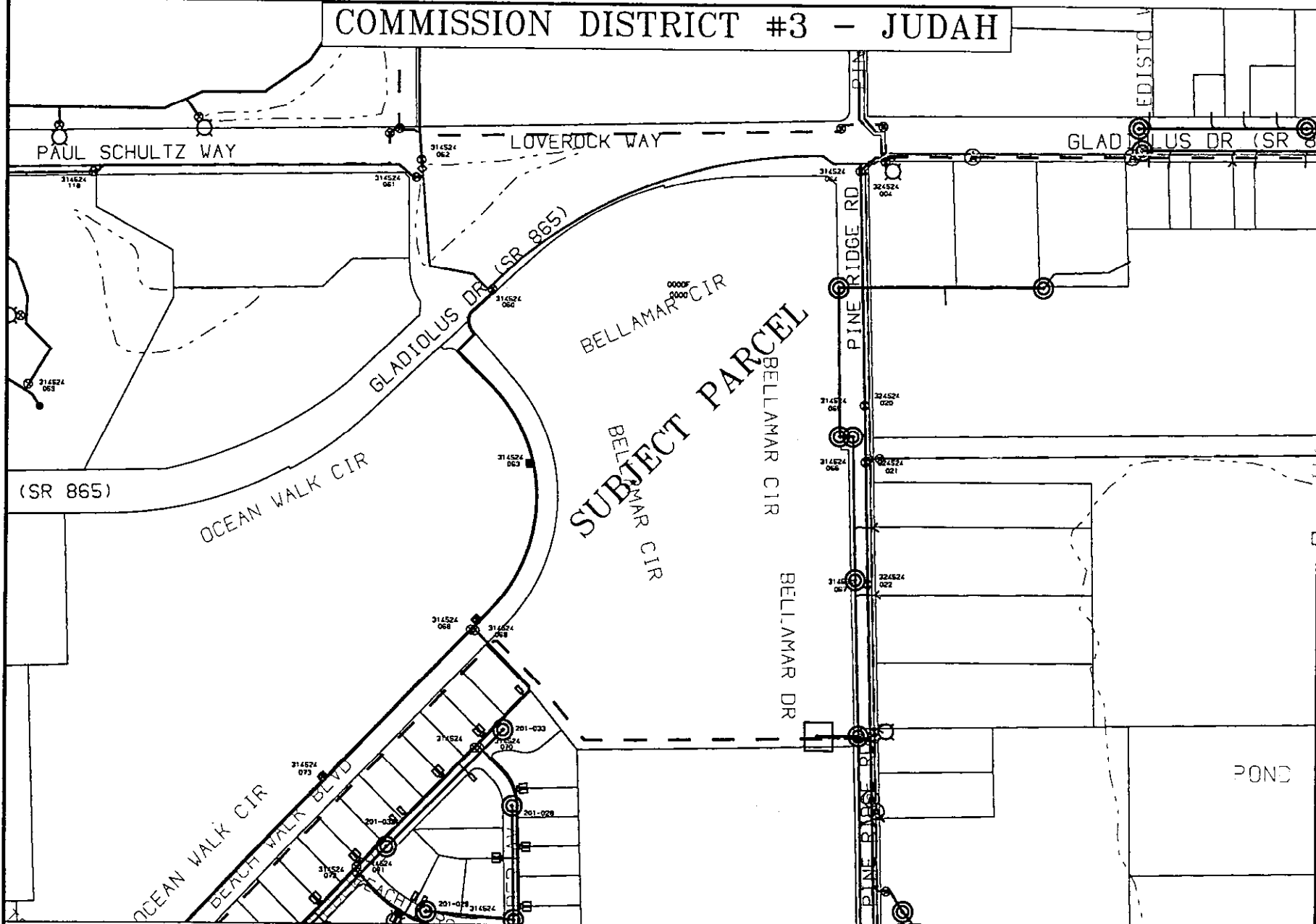
- 1. ROBERT JANES
- 2. DOUGLAS ST. CERNY
- 3. RAY JUDAH
- 4. ANDREW W. COY
- 5. JOHN ALBION

COMMISSION DISTRICT BOUNDARIES  
DECEMBER 2000

Gulf of Mexico

# BELLAMAR AT BEACHWALK - PHASE I

COMMISSION DISTRICT #3 - JUDAH



31-45-24-52-0000F.0000

PINE RIDGE & GLADIOLUS

COPY



**WAIVER AND RELEASE OF LIEN  
UPON FINAL PAYMENT**

The undersigned lienor, in consideration of the final payment in the amount of TWO HUNDRED THIRTY FIVE THOUSAND FIVE HUNDRED SIXTEEN DOLLARS (\$ 235,516.46 ) AND FORTY SIX CENTS.

hereby waives and releases its lien and right to claim a lien for labor, services, or materials furnished

to David Barron Land Development, Inc.  
(insert the name of your customer)

on the job of Gladiolus Developers, Inc. to the following  
(insert the name of the owner)

described property: Bellamar @ Beachwalk Phase One  
(Name of Development/Project)

Potable Water and Sanitary Sewer Systems  
(Facilities Constructed)

Section 31, Township 45 South, Range 26 East, Lee County Florida  
(Project Location)

Streap #: 31-45-24-52-0000F.0000  
(STRAP(s) #)

Dated on April 21, 2003

By: *Timothy C. Mitchell, Sr.*  
(Signature of Authorized Representative)

Haleakala Construction, Inc.  
(Name of Firm or Corporation)

By: Timothy C. Mitchell, Sr.  
(Print Name of Authorized Representative)

5758 Taylor Road  
(Address)

Naples, Florida 34109-1829  
(City, State & Zip)

Title: President

Phone #: 239-598-1968

Fax #: 239-598-9418

STATE OF FLORIDA  
COUNTY OF COLLIER

The foregoing instrument was signed and acknowledged before me this 21st day of April 20 03, by Timothy C Mitchell, Sr., who produced as identification or who is personally known to me, and who ~~did~~ did not take an oath.



Notary Seal

Notary Public: *Brenda K. Merchant*  
(Signature)

Notary Public Name: Brenda K. Merchant  
(Print)

My Commission Expires: 08/09/06



COPY

Page (1)

11.5

CERTIFICATION OF CONTRIBUTORY ASSETSPROJECT NAME: Bellamar @ Beachwalk Phase OneLOCATION: Section 31, Township 45 South, Range 26 East, Lee County, FloridaStrap #: 31-45-24-52-0000F.0000

(Including STRAP)

NAME AND ADDRESS OF OWNER: Gladiolus Developers, Inc.1130 N. Kendall Drive, Suite 100, Miami, Florida 33176

(as shown on Deed)

TYPE UTILITY SYSTEM: Potable Water System

(list water, sewer and effluent reuse separately)

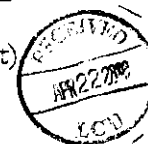
DESCRIPTION AND COST OF MATERIAL, LABOR, AND SERVICES

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

ITEM	SIZE	QUANTITY	UNIT COST	TOTAL
DIP CL150.	6"	167 LF	\$ 12.56	\$ 2,097.52
PVC C900 DR18	10"	1466 LF	\$ 17.10	\$25,068.60
DIP CL150	10"	870 LF	\$ 23.62	\$20,549.40
Fire Hydrant Assemb. 5-1/4'		7 EA	\$1,980.00	\$13,860.00
Gate Valve	6"	3 EA	\$ 562.50	\$ 1,687.50
Water Service	1"	1 EA	\$ 292.50	\$ 292.50
Water Service	1.5"	16 EA	\$ 990.00	\$15,840.00
Gate Valve	10"	8 EA	\$1,080.00	\$8,640.00
Water Service	2"	3 EA	\$1,350.00	\$4,050.00

TOTAL AMOUNT

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







11.5

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

CERTIFYING:

Timothy C. Mitchell  
(Name & Title of Certifying Agent)  
Timothy C. Mitchell, Sr., President  
OF: Haleakala Construction, Inc.  
(Firm or Corporation)

ADDRESS: 5758 Taylor Road  
Naples, Florida 34109-1829

STATE OF FLORIDA )  
) SS:  
COUNTY OF COLLIER )

The foregoing instrument was signed and acknowledged before me this 21st day of April,  
2003 by Timothy C. Mitchell, Sr. who has produced is Personally Known  
(Print or Type Name) (Type Of Identification and Number)  
as identification, and who (did) (did not) take an oath.

Brenda K. Merchant  
Notary Public Signature

Brenda K. Merchant  
Printed Name of Notary Public

DD 107609  
Notary Commission Number



(NOTARY SEAL)

11.6



COPY

Page (1)  
11.5CERTIFICATION OF CONTRIBUTORY ASSETSPROJECT NAME: Bellamar @ Beachwalk Phase OneLOCATION: Section 31, Township 45 South, Range 26 East, Lee County FloridaStrap #: 31-45-24-52-0000F.0000  
(Including STRAP)NAME AND ADDRESS OF OWNER: Gladiolus Developers, Inc.11030 N. Kendall Drive, Suite 100, Miami, Florida 33176  
(as shown on Deed)TYPE UTILITY SYSTEM: Sanitary Sewer System  
(list water, sewer and effluent reuse separately)DESCRIPTION AND COST OF MATERIAL, LABOR, AND SERVICES

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

ITEM	SIZE	QUANTITY	UNIT COST	TOTAL
PVC SDR-26 0'-6'	8"	310 LF	\$ 12.60	\$ 3,906.00
PVC SDR-26 6'-8'	8"	579 LF	\$ 15.30	\$ 8,858.70
PVC SDR-26 8'-10'	8"	1,005 LF	\$ 18.00	\$ 18,090.00
PVC SDR-26 10'-12'	8"	357 LF	\$ 20.70	\$ 7,389.90
PVC SDR-26 12'-14'	8"	88 LF	\$ 25.20	\$ 2,217.60
Manhole 0'-6'	4'	3 EA	\$2,070.00	\$6,210.00
Manhole 6'-8'	4'	4 EA	\$2,610.00	\$10,440.00
Manhole 8'-10'	4'	3 EA	\$3,060.00	\$ 9,180.00
Manhole 10'-12'	4'	3 EA	\$3,690.00	\$11,070.00
Manhole 12'-14'	4'	1 EA	\$4,320.00	\$ 4,320.00

TOTAL AMOUNT

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





11.5

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

CERTIFYING:

*Brenda K. Merchant*

(Name & Title of Certifying Agent)

Brenda K. Merchant, Authorized Agent  
OF: Haleakala Construction, Inc.

(Firm or Corporation)

ADDRESS: 5758 Taylor Road

Naples, Florida 34109-1829

STATE OF FLORIDA )

) SS:

COUNTY OF COLLIER )

The foregoing instrument was signed and acknowledged before me this 4th day of April,  
2003 by Brenda K. Merchant who has produced Personally Known

(Print or Type Name)

(Type Of Identification and Number)

as identification, and who (~~did~~) (did not) take an oath.

*Linda Mahon*

Notary Public Signature

Linda Mahon

Printed Name of Notary Public

DD 177119

Notary Commission Number



Linda Mahon  
Commission #DD177119  
Expires: Feb 21, 2007  
Bonded Thru  
Atlantic Bonding Co., Inc.

(NOTARY SEAL)

11.6



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

**PERPETUAL PUBLIC UTILITY EASEMENT GRANT**

THIS INDENTURE is made and entered into this \_\_\_\_ day of \_\_\_\_\_, 2003, by and between Gladiolus Developers, Inc., Owner, hereinafter referred to as GRANTOR(S), and LEE COUNTY, hereinafter referred to as GRANTEE.

**WITNESSETH:**

1. For and in consideration of the sum of TEN DOLLARS (\$10.00) and other good and valuable consideration, the receipt of which is hereby acknowledged and accepted, GRANTOR hereby grants, bargains, sells and transfers to the GRANTEE, its successors and assigns, a perpetual public utility easement situated in Lee County, Florida, located and described as set forth in Exhibit "A", attached hereto and made a part hereof.

2. GRANTEE, its successors, appointees and assigns, are granted the right, privilege, and authority to construct, replace, renew, extend and maintain a wastewater collection and/or water distribution system, together with, but not limited to, all necessary service connections, manholes, valves, fire hydrants, lift stations and appurtenances, to be located on, under, across and through the easement which is located on the property described (Exhibit "A"), with the additional right, privilege and authority to remove, replace, repair and enlarge said system, and to trim and remove roots, trees, shrubs, bushes and plants, and remove fences or other improvements which may affect the operation of lines, mains and/or utility facilities.

3. The public utility easement shall not be limited to any particular diameter size or type and/or number of connections to other water/sewer mains for providing water/sewer service to this and any adjacent properties. The total area of this public utility easement is reserved for utility lines, mains, or appurtenant facilities and for any landscaping (excluding trees), walkways, roadways, drainage ways, or similar uses. Houses, fences, buildings, carports, garages, storage sheds, overhangs, or any other structures or portions of structures shall not be constructed on or placed within this easement at anytime, present or future, by GRANTOR, or its heirs, successors or assigns.

4. Title to all utilities constructed and/or placed hereunder by GRANTEE or its agents shall remain in the GRANTEE, GRANTEE's successors, appointees, and/or assigns.

5. Subject to any pre-existing easements for public highways or roads, railroads, laterals, ditches, pipelines and electrical transmission or distribution lines and

telephone and cable television lines covering the land herein described, GRANTOR(S) covenant that they are lawfully seized and possessed of the described real property (Exhibit "A"), have good and lawful right and power to sell and convey it, and that the said property is free of any and all liens and encumbrances, except as herein stated, and accordingly, GRANTOR(S) will forever defend the title and terms of this said easement and the quiet possession thereof by GRANTEE against all claims and demands of all other entities.

6. GRANTOR(S), its heirs, successors or assigns, shall assume all liability for any consequential damages to any houses, fences, buildings, carports, garages, storage sheds, overhangs, or any other structures or portions of structures subsequently constructed by GRANTOR(S) in violation of paragraph 3 within the above easement, which result from the required activities of the GRANTEE for any construction, maintenance or repairs to the utilities located within the above-described easement.

7. GRANTEE will be liable for money damages in tort for any injury to or loss of property, personal injury, or death caused by the negligent or wrongful act(s) or omission(s) of any official or employee of the GRANTEE while acting within the scope of the official's or employee's office or employment under circumstances in which a private person would be found to be liable in accordance with the general laws of the State of Florida, and subject to the limitations as set out in Section 768.28, Florida Statutes, as it may be revised, amended or renumbered from time to time.

8. GRANTEE shall have reasonable right of access across GRANTOR's property for the purposes of reaching the described easement (Exhibit "A") on either paved or unpaved surfaces. Any damage to GRANTOR's property or permitted improvements thereon as the result of such access to the described easement or the construction, maintenance, or repairs located within the described easement shall be restored by GRANTEE, to the condition in which it existed prior to the damage as is reasonably practicable. GRANTEE agrees to coordinate each activity within the easement premises in advance with the manager of the U. S. Postal Service, so as not to interfere with Postal Service operations.

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

10. This easement shall be binding upon the parties hereto, their successors in interest and any assigns.

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

X <u>[Signature]</u>	X <u>[Signature]</u>
(Signature of 1 <sup>st</sup> Witness)	(Grantor's/Owner's Signature)

<u>[Name]</u>	Frank Robles
(Name of 1 <sup>st</sup> Witness)	(Grantor's/Owner's Name) Gladiolus Developers, Inc.

X <u>[Signature]</u>	President
(Signature of 2 <sup>nd</sup> Witness)	Title

<u>[Name]</u>
(Name of 2 <sup>nd</sup> Witness)

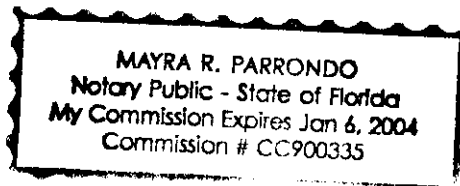
STATE OF Florida  
 ) SS:  
 COUNTY OF Miami-Dade

The foregoing instrument was signed and acknowledged before me this 17 th day of MAR 2003 by Frank Robles who is personally known to me - \_\_\_\_\_, and who did not take an oath.

[Signature]  
 Notary Public Signature

MAYRA R. PARRONDO  
 Printed Name of Notary Public

(Notary Seal & Commission Number)





# Banks Engineering, Inc.

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

DESCRIPTION OF A PARCEL OF LAND  
LYING IN  
SECTION 31, TOWNSHIP 45 SOUTH, RANGE 24 EAST  
LEE COUNTY, FLORIDA  
(LEE COUNTY UTILITES EASEMENT, BELLAMAR AT BEACHWALK PHASE 1)

A TRACT OR PARCEL OF LAND SITUATED IN THE STATE OF FLORIDA, COUNTY OF LEE, LYING IN SECTION 31, TOWNSHIP 45 SOUTH, RANGE 24 EAST, BEING PART OF TRACT "F" OF BEACHWALK, A SUBDIVISION RECORDED IN PLAT BOOK 66, PAGES 1 THROUGH 4 OF THE PUBLIC RECORDS OF LEE COUNTY, FLORIDA, AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE SOUTHEAST CORNER OF SAID TRACT "F"; THENCE S.89°04'35"W. ALONG THE SOUTH LINE OF SAID TRACT "F" FOR 49.03 FEET TO THE **POINT OF BEGINNING**; THENCE N.00°56'26"W. FOR 20.49 FEET; THENCE N.56°19'57"W. FOR 65.24 FEET; THENCE N.01°10'37"W. FOR 253.71 FEET; THENCE N.88°45'53"W. FOR 106.69 FEET TO POINT "A"; THENCE N.01°24'21"W. FOR 45.37 FEET; THENCE N.88°36'33"E. FOR 22.96 FEET; THENCE N.01°23'27"W. FOR 20.00 FEET; THENCE S.88°36'33"W. FOR 15.96 FEET; THENCE N.01°24'21"W. FOR 10.62 FEET; THENCE S.88°35'39"W. FOR 5.00 FEET; THENCE N.01°24'21"W. FOR 55.56 FEET; THENCE N.88°35'39"E. FOR 5.00 FEET; THENCE N.01°24'21"W. FOR 276.25 FEET; THENCE N.88°35'39"E. FOR 7.50 FEET; THENCE N.01°24'21"W. FOR 20.00 FEET; THENCE S.88°35'39"W. FOR 7.50 FEET; THENCE N.01°24'21"W. FOR 256.03 FEET TO THE BEGINNING OF A CURVE TO THE LEFT HAVING A RADIUS OF 75.00 FEET; THENCE NORTHERLY ALONG SAID CURVE THROUGH A CENTRAL ANGLE OF 6°43'31" FOR 8.80 FEET; THENCE N.88°35'39"E. FOR 3.05 FEET; THENCE N.01°24'21"W. FOR 26.42 FEET; THENCE S.88°24'00"W. FOR 11.29 FEET; THENCE S.49°09'16"W. FOR 44.34 FEET; THENCE S.01°24'21"E. FOR 57.68 FEET; THENCE S.88°35'39"W. FOR 4.51 FEET; THENCE S.01°24'21"E. FOR 20.00 FEET; THENCE N.88°35'39"E. FOR 3.06 FEET; THENCE S.27°02'41"W. FOR 49.45 FEET; THENCE S.01°24'21"E. FOR 313.07 FEET; THENCE S.88°35'39"W. FOR 28.67 FEET; THENCE S.01°24'21"E. FOR 7.05 FEET; THENCE S.88°35'39"W. FOR 15.54 FEET; THENCE S.01°24'21"E. FOR 18.00 FEET; THENCE N.88°35'39"E. FOR 44.21 FEET; THENCE S.01°24'21"E. FOR 230.93 FEET; THENCE S.87°39'27"W. FOR 43.52 FEET; THENCE N.41°34'26"W. FOR 26.61 FEET; THENCE N.01°10'37"W. FOR 15.83 FEET; THENCE S.88°49'23"W. FOR 20.00 FEET; THENCE S.01°10'37"E. FOR 46.67 FEET; THENCE S.88°49'23"W. FOR 5.00 FEET; THENCE S.01°10'37"E. FOR 106.33 FEET TO THE BEGINNING OF A CURVE TO THE RIGHT HAVING A RADIUS OF 148.65 FEET; THENCE SOUTHWESTERLY ALONG SAID CURVE THROUGH A CENTRAL ANGLE OF 113°29'47" FOR 294.46 FEET; THENCE N.32°25'26"W. FOR 4.58 FEET; THENCE N.64°45'07"W. FOR 7.50 FEET; THENCE S.25°56'04"W. FOR 7.60 FEET TO AN INTERSECTION WITH A CURVE TO THE RIGHT HAVING A RADIUS OF 153.65 FEET AND TO WHICH POINT A RADIAL LINE BEARS S.26°41'56"W.; THENCE NORTHWESTERLY ALONG SAID CURVE THROUGH A CENTRAL ANGLE OF 61°56'58" FOR 166.13 FEET; THENCE N.01°23'27"W. FOR 74.88 FEET THE BEGINNING OF A CURVE TO THE RIGHT HAVING A RADIUS OF 346.00 FEET; THENCE NORTHERLY ALONG SAID CURVE THROUGH A CENTRAL ANGLE OF 11°56'17" FOR 72.09 FEET; THENCE N.15°32'00"W. FOR 4.50 FEET TO AN INTERSECTION WITH A CURVE TO THE RIGHT HAVING A RADIUS OF 348.00 FEET AND TO WHICH POINT A RADIAL LINE BEARS N.78°47'16"W.; THENCE NORTHERLY ALONG SAID CURVE THROUGH A CENTRAL ANGLE OF 17°00'03" FOR 103.26 FEET TO A POINT OF REVERSE CURVE HAVING A RADIUS OF 202.00 FEET; THENCE NORTHERLY ALONG SAID CURVE THROUGH A CENTRAL ANGLE OF 29°36'14" FOR 104.37 FEET; THENCE N.01°23'27"W. FOR 47.56 FEET; THENCE N.49°47'05"E. FOR 11.12 FEET; THENCE N.01°23'27"W. FOR 21.48 FEET; THENCE N.88°36'33"E. FOR 9.47 FEET; THENCE N.01°23'27"W. FOR 20.00 FEET; THENCE S.88°36'33"W. FOR 33.83 FEET; THENCE N.37°04'39"W. FOR 15.67 FEET; THENCE S.52°55'21"W. FOR 20.00 FEET; THENCE S.37°04'39"E. FOR 10.43 FEET; THENCE S.01°23'27"E. FOR 115.23 FEET; THENCE S.36°29'55"W. FOR 45.17 FEET TO THE BEGINNING OF A CURVE TO THE LEFT HAVING A RADIUS OF 209.00 FEET; THENCE SOUTHWESTERLY ALONG SAID CURVE THROUGH A CENTRAL ANGLE OF 24°20'33" FOR 88.79 FEET; THENCE S.21°58'17"E. FOR 26.00 FEET; THENCE S.14°50'15"W. FOR 38.63 FEET TO AN INTERSECTION WITH A CURVE TO THE LEFT HAVING A RADIUS OF 385.00 FEET AND TO WHICH POINT A RADIAL LINE BEARS N.81°07'44"W.; THENCE SOUTHERLY ALONG

SAID CURVE THROUGH A CENTRAL ANGLE OF 10°15'43" FOR 68.96 FEET; THENCE S.01°23'27"E. FOR 74.87 FEET TO AN INTERSECTION WITH A CURVE TO THE LEFT HAVING A RADIUS OF 192.65 FEET AND TO WHICH POINT A RADIAL LINE BEARS S.88°38'40"W.; THENCE SOUTHERLY ALONG SAID CURVE THROUGH A CENTRAL ANGLE OF 15°09'47" FOR 50.98 FEET; THENCE S.50°33'01"W. FOR 41.27 FEET TO A POINT ON THE WESTERLY LINE OF SAID TRACT "F"; THENCE S.39°26'59"E. ALONG SAID WESTERLY LINE FOR 20.00 FEET; THENCE N.50°33'01"E. FOR 34.09 FEET TO AN INTERSECTION WITH A CURVE TO THE LEFT HAVING A RADIUS OF 192.65 FEET AND TO WHICH POINT A RADIAL LINE BEARS S.67°09'27"W.; THENCE SOUTHEASTERLY ALONG SAID CURVE THROUGH A CENTRAL ANGLE OF 34°08'52" FOR 114.82 FEET; THENCE S.87°01'03"E. FOR 164.56 FEET; THENCE N.52°59'20"E. FOR 126.24 FEET; THENCE S.16°49'54"E. FOR 57.75 FEET; THENCE N.88°49'23"E. FOR 12.82 FEET; THENCE N.01°10'37"W. FOR 249.82 FEET; THENCE N.87°39'27"E. FOR 98.72 FEET; THENCE S.88°45'53"E. FOR 79.73 FEET; THENCE S.01°10'37"E. FOR 267.13 FEET; THENCE N.88°49'23"E. FOR 46.34 FEET; THENCE S.56°19'57"E. FOR 29.44 FEET; THENCE S.00°56'26"E. FOR 9.99 FEET TO A POINT ON SAID SOUTHERLY LINE; THENCE N.89°04'35"E. ALONG SAID SOUTHERLY LINE FOR 20.00 FEET TO THE **POINT OF BEGINNING**.

PARCEL CONTAINS 2.43 ACRES, MORE OR LESS.

**LESS AND EXCEPT THE FOLLOWING THREE PARCELS;**

**LESS PARCEL #1:**

COMMENCING AT THE AFOREMENTIONED POINT "A"; THENCE N.32°15'04"W. FOR 47.30 FEET TO THE **POINT OF BEGINNING**; THENCE S.88°35'39"W. FOR 16.75 FEET TO POINT "B"; THENCE S.01°24'21"E. FOR 25.60 FEET TO AN INTERSECTION WITH A CURVE TO THE LEFT HAVING A RADIUS OF 23.00 FEET AND TO WHICH POINT A RADIAL LINE BEARS S.16°31'39"E.; THENCE NORTHEASTERLY ALONG SAID CURVE THROUGH A CENTRAL ANGLE OF 83°21'52" FOR 33.46 FEET TO THE **POINT OF BEGINNING**.

PARCEL CONTAINS 0.05 ACRES, MORE OR LESS.

**LESS PARCEL #2:**

COMMENCING AT THE AFOREMENTIONED POINT "B"; THENCE N.09°13'47"W. FOR 20.19 FEET TO THE **POINT OF BEGINNING**; THENCE N.01°24'21"W. FOR 342.94 FEET TO POINT "C"; THENCE S.87°06'52"W. FOR 14.00 FEET; THENCE S.01°24'21"E. FOR 342.58 FEET; THENCE N.88°35'39"E. FOR 14.00 FEET TO THE **POINT OF BEGINNING**.

PARCEL CONTAINS 0.11 ACRES, MORE OR LESS.

**LESS PARCEL #3:**

COMMENCING AT THE AFOREMENTIONED POINT "C"; THENCE N.01°24'21"W. FOR 20.01 FEET TO THE **POINT OF BEGINNING**; THENCE CONTINUE N.01°24'21"W. FOR 166.88 FEET; THENCE S.27°02'41"W. FOR 29.39 FEET; THENCE S.01°24'21"E. FOR 141.40 FEET; THENCE N.87°06'52"E. FOR 14.00 FEET TO THE **POINT OF BEGINNING**.

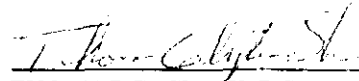
PARCEL CONTAINS 0.01 ACRES, MORE OR LESS.

NET AREA IS 2.26 ACRES, MORE OR LESS.

BEARINGS ARE BASED UPON THE SOUTH LINE OF TRACT "F" OF THE BEACHWALK SUBDIVISION  
AS BEARING S.89°04'35"W.

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

DESCRIPTION PREPARED FEBRUARY 7, 2003.

 4-1-03

THOMAS C. SHAW, P.S.M.  
PROFESSIONAL SURVEYOR & MAPPER  
FLORIDA CERTIFICATION No. 4672



COPY

(BS 20030471-UTL)

TO: LEE COUNTY FINANCE DEPARTMENT

FROM: UTILITIES ENGINEERING  
(Department)

SUE GULLEDGE

A. AUTHORIZATION:

This transmittal authorizes the UTILITIES ENGINEERING  
office to incur expenses for filing/records against:

Purchase Order # N/A for BELLAMAR AT BEACHWALK, PHASE I (GLADIOLUS DEVELOPERS INC) project.  
ACCOUNT NO. OD5360748700.504930

ORIGINAL EASEMENT TO MINUTES AFTER RECORDING  
WITH COPY TO SUE GULLEDGE, UTILITIES



SUE GULLEDGE

Signature Authorization

B. SERVICE RECEIVED:

RECORDING \_\_\_\_\_

O. R. COPIES \_\_\_\_\_

PLAT COPIES \_\_\_\_\_

CASE #/INDEX FEE \_\_\_\_\_

DESCRIPTION OF SERVICE \_\_\_\_\_

AMOUNT OF FEE INCURRED \$ \_\_\_\_\_

(date)

(DEPUTY CLERK)

(CUSTOMER) (DEPT.)

**THIS FORM GOES TO CASHIER WITH REGULAR RECEIPT ATTACHED**

C. INVOICE INFORMATION: (FOR CLERK'S DEPARTMENT ONLY)

REC'D \_\_\_\_\_

ENTERED \_\_\_\_\_

CUST. # \_\_\_\_\_

INV. # \_\_\_\_\_

PLEASE REMIT TO:

Clerk's Accounting  
P.O. BOX 2396  
FORT MYERS, FLORIDA 33902-2396

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

