

**LEE COUNTY BOARD OF COUNTY COMMISSIONERS**  
**AGENDA ITEM SUMMARY** **BLUE SHEET NO: 20030687 -UTL**

**1. REQUESTED MOTION:**

**ACTION REQUESTED:** Approve final acceptance by Resolution and recording of one (1) Utility Easement as a donation of a 10" diameter water main extension serving the **Daniels Parkway Center – Lot 6**. This is a Developer contributed asset project located on the northeast corner of Daniels Parkway Center Drive and Appaloosa Lane.

**WHY ACTION IS NECESSARY:** To provide potable water service and fire protection to this recently constructed commercial development.

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

**2. DEPARTMENTAL CATEGORY:** 10 – UTILITIES **C10D** **3. MEETING DATE:** **06-24-2003**  
**COMMISSION DISTRICT #:** 2

<p><b>4. AGENDA:</b></p> <p><input checked="" type="checkbox"/> CONSENT  <input type="checkbox"/> ADMINISTRATIVE  <input type="checkbox"/> APPEALS  <input type="checkbox"/> PUBLIC  <input type="checkbox"/> WALK ON  <input type="checkbox"/> TIME REQUIRED: _____</p>	<p><b>5. REQUIREMENT/PURPOSE:</b></p> <p><i>(Specify)</i></p> <p><input type="checkbox"/> STATUTE _____  <input type="checkbox"/> ORDINANCE _____  <input type="checkbox"/> ADMIN. CODE _____  <input checked="" type="checkbox"/> OTHER Res., 1 Easement _____</p>	<p><b>6. REQUESTOR OF INFORMATION:</b></p> <p>A. COMMISSIONER: _____  B. DEPARTMENT: <u>Lee County Public Works</u>  C. DIVISION/SECTION: <u>Utilities Division</u>  BY: <u>Rick Diaz, P.E., Utilities Director</u>  DATE: <u>6/5/03</u></p>
--	---	--

**7. BACKGROUND:**

The Board granted permission to construct on 10-29-02, Blue Sheet No. 20021133. 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. 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. Sanitary sewer service is provided by LCU via a privately owned and maintained sewer system that connects to existing LCU infrastructure located within the right-of-way of Daniels Parkway. 100% of the connection fees have been paid.

Funds for recording fees are available in Account No. OD5360748700.504930.

SECTIONS 21    TOWNSHIP 45S    RANGE 25E    DISTRICT #2    COMMISSIONER ST CERNY

**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: 6-6-03	N/A Date:	N/A Date:	T.O. T. Osterhout Date: 6-5	S. Pion D. Owen Date: 4/4/03	PM 6/6/03	6/9/03	6/9/03	6/9/03	<i>J. Lavender</i> Date: 6-6-03

**10. COMMISSION ACTION:**

- APPROVED  
 DENIED  
 DEFERRED  
 OTHER

**Rec. by CoAtty**

Date: 6/4/03

Time: 3:30 PM

Forwarded To: \_\_\_\_\_

*Gly Admin*

**RECEIVED BY**  
COUNTY ADMIN. *PM*

6-6-03 4:10

**COUNTY ADMIN.**  
FORWARDED TO: \_\_\_\_\_

6/10 5:00

COPY

LETTER OF COMPLETION

Date: May 27, 2003

Department of Lee County Utilities  
Division of Engineering  
Post Office Box 398  
Fort Myers, FL 33902

Gentlemen:

This is to certify that the water distribution and/or sewage collection system(s) located in Daniels Parkway Center, Lot 6

(Name of Development)

Henry Jay Hardman, P.E. # 56099

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 of the facilities:  
Pressure test water main, Bacteriologicals

Very truly yours,

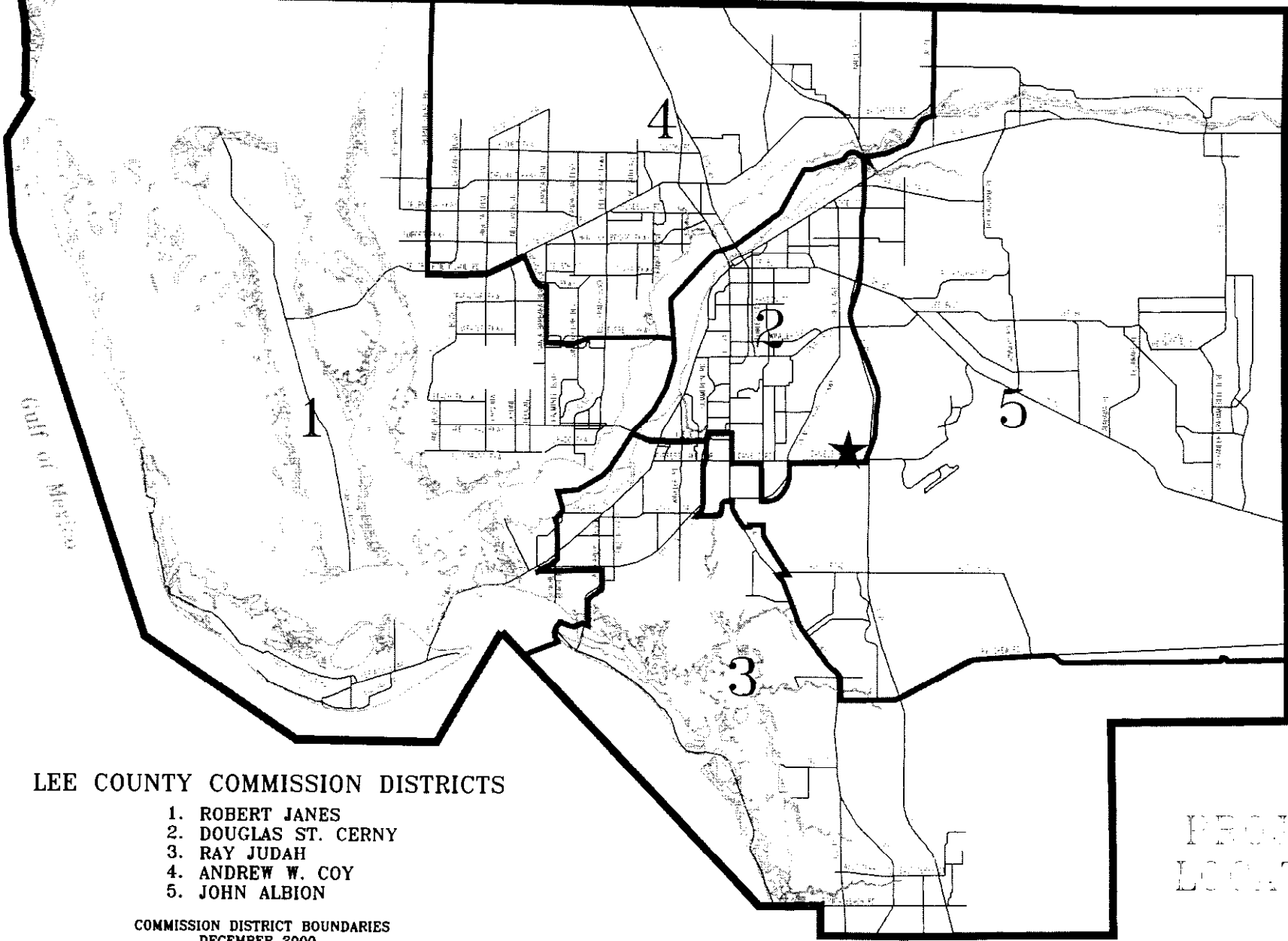
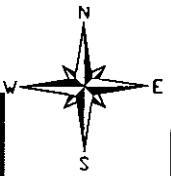
DPC Lot 6, LLP  
(Owner or Name of Corporation)

  
Jim Glase

Partner  
(Title)

  
5/29/03  
SEAL OF ENGINEERING FIRM

DANIELS PARKWAY CENTER - LOT 6  
21-45-25-09-00000.0060  
COMMISSION DISTRICT # 2 - DOUGLAS ST. CERNY



COPY

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

PROJECT  
LOCATION

(004) Y  
**WAIVER AND RELEASE OF LIEN  
 UPON FINAL PAYMENT**

The undersigned lienor, in consideration of the final payment in the amount of twenty nine thousand four hundred twenty seven dollars and fifty two cents(\$29,427.52 ) hereby waivers and releases its lien and right to claim a lien for labor, services, or materials furnished to DPC LOT 6 LLP on the job of DANIELS PARKWAY CENTER LOT 6 to the following described property:

<u>DANIELS PARKWAY CENTER LOT 6</u> (Name of Development/Project)	<u>water distribution system</u> (Facilities Constructed)
<u>DANIELS CENTER DRIVE</u> (Location) (Please provide full name and location of development and a description of the utility system constructed).	<u>21-45-25-09-00000.0060</u> (Strap # or Section, Township & Range)

Dated on: March 3, 2003

<u>By:</u> (Signature of Authorized Representative)	<u>GULF COAST UNDERGROUND</u> (Name of Firm or Corporation)
--	--

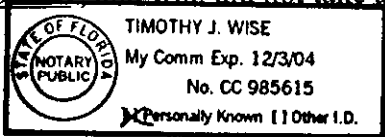
<u>By:</u> <u>Steve R. Goble</u> (Print Name of Authorized Representative)	<u>3551 METRO PARKWAY</u> (Address of Firm or Corporation)
---	---

Phone #: <u>(239)274-9504 Ext.</u>	<u>FT. MYERS, FL 33916-</u> (City, State & Zip Of Firm Or Corporation)
------------------------------------	---

Fax#: (239)274-9505

STATE OF FL )  
 ) SS:  
 COUNTY OF LEE )

The foregoing instrument was signed and acknowledged before me this 12 th day of MAR, 2003 by STEVEN R. GOBLE who is personally known to me - PERSONALLY KNOWN and who did not take an oath.



(Notary Seal & Commission Number)

(Notary Public Signature)

TIMOTHY J. WISE  
 (Printed Name of Notary Public)

COPY

11.5

CERTIFICATION OF CONTRIBUTORY ASSETS

PROJECT NAME: DANIELS PARKWAY CENTER LOT 6

LOCATION: DANIELS CENTER DRIVE

#21-45-25-09-00000.0060  
(including STRAP)

NAME AND ADDRESS OF OWNER: DPC LOT 6 LLP

P.O. BOX 249, BONITA SPRINGS, FL. 34133  
(as shown on Deed)

TYPE UTILITY SYSTEM: WATER  
(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, ect.

<u>ITEM</u>	<u>SIZE</u>	<u>QUANTITY</u>	<u>UNIT</u>	<u>COST</u>	<u>TOTAL</u>
PVC WATERMAIN	10"	500.5	LF	\$16.54	\$8,278.27
HOT TAP SADDLE & VALVE	10X10	1	EA	\$5,999.25	\$5,999.25
GATE VALVE ASSBLY	10"	2	EA	\$1,000.00	\$2,000.00
FIRE HYDRANT ASSEMBLY	3 WAY	3	EA	\$3,300.00	\$9,900.00
WATER SERVICE COMPLETE	1"	4	EA	\$675.00	\$2,700.00
BLOW OFF ASSMBLY	2"	1	EA	\$550.00	\$550.00

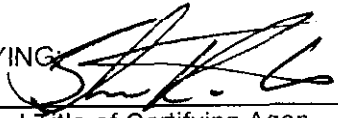
**TOTAL AMOUNT:** \$29,427.52

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

3/3/2003

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: 

(Name and Title of Certifying Agent  
OF: Gulf Coast Underground, Inc.  
(Firm or Corporation)

Address: 3551 METRO PARKWAY  
Fort Myers, FL 33916

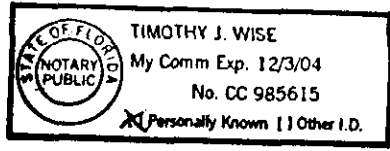
STATE OF FLORIDA)  
COUNTY OF LEE)

The foregoing instrument was signed and acknowledged before me this 12TH day of MARCH 2003, by STEVEN R. GOBLE who is personally know and who (did) (did not) take an oath.

  
\_\_\_\_\_  
Notary Public Signature

**TIMOTHY J. WISE**  
\_\_\_\_\_  
Printed Name of Notary Public

**CC985615**  
\_\_\_\_\_  
Notary Commission Number



(Notary Seal)

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 \_\_\_\_\_, \_\_\_\_\_, by and between \_\_\_\_\_, 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 Sherrye Booner  
(Signature of 1<sup>st</sup> Witness)

X Mark D. McCleary  
(Grantor's/Owner's Signature)

Sherrye Booner  
(Name of 1<sup>st</sup> Witness)

Mark D. McCleary  
(Grantor's/Owner's Name) Partner

X Frederick P. Learned  
(Signature of 2<sup>nd</sup> Witness)

Title

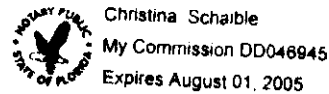
FREDERICK P. LEARNED  
(Name of 2<sup>nd</sup> Witness)

STATE OF Florida )  
 ) SS:  
COUNTY OF Lee )

The foregoing instrument was signed and acknowledged before me this 27 day of May 2003 by Mark D. McCleary who produced the following as identification \_\_\_\_\_ or is personally known to me, and who did/did not take an oath.

Christina Schable  
Notary Public Signature

Christina Schable  
Printed Name of Notary Public



(Notary Seal & Commission Number)



**METRON**  
SURVEYING & MAPPING, LLC  
LAND SURVEYORS • PLANNERS

EXHIBIT "A"

LEGAL DESCRIPTION  
OF AN EASEMENT LYING IN  
SECTION 21, TOWNSHIP 45 SOUTH, RANGE 25 EAST,  
LEE COUNTY, FLORIDA

(UTILITY EASEMENT)

AN UTILITY EASEMENT SITUATED IN THE STATE OF FLORIDA, COUNTY OF LEE, SECTION 21, TOWNSHIP 45 SOUTH, RANGE 25 EAST, LYING OVER, ACROSS AND THROUGH A PART OF LOT 6, DANIELS PARKWAY CENTER AS RECORDED IN PLAT BOOK 59, PAGES 55 AND 56 OF THE PUBLIC RECORDS OF LEE COUNTY, FLORIDA, BEING FURTHER DESCRIBED AS FOLLOWS:

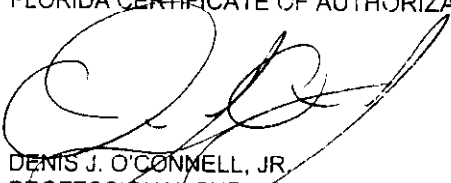
**BEGINNING** AT THE SOUTHWEST CORNER OF SAID LOT 6; THENCE N.01°04'07"W. ALONG THE WEST LINE OF SAID LOT 6, A DISTANCE OF 45.00 FEET; THENCE N.88°41'48"E., A DISTANCE OF 206.88 FEET; THENCE N.01°04'44"W., A DISTANCE OF 10.00 FEET; THENCE N.88°41'48"E., A DISTANCE OF 10.00 FEET; THENCE S.01°04'44"E., A DISTANCE OF 10.00 FEET; THENCE N.88°41'48"E., A DISTANCE OF 250.10 FEET; THENCE N.01°04'44"W., A DISTANCE OF 10.00 FEET; THENCE N.88°41'48"E., A DISTANCE OF 10.00 FEET; THENCE S.01°04'44"E., A DISTANCE OF 10.00 FEET; THENCE N.88°41'48"E., A DISTANCE OF 21.51 FEET; THENCE S.01°18'12"E., A DISTANCE OF 45.00 FEET TO A POINT ON THE SOUTH LINE OF SAID LOT 6; THENCE S.88°41'48"W. ALONG SAID SOUTH LINE, A DISTANCE OF 498.68 FEET TO THE **POINT OF BEGINNING**.

EASEMENT CONTAINS 22,636 SQUARE FEET OR 0.52 ACRES, MORE OR LESS.

EASEMENT SUBJECT TO EASEMENTS, RESTRICTIONS, RESERVATIONS AND RIGHTS-OF-WAY (RECORDED AND UNRECORDED, WRITTEN AND UNWRITTEN)

BEARINGS ARE BASED ON THE NORTH LINE OF SAID LOT 6 BEING N.88°41'55"E.

METRON SURVEYING & MAPPING, LLC  
FLORIDA CERTIFICATE OF AUTHORIZATION LB# 7071



DENIS J. O'CONNELL, JR.  
PROFESSIONAL SURVEYOR AND MAPPER  
FLORIDA CERTIFICATE NO. 5430T

SHEET 1 OF 2

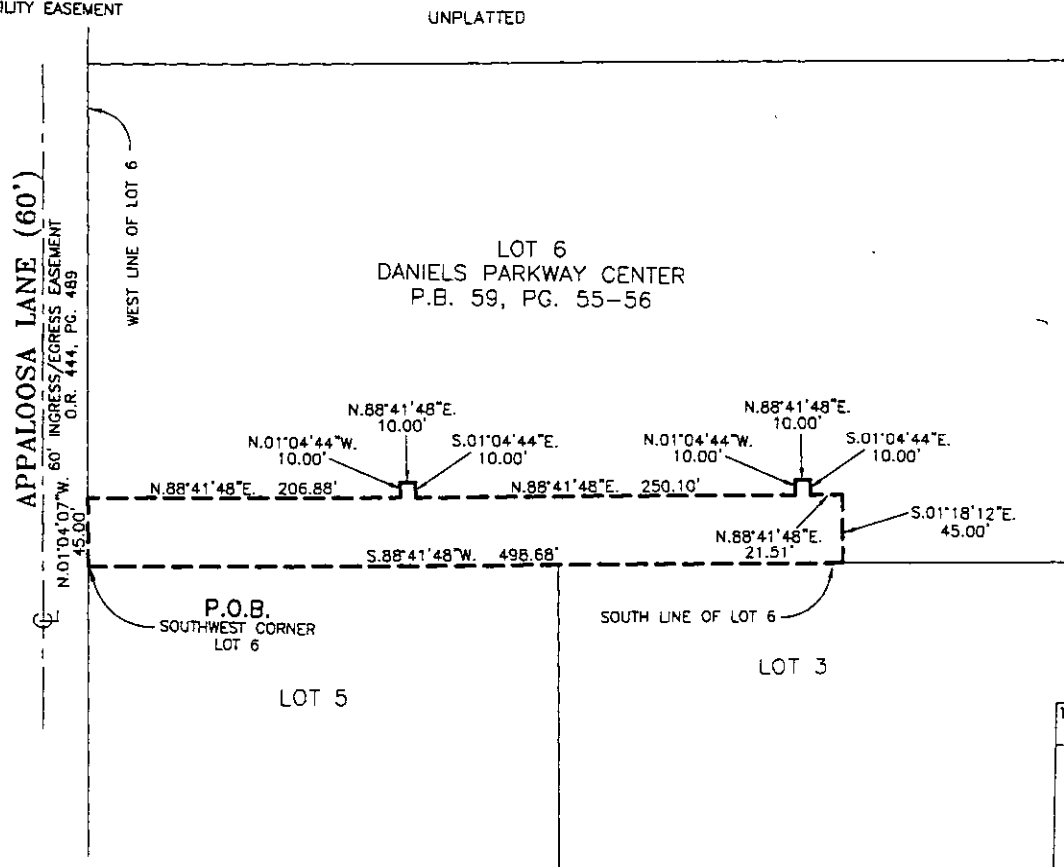
1760SK2.doc

5245 RAMSEY WAY, SUITE #2 • FORT MYERS, FLORIDA 33907 • PHONE (239) 275-8575 • FAX (239) 275-8457  
www.metronfl.com


**LEGEND:**

- P.O.B. = POINT OF BEGINNING
- P.O.C. = POINT OF COMMENCEMENT
- R/W = RIGHT-OF-WAY
- O.R. = OFFICIAL RECORD BOOK
- PG. = PAGE
- P.B. = PLAT BOOK
- P.U.E. = PUBLIC UTILITY EASEMENT
- FPL = FLORIDA POWER & LIGHT COMPANY
- U.E. = UTILITY EASEMENT

# SKETCH TO ACCOMPANY DESCRIPTION




**\* THIS IS NOT A SURVEY \***

BY:   
 DENIS J. O'CONNELL, JR.  
 PROFESSIONAL SURVEYOR AND MAPPER  
 FLORIDA CERTIFICATE NO. LS# 5430

DATE SIGNED: 5/05/83

NOT VALID WITHOUT THE SIGNATURE AND THE ORIGINAL RAISED SEAL OF A FLORIDA LICENSED SURVEYOR AND MAPPER.

<b>TITLE:</b>			
<b>SKETCH OF DESCRIPTION</b>			
		<b>METRON</b>	
<b>SURVEYING &amp; MAPPING, LLC</b>		5245 RAMSEY WAY, SUITE #2 FORT MYERS, FLORIDA 33907	
LAND SURVEYORS-PLANNERS LB# 7071		PHONE: (239) 275-8575 FAX: (239) 275-8457	
www.metronfl.com			
FILE NAME: 1760SK2.DWG	FIELD BOOK/PAGE: N/A	PROJECT NO.: 1760	SHEET: 2 OF 2
SKETCH DATE: 05-05-2003	DRAWN BY: SMS/DJO	SCALE: 1" = 30'	CHECKED BY: SMS (S-T-R)
		21-45-25	

**\* SEE SHEET 1 OF 2 FOR LEGAL DESCRIPTION \***

COPY

TO: LEE COUNTY FINANCE DEPARTMENT

BS 20030687-UTL

FROM: UTILITIES ENGINEERING

(Department) SUE GULLEDGE

A. AUTHORIZATION:

This transmittal authorizes the UTIL. ENGINEERING office to incur expenses for filing/records against: N/A DANIELS PARKWAY CENTER, LOT 6 (DPC LOT 6 LLP) Purchase Order # \_\_\_\_\_ for \_\_\_\_\_ 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



**FLORIDA DEPARTMENT OF REVENUE**  
**RETURN FOR TRANSFERS OF INTEREST IN REAL PROPERTY**  
 (PLEASE READ INSTRUCTIONS ON THE BACK OF THIS FORM BEFORE COMPLETING)

PHOTOCOPIES OF THIS FORM NOT ACCEPTABLE  
 DR-219 R. 07/98

Use black ink. Enter numbers as shown below. If typing, enter numbers as shown below.

0	1	2	3	4	5	6	7	8	9			0	1	2	3	4	5	6	7	8	9
---	---	---	---	---	---	---	---	---	---	--	--	---	---	---	---	---	---	---	---	---	---

1. Parcel Identification Number (If Parcel ID not available please call County Property Appraiser's Office) → 21452509000000060

2. Mark (x) all that apply  
 Multi-parcel transaction? →  Transaction is a split or cutout from another parcel? →  Property was improved with building(s) at time of sale/transfer? →

3. Grantor (Seller):  
 Last First MI Corporate Name (if applicable)  
 9200 BONITA BEACH RD STE 213, BONITA SPRINGS FL 34135

Mailing Address City State Zip Code Phone No.  
 LEE COUNTY BOARD OF COUNTY COMMISSIONERS

4. Grantee (Buyer):  
 Last First MI Corporate Name (if applicable)  
 FORT MYERS FL 33902 PO BOX 398 239 479-8181

5. Date of Sale/Transfer Sale/Transfer Price  
 Month Day Year \$ (Round to the nearest dollar.) . 00 Property Located In 4 6 County Code (County Codes on Reverse)

6. Type of Document  Contract/Agreement for Deed  Other  Warranty Deed  Quit Claim Deed **EASEMENT DONATION**  
 7. Are any mortgages on the property? If "Yes", outstanding mortgage balance: \$ (Round to the nearest dollar.) . 00

8. To the best of your knowledge, were there unusual circumstances or conditions to the sale/transfer such as: Forced sale by court order? Foreclosure pending? Distress Sale? Title defects? Corrective Deed? Mineral rights? Sale of a partial or undivided interest? Related to seller by blood or marriage. YES  /  NO

9. Was the sale/transfer financed? YES  /  NO If "Yes", please indicate type or types of financing:  
 Conventional  Seller Provided  Agreement or Contract for Deed  Other

10. Property Type: Residential Commercial Industrial Agricultural Miscellaneous Government Vacant Acreage Timeshare  
 Mark (x) all that apply

11. To the best of your knowledge, was personal property included in the sale/transfer? If "Yes", please state the amount attributable to the personal property. (Round to nearest dollar.) YES  /  NO \$ . 00

12. Amount of Documentary Stamp Tax \$ .

13. If no tax is due in number 12, is deed exempt from Documentary Stamp Tax under s. 201.02(6), Florida Statutes? YES  /  NO

Under penalties of perjury, I declare that I have read the foregoing return and that the facts stated in it are true. If prepared by someone other than the taxpayer, his/her declaration is based on all information of which he/her has any knowledge.

Signature of Grantor or Grantee or Agent **RICK DIAZ, P.E., UTILITIES DIRECTOR** Date **6/5/03**

WARNING: FAILURE TO FILE THIS RETURN OR ALTERNATIVE FORM APPROVED BY THE DEPARTMENT OF REVENUE SHALL RESULT IN A PENALTY OF \$25.00 IN ADDITION TO ANY OTHER PENALTY IMPOSED BY THE REVENUE LAW OF FLORIDA.

(To be completed by the Clerk of the Circuit Court's Office)	Clerks Date Stamp
O. R. Book and Page Number and File Number Date Recorded Month / Day / Year	

**WARRANTY**

THE UNDERSIGNED parties do hereby warrant and/or guaranty all work executed by the contractor on the water and/or sewer systems of (Name of Development); #21-45-25-09-00000.0060  
DANIELS PARKWAY CENTER LOT 6

to be free from defects in material and workmanship for a period of one (1) year from the date of acceptance by the Lee County Board of County Commissioners. The undersigned parties further agree that they will, at their own expense, repair and replace all such defective work and all other work damaged by said defective work under this Warranty-Guaranty

It is furthermore understood that the consideration for the giving of this warranty and/or guaranty is the requirement by the General Conditions and Specifications under which the contract was let that such warranty and/or guaranty would be given.

GULF COAST UNDERGROUND  
(NAME OF OWNER OR CONTRACTOR)

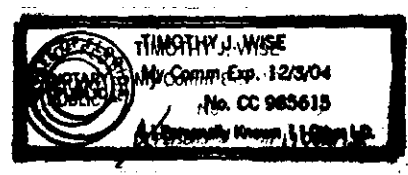
BY: [Signature]  
(SIGNATURE & TITLE)

STATE OF FLORIDA  
COUNTY OF LEE ) SS:

The foregoing instrument was signed and acknowledged before me this 3rd day of June, 2003 by Steven R. Gable who has produced personally known  
(Print or Type Name) (Type Of Identification and Number)

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

[Signature]  
Notary Public Signature  
Timothy J. Wise  
Printed Name of Notary Public  
00985615  
Notary Commission Number



(NOTARY SEAL)

LCDUOPMAN - July 1, 1996 - Sect 11