

1. REQUESTED MOTION:

ACTION REQUESTED: Accept a Petition to Vacate a 12-foot wide Public Utility Easement located at 2401 Gretchen Ave S., Lehigh Acres, Florida 33971, and adopt a resolution, setting a Public Hearing for 5:00 PM on the 27th day of January, 2004. (Case No. VAC2003-00067)

WHY ACTION IS NECESSARY: To construct a commercial building on the combined lots. **The vacation of this easement will not alter existing utility conditions and the easement is not necessary to accommodate any future utility requirements.**

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

2. DEPARTMENTAL CATEGORY:
COMMISSION DISTRICT #: 5

04

C4B

3. MEETING DATE:

01-06-2004

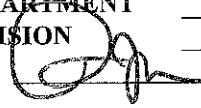
4. AGENDA:

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

5. REQUIREMENT/PURPOSE:
(Specify)

- STATUTE F.S. Ch. 177
- ORDINANCE
- ADMIN. CODE 13-1
- OTHER

6. REQUESTOR OF INFORMATION:

- A. COMMISSIONER
 - B. DEPARTMENT Community Development
 - C. DIVISION Development Services
- BY:  12/4/03
Peter J. Eckenrode, Director

7. BACKGROUND:

The completed petition to vacate, VAC2003-00067 was submitted by Guadalupe and Melissa Delacruz.

LOCATION: Petition No. VAC2003-00067 proposes to vacate a 12-foot wide Public Utility Easement centered on the lot lines common to Lots 7 & 8, 8 & 9, 9 & 10, 10 & 11, 11 & 12 and 12 & 13, Block 23, Unit 5, Lehigh Estates, a subdivision of Lehigh Acres, as recorded in Plat Book 15, Page 85, Section 4, Township 45 South, Range 26 East, of the Public Records of Lee County, Florida, LESS and EXCEPT the Easterly 6-feet and the Westerly 6-feet thereof. All seven (7) lots were combined into one strap number and assigned one address. The site is located at 2401 Gretchen Ave S., Lehigh Acres, Florida 33971.


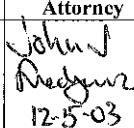

Documentation pertaining to this Petition to Vacate is available for viewing at the Office of Lee Cares.

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 Public Hearing, Notice of Public Hearing and Exhibits.

8. MANAGEMENT RECOMMENDATIONS:



9. RECOMMENDED APPROVAL:

A Department Director	B Purchasing or Contracts	C Human Resources	D Other	E County Attorney	F Budget Services 12/4/03				G County Manager
	N/A	N/A	N/A	 12-5-03	DA 12/8/03	OM 12/8/03	Risk 12/8/03	GG 12/4/03	

10. COMMISSION ACTION:

- APPROVED
- DENIED
- DEFERRED
- OTHER

Rec. by CoAtty
Date: 12-4-03
Time: 4:40
Forwarded To:
Co. Adm.
12/5/03 4:04

RECEIVED BY
COUNTY ADMIN: 
12/5/03
4:20 HS
COUNTY ADMIN
FORWARDED TO: 
12/9 5:00

PETITION TO VACATE

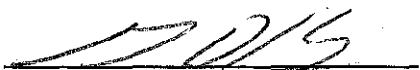
Case Number: VAC2003-00067

Petitioner(s), Guadalupe and Melissa Delacruz
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, 204 Ichabod Avenue, Lehigh, FL 33971.
2. In accordance with Florida Statute (F.S.) Chapter 177 and Lee County Administrative Code (LCAC) 13-1, Petitioner desires to vacate the public's interest in the easement, plat or portion of a plat legally described in the attached Exhibit "A".
3. A sketch showing the area the Petitioner desires to vacate is attached as Exhibit "B".
4. Proof Petitioner paid all applicable state and county taxes is attached as Exhibit "C".
5. Petitioner is fee simple title holder to the underlying land sought to be vacated.
6. Petitioner did provide notice to all affected property owners concerning the intent of this Petition in accordance with the LCAC 13-1.
7. In accordance with letters of review and recommendation provided by various governmental and utility entities, it is apparent if the Board grants the Petitioner's request, it will not affect the ownership or right of convenient access of persons owning other parts of the subdivision.

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

Respectfully Submitted,

By: 
 Petitioner Signature
Guadalupe Delacruz
 Printed Name


By: 
 Petitioner Signature
Melissa Delacruz
 Printed Name

Exhibit "A"
Petition to Vacate
VAC2003-00067

Legal Description of Public Utility Easements to be Vacated

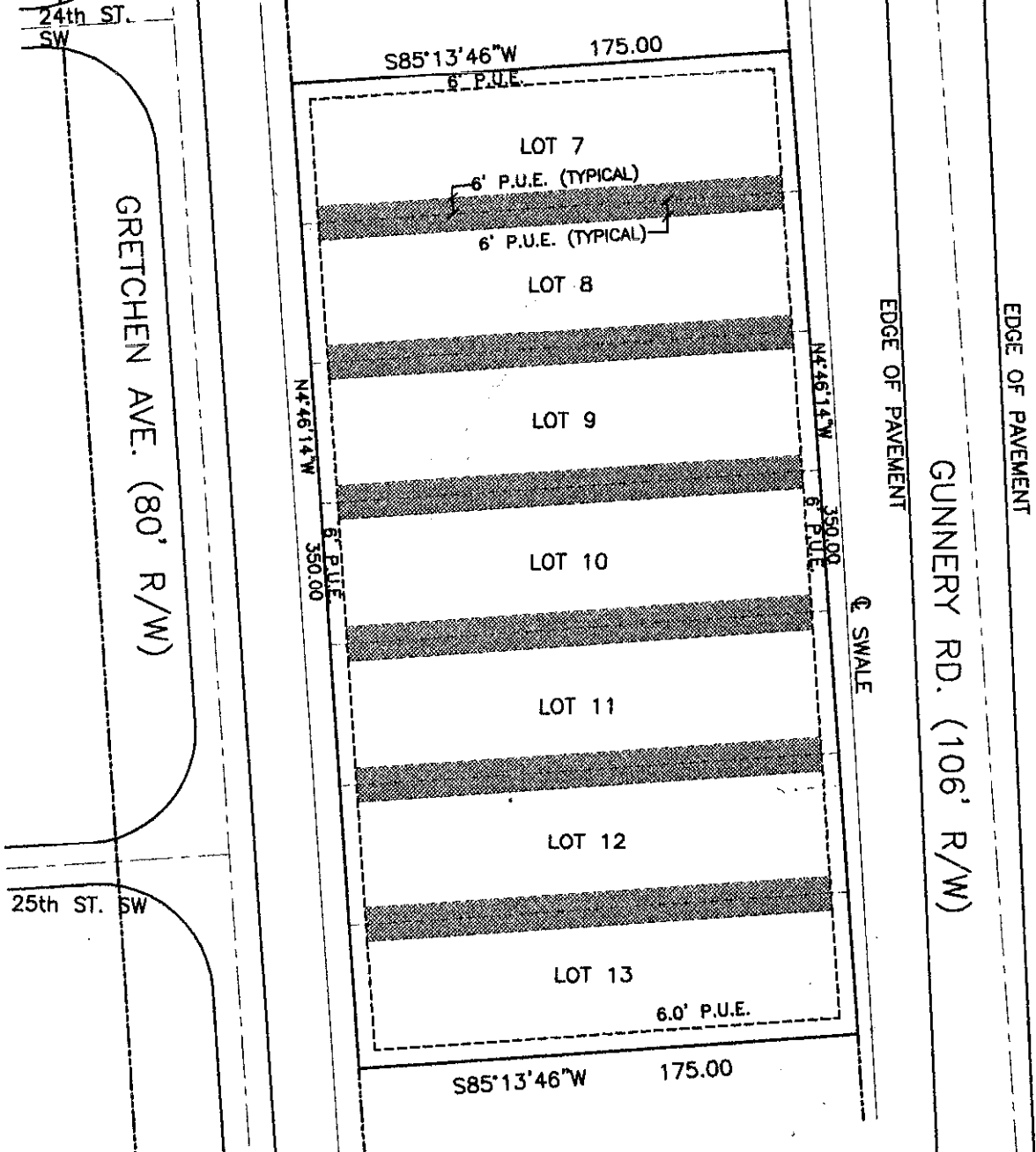
The twelve-foot (12') wide Public Utility Easements centered on the common lot lines between Lots 7 and 8, 8 and 9, 9 and 10, 10 and 11, 11 and 12, and 12 and 13; all in Block 23, of the Plat of Unit 5, Lehigh Estates, a Subdivision of Lehigh Acres, Florida, according to map or plat there on file and recorded in Plat Book 15, Page 85 of the of the Public Records of Lee County, Florida;

LESS AND EXCEPT the easterly six feet and westerly six feet of each easement.

2407 GRETCHEN AVE. S

PUBLIC UTILITY
EASEMENT TO BE
VACATED

LOTS 7-13, BLOCK 23, UNIT 5
SECTION 4, TOWNSHIP 45 SOUTH, RANGE 26 EAST
LEHIGH ACRES PLAT BOOK 15, PAGE 85



- STRAP NUMBERS:
 04-45-26-05-00023.0070
 04-45-26-05-00023.0080
 04-45-26-05-00023.0090
 04-45-26-05-00023.0100
 04-45-26-05-00023.0110
 04-45-26-05-00023.0120
 04-45-26-05-00023.0130

EXHIBIT B

PREPARED BY:
SPECTRUM ENGINEERING, INC.
 1342 COLONIAL BOULEVARD, SUITE 31
 FORT MYERS, FL 33907



Exhibit "C"

Petition to Vacate

VAC2003-00067

[Page One of One]

Tax Roll Search - Real Property

Search the Lee County Tax Collector's real property records by selecting the search criteria for the tax year. Use the extensive search feature to view a broader range of data.

*The results to your tax search are based upon information provided to the Lee County Tax Collector by the Lee County Property Appraiser. **This website should not be relied upon for a title search.** Amounts due are subject to change without notice due to statutory compliance (i.e. tax deed application, county held tax certificates, errors & insolvencies (E&I), bankruptcy, litigation, etc.)*

View
 for Tax Year:

Save as File Extensive Search
View file format.

Your search for 04452605000230070 has returned 6 result(s).

Account	Tax Year	Owner Name and Address	Status
04-45-26-05-00023.0070	2003	DELACRUZ GUADALUPE + MELISSA M 2401 GRETCHEN AVE S	PAID
04-45-26-05-00023.0070	2002	DELACRUZ GUADALUPE + MELISSA M 2401 GRETCHEN AV S	REDEEM
04-45-26-05-00023.0070	2001	DELACRUZ GUADALUPE + MELISSA M 2401 GRETCHEN AV S	PAID
04-45-26-05-00023.0070	2000	DELACRUZ GUADALUPE + MELISSA M 2401 GRETCHEN AV S	PAID
04-45-26-05-00023.0070	1999	SWINDLE WILLIAM W + MARY K 2401 GRETCHEN AV S	PAID
04-45-26-05-00023.0070	1998	SWINDLE WILLIAM W + MARY K	PAID

(Click on the account number for more information and/or online payment.)

6 match(es)

Page 1 of 1

This Instrument Prepared by and return to:
Name: Jackle Phillips, an employee of
Fleetwood Title Corporation
Address: 904 Lee Blvd., Suite 106
Lehigh Acres, FL 33936
42801
Parcel I.D. #: 04-45-26-05-00023.0070
Rec \$15.00 Rptt \$105.00 Total \$120.00

SPACE ABOVE THIS LINE FOR PROCESSING DATA

INSTR # 5135100
OR BK 03413 PG 2565

RECORDED 05/16/01 08:25 AM
CHARLIE GREEN CLERK OF COURT
LEE COUNTY
RECORDING FEE 15.00
DOC TAX PD (F.S. 201.02) 105.00
DEPUTY CLERK C Keller

SPACE ABOVE THIS LINE FOR RECORDING DATA

THIS WARRANTY DEED Made the 24th day of April, A.D. 2001,
by **WILLIAM W. SWINDLE** and **MARY K. SWINDLE**, husband and wife, hereinafter called the
grantors, to **GUADALUPE DELACRUZ** and **MELISSA M. DELACRUZ**, husband and wife, whose
post office address is **204 Ichabod Avenue, Lehigh Acres, FL 33971**, hereinafter called the grantees:

(3)
(Wherever used herein the terms "grantors" and "grantees" include all the parties to this instrument, singular and plural, the heirs, legal representatives and assigns of individuals, and the successors and assigns of corporations, wherever the context so admits or requires.)

Witnesseth: That the grantors, for and in consideration of the sum of \$10.00 and other valuable consideration, receipt whereof is hereby acknowledged, do hereby grant, bargain, sell, alien, remise, release, convey and confirm unto the grantees all that certain land situate in Lee County, State of Florida, viz:

Lot 7, Block 23, Unit 5, Lehigh Estates, Section 4, Township 45 South, Range 26 East, Lehigh Acres, according to the plat thereof on file in the Office of the Circuit Court recorded in Plat Book 15, Page 85, Public Records of Lee County, Florida.

SUBJECT TO TAXES FOR THE YEAR 2001 AND SUBSEQUENT YEARS, RESTRICTIONS, RESERVATIONS, COVENANTS AND EASEMENTS OF RECORD, IF ANY.

Subject Property is not now nor has it ever been the homestead property of the grantor. Subject property is vacant 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 the grantors hereby covenant with said grantees that they are lawfully seized of said land in fee simple; that they have good right and lawful authority to sell and convey said land, and hereby fully warrant the title to said land and will defend the same against the lawful claims of all persons whomsoever, and that said land is free of all encumbrances, except taxes accruing subsequent to December 31, 2000.

In Witness Whereof, the said grantors have signed and sealed these presents, the day and year first above written.

Signed, sealed and delivered in the presence of:

George Glendering
Witness Signature

George Glendering
Printed Name

Helene Johnson
Witness Signature

HELENE JOHNSON
Printed Name

William W. Swindle, L.S.
William W. Swindle
Address:
563 Pine Needle Ct., Laig Mary, FL 32746

State of Indiana

County of Lake

The foregoing instrument was acknowledged before me this 23 day of Apr: 1, 2001, by William W. Swindle, who are known to me or who have produced N/A as identification and who did (did not) take an oath.

George Glendering
Signature of Acknowledger

My commission expires 11/13/01

Notary Seal:



In Witness Whereof, the said grantors have signed and sealed these presents, the day and year first above written.

Signed, sealed and delivered in the presence of:

Ruth Clive
Witness Signature

RUTH CLIVE
Printed Name

Eva Barnes
Witness Signature

EVA BARNES
Printed Name

Mary K. Swindle
Mary K. Swindle
Address:
563 Pine Needle Ct., Laig Mary, FL 32746

State of Florida

County of Seмино

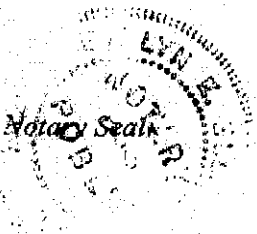
The foregoing instrument was acknowledged before me this 24th day of April 2001, by Mary K. Swindle, who are known to me or who have produced identification and who did (did not) take an oath. as

Evelyn E. Elliott
Signature of Acknowledger

My commission expires



Evelyn E Elliott
My Commission DO014460
Expires April 17 2005



This Instrument Prepared by and return to:
Name: Jackie Phillips, an employee of
Fleetwood Title Corporation
Address: 904 Lee Blvd., Suite 106
Lehigh Acres, FL 33936
42800
Parcel I.D. #: 04-45-26-05-00023.0070
Rec \$15.00 Rppt \$105.00 Total \$120.00

INSTR # 5135101
OR BK 03413 PG 2568

RECORDED 05/16/01 08:25 AM
CHARLIE GREEN CLERK OF COURT
LEE COUNTY
RECORDING FEE 15.00
DOC. TAX PD (F.S. 201.02) 105.00
DEPUTY CLERK C Keller

SPACE ABOVE THIS LINE FOR PROCESSING DATA

SPACE ABOVE THIS LINE FOR RECORDING DATA

12

THIS WARRANTY DEED Made the 24th day of April, A.D. 2001,
by **WILLIAM W. SWINDLE** and **MARY K. SWINDLE**, husband and wife, hereinafter called the
grantors, to **GUADALUPE DELACRUZ** and **MELISSA M. DELACRUZ**, husband and wife, whose
post office address is **204 Ichabod Avenue, Lehigh Acres, FL 33971**, hereinafter called the grantees:

(Wherever used herein the terms "grantors" and "grantees" include all the parties to this instrument, singular and plural, the heirs, legal representatives and assigns of individuals, and the successors and assigns of corporations, wherever the context so admits or requires.)

Witnesseth: That the grantors, for and in consideration of the sum of \$10.00 and other valuable consideration, receipt whereof is hereby acknowledged, do hereby grant, bargain, sell, alien, remise, release, convey and confirm unto the grantees all that certain land situate in Lee County, State of Florida, viz:

Lot 8, Block 23, Unit 5, Lehigh Estates, Section 4, Township 45 South, Range 26 East, Lehigh Acres, according to the plat thereof on file in the office of the Clerk of the Circuit Court recorded in Plat Book 15, Page 85, Public Records of Lee County, Florida.

SUBJECT TO TAXES FOR THE YEAR 2001 AND SUBSEQUENT YEARS, RESTRICTIONS, RESERVATIONS, COVENANTS AND EASEMENTS OF RECORD, IF ANY.

Subject Property is not now nor has it ever been the homestead property of the grantor. Subject property is vacant 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 the grantors hereby covenant with said grantees that they are lawfully seized of said land in fee simple; that they have good right and lawful authority to sell and convey said land, and hereby fully warrant the title to said land and will defend the same against the lawful claims of all persons whomsoever, and that said land is free of all encumbrances, except taxes accruing subsequent to December 31, 2000.

In Witness Whereof, the said grantors have signed and sealed these presents, the day and year first above written.

Signed, sealed and delivered in the presence of:

Daye Glendening
Witness Signature

George Glendening
Printed Name

William W. Swindle, L.S.
William W. Swindle
Address:
563 Pine Needle Ct., Laig Mary, FL 32746

+ Helene Johnson
Witness Signature

+ HELENE JOHNSON
Printed Name

State of Indiana

County of Lake

The foregoing instrument was acknowledged before me this 23 day of April, 2001, by William W. Swindle, who are known to me or who have produced N/A as identification and who did (did not) take an oath.

Daye Glendening
Signature of Acknowledger

My commission expires 11/13/01



My comm. exp. 11/13/01

In Witness Whereof, the said grantors have signed and sealed these presents, the day and year first above written.

Signed, sealed and delivered in the presence of:

Ruth Cline
Witness Signature

RUTH CLINE
Printed Name

Eva Barnes
Witness Signature

EVA BARNES
Printed Name

Mary K. Swindle
Mary K. Swindle
Address:
563 Pine Needle Ct., Laig Mary, FL 32746

State of Florida

County of Seville

The foregoing instrument was acknowledged before me this 24th day of April, 2001, by Mary K. Swindle, who are ~~known to me or~~ who have produced _____ as identification and who ~~did~~ (did not) take an oath.

Evelyn E Elliott
Signature of Acknowledger

My commission expires  Evelyn E Elliott
My Commission DD014460
Expires April 17 2005



This Instrument Prepared by and return to:
Name: Jackie Phillips, an employee of
Fleetwood Title Corporation
Address: 904 Lee Blvd., Suite 106
Lehigh Acres, FL 33936
42803
Parcel I.D. #: 04-45-26-05-00023.0070
Rec \$15.00 Rptt \$105.00 Total \$120.00

INSTR # 5135139
OR BK 03413 PG 2641

RECORDED 05/16/01 08:31 AM
CHARLIE GREEN CLERK OF COURT
LEE COUNTY
RECORDING FEE 15.00
DOC TAX PD(F.S.201.02) 105.00
DEPUTY CLERK C Keller

SPACE ABOVE THIS LINE FOR PROCESSING DATA

SPACE ABOVE THIS LINE FOR RECORDING DATA

THIS WARRANTY DEED Made the 24th day of April, A.D. 2001,
by **WILLIAM W. SWINDLE** and **MARY K. SWINDLE**, husband and wife, hereinafter called the
grantors, to **GUADALUPE DELACRUZ** and **MELISSA M. DELACRUZ**, husband and wife, whose
post office address is **204 Ichabod Avenue, Lehigh Acres, FL 33971**, hereinafter called the grantees:

(Wherever used herein the terms "grantors" and "grantees" include all the parties to this instrument, singular and plural, the heirs, legal representatives and assigns of individuals, and the successors and assigns of corporations, wherever the context so admits or requires.)

Witnesseth: That the grantors, for and in consideration of the sum of \$10.00 and other valuable consideration, receipt whereof is hereby acknowledged, do hereby grant, bargain, sell, alien, remise, release, convey and confirm unto the grantees all that certain land situate in Lee County, State of Florida, viz:

Lot 9, Block 23, Unit 5, Lehigh Estates, Section 4, Township 45 South, Range 26 East, Lehigh Acres, according to the plat thereof on file in the office of the Clerk of the Circuit Court recorded in Plat Book 15, Page 85, Public Records of Lee County, Florida.

SUBJECT TO TAXES FOR THE YEAR 2001 AND SUBSEQUENT YEARS, RESTRICTIONS, RESERVATIONS, COVENANTS AND EASEMENTS OF RECORD, IF ANY.

Subject Property is not now nor has it ever been the homestead property of the grantor. Subject property is vacant 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 the grantors hereby covenant with said grantees that they are lawfully seized of said land in fee simple; that they have good right and lawful authority to sell and convey said land, and hereby fully warrant the title to said land and will defend the same against the lawful claims of all persons whomsoever, and that said land is free of all encumbrances, except taxes accruing subsequent to December 31, 2000.

In Witness Whereof, the said grantors have signed and sealed these presents, the day and year first above written.

Signed, sealed and delivered in the presence of:

[Signature]
Witness Signature

George Gladen:19
Printed Name

[Signature]
Witness Signature

HELENE JOHNSON
Printed Name

William W. Swindle L.S.
William W. Swindle
Address:
563 Pine Needle Ct., Laig Mary, FL 32746

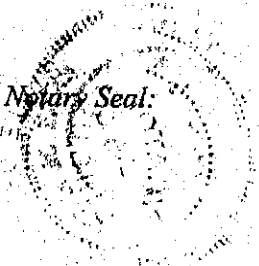
State of Indiana

County of Lake

The foregoing instrument was acknowledged before me this 23 day of April, 2001, by William W. Swindle, who are known to me or who have produced N/A as identification and who did (did not) take an oath.

[Signature]
Signature of Acknowledger

My commission expires 11/13/01



In Witness Whereof, the said grantors have signed and sealed these presents, the day and year first above written.

Signed, sealed and delivered in the presence of:

Ruth Cline
Witness Signature

RUTH CLINE
Printed Name

Eva Barnes
Witness Signature

EVA BARNES
Printed Name

Mary K. Swindle
Mary K. Swindle
Address:
563 Pine Needle Ct., Laig Mary, FL 32746

State of Florida

County of Sevinole

The foregoing instrument was acknowledged before me this 24th day of April, 2001, by Mary K. Swindle, who are known to me or who have produced identification and who did (did not) take an oath. as

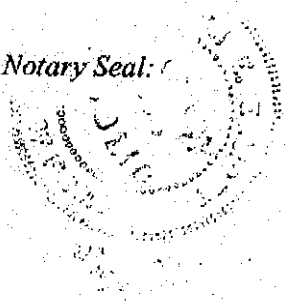
Evelyn E. Elliott
Signature of Acknowledger

My commission expires



Evelyn E Elliott
My Commission DD014480
Expires April 17 2005

Notary Seal:



INSTR # 5135136

OR BK 03413 PG 2633

RECORDED 05/16/01 08:30 AM
CHARLIE GREEN CLERK OF COURT
LEE COUNTY
RECORDING FEE 10.50
DOC TAX PD (F.S. 201.02) 105.00
DEPUTY CLERK C Keller

This Instrument Prepared by and return to:
Name: Sandra L. Jones, an employee of
Fleetwood Title Corporation
Address: 904 Lee Blvd., Suite 106
Lehigh Acres, FL 33936
42804
Parcel I.D. #: 04-45-26-05-00025.0100
Rec: \$10.50 Doc: \$105.00 Tit: \$115.50

SPACE ABOVE THIS LINE FOR PROCESSING DATA

SPACE ABOVE THIS LINE FOR RECORDING DATA

THIS WARRANTY DEED Made the 23rd day of April, A.D. 2001,
by **ANNA PEARL HALL**, hereinafter called the grantor, to **GUADALUPE DELACRUZ** and
MELISSA M. DELACRUZ, husband and wife, whose post office address is **204 Ichabod Avnue,**
Lehigh Acres, FL 33971, hereinafter called the grantees:

(Wherever used herein the terms "grantor" and "grantees" include all the parties to this instrument, singular and plural, the heirs, legal representatives and assigns of individuals, and the successors and assigns of corporations, wherever the context so admits or requires.)

Witnesseth: That the grantor, for and in consideration of the sum of \$10.00 and other valuable consideration, receipt whereof is hereby acknowledged, does hereby grant, bargain, sell, alien, remise, release, convey and confirm unto the grantees all that certain land situate in Lee County, State of Florida, viz:

Lot 10, Block 23, Unit 5, Lehigh Estates, Section 4, Township 45 South, Range 45 East, Lehigh Acres, according to the plat thereof on file in the office of the Clerk of the Circuit Court recorded in Plat Book 15, Page 85, Public Records of Lee County, Florida.

SUBJECT TO TAXES FOR THE YEAR 2001 AND SUBSEQUENT YEARS, RESTRICTIONS, RESERVATIONS, COVENANTS AND EASEMENTS OF RECORD, IF ANY.

Subject Property is not now nor has it ever been the homestead property of the grantor. Subject property is vacant 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 the grantor hereby covenants with said grantees that she is lawfully seized of said land in fee simple; that she has good right and lawful authority to sell and convey said land, and hereby fully warrants the title to said land and will defend the same against the lawful claims of all persons whomsoever, and that said land is free of all encumbrances, except taxes accruing subsequent to December 31, 2000.

In Witness Whereof, the said grantor has signed and sealed these presents, the day and year first above written.

Signed, sealed and delivered in the presence of:

Tera Alexander
Witness Signature

Tera Alexander
Printed Name

Sonia A. Scott
Witness Signature

Sonia A. Scott
Printed Name

Anna Pearl Hall L.S.

Anna Pearl Hall
Address:
P.O. Box 143, Marroe Bane, KY 42795

State of Ky
County of Cumberland

The foregoing instrument was acknowledged before me this 23 day of April, 2001, by Anna Pearl Hall, who is known to me or who has produced Drivers Lic as identification and who did (did not) take an oath.

Tera Alexander
Signature of Acknowledger
My commission expires May 13 2001

Notary Seal:

This Instrument Prepared by and return to:

Name: Sandra L. Jones, an employee of
Fleetwood Title Corporation
Address: 904 Lee Blvd., Suite 106
Lehigh Acres, FL 33936
42805

Parcel I.D. #: 04-45-26-05-00023.0100
Rec: \$10.50 Doc: \$105.00 Ttl: \$ 115.50

SPACE ABOVE THIS LINE FOR PROCESSING DATA

1 0000 001 000 000 000 001 000 000 1 000 000 000 1 0000 1 0000

INSTR # 5135127
OR BK 03413 PG 2611

RECORDED 03/16/01 08:28 AM
CHARLIE GREEN CLERK OF COURT
LEE COUNTY
RECORDING FEE 10.50
TAX PD.(F.S. 201.02) 105.00
DEPUTY CLERK C Keller

THIS WARRANTY DEED Made the 23rd day of Sept
by ANNA PEARL HALL, hereinafter called the grantor, to GUADALUPE DELACRUZ and
MELISSA M. DELACRUZ, husband and wife, whose post office address is 204 Ichabod Avenue,
Lehigh Acres, FL 33971, hereinafter called the grantees:

(Wherever used herein the terms "grantor" and "grantees" include all the parties to this instrument, singular and plural, the heirs, legal representatives and assigns of individuals, and the successors and assigns of corporations, wherever the context so admits or requires.)

Witnesseth: That the grantor, for and in consideration of the sum of \$10.00 and other valuable consideration, receipt whereof is hereby acknowledged, does hereby grant, bargain, sell, alien, remise, release, convey and confirm unto the grantees all that certain land situate in Lee County, State of Florida, viz:

Lot 11, Block 23, Unit 5, Lehigh Estates, Section 4, Township 45 South, Range 26 East, Lehigh Acres, according to the plat thereof on file in the office of the Clerk of the Circuit Court recorded in Plat Book 15, Page 85, Public Records of Lee County, Florida.

SUBJECT TO TAXES FOR THE YEAR 2001 AND SUBSEQUENT YEARS, RESTRICTIONS, RESERVATIONS, COVENANTS AND EASEMENTS OF RECORD, IF ANY.

Subject Property is not now nor has it ever been the homestead property of the grantor. Subject property is vacant 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 the grantor hereby covenants with said grantees that she is lawfully seized of said land in fee simple; that she has good right and lawful authority to sell and convey said land, and hereby fully warrants the title to said land and will defend the same against the lawful claims of all persons whomsoever, and that said land is free of all encumbrances, except taxes accruing subsequent to December 31, 2000.

In Witness Whereof, the said grantor has signed and sealed these presents, the day and year first above written.

Signed, sealed and delivered in the presence of:

Tea Alexander
Witness Signature

Tea Alexander
Printed Name

Stacey Thrasher
Witness Signature

Stacey Thrasher
Printed Name

Anna Pearl Hall L.S.
Anna Pearl Hall

Address:
P.O. Box 143, Marrow Bone, KY 42795

State of Ky
County of Cumberland

The foregoing instrument was acknowledged before me this 23 day of April, 2001, by Anna Pearl Hall, who is known to me or who has produced Drivers Lic as identification and who did (did not) take an oath.

Tea Alexander
Signature of Acknowledger

My commission expires May 13, 2001

Notary Seal:

This Instrument Prepared by and return to:
Name: Sandra L. Jones, an employee of
Fleetwood Title Corporation
Address: 904 Lee Blvd., Suite 106
Lehigh Acres, FL 33936
42806
Parcel I.D. #: 04-45-26-05-00023.0100
Rec: \$ 10.50 Doc: \$105.00 Ttl: \$115.50

INSTR # 5135097
OR BK 03413 PG 2545
RECORDED: 05/16/01 08:23 AM
CHARLIE GREEN CLERK OF COURT
LEE COUNTY
RECORDING FEE 10.50
DOC TAX PD (F.S. 201.02) 105.00
DEPUTY CLERK C Keller

SPACE ABOVE THIS LINE FOR PROCESSING DATA

SPACE ABOVE THIS LINE FOR RECORDING DATA

(3)

THIS WARRANTY DEED Made the 23rd day of April, A.D. 2001,
by ANNA PEARL HALL, hereinafter called the grantor, to GUADALUPE DELACRUZ and
MELISSA M. DELACRUZ, husband and wife, whose post office address is 204 Ichabod Avenue,
Lehigh Acres, FL 33971, hereinafter called the grantees:

(Wherever used herein the terms "grantor" and "grantees" include all the parties to this instrument, singular and plural, the heirs, legal representatives and assigns of individuals, and the successors and assigns of corporations, wherever the context so admits or requires.)

Witnesseth: That the grantor, for and in consideration of the sum of \$10.00 and other valuable consideration, receipt whereof is hereby acknowledged, does hereby grant, bargain, sell, alien, remise, release, convey and confirm unto the grantees all that certain land situate in Lee County, State of Florida, viz:

Lot 12, Block 23, Unit 5, Lehigh Estates, Section 4, Township 45 South, Range 26 East, Lehigh Acres, according to the plat thereof on file in the office of the Clerk of the Circuit Court recorded in Plat Book 15, Page 85, Public Records of Lee County, Florida.

SUBJECT TO TAXES FOR THE YEAR 2001 AND SUBSEQUENT YEARS, RESTRICTIONS, RESERVATIONS, COVENANTS AND EASEMENTS OF RECORD, IF ANY.

Subject Property is not now nor has it ever been the homestead property of the grantor. Subject property is vacant 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 the grantor hereby covenants with said grantees that she is lawfully seized of said land in fee simple; that she has good right and lawful authority to sell and convey said land, and hereby fully warrants the title to said land and will defend the same against the lawful claims of all persons whomsoever, and that said land is free of all encumbrances, except taxes accruing subsequent to December 31, 2000.

In Witness Whereof, the said grantor has signed and sealed these presents, the day and year first above written.

Signed, sealed and delivered in the presence of:

Lea Alexander
Witness Signature

Lea Alexander
Printed Name

Stacey Thrasher
Witness Signature

Stacey Thrasher
Printed Name

Anna Pearl Hall L.S.
Anna Pearl Hall

Address:
P.O. Box 143, Marrow Bone, KY 42795

State of Ky
County of Cumberland

The foregoing instrument was acknowledged before me this 23 day of April, 2001, by Anna Pearl Hall, who is known to me or who has produced Drivers License as identification and who did (did not) take an oath.

Lea Alexander
Signature of Acknowledger
My commission expires May 13, 2003

Notary Seal:

INSTR # 5135142

OR BK 03413 PG 2650

RECORDED 05/16/01 08:32 AM
CHARLIE GREEN CLERK OF COURT
LEE COUNTY
RECORDING FEE 15.00
DOC TAX PD(F.S. 201.02) 105.00
DEPUTY CLERK C Keller

This Instrument Prepared by and return to:
Name: Sandra L. Jones, an employee of
Fleetwood Title Corporation
Address: 904 Lee Blvd., Suite 106
Lehigh Acres, FL 33936
42802
Parcel I.D. #: 04-45-26-05-00023.0130
Rec: \$15.00 Doc \$105.00 TH: \$120.00

SPACE ABOVE THIS LINE FOR PROCESSING DATA

SPACE ABOVE THIS LINE FOR RECORDING DATA

THIS WARRANTY DEED Made the 24th day of April, A.D. 2001,
by **MARY K. SWINDLE and ANNA PEARL HALL**, hereinafter called the grantors, to **GUADALUPE DELACRUZ and MELISSA M. DELACRUZ**, husband and wife, whose post office address is 204 Ionabad Avenue, Lehigh Acres, FL 33971, hereinafter called the grantees:

3

(Wherever used herein the terms "grantors" and "grantees" include all the parties to this instrument, singular and plural, the heirs, legal representatives and assigns of individuals, and the successors and assigns of corporations, wherever the context so admits or requires.)

Witnesseth: That the grantors, for and in consideration of the sum of \$10.00 and other valuable consideration, receipt whereof is hereby acknowledged, do hereby grant, bargain, sell, alien, remise, release, convey and confirm unto the grantees all that certain land situate in Lee County, State of Florida, viz:

Lot 13, Block 23, Unit 5, Lehigh Estates, Section 4, Township 45 South, Range 26 East, Lehigh Acres, according to the plat thereof on file in the office of the Clerk of the Circuit Court recorded in Plat Book 15, Page 85, Public Records of Lee County, Florida.

SUBJECT TO TAXES FOR THE YEAR 2001 AND SUBSEQUENT YEARS, RESTRICTIONS, RESERVATIONS, COVENANTS AND EASEMENTS OF RECORD, IF ANY.

Subject Property is not now nor has it ever been the homestead property of the grantor. Subject property is vacant 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 the grantors hereby covenant with said grantees that they are lawfully seized of said land in fee simple; that they have good right and lawful authority to sell and convey said land, and hereby fully warrant the title to said land and will defend the same against the lawful claims of all persons whomsoever, and that said land is free of all encumbrances, except taxes accruing subsequent to December 31, 2000.

In Witness Whereof, the said grantors have signed and sealed these presents, the day and year first above written.

Signed, sealed and delivered in the presence of:

Eva Barnes

Witness Signature

EVA BARNES

Printed Name

Ruth Cline

Witness Signature

RUTH CLINE

Printed Name

Mary K. Swindle i.s.

Mary K. Swindle

Address:

563 Pine Needle Court, Lake Mary, FL 32746

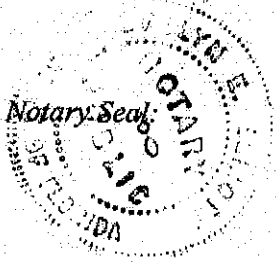
State of Florida
County of Seminole

The foregoing instrument was acknowledged before me this 24th day of April, 2001, by Mary K. Swindle, who are known to me, or who have produced _____ as identification and who did (did not) take an oath.

Robert E. Elliott

Signature of Acknowledger

My commission expires _____



Evelyn E. Elliott
My Commission DD014450
Expires April 17 2006

To Have and to Hold the same in fee simple forever.

And the grantors hereby covenant with said grantees that they are lawfully seized of said land in fee simple; that they have good right and lawful authority to sell and convey said land, and hereby fully warrant the title to said land and will defend the same against the lawful claims of all persons whomsoever, and that said land is free of all encumbrances, except taxes accruing subsequent to December 31, 2000.

In Witness Whereof, the said grantors have signed and sealed these presents, the day and year first above written.

Signed, sealed and delivered in the presence of:

Ted Alexander

Witness Signature

Ted Alexander

Printed Name

Anna Pearl Hall

L.S.

Anna Pearl Hall

Address:

P.O. Box 143

Marrow Bone, KY 42795

Stacey Thrasher

Witness Signature

Stacey Thrasher

Printed Name

State of Ky
County of Cumberland

The foregoing instrument was acknowledged before me this 23 day of April, 2001, by Mary K. Swindle, who are known to me or who have produced Drivers Lic. as identification and who did (did not) take an oath.

Ted Alexander

Signature of Acknowledger

My commission expires May 13 2003

Notary Seal:



October 8, 2003

Grace McDonald
Spectrum Engineering, Inc.
1342 Colonial Boulevard, Suite 31
Fort Myers, FL 33907

Re: **Guadalupe & Melissa Delecruz**

A 12-foot wide drainage and/or utility easement centered on the lot line common to Lots 7 & 8, Block 23, Unit 5, less and except the easterly 6-foot and the westerly 6-foot thereof,

And

A 12-foot wide drainage and/or utility easement centered on the lot line common to Lots 8 & 9, Block 23, Unit 5, less and except the easterly 6-foot and the westerly 6-foot thereof,

And

A 12-foot wide drainage and/or utility easement centered on the lot line common to Lots 9 & 10, Block 23, Unit 5, less and except the easterly 6-foot and the westerly 6-foot thereof,

And

A 12-foot wide drainage and/or utility easement centered on the lot line common to Lots 10 & 11, Block 23, Unit 5, less and except the easterly 6-foot and the westerly 6-foot thereof,

And

A 12-foot wide drainage and/or utility easement centered on the lot line common to Lots 11 & 12, Block 23, Unit 5, less and except the easterly 6-foot and the westerly 6-foot thereof,

And

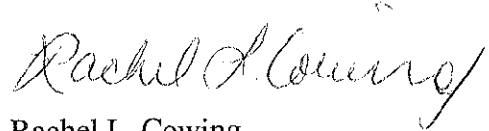
A 12-foot wide drainage and/or utility easement centered on the lot line common to Lots 12 & 13, Block 23, Unit 5, less and except the easterly 6-foot and the westerly 6-foot thereof, according to the Plat of Lehigh Acres as recorded in Plat Book 15, Page 85 of the Public Records of Lee County, Florida.

Dear Mrs. McDonald:

Please be advised that Florida Water Services Corporation has reviewed the above-referenced request for a vacation of easement. We have no objection to the vacation of easement as described above.

Please call me at (407) 598-4187, if you need any additional information or other assistance.

Sincerely,

A handwritten signature in cursive script that reads "Rachel L. Cowing". The signature is written in black ink and is positioned above the typed name and title.

Rachel L. Cowing
Legal Assistant



September 4, 2003

Spectrum Engineering
1342 Colonial Blvd, Suite 31
Fort Myers, FL 33907

Re: Request for Letter of Review and Recommendation for proposed vacation of Public Utility Easements Lying within Lots 7-13, Block 23, Unit 5 Lehigh Acres. PB 15, PG 85, Lee County, Florida.

To Whom It May Concern:

Florida Power and Light Company does not have any electrical facilities in the referenced Public Utility Easements to be vacated between lots 7 and 13 Block 23, Unit 5 Lehigh Acres. Therefore FPL has no objection to this vacation provided that good and sufficient easements are granted to provide electrical service to the property upon development.

If you have any questions or concerns, please call me at (239) 415-1316.

Sincerely,

A handwritten signature in black ink, appearing to read 'Mark Hoogwerf', written in a cursive style.

Mark Hoogwerf
FPL Customer Project Manager



LEE COUNTY
SOUTHWEST FLORIDA

BOARD OF COUNTY COMMISSIONERS

Writer's Direct Dial Number: (239)479-8181

Bob Janes
District One

Douglas R. St. Cerny
District Two August 25, 2003

Ray Judah
District Three

Andrew W. Coy
District Four

John E. Albion
District Five

Donald D. Stiwell
County Manager

James G. Yaeger
County Attorney

Diana M. Parker
County Hearing
Examiner

Grace McDonald
Spectrum Engineering, Inc.
1342 Colonial Boulevard, Suite 31
Fort Myers, FL 33907

SUBJECT: VACATION OF PLATTED EASEMENT(S)
STRAP #S: 04-45-26-05-00023.0070, .0080, .0090, .0100, .0110, .0120 & .0130
LOTS 7 THRU 13, BLOCK 23 - LEHIGH ACRES, UNIT 5
2401 THRU 2501 GRETCHEN AVENUE, S

Dear Ms. McDonald:

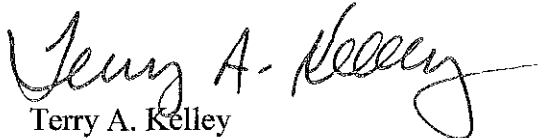
Lee County Utilities has no objection to the proposed vacation of the existing platted easements as described in your recent letter and associated legal description. However, the area in question is not located within Lee County Utilities' service area; therefore, we have no potable water or wastewater lines within the area to be vacated.

You may wish to contact Florida Water Services concerning your request, as the subject parcels are located within their service area boundaries.

If you should have any questions, or require further assistance, please do not hesitate to contact our office at (239)479-8531.

Sincerely,

LEE COUNTY UTILITIES



Terry A. Kelley
Senior Engineering Technician
Utilities Engineering Division

CC: Correspondence File

VIA FACSIMILE #277-1786
ORIGINAL MAILED 08/25/03

S:\Utils\Engr\TAK\LETTERS\VAC\FY 2003\Spectrum Engineering - 2401 Gretchen Av. S - Lehigh.doc

P.O. Box 398, Fort Myers, Florida 33902-0398 (239) 335-2111
Internet address <http://www.lee-county.com>
AN EQUAL OPPORTUNITY AFFIRMATIVE ACTION EMPLOYER



September 12, 2003

Grace McDonald
Spectrum Engineering, Inc.
1342 Colonial Boulevard, Suite 31
Fort Myers, Florida 33907

Re: Vacation of Public Utility Easement:

A 12 foot wide public utility and drainage easement
centered on the lot line common to lots 7 & 8,
lots 8 & 9, lots 9 & 10, lots 10 & 11, lots 11 & 12, and
lots 12 & 13, Block 23, Section 4, Township 45S, Range 26E.as
Recorded in Plat Book 15, page 85 of the Lee County
Public Records. Strap No. 04-45-26-05-00023.0070, 04-45-26-05-00023.0080,
04-45-26-05-00023.0090, 04-45-26-05-00023.0100,
04-45-26-05-00023.0110, 04-45-26-05-00023.0120,
04-45-26-05-00023.0130

Dear Ms. McDonald:

Sprint-Florida Incorporated has reviewed the document for the above referenced information. Based on the review, we have no objection to the vacation of a portion of a public utility easement at the Lehigh Acres location.

If you should require additional information, please contact me at 863-452-3207.

Sincerely,

A handwritten signature in cursive script that reads "Wayneth Jackson".

Wayneth Jackson
Engineer

Attachment: Exhibit A



August 25, 2003

Grace McDonald
Spectrum Engineering, Inc.
1342 Colonial Blvd – Suite 31
Fort Myers, Fla. 33907

RE: Vacation of easement – Block 23, Lots 7-13, Unit 5
Lehigh Acres, Lee County, Fla.

Dear Ms. McDonald:

The plat map sent to us for the above listed vacation of easement has been reviewed. At this time, Time Warner Cable has no facilities in this area and no future build is anticipated. Time Warner Cable has **NO CONFLICT** with this proposed construction.

If you have any further questions or concern, please do not hesitate to contact me at (941) 772-2218, Ext. 120.

Sincerely,

TIME WARNER CABLE

A handwritten signature in black ink, appearing to read "Adnaldo Rodriguez".

Adnaldo Rodriguez
Technical Field Inspector

AR/sgs

2931 Michigan Avenue
Fort Myers, Florida 33916
Phone 941-334-8828
Fax 941-334-8575



September 8, 2003

Spectrum Engineering, Inc
C/O Grace McDonald
1342 Colonial Bl #31
Ft Myers, FL 33907

Re: Request for a letter of Review and Recommendation on a Proposed
Easement Vacation of the Following Location: 2401 Gretchen Av
Lehigh Acres, FL

Dear Grace McDonald,

Comcast has no Conflict with the above referenced location and has no
Objection with the vacation of the above referenced utility easement.

If I may be of further assistance please do not hesitate to contact me at (239)
732-3865.

Sincerely,

A handwritten signature in cursive script that reads "Lucia Vera". The signature is written in dark ink and is positioned above the typed name.

Lucia Vera
Design Coordinator



BOARD OF COUNTY COMMISSIONERS

Writer's Direct Dial Number 239 479-8440

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

December 3, 2003

GUADALUPE & MELISSA DELACRUZ
204 ICHABOD AVE
LEHIGH ACRES, FL 33971

Re: VAC2003-00067 - Petition to vacate a 12-foot wide Public Utility Easement on the combined lots of 7 and 8, 8 and 9, 9 and 10, 10 and 11, 11 and 12, 12 and 13, Lehigh Estates, Block 23, Unit 5, Lehigh Acres, as recorded in Plat Book 15, Page 85, in the public records of Lee County, FL

Dear Mr. & Mrs. Delacruz:

This office has received your request to vacate 12-foot wide Public Utility Easement located at 2401 Gretchen Ave S., Lehigh Acres.

You have indicated that in order to build a commercial building on the combined lots, you desire to eliminate the Public Utility Easement located between your (7) seven lots. 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/rsk

U:\200312\20031015.144\0305640\DCDLETTER.DOC



LEE COUNTY
SOUTHWEST FLORIDA

BOARD OF COUNTY COMMISSIONERS

Writer's Direct Dial Number: (941) 479-8124

Friday, October 03, 2003

Bob Janes
District One

Douglas R. St. Cerny
District Two

Ms. Grace McDonald
Spectrum Engineering, Inc.
1342 Colonial Blvd., Suite 31
Fort Myers, FL 33907

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

Re: Petition to Vacate several twelve (12) foot wide public utility easements common to Lots 7 & 8, 8 & 9, 9 & 10, 10 & 11, 11 & 12, 12 & 13 of Block 23, Unit 05, Lehigh Acres Subdivision, as recorded in Plat Book 15 Page 85, in the public records, Lee County, Florida.

Dear Ms. McDonald:

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

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\vac384.doc



LEE COUNTY
SOUTHWEST FLORIDA

BOARD OF COUNTY COMMISSIONERS

Writer's Direct Dial Number: 479-8580

Bob Janes
District One

Douglas R. St. Cerny
District Two

Hay 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

August 29, 2003

Ms. Grace McDonald
Spectrum Engineering, Inc.
Key West Professional Center, Bldg. D
1342 Colonial Blvd., Suite 31
Fort Myers, FL 33907

**RE: Petition to Vacate the 6' wide Public Utility Easements
Lying within Lots 7-13, Block 23, Unit 5, Lehigh Acres**

Dear Ms. McDonald:

Lee County Department of Transportation has reviewed your request to vacate the above described easements recorded in Plat Book 15, page 85. DOT has no facilities within the easements and does not maintain them.

Therefore, DOT has no objection to this petition to vacate as proposed.

Yours very truly,

DEPARTMENT OF TRANSPORTATION

Margaret Lawson
Right-of-way Supervisor

MAL/mlb

cc: Terry Kelley, Lee County Utilities
Don Blackburn, Development Services
Allen Davies, Natural Resources
DOT PTV File (Lehigh/Gonzalez)

S:\DOCUMENT\Petition To Vacate\2003\Lots 7-3 BIK 23 Lehigh - McDonald.doc

P.O. Box 398, Fort Myers, Florida 33902-0398 (239) 335-2111

Internet address <http://www.lee-county.com>

AN EQUAL OPPORTUNITY AFFIRMATIVE ACTION EMPLOYER



Florida Department of Transportation

JEB BUSH
GOVERNOR

801 North Broadway Avenue
Bartow, Florida 33830

JOSE ABREU
SECRETARY

September 10, 2003

Spectrum Engineering, Inc.
Attn: Grace McDonald
1342 Colonial Blvd., Suite 31
Fort Myers, Florida 33907

RE: Vacation of a Public Utility Easement

Dear Mr. McDonald:

In response to your letter we received on August 25, 2003, our staff has conducted a review of your request to vacate the subject area as marked and generally described as: Those portions of a 6' wide Public Utility Easement lying within Lots 7 thru 13, Block 23, Unit 5 Leigh Acres, Lee County, Florida per Plat Book 15, Page 85 as described in the legal descriptions on the attached "Exhibit A".

Based on this review, we offer "No Objections" to this vacation request.

Sincerely,

Ruthie M. Chunn
Right of Way Agent
Property Management

RMC/blt

cc: Scott Gilbertson, P.E. – Lee County
Peter J. Eckenrode – Lee County
Mike Rippe – FDOT
Tom Garcia - FDOT

District One-Right of Way Department-Property Management
801 North Broadway Avenue*Post Office Box 1249*Bartow, FL 33831-1249
(863)519-2413 *(863)534-7168 (Fax)*MS 1-66
www.dot.state.fl.us

**RESOLUTION NO. _____ TO SET PUBLIC HEARING
FOR PETITION TO VACATE Case Number: VAC2003-00067**

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. VAC2003-00067 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

S O U T H W E S T
Deputy Clerk Signature

LEE COUNTY
BOARD OF COUNTY
COMMISSIONERS OF
LEE COUNTY, FLORIDA
F L O R I D A
Chairman Signature

Please Print Name

Please Print Name

APPROVED AS TO FORM

County Attorney Signature

Please Print Name

Exhibit "A"
Petition to Vacate
VAC2003-00067

Legal Description of Public Utility Easements to be Vacated

The twelve-foot (12') wide Public Utility Easements centered on the common lot lines between Lots 7 and 8, 8 and 9, 9 and 10, 10 and 11, 11 and 12, and 12 and 13; all in Block 23, of the Plat of Unit 5, Lehigh Estates, a Subdivision of Lehigh Acres, Florida, according to map or plat there on file and recorded in Plat Book 15, Page 85 of the of the Public Records of Lee County, Florida;

LESS AND EXCEPT the easterly six feet and westerly six feet of each easement.

NOTICE OF PUBLIC HEARING FOR PETITION TO VACATE

Case Number: VAC2003-00067

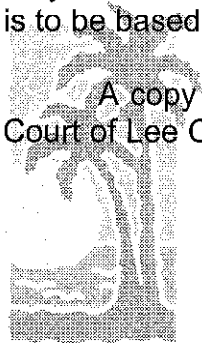
TO WHOM IT MAY CONCERN:

Notice is hereby given that on the 27th day of January 2004 @5:00 PM in the County Commissioners' Meeting Room, Old Lee County Courthouse, 2120 Main Street, Fort Myers, Florida, the Board of County Commissioners of Lee County, Florida, will consider and take action on a Petition vacating the public's interest in the easement, plat or portion of a plat legally described in the attached Exhibit "A".

Interested parties may appear in person or through a representative and be heard with respect to the Petition to Vacate.

Anyone wishing to appeal the decision made by the Board with respect to any matter considered at this meeting will need a record of the proceeding for such appeal, and may need a verbatim record, to include all testimony and evidence upon which the appeal is to be based.

A copy of the Petition to Vacate is on file in the Office of the Clerk of the Circuit Court of Lee County, Florida, Minutes Office, 2115 Second Street, Fort Myers, Florida.



LEE COUNTY

CHARLIE GREEN, CLERK

Deputy Clerk Signature

Please Print Name

APPROVED AS TO FORM

County Attorney Signature

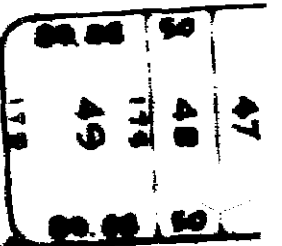
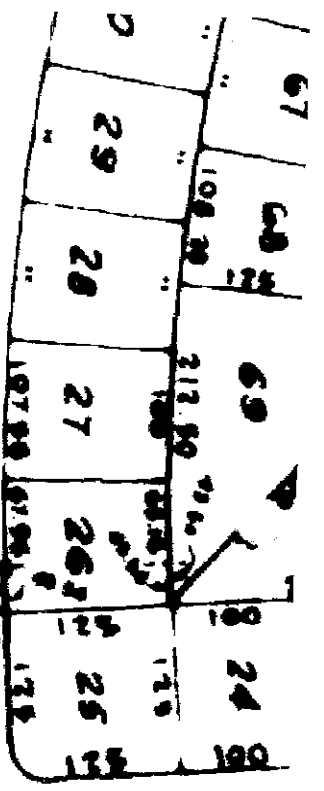
Please Print Name

Exhibit "A"
Petition to Vacate
VAC2003-00067

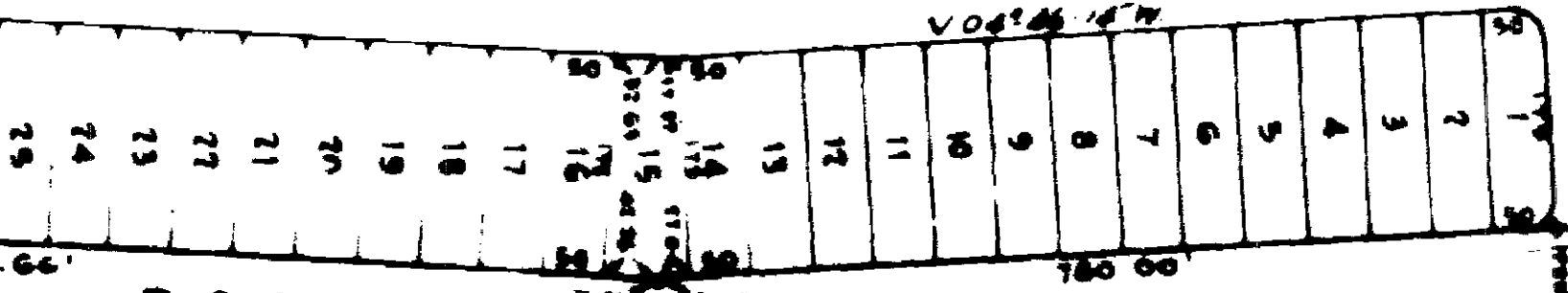
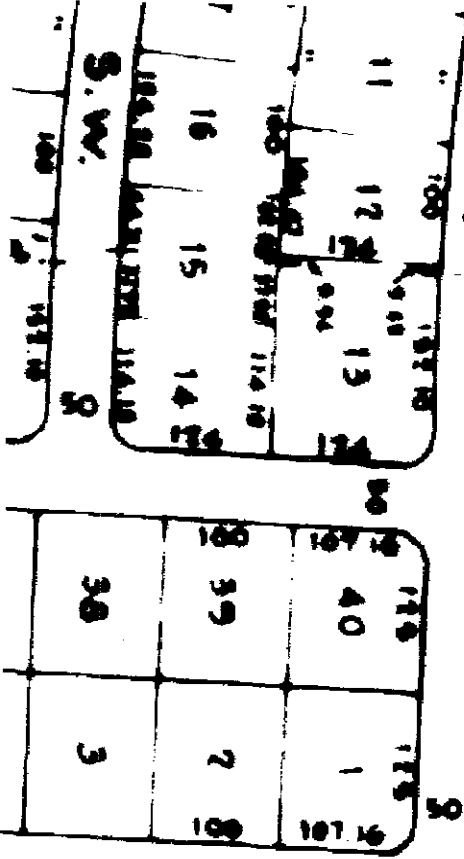
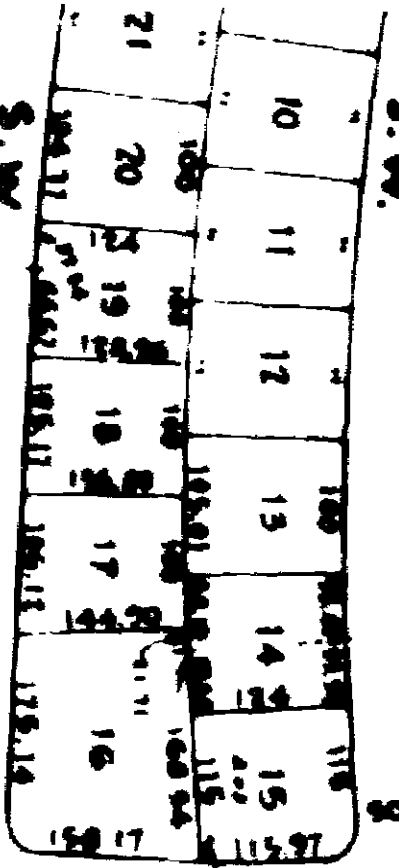
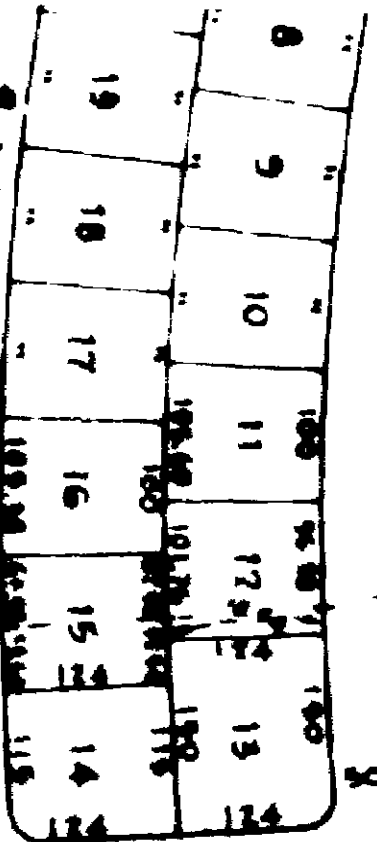
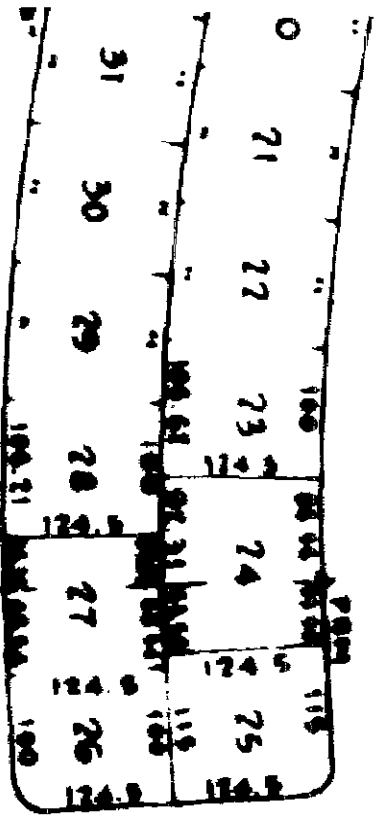
Legal Description of Public Utility Easements to be Vacated

The twelve-foot (12') wide Public Utility Easements centered on the common lot lines between Lots 7 and 8, 8 and 9, 9 and 10, 10 and 11, 11 and 12, and 12 and 13; all in Block 23, of the Plat of Unit 5, Lehigh Estates, a Subdivision of Lehigh Acres, Florida, according to map or plat there on file and recorded in Plat Book 15, Page 85 of the of the Public Records of Lee County, Florida;

LESS AND EXCEPT the easterly six feet and westerly six feet of each easement.



3.05°-13' 46" W



ROAD

45 TH ST

00004 0000

WINNERY RD'S

00023 0060

00023 0070

00023 0080

00023 0090

LEIGH ACRES

00023 0100

00023 0110

00023 0120

00023 0130

00023 0140

0150

RECEIVED
DEC 03 2003

amk
PERMIT COUNTER

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 2401 GRETCHEN AVE. S. 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 SPECTRUM 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)

GUADALUPE DELACRUZ
Printed Name

[Signature]
Owner*(signature)

Melissa DeLaCruz
Printed Name

Owner*(signature)

Printed Name

Owner*(signature)

Printed Name

Owner*(signature)

Printed Name
STATE OF FLORIDA
COUNTY OF LEE

Owner*(signature)

Printed Name

Sworn to (or affirmed) and subscribed before me this day of NOVEMBER, 2003, by GUADALUPE DELACRUZ, who is personally known to me or who has produced _____ as identification and who did (did not) take an oath.

(SEAL)

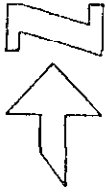


Jon D. Kunz
Commission #DD168512
Expires: Dec 02, 2006
Bonded Thru
Atlantic Bonding Co., Inc.

[Signature]
Notary Public

(Name typed, printed or stamped)

*If more than one owner then all owners must sign. See explanation on back.

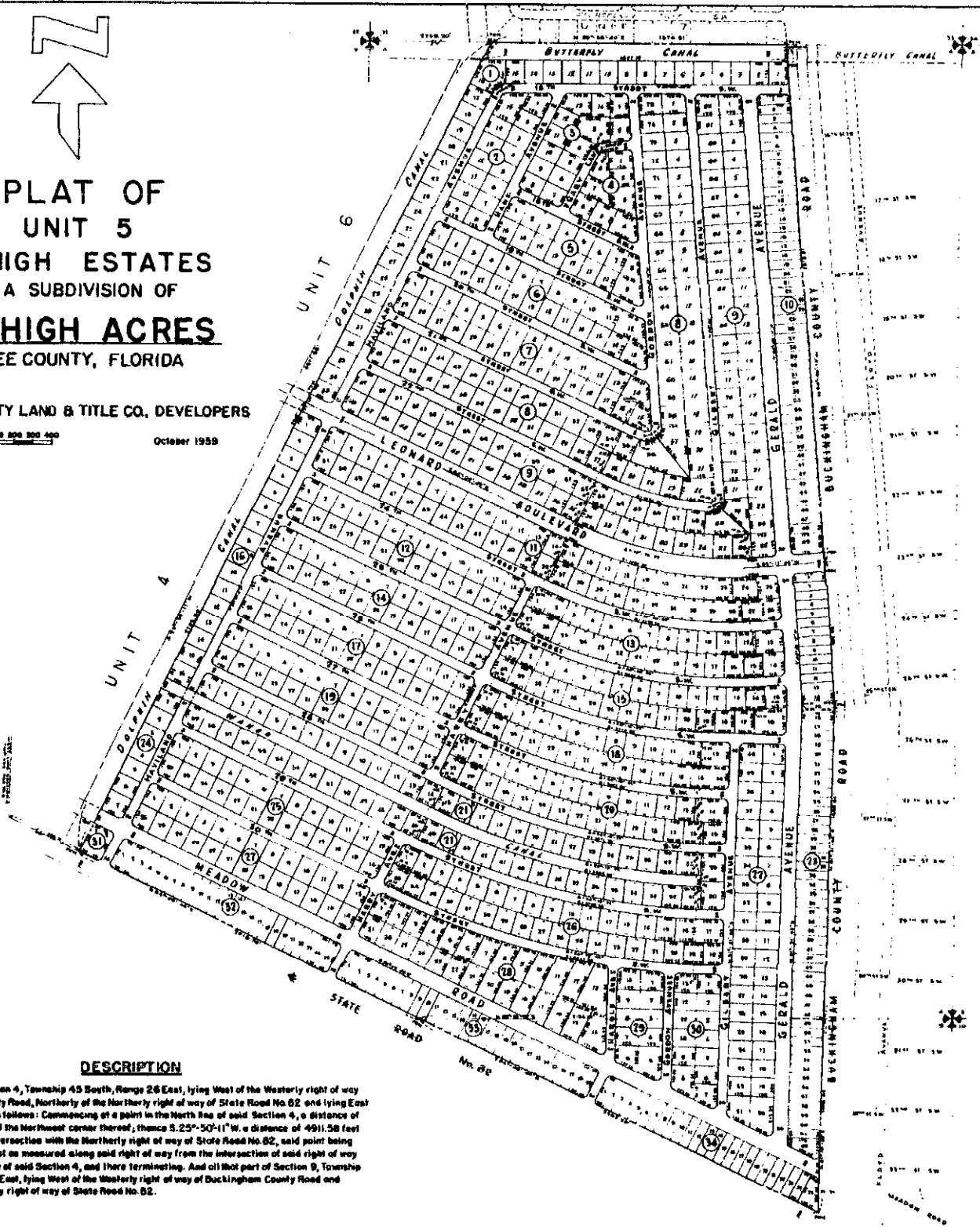


**PLAT OF
UNIT 5
LEHIGH ESTATES
A SUBDIVISION OF
LEHIGH ACRES
LEE COUNTY, FLORIDA**

LEE COUNTY LAND & TITLE CO., DEVELOPERS

Scale: 0 100 200 300 400

October 1959



DESCRIPTION

All that part of Section 4, Township 45 South, Range 26 East, lying West of the Westerly right of way of Buckingham County Road, Northerly of the Northerly right of way of State Road No. 82 and lying East of a line described as follows: Commencing at a point in the North line of said Section 4, a distance of 2769.20 feet East of the Northwest corner thereof; thence S.25°-50'-11" W. a distance of 491.58 feet more or less to an intersection with the Northerly right of way of State Road No. 82, said point being 796.11 feet, Southeast as measured along said right of way from the intersection of said right of way line and the West line of said Section 4, and there terminating. And all that part of Section 9, Township 45 South, Range 26 East, lying West of the Westerly right of way of Buckingham County Road and North of the Northerly right of way of State Road No. 82.

NOTE:
All lots subject to a 6' Utility Easement, both sides front and back
Interior P.R.M.'s are 4" x 4" x 24" concrete
Section corner P.R.M.'s are 6" x 6" x 36" concrete
All corner lot rods are 25 feet, except as shown and the lot distances are to the straight line intersections, except where arc distances are shown.

NOTE:
DIMENSIONS, BEARINGS, LOT AND LANE LINES ON DRAWING OF LATEST DATE SHALL GOVERN.

SURVEYORS CERTIFICATE

I the undersigned hereby certify that the plat so shown is a correct representation of the land plotted and that permanent reference monuments have been placed as shown.

R. J. [Signature]
Florida Registered Land Surveyor, No. 1198

