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		1		y Board Of C Agenda Item	ounty Commiss Summary	sioners	Blue Sheet N	No. 20031526
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Lehigh Acres, day of <u>Marc</u> WHY ACTIO not alter exis requirements	Florida 339 ch N IS NECES ting utility s.	971, and ado , 2004. SSARY: To l conditions	pt a resolu (Case No build a pre and the e	ution, setting b. VAC2003- eschool on the asement is r	a Public Heari 00077) e combined for not necessary	ng for 5:00 PM ur (4) lots. Th	/I on the <u>23</u> e vacation o	f this easement will
WHAT ACTION	ON ACCOM	<u> IPLISHES</u> :	Sets the ti	me and date	of the Public H	reaning.		
2. DEPARTM COMMISS	IENTAL CA ION DISTR		04	C	4A	3. <u>MEET</u>	ING DATE:	4-2004
4. AGENDA:			5. REQ	UIREMENT	PURPOSE:	6. REQU	JESTOR OF	NFORMATION:
X CONS			X STA	TUTE	F.S. Ch. 177		MISSIONER	On the Day of Land
ADM APPE	INISTRATI	VE		DINANCE MIN. CODE	13-1	B. DEPA C. DIVIS	ARTMÈNT SION	Community Development Development Services
——— APPE PUBI				HER	13-1	- C. Bry	VK	12/3/102
WAL	K ON							
7. BACKGR	E REQUIRE	D:					P	eter J. Eckenrode, Director
Florida, LESS and except the Southerly six-of the easement 33971. Documentation	and EXCEI e Easterly s feet (6') of the ent on the co en pertaining objections to	PT the North ix-feet (6') of the easement of the easement of the easement of the easement of this Petition of this Petition	erly six-fe the easer t on the co ne betwee ion to Vac n to Vacat	et (6') of the ment on the common lot line n Lots 20 and ate is available. Staff reco	easement on toommon lot line between Lot d. The site is alle for viewing mmends the s	he common lose between Lots 19 and 20; Is located at 37 at the Office of the cheduling of the	of line between is 2 and 19; less and excent	ords of Lee County, In Lots 1 and 2; less ess and except ept Westerly six-feet (6') I, Lehigh Acres, Florida aring. Hearing and Exhibits.
8. MANAGEN								
			9.	RECOMME	NDED APPRO	VAL:		
A	В	C	D	E		F		G
Department Director	Purchasing or Contracts	Human Resources	Other	County Attorney		Budget Schvi		County Manager
Arto	N/A	N/A	N/A	Medyer 2-9-04	180		do I	RECEIVED B
(anylor Kros)			P 1978	THE PERSON NAMED IN COLUMN TWO	2 04	311		COUNTY ADMINIA

S



PETITION TO VACATE (AC 13-1)

Case Number: VAC 2003-00077
The Elloworth E. McIntyre and Patricia L. McIntyre.

Petitioner(s), Family Limited Parenership; and Daniel 3.ACIntyre 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, 3510 23 d Ave. S. W. Naples, FL 34/17
- 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

**Petitioner Sig

Ellsworth E. McIntyre
Printed Name General
Printed Name General Partner

Daniel J McIntyre owner of 10+ 19#

(Updated 12/16/2003) P;\WEBPage\...\Vacation Application.wpd



Bepartment of State

I certify the attached is a true and correct copy of the Affidavit and Certificate of Limited Partnership of THE ELLSWORTH E. AND PATRICIA L. MCINTYRE FAMILY LIMITED PARTNERSHIP, a Limited Partnership organized under the laws of the state of Florida, filed on December 9, 1999, as shown by the records of this office.

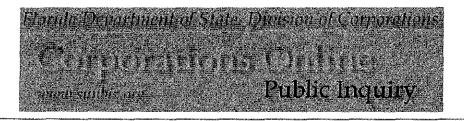
The document number of this limited partnership is A99000002047.

Given under my hand and the Great Seal of the State of Florida at Tallahassee, the Capitol, this the Ninth day of December, 1999

THE STATE OF THE S

CR2EO22 (1-99)

Atherine Harris Ratherine Harris Secretary of State



Florida Limited Partnership

THE ELLSWORTH E. AND PATRICIA L. MCINTYRE FAMILY LIMITED PARTNERSHIP

PRINCIPAL ADDRESS 3590 23RD AVE., S.W. NAPLES FL 34117 Changed 04/25/2001

MAILING ADDRESS 3590 23RD AVE., S.W. NAPLES FL 34117 Changed 04/25/2001

Document Number A99000002047

FEI Number 593612493

Date Filed 12/09/1999

State FL

Status ACTIVE Effective Date NONE

Actual Contribution 3,000,000.00

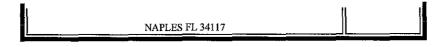
Registered Agent

Name & Address

JONATHAN H. GREEN & ASSOCIATES, P.A. 799 BRICKELL PLAZA, SUITE 700 MIAMI FL 33131

General Partner Detail

Name & Address	Document Number
MCINTYRE, ELLSWORTH E 3590 23RD AVE., S.W.	
NAPLES FL 34117	
MCINTYRE, PATRICIA L 3590 23RD AVE., S.W.	



Annual Reports

Report Year	Filed Date
2001	04/25/2001
2002	04/11/2002
2003	04/09/2003

Previous Filing

Return to List

Next Filing

No Events
No Name History Information

Document Images

Listed below are the images available for this filing.

04/09/2003 -- ANN REP/UNIFORM BUS REP

04/11/2002 -- COR - ANN REP/UNIFORM BUS REP

04/25/2001 -- ANN REP/UNIFORM BUS REP

05/01/2000 -- ANN REP/UNIFORM BUS REP

12/09/1999 -- Domestic LP

THIS IS NOT OFFICIAL RECORD; SEE DOCUMENTS IF QUESTION OR CONFLICT

Corporations Inquiry

Corporations Help

EXHIBIT "A"

Petition to Vacate VAC2003-00077

Legal Description of the Public Utility Easements to be Vacated

The twelve-foot (12') wide Public Utility Easement centered on the common lot line between Lots 1 and 2, 2 and 19, 19 and 20, and 20 and 1; all in Block 60, Unit 5, Section 27, Township 44 South, Range 26 East, Lehigh Acres, a subdivision of Lehigh Acres, as recorded in Plat Book 15 at Page 77 of the Public Records of Lee County, Florida,

LESS and EXCEPT the Northerly six-feet (6') of the easement on the common lot line between Lots 1 and 2; less and except the Easterly six-feet (6') of the easement on the common lot line between Lots 2 and 19; less and except Southerly six-feet (6') of the easement on the common lot line between Lots 19 and 20; less and except Westerly six-feet (6') of the easement on the common lot line between Lots 20 and 1.

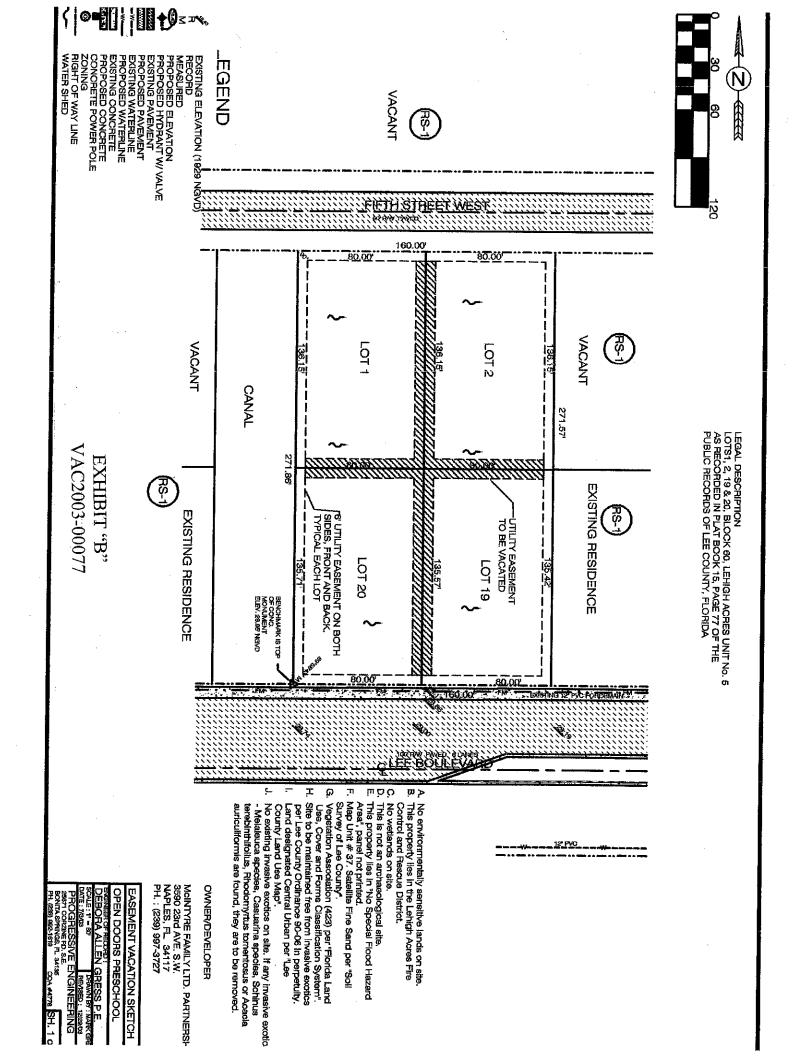


Exhibit "C" Petition to Vacate VAC2003-00077

[Page One of Three]

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.)

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0	Save as File	2744260500060		Extensive Search
View file forma	View file format.	Start Sear	ch Res	et







Your search for 27442605000600010 has returned 6 result(s).

Account	Tax Year	Owner Name/ Address	Status/ Outstanding Balance
27-44-26-05-00060,0010	2003	MCINTYRE FAMILY LTD PNSTP C/O E E + PATRICIA MCINTYRE 3733 5TH ST W	PAID PAID TO THE PAID
27-44-26-05-00060.0010	2002	MCINTYRE FAMILY LTD PNSTP C/O E E + PATRICIA MCINTYRE 3733 5TH ST W	PAID DETAILS
27-44-26-05-00060.0010	2001	CASTELLANOS REYNA 3733 5TH ST W	PAID (NATURE)
27-44-26-05-00060.0010	2000	OHL CLARENCE J + STELLA 3733 5TH ST W	PAID PAGE TO STATE OF THE PAID
27-44-26-05-00060.0010	1999	OHL CLARENCE J + STELLA 3733 5TH ST W	PAID
27-44-26-05-00060.0010	1998	OHL CLARENCE J + STELLA BOX 291	PAID PITETINES
(Cl 6 match(es)	ick on the	account number for more information and/or Page 1 of 1	online payment.)

Exhibit "C" Petition to Vacate VAC2003-00077

[Page Two of Three]

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.)

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	View file format.	Start Search Reset







Tax Year	Owner Name/ Address	Status/ Outstanding Balance				
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2002	MCINTYRE DANIEL J 3732 LEE BLVD	PAID Detail	ls			
2001	YOMTOB JOE + SWETA 3732 LEE BLVD	PAID Detail	ls 🦠			
2000	YOMTOB JOE + SWETA 3732 LEE BLVD	PAID D etail	5			
1999	YOMTOB JOE + SWETA 3732 LEE BLVD	REDEEM Detail	is :			
1998	YOMTOB JOE + SWETA	PAID Ontail	s			
1997	YOMTOB JOE + SWETA	REDEEM Detail	5			
	Year 2003 2002 2001 2000 1999	Year Address 2003 MCINTYRE DANIEL J 3732 LEE BLVD 2002 MCINTYRE DANIEL J 3732 LEE BLVD 2001 YOMTOB JOE + SWETA 3732 LEE BLVD 2000 YOMTOB JOE + SWETA 3732 LEE BLVD 1999 YOMTOB JOE + SWETA 3732 LEE BLVD	Year Address Outstanding Balance 2003 MCINTYRE DANIEL J 3732 LEE BLVD PAID Date 2002 MCINTYRE DANIEL J 3732 LEE BLVD PAID PAID Detail 2001 YOMTOB JOE + SWETA 3732 LEE BLVD PAID Detail 2000 YOMTOB JOE + SWETA 3732 LEE BLVD PAID Detail 1998 YOMTOB JOE + SWETA 3732 LEE BLVD PAID Detail 1998 YOMTOB JOE + SWETA PAID Detail			

Exhibit "C" Petition to Vacate VAC2003-00077

[Page Three of Three]

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.)

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Your search for 27442605000600200 has returned 6 result(s). Owner Name/ Tax Status/ Account **Outstanding Balance** Year Address 27-44-26-05-00060.0200 MCINTYRE FAMILY LTD PNSTP 2003 PAID Details C/O E E + PATRICIA L MCINTYRE 3734 LEE BLVD 27-44-26-05-00060,0200 2002 MCINTYRE FAMILY LTD PNSTP PAID (yeta) le C/O E E + PATRICIA L MCINTYRE 3734 LEE BLVD 27-44-26-05-00060,0200 2001 FLORIDA LANDMARK COMM INC. PAID Details 3734 LEE BLVD 27-44-26-05-00060.0200 FLORIDA LANDMARK COMM INC 2000 PAID 3734 LEE BLVD 27-44-26-05-00060.0200 1999 LEHIGH CORPORATION PAID 3734 LEE BLVD 27-44-26-05-00060.0200 1998 LEHIGH CORPORATION PAID Details (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:

Ava Funderburk

Tradewinds Title, Inc.

Address:

904 Lee Blvd., Suite 106 Lehigh Acres, FL 33936

53673

Parcel I.D. #: 27-44-26-05-00060.0010

Recording 10.50 doc stamps 63.00 total 73.50

SPACE ABOVE THIS LINE FOR PROCESSING DATA

INSTR # 5652576 OR BK 03797 PG 0497

RECORDED 12/13/2002 09:18:40 AM CHARLIE GREEN, CLERK OF COURT

LEE COUNTY

RECORDING FEE 10.50

DEED DOC 63.09

DEPUTY CLERK W Miller

SPACE ABOVE THIS LINE FOR RECORDING DATA

THIS WARRANTY DEED Made the 6TH day of December, A.D. 2002, by REYNA

CASTELLANOS, hereinafter called the grantor, to ELLSWORTH E. McINTYRE AND PATRICIA L. McINTYRE FAMILY LIMITER PARTNERSHIP, having its principal place of business at 3590 23rd Ave. SW, Naples, FL 34117, hereinafter called the grantee:

(Wherever used herein the terms "grantor" and "grantee" 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 grantee all that certain land situate in Lee County, State of Florida, viz:

Lots 1 and 2, Block 60, Unit 5, Section 27, Township 44 South, Range 26 East, Lehigh Acres, according to the map or plat thereof on file in the office of the Clerk of the Circuit Court, recorded in Plat Book 15, Page 77, Public Records, Lee County, Florida.

SUBJECT TO TAXES FOR THE YEAR 2003 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 grantee 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, 2002.

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:

Must be witnessed by two separate people not related to seller or buyer

Witness Signature

Punds burk

Printed Name

State of Florida

County of Lee

The foregoing instrument was acknowledged before me this of day of Dec. 2003, by Reyna Castellanos, who is known to me or who has produced

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

Signature of Signature

Signature of Signature

The foregoing instrument was acknowledged before me this of day of Dec. 2003, by Reyna Castellanos, who is known to me or who has produced

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

Signature of Signature of Signature of Signature of Acqueet Occurrence of Acq

Notary Seal:

CHARLIE GREEN, CLERK OF COURT

02:36:21 PM

INSTR # 5643958

LEE COUNTY

OR BK 03790 PG 2839

RECORDED 12/04/2002

RECORDING FEE 10.50

DEPUTY CLERK M Bernard

DEED DOC 49.00

Return to:

Sandra Jones

Name: Executive Title

Address:

Executive Title Insurance Services, Inc. 1140 Lee Boulevard Suite 111

Lehigh Acres, Florida 33936

This Instrument Prepared:

Sandra Jones

Executive Title Insurance Services, Inc.

1140 Lee Boulevard Suite 111 Lehigh Acres, Florida 33936

as a necessary incident to the fulfillment of conditions contained in a title insurance commitment issued by it,

Property Appraisers Parcel I.D. (Folio) Number(s): 27-44-26-05-00060.0190

File No:7021300

WARRANTY DEED

This Warranty Deed Made the 21st day of November, 2002, by

Sweta Yomtob, Surviving Spouse of Joe Yomtob, Deceased,

hereinafter called the grantor, whose post office address is:

1226 SE 12th Avenue, Deerfield Beach, FL 33441

to Daniel J. McIntyre

whose post office address is:

1892 Coral Circle, Fort Myers, FL 33903.

hereinafter called the grantee,

WITNESSETH: That said grantor, for and in consideration of the sum of \$10.00 Dollars and other valuable considerations, receipt whereof is hereby acknowledged, hereby grants, bargains, sells, aliens, remises, releases, conveys and confirms unto the grantee, all that certain land situate in Lee County, Florida, viz:

Lot 19, Block 60, Unit 5, Section 27, Township 44 South, Range 26 East, Lehigh Acres, Florida, according to the map or plat thereof on file in the Office of the Clerk of the Circuit Court, recorded in Plat Book 15, Page 77, of the Public Records of Lee County, Florida.

The property is not the homestead of the Grantor(s).

TOGETHER with all the tenements, hereditaments and approximate

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.

Page 1 of 2-Warranty Deed

Page 2 of 2-Warranty Deed

And the grantor hereby covenants with said grantee that the grantor is lawfully seized of said land in fee simple; that the grantor has good right and lawful authority to sell and convey said land; that the grantor 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, 2002, reservations, restrictions and easements of record, if any.

(The terms "grantor" and "grantee" herein shall be construed to include all genders and singular or plural as the context indicates.)

In Witness Whereof, Grantor has hereunto set grantor's hand and seal the day and year first above written.

SIGNED IN THE PRESENCE OF THE FOLLOWING WITNESSES

(TWO SEPARATE WITNESSES REQUIRED)

1st Witness Signature:

Printed Name:

WILLIAM REYED

Sweta Yomtob

2nd Witness Signature:

Printed Name:

SHIRTLY J Vinout

STATE OF Florida

COUNTY OF PAlm Beach

The foregoing instrument was acknowledged before me this \(\to\) day of November, 2002, by Sweta Yomtob, Surviving Spouse of Joe Yomtob, Deceased, who is/are personally known to me or who has/have produced driver license(s) as identification, and who did / did not take an oath.

My Commission Expires:

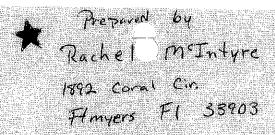
SEAL

Notary Signature

Print Name: SHINITY J. VINGUT

Serial Number

SHIRLEY J. VINGUT Notary Public, State of Florida My comm. exp. Apr. 4, 2003 Comm. No. CC823061



(MSTR # 586506) Official Records SK 03768 PG 4761 RECORDED 06/24/2003 10:23:47 AN CHARLIE GREEN, CLERK OF COURT LEE COUNTY RECORDING FEE 6.00 DEED DDC 49.00 DEFUTY CLERK G Sherwood

Parcel ID Number: 27-44-26-05-00060.0190

Quitclaim Deed

This Quitclaim Deed, Made this 15th day of December, 2002 A.D. Between Daniel J. Molntyre,

whose uddress is 1892 Coral Circle, North Port Myers, FL 33903

the county of Los, State of Florida, granter, and

McIntyre Pamily Trast 4405 Outer Drive Naples Fl \$4112 of the County of Collier, State of Florida, grantee,

Witnesseth that the GRANTOR, for and in consideration of the sum of

Leftigh Acres Unit 5, BLK 60, Lot 19 according to the plat thereof as recorded in Plat Book 15, Page 77, inclusive, of the Public Records of Lee County Florida.

To flave and to Hold flue same fogether with all and singular the appurentness thereunto belonging of in anywise appertaming, and all the estate, right, title, interest, lies, equity and old in whatsoever of grantos, either in taw or equity, for the use, benefit and profit of the said grantess forever. In Witness Whoreof, the grantos has become of its pand and sent the day and year first above written.

Printed Name Witness

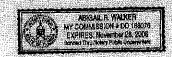
State of Florida

County of Lee

The foregoing instrument was acknowledged before me this 19th day of December, 2002 by Daniel J. McIntyre he is personally known to me or he has produced his Florida's driver's license as identification

> Abiga R Walker Printed Name Abigal R Notary Public

My Commission Expires:



By Haniel J Bolimyra 1892 Coral Circle North Fort Myers, FL 33903 This Instrument Prepared by and return to:

Name:

Ava Funderburk

Address:

Tradewinds Title, Inc. 904 Lee Blvd., Suite 106 Lehigh Acres, FL 33936

5.7671

Parcel LD. 6: 27-44-26-05-00060.0200 Record 10.50 duc stamps 91.00 total 101.50

SPACE ABOVE THIS LINE FOR PROCESSING DATA

IMITA A NOTICAGA Mreamhigeora.180 SPACE ABOVE THIS L

ACCORDED 12713/2002 08:52:00 AM

CHARLIE GREEN, CLERK OF COURT TEE COUNTY

THIS WARRANTY DEED Made the 3rd day of November 100 11.66 BARRY

GIONFRIDDO, hereinafter called the grantor, to ELLSWORTH E. MEINTREESNI PATRICIA L. MCINTIRE FAMILY LIMITED PARTNERSHIP, having its principal place of business at 3590 23rd

Ave. SW, Naples, FL 34117, hereinafter called the grantee:

(Wherever used herein the terms "grantor" and "grantee" 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.)

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

Lot 20, Block 60, Unit 5, Section 27, Township 44 South, Range 26 East, Lehigh Acres, according to the plat thereof as recorded in Plat Book 15, Page 77, Public Records, Lee County, Florida.

SUBJECT TO TAXES FOR THE YEAR 2003 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 grantur. 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 grantee that he is lawfully seized of said land in fee simple; that he 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, 2002.

ON 800H 03797 PAGE 0309

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

Signed, scaled and delivered in the presence of: Must be witnessed by two separate people no	a related to relieve or bresses.
Witness Signature Private Phillips Private Phillips	Bairy Giongriddo L.S. Address: 2512 Queen Dr., Lahigh Acres, FL 33971
Printed Name	
State of Florida County of 1.88	
The foregoing instrument was acknowledged bef	fore me this 3xd day of November, 2012, by/Darry Gionfrideo, who is as identification and who didfidid not take are outh.
Notary Seal:	Signamure of Acknowledger Surfaqueline (0) Phillips My complission expires

SCHEDULE A

Allance Title of America, Inc.

Agents File Reference: 53671

Policy No. ATA1-59974

Date of Policy: December 13, 2002 @ 8:52 am

941,4559901

Amount of Insurance: \$13,000.00

1. Name of Insured:

Ellsworth E. McIntyre and Patricia L. McIntyre Family Limited Partnership

2. The estate or interest in the land which is covered by this policy is:

FEE SIMPLE

3. Title to the estate or interest in the land is vested in the insured.

Ellsworth E. McIntyre and Patricia L. McIntyre Family Limited Partnership

By virtue of a Warranty Deed dated November 3, 2002, and recorded December 13, 2002, at 8:52 am, as instrument No. 5652496, in Official Records Book 3797, at Page 308, in the Public Records of Lee County, Florida.

4. The land referred to in this policy is described as follows:

> Lot 20, Block 60, Unit 5, Section 27, Township 44 South, Range 26 East, Lehigh Acres, according to the plat thereof as recorded in Plat Book 15, Page 77, Public Records, Lee County, Florida.

Tradewinds Title, Inc. 904 Lee Blvd., Suite 106 Lehigh Acres, FL 33936

Note: This policy shall not be valid or binding until countersigned by an authorized signatory. Allence title of America, Inc.

OWNER'S FORM SCHEDULE B

9414559901

Allence Title of America. Her.

Policy No. ATA1-59974

Agents File Reference: \$3671

This policy does not insure against loss or damage by reason of the following exceptions:

- 1. General or special taxes and assessments required to be paid in the year 2003 and subsequent years, and are not yet due and payable.
- 2. Rights or claims of parties in possession not shown by the public records.
- 3. Encroachments, overlaps, boundary line disputes, and any other matters which would be disclosed by an accurate survey and inspection of the premises.
- Easements, or claims of easements, not shown by the public records.
- 5. Any lien, or right to a lien, for service, labor, or material heretofore or hereafter furnished, imposed by law and not shown by the public records.
- 6. Any claim that any portion of said lands are sovereign land of the State of Florida, including submerged, filled or artificially exposed land and lands accreted to such lands.
- 7. Taxes or special assessments which are not shown as existing liens by the records of any taxing authority that levies taxes or assessments on real property or by the Public Records. Proceedings by a public agency what may result in taxes or assessments, or notice of such proceedings, whether or not shown by the records of such agency or by the public records. 2002 taxes are paid, in the amount of \$136.16. The Parcel Identification Number is 27-44-26-05-00060.0200. The 2003 Taxes are not yet due and payable.
- 8. Subject land lies within the boundaries of the East County Water Management District and is subject to all acts, levies, rules, regulations, and assessments, of same.
- Mandatory Garbage Collection as created by Lee County Ordinance No. 86-14 Recorded November 30, 1990 in Official Records Book 2189, Page 3281; and Amended by Ordinance No. 86-38 recorded in Official Records Book 2189, Page 3334, of the Public Records of Lee County, Florida.
- Public Utility and/or Drainage Easements as cited on plat as recorded in Plat Book 15, Page 77,
 Public Records of Lee County, Florida.
- 11. Any possible outstanding Oil, Gas and Mineral rights reserved.
- 12. Restrictions recorded in Official Records Book 10, Page 695, Book 13, Pages 465 through 472, Book 41, Page 264, Book 527, Pages 29 through 38, Book 1759, Page 1107, Book 2357, Pages 2973 through 3010, Book 2551, Pages 833 through 837, and in Deed Book 303, Pages 4 through 7, Book 317, Page 222, and in Miscellaneous Book 56, Page 363, and all as amended, in the Public Records of Lee County, Florida.



December 9, 2003

Progressive Engineering 25671 Corzine Lane SE Bonita Springs, Florida 34135 Atm: Debora Allen Gress, P.E.

Dear Debore:

In reference to your letter dated October 10, 2003 AmeriGas has no interest on right of way on the following parcel(s):

> STRAP NO.: 27-44-26-05-00060.0190 STRAP NO.: 27-44-26-05-00060.0200 STARP NO.: 27-44-26-05-00060.0010

Please feel free to contact me at 941-334-2849, should you have further questions.

Sincerely,

Sales & Service Manager

2600 Katherine Street - Ft. Myers, FL 33901 - Tel. (941) 334-2849



1422003-00077 Post Office Box 3458

COMMUNITY DEVELOPMENT

North Fort Myers, FL 33918-3455 (239) 995-2121 • FAX (239) 995-7904

www.lcec.net • www.iline.com

November 13, 2003

Progressive Engineering Attn: Debora Allen Gress, P.E. 25671 Corzine Lane S.E.

Bonita Springs, FL 34135

Re: Strap No. 27-44-26-05-00060.0190,

Strap No. 27-44-26-05-00060.0200, and

Strap No. 27-44-26-05-00060.0010

Dear Ms. Gress:

LCEC does not object to vacation of the easements described as follows:

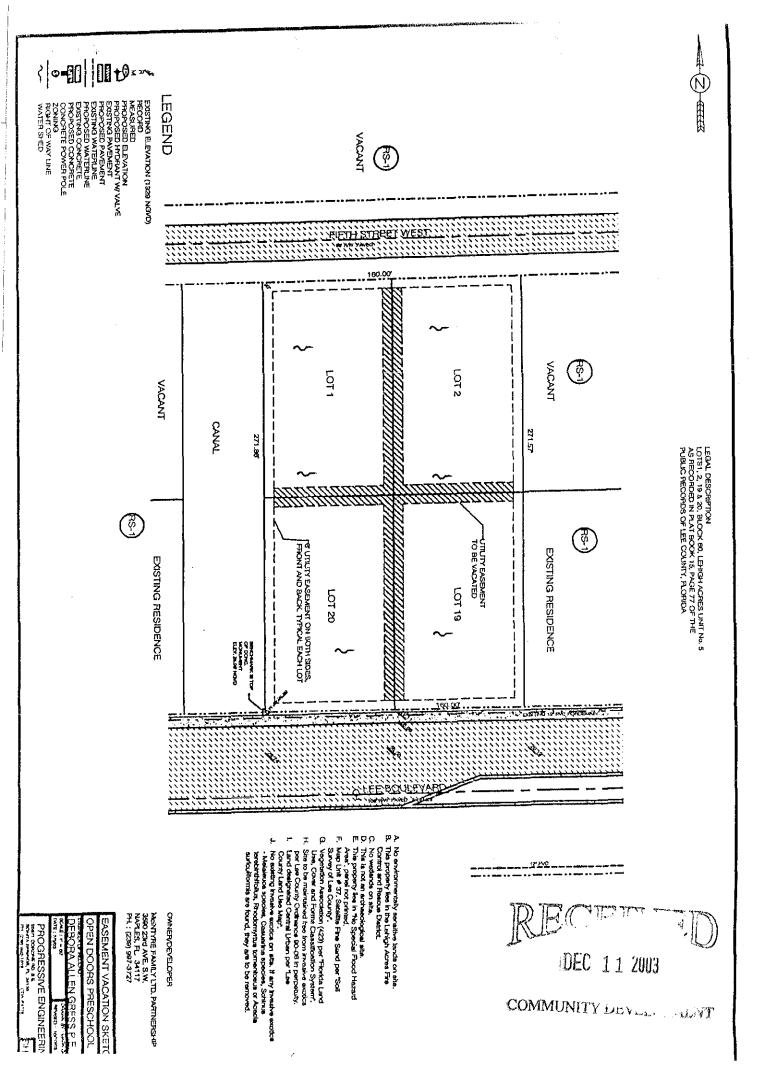
- 1. A 12-foot-wide utility and/or drainage easement centered on the lot line between Lots 1 and 2, Block 60, Unit 5, a subdivision of Lehigh Acres as recorded in Plat Book 15, page 77 of the Public Records of Lee County, Florida, LESS and EXCEPT the northerly 6 feet; and
- 2. A 12-foot-wide utility and/or drainage easement centered on the lot line between Lots 19 and 20, Block 60, Unit 5, a subdivision of Lehigh Acres as recorded in Plat Book 15, page 77 of the Public Records of Lee County, Florida, LESS and EXCEPT the southerly 6 feet; and
- 3. A 12-foot-wide utility and/or drainage easement centered on the lot line between Lots 1 and 20, Block 60, Unit 5, a subdivision of Lehigh Acres as recorded in Plat Book 15, page 77 of the Public Records of Lee County, Florida, LESS and EXCEPT the westerly 6 feet; and
- 4. A 12-foot-wide utility and/or drainage easement centered on the lot line between Lots 2 and 19, Block 60, Unit 5, a subdivision of Lehigh Acres as recorded in Plat Book 15, page 77 of the Public Records of Lee County, Florida, LESS and EXCEPT the easterly 6 feet.

Please call me at 656-2422 if you have any questions.

Sincerely,

Karen Hardin

Real Property Representative





November 6, 2003

Debora Allen Gress Progressive Engineering 25671 Corzine Lane, S.E. Bonita Springs, FL 34135

Re: The South 6-foot and the East 6-foot wide drainage and or utility easement located on lot 2, the East 6-foot and the South 6-foot wide drainage and/or utility easement located on lot 1, the North 6-foot and the West 6-foot wide drainage and/or utility easement located on lot 19, the North 6-foot and the East 6-foot wide drainage and/or utility easement located on lot 20, Block 60, Lehigh Acres Unit No. 5 as recorded in Plat Book 15, Page 77 of the Public Records of Lee County, Florida.

Dear Debora:

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,

Rachel L. Cowing
Legal Assistant

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

October 30, 2003

Debora Allen Gress, P.E. Progressive Engineering 25671 Corzine Lane S.E Bonita Springs, Florida 34135

Re: Request for a letter of review and recommendation on a proposed utility easement vacation at the following location: Lots 1,2,19,20, Block 60 Lehigh Acres Unit 5, Plat Book 15, Page 77 Lee County

Dear Mrs. Gress:

This letter will serve to inform you that Comcast has no objection to your proposed vacation of the above referenced property.

Should you require additional information or assistance, please feel free to contact me here at (234) 432-1865.

Cordially,

Lucia Vera

Project Coordinator



October 31, 2003

Ms. Debora Allen Gress Progressive Engineering 25671 Corzine Lane SE Bonita Springs, Fla. 34135

RE:

Vacation of easesment

Lots 1,2,19,20 -Block60 Lehigh Acres - Unit 5

Dear Ms. Gress:

Your request 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 (239) 772-2218, Ext. 120.

Sincerely,

TIME WARNER CABLE

Adnaldo Rodriguez

Technical Field Inspector

AR/ss



November 5, 2003

Ms. Deborah Allen Gress Progressive Engineering 25671 Corzine Lane S.E. Bonita Springs, Florida 34135

Re: Vacation of Public Utility Easement:

A 12 foot wide public utility and drainage easement centered on the lot line common to lots 1&2, 19&20, 2&19 and 1&20, Block 60, Unit 5, of Section 27, Township 44S, Range 26E, as recorded in Plat Book 15 at Page 77, of the Lee County Public Records. (Please see attachment).

Dear Ms. Gress:

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.

Jackson

Sincerely,

Wayneth Jackson

Engineer

Attachment



BOARD OF COUNTY COMMISSIONERS

479-8440

Writer's Direct Dial Number:

Bob Janes District One

Douglas R. St. Cerny District Two December 31, 2003

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 DEBORA ALLEN GRESS PROGRESSIVE ENGINEERING 25671 CORZINE LANE SE., BONITA SPRINGS, FL 34135

Re: VAC2003-00077 - Petition to vacate a 12-foot Public Utility Easement located at 3732 Lee Blvd., Lehigh Acres situated on combined lots of 1 and 2, 2 and 19, 19 and 20, and 20 and 1; all in block 60, Unit 5, as recorded in Plat Book 15 at Page 77 of the Public Records of Lee County, Florida (McIntyre Vacation)

Dear Ms. Gress:

You have indicated that in order to build a preschool on the combined four (4) lots, you desire to eliminate the Public Utility Easement located between your four (4) lots. Based on a review of the information provided and our subsequent research, this office has no objection to the proposed vacation.

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

Sincerely,

DEPARTMENT OF COMMUNITY DEVELOPMENT Development Services Division

Peter J. Eckenrode Director

PJE/rsk

U:\200312\20031211.135\6049540\DCDLETTER.DOC



BOARD OF COUNTY COMMISSIONERS

(941)479-8181

Writer's Direct Dial Number:

Bob Janes District One

Douglas R. St. Cerny District Two

Ray Judah District Three November 12, 2003

Andrew W. Coy District Four

Debora Allen Gress

John E. Albion District Five Progressive Engineering 25671 Corzine Lane, S.E.

Donald D. Stilwell County Manager Bonita Springs, Fl. 34135

James G. Yaeger County Attorney

Diana M. Parker County Hearing Examiner **SUBJECT:**

PROPOSED EASTEMENT VACATION

Lots 1, 2, 19, 20 Block 60 Lehigh Acres, Unit 5

Dear Ms. Gress

Lee County Utilities has reviewed the Public utility easement, described in your letter of October 10, 2003. Lee County Utilities has no facilities located within the easement; therefore, there is no objection to the vacation of this easement. However, you may also want to contact Government Utility Authority, as your property is located within their Utility service area.

Should you have any questions, or require further assistance, please do not hesitate to contact our office at 479-8532 or 479-8181 ext. 8532.

Sincerely,

LEE COUNTY UTILITIES

Mary McCormic

Engineering Tech Sr.

UTILITIES ENGINEERING

S:\UTILS\Engr\MMM\LETTERS\VACATION\NOT WITHIN LCU SERVICE AREA\Lots 1 2 19 20 block 60 unit 5 - LEHIGH ACRES -NO-OBJECTION.doc



BOARD OF COUNTY COMMISSIONERS

(941) 479-8124 Writer's Direct Dial Numbe

Bob Janes District One Monday, December 08, 2003

District Two

Douglas R. St. CernyMs. Deborah Allen Gress Progressive Engineering 25671 Corzine Lane, S.E. Bonita Springs, FL 34135

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 1 & 2, 19 & 20, Block 60, Unit 5, Lehigh Acres Subdivision, as recorded in Plat Book 15 Page 77, in the public records, Lee County, Florida.

Dear Ms. Gress:

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\vac398.doc

NOTICE OF PUBLIC HEARING FOR PETITION TO VACATE

Case Number: <u>VAC2003-00077</u>

TO WHOM IT MAY CONCERN:

Notice is hereby given that on the 23rd day of March 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.

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EXHIBIT "A"

Petition to Vacate VAC2003-00077

Legal Description of the Public Utility Easements to be Vacated

The twelve-foot (12') wide Public Utility Easement centered on the common lot line between Lots 1 and 2, 2 and 19, 19 and 20, and 20 and 1; all in Block 60, Unit 5, Section 27, Township 44 South, Range 26 East, Lehigh Acres, a subdivision of Lehigh Acres, as recorded in Plat Book 15 at Page 77 of the Public Records of Lee County, Florida,

LESS and EXCEPT the Northerly six-feet (6') of the easement on the common lot line between Lots 1 and 2; less and except the Easterly six-feet (6') of the easement on the common lot line between Lots 2 and 19; less and except Southerly six-feet (6') of the easement on the common lot line between Lots 19 and 20; less and except Westerly six-feet (6') of the easement on the common lot line between Lots 20 and 1.

RESOLUTION NO		SET PUBLIC HEARING
FOR PETITION	TO VACATE Case Nur	mber: <u>VAC2003-00077</u>
WHEREAS, a Petitio	on to Vacate was filed with t	he Board of County Commissioners;
· · · · · · · · · · · · · · · · · · ·		liscontinue, close or vacate a portion scribed in the attached Exhibit "A".
•	earing in order to grant a va	ee County Administrative Code, the acation affecting a public easement,
BE IT THEREFORE County, Florida, as follows:	•	d of County Commissioners of Lee
1. A Public Hearing		<u>VAC2003-00077</u> is set for the ee County Commission Chambers.
2. A Notice of Pub accordance with the Lee Co		ion to Vacate will be published in
188		ered into the minutes of the Board of
County Commissioners of L ATTEST: CHARLIE GREEN, CLERK	al Israel Committee of the control o	BOARD OF COUNTY COMMISSIONERS OF LEE COUNTY, FLORIDA
SOUTH	WEST	FLORIDA
Deputy Clerk Signature	-	Chairman Signature
Please Print Name	-	Please Print Name
	APPROVED AS TO FO	ORM .
	County Attorney Signa	iture
	Please Print Name	<u> </u>

EXHIBIT "A"

Petition to Vacate VAC2003-00077

Legal Description of the Public Utility Easements to be Vacated

The twelve-foot (12') wide Public Utility Easement centered on the common lot line between Lots 1 and 2, 2 and 19, 19 and 20, and 20 and 1; all in Block 60, Unit 5, Section 27, Township 44 South, Range 26 East, Lehigh Acres, a subdivision of Lehigh Acres, as recorded in Plat Book 15 at Page 77 of the Public Records of Lee County, Florida,

LESS and EXCEPT the Northerly six-feet (6') of the easement on the common lot line between Lots 1 and 2; less and except the Easterly six-feet (6') of the easement on the common lot line between Lots 2 and 19; less and except Southerly six-feet (6') of the easement on the common lot line between Lots 19 and 20; less and except Westerly six-feet (6') of the easement on the common lot line between Lots 20 and 1.

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TOWNSHIP 44 SOUTH, RANGE 26 EAST SOUTH I/2 SECTION 27

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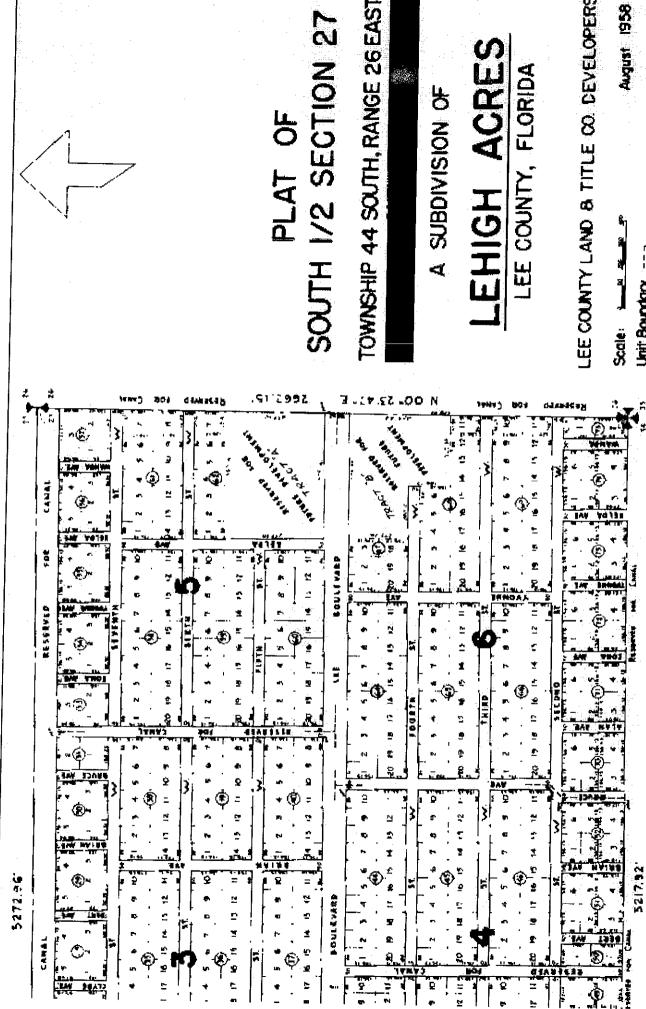
LEHIGH ACRES
LEE COUNTY, FLORIDA

LEE COUNTY LAND & TITLE CO. DEVELOPERS

Scale:

SURVEYORS CERTIFICATE

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PLAT OF

SOUTH I/2 SECTION 27

A SUBDIVISION OF

-EHIGH ACRES

LEE COUNTY, FLORIDA

LEE COUNTY LAND & TITLE CO. DEVELOPERS

Unit Boundary

August 1958

I the undersigned hereby certify that the plat as shown is a correct representation of the land platted and that permanent reference monuments have been placed as shown Florida Registered Land Surveyor No. 198

MOTE

All nots subject to a 6 Utulity Ensement, both sudes front and back Section corner PRIM's are 6'x 5'x 36" concrete Interior P.R.M.s. ave. 4"s. 4" s. 24" concrete

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DIMENSIONS, BEARINGS, LOT AND LAND LINES ON 7

SHEET 77 OF 101