

Lee County Board of County Commissioners

Agenda Item Summary

Blue Sheet No. 20040223

1. REQUESTED MOTION:

ACTION REQUESTED: Reaffirm acceptance of Warranty Deed, recorded in Official Records Book 2232, Pages 3955 – 3957, for a 50' wide parcel along Corkscrew Road; authorize the Division of County Lands to handle all documentation necessary to complete the transaction.

WHY ACTION IS NECESSARY: To reaffirm Board's acceptance of the subject property.

WHAT ACTION ACCOMPLISHES: The formal acceptance of property along Corkscrew Road.

2. DEPARTMENTAL CATEGORY: 06
COMMISSION DISTRICT #: 3

C6B

3. MEETING DATE:
 03-16-2004

4. AGENDA:

- CONSENT
- ADMINISTRATIVE
- APPEALS
- PUBLIC
- WALK ON

5. REQUIREMENT/PURPOSE:

- (Specify)*
- STATUTE 125
 - ORDINANCE
 - ADMIN.
 - OTHER

6. REQUESTOR OF INFORMATION

A. _____
 B. DEPARTMENT Independent
 C. DIVISION County Lands
 BY Karen L. W. Forsyth, Director

TIME REQUIRED:

7. BACKGROUND: On April 12, 1990, Khosrow Moaveni executed a Warranty Deed on behalf of Corkscrew Enterprises, a Florida general partnership, conveying 3.03 acres, more or less, to Lee County for the expansion of Corkscrew Road. The deed was subsequently recorded on July 10, 1991, without having referenced the formal acceptance of the Board of County Commissioners on the conveyance instrument. As such, the approval of this motion assures acceptance of the subject property.

The property will be utilized in conjunction with the widening of Corkscrew Road, Project 4723.

Staff Recommends Board approve the Requested Motion.

Attachment: Copy of Warranty Deed, Official Records Book 2322, Pages 3955-3957

8. MANAGEMENT RECOMMENDATIONS:

9. RECOMMENDED APPROVAL:

A Department Director	B Purchasing or Contracts	C Human Resources	D Other	E County Attorney	F Budget Services				G County Manager
<i>K. Forsyth</i>	<i>n/a</i>	<i>n/a</i>	<i>MSTA</i>	<i>John D. ... 3-1-04</i>	OA	OM	RISK	GC	<i>HS 3.304</i>
					<i>John 3-2-04</i>	<i>3/3/04</i>	<i>3/3/04</i>	<i>3/3/04</i>	

10. COMMISSION ACTION:

- APPROVED
- DENIED
- DEFERRED
- OTHER

Rec. by CoAtty
 Date: *3/1/04*
 Time: *2:30 pm*
 Forwarded To:
 Co. Adm.
3/1/04 4PM

RECEIVED BY
 COUNTY ADMIN:
3/1/04
4:00pm SLT
 COUNTY ADMIN
 FORWARDED TO:
3/4/04
8:45am

AS

Return to:
~~Courthouse Bldg 24~~

RECEIVED

APR 27 1990

This instrument prepared by:
George L. Consoer, Jr.
Humphrey & Knott, P.A.
1625 Hendry Street, Third Floor
Fort Myers, Florida 33901
(813) 334-2722

3051376

ZONING COUNTER

1500
60

WARRANTY DEED

THIS INDENTURE made this 17TH day of April, 1990, between CORKSCREW ENTERPRISES, a Florida general partnership, whose mailing address is 3936 Tamiami Trail North Suite B, Naples, Florida, herein referred to as Grantor, and LEE COUNTY, FLORIDA, a political subdivision in the State of Florida, whose mailing address is P.O. Box 398; Fort Myers, Florida, herein referred to as Grantee.

WITNESSETH:

That said Grantor, for and in consideration of the sum of Ten Dollars (\$10.00) and other good and valuable considerations to said Grantor in hand paid by said Grantee, the receipt whereof is hereby acknowledged, has granted, bargained and sold to the said Grantee, and Grantee's successors and assigns forever, the following described land situate, lying and being in Lee County, Florida, to wit:

See Exhibit "A" attached hereto and made a part hereof.

THIS CONVEYANCE IS SUBJECT TO

1. Taxes for the year 1990.
2. Conditions, easements and restrictions of record.
3. Zoning ordinances and other restrictions and prohibitions imposed by applicable governmental authorities.

Grantor does hereby covenant with 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 and will warrant and defend the same against the lawful claims of all persons whomsoever.

IN WITNESS WHEREOF, Grantor has hereunto set Grantor's hand and seal the day and year first above written.

Signed, sealed and delivered in the presence of:

CORKSCREW ENTERPRISES, a Florida general partnership

By: FMDC 1000 ASSOCIATES, a Florida general partnership, a general partner of Corkscrew Enterprises

By: MOFAZ NO. 2, INC, a Florida corporation, a general partner of FMDC 1000 Associates

By: K. Moaveni
Khosrow Moaveni, Its President

Approved by
To Form
By [Signature]
County Attorney

RECORDED - CHARLIE GREEN, CLERK
BY S. SHERWOOD, P.A.

Doc. No. Tax Pd. \$ 60
Intangible Tax Pd.
[Signature]
Deputy Clerk

[Signature]
1st Witness

[Signature]
2nd Witness

STATE OF FLORIDA)
) SS.
COUNTY OF LEE)

The foregoing instrument was acknowledged before me on this 17 day of April, 1990, by Khosrow Moaveni, as President of Mofaz No. 2, Inc., a general partner of FMDC 1000 Associates, a general partner of Corkscrew Enterprises, on behalf of said partnership.

My Commission Expires:

[Signature] (SEAL)
Notary Public

Notary Public, State of Florida
My Commission Expires Nov. 5, 1993
Bonded thru Topy Film - Interstate Ins.

DSO 625-91

EXHIBIT "A"

OR2232 PG3956

Land Description
50 Feet Wide Road Right-of-Way
Dedication - Corkscrew Road
Section 20, Township 46 South, Range 26 East

A parcel of land lying in Section 20, Township 46 South, Range 26 East, Lee County, Florida, said parcel of land being more particularly described as follows:

Commencing at the southeast corner of said Section 20; thence North $01^{\circ}-16'-34''$ West along the easterly line of said Section 20 for a distance of 725.67 feet to an intersection with a line lying 50.00 feet southerly of and parallel with as measured at right angles to the southerly right-of-way line of Corkscrew Road (100.00' wide), said intersection being the Point of Beginning of the parcel of land herein being described;

thence South $86^{\circ}-25'-11''$ West along said parallel line for a distance of 2641.53 feet to an intersection with the westerly line of the southeast quarter (SE 1/4) of said Section 20;

thence North $01^{\circ}-17'-05''$ West along said westerly line for a distance of 50.04 feet to an intersection with said southerly right-of-way line of Corkscrew Road;

thence North $86^{\circ}-25'-11''$ East along said southerly line for a distance of 2641.53 feet to an intersection with the said easterly line of Section 20;

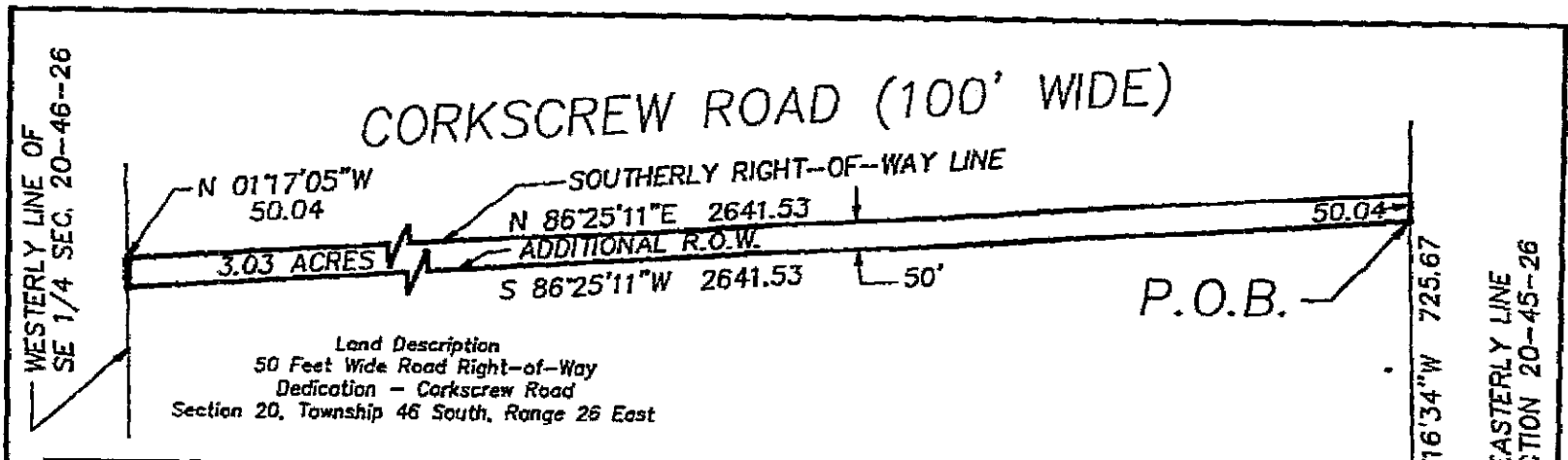
thence South $01^{\circ}-16'-34''$ East along said easterly line for a distance of 50.04 feet to the Point of Beginning.

containing 3.03 acres of land, more or less.
subject to easements and restrictions of record.

NEW

OR2232 PG3957

CHARLIE GREEN L.L.C. CIV. FL.
91 JUL 10 AM 8:48



Land Description
50 Feet Wide Road Right-of-Way
Dedication - Corkscrew Road
Section 20, Township 46 South, Range 26 East

A parcel of land lying in Section 20, Township 46 South, Range 26 East, Lee County, Florida, said parcel of land being more particularly described as follows:

Commencing at the southeast corner of said Section 20; thence North 01°-16'-34" West along the easterly line of said Section 20 for a distance of 725.67 feet to an intersection with a line lying 50.00 feet southerly of and parallel with as measured at right angles to the southerly right-of-way line of Corkscrew Road (100.00' wide), said intersection being the Point of Beginning of the parcel of land herein being described;

thence South 86°-25'-11" West along said parallel line for a distance of 2641.53 feet to an intersection with the westerly line of the southeast quarter (SE 1/4) of said Section 20;
thence North 01°-17'-05" West along said westerly line for a distance of 50.04 feet to an intersection with said southerly right-of-way line of Corkscrew Road;
thence North 86°-25'-11" East along said southerly line for a distance of 2641.53 feet to an intersection with the said easterly line of Section 20;
thence South 01°-16'-34" East along said easterly line for a distance of 50.04 feet to the Point of Beginning.

containing 3.03 acres of land, more or less.
subject to easements and restrictions of record.

AGNOLI, BARBER AND BRUNDAGE, INC.
Professional Engineers, Planners and Land Surveyors

Richard L. Shephard
Richard L. Shephard, PLS No. 2474

P.O.C SE COR.
SECTION 20-46-26

GENERAL NOTES:

1. Dimensions are in feet and decimals thereof.
2. P.O.B. = Point of Beginning.
3. P.O.C. = Point of Commencement.
4. R.O.W. = Right-of-Way
5. Bearings are based on the easterly line of Section 20, Township 46 South, Range 26 East bearing North 01°16'34" West.

SCALE: 1" = 300'

designer:	date:	for:
	FEB. 7, 1991	LEE COUNTY
drawn:	scale:	title:
	1" = 300'	
checked:	book:	agnoli, barber & brundage, inc. professional engineers, planners, & land surveyors
RLC	page:	
revisions:		7400 Lantana Trail, N. Naples, Florida 33963 (813) 597-3111 2077 Bayside Parkway, Fort Myers, Florida 33901 (813) 337-3111
project no.:	1237	sheet no.:
tech:		2828