

LEE COUNTY BOARD OF COUNTY COMMISSIONERS  
AGENDA ITEM SUMMARY

BLUE SHEET NO: 20040438-UTL

1. REQUESTED MOTION:

**ACTION REQUESTED:**

Approve final acceptance, by Resolution, and recording of one utility easement, by Resolution, for one 8" diameter fire line serving *Carroll Tire Warehouse*. This is a developer contributed asset project located along the south side of Metro Plex Drive approximately 400 feet west of Plantation Road.

**WHY ACTION IS NECESSARY:** To provide fire protection to the recently constructed industrial building.

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

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

C10I

3. MEETING DATE:

04-27-2004

4. AGENDA:

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

5. REQUIREMENT/PURPOSE:

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

6. REQUESTOR OF INFORMATION:

- A. COMMISSIONER: \_\_\_\_\_
- B. DEPARTMENT: Lee County-Public Works
- C. DIVISION/SECTION: Utilities Division
- BY: Rick Diaz, P.E., Utilities Director
- DATE: 4/9/04

7. BACKGROUND:

Fire lines do not require permission to construct by the Board, therefore, no previous Blue Sheet number is provided. The installation has been inspected for conformance to the Lee County Utilities Operations Manual. Satisfactory pressure and bacteriological testing of the water system has been completed. As-builts have been provided. Engineer's Certification of Completion has been provided---copy attached. Project location map---copy attached. Warranty has been provided---copy attached. Waiver of Lien has been provided---copy attached. Certification of Contributory Assets has been provided---copy attached. Potable water service and sanitary sewer service is provided by Lee County Utilities via existing infrastructure located within the right-of-way of Metro Plex Drive. Funds are available for recording fees in account number OD5360748700.504930.

SECTIONS 07 TOWNSHIP 45S RANGE 25E DISTRICT #2 COMMISSIONER ST. CERNY

8. MANAGEMENT RECOMMENDATIONS:

9. RECOMMENDED APPROVAL

(A) DEPARTMENT DIRECTOR	(B) PURCH. OR CONTRACTS	(C) HUMAN RESOURCES	(D) OTHER	(E) COUNTY ATTORNEY	(F) BUDGET SERVICES				(G) COUNTY MANAGER
					OA	OM	Risk	GC	
<i>J. Lavender</i> Date: 4-9-04	N/A Date:	N/A Date:	T. Osterhout Date:	<i>S. Brown</i> Date: 4/13/04	<i>PM</i> 4/13/04	<i>4/13/04</i>	<i>4/13/04</i>	<i>4/13/04</i>	<i>J. Lavender</i> Date: 4-9-04

10. COMMISSION ACTION:

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

Rec. by CoAtty  
Date: 4/13/04  
Time: 8:30  
Forwarded To:  
Admin 4/13/04

RECEIVED BY  
COUNTY ADMIN: PM  
4/13/04  
11:10 AM  
COUNTY ADMIN  
FORWARDED TO: RL  
4-14-04  
11 AM

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

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

WHEREAS, it is the desire of Harry M. Lowell, owner of record, to make a contribution to Lee County Utilities of water facilities (one 8" diameter fire line), serving "**CARROLL TIRE WAREHOUSE**"; and,

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

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

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

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF LEE COUNTY, FLORIDA, that the above facilities, for a contributed value of **\$5,100.00** is hereby ACCEPTED and acknowledged as an addition to Lee County Utilities.

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

- Commissioner Janes \_\_\_\_\_ (1)
- Commissioner St. Cerny: \_\_\_\_\_ (2)
- Commissioner Judah: \_\_\_\_\_ (3)
- Commissioner Coy: \_\_\_\_\_ (4)
- Commissioner Albion: \_\_\_\_\_ (5)

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

ATTEST:  
CHARLIE GREEN, CLERK

BOARD OF COUNTY COMMISSIONERS  
OF LEE COUNTY, FLORIDA

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

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

APPROVED AS TO FORM

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



**FLORIDA DEPARTMENT OF REVENUE**  
**RETURN FOR TRANSFERS OF INTEREST IN REAL PROPERTY**  
 (PLEASE READ INSTRUCTIONS BEFORE COMPLETING)



FDOR10240300  
 DR-219  
 R. 07/98

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

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

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

07452500000040020

2. Mark (x) all that apply

Multi-parcel transaction? →

Transaction is a split or cutout from another parcel? →

Property was improved with building(s) at time of sale/transfer? →

3. Grantor (Seller):

**EASEMENT DONATION BY:**

**HARRY M. LOWELL**

Last **4235 S. ATLANTIC**

First **WILBUR BY THE SEA**

MI **FL** Corporate Name (if applicable) **32127**

Mailing Address

City

State

Zip Code Phone No.

4. Grantee (Buyer):

Last **P. O. BOX 398**

First **FT. MYERS**

MI **FL** Corporate Name (if applicable) **33902 (2394798181)**

Mailing Address

City

State

Zip Code Phone No.

5. Date of Sale/Transfer

Sale/Transfer Price

Month Day Year

\$ (Round to the nearest dollar.) **00**

Property Located in **Lee**

6. Type of Document

Contract/Agreement for Deed  
 Warranty Deed  
 Quit Claim Deed

Other

7. Are any mortgages on the property? If "Yes", outstanding mortgage balance:

YES  /  NO

(Round to the nearest dollar.) \$ **00**

8. To the best of your knowledge, were there unusual circumstances or conditions to the sale/transfer such as: Forced sale by court order? Foreclosure pending? Distress Sale? Title defects? Corrective Deed? Mineral rights? Sale of a partial or undivided interest? Related to seller by blood or marriage.

YES  /  NO

9. Was the sale/transfer financed? YES  /  NO If "Yes", please indicate type or types of financing:

Conventional  Seller Provided  Agreement or Contract for Deed  Other

10. Property Type:

Residential  Commercial  Industrial  Agricultural  Institutional/Miscellaneous  Government  Vacant  Acreage  Timeshare

Mark (x) all that apply

11. To the best of your knowledge, was personal property included in the sale/transfer? If "Yes", please state the amount attributable to the personal property. (Round to the nearest dollar.)

YES  /  NO

\$ **00** Cents

12. Amount of Documentary Stamp Tax

\$

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

YES  /  NO

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

Signature of Grantor or Grantee or Agent

Date **4/9/04**

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

To be completed by the Clerk of the Circuit Court's Office	Clerks Date Stamp
<p><b>This copy to Property Appraiser</b></p> <p>O. R. Book and Page Number and File Number</p> <p>Date Recorded</p>	<p>Month Day Year</p>

**This copy to Property Appraiser**



**FLORIDA DEPARTMENT OF REVENUE**  
**RETURN FOR TRANSFERS OF INTEREST IN REAL PROPERTY**  
 (PLEASE READ INSTRUCTIONS BEFORE COMPLETING)



FDOR10240300  
 DR-219  
 R. 07/98

Enter numbers as shown below.

If typing, enter numbers as shown below.

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

0 1 2 3 4 5 6 7 8 9

0123456789

07452500000040020

2. Mark (x) all that apply  
 Multi-parcel transaction? →

Transaction is a split  
 or cutout from  
 another parcel? →

Property was improved  
 with building(s) at time  
 of sale/transfer? →

3. Grantor (Seller):

**EASEMENT DONATION BY:**

**HARRY M. LOWELL**

Last  
**4235 S. ATLANTIC**

First MI  
**WILBUR BY THE SEA FL**

Corporate Name (if applicable)  
**32127**

4. Grantee (Buyer):

Mailing Address  
**RICK DIAZ, P.E., UTIL. DIR. FOR**

City State Zip Code Phone No.  
**LEE CO. BOARD OF COUNTY COMMISSION**

Last  
**P. O. BOX 398**

First MI  
**FT. MYERS FL**

Corporate Name (if applicable)  
**33902 (239) 4798181**

5. Date of Sale/Transfer

Sale/Transfer Price

Property Located In

County Code

\$ **. 00**

**46**

Month Day Year (Round to the nearest dollar.)

6. Type of Document  
 Contract/Agreement for Deed  Other  
 Warranty Deed  
 Quit Claim Deed

7. Are any mortgages on the property? If "Yes",  
 outstanding mortgage balance:  
 (Round to the nearest dollar.) \$

YES NO  
**. 00**

8. To the best of your knowledge, were there unusual circumstances or conditions to the sale/transfer such as: Forced sale by court order? Foreclosure pending? Distress Sale? Title defects? Corrective Deed? Mineral rights? Sale of a partial or undivided interest? Related to seller by blood or marriage.

YES NO

9. Was the sale/transfer financed? YES NO If "Yes", please indicate type or types of financing:

Conventional Seller Provided Agreement or Contract for Deed Other

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

11. To the best of your knowledge, was personal property included in the sale/transfer? If "Yes", please state the amount attributable to the personal property. (Round to the nearest dollar.)

YES NO \$ Cents  
**. 00**

12. Amount of Documentary Stamp Tax \$ **0.00**

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

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

Signature of Grantor or Grantee or Agent \_\_\_\_\_ Date **4/9/04**

WARNING: FAILURE TO FILE THIS RETURN OR ALTERNATIVE FORM APPROVED BY THE DEPARTMENT OF REVENUE SHALL RESULT IN A PENALTY OF \$2500 IN ADDITION TO ANY OTHER PENALTY IMPOSED BY THE REVENUE LAW OF FLORIDA.

To be completed by the Clerk of the Circuit Court's Office	Clerks Date Stamp
<b>This copy to Department of Revenue</b>	
O. R. Book and Page Number and File Number	
Date Recorded	
Month Day Year	

**This copy to Department of Revenue**

COPY

11.4

LETTER OF COMPLETION

DATE: 3/24/04

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

Gentlemen:

This is to certify that the water distribution <sup>Fire Service</sup> and/or sewage collection system(s) located in \_\_\_\_\_

Carroll Tire Warehouse 6451 Metro Plex Dr. Ft. Myers, FL 33912  
(Name of Development)

were designed by me and have been constructed in conformance with:

the approved plans

the revised plans, attached

and:

the approved specifications

the revised specifications, attached

Upon completion of the work, we observed the following successful tests of the facilities: Hot tap & Hydrostatic test of all Fire Service Connection

Very truly yours,

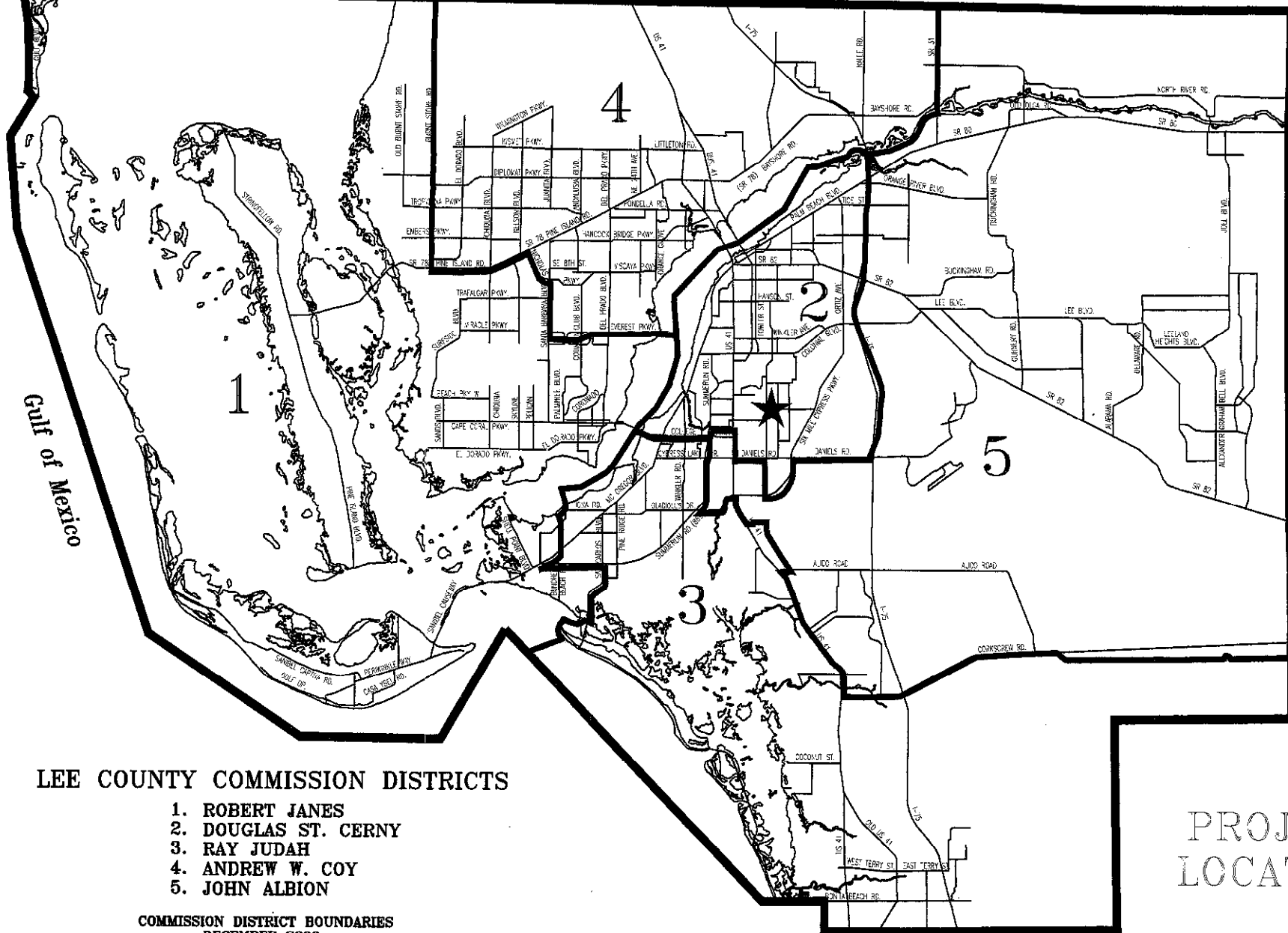
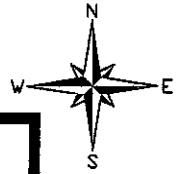
SimplexGrinnell  
(Owner or Name of Corporation)

[Signature]  
(Signature)

[Signature]  
(Title)

[Signature]  
3/24/04  
SEAL OF ENGINEERING FIRM

**CARROLL TIRE WAREHOUSE**  
**07-45-25-00-00004.0020**  
**COMMISSION DISTRICT # 2 - DOUGLAS ST. CERNY**



COPY

**LEE COUNTY COMMISSION DISTRICTS**

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

COMMISSION DISTRICT BOUNDARIES  
 DECEMBER 2000

PROJECT  
 LOCATION


COPY

WARRANTY

THE UNDERSIGNED parties do hereby warrant and/or guaranty all work executed by the contractor on the water systems of METROPLEX "CARROLL TIRE WAREHOUSE" to be free from defects in material and workmanship for a period of one (1) year from the date of acceptance by the Lee County Board of County Commissioners. The undersigned parties further agree that they will, at their own expense, repair and replace all such defective work and all other work damaged by said defective work under this Warranty-Guaranty

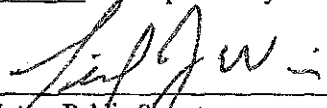
It is furthermore understood that the consideration for the giving of this warranty and/or guaranty is the requirement by the General Conditions and Specifications under which the contract was let that such warranty and/or guaranty would be given.

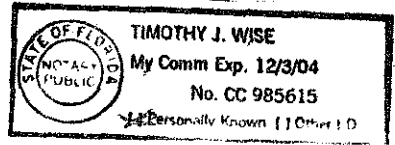
STEVEN R. GOBLE  
(NAME OF OWNER/CONTRACTOR)

BY:   
(SIGNATURE OF OWNER/CONTRACTOR)

STATE OF FL )  
 ) SS:  
COUNTY OF LEE )

The foregoing instrument was signed and acknowledged before me this 24 th day of FEB, 2004 by STEVEN R. GOBLE who is personally known to me - \_\_\_\_\_, and who did take an oath.

  
Notary Public Signature



TIMOTHY J. WISE  
Printed Name of Notary Public

(Notary Seal & Commission Number)

COPY

WAIVER AND RELEASE OF LIEN  
UPON FINAL PAYMENT

The undersigned lienor, in consideration of the final payment in the amount of fifty one hundred dollars and no cents (\$5,100.00 ) hereby waives and releases its lien and right to claim a lien for labor, services, or materials furnished to HARRY LOWELL on the job of METROPLEX (CARROLL TIRE) to the following described property:

<u>METROPLEX</u> (Name of Development/Project)	<u>water distribution system</u> (Facilities Constructed)
<u>6451 METROPLEX DR. FT. MYERS, FL. 33916</u> (Location) (Please provide full name and location of development and a description of the utility system constructed).	<u>07-45-25-00-00004.0020</u> (Strap # or Section, Township & Range)

Dated on: March 12, 2004

By: [Signature]  
(Signature of Authorized Representative)

GULF COAST UNDERGROUND, INC.  
(Name of Firm or Corporation)

By: STEVEN R. GOBLE  
(Print Name of Authorized Representative)

3551 METRO PARKWAY  
(Address of Firm or Corporation)

Title: PRESIDENT

FT. MYERS, FL 33916-  
(City, State & Zip Of Firm Or Corporation)

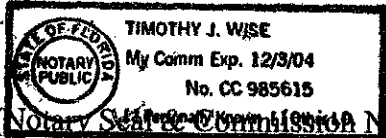
Phone #: (239)274-9504 Ext.

Fax#: (239)274-9505

STATE OF FL )  
) SS:  
COUNTY OF LEE )

The foregoing instrument was signed and acknowledged before me this 12 th day of MAR, 2004 by STEVEN R. GOBLE who is personally known to me - \_\_\_\_\_, and who did take an oath.

[Signature]  
(Notary Public Signature)

  
(Notary Seal & Commission Number)

TIMOTHY J. WISE  
(Printed Name of Notary Public)



COPY

11.5

**CERTIFICATION OF CONTRIBUTORY ASSETS**

PROJECT NAME: METROPLEX (CARROLL TIRE WAREHOUSE)

STRAP NUMBER: 07-45-25-00-00004.0020

LOCATION: 6451 METROPLEX DR FT. MYERS, FL.33912

OWNER'S NAME: HARRY LOWELL

OWNER'S ADDRESS: 12995 S. CLEVELAND AVE. SUITE 34

OWNER'S ADDRESS: FT. MYERS,FL 33907-

TYPE UTILITY SYSTEM: WATER  
(list water, sewer and effluent reuse separately)

**DESCRIPTION AND COST OF MATERIAL, LABOR, AND SERVICES**

<b><u>ITEM</u></b>	<b><u>SIZE</u></b>	<b><u>QUANTITY</u></b>	<b><u>UNIT</u></b>	<b><u>UNIT COST</u></b>	<b><u>TOTAL</u></b>
TAPPING SLEEVE W/VALVE	12"X8"	1	EA	\$3,600.00	\$3,600.00
FIRE LINE UP TO AND INCL 1ST OS + Y VALVE	8"	1	EA	\$1,500.00	\$1,500.00
					0
<b><u>TOTAL</u></b>					<b>5100.00</b>

Please list each element of the system, e.g., pipe, manholes, lift stations, meters, valves, fittings, etc. (If more space is required, use additional forms(s)).

11.5

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

CERTIFYING:

[Signature]  
(Signature of Certifying Agent)

STEVEN R. GOBLE - PRESIDENT  
(Name & Title of Certifying Agent)

GULF COAST UNDERGROUND, INC.  
(Name of Firm or Corporation)

3551 METRO PARKWAY  
(Address of Firm or Corporation)

FT ,MYERS, FL 33916 -

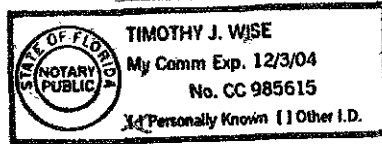
STATE OF FL )  
                  ) SS:  
COUNTY OF LEE )

The foregoing instrument was signed and acknowledged before me this 18 th day of MAR, 2004 by STEVEN R. GOBLE who is personally known to me - \_\_\_\_\_, and who did take an oath.

[Signature]  
Notary Public Signature

TIMOTHY J. WISE  
Printed Name of Notary Public

CC 985615



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

**PERPETUAL PUBLIC UTILITY EASEMENT GRANT**

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

**WITNESSETH:**

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

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

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

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



5. Subject to any pre-existing easements for public highways or roads, railroads, laterals, ditches, pipelines and electrical transmission or distribution lines and telephone and cable television lines covering the land herein described, GRANTOR(S) covenant that they are lawfully seized and possessed of the described real property (Exhibit "A"), have good and lawful right and power to sell and convey it, and that the said property is free of any and all liens and encumbrances, except as herein stated, and accordingly, GRANTOR(S) will forever defend the title and terms of this said easement and the quiet possession thereof by GRANTEE against all claims and demands of all other entities.

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

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

8. GRANTEE shall have reasonable right of access across GRANTOR's property for the purposes of reaching the described easement (Exhibit "A") on either paved or unpaved surfaces. Any damage to GRANTOR's property or permitted improvements thereon as the result of such access to the described easement or the construction, maintenance, or repairs located within the described easement shall be restored by GRANTEE, to the condition in which it existed prior to the damage as is reasonably practicable.

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

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

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

<p>X <u><i>Julio Galiole</i></u>          (Signature of 1<sup>st</sup> Witness)</p>	<p>X <u><i>H. Lowell</i></u>          (Grantor's/Owner's Signature)</p>
<p><u>Julio Galiole</u>          (Name of 1<sup>st</sup> Witness)</p>	<p><u>Harry Lowell</u>          (Grantor's/Owner's Name)</p>
<p>X <u><i>Greg Allone</i></u>          (Signature of 2<sup>nd</sup> Witness)</p>	<p><u>Owner</u>          (Grantor's Title)</p>
<p><u>Greg Allone</u>          (Name of 2<sup>nd</sup> Witness)</p>	<p><u>Harry M. Lowell</u>          (Grantor's/Owner's Name)</p>

STATE OF FLORIDA )  
 ) SS:  
 COUNTY OF Lee )


The foregoing instrument was signed and acknowledged before me this 8 th day of March 2004 by Harry M. Lowell who is personally known to me - X, and who did take an oath.

*Timothy R Cook*  
 \_\_\_\_\_

Notary Public Signature

Timothy R Cook  
 \_\_\_\_\_

Printed Name of Notary Public



Timothy R. Cook  
 My Commission DD279663  
 Expires January 07, 2006

(Notary Seal & Commission Number)

Approved and accepted for and on behalf of Lee County, Florida, this \_\_\_\_ day of \_\_\_\_\_, 20\_\_.

ATTEST:  
CHARLIE GREEN, CLERK

BOARD OF COUNTY COMMISSIONERS  
OF LEE COUNTY, FLORIDA

BY: \_\_\_\_\_  
Deputy Clerk

BY: \_\_\_\_\_  
Chairman

\_\_\_\_\_  
[Type or Print Name]

\_\_\_\_\_  
[Type or Print Name]

Approved as to form by:

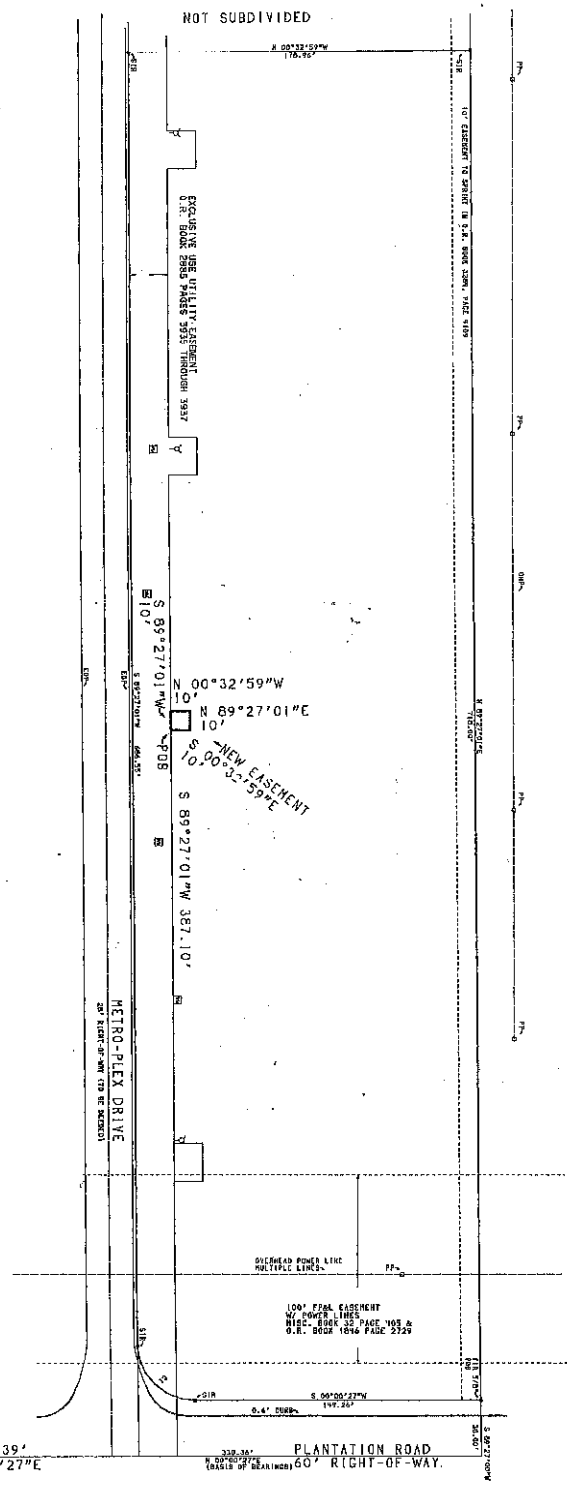
\_\_\_\_\_  
County Attorney's Office



COPY

LEGAL DESCRIPTION:  
AN EASEMENT BEING DEFINED AS FOLLOWS:  
COMMENCING AT THE CENTER OF SECTION 7, TOWNSHIP 45 SOUTH RANGE 25 EAST,  
LEE COUNTY, FLORIDA;  
THENCE N 00°00'27"E 171.39' TO THE NORTH LINE OF A UTILITY EASEMENT  
RECORDED IN O.R. BOOK 2885 PAGES 3935 THROUGH 3937, PUBLIC RECORDS  
OF LEE COUNTY, FLORIDA;  
THENCE ALONG SAID NORTH LINE S 89°27'01"W 387.10' TO THE POINT OF BEGINNING;  
THENCE CONTINUE S 89°27'01"W 10.00';  
THENCE N 00°32'59"W 10.00';  
THENCE N 89°27'01"E 10.00';  
THENCE S 00°32'59"E 10.00 FEET TO THE POINT OF BEGINNING.

DATE	DEPT. NO.	ANGLE	BEARING	DIST.	MARK	REMARKS
01	89-2834	70.00'	42.81'	42.81'	5.00' x 4.00'	



POC - CENTER OF SECTION 7  
N 00°00'27"E 171.39'

LEGEND:  
POB = POINT OF BEGINNING  
POC = POINT OF COMMENCEMENT

THIS IS NOT A BOUNDARY SURVEY  
SKETCH TO ACCOMPANY LEGAL DESCRIPTION  
W04: 02-2021EA

NOTES:  
1) DIMENSIONS ARE IN FEET AND DECIMALS THEREOF.

**R. K. BURNS SURVEYING, INC.**  
1940 RICARDO AVENUE  
Fort Myers, Florida  
33901  
(239) 936-4550 Business  
(239) 936-3267 Fax

**SURVEY MAP OF  
SPECIFIC PURPOSE SKETCH**  
DATE \_\_\_\_\_ SHEET 1 OF 1

By: *Robert K. Burns*  
 Robert K. Burns, PLS&M Number "LS-0004603" or  
 Stacy A. Basham, PLS&M Number "LS-0005883" or  
 John S. Burns, Sr., PLS&M Number "LS-0005583" or  
 R.K. Burns Surveying, Inc. Licensed Business  
 Number "LB-0006153"

COPY

TO: LEE COUNTY FINANCE DEPARTMENT

FROM: UTILITIES ENGINEERING  
(Department)  
SUE GULLEDGE

BS 20040438-UTL

A. AUTHORIZATION:

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

Purchase Order # N/A for CARROLL TIRE WAREHOUSE project.  
ACCOUNT NO. OD53607487.504930

EASEMENT: HARRY M. LOWELL

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

*Sue Gulledge*  
SUE GULLEDGE Signature Authorization

B. SERVICE RECEIVED:

RECORDING EASEMENT

O. R. COPIES

PLAT COPIES

CASE #/INDEX FEE

DESCRIPTION OF SERVICE RECORDING

AMOUNT OF FEE INCURRED \$

(date)

(DEPUTY CLERK)

(CUSTOMER) (DEPT.)

THIS FORM GOES TO CASHIER WITH REGULAR RECEIPT ATTACHED

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

REC'D

ENTERED

CUST. # 500283

INV. #

PLEASE REMIT TO:

Clerk's Accounting  
P.O. BOX 2396  
FORT MYERS, FLORIDA 33902-2396  
White - FINANCE Yellow - DEPT FISCAL OFFICER Pink - CLERK'S OFFICE