

**Lee County Board of County Commissioners
Agenda Item Summary**

Blue Sheet No. 20050290

1. REQUESTED MOTION:

ACTION REQUESTED: Accept seven Quit-Claim Deeds for right-of-way necessary for the Dewberry Lane Special Improvement MSBU for maintenance of existing roads and streetlights; authorize the Division of County Lands to handle and accept all documentation necessary; authorize payment of recording fees.

WHY ACTION IS NECESSARY: Dewberry Lane is currently a privately owned road and the County cannot initiate maintenance without obtaining ownership.

WHAT ACTION ACCOMPLISHES: Acquisition of right-of-way via Quit-Claim Deeds from benefitted property owners.

2. DEPARTMENTAL CATEGORY: 06
COMMISSION DISTRICT #: 1

C6E

3. MEETING DATE:
03-22-2005

4. AGENDA:

- CONSENT
- ADMINISTRATIVE
- APPEALS
- PUBLIC
- WALK ON

TIME REQUIRED:

5. REQUIREMENT/PURPOSE:

(Specify)

- STATUTE 125
- ORDINANCE 02-17
- ADMIN. _____
- OTHER _____

6. REQUESTOR OF INFORMATION

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

7. BACKGROUND: The Board of County Commissioners created the Dewberry Lane Special Improvement MSBU on April 23, 2002, when it adopted Ordinance Number 02-17. The principal purpose of the project is maintenance of the existing roadway and streetlights for Dewberry Lane in St. James City, the cost of which will be assessed proportionately against benefitted property owners.

Attached is a list of seven property owners who have executed the required Quit Claim Deeds. The original documents are in the files of County Lands and will be recorded upon approval by the Board of County Commissioners. There remains 13 more properties for which deed conveyances are required.

Funds are available in Account Number: GD5411810421.504925

Staff Recommends Board approve the Requested Motion.

ATTACHMENTS: Copies of Quit Claim Deeds, In-House Title Searches, GIS Location Map

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 |
|--------------------------|------------------------------|----------------------|--------------------|----------------------|----------------------|---------------|---------------|---------------|---------------------|
| | | | | | OA | OM | RISK | GC | |
| <i>H. Forsyth</i> | <i>na</i> | <i>na</i> | <i>[Signature]</i> | <i>[Signature]</i> | <i>3/2/05</i> | <i>3/2/05</i> | <i>3/2/05</i> | <i>3/2/05</i> | <i>[Signature]</i> |

10. COMMISSION ACTION:

- APPROVED
- DENIED
- DEFERRED
- OTHER

Rec. by CoAtty
Date: *3/2/05*
Time: *3:5*
Forwarded To:
H. Forsyth
3/4/05 10:30am

RECEIVED BY
COUNTY ADMIN:
3/4/05
11:35
COUNTY ADMIN
FORWARDED TO:
3/10/05
11am

DEWBERRY LANE SPECIAL IMPROVEMENT MSBU

EXHIBIT TO BLUE SHEET NO. 20050290

| Parcel No. | Property Owner | Strap Number |
|------------|---|------------------------|
| 114 | Fitzhugh L. Boteler and Arlene Boteler, Husband and Wife | 02-46-22-20-0000D.0170 |
| 131 | Edward Orne and Linda L. Orne, Husband and Wife | 02-46-22-20-0000D.0340 |
| 132 | George Rand, non-homestead | 02-46-22-20-0000D.0350 |
| 135 | Robert K. Ulland, a Single Man | 02-46-22-20-0000D.0380 |
| 137 | Joe A. Prillaman, non-homestead | 02-46-22-20-0000D.0400 |
| 165 | Terri Gieske, a non-homestead | 02-46-22-20-0000D.0690 |
| 166 | Lorene B. Sykes, a Single and unmarried person | 02-46-22-20-0000D.0700 |

This Instrument Prepared by:

Public Works/County Lands Division
Post Office Box 398
Fort Myers, Florida 33902-0398
Project: Dewberry Lane, MSBU #114
STRAP No.: 02-46-22-20-0000D.0170

This Space for Recording

QUIT-CLAIM DEED

THIS Quit-Claim Deed, Executed this 22 day of February, 2005, by Fitzhugh L. Boteler and Arlene Boteler, husband and wife whose address is 3773 Dewberry Ln, St James City, FL 33956. GRANTOR, to **LEE COUNTY**, a political subdivision of the State of Florida, whose post office address is Post Office Box 398, Fort Myers, FL 33902-0398, GRANTEE:

(The terms "GRANTOR" and "GRANTEE" include singular and plural, heirs, legal representatives, and assigns of individuals, and the successors and assigns of corporations, wherever the context so admits or requires)

WITNESSETH, The GRANTOR for good and valuable consideration provided by the GRANTEE, which is hereby acknowledged, does hereby remise, release and quit-claim to the GRANTEE forever, all the right, title interest, claim and demand which the GRANTOR has in and to the following described lot, piece or parcel of land, situate, lying and being in the County of Lee, State of Florida, to-wit:

The northerly 12.5 feet of Lot 17, in Block D, Cherry Estates, an unrecorded subdivision, as shown in Official Record Book 687 Page 853, Public Records of Lee County, Florida.

TO HAVE and to HOLD the same together with all and singular the appurtenances thereunto belonging or in anywise appertaining, and all the estate, right, title interest, lien, equity and claim whatsoever of the GRANTOR, either in law or equity, to the only proper use, benefit and behoof of the GRANTEE forever.

IN WITNESS WHEREOF, The GRANTOR has signed and sealed these presents the day and year first above written.

Signed, sealed and delivered in presence of two separate witnesses:

Marlys Shallbetter
1st Witness Signature

Fitzhugh L. Boteler
Fitzhugh L. Boteler

MARLYS SHALLBETTER
Printed Name of 1st Witness

[Signature]
2nd Witness Signature

Tom Papesh
Printed Name of 2nd Witness

Marlys Shallbetter
1st Witness Signature

Arlene Boteler
Arlene Boteler

MARLYS SHALLBETTER
Printed Name of 1st Witness

[Signature]
2nd Witness Signature

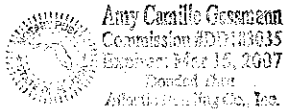
Tom Papesh
Printed Name of 2nd Witness

STATE OF Florida

COUNTY OF Lee

The foregoing instrument was acknowledged before me this 22nd day of Feb., 2005, by Arlene Fitzhugh Boteler who is personally known to me or who has produced (name of person acknowledged)

Drivers License as identification. (type of identification)



Amy Camille Gessmann
Signature of Notary Public

Amy Camille Gessmann
(Name typed, printed or stamped)

(Title or Rank)
(Serial Number, if any)

ORIGINAL DOCUMENTS RETAINED IN COUNTY LANDS FILES FOR HANDLING

Division of County Lands**Ownership and Easement Search**

Search No. 02-46-22-20-0000D.0170

Date: June 28, 2004

Parcel: 14

Project: Dewberry Special Improvement Unit
Project# 504925To: Karen L.W. Forsyth, SR/WA
DirectorFrom: Kenneth Pitt
Title Examiner 

STRAP: 02-46-22-20-0000D.0170

Effective Date: ~~May 29, 2004~~, at 5:00 p.m.
*February 17, 2005***Subject Property: Lot 17, in Block D, Cherry Estates, an unrecorded subdivision, as shown in Official Record Book 687 Page 853, Public Records of Lee County, Florida.**

Title to the subject property is vested in the following:

Fitzhugh L. Boteler and Arlene Boteler, husband and wife.

By that certain instrument dated March 18, 1999 recorded April 20, 1999, in Official Record Book 3106, Page 275, Public Records of Lee County, Florida.

Easements:

1. Subject to a Roadway Easement, 25 feet in width, 12.5 feet along the northerly property line, as shown on the plat of Cherry Estates, recorded in Official Record Book 687 Page 853, Public Records of Lee County, Florida.
2. Subject to a 6 foot utility and drainage easement along the entire boundary of subject parcel, as recorded in a Declaration of Conditions, Covenants, Charges, Restrictions and Reservations affecting property located in Cherry Estates and recorded in Official Record Book 692, Page 482, Public Records of Lee County, Florida. Said Declaration was later terminated by that certain instrument recorded in Official Record Book 3401 Page 4258, public Records of Lee County, Florida.

NOTE (1): Subject property is not encumbered by a mortgage.

NOTE (2): Subject to Lee County Ordinance No. 86-14, relating to garbage and solid waste Collection, recorded in Official Record Book 2189 Page 3281 and amended by Official Record Book 2189 Page 3334, Public Records of Lee County, Florida.

Tax Status: \$1,192.79 paid on 12/09/03 for Tax Year 2003.*(The end user of this report is responsible for verifying tax and/or assessment information.)***The Division of County Lands has made a diligent search of the Public Record. However, this report contains no guarantees nor warranty as to its accuracy.**

This Instrument Prepared by:

Public Works/County Lands Division
Post Office Box 398
Fort Myers, Florida 33902-0398
Project: Dewberry Lane, MSBU #131
STRAP No.: 02-46-22-20-0000D.0340

QUIT-CLAIM DEED

THIS Quit-Claim Deed, Executed this 5th day of February, 2005, by Edward Orne and Linda L. Orne, husband and wife whose address is 7015 N Greenbay Av, Glendale, WI 53209, GRANTOR, to **LEE COUNTY**, a political subdivision of the State of Florida, whose post office address is Post Office Box 398, Fort Myers, FL 33902-0398, GRANTEE:

(The terms "GRANTOR" and "GRANTEE" include singular and plural, heirs, legal representatives, and assigns of individuals, and the successors and assigns of corporations, wherever the context so admits or requires)

WITNESSETH, The GRANTOR for good and valuable consideration provided by the GRANTEE, which is hereby acknowledged, does hereby remise, release and quit-claim to the GRANTEE forever, all the right, title interest, claim and demand which the GRANTOR has in and to the following described lot, piece or parcel of land, situate, lying and being in the County of Lee, State of Florida, to-wit:

SEE EXHIBIT "A" ATTACHED

TO HAVE and to HOLD the same together with all and singular the appurtenances thereunto belonging or in anywise appertaining, and all the estate, right, title interest, lien, equity and claim whatsoever of the GRANTOR, either in law or equity, to the only proper use, benefit and behoof of the GRANTEE forever.

IN WITNESS WHEREOF, The GRANTOR has signed and sealed these presents the day and year first above written.

Signed, sealed and delivered in presence of two separate witnesses:

Patricia G Orne
1st Witness Signature

Patricia G Orne
Printed Name of 1st Witness

Louise G Sadowsky
2nd Witness Signature

Louise G Sadowsky
Printed Name of 2nd Witness

Patricia G Orne
1st Witness Signature

Patricia G Orne
Printed Name of 1st Witness

Louise G Sadowsky
2nd Witness Signature

Louise G Sadowsky
Printed Name of 2nd Witness

Edward Orne
Edward Orne

Lynda L Orne
Lynda L Orne

STATE OF Wisconsin
COUNTY OF MILWAUKEE

The foregoing instrument was acknowledged before me this 5th day of FEBRUARY, 2005, by EDWARD ORNE/LYNDA L ORNE who is personally known to me or who has produced Edward Orne / Lynda L. Orne

WISCONSIN DRIVER'S as identification.
(type of identification) LICENSE

Richard L Sadowsky
Signature of Notary Public

RICHARD L SADOWSKY
(Name typed, printed or stamped)
(Title or Rank)
(Serial Number, if any)
MY COMMISSION EXPIRES
JANUARY 18, 2009

ORIGINAL DOCUMENTS RETAINED IN
COUNTY CLERK'S OFFICE FOR HANDLING
AND ACCEPTANCE

Exhibit "A"

METRON

SURVEYING & MAPPING, LLC

LAND SURVEYORS • PLANNERS

Page 1 of 2

LEGAL DESCRIPTION
OF A PARCEL LYING IN

SECTION 2, TOWNSHIP 46 SOUTH, RANGE 22 EAST,
LEE COUNTY, FLORIDA

(PART OF LOT 34, BLOCK "D")
(ROADWAY EASEMENT)

A TRACT OR PARCEL OF LAND SITUATED IN THE STATE OF FLORIDA, COUNTY OF LEE, BEING PART OF LOT 34, BLOCK "D", CHERRY ESTATES AS RECORDED IN OFFICIAL RECORD BOOK 687, PAGE 853 OF THE PUBLIC RECORDS OF LEE COUNTY, FLORIDA, LYING IN SECTION 2, TOWNSHIP 46 SOUTH, RANGE 22 EAST, BEING FURTHER DESCRIBED AS FOLLOWS:

COMMENCING AT THE SOUTHWEST CORNER OF SAID LOT 34, BLOCK "D", THENCE N.30°08'25"E. FOR 64.43 FEET TO THE POINT OF BEGINNING OF THE HEREIN DESCRIBED PARCEL; THENCE CONTINUE N.30°08'25"E. FOR 42.87 FEET TO THE POINT OF CURVE OF A NON-TANGENT CURVE TO THE RIGHT, OF WHICH THE RADIUS POINT LIES S.00°08'25"W., A RADIAL DISTANCE OF 3,492.50 FEET; THENCE EASTERLY ALONG THE ARC, THROUGH A CENTRAL ANGLE OF 00°49'24" FOR 50.19 FEET; THENCE S.30°57'49"W. FOR 14.44 FEET TO THE POINT OF CURVE OF A NON-TANGENT CURVE TO THE RIGHT, OF WHICH THE RADIUS POINT LIES S.00°50'41"W., A RADIAL DISTANCE OF 3,480.00 FEET; THENCE EASTERLY ALONG THE ARC, THROUGH A CENTRAL ANGLE OF 00°16'22" FOR 16.56 FEET TO A POINT OF REVERSE CURVATURE, HAVING: A RADIUS OF 45.00 FEET, A CENTRAL ANGLE OF 47°57'05"; THENCE ALONG THE ARC OF SAID CURVE FOR 37.66 FEET TO A POINT OF REVERSE CURVATURE, HAVING: A RADIUS OF 40.00 FEET, A CENTRAL ANGLE OF 24°55'16"; THENCE ALONG THE ARC OF SAID CURVE FOR 17.40 FEET TO THE POINT OF BEGINNING.

PARCEL CONTAINS 892 SQUARE FEET OR 0.02 ACRES, MORE OR LESS.

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

BEARINGS ARE BASED ON THE WEST LINE OF LOT 34, BLOCK "D" BEING N.30°08'25"E.

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


TIMOTHY LEE MANN
PROFESSIONAL SURVEYOR AND MAPPER
FLORIDA CERTIFICATE NO. 5838

SHEET 1 OF 2

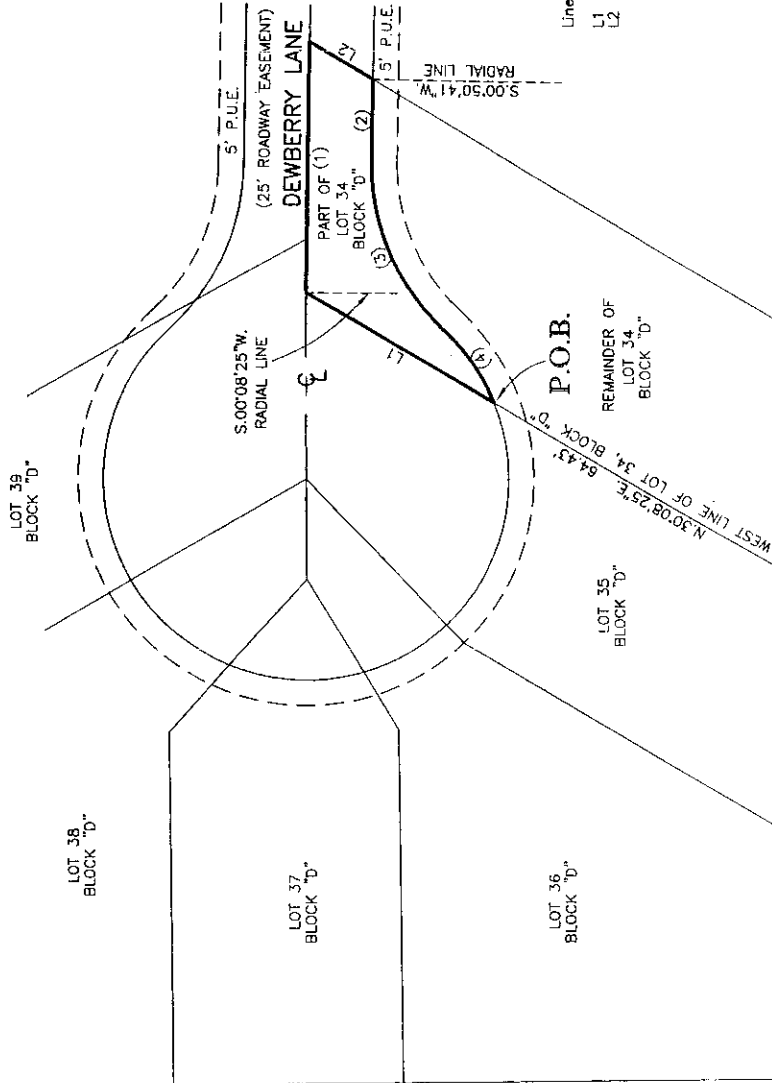
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5245 RAMSEY WAY, SUITE #2 • FORT MYERS, FLORIDA 33907 • PHONE (239) 275-8575 • FAX (239) 275-8457
www.metronfl.com

SKETCH TO ACCOMPANY DESCRIPTION



- LEGEND:**
- P.O.B. = POINT OF BEGINNING
 - P.O.C. = POINT OF COMMENCEMENT
 - R/W = RIGHT-OF-WAY
 - O.R. = OFFICIAL RECORD BOOK
 - P.G. = PAGE
 - P.B. = PLAT BOOK
 - P.U.E. = PUBLIC UTILITY EASEMENT
 - D.E. = DRAINAGE EASEMENT
 - U.E. = UTILITY EASEMENT
 - S.R. = STATE ROAD
 - C.R. = COUNTY ROAD



LINE TABLE

| Line | Bearing | Distance |
|------|---------------|----------|
| L1 | N.30°08'25"E. | 42.87' |
| L2 | S.30°57'49"W. | 14.44' |

BY: *[Signature]*
 TIMOTHY LEE
 PROFESSIONAL SURVEYOR AND MAPPER
 FLORIDA CERTIFICATE NO. LS# 5838

DATE SIGNED: *[Signature]* JAN 7, 2005

* THIS IS NOT A SURVEY *

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

SKETCH OF DESCRIPTION



METRON
 SURVEYING & MAPPING, LLC
 LAND SURVEYORS-PLANNERS
 LB# 7071
 www.metronfl.com

5245 RAMSEY WAY, SUITE #2
 FORT MITERS, FLORIDA 33907
 PHONE: (239) 275-8575
 FAX: (239) 275-8457

| | | | | | | | |
|-------------|--------------|-----------------|-----|-------------|------|---------|---------|
| FILE NAME | 7190SK34.dwg | FIELD BOOK/PAGE | N/A | PROJECT NO. | 7190 | SHEET | 2 OF 2 |
| SKETCH DATE | 1-4-2005 | DRAWN BY | SMS | CHECKED BY | TLM | (S-1-R) | 2-46-22 |

CURVE TABLE

| NO. | RADIUS | DELTA | ARC | TANGENT | CHORD | CHORD BEARING |
|-----|----------|-----------|--------|---------|--------|---------------|
| 1 | 3492.50' | 00°49'24" | 50.19' | 25.09' | 50.19' | S.89°26'53"E. |
| 2 | 3480.00' | 00°16'22" | 16.56' | 8.28' | 16.56' | N.89°17'30"W. |
| 3 | 45.00' | 47°57'05" | 37.66' | 20.01' | 36.57' | S.66°35'47"W. |
| 4 | 40.00' | 24°55'16" | 17.40' | 8.84' | 17.26' | S.55°04'52"W. |

P.O.C.
 SOUTHWEST CORNER
 LOT 34, BLOCK "D"

* SEE SHEET 1 OF 2 FOR LEGAL DESCRIPTION *

Division of County Lands

Ownership and Easement Search

Search No. 02-46-22-20-0000D.0340

Date: July 6, 2004

Parcel: 31

Project: Dewberry Special Improvement Unit

Project# 504925

To: Karen L.W. Forsyth, SR/WA
Director

From: Kenneth Pitt
Title Examiner

KMP

STRAP: 02-46-22-20-0000D.0340

Effective Date: ~~May 29, 2004~~, at 5:00 p.m.
FEBRUARY 17, 2005 KK

Subject Property: Lot 34, in Block D, Cherry Estates, an unrecorded subdivision, as shown in Official Record Book 687 Page 853, Public Records of Lee County, Florida.

Title to the subject property is vested in the following:

Edward Orne and Linda L. Orne, husband and wife.

By that certain instrument dated May 4, 1998 recorded May 20, 1998, in Official Record Book 2962 page 143, Public Records of Lee County, Florida.

Easements:

1. Subject to a Roadway Easement, 25 feet in width, 12.5 feet along the northerly property line, as shown on the plat of Cherry Estates, recorded in Official Record Book 687 Page 853, Public Records of Lee County, Florida.
2. Subject to a 6 foot utility and drainage easement along the entire boundary of subject parcel, as recorded in a Declaration of Conditions, Covenants, Charges, Restrictions and Reservations affecting property located in Cherry Estates and recorded in Official Record Book 692, Page 482, Public Records of Lee County, Florida. Said Declaration was later terminated by that certain instrument recorded in Official Record Book 3401 Page 4258, public Records of Lee County, Florida.

NOTE (1): Subject property is unencumbered by a mortgage.

NOTE (2): Subject to Lee County Ordinance No. 86-14, relating to garbage and solid waste Collection, recorded in Official Record Book 2189 Page 3281 and amended by Official Record Book 2189 Page 3334, Public Records of Lee County, Florida.

NOTE (3): Subject to proof of death of Marion H. Van Der Bos.

Tax Status: \$2,051.90 1/26/04 for Tax Year 2003.

(The end user of this report is responsible for verifying tax and/or assessment information.)

The Division of County Lands has made a diligent search of the Public Record. However, this report contains no guarantees nor warranty as to its accuracy.

This Instrument Prepared by:

Public Works/County Lands Division
Post Office Box 398
Fort Myers, Florida 33902-0398
Project: Dewberry Lane, MSBU #132
STRAP No.: 02-48-22-20-0000D.0350

QUIT-CLAIM DEED

THIS Quit-Claim Deed, Executed this 31st day of DECEMBER, 2004, by George Rand whose address is RR 4 446137 Gunhill Road, Woodstock, Ontario N4S7V8 GRANTOR, to LEE COUNTY, a political subdivision of the State of Florida, whose post office address is Post Office Box 398, Fort Myers, FL 33902-0398, GRANTEE:

(The terms "GRANTOR" and "GRANTEE" include singular and plural, heirs, legal representatives, and assigns of individuals, and the successors and assigns of corporations, wherever the context so admits or requires)

WITNESSETH, The GRANTOR for good and valuable consideration provided by the GRANTEE, which is hereby acknowledged, does hereby remise, release and quit-claim to the GRANTEE forever, all the right, title interest, claim and demand which the GRANTOR has in and to the following described lot, piece or parcel of land, situate, lying and being in the County of Lee, State of Florida, to-wit:

See Attached Exhibit "A"

The above-described property is not now, nor has it ever been, the homestead property of the Grantor, nor contiguous to any homestead property of the Grantor.

TO HAVE and to HOLD the same together with all and singular the appurtenances thereunto belonging or in anywise appertaining, and all the estate, right, title interest, lien, equity and claim whatsoever of the GRANTOR, either in law or equity, to the only proper use, benefit and behoof of the GRANTEE forever.

IN WITNESS WHEREOF, The GRANTOR has signed and sealed these presents the day and year first above written.

Signed, sealed and delivered in presence of two separate witnesses:

Albert Hall Better
1st Witness Signature

ALBERT HALL BETTER
Printed Name of 1st Witness

Joanne Merritt
2nd Witness Signature

JOANNE MERRITT
Printed Name of 2nd Witness

George Rand
George Rand

STATE OF FLORIDA
COUNTY OF LEE

The foregoing instrument was acknowledged before me this 31 day of DECEMBER, 2004, by

George Rand who is personally known to me or who has produced

DRIVERS LICENSE as identification.

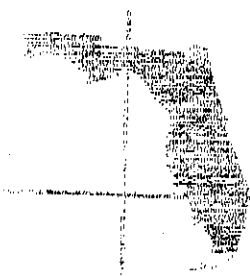
(type of identification) Joanne Merritt
MY COMMISSION # DD113782 EXPIRES May 16, 2006
BONDED THRU TROY FAIN INSURANCE, INC.



Joanne Merritt
Signature of Notary Public

(Name typed, printed or stamped)
(Title or Rank)
(Serial Number, if any)

ORIGINAL DOCUMENTS RETAINED IN
COUNTY LANDS FILE FOR HANDLING
FOR BUREAU ASSISTANCE



METRON

SURVEYING & MAPPING, LLC

LAND SURVEYORS • PLANNERS
Exhibit "A" Pg 1

LEGAL DESCRIPTION
 OF A PARCEL LYING IN
 SECTION 2, TOWNSHIP 46 SOUTH, RANGE 22 EAST,
 LEE COUNTY, FLORIDA

(PART OF LOT 35, BLOCK "D")
 (ROADWAY EASEMENT)

A TRACT OR PARCEL OF LAND SITUATED IN THE STATE OF FLORIDA, COUNTY OF LEE, BEING PART OF LOT 35, BLOCK "D", CHERRY ESTATES AS RECORDED IN OFFICIAL RECORD BOOK 687, PAGE 853 OF THE PUBLIC RECORDS OF LEE COUNTY, FLORIDA, LYING IN SECTION 2, TOWNSHIP 46 SOUTH, RANGE 22 EAST, BEING FURTHER DESCRIBED AS FOLLOWS:

COMMENCING AT THE SOUTHWEST CORNER OF SAID LOT 35, BLOCK "D", THENCE N.30°08'25"E. FOR 72.06 FEET; THENCE N.46°17'58"E. FOR 5.00 FEET TO THE POINT OF BEGINNING OF THE HEREIN DESCRIBED PARCEL; THENCE CONTINUE N.46°17'58"E. FOR 40.00 FEET TO THE POINT OF CURVE OF A NON-TANGENT CURVE TO THE RIGHT, OF WHICH THE RADIUS POINT LIES S.00°27'49"E., A RADIAL DISTANCE OF 3,492.50 FEET; THENCE EASTERLY ALONG THE ARC, THROUGH A CENTRAL ANGLE OF 00°36'14" FOR 36.81 FEET; THENCE S.30°08'25"W. FOR 42.87 FEET TO THE POINT OF CURVE OF A NON-TANGENT CURVE TO THE RIGHT, OF WHICH THE RADIUS POINT LIES N.22°27'30"W., A RADIAL DISTANCE OF 40.00 FEET; THENCE EASTERLY ALONG THE ARC, THROUGH A CENTRAL ANGLE OF 68°45'28" FOR 48.00 FEET TO THE POINT OF BEGINNING.

PARCEL CONTAINS 1,642 SQUARE FEET OR 0.04 ACRES, MORE OR LESS.

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

BEARINGS ARE BASED ON THE WEST LINE OF LOT 35, BLOCK "D" BEING N.30°08'25"E.

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


 TIMOTHY LEE MANN
 PROFESSIONAL SURVEYOR AND MAPPER
 FLORIDA CERTIFICATE NO. 5838

7190SK35.doc

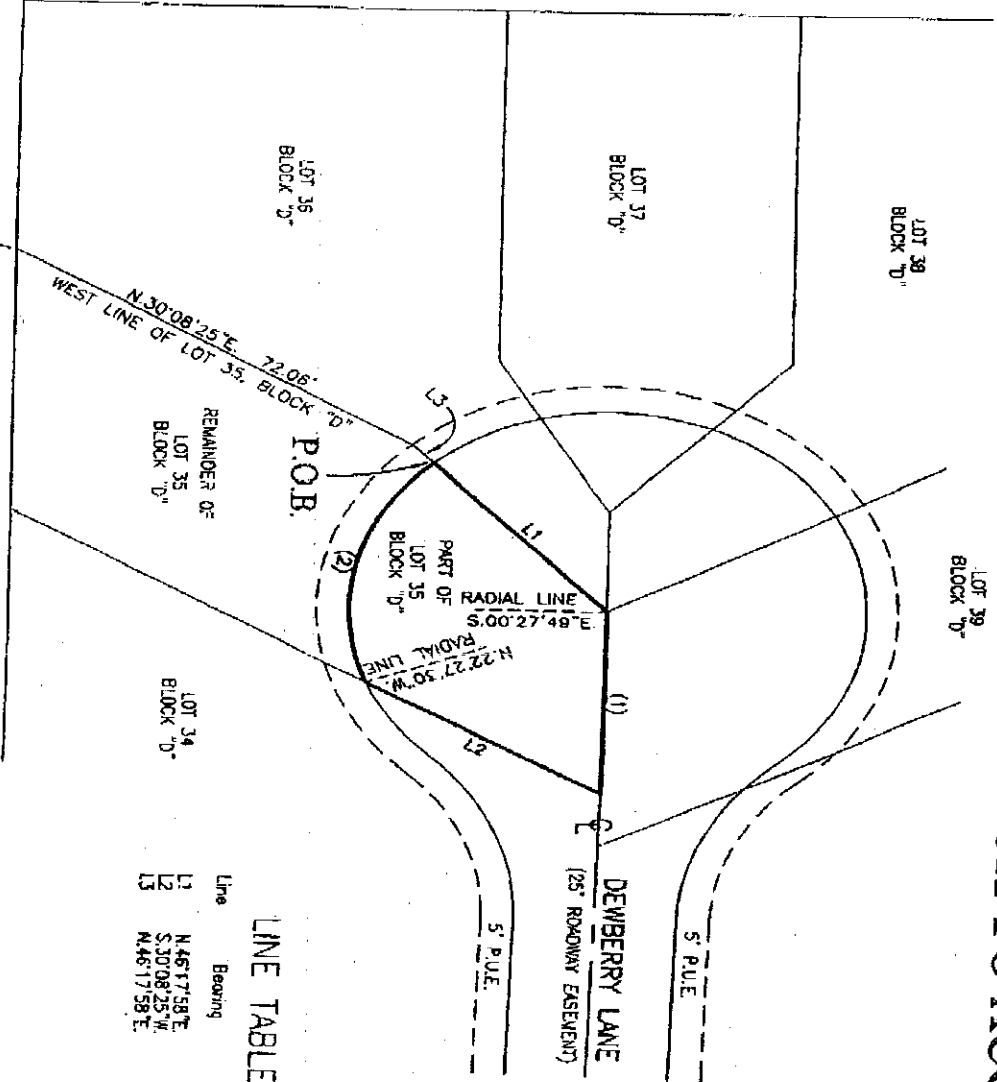
SHEET 1 OF 2

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 www.metronfl.com

Exhibit "A" pg 2

SKETCH TO ACCOMPANY DESCRIPTION

- LEGEND:**
- P.O.B. = POINT OF BEGINNING
 - P.O.C. = POINT OF COMMENCEMENT
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 - O.R. = OFFICIAL RECORD BOOK
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 - D.E. = DRAINAGE EASEMENT
 - U.E. = UTILITY EASEMENT
 - S.R. = STATE ROAD
 - C.R. = COUNTY ROAD



CURVE TABLE

| NO. | RADIUS | DELTA | ARC | TANGENT | CHORD | CHORD BEARINGS |
|-----|----------|--------------|--------|---------|--------|------------------|
| 1 | 3+92.50' | 00° 35' 14\" | 36.80' | 18.40' | 38.80' | N 89° 50' 18\" E |
| 2 | 40.00' | 68° 45' 28\" | 48.00' | 27.37' | 45.17' | N 78° 04' 46\" W |

LINE TABLE

| Line | Bearing | Distance |
|------|------------------|----------|
| 11 | N 46° 17' 58\" E | 40.00' |
| 12 | S 30° 08' 25\" W | 42.87' |
| 13 | N 46° 17' 58\" E | 5.00' |

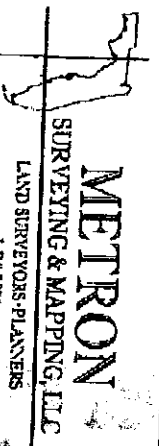
NOT VALID WITHOUT THE SIGNATURE AND THE ORIGINAL RAISED SEAL OF A FLORIDA LICENSED SURVEYOR AND MAPPER.

*** THIS IS NOT A SURVEY ***

DATE SIGNED: *[Signature]*

BY: *[Signature]*
 TIMOTHY J. MARTIN
 PROFESSIONAL SURVEYOR AND MAPPER
 FLORIDA CERTIFICATE NO. 157,583B

SKETCH OF DESCRIPTION



5245 RANGER WAY, SUITE #2
 FORT WORTH, TEXAS 76107
 PHONE: (214) 275-8575
 FAX: (214) 275-8457
 WWW.METRON.COM

* SEE SHEET 1 OF 2 FOR LEGAL DESCRIPTION *

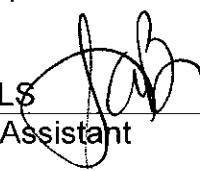
| | | | | | |
|-------------------------|--------------|-------------|------|----------------|---------|
| FILE NAME | 7190SKCS.dwg | PROJECT NO. | 7190 | SHEET | 2 OF 2 |
| DATE | 12-29-2004 | DRAWN BY | SNS | CHECKED BY | [Blank] |
| LAND SURVEYORS-PLANNERS | | L.B.# 7071 | | WWW.METRON.COM | |

Division of County Lands**Updated Ownership and Easement Search**

Search No. 02-46-22-20-0000D.0350

Date: February 8, 2005

Parcel: 32

Project: Dewberry Special Improvement Unit
Project# 504925To: Kathryn Keene
Property Acquisition AgentFrom: Shelia A. Bedwell, CLS
Property Acquisition Assistant 

STRAP: 02-46-22-20-0000D.0350

Effective Date: ~~January 24, 2005~~ ^{FEBRUARY 17, 2005 KK} at 5:00 p.m.**Subject Property: Lot 35, in Block D, Cherry Estates, an unrecorded subdivision, as shown in Official Record Book 687 Page 853, Public Records of Lee County, Florida.**

Title to the subject property is vested in the following:

George Rand

By that certain instrument dated December 31, 2004 recorded January 4, 2005, in Official Record Book 4543 page 2507, Public Records of Lee County, Florida.

Easements:

1. Subject to a Roadway Easement, 25 feet in width, 12.5 feet along the northerly property line, as shown on the plat of Cherry Estates, recorded in Official Record Book 687 Page 853, Public Records of Lee County, Florida.
2. Subject to a 6 foot utility and drainage easement along the entire boundary of subject parcel, as recorded in a Declaration of Conditions, Covenants, Charges, Restrictions and Reservations affecting property located in Cherry Estates and recorded in Official Record Book 692, Page 482, Public Records of Lee County, Florida. Said Declaration was later terminated by that certain instrument recorded in Official Record Book 3401 Page 4258, public Records of Lee County, Florida.

NOTE (1): Subject to a mortgage in the sum of \$52, 486.70, between Linnea N. Desirant, f/n/a Linnea N. Bailey and Ronald N. Desirant (mortgagors) and Washington Mutual Finance LLC,(mortgagee), recorded in Official Record Book 4102 Page 103, Public Records of Lee County, Florida.

NOTE (2): Subject to Lee County Ordinance No. 86-14, relating to garbage and solid waste Collection, recorded in Official Record Book 2189 Page 3281 and amended by Official Record Book 2189 Page 3334, Public Records of Lee County, Florida.

NOTE (4): Subject to a Declaration of Domicile, recorded in Official Record Book 2127 Page 4267, Public Records of Lee County, Florida.

Division of County Lands

Updated Ownership and Easement Search

Search No. 02-46-22-20-0000D.0350

Date: February 8, 2005

Parcel: 32

Project: Dewberry Special Improvement Unit

Project# 504925

NOTE (5): Subject to a judgment vs. Ron N. Desirant, in the sum of \$3,587.14, recorded in Official Record Book 2196 Page 1820 and re-recorded in Official Record Book 2200 Page 2693, Public Records of Lee County, Florida. Ronald Desirant is listed as a mortgagee on mortgages affecting the subject property.

NOTE (6): Subject to a Federal Tax lien vs. Linnie Stanley in the sum of \$5,615.50, recorded in Official Record Book 3603 Page 3979, Public Records of Lee County, Florida.

Tax Status: 2004 taxes have been paid in full.

(The end user of this report is responsible for verifying tax and/or assessment information.)

The Division of County Lands has made a diligent search of the Public Record. However, this report contains no guarantees nor warranty as to its accuracy.

This Instrument Prepared by:

Public Works/County Lands Division
Post Office Box 398
Fort Myers, Florida 33902-0398
Project: Dewberry Lane, MSBU #137
STRAP No.: 02-46-22-20-0000D.0400

QUIT-CLAIM DEED

THIS Quit-Claim Deed, Executed this 26 day of 1, 2005, by Joe A. Prillaman whose address is PO Box 1309, Salem, VA 24153, GRANTOR, to **LEE COUNTY**, a political subdivision of the State of Florida, whose post office address is Post Office Box 398, Fort Myers, FL 33902-0398, GRANTEE:

(The terms "GRANTOR" and "GRANTEE" include singular and plural, heirs, legal representatives, and assigns of individuals, and the successors and assigns of corporations, wherever the context so admits or requires)

WITNESSETH, The GRANTOR for good and valuable consideration provided by the GRANTEE, which is hereby acknowledged, does hereby remise, release and quit-claim to the GRANTEE forever, all the right, title interest, claim and demand which the GRANTOR has in and to the following described lot, piece or parcel of land, situate, lying and being in the County of Lee, State of Florida, to-wit:

SEE EXHIBIT "A" ATTACHED

The above-described property is not now, nor has it ever been, the homestead property of the Grantor, nor contiguous to any homestead property of the Grantor.

TO HAVE and to HOLD the same together with all and singular the appurtenances thereunto belonging or in anywise appertaining, and all the estate, right, title interest, lien, equity and claim whatsoever of the GRANTOR, either in law or equity, to the only proper use, benefit and behoof of the GRANTEE forever.

IN WITNESS WHEREOF, The GRANTOR has signed and sealed these presents the day and year first above written.

Signed, sealed and delivered in presence of two separate witnesses:

Alice M Bowman
1st Witness Signature

Alice M Bowman
Printed Name of 1st Witness

Belinda Marud
2nd Witness Signature

Belinda Marud
Printed Name of 2nd Witness

Joe A Prillaman
Joe A. Prillaman

STATE OF Florida
COUNTY OF Lee

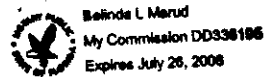
The foregoing instrument was acknowledged before me this 26th day of January, 2005, by

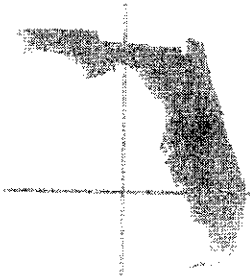
Joe A Prillaman who is personally known to me or who has produced
Joe A. Prillaman
va. Drivers License as identification.
(type of identification)

Belinda Marud
Signature of Notary Public

Belinda Marud
(Name typed, printed or stamped)
(Title or Rank)
(Serial Number, if any)

ALL DOCUMENTS REMAINED IN
HAND OF CLERK FOR HANDLING
AND AFFIDAVIT





METRON
SURVEYING & MAPPING, LLC
LAND SURVEYORS • PLANNERS

Exhibit "A"

LEGAL DESCRIPTION
OF A PARCEL LYING IN
SECTION 2, TOWNSHIP 46 SOUTH, RANGE 22 EAST,
LEE COUNTY, FLORIDA

Page 1 of 2

(PART OF LOT 40, BLOCK "D")
(ROADWAY EASEMENT)

A TRACT OR PARCEL OF LAND SITUATED IN THE STATE OF FLORIDA, COUNTY OF LEE, BEING PART OF LOT 40, BLOCK "D", CHERRY ESTATES AS RECORDED IN OFFICIAL RECORD BOOK 687, PAGE 853 OF THE PUBLIC RECORDS OF LEE COUNTY, FLORIDA, LYING IN SECTION 2, TOWNSHIP 46 SOUTH, RANGE 22 EAST, BEING FURTHER DESCRIBED AS FOLLOWS:

COMMENCING AT THE NORTHWEST CORNER OF SAID LOT 40, BLOCK "D", THENCE S.29°40'57"E. ALONG THE WEST LINE OF SAID LOT 40, BLOCK "D" FOR 81.03 FEET TO THE POINT OF BEGINNING OF THE HEREIN DESCRIBED PARCEL, BEING A POINT OF A NON-TANGENT CURVE TO THE LEFT, OF WHICH THE RADIUS POINT LIES N.37°31'46"E., A RADIAL DISTANCE OF 45.00 FEET; THENCE EASTERLY ALONG THE ARC, THROUGH A CENTRAL ANGLE OF 36°58'28" FOR 29.04 FEET TO A POINT OF REVERSE CURVATURE OF A CURVE TO THE RIGHT, HAVING A RADIUS OF 3505.00 FEET, A CENTRAL ANGLE OF 00°27'42"; THENCE EASTERLY ALONG THE ARC OF SAID CURVE FOR 28.24 FEET; THENCE S.28°51'55"E. FOR 14.43 FEET TO A POINT OF A NON-TANGENT CURVE TO THE LEFT, OF WHICH THE RADIUS POINT LIES S.01°08'05"W., A RADIAL DISTANCE OF 3492.50 FEET; THENCE WESTERLY ALONG THE ARC, THROUGH A CENTRAL ANGLE OF 00°49'02" FOR 49.81 FEET; THENCE N.29°40'57"W. FOR 24.98 FEET TO THE POINT OF BEGINNING.

PARCEL CONTAINS 678 SQUARE FEET, MORE OR LESS.

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

BEARINGS ARE BASED ON THE WEST LINE OF LOT 40, BLOCK "D" BEING S.29°40'57"E.

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

TIMOTHY LEE MANN
PROFESSIONAL SURVEYOR AND MAPPER
FLORIDA CERTIFICATE NO. 5838

SHEET 1 OF 2

7190SK40.doc

SKETCH TO ACCOMPANY DESCRIPTION



- LEGEND:**
- P.O.B. = POINT OF BEGINNING
 - P.O.C. = POINT OF COMMENCEMENT
 - R/W = RIGHT-OF-WAY
 - O.R. = OFFICIAL RECORD BOOK
 - P.G. = PAGE
 - P.B. = PLAT BOOK
 - P.U.E. = PUBLIC UTILITY EASEMENT
 - D.E. = DRAINAGE EASEMENT
 - U.E. = UTILITY EASEMENT
 - S.R. = STATE ROAD
 - C.R. = COUNTY ROAD

LINE TABLE

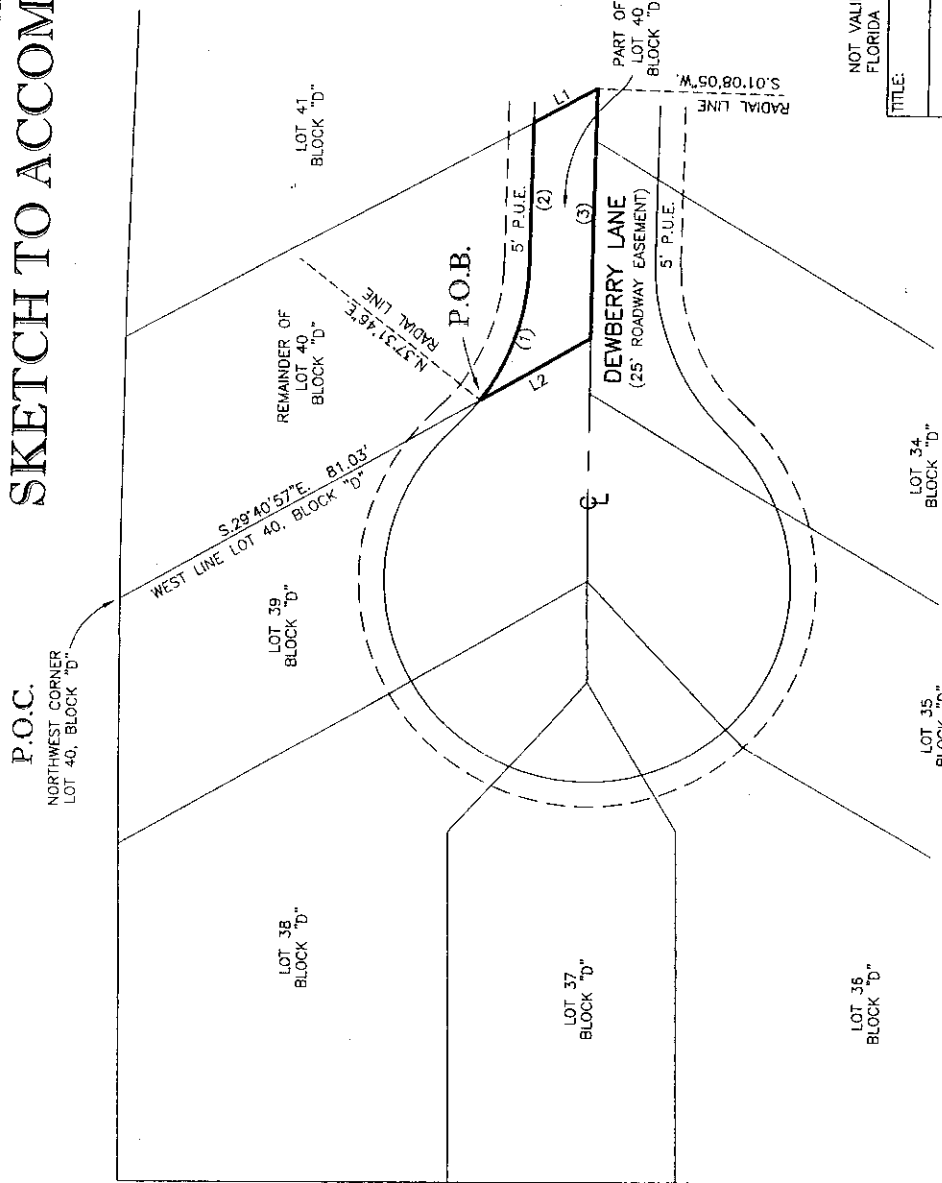
| Line | Bearing | Distance |
|------|---------------|----------|
| L1 | S.28°51'55"E. | 14.43' |
| L2 | N.29°40'57"W. | 24.98' |

* THIS IS NOT A SURVEY *

BY: *[Signature]*
 TIMOTHY J. MAIN
 PROFESSIONAL SURVEYOR AND MAPPER
 FLORIDA CERTIFICATE NO. LS# 5838

DATE SIGNED: *Jan 7, 05*

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



CURVE TABLE

| NO. | RADIUS | DELTA | ARC | TANGENT | CHORD | CHORD BEARING |
|-----|----------|-----------|--------|---------|--------|---------------|
| 1 | 45.00' | 36°58'28" | 29.04' | 15.05' | 28.54' | S.70°57'26"E. |
| 2 | 3505.00' | 00°27'42" | 28.24' | 14.12' | 28.74' | S.89°12'11"E. |
| 3 | 3492.50' | 00°49'02" | 49.81' | 24.91' | 49.51' | N.89°16'26"W. |

SKETCH OF DESCRIPTION

METRON
 SURVEYING & MAPPING, LLC
 LAND SURVEYORS-PLANNERS
 LBP# 7071
 www.metronfl.com

5245 RAMSEY WAY, SUITE #2
 FORT MYERS, FLORIDA 33907
 PHONE: (239) 273-8575
 FAX: (239) 273-8657

| | | | | | | | |
|--------------|--------------|------------------|----------|--------------|------|---------|---------|
| FILE NAME: | 7190SK40.dwg | FIELD BOOK/PAGE: | N/A | PROJECT NO.: | 7190 | SHEET: | 2 OF 2 |
| SKETCH DATE: | 1-4-2005 | DRAWN BY: | SMS | CHECKED BY: | TLM | (S-1-R) | 2-46-22 |
| | | SCALE: | 1" = 30' | | | | |

* SEE SHEET 1 OF 2 FOR LEGAL DESCRIPTION *

Division of County Lands

Ownership and Easement Search

Search No. 02-46-22-20-0000D.0400

Date: July 7, 2004

Parcel: 37

Project: Dewberry Special Improvement Unit

Project# 504925

To: Karen L.W. Forsyth, SR/WA
Director

From: Kenneth Pitt *KMP*
Title Examiner

STRAP: 02-46-22-20-0000D.0400

Effective Date: May 29, 2004, at 5:00 p.m.

Subject Property: Lot 40, in Block D, Cherry Estates, an unrecorded subdivision, as shown in Official Record Book 687 Page 853, Public Records of Lee County, Florida.

Title to the subject property is vested in the following:
Joe A. Prillaman.

By that certain instrument dated April 10, 2002, recorded May 2, 2002, in Official Record Book 3636 page 3279, Public Records of Lee County, Florida.

Easements:

1. Subject to a Roadway Easement, as shown on the plat of Cherry Estates, recorded in Official Record Book 687 Page 853, Public Records of Lee County, Florida.
2. Subject to a 6 foot utility and drainage easement along the entire boundary of subject parcel, as recorded in a Declaration of Conditions, Covenants, Charges, Restrictions and Reservations affecting property located in Cherry Estates and recorded in Official Record Book 692, Page 482, Public Records of Lee County, Florida. Said Declaration was later terminated by that certain instrument recorded in Official Record Book 3401 Page 4258, public Records of Lee County, Florida.

NOTE (1): Subject property is not encumbered by a mortgage.

NOTE (2): Subject to Lee County Ordinance No. 86-14, relating to garbage and solid waste Collection, recorded in Official Record Book 2189 Page 3281 and amended by Official Record Book 2189 Page 3334, Public Records of Lee County, Florida.

Tax Status: \$2,235.69 paid on 2/20/2004 for Tax Year 2003.
(The end user of this report is responsible for verifying tax and/or assessment information.)

The Division of County Lands has made a diligent search of the Public Record. However, this report contains no guarantees nor warranty as to its accuracy.

This Instrument Prepared by:

Public Works/County Lands Division
Post Office Box 398
Fort Myers, Florida 33902-0398
Project: Dewberry Lane, MSBU
STRAP No.: 02-46-22-20-0000D.0380

QUIT-CLAIM DEED

THIS Quit-Claim Deed, Executed this 10 day of February, 2005, by Robert K. Ulland, a single man whose address is 2201 Port Street, Winter Haven, FL 33881 GRANTOR, to **LEE COUNTY**, a political subdivision of the State of Florida, whose post office address is Post Office Box 398, Fort Myers, FL 33902-0398, GRANTEE:

(The terms "GRANTOR" and "GRANTEE" include singular and plural, heirs, legal representatives, and assigns of individuals, and the successors and assigns of corporations, wherever the context so admits or requires)

WITNESSETH, The GRANTOR for good and valuable consideration provided by the GRANTEE, which is hereby acknowledged, does hereby remise, release and quit-claim to the GRANTEE forever, all the right, title interest, claim and demand which the GRANTOR has in and to the following described lot, piece or parcel of land, situate, lying and being in the County of Lee, State of Florida, to-wit:

SEE EXHIBIT "A" ATTACHED

The above-described property is not now, nor has it ever been, the homestead property of the Grantor, nor contiguous to any homestead property of the Grantor.

TO HAVE and to HOLD the same together with all and singular the appurtenances thereunto belonging or in anywise appertaining, and all the estate, right, title interest, lien, equity and claim whatsoever of the GRANTOR, either in law or equity, to the only proper use, benefit and behoof of the GRANTEE forever.

IN WITNESS WHEREOF, The GRANTOR has signed and sealed these presents the day and year first above written.

Signed, sealed and delivered in presence of two separate witnesses:

Deborah Stiger
1st Witness Signature

Deborah Stiger
Printed Name of 1st Witness

Patricia Parlan
2nd Witness Signature

Patricia Parlan
Printed Name of 2nd Witness

Robert K. Ulland
Robert K. Ulland

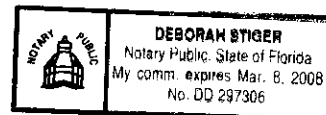
RECORDED
2005 FEB 11 AM
12:00 PM
CLERK OF COUNTY

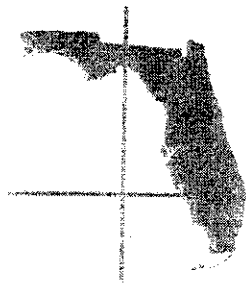
STATE OF FL

COUNTY OF Lee

The foregoing instrument was acknowledged before me this 10th day of February, 2005, by Robert K. Ulland who is personally known to me or who has produced Robert K. Ulland as identification. FL Drivers License (type of identification)

Deborah Stiger
Signature of Notary Public Deborah Stiger
Deborah Stiger
(Name typed, printed or stamped)
(Title or Rank) Notary
(Serial Number, if any) 00297306





METRON
SURVEYING & MAPPING, LLC
LAND SURVEYORS • PLANNERS

LEGAL DESCRIPTION
OF A PARCEL LYING IN
SECTION 2, TOWNSHIP 46 SOUTH, RANGE 22 EAST,
LEE COUNTY, FLORIDA

(PART OF LOT 38, BLOCK "D")
(ROADWAY EASEMENT)

A TRACT OR PARCEL OF LAND SITUATED IN THE STATE OF FLORIDA, COUNTY OF LEE, BEING PART OF LOT 38, BLOCK "D", CHERRY ESTATES AS RECORDED IN OFFICIAL RECORD BOOK 687, PAGE 853 OF THE PUBLIC RECORDS OF LEE COUNTY, FLORIDA, LYING IN SECTION 2, TOWNSHIP 46 SOUTH, RANGE 22 EAST, BEING FURTHER DESCRIBED AS FOLLOWS:

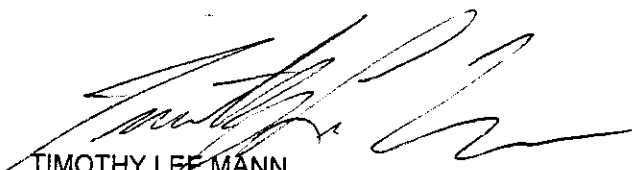
COMMENCING AT THE SOUTHWEST CORNER OF SAID LOT 38, BLOCK "D", THENCE N.89°12'30"E. ALONG THE SOUTH LINE OF SAID LOT 38, BLOCK "D" FOR 70.00 FEET; THENCE S.48°16'52"E. ALONG SAID SOUTH LINE FOR 17.82 FEET TO THE POINT OF BEGINNING OF THE HEREIN DESCRIBED PARCEL, BEING A POINT OF A NON-TANGENT CURVE TO THE RIGHT, OF WHICH THE RADIUS POINT LIES S.67°57'49"E., A RADIAL DISTANCE OF 40.00 FEET; THENCE NORTHEASTERLY ALONG THE ARC, THROUGH A CENTRAL ANGLE OF 37°30'00" FOR 26.18 FEET; THENCE S.30°27'49"E. FOR 40.00 FEET TO A POINT OF A NON-TANGENT CURVE TO THE LEFT, OF WHICH THE RADIUS POINT LIES S.00°27'49"E., A RADIAL DISTANCE OF 3492.50 FEET; THENCE WESTERLY ALONG THE ARC, THROUGH A CENTRAL ANGLE OF 00°19'41" FOR 20.00 FEET; THENCE N.48°16'52"W. FOR 22.88 FEET TO THE POINT OF BEGINNING.

PARCEL CONTAINS 678 SQUARE FEET, MORE OR LESS.

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

BEARINGS ARE BASED ON THE SOUTH LINE OF LOT 38, BLOCK "D" BEING N.89°12'30"E.

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


TIMOTHY LEE MANN
PROFESSIONAL SURVEYOR AND MAPPER
FLORIDA CERTIFICATE NO. 5838

SHEET 1 OF 2

7190SK38.doc

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

SKETCH TO ACCOMPANY DESCRIPTION

LEGEND:

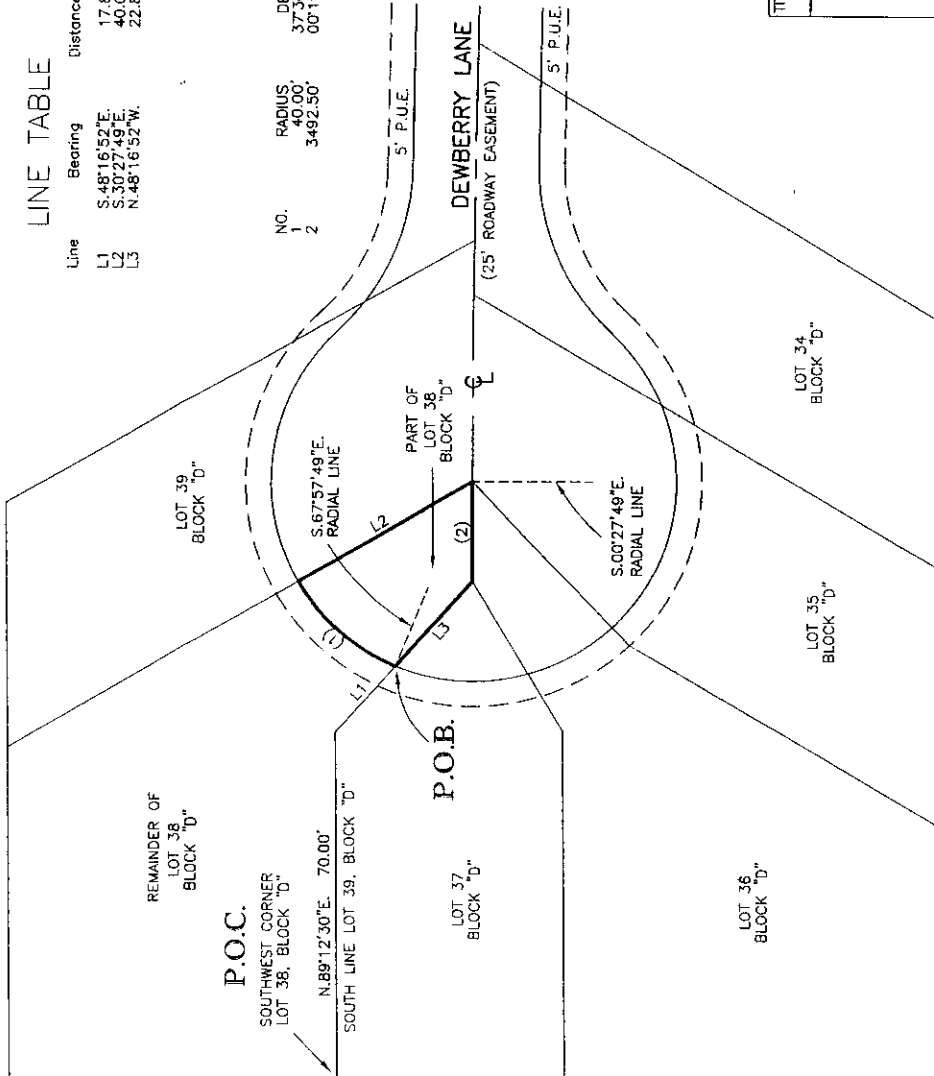
- P.O.B. = POINT OF BEGINNING
- P.O.C. = POINT OF COMMENCEMENT
- R/W = RIGHT-OF-WAY
- O.R. = OFFICIAL RECORD BOOK
- P.G. = PAGE
- P.B. = PLAT BOOK
- P.U.E. = PUBLIC UTILITY EASEMENT
- D.I.E. = DRAINAGE EASEMENT
- U.E. = UTILITY EASEMENT
- S.R. = STATE ROAD
- C.R. = COUNTY ROAD

LINE TABLE

| Line | Bearing | Distance |
|------|---------------|----------|
| L1 | S.48°16'52"E. | 17.82' |
| L2 | S.30°27'49"E. | 40.00' |
| L3 | N.48°16'52"W. | 22.88' |

CURVE TABLE

| NO. | ARC | TANGENT | CHORD | CHORD BEARING |
|-----|--------|---------|--------|---------------|
| 1 | 26.18' | 13.58' | 25.72' | N.40°47'11"E. |
| 2 | 20.00' | 10.00' | 20.00' | S.89°22'21"W. |



* THIS IS NOT A SURVEY *

BY: TIMOTHY LEE MANN
 PROFESSIONAL SURVEYOR AND MAPPER
 FLORIDA CERTIFICATE NO. LS# 5838

DATE SIGNED: Jan 7 05

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

SKETCH OF DESCRIPTION



METRON
 SURVEYING & MAPPING, LLC

LAND SURVEYORS-PLANNERS
 L.B.# 7071

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

| | | | | | | | |
|--------------|--------------|------------------|-----|--------------|----------|-------------|---------|
| FILE NAME: | 7190SK38.dwg | FIELD BOOK/PAGE: | N/A | PROJECT NO.: | 7190 | SHEET: | 2 OF 2 |
| SKETCH DATE: | 1-4-2005 | DRAWN BY: | SMS | SCALE: | 1" = 30' | CHECKED BY: | (S-T-M) |
| | | | | | | TLM | 2-46-22 |

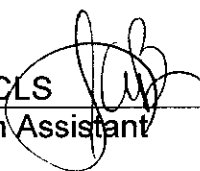
* SEE SHEET 1 OF 2 FOR LEGAL DESCRIPTION *

Division of County Lands**Updated Ownership and Easement Search**

Search No. 02-46-22-20-0000D.0380

Date: February 8, 2005

Parcel: 135

Project: Dewberry Special Improvement Unit
Project# 504925To: Kathryn Keene
Property Acquisition AgentFrom: Shelia A. Bedwell, CLS
Property Acquisition Assistant 

STRAP: 02-46-22-20-0000D.0380

Effective Date: ~~January 24, 2005~~ ^{February 17, 2005 KK}, at 5:00 p.m.**Subject Property: Lot 38, in Block D, Cherry Estates, an unrecorded subdivision, as shown in Official Record Book 687 Page 853, Public Records of Lee County, Florida.**

Title to the subject property is vested in the following:

Robert K. Ulland, a single man

By that certain instrument dated November 3, 2004, recorded November 4, 2004, in Official Record Book 4484 page 2602, Public Records of Lee County, Florida.

Easements:

1. Subject to a Roadway Easement, as shown on the plat of Cherry Estates, recorded in Official Record Book 687 Page 853, Public Records of Lee County, Florida.
2. Subject to a 6 foot utility and drainage easement along the entire boundary of subject parcel, as recorded in a Declaration of Conditions, Covenants, Charges, Restrictions and Reservations affecting property located in Cherry Estates and recorded in Official Record Book 692, Page 482, Public Records of Lee County, Florida. Said Declaration was later terminated by that certain instrument recorded in Official Record Book 3401 Page 4258, public Records of Lee County, Florida.

NOTE (1): Subject to a mortgage in the sum of \$231,702.71, between Robert K. Ulland, an unmarried person (mortgagor) and Bank of America (mortgagee), recorded in Official Record Book 4484, Page 2606, Public Records of Lee County, Florida.

NOTE (2): Subject to Lee County Ordinance No. 86-14, relating to garbage and solid waste Collection, recorded in Official Record Book 2189 Page 3281 and amended by Official Record Book 2189, Page 3334, Public Records of Lee County, Florida.

NOTE (3): Subject to proof of death of Richard Dunlop.

Division of County Lands

Updated Ownership and Easement Search

Search No. 02-46-22-20-0000D.0380

Date: February 8, 2005

Parcel: 135

Project: Dewberry Special Improvement Unit

Project# 504925

NOTE (4): Notice of Commencement recorded November 18, 2004 in Official Record Book 4497, Page 3192, Public Records of Lee County, Florida.

Tax Status: 2004 taxes have been paid in full.

(The end user of this report is responsible for verifying tax and/or assessment information.)

The Division of County Lands has made a diligent search of the Public Record. However, this report contains no guarantees nor warranty as to its accuracy.

This Instrument Prepared by:

Public Works/County Lands Division
Post Office Box 398
Fort Myers, Florida 33902-0398
Project: Dewberry Lane, MSBU #165
STRAP No.: 02-46-22-20-0000D.0690

This Space for Recording

QUIT-CLAIM DEED

THIS Quit-Claim Deed, Executed this 11th day of February, 2005, by Terri Gieske whose address is 543 Laguna Dr, Wolverine Lake, MI 48390, GRANTOR, to LEE COUNTY, a political subdivision of the State of Florida, whose post office address is Post Office Box 398, Fort Myers, FL 33902-0398, GRANTEE:

(The terms "GRANTOR" and "GRANTEE" include singular and plural, heirs, legal representatives, and assigns of individuals, and the successors and assigns of corporations, wherever the context so admits or requires)

WITNESSETH, The GRANTOR for good and valuable consideration provided by the GRANTEE, which is hereby acknowledged, does hereby remise, release and quit-claim to the GRANTEE forever, all the right, title interest, claim and demand which the GRANTOR has in and to the following described lot, piece or parcel of land, situate, lying and being in the County of Lee, State of Florida, to-wit:

The southerly 12.5 feet of Lot 69, in Block D, Cherry Estates, an unrecorded subdivision, as shown in Official Record Book 687 Page 853, Public Records of Lee County, Florida.

TO HAVE and to HOLD the same together with all and singular the appurtenances thereunto belonging or in anywise appertaining, and all the estate, right, title interest, lien, equity and claim whatsoever of the GRANTOR, either in law or equity, to the only proper use, benefit and behoof of the GRANTEE forever.

IN WITNESS WHEREOF, The GRANTOR has signed and sealed these presents the day and year first above written.

Signed, sealed and delivered in presence of two separate witnesses

Robert J. Kohler
1st Witness Signature

Robert J. Kohler
Printed Name of 1st Witness

Kim A. Olari
2nd Witness Signature

Kim A. Olari
Printed Name of 2nd Witness

Terri Gieske
Terri Gieske

The above-described property is not now, nor has it ever been, the homestead property of the Grantor, nor contiguous to any homestead property of the Grantor.

STATE OF Michigan
COUNTY OF Oakland

The foregoing instrument was acknowledged before me this 11th day of February 2005, by Terri Gieske who is personally known to me or who has produced

Driver's License as identification.
(type of identification)
known

Christine A. Gentry
Signature of Notary Public

(Name typed, printed or stamped)
(Title or Rank)
(Serial Number, if any)
CHRISTINE A. GENTRY
Notary Public, Oakland County, MI
My Commission Expires 9-17-06

Division of County Lands**Ownership and Easement Search**

Search No. 02-46-22-20-0000D.0690

Date: July 12, 2004

Parcel: 65

Project: Dewberry Special Improvement Unit

Project# 504925

To: Karen L.W. Forsyth, SR/WA
DirectorFrom: Kenneth Pitt
Title Examiner

STRAP: 02-46-22-20-0000D.0690

Effective Date: ~~May 29, 2004~~, at 5:00 p.m. **FEBRUARY 17, 2005 KK****Subject Property: Lots 69, in Block D, Cherry Estates, an unrecorded subdivision, as shown in Official Record Book 687 Page 853, Public Records of Lee County, Florida.**

Title to the subject property is vested in the following:

Terri Gieske.

By that certain instrument dated February 28, 2003, recorded March 4, 2003 in Official Record Book 3860 page 1923, Public Records of Lee County, Florida.

Easements:

1. Subject to a Roadway Easement, 25 feet in width, affecting the Southerly 12.5 feet of the subject property as shown on the plat of Cherry Estates, recorded in Official Record Book 687 Page 853, Public Records of Lee County, Florida.
2. Subject to a 6 foot utility and drainage easement along the entire boundary of subject parcel, as recorded in a Declaration of Conditions, Covenants, Charges, Restrictions and Reservations affecting property located in Cherry Estates and recorded in Official Record Book 692, Page 482, Public Records of Lee County, Florida. Said Declaration was later terminated by that certain instrument recorded in Official Record Book 3401 Page 4258, public Records of Lee County, Florida.

NOTE (1): Subject to a Mortgage Deed in the original sum of \$178,125.00, between Terri Gieske (mortgagor) and Richard C. Ebert, Trustee (mortgagee), recorded in Official Record Book 3860 Page 1925, Public Records of Lee County, Florida..

NOTE (2): Subject to Lee County Ordinance No. 86-14, relating to garbage and solid waste Collection, recorded in Official Record Book 2189 Page 3281 and amended by Official Record Book 2189 Page 3334, Public Records of Lee County, Florida.

Division of County Lands

Ownership and Easement Search

Search No. 02-46-22-20-0000D.0690

Date: July 12, 2004

Parcel: 65

Project: Dewberry Special Improvement Unit

Project# 504925

Tax Status: \$2,453.75 paid on 1/08/04 for Tax Year 2003.

(The end user of this report is responsible for verifying tax and/or assessment information.)

The Division of County Lands has made a diligent search of the Public Record. However, this report contains no guarantees nor warranty as to its accuracy.

This Instrument Prepared by:

Public Works/County Lands Division
Post Office Box 398
Fort Myers, Florida 33902-0398
Project: Dewberry Lane, MSBU
STRAP No.: 02-46-22-20-0000D.0700 #166

QUIT-CLAIM DEED

THIS Quit-Claim Deed, Executed this 21st day of January, 2005, by Lorene B. Sykes, a single and unmarried person whose address is P.O. Box 575, St James City, FL 33956, GRANTOR, to **LEE COUNTY**, a political subdivision of the State of Florida, whose post office address is Post Office Box 398, Fort Myers, FL 33902-0398, GRANTEE:

(The terms "GRANTOR" and "GRANTEE" include singular and plural, heirs, legal representatives, and assigns of individuals, and the successors and assigns of corporations, wherever the context so admits or requires)

WITNESSETH, The GRANTOR for good and valuable consideration provided by the GRANTEE, which is hereby acknowledged, does hereby remise, release and quit-claim to the GRANTEE forever, all the right, title interest, claim and demand which the GRANTOR has in and to the following described lot, piece or parcel of land, situate, lying and being in the County of Lee, State of Florida, to-wit:

SEE EXHIBIT "A" ATTACHED

TO HAVE and to HOLD the same together with all and singular the appurtenances thereunto belonging or in anywise appertaining, and all the estate, right, title interest, lien, equity and claim whatsoever of the GRANTOR, either in law or equity, to the only proper use, benefit and behoof of the GRANTEE forever.

IN WITNESS WHEREOF, The GRANTOR has signed and sealed these presents the day and year first above written.

Signed, sealed and delivered in presence of two separate witnesses:

David Stiger
1st Witness Signature

Lorene B. Sykes
Lorene B. Sykes

Deborah Stiger
Printed Name of 1st Witness

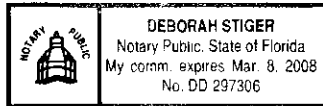
Patricia Parton
2nd Witness Signature

Patricia Parton
Printed Name of 2nd Witness

STATE OF FL

COUNTY OF Lee

The foregoing instrument was acknowledged before me this 21st day of January, 2005, by Lorene B. Sykes who is personally known to me or who has produced Lorene B. Sykes as identification. (type of identification)

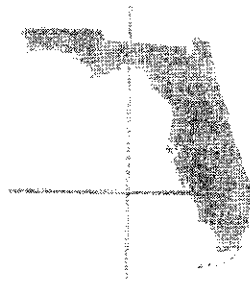


David Stiger
Signature of Notary Public

Deborah Stiger
(Name typed, printed or stamped)
(Title or Rank) Notary
(Serial Number, if any) 00297306

ORIGINAL DOCUMENTS RETAINED IN COUNTY LANDS FILES FOR HANDLING AND BOARD ACCEPTANCE

[Faint handwritten notes and stamps]



METRON

SURVEYING & MAPPING, LLC

LAND SURVEYORS • PLANNERS
Exhibit "A"

LEGAL DESCRIPTION
OF A PARCEL LYING IN
SECTION 2, TOWNSHIP 46 SOUTH, RANGE 22 EAST,
LEE COUNTY, FLORIDA

(PART OF LOT 70, BLOCK "D")
(ROADWAY EASEMENT)

A TRACT OR PARCEL OF LAND SITUATED IN THE STATE OF FLORIDA, COUNTY OF LEE, BEING PART OF LOT 70, BLOCK "D", CHERRY ESTATES AS RECORDED IN OFFICIAL RECORD BOOK 687, PAGE 853 OF THE PUBLIC RECORDS OF LEE COUNTY, FLORIDA, LYING IN SECTION 2, TOWNSHIP 46 SOUTH, RANGE 22 EAST, BEING FURTHER DESCRIBED AS FOLLOWS:

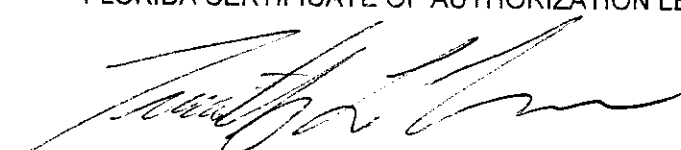
COMMENCING AT THE NORTHWESTERLY CORNER OF SAID LOT 70, BLOCK "D", THENCE S.24°43'00"W. ALONG THE WEST LINE OF SAID LOT 70, BLOCK "D" FOR 55.00 FEET TO THE POINT OF BEGINNING OF THE HEREIN DESCRIBED PARCEL; THENCE S.65°17'00"E. FOR 70.00 FEET TO THE BEGINNING OF A CURVE TO THE LEFT, HAVING: A RADIUS OF 30.00 FEET, A CENTRAL ANGLE OF 90°00'00", A CHORD BEARING AND DISTANCE OF N.69°43'00"E., 42.43 FEET; THENCE ALONG THE ARC OF SAID CURVE, AN ARC LENGTH OF 47.12 FEET TO A POINT OF CUSP; THENCE S.24°43'00"W. FOR 42.50 FEET; THENCE N.65°17'00"W. FOR 100.00 FEET; THENCE N.24°43'00"E. FOR 12.50 FEET TO THE POINT OF BEGINNING.

PARCEL CONTAINS 1,443 SQUARE FEET, MORE OR LESS.

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

BEARINGS ARE BASED ON THE WEST LINE OF LOT 70, BLOCK "D" BEING S.24°43'00"W.

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



TIMOTHY LEE MANN
PROFESSIONAL SURVEYOR AND MAPPER
FLORIDA CERTIFICATE NO. 5838

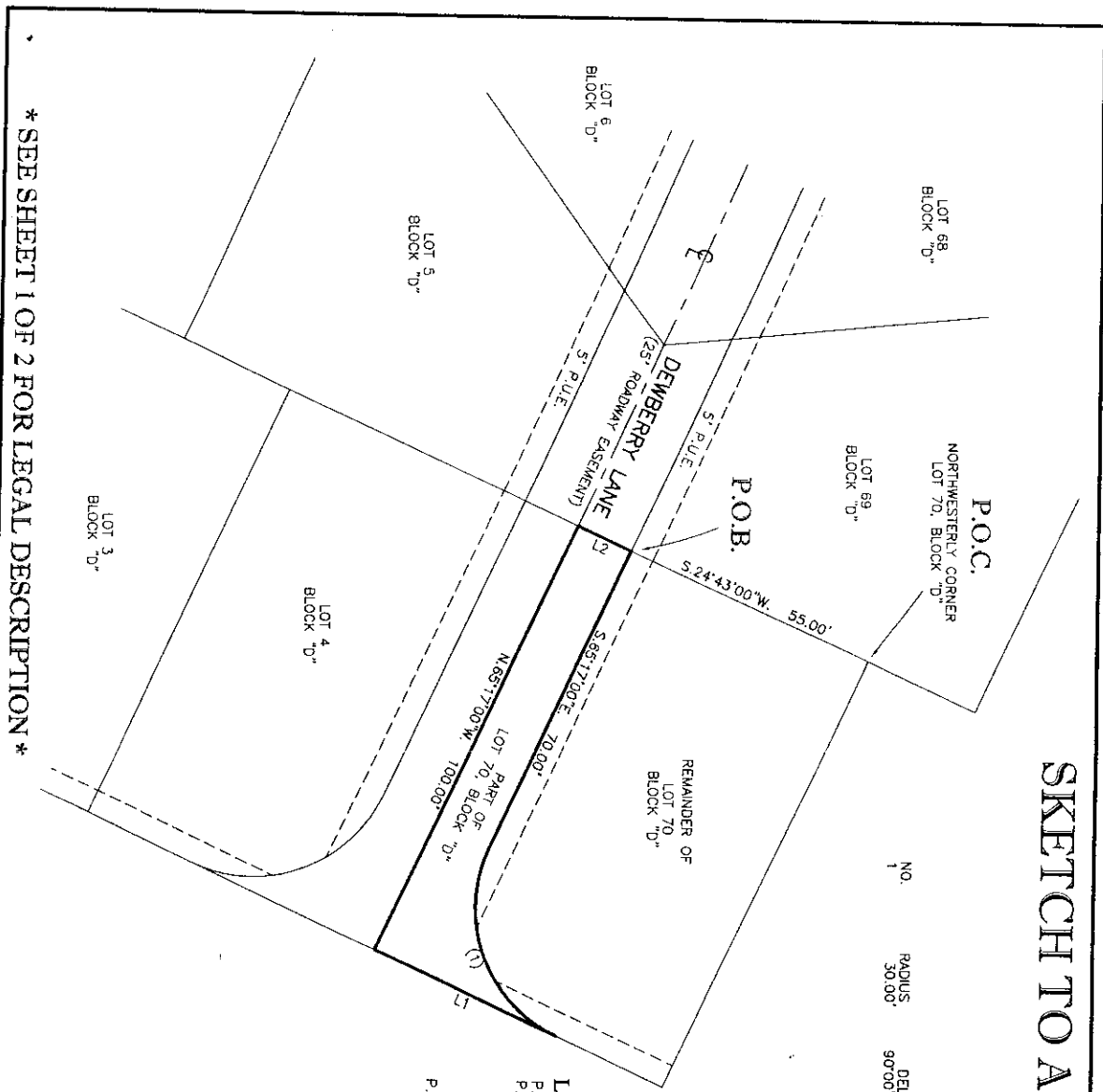
SHEET 1 OF 2

7190SK70.doc

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

Page 1 of 2

SKETCH TO ACCOMPANY DESCRIPTION



* SEE SHEET 1 OF 2 FOR LEGAL DESCRIPTION *

CURVE TABLE

| NO. | RADIUS | DELTA | ARC | TANGENT | CHORD | CHORD BEARING |
|-----|--------|-----------|-------|---------|-------|---------------|
| 1 | 50.00 | 90°00'00" | 47.12 | 30.00 | 42.43 | N.89°43'00"E. |

LINE TABLE

| Line | Bearing | Distance |
|------|---------------|----------|
| L1 | S.24°43'00"W | 42.50' |
| L2 | N.24°43'00"E. | 12.50' |

- LEGEND:
- P.O.B. = POINT OF BEGINNING
 - P.O.C. = POINT OF COMMENCEMENT
 - R/W = RIGHT-OF-WAY
 - O.R. = OFFICIAL RECORD BOOK
 - P.G. = PAGE
 - P.B. = PLAT BOOK
 - P.U.E. = PUBLIC UTILITY EASEMENT
 - D.E. = DRAINAGE EASEMENT
 - U.E. = UTILITY EASEMENT
 - S.R. = STATE ROAD
 - C.R. = COUNTY ROAD

* THIS IS NOT A SURVEY *

DATE SIGNED: *Jan 7, 08*

BY: *[Signature]*
TIMOTHY J. MANN
PROFESSIONAL SURVEYOR AND MAPPER
FLORIDA CERTIFICATE NO. LS# 5838

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

SKETCH OF DESCRIPTION

METRON SURVEYING & MAPPING, LLC
LAND SURVEYORS-PLANNERS
LBN# 7071

5945 RAMSEY WAY, SUITE #2
MIAMI, FLORIDA 33187
PHONE: (305) 273-8875
FAX: (305) 273-8437
www.metronllc.com

| | | | | | | | |
|-------------|--------------|-----------------|-----|-------------|----------|------------|--------|
| FILE NAME | 7190SK70.dwg | FIELD BOOK/PAGE | N/A | PROJECT NO. | 7190 | SHEET | 2 OF 2 |
| SKETCH DATE | 1-4-2005 | DRAWN BY | SMS | SCALE | 1" = 30' | CHECKED BY | TLM |

Division of County Lands**Ownership and Easement Search**

Search No. 02-46-22-20-0000D.0700

Date: July 12, 2004

Parcel: 66

Project: Dewberry Special Improvement Unit

Project# 504925

To: Karen L.W. Forsyth, SRWA
DirectorFrom: Kenneth Pitt 
Title Examiner

STRAP: 02-46-22-20-0000D.0700

Effective Date: ~~May 29, 2004~~ **FEBRUARY 17, 2005 KK**, at 5:00 p.m.**Subject Property: Lots 70, in Block D, Cherry Estates, an unrecorded subdivision, as shown in Official Record Book 687 Page 853, Public Records of Lee County, Florida.**

Title to the subject property is vested in the following:

Lorene B. Sykes.

By that certain instrument dated October 10, 1985, recorded October 25, 1985 in Official Record Book 1811 page 154, Public Records of Lee County, Florida.

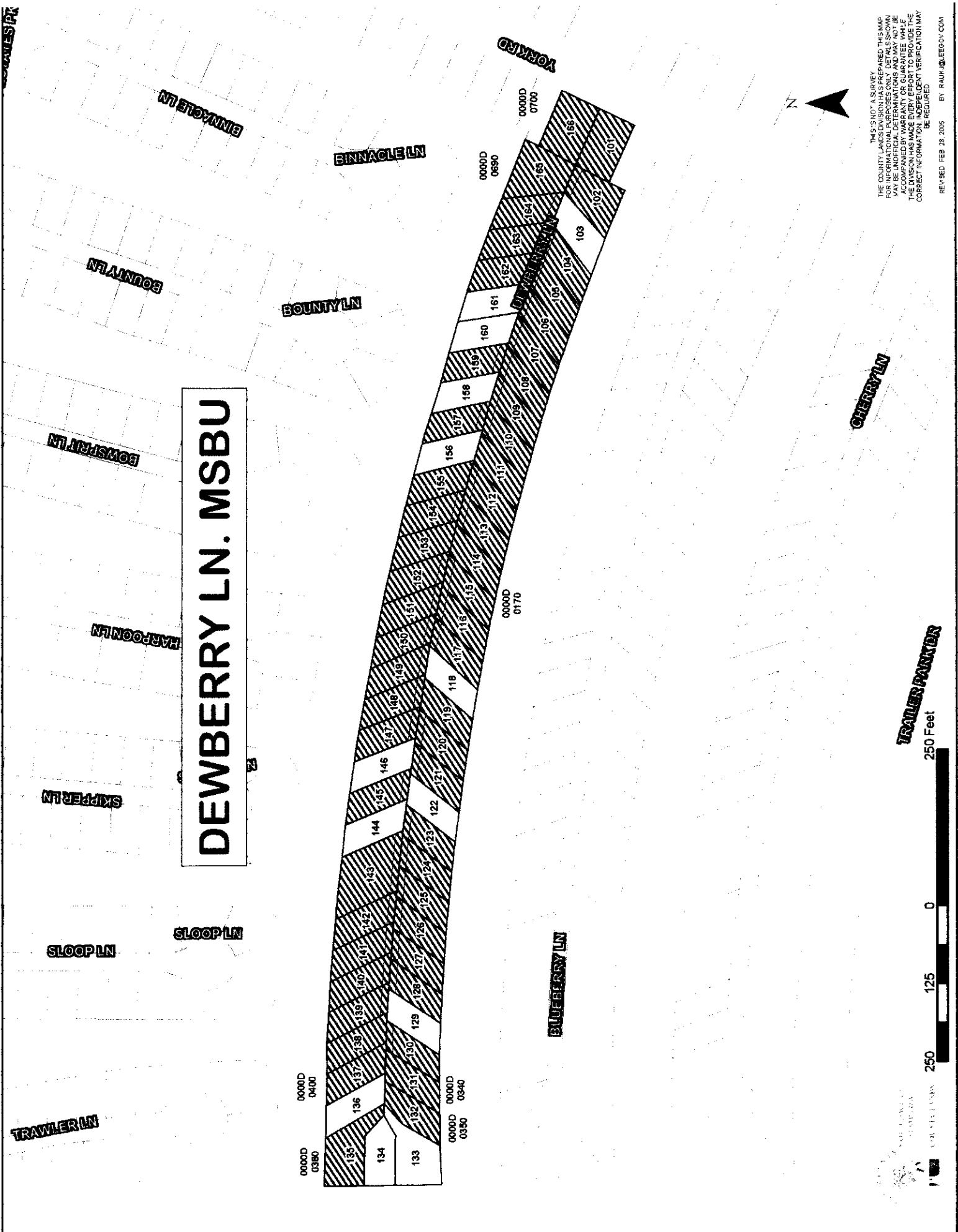
Easements:

1. Subject to a Roadway Easement, 25 feet in width, affecting the Southerly portion of the subject property as shown on the plat of Cherry Estates, recorded in Official Record Book 687 Page 853, Public Records of Lee County, Florida.
2. Subject to a 6 foot utility and drainage easement along the entire boundary of subject parcel, as recorded in a Declaration of Conditions, Covenants, Charges, Restrictions and Reservations affecting property located in Cherry Estates and recorded in Official Record Book 692, Page 482, Public Records of Lee County, Florida. Said Declaration was later terminated by that certain instrument recorded in Official Record Book 3401 Page 4258, public Records of Lee County, Florida.

NOTE (1): Subject property is not encumbered by a mortgage.

NOTE (2): Subject to Lee County Ordinance No. 86-14, relating to garbage and solid waste Collection, recorded in Official Record Book 2189 Page 3281 and amended by Official Record Book 2189 Page 3334, Public Records of Lee County, Florida.

Tax Status: \$572.22 paid on 11/26/03 for Tax Year 2003.*(The end user of this report is responsible for verifying tax and/or assessment information.)***The Division of County Lands has made a diligent search of the Public Record. However, this report contains no guarantees nor warranty as to its accuracy.**



DEWBERRY LN. MSBU

THIS IS NOT A SURVEY
 THE COUNTY LAND OFFICE HAS PREPARED THIS MAP
 FOR INFORMATIONAL PURPOSES ONLY. DETAILS SHOWN
 MAY BE UNOFFICIAL DETERMINATIONS AND MAY NOT BE
 ACCOMPANIED BY WARRANTY OR GUARANTEE WHILE
 THE SURVEY IS IN PROGRESS. THE COUNTY LAND OFFICE
 CORRECT INFORMATION. INDEPENDENT VERIFICATION MAY
 BE REQUIRED.

REVISED FEB 28 2005 BY RAUH, J. LEE@COV.COM

TRAILER PARKING

250 Feet



0 125 250

