

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

Blue Sheet No. 20050555-UTL

1. Action Requested/Purpose:

Approve final acceptance by Resolution and recording of one (1) utility easement as a donation of a water main extension, one (1) 8" diameter fire line and one (1) fire hydrant and a force main extension serving *Oak Hammock Office Park* to provide potable water service, fire protection and sanitary sewer service to the recently constructed Office Building. This is a developer contributed asset project located on the east side of Whiskey Creek Drive approximately 1,000' north of College Parkway.

2. What Action Accomplishes:

Places the water main extension, fire line, fire hydrant and force main into operation and complies with the Lee County Utilities Operations Manual.

3. Management Recommendation:

Lee County Utilities requests that the County Manager's office recommend approval of this item.

4. Departmental Category: 10

C 10 a

5. Meeting Date:

06-14-2005

6. Agenda:

- Consent
- Administrative
- Appeals
- Public
- Walk-On

7. Requirement/Purpose (specify)

- Statute
- Ordinance
- Admin. Code
- Other Approval

8. Request Initiated:

Commissioner _____
 Department Public Works
 Division Utilities
 By: *[Signature]* 5/26/05
Rick Diaz, P.E., Utilities Director

9. Background:

The Board granted permission to construct on 03/16/04, Blue Sheet #20040169. 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. Record Drawings 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. 100% of the connection fees have been paid. Sanitary Sewer Service is provided by Lee County Utilities via a recently constructed privately owned & maintained lift station and force main connected to the force main extension now being dedicated to Lee County. Funds are available for recording fees in account number OD5360748700.504930.

SECTIONS 14 & 15 TOWNSHIP 45S RANGE 24E DISTRICT #2 COMMISSIONER ST CERNY

10. Review for Scheduling:

Department Director	Purchasing or Contracts	Human Resources	Other	County Attorney	Budget Services				County Manager / P.W. Director
					Analyst	Risk	Grants	Mgr.	
<i>[Signature]</i> J. Lavender Date: <u>5-27-05</u>	N/A	N/A	<i>P.O.</i> T. Osterhout Date: <u>5/26</u>	<i>[Signature]</i> S. Coovert Date: _____	<i>[Signature]</i> 6/1/05	<i>[Signature]</i> 6/1/05	<i>[Signature]</i> 6/1/05	<i>[Signature]</i> 6/2/05	<i>[Signature]</i> J. Lavender Date: <u>5-27-05</u>

11. Commission Action:

- Approved
- Deferred
- Denied
- Other

Rec. by CoAtty
Date: <u>5/27/05</u>
Time: <u>12:00</u>
Forwarded To: _____

RECEIVED BY COUNTY ADMIN: <i>[Signature]</i>
<u>5-31-05</u>
<u>2:15</u>
COUNTY ADMIN FORWARDED TO: <i>[Signature]</i>
<u>6/2/05</u>
<u>2:52 pm</u>



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) →

15452400000140040

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:

HM OAK HAMMOCK LLC

Last First MI
950 ENCORE WAY

NAPLES

FL

34110

Mailing Address

City

State

Zip Code

Phone No.

4. Grantee (Buyer):

RICK DIAZ, P.E. UTIL. DIRECTOR FOR LEE CO. BD. OF CO. COMMISSIONERS

Last First MI
P. O. BOX 398

FT. MYERS

FL

33902

(2394798181

Mailing Address

City

State

Zip Code

Phone No.

5. Date of Sale/Transfer

Sale/Transfer Price

6 / 14 / 2005
 Month Day Year

\$ 10,000.00
 (Round to the nearest dollar.)

Property
 Located In

Lee

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:

YES / NO

(Round to the nearest dollar.) **\$ 00.00**

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

\$ 70
 Cents

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

5/24/05

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

This copy to Property Appraiser

O. R. Book

Page Number

File Number

Date Recorded

Month Day Year

This copy to Property Appraiser



FLORIDA DEPARTMENT OF REVENUE
RETURN FOR TRANSFERS OF INTEREST IN REAL PROPERTY



FDOR10240300
 DR-219
 R. 07/98

(PLEASE READ INSTRUCTIONS BEFORE COMPLETING)

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

15452400000140040

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:

HM OAK HAMMOCK LLC

Last Mailing Address
950 ENCORE WAY

First MI City
NAPLES

State Zip Code
FL 34110

Corporate Name (if applicable)

4. Grantee (Buyer):

Mailing Address City State
RICK DIAZ, P.E. UTIL. DIRECTOR FOR LEE CO. BD. OF CO. COMMISSIONERS

Zip Code Phone No.
33902 2394798181

Last Mailing Address
P. O. BOX 398

First MI City
FT. MYERS

State Zip Code
FL 33902

Corporate Name (if applicable)

5. Date of Sale/Transfer

6 14 2005
 Month Day Year

Sale/Transfer Price

\$10

. 00

Property Located In **46** County Code

(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.) **\$. 00**

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:
 Mark (x) all that apply

Residential Commercial Industrial Agricultural Institutional/Miscellaneous Government Vacant Acreage Timeshare

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**

12. Amount of Documentary Stamp Tax

0.70

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/het has any knowledge

Signature of Grantor or Grantee or Agent

Date **5/26/05**

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

This copy to Department of Revenue

O. R. Book and Page Number and File Number

Date Recorded

____/____/____
 Month Day Year

This copy to Department of Revenue

RESOLUTION NO. _____

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

WHEREAS, it is the desire of "HM Oak Hammock, LLC", owner of record, to make a contribution to Lee County Utilities of water facilities (a water main extension, one 8" diameter fire line, one hydrant) and sewer facilities (a force main extension) serving "**OAK HAMMOCK OFFICE PARK**"; 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 **\$25,124.50** 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 Bob Janes: _____ (1)
- Commissioner Douglas St. Cerny: _____ (2)
- Commissioner Ray Judah: _____ (3)
- Commissioner Tammy Hall: _____ (4)
- Commissioner John 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


LETTER OF COMPLETION

DATE: 5/25/2005

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 , force main extension/connection , fire line up to and including 1st OS + Y valve(s)** located at **Oak Hammock Office Park at Whiskey Creek**
(Name of Development/Project)

were designed by me and have been constructed in conformance with:
the revised plans, attached and the approved specifications

Upon completion of the work, we observed the following successful tests of the facilities:
Pressure Test(s) - Water Main , Pressure Test(s) - Force Main , Bacteriological Test , Lift Station Start-up and TV Inspection, Mandrill - Gravity Main

Very truly yours,

Hole Montes, Inc. - Thomas W. McLean, P.E.
(Owner or Name of Corporation/Firm)

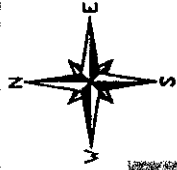


(Signature)

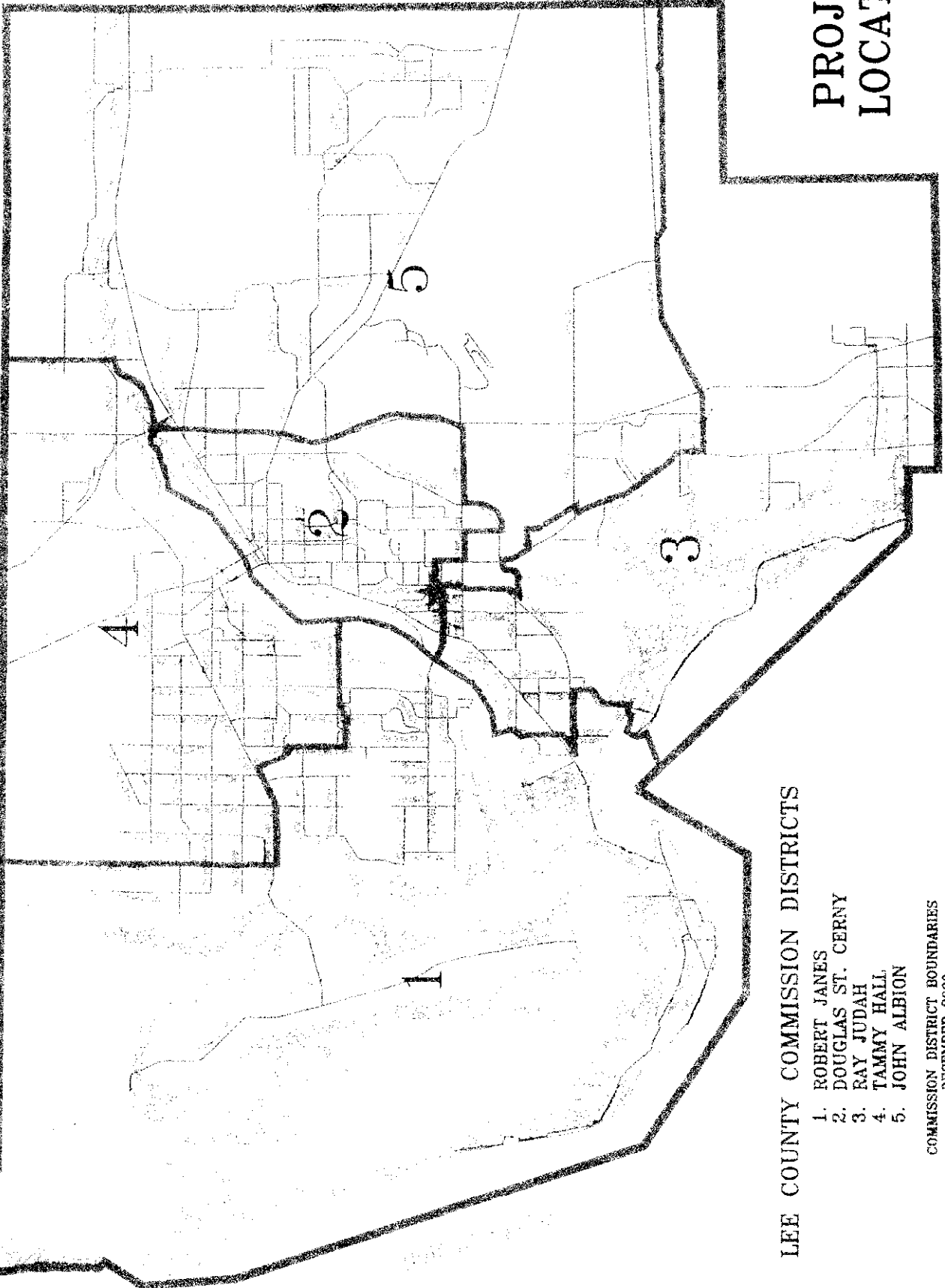
Associate / Project Manager
(Title)

(Seal of Engineering Firm)

OAK HAMMOCK OFFICE PARK
15-45-24-00-00014,0040 & 11-45-24-00-00007,0060
COMMISSION DISTRICT #2 - ST CERNY



COPY



LEE COUNTY COMMISSION DISTRICTS

- 1. ROBERT JANES
- 2. DOUGLAS ST. CERNY
- 3. RAY JUDAH
- 4. TAMMY HALL
- 5. JOHN ALBION

COMMISSION DISTRICT BOUNDARIES
DECEMBER 2000

PROJECT
LOCATION

OAK HAMMOCK OFFICE PARK

COMMISSION DISTRICT #2 - ST CERNY

SUBJECT PARCELS

SUBJECT PARCELS

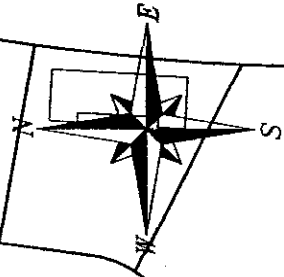
00014
0040

PRESIDENTIAL CT

CORPORATE CT

PRESIDENTIAL CT

SKY CREEK DR



15-45-24-00-00014.0040 & 14-45-24-00-00007.0060 6200 WHISKEY CREEK DRIVE

COPY

WARRANTY

THE UNDERSIGNED parties do hereby warrant and/or guaranty all work executed by the contractor on the water and sewer systems of Oak Hammock Office Park 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.

Michael Sappah
(Name of Owner/Contractor)

BY: *Michael Sappah*
(Signature of Owner/Contractor)

STATE OF FL)
) SS:
COUNTY OF LEE)

The foregoing instrument was signed and acknowledged before me this 25TH day of MAY, 2005 by Michael Sappah who has produced the following as identification - ¥, and who did not take an oath.

* FLORIDA DRIVERS LICENSE
S100-547-50-140-0

Shirley A. Martin
Notary Public Signature

SHIRLEY A. MARTIN
Printed Name of Notary Public

(Notary Seal & Commission Number)



Shirley A. Martin
MY COMMISSION # DD107829 EXPIRES
April 10, 2006
BONDED THRU TROY FAIN INSURANCE, INC.

RECEIVED MAY 25 2005

000007
**WAIVER AND RELEASE OF LIEN
UPON FINAL PAYMENT**

The undersigned lienor, in consideration of the final payment in the amount of Twenty five thousand, One hundred twenty four and 50/100(\$25,124.50) hereby waives and releases its lien and right to claim a lien for labor, services, or materials furnished to Owens Ames Kimball Co on the job of Oak Hammock Office Park to the following described property:

Oak Hammock Office Park at Whiskey Creek
(Name of Development/Project)

water distribution and sanitary sewer systems
(Facilities Constructed)

6200 Whiskey Creek Drive
(Location)

14-45-24-00-00007.0060
(Strap # or Section, Township & Range)

Dated on: May 25, 2005

By: *Michael Sappah*
(Signature of Authorized Representative)

B. J. Enterprises, Inc.
(Name of Firm or Corporation)

By: Michael Sappah
(Print Name of Authorized Representative)

8102 Grady Drive
(Address of Firm or Corporation)

Title: _____

N. Ft. Myers, Fl 33917-
(City, State & Zip Of Firm Or Corporation)

Phone #: (239)243-7517 Ext.

Fax#: (239)731-5205

STATE OF FLA)
) SS:
COUNTY OF LEE)

The foregoing instrument was signed and acknowledged before me this 25 th day of May, 2005 by Michael Sappah who has produced the following as identification - FL, and who did not take an oath.

Florida Drivers License
\$100-547-50-140-0



Shirley A. Martin
MY COMMISSION # DD107829 EXPIRES
April 10, 2006
BONDED THRU TROY FAIN INSURANCE, INC.
(Notary Seal & Commission Number)

Shirley A. Martin
(Notary Public Signature)

SHIRLEY A. MARTIN
(Printed Name of Notary Public)

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:

X Michael Sappah
(Signature of Certifying Agent)

Michael Sappah
(Name & Title of Certifying Agent)

B.J. Enterprises, Inc.
(Name of Firm or Corporation)

8102 Grady Drive
(Address of Firm or Corporation)

N. Ft. Myers, Fl 33917 -

STATE OF FL.)
) SS:
COUNTY OF LEE)


The foregoing instrument was signed and acknowledged before me this 25TH day of May, 2005 by Michael Sappah who has produced the following as identification - *, and who did not take an oath.

* FLORIDA DRIVERS LICENSE
8100-547-50-140-0

Shirley A. Martin
Notary Public Signature

SHIRLEY A. MARTIN
Printed Name of Notary Public

DD 107829
Notary Commission Number

 Shirley A. Martin
MY COMMISSION # DD107829 EXPIRES
April 10, 2006
BONDED THRU TROY FAWN INSURANCE, INC.

(NOTARY SEAL)

RECEIVED MAY 25 2005

CERTIFICATION OF CONTRIBUTORY ASSETS

PROJECT NAME: Oak Hammock Office Park at Whiskey Creek

STRAP NUMBER: 14-45-24-00-00007.0060

LOCATION: 6200 Whiskey Creek Drive

OWNER'S NAME: (as shown on Deed) HM Oak Hammock, L.L.C.

OWNER'S ADDRESS: 950 Encore Way

OWNER'S ADDRESS: Naples, Fl 34110-

TYPE UTILITY SYSTEM: SANITARY SEWER

(Please provide separate 'Certifications' for potable water, sanitary sewer and effluent reuse facilities.)

DESCRIPTION AND COST OF MATERIAL, LABOR, AND SERVICES

Please list each element of the system from the drop-down list provided.

ITEM	SIZE	QUANTITY	UNIT	UNIT COST	TOTAL
HDPE SDR-11 CASING	6"	246.0	LF	\$27.25	\$6,703.50
HDPE SDR-11 FORCE MAIN	2"	262.0	LF	\$7.00	\$1,834.00
PVC C-900 DR-18 FORCE MAIN	4"	10.0	LF	\$16.50	\$165.00
PLUG VALVE	2"	1.0	EA	\$360.00	\$360.00
TOTAL					\$9,062.50

(If more space is required, use additional forms(s).)

| RECEIVED MAY 25 2005

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:

X Michael Sappah
(Signature of Certifying Agent)

Michael Sappah
(Name & Title of Certifying Agent)

B.J. Enterprises, Inc.
(Name of Firm or Corporation)

8102 Grady Drive
(Address of Firm or Corporation)

N. Ft. Myers, Fl 33917 -

STATE OF FL.)
) SS:
COUNTY OF LEE)


The foregoing instrument was signed and acknowledged before me this 25th day of May, 2005 by Michael Sappah who has produced the following as identification - *, and who did not take an oath.

* FLORIDA DRIVERS LICENSE
S100 - 547 - 50 - 140 - 0

Shirley A. Martin
Notary Public Signature

SHIRLEY A. MARTIN
Printed Name of Notary Public

DD 107829
Notary Commission Number

 Shirley A. Martin
MY COMMISSION # DD107829 EXPIRES
April 10, 2006
BONDED THRU TROY FAHM INSURANCE, INC.

(NOTARY SEAL)

RECEIVED MAY 25 2005

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

Strap Number:

15-45-24-00-00014.0040

THIS SPACE RESERVED FOR RECORDING

GRANT OF PERPETUAL PUBLIC UTILITY EASEMENT

THIS INDENTURE is made and entered into this ____ day of _____ 20__, by and between HM Oak Hammock L.L.C., Owner, hereinafter referred to as GRANTOR(S), and LEE COUNTY, a political sub-division of the State of Florida, 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 will 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 may 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 will 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 from any and all liens and encumbrances, except as herein stated, and accordingly, GRANTOR(S) will forever defend the right, 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, agrees to 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.

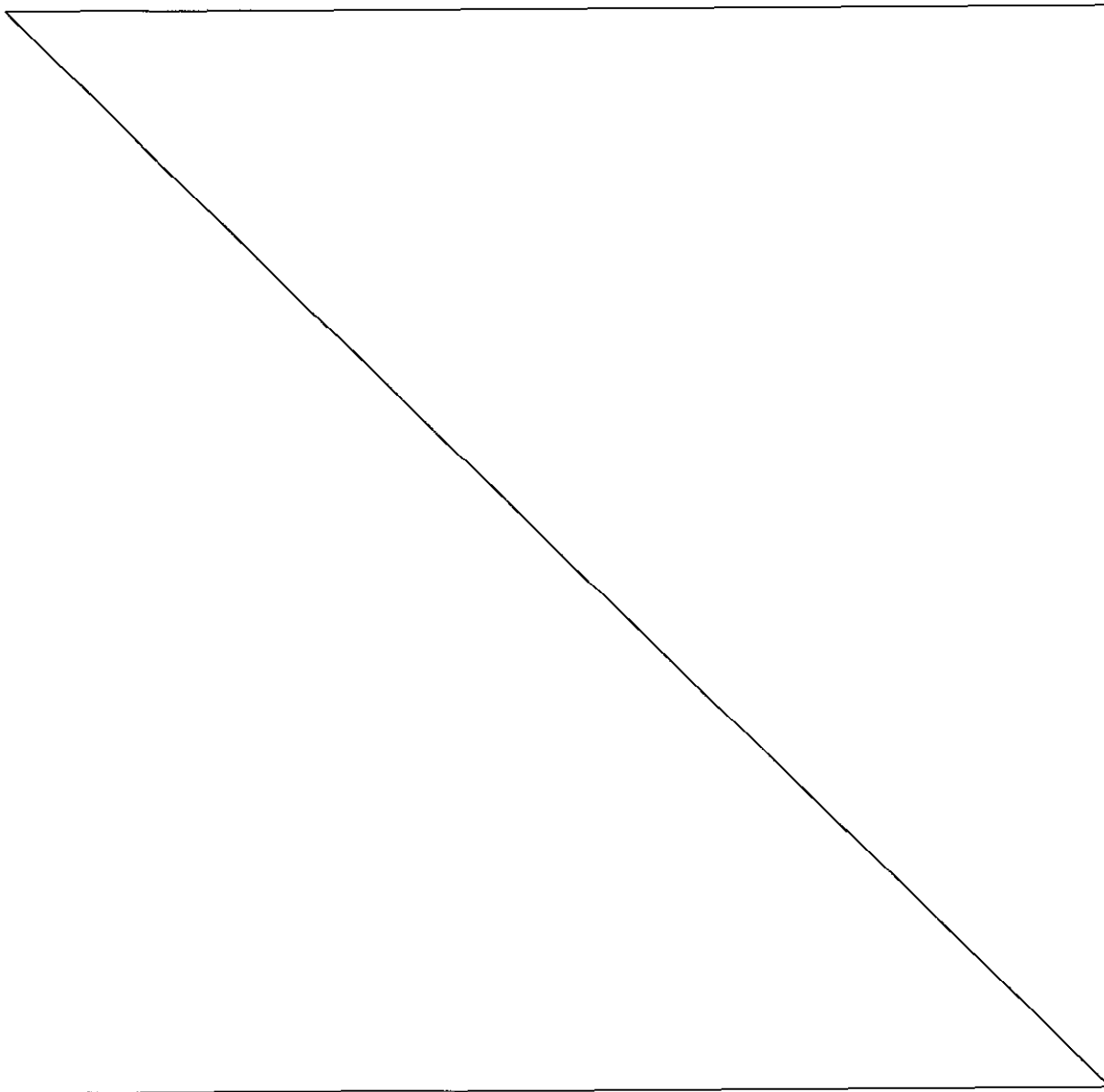
7. GRANTEE will be liable for money damages in tort for any injury to or loss of property, personal injury, or death caused by the negligent or wrongful act(s) or omission(s) of any official or employee of the GRANTEE while acting within the scope of the official's or employee's office or employment 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 will 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.

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

(Balance of Page Left Intentionally Blank)



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

C Raymond Bell
[1st Witness' Signature]

C RAYMOND BROTBELK
[Type or Print Name]

Thomas W. McLean
[2nd Witness' Signature]

Thomas W. McLean
[Type or Print Name]

BY: [Signature]
[Signature Grantor's/Owner's]

Ned E Dewhirst
[Type or Print Name]

Manager
[Title]

STATE OF FLORIDA
COUNTY OF LEE

The foregoing instrument was signed and acknowledged before me this 25 day of May 2005, by Ned E. Dewhirst who produced the following as identification N/A or is personally know to me, and who did/did not take an oath.

[stamp or seal]



Shirley A. Martin
MY COMMISSION # DD107829 EXPIRES
April 10, 2006
BONDED THRU TROY FAIN INSURANCE, INC.

[Signature]
[Signature of Notary]

SHIRLEY A MARTIN
[Typed or Printed Name]

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

ATTEST:
CHARLIE GREEN, CLERK

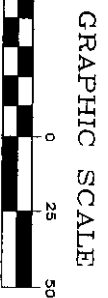
BOARD OF COUNTY COMMISSIONERS
OF LEE COUNTY, FLORIDA

BY: _____
Deputy Clerk

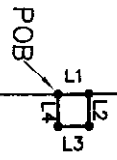
BY: _____
Chairman

APPROVED AS TO FORM

BY: _____
Office of the County Attorney



NORTH LINE OF THE SE 1/4 SECTION 15--45--24



WHISKEY CREEK DRIVE
80' RIGHT-OF-WAY
EASTERLY RIGHT-OF-WAY LINE
BASIS OF BEARING

N 00°55'58" W 288.22'

POC
NORTHWEST CORNER OF TRACT "A"
EXECUTIVE PARK, A SUBDIVISION,
PLAT BOOK 30, PAGE 47

LINE	DIRECTION	DISTANCE
L1	N 00°55'58" W	10.00'
L2	N 89°04'02" E	10.54'
L3	S 00°55'58" E	10.00'
L4	S 89°04'02" W	10.54'

LEGEND

POC POINT OF COMMENCEMENT
POB POINT OF BEGINNING

SEC-TWN-RGE:	REV:
15-45-24	
DRAWN BY:	DATE:
AK	04/05
CHECKED BY:	DRAWING NO.:
JLR	9-9432



950 Encore Way
Naples, FL 34110
Phone: (941) 254-2000
Florida Certificate of
Authorization No. 1772

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THE SIGNATURE AND
SEAL OF A FLORIDA
LICENSED SURVEYOR
AND MAPPER.

* NOT A SURVEY *

COPY

LEGAL DESCRIPTION:

A PARCEL OF LAND LOCATED IN A PORTION OF SECTION 15, TOWNSHIP 45 SOUTH, RANGE 24 EAST, LEE COUNTY, FLORIDA, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCE AT THE NORTHWEST CORNER OF TRACT "A", EXECUTIVE PARK, ACCORDING TO THE PLAT THEREOF AS RECORDED IN PLAT BOOK 30, PAGE 47 OF PUBLIC RECORDS OF LEE COUNTY, FLORIDA, THE SAME BEING A POINT ON THE EASTERLY RIGHT-OF-WAY LINE OF WHISKEY CREEK DRIVE, AN 80.00 FOOT WIDE RIGHT-OF-WAY. THENCE RUN N.00°55'58"W, ALONG THE EASTERLY RIGHT-OF-WAY LINE OF SAID WHISKEY CREEK DRIVE, FOR A DISTANCE OF 288.22 FEET, TO THE POINT OF BEGINNING OF THE PARCEL OF LAND HEREIN DESCRIBED; THENCE CONTINUE N.00°55'58"W, ALONG THE EASTERLY RIGHT-OF-WAY LINE OF SAID WHISKEY CREEK DRIVE, FOR A DISTANCE OF 10.00 FEET; THENCE RUN N.89°04'02"E, FOR A DISTANCE OF 10.54 FEET; THENCE RUN S.00°55'58"E, FOR A DISTANCE OF 10.00 FEET; THENCE RUN S.89°04'02"W, FOR A DISTANCE OF 10.54 FEET, TO THE POINT OF BEGINNING; CONTAINING 105.381 SQUARE FEET, MORE OR LESS.

THIS PROPERTY SUBJECT TO EASEMENTS, RESERVATIONS OR RESTRICTIONS OF RECORD.

BEARINGS SHOWN HEREON REFER TO THE EASTERLY RIGHT-OF-WAY LINE OF WHISKEY CREEK DRIVE, AN 80.00 FOOT WIDE RIGHT-OF-WAY, AS BEING N.00°55'58"W.

HOLE MONTES, INC.
CERTIFICATE OF AUTHORIZATION #1772

BY  JERRY L. RUFFALO
P.S.M. #9130
STATE OF FLORIDA

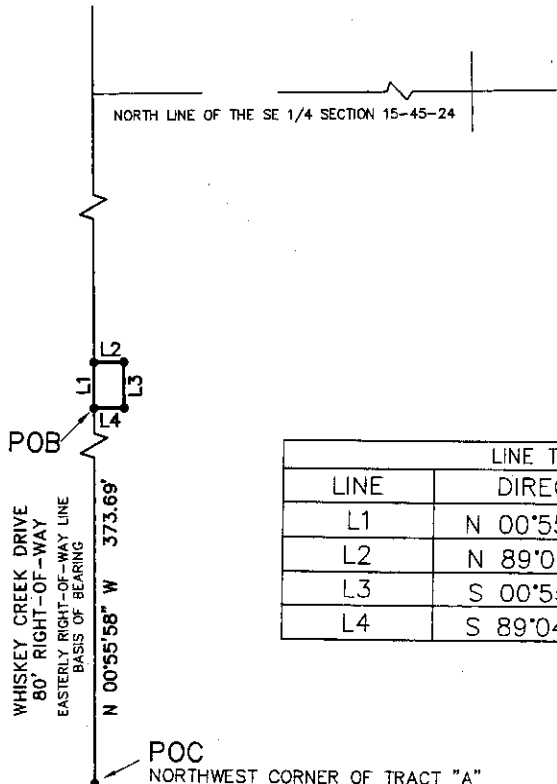
SKETCH AND LEGAL DESCRIPTION

PROJECT NO.	02.053
REFERENCE NO.	EASM/T1SL

GRAPHIC SCALE



(IN FEET)
1 inch = 50 ft.



LINE TABLE		
LINE	DIRECTION	DISTANCE
L1	N 00°55'58" W	15.00'
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LEGEND

POC POINT OF COMMENCEMENT
POB POINT OF BEGINNING

POC
NORTHWEST CORNER OF TRACT "A"
EXECUTIVE PARK, A SUBDIVISION,
PLAT BOOK 30, PAGE 47

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HOLE MONTES, INC.
CERTIFICATE OF AUTHORIZATION LB 1772

BY Jerry L. Riffelmacher
JERRY L. RIFFELMACHER

P.S.M. #6130
STATE OF FLORIDA

* NOT A SURVEY *

SEC-TWN-RGE: 15-45-24	REV:
DRAWN BY: AK	DATE 04/05
CHECKED BY: JLR	DRAWING NO. B-5433



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AND MAPPER.

SKETCH AND LEGAL DESCRIPTION

PROJECT NO. 02.053
REFERENCE NO. EASM'T2SL

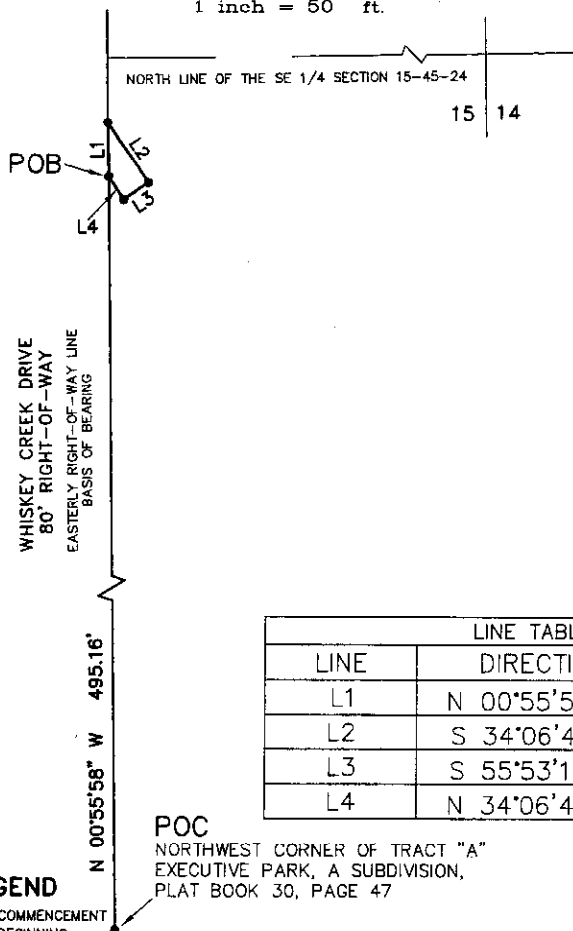
U:\2002\2002053\SKETCHES\EASM'T2SL.dwg Job: Model Apr 26, 2005 - 3:18pm Plotted by: Admin\khras

H M

GRAPHIC SCALE



(IN FEET)
1 inch = 50 ft.



LINE TABLE		
LINE	DIRECTION	DISTANCE
L1	N 00°55'58" W	18.27'
L2	S 34°06'45" E	24.33'
L3	S 55°53'15" W	10.00'
L4	N 34°06'45" W	9.04'

LEGEND

POC POINT OF COMMENCEMENT
POB POINT OF BEGINNING

POC
NORTHWEST CORNER OF TRACT "A"
EXECUTIVE PARK, A SUBDIVISION,
PLAT BOOK 30, PAGE 47

LEGAL DESCRIPTION:

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HOLE MONTES, INC.
CERTIFICATE OF AUTHORIZATION LB. #1772

BY JERRY L. RIFFELMACHER P.S.M. #6130
STATE OF FLORIDA

*** NOT A SURVEY ***

SEC-TWN-RGE: 15-45-24	REV:
DRAWN BY: AK	DATE 04/05
CHECKED BY: JLR	DRAWING NO. B-5434



950 Encore Way
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SKETCH AND LEGAL DESCRIPTION

PROJECT NO. 02.053
REFERENCE NO. EASM'T3SL

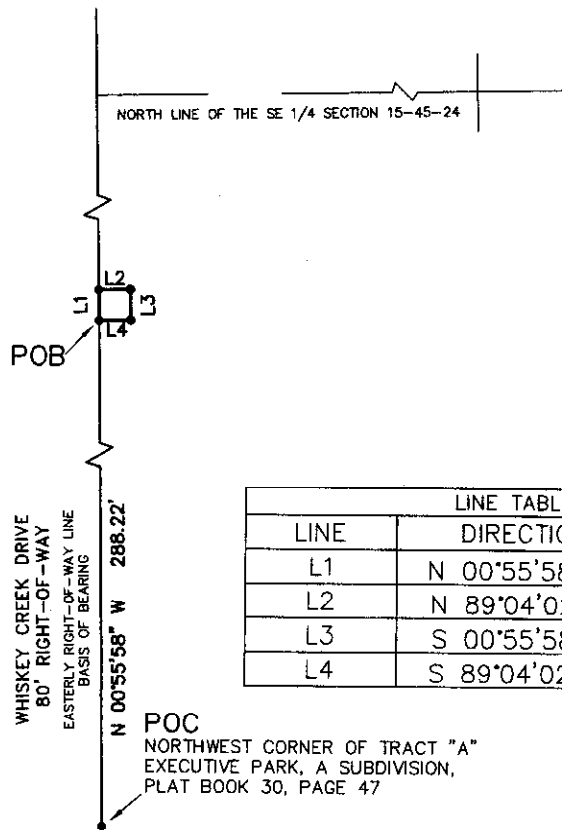
U:\2005\20050205\SKETCHES\EASM'T3SL.dwg Tab: Model Apr. 26, 2005 - 3:19pm Plotted by: AdamKerres

H M

GRAPHIC SCALE



(IN FEET)
1 inch = 50 ft.



LINE TABLE		
LINE	DIRECTION	DISTANCE
L1	N 00°55'58" W	10.00'
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POB POINT OF BEGINNING

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P.S.M. #6130
STATE OF FLORIDA

*** NOT A SURVEY ***

SEC-TWN-RGE: 15-45-24	REV:
DRAWN BY: AK	DATE 04/05
CHECKED BY: JLR	DRAWING NO. B-5432

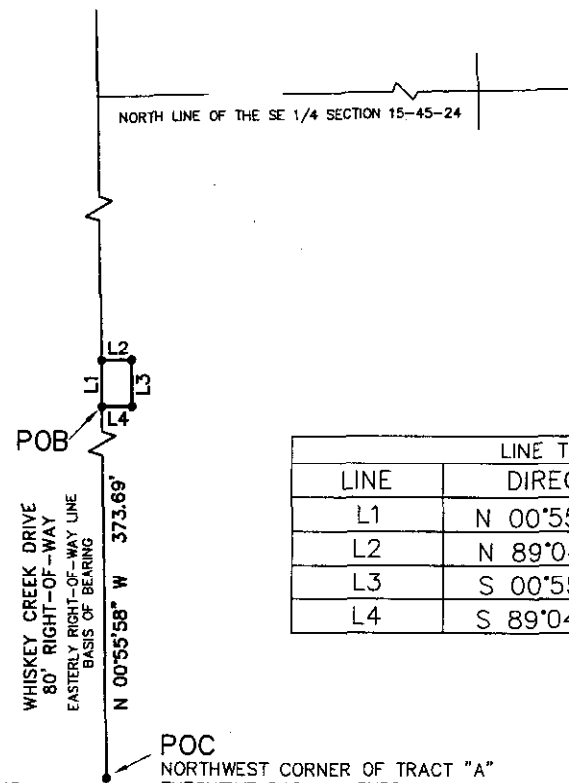
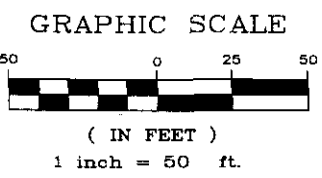


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SKETCH AND LEGAL DESCRIPTION

PROJECT NO.
02.053
REFERENCE NO.
EASM'TISL



LINE TABLE		
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HOLE MONTES, INC.
CERTIFICATE OF AUTHORIZATION-LB #1772

BY P.S.M. #6130
JERRY L. RIFFELMACHER STATE OF FLORIDA

LEGEND

POC POINT OF COMMENCEMENT
POB POINT OF BEGINNING

POC
NORTHWEST CORNER OF TRACT "A"
EXECUTIVE PARK, A SUBDIVISION,
PLAT BOOK 30, PAGE 47

* NOT A SURVEY *

U:\2002\20020053\SKETCHES\EASM\T2SL.dwg Tab: Model Apr 25, 2005 -- 3:18pm Plotted by: AdamKehnes

SEC-TWN-RGE: 15-45-24	REV:
DRAWN BY: AK	DATE 04/05
CHECKED BY: JLR	DRAWING NO. B-5433



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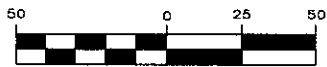
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SKETCH AND LEGAL DESCRIPTION

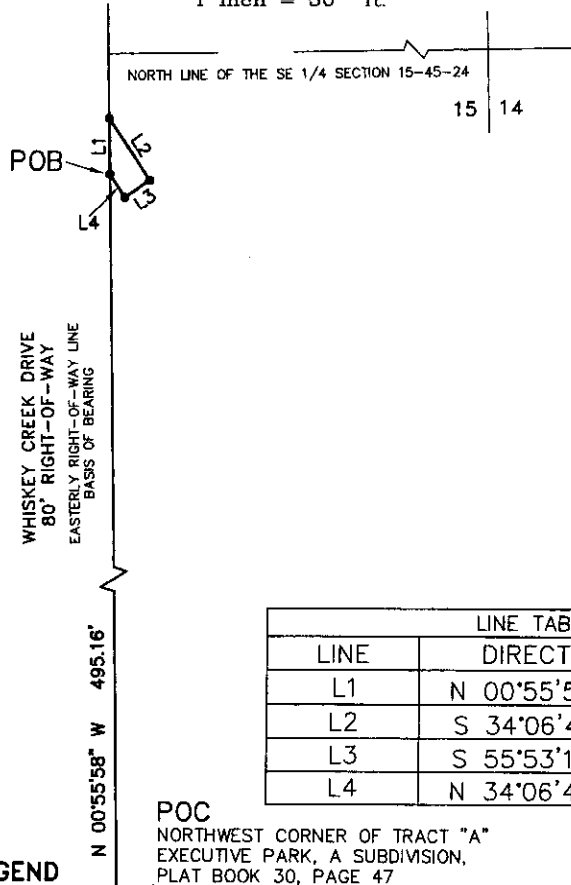
PROJECT NO. 02.053
REFERENCE NO. EASM T2SL



GRAPHIC SCALE



(IN FEET)
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PLAT BOOK 30, PAGE 47

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CERTIFICATE OF AUTHORIZATION LB: #1772

BY Jerry L. Riffelmacher P.S.M. #6130
STATE OF FLORIDA

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SKETCH AND LEGAL DESCRIPTION

PROJECT NO. 02.053
REFERENCE NO. EASM'T3SL

U:\2002\2002053\SKE\CHES\EASM'T3SL.dwg Tab: Model Apr 26, 2005 3:19pm Plotted by: AdamKehras

TO: LEE COUNTY FINANCE DEPARTMENT

FROM: UTILITIES ENGINEERING
(Department)

V#111463
BS 20050555

SUE GULLEDGE

A. AUTHORIZATION:

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

Purchase Order # N/A for OAK HAMMOCK OFFICE PARK project.
EASEMENT: HM OAK HAMMOCK LLC

ACCOUNT NO. OD5360748700.504930
ORIGINAL EASEMENT TO MINUTES AFTER RECORDING,
WITH COPY TO SUE GULLEDGE, UTILITIES

Sue Gulledge
SUE GULLEDGE Signature Authorization
5-26-05

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