


1. ACTION REQUESTED/PURPOSE: Conduct a Public Hearing to adopt a Resolution on Petition to Vacate a 12-foot wide Public Utility Easement located at 913 Asther St. E., Lehigh Acres (Case No. VAC2005-00025).

2. WHAT ACTION ACCOMPLISHES: To build a single-family residence on the combined lots. **The vacation of this easement will not alter existing utility conditions and the easement is not necessary to accommodate any future utility requirements.**

3. MANAGEMENT RECOMMENDATION: Approve

4. Departmental Category: COMMISSION DISTRICT #: 5		PHI		5. Meeting Date: 09-06-2005	
6. Agenda:		7. Requirement/Purpose: (specify)		8. Request Initiated:	
<input type="checkbox"/> Consent		<input checked="" type="checkbox"/> Statute F.S. Ch. 177		Commissioner	
<input type="checkbox"/> Administrative		<input type="checkbox"/> Ordinance		Department	
<input type="checkbox"/> Appeals		<input checked="" type="checkbox"/> Admin. Code 13-1		Division	
<input checked="" type="checkbox"/> Public		<input type="checkbox"/> Other		By:  7/18/05	
<input type="checkbox"/> Walk-On				Peter J. Eckenrode, Director	

9. Background:

The completed petition to vacate, VAC2005-00025 was submitted by Land Development Services, Inc. and Kathy Morgan as the agent on behalf of Rudolf and Caroline Schachinger.

LOCATION: The site is located at **913 Asther St. E., Lehigh Acres, Florida 33936** and its strap number is **02-45-27-01-00002.0010**. Petition No. VAC2005-00025 proposes to Vacate a 12-foot wide Public Utility Easement centered on the common line between Lots of 1 and 2, Block 2, Unit 1, Lehigh Acres, S 2, T 45S, R 27E, as recorded in Plat Book 15, Page 187, in the public records of Lee County, Florida; **Less and Except** the easterly six-foot and westerly six-foot thereof.

Documentation pertaining to this Petition to Vacate is available for viewing at the Office of Lee Cares.

There are no objections to this Petition to Vacate.

Attached to this Blue sheet is the Petition to Vacate, Notice of Public Hearing and Exhibits.

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>M. G. Sims</i>				<i>[Signature]</i>	<i>[Signature]</i>	<i>[Signature]</i>	<i>[Signature]</i>	<i>[Signature]</i>	<i>[Signature]</i>

11. Commission Action:

- Approved
- Deferred
- Denied
- Other

RECEIVED BY COUNTY ADMIN:
8/3/05
4:30
COUNTY ADMIN FORWARDED TO:
8/4/05
4:30 PM

RECVD. 8/3/05 by CO. ATTY.
CO. ATTY. FORWARDED TO:
J.C. Adm.
8/10/05

RECVD. 8/3/05 by CO. ATTY.
CO. ATTY. FORWARDED TO:



PETITION TO VACATE
TRANSMITTAL FOR PUBLIC NOTICE
REQUIREMENTS

DATE: July 14, 2005

To: Patricia Geren
Public Resources

FROM: Ron Wilson
Development Services

BLUESHEET NUMBER: 20051002

CASE NUMBER: VAC2005-00025

Applicable Public Noticing Requirement:

PTV under AC13-1
1st Notice - 15 days prior to Public Hearing
2nd Notice - 7 days prior to Public Hearing

PTV under AC13-8
One Notice - 15 days prior to Public Hearing

Upon scheduling of Public Hearing date, please provide e-mail notice to Ron Wilson, Development Services (rwilson@leegov.com) and Joan Henry, Assistant County Attorney (jhenry@leegov.com).

NOTICE OF PUBLIC HEARING FOR PETITION TO VACATE

Case Number: VAC2005-00025

TO WHOM IT MAY CONCERN:

Notice is hereby given that on the 6th day of September 2005 @9:30 AM in the County Commissioners' Meeting Room, Old Lee County Courthouse, 2120 Main Street, Fort Myers, Florida, the Board of County Commissioners of Lee County, Florida, will consider and take action on a Petition vacating the public's interest in the easement, plat or portion of a plat legally described in the attached Exhibit "A".

Interested parties may appear in person or through a representative and be heard with respect to the Petition to Vacate.

Anyone wishing to appeal the decision made by the Board with respect to any matter considered at this meeting will need a record of the proceeding for such appeal, and may need a verbatim record, to include all testimony and evidence upon which the appeal is to be based.

A copy of the Petition to Vacate is on file in the Office of the Clerk of the Circuit Court of Lee County, Florida, Minutes Office, 2115 Second Street, Fort Myers, Florida.

CHARLIE GREEN, CLERK

Deputy Clerk Signature

Please Print Name

APPROVED AS TO FORM

County Attorney Signature

Please Print Name

EXHIBIT "A"
Petition to Vacate
VAC2005-00025

Legal Description of the Public Utility Easement to be Vacated:

The twelve-foot (12') wide Public Utility Easement centered on the common line between Lots 1 and 2, both in Block 2, Unit 1, Plat of Section 2, Township 45 South, Range 27 East, a subdivision of Lehigh Acres, as recorded in Plat Book 15, Page 187 of the Public Records of Lee County, Florida;

LESS and EXCEPT the easterly six feet and westerly six feet thereof.

THIS INSTRUMENT PREPARED BY:

Department of Community Development
Development Services Division
1500 Monroe Street
Fort Myers Florida 33901

RESOLUTION NO. _____ FOR PETITION TO VACATE

Case Number: VAC2005-00025

WHEREAS, Petitioner **Rudolf and Caroline Schachinger** in accordance with Florida Statute (F.S.) Chapter 177 and Lee County Administrative Code (LCAC) 13-1, filed a Petition to Vacate the public's interest in the easement, plat or portion of a plat legally described in the attached Exhibit "A"; and

WHEREAS, the Board of County Commissioners of Lee County, Florida held a Public Hearing on this Petition to Vacate on the _____; and

WHEREAS, a legally sufficient Affidavit of Publication regarding the Notice of Public Hearing on this Petition to Vacate was entered into the minutes of the County Commission Meeting; and

WHEREAS, the Petitioner(s) has fee simple title ownership to the underlying land sought to be vacated; and

WHEREAS, the Petitioner(s) has provided proof that all applicable state and county taxes have been paid; and

WHEREAS, Petitioner(s) did provide notice to all affected property owners concerning the intent of the Petition to Vacate in accordance with LCAC 13-1; and

WHEREAS, the letters of review and recommendation provided by the various governmental and utility entities indicate that granting the Petition to Vacate will not affect the ownership or right of convenient access of persons owning other parts of the subdivision.

NOW therefore be it resolved by the Board of County Commissioners as follows:

1. Petition to Vacate No. VAC2005-00025 is hereby granted.
2. The public's interest in the easement, plat or portion of a plat legally described in Exhibit "A" and graphically depicted in the sketch attached as Exhibit "B" is hereby vacated.
3. This Resolution will become effective upon recording of a fully executed copy in the public records of Lee County, Florida.

This Resolution passed by voice and entered into the minutes of the Board of County Commissioners of Lee County, Florida, this _____.

ATTEST:
CHARLIE GREEN, CLERK

BOARD OF COUNTY COMMISSIONERS
OF LEE COUNTY, FLORIDA

Deputy Clerk Signature

Chairman Signature

Please Print Name

Please Print Name

APPROVED AS TO FORM

County Attorney Signature

Please Print Name

EXHIBIT "A"
Petition to Vacate
VAC2005-00025

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LESS and EXCEPT the easterly six feet and westerly six feet thereof.

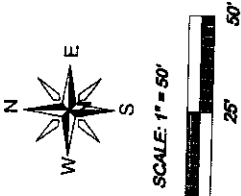
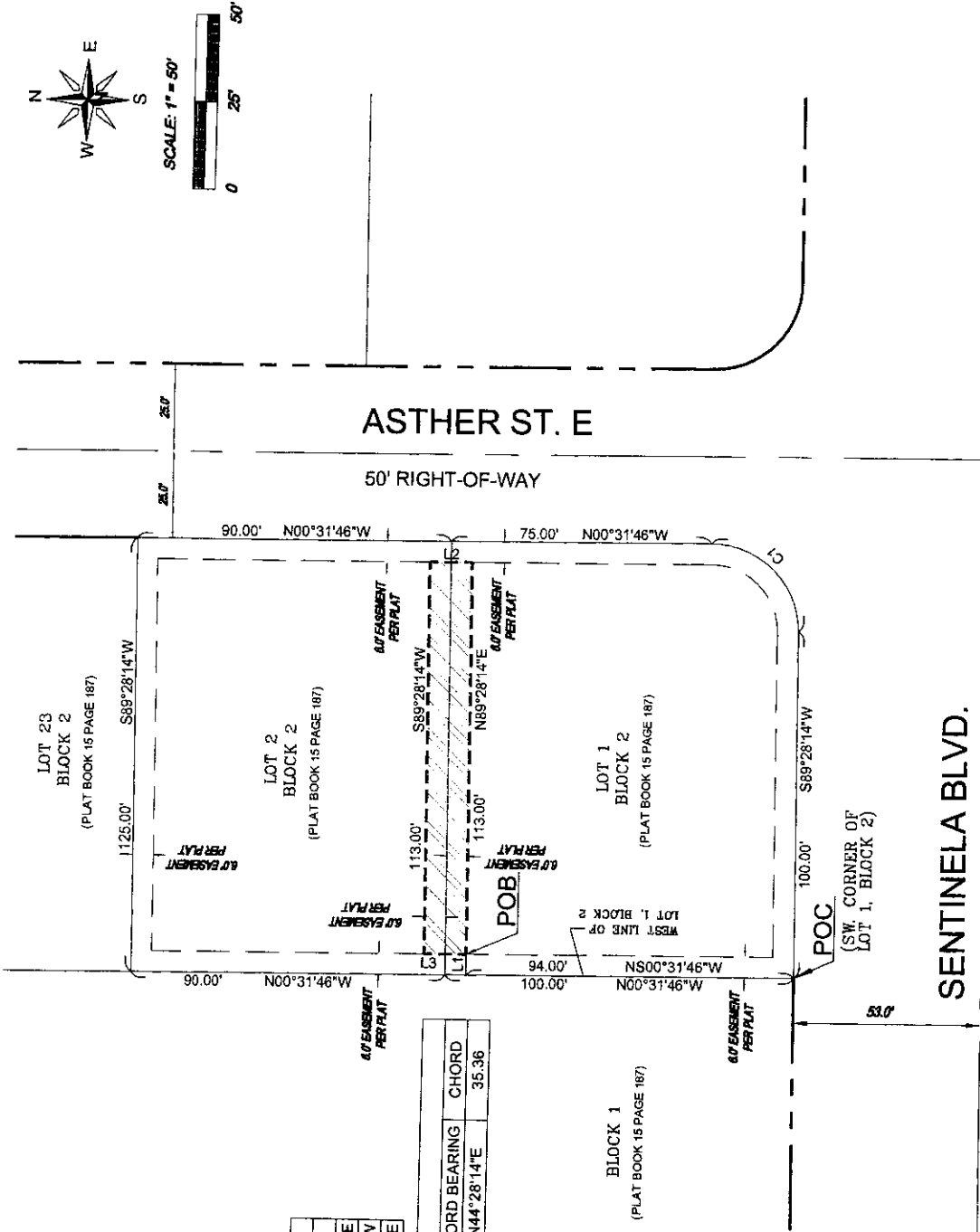
LEGEND

- P.O.C. POINT OF COMMENCEMENT
- P.O.B. POINT OF BEGINNING
- (M) MEASURED
- B.B. BEARING BASIS
- P.S.M. PROFESSIONAL SURVEYOR & MAPPER
- O.R. OFFICIAL RECORDS BOOK
- PG. PAGE
- F.A.C. FLORIDA ADMINISTRATIVE CODE

LINE TABLE	
LINE	BEARING
L1	N89°28'14"E
L2	N00°31'46"W
L3	S00°31'46"E

CURVE TABLE			
CURVE	RADIUS	DELTA	CHORD BEARING
C1	25.00	90°00'00"	N44°28'14"E
			CHORD
			35.36

Exhibit "B"
Petition to Vacate
VAC2005-00025
 [Page One of One]



THIS IS NOT A SURVEY

- NOTES**
- 1.) BEARINGS SHOWN HEREON REFER TO THE PLAT OF PART OF PLAT OF UNIT 1, ACCORDING TO THE PLAT THEREOF RECORDED IN PLAT BOOK 15, PAGE 187, PUBLIC RECORDS LEE COUNTY, FLORIDA.
 - 2.) THIS PROPERTY IS SUBJECT TO EASEMENTS, RESERVATIONS OR RESTRICTIONS OF RECORD.
 - 3.) DIMENSIONS SHOWN HEREON ARE IN FEET AND DECIMALS THEREOF.
 - 4.) PARCEL CONTAINS 1,356 SQUARE FEET, MORE OR LESS.

<p align="center">SKETCH TO ACCOMPANY LEGAL DESCRIPTION</p> <p align="center">A PARCEL OF LAND LOCATED IN SECTION 2, TOWNSHIP 45 SOUTH, RANGE 27 EAST LEE COUNTY, FLORIDA</p>	<p align="center">KRIS A SLOSSER P.S.M.</p> <p align="center">4650 VILLA CAPRI LN. BONITA SPRINGS FLORIDA 34134 (239) 947-1915</p>
<p>DRAWN BY: MAT</p>	
<p>DRAWING: 50310</p>	
<p>SCALE: 1" = 50'</p>	



PETITION TO VACATE (AC 13-1)

Case Number: AC2005-00025

Petitioner(s), Rudolf and Caroline Schachinger
requests the Board of County Commissioners of Lee County, Florida, to grant this Petition to Vacate and states as follows:

1. Petitioner(s) mailing address, 6710 Winkler Road, Suite 3, Fort Myers, FL 33919.
2. In accordance with Florida Statute (F.S.) Chapter 177 and Lee County Administrative Code (LCAC) 13-1, Petitioner desires to vacate the public's interest in the easement, plat or portion of a plat legally described in the attached Exhibit "A".
3. A sketch showing the area the Petitioner desires to vacate is attached as Exhibit "B".
4. Proof Petitioner paid all applicable state and county taxes is attached as Exhibit "C".
5. Petitioner is fee simple title holder to the underlying land sought to be vacated.
6. Petitioner did provide notice to all affected property owners concerning the intent of this Petition in accordance with the LCAC 13-1.
7. In accordance with letters of review and recommendation provided by various governmental and utility entities, it is apparent if the Board grants the Petitioner's request, it will not affect the ownership or right of convenient access of persons owning other parts of the subdivision.

Wherefore, Petitioner respectfully requests the Board of County Commissioners adopt a Resolution granting the Petition to Vacate.

Respectfully Submitted by:

[Signature]
Petitioner Signature

[Signature]
Petitioner Signature

Rudolf Schachinger
Printed Name

Caroline Schachinger
Printed Name

NOTE: This is a legal document and is therefore not available in Word Perfect format.

EXHIBIT "A"
Petition to Vacate
VAC2005-00025

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LESS and EXCEPT the easterly six feet and westerly six feet thereof.

LEGEND

- P.O.C. POINT OF COMMENCEMENT
- P.O.B. POINT OF BEGINNING
- (M) MEASURED
- B.B. BEARING BASIS
- P.S.M. PROFESSIONAL SURVEYOR & MAPPER
- O.R. OFFICIAL RECORDS BOOK
- PG. PAGE
- F.A.C. FLORIDA ADMINISTRATIVE CODE

LINE TABLE		BEARING	
LINE	LENGTH		
L1	6.00	N89°28'14"E	
L2	12.00	N00°31'46"W	
L3	12.00	S00°31'46"E	

CURVE TABLE					
CURVE	LENGTH	RADIUS	DELTA	CHORD BEARING	CHORD
C1	39.27	25.00	90°00'00"	N44°28'14"E	35.36

Exhibit "B"
Petition to Vacate
VAC2005-00025
 [Page One of One]

THIS IS NOT A SURVEY

DRAWN BY: MAT

DRAWING: 50310

SCALE: 1" = 50'

SKETCH TO ACCOMPANY
LEGAL DESCRIPTION

A PARCEL OF LAND LOCATED IN
 SECTION 2, TOWNSHIP 45 SOUTH, RANGE 27 EAST
 LEE COUNTY, FLORIDA

KRIS A SLOSSER P.S.M.

4650 VILLA CAPRI LN. BONITA SPRINGS
FLORIDA 34134 (239) 947-1915

NOTES

- 1.) BEARINGS SHOWN HEREON REFER TO THE PLAT OF PART OF PLAT OF UNIT 1, ACCORDING TO THE PLAT THEREOF RECORDED IN PLAT BOOK 15, PAGE 187, PUBLIC RECORDS LEE COUNTY, FLORIDA.
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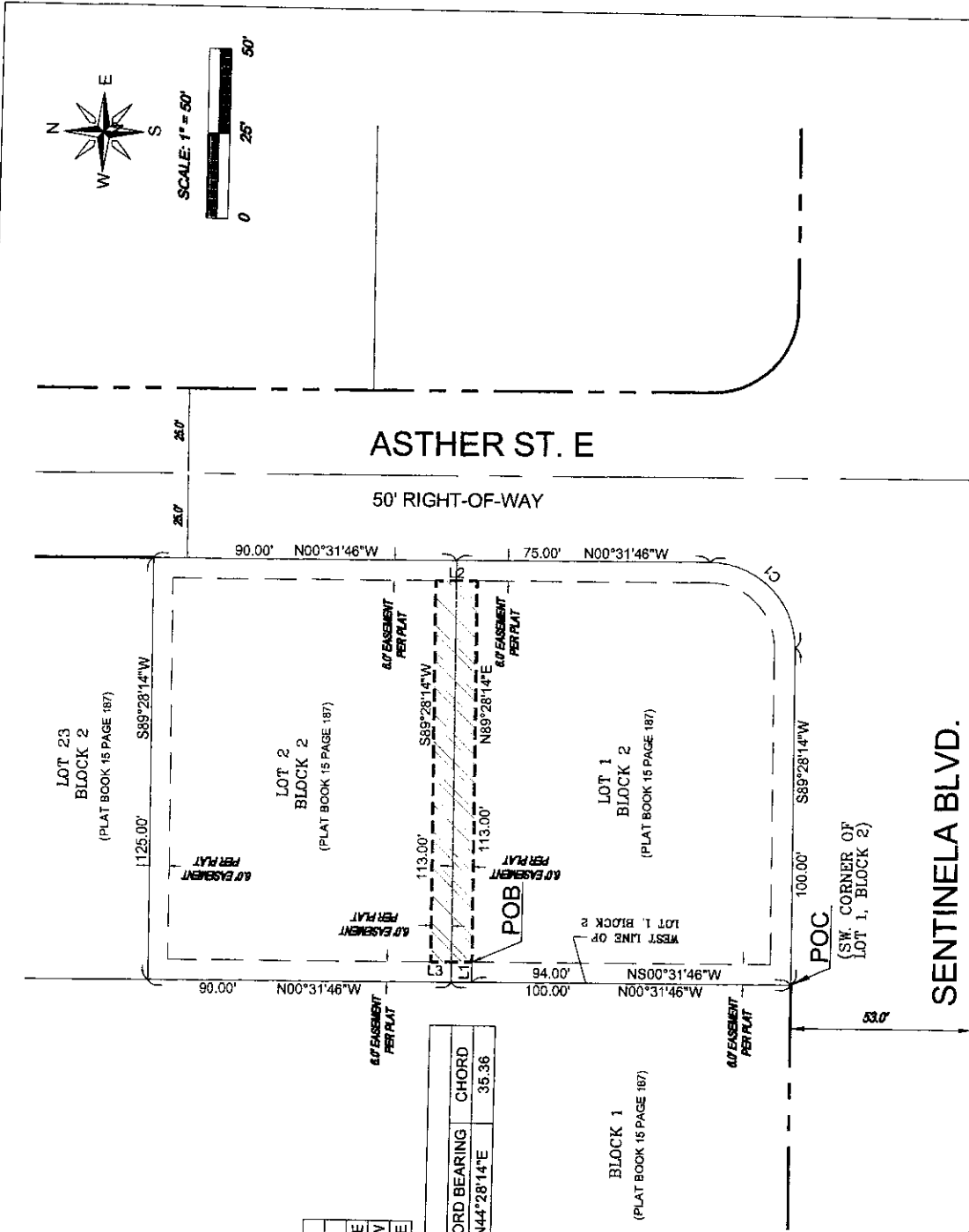



Exhibit "C"
Petition to Vacate
VAC2005-00025
 [Page One of One]

Real Property Information		
Account	Tax Year	Status
02-45-27-01-00002.0010	2004	PAID
Original Account	Book/Page	
02-45-27-01-00002.0010	4491 /866	
Owner		
SCHANCHINGER RUDOLF + CAROLINE		
Physical Address	Mailing Address	
913 ASTHER ST E LEHIGH ACRES FL 33936	605 ROBERTS AVE LEHIGH ACRES FL 33972 USA	
Legal Description		
LEHIGH ACRES UNIT 1 BLK 2 PB 15 PG 187 LOT 1		
Outstanding Balance as of 6/30/2005		\$0.00

LETTER OF AUTHORIZATION

TO LEE COUNTY COMMUNITY DEVELOPMENT

The undersigned do hereby swear or affirm that they are the fee simple title holders and owners of record of property commonly known as Strap #02-45-27-01-00002.0010 and legally described in exhibit A attached hereto.

The property described herein is the subject of an application for zoning or development. We hereby designate Land Development Services, Inc. and Kathy Morgan as the legal representative of the property and as such, this individual is authorized to legally bind all owners of the property in the course of seeking the necessary approvals to develop. This authority includes but is not limited to the hiring and authorizing of agents to assist in the preparation of applications, plans, surveys, and studies necessary to obtain zoning and development approval on the site. This representative will remain the only entity to authorize development activity on the property until such time as a new or amended authorization is delivered to Lee County.

[Signature]
Owner*(signature)

Rudolf Schachinger
Printed Name

[Signature]
Owner*(signature)

Caroline Schachinger
Printed Name

Owner*(signature)

Printed Name

Owner*(signature)

Printed Name

Owner*(signature)

Printed Name
STATE OF FLORIDA
COUNTY OF LEE

Owner*(signature)

Printed Name

Sworn to (or affirmed) and subscribed before me this 8th day of July, 2005, by Robert Schachinger, who is personally known to me or who has produced _____ as identification and who did (did not) take an oath.

(SEAL)

[Signature]
Notary Public

Sharon T. Tice
(Name typed, printed or stamped)



Sharon T Tice
My Commission DD322863
Expires May 24, 2008

EXHIBIT "A"
Petition to Vacate
VAC2005-00025

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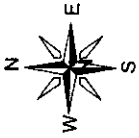
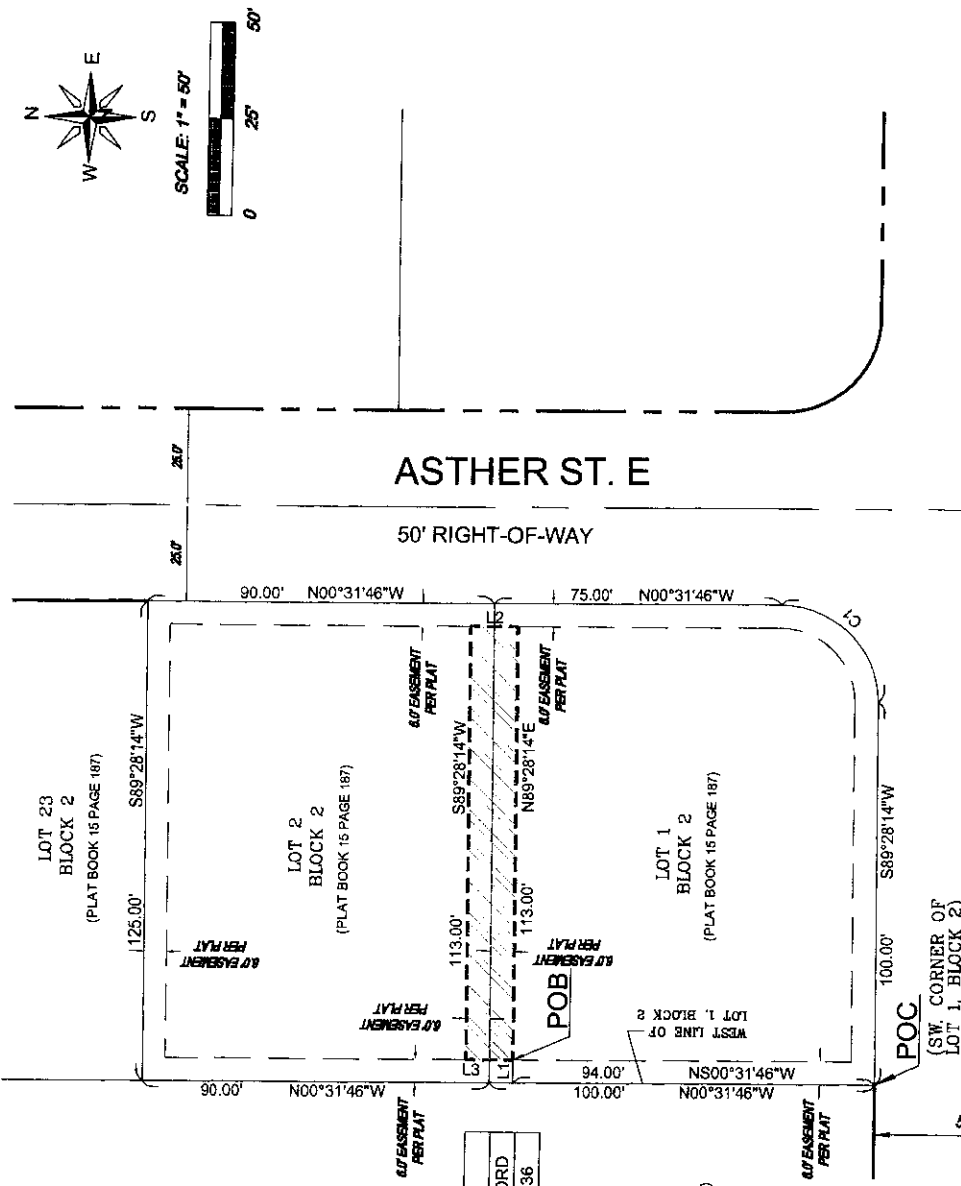
LEGEND

- P.O.C. POINT OF COMMENCEMENT
- P.O.B. POINT OF BEGINNING
- (M) MEASURED
- B.B. BEARING BASIS
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- O.R. OFFICIAL RECORDS BOOK
- PG. PAGE
- F.A.C. FLORIDA ADMINISTRATIVE CODE

LINE TABLE		
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CURVE TABLE					
CURVE	LENGTH	RADIUS	DELTA	CHORD BEARING	CHORD
C1	39.27	25.00	90°00'00"	N44°28'14"E	35.36

Exhibit "B"
Petition to Vacate
VAC2005-00025
 [Page One of One]



SCALE: 1" = 50'



THIS IS NOT A SURVEY

106' RIGHT-OF-WAY

SENTINELA BLVD.

NOTES

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DRAWN BY: MAT

DRAWING: 50310

SCALE: 1" = 50'

**SKETCH TO ACCOMPANY
 LEGAL DESCRIPTION**

A PARCEL OF LAND LOCATED IN
 SECTION 2, TOWNSHIP 45 SOUTH, RANGE 27 EAST
 LEE COUNTY, FLORIDA

KRIS A SLOSSER P.S.M.

4650 VILLA CAPRI LN. BONITA SPRINGS

FLORIDA 34134 (239) 947-1915

ASTHER ST. E

50' RIGHT-OF-WAY

90.00' N00°31'46"W 75.00' N00°31'46"W

LOT 23
 BLOCK 2
 (PLAT BOOK 15 PAGE 187)

LOT 2
 BLOCK 2
 (PLAT BOOK 15 PAGE 187)

LOT 1
 BLOCK 2
 (PLAT BOOK 15 PAGE 187)

BLOCK 1
 (PLAT BOOK 15 PAGE 187)

POC
 (SW CORNER OF
 LOT 1, BLOCK 2)

33.0'

25.0'

25.0'

125.00'

S89°28'14"W

S89°28'14"W

N89°28'14"E

113.00'

POB

94.00'

100.00'

N00°31'46"W

100.00'


N00°31'46"W

100.00'

S89°28'14"W

100.00'

Exhibit "C"
Petition to Vacate
VAC2005-00025
 [Page One of One]

Real Property Information		
Account	Tax Year	Status
02-45-27-01-00002.0010	2004	PAID
Original Account	Book/Page	
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Owner		
SCHANCHINGER RUDOLF + CAROLINE		
Physical Address	Mailing Address	
913 ASTHER ST E LEHIGH ACRES FL 33936	605 ROBERTS AVE LEHIGH ACRES FL 33972 USA	
Legal Description		
LEHIGH ACRES UNIT 1 BLK 2 PB 15 PG 187 LOT 1		
Outstanding Balance as of 6/30/2005		\$0.00

Return to: Sharon Tice
Name: P.O. Box 1508
Address: Lehigh Acres, FL 33970
This Instrument Prepared By Sharon T. Tice



INSTR # 6520635
OR BK 04491 Pg 8866; (1pg)
RECORDED 11/12/2004 01:03:34 PM
CHARLIE GREEN, CLERK OF COURT
LEE COUNTY, FLORIDA
RECORDING FEE 10.00
DEED DOC 210.00
DEPUTY CLERK M Kortright

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

Property Appraisers Parcel I.D. (Folio) Number(s):

02-45-27-01-00002, 0010 and
02-45-27-01-00002, 0020

WARRANTY DEED

This Warranty Deed Made the 21st day of Oct, 2004.

By Herbert Landertinger

hereinafter called the grantor,
whose post office address is:

P.O. Box 1508
Lehigh Acres, FL 33970

to, Rudolf + Caroline Schachinger

whose post office address is:

605 Robert Ave.
Lehigh Acres, FL 33972

hereinafter called the grantee,

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

Lehigh Acres Unit 1, Blk 2, PB 15, PG 187 Lot 1 and Lot 2
SEC. 02 Township 45 Range 27

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

TOGETHER with all the tenements, hereditaments and appurtenances thereto belonging or in anywise appertaining. To Have and to Hold, the same in fee simple forever.

And the grantor hereby covenants with said grantee that the grantor is lawfully seized of said land in fee simple; that the grantor has good right and lawful authority to sell and convey said land; that the grantor hereby fully warrants the title to said land and will defend the same against the lawful claims of all persons whomsoever; and that said land is free of all encumbrances, except taxes accruing subsequent to, reservations, restrictions and easements of record, if any.

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

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

SIGNED IN THE PRESENCE OF THE FOLLOWING WITNESSES

Salzburg, am 27. Okt. 2004

(TWO SEPARATE WITNESSES REQUIRED)

1st Witness Signature:

Printed Name:

WENZEL KOBLENZ

2nd Witness Signature:

Printed Name:

RUPERT WANDL

H. LANDERTINGER

STATE OF
COUNTY OF

The foregoing instrument was acknowledged before me this 27th day of Oct., 2004, by, H. LANDERTINGER who is/are personally known to me or who has/have produced driver license(s) as identification, and who did / did not take an oath.

My



Notary Signature
Print Name:
Serial Number

DR. HERBERT FRÜHWIRTH
ÖFFENTLICHER NOTAR
A-5010 Salzburg · Pf. 126 · Imbergstraße 3
Telefon 0662/870088 · Fax 870088-30



BOARD OF COUNTY COMMISSIONERS

Writer's Direct Dial ~~239-479-8585~~

Bob Janes
District One

July 14, 2005

Douglas R. St. Cerny
District Two

Ray Judah
District Three

Tammy Hall
District Four

John E. Albion
District Five

Donald D. Stilwell
County Manager

Diana M. Parker
County Hearing Examiner

Kathy Morgan
Land Development Services
6710 Winkler Rd. Suite 3,
Fort Myers, FL 33919

Re: **VAC2005-00025 - Petition to Vacate** a 12-foot wide Public Utility Easement centered on the common line between lots of 1 and 2, Block 2, Unit 1, Lehigh Acres, S 2, T 45S, R 27E, as recorded in Plat Book 15, Page 187, in the public records of Lee County, FL. **Less and Except** the easterly six-feet and westerly six-feet thereof.

Dear Ms. Morgan:

You have indicated that in order to build a single-family residence on the combined lots, you desire to eliminate the Public Utility Easement located between your two (2) lots. The site is located at 913 Asther St. E., Lehigh Acres. Based on a review of the information provided and our subsequent research, this office has no objection to the proposed vacation.

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

Sincerely,

DEPARTMENT OF COMMUNITY DEVELOPMENT
Development Services Division

Peter J. Eckenrode
Director

PJE/RXW

U:\200507\VAC20050.002\5\DCDLETTER.DOC

Land Development Services, Inc.

May 18, 2005

Mr. Pete Eckenrode
Director of Development Services
1500 Monroe Street
Fort Myers, Florida 33901

RE: Petition to Vacate Public Utility Easement
913 Asther Street E.
Lehigh Acres, Florida 33936
STRAP #02-45-27-01-00002.0010

Dear Mr. Eckenrode:

Attached please find three (3) copies of the following:

1. Written description of easement to be vacated;
2. Sketch showing easement to be vacated;
3. Proof of paid taxes;
4. Recorded Plat;
5. Recorded warranty deed;
6. GIS map
7. Aerial photo;
8. Letters of no objection from utility providers.

Also enclosed is one signed original petition to vacate, and an application fee check for \$300.00.

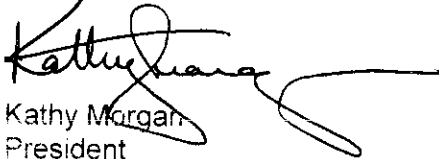
The owners are requesting approval to vacate the 12 foot wide utility easement between lots 1 and 2, Block 2, Unit 1, Lehigh Estates, Section 02, Township 45 South, Range 27 East, Lehigh Acres, according to the map or plat thereof recorded in plat book 15, page 187, public records of Lee County, Florida, less and except the east 6 feet and west 6 feet thereof.

The owners wish to combine the two lots in order to accommodate future development of a single project.

Should additional information be required or if you have any questions regarding this submittal, please call me.

Sincerely,

LAND DEVELOPMENT SERVICES, INC


Kathy Morgan
President



Lee County Electric Cooperative, Inc.
Post Office Box 3455
North Fort Myers, FL 33918-3455
(239) 995-2121 • FAX (239) 995-7904
www.lcec.net • www.iline.com

April 5, 2005

Ms. Kathy Morgan
Land Development Services, Inc.
6710 Winkler Road, Suite 3
Fort Myers, FL 33919

Re: 913 Asther Street E, Lehigh Acres, Florida
Strap # 02-45-27-01-00002.0010

Dear Ms. Morgan:

LCEC does not object to vacation of the interior easement on the above referenced parcel as indicated on the attached sketch **LESS AND EXCEPT** the Easterly 6 feet and Westerly 6 feet thereof. It is our understanding that the 6-foot perimeter easement of the combined site will remain intact.

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

Sincerely,

A handwritten signature in cursive script that reads 'Sandra McIver'.

Sandra McIver
Real Property Representative

Attachment



Customer Service Operations
Post Office Box 1530
Lakeland, Florida 33975-4613

April 26, 2005

Kathy Morgan
Land Development Services
6710 Winkler Road, Suite 3
Fort Myers, Florida 33919

Re: Vacation of Public Utility Easement:
A 12 foot wide strip of land lying 6 feet each side of the common line between lots 1 and 2,
Block 2, Unit 1, Section 02, Township 45 South, Range 27 East, in Lehigh Acres,
as recorded in Plat Book 15 Page 187 of the Lee County Public Records.

Dear : Ms. Morgan,

Sprint-Florida Incorporated has reviewed the document for the above referenced information. Based on the review, we have no objection to the vacation of a portion of a public utility easement at the Lehigh Acres location.

If you should require additional information, please contact me at 863 452-3232.

Sincerely,

A handwritten signature in cursive script that reads "Sabrina Thompson".

Sabrina Thompson
Engineer



**26930 Old US 41
Bonita Springs, FL 34135
Phone: 239-732-3805
FAX: 239-498-4483**

March 31, 2005

Land Development Services, Inc
C/O Kathy Morgan
6710 Winkler Rd #3
Ft Myers, Fl 33919

Re: Lots 1 and 2, Block 2, Unit 1 Lehigh Acres, as recorded in Plat Book 15, Page
187 of Public records of Lee County
Vacate Right-of-Way and/or Utility Easement

Dear Kathy Morgan,

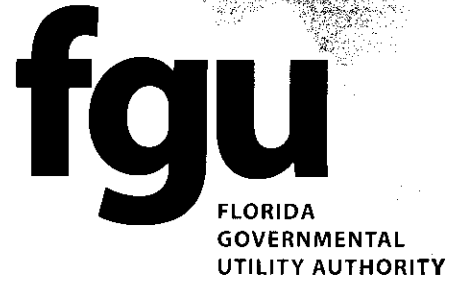
This letter will serve to inform you that Comcast has no objection to your proposed vacation of Right-of-way and/or Utility easement of the above referenced location.

Should you require additional information or assistance, please feel free to contact me here at 732-3805.

Cordially,

A handwritten signature in black ink, appearing to read "Mark Cook".

Mark Cook
Design/Drafting Coordinator



May 17, 2005

Kathy Morgan
Land Development Services, Inc.
6710 Winkler Road, Suite 3
Fort Myers, FL 33919

RE: Vacation of Easement request from Rudolf and Caroline Schanchinger for Lots 1 and 2, Block 2, Unit 1 of Lehigh Acres, Florida, as recorded in Plat Book 15, page 187, of the Official Records of Lee County, Florida.

LEA ANN THOMAS, CHAIR
Polk County

RICHARD W. WESCH
Citrus County

ROBERT NANNI
Osceola County

Dear Ms. Morgan:

The FGUA has determined that it does not presently hold any property rights over the property identified above other than the easement included in the plat reservation. It has also been determined that the FGUA has no current utilities in the utility easement, nor has any foreseeable need for utility placement in the easement to be vacated. Therefore, the request for vacation of easement as depicted in the sketch attached to your request and identified below is hereby approved.

The vacation of easement was requested from Rudolf and Caroline Schanchinger for the 12 foot wide public utility easement between Lots 1 and 2, Block 2, Unit 1 of Lehigh Acres, Florida, as recorded in Plat Book 15, page 187, of the Official Records of Lee County, Florida.

Should you have any further questions in this matter, please do not hesitate to contact me at 407-629-6900.

Sincerely,

Florida Governmental Utility Authority

A handwritten signature in black ink that reads "Charles L. Sweat". The signature is written in a cursive style with a horizontal line extending from the end.

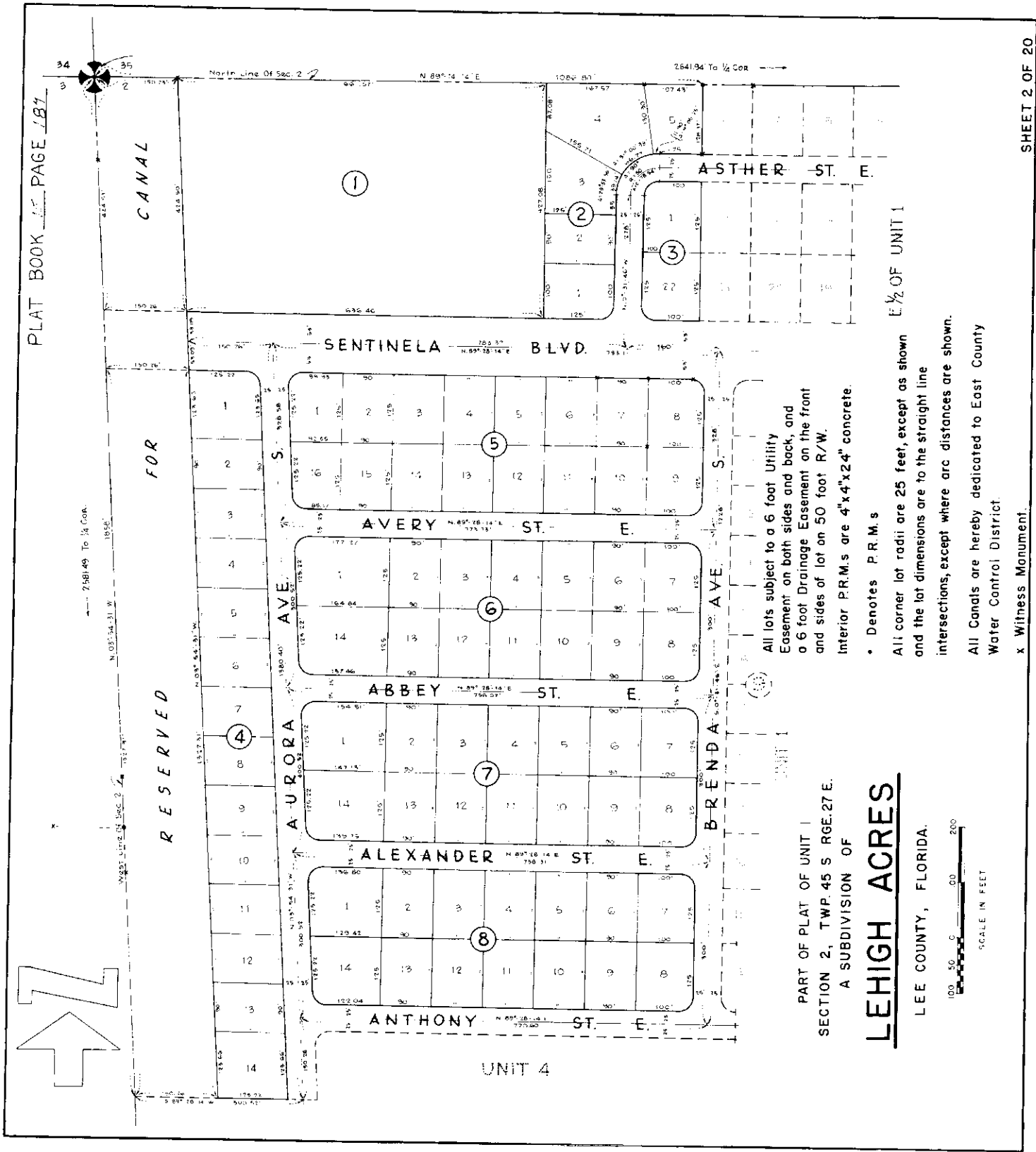
Charles L. Sweat
Director of Operations

CLS/jdk

FGUA OPERATIONS OFFICE

Government Services Group, Inc.
Protegrity Plaza, Suite 203
280 Wekiva Springs Road
Longwood FL 32779

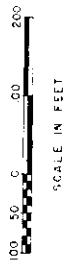
877/552-3482 Toll Free
407/629-6900 Tel
407/629-6963 Fax



PART OF PLAT OF UNIT 1
 SECTION 2, TWP. 45 S RGE. 27 E.
 A SUBDIVISION OF

LEHIGH ACRES

LEE COUNTY, FLORIDA.



E 1/2 OF UNIT 1

All lots subject to a 6 foot Utility Easement on both sides and back, and a 6 foot Drainage Easement on the front and sides of lot on 50 foot R/W. Interior P.R.M.s are 4" x 4" x 24" concrete.

* Denotes P.R.M.s

All corner lot radii are 25 feet, except as shown and the lot dimensions are to the straight line intersections, except where arc distances are shown.

All Canals are hereby dedicated to East County Water Control District x Witness Monument.

