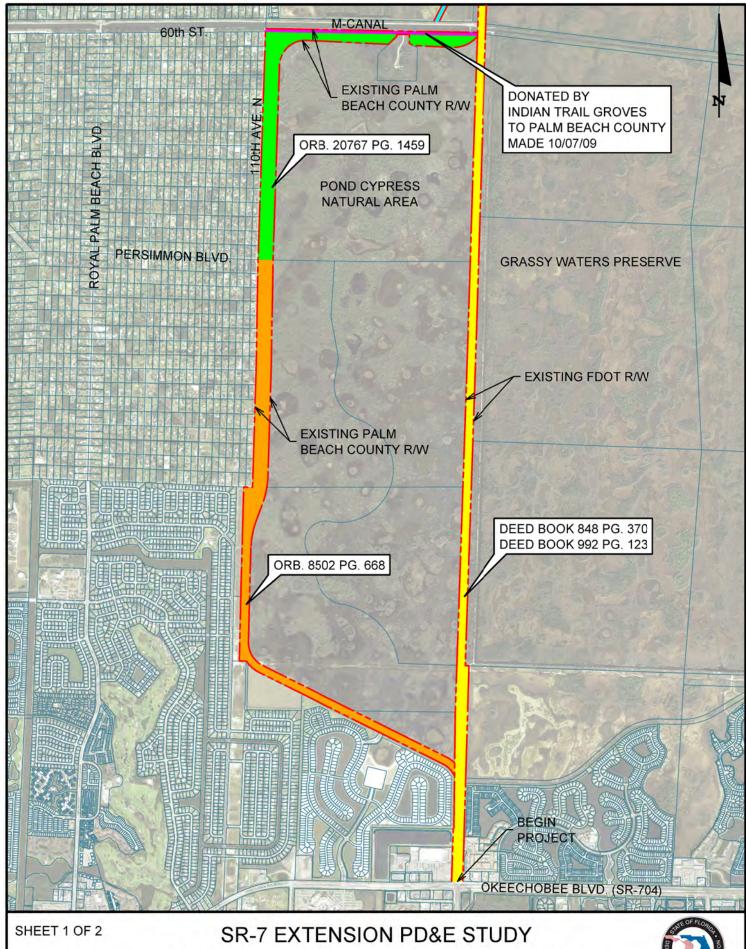
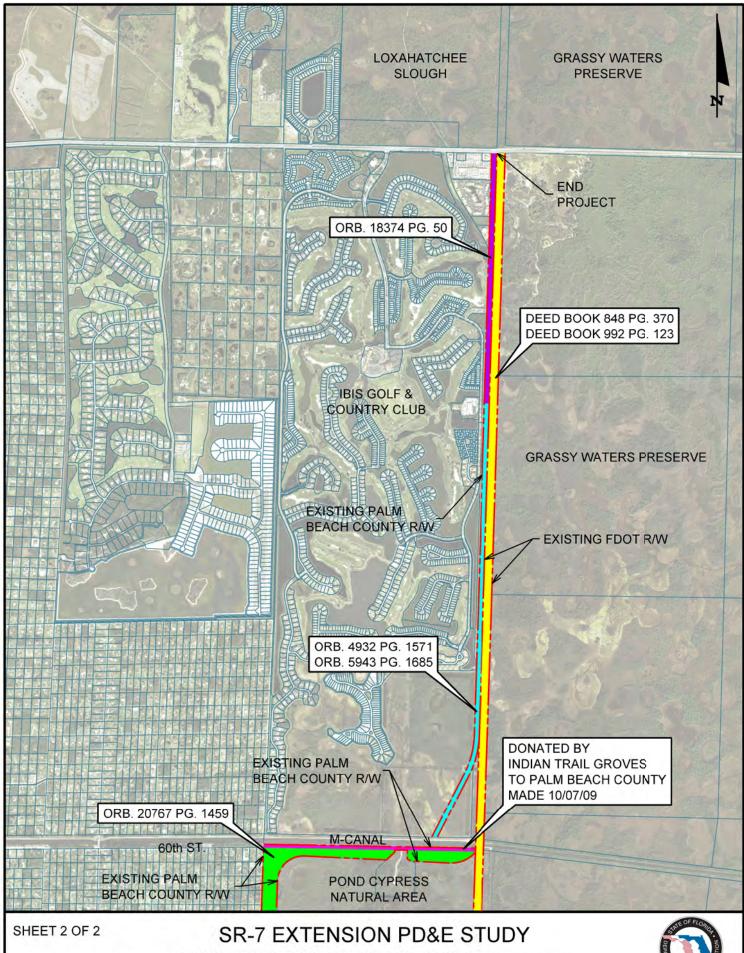
APPENDIX H: EXISTING RIGHT OF WAY OWNERSHIP	



FM# 229664-2-22-01

EXISTING RIGHT-OF-WAY OWNERSHIP





EXISTING RIGHT-OF-WAY OWNERSHIP



CRD NO.\_1

ROAD Range Line S.R. 7, Sec. 9327

# RIGHT-OF-WAY DEED

THIS INDENTURE Made this 2nd	day of June	A. D. 1948
between Tucson Corporation		

a corporation organized and existing under the laws of the State of Florida having its principal place of business in the City of Palm Beach, County of Palm Beach, State of Florida, as party of the first part, and COUNTY OF PALM BEACH, IN THE STATE OF FLORIDA, as party of the second part.

WITNESSETH, that the party of the first part, for and in consideration of the sum of One Dollar and other valuable considerations paid, receipt of which is hereby acknowledged, does hereby grant, remise, release, quit claim and convey unto the party of the second part, its successors and assigns forever the following described land, situate, lying and being in the County of Palm Beach, State of Florida, to-wit:

A strip of land across the Mast end of:

Tract 6 of Block 9 of Palm Beach Farms Company Subdivision,
Plat 3, according to plat recorded in Plat Book at page 46,
Palm Beach County Public Records,
said strip being 100.73 feet wide at the South end and 94.59 feet
wide at the North end, containing 2.94 acres, more or less,

# also,

A strip of land across the East side of Section 24, Township 43 South, Range 41 East, said strip being 98.73 feet wide at the South end and 200 feet wide at the North end,

#### also,

The East 200 feet of Section 13, Township 43 South, Range 41 East,

#### also,

The East 200 feet of Section 12, Township 43 South, Range 41 East,

## also,

The East 200 feet of Section 1, Township 43 South, Range 41 East,

# also,

A strip of land across the Wec and of Tract 1, of Block 1, Palm Beach Farms Company Subdivision, Plat 9, as recorded in Plat Book 5 at page 58 of the Public Records of Palm Beach County, Florids, said strip of land being 75.69 feet wide along the South boundary of Tract 1 and 78.05 feet wide along the North boundary of said Tract 1, containing 2.71 acres, more or less

### alsc,

That portion of: Falm Beach Farms Company Plat No. 3, Section 36, Township 43 South, Bange 41 East more particularly described ass Commencing at a point where the range line between Range 41 East and Range 42 East intersects the centerline of State Road No. 80, thence West along the said centerline of said State Road 80, 125 feet more or less, thence North 1 degrae 56 min., 21 sec., East 50 feet to the Point of Beginning, thence North 88 deg. 12 min. 43 sec. West along the North right of my line of said State Road 80, 500 feet to a point, thence Northerly on a curve to the left having a radius of 500 feet an arc distance of 768.77 feet more or less to a point thence South I day. 56 min. 21 sec. West 500 feet to the Beint of Reginning. Excepting therefree, that pertion of land dedicated for a 50 feet read according to a plat recorded in Plat Book 2, page 46, Palm Beach County Public Records and Emerging Sise any pertion lying in Trust 11, Block 2, Palm Beach County Public Records.

This deed is made for the purpose of giving and granting to the party of the second part, its successors, legal representatives and assigns, a right-of-way and easement in and to said lands for public highway purposes; and is made, executed and delivered with the express understanding and condition that should the same ever be discontinued or abandoned as a public highway the title to the same shall thereupon revert to and revest in the party\_ of the first part\_its\_\_\_\_ Legal representatives \_\_\_\_or assigns.

TO HAVE AND TO HOLD THE SAME, together with all and singular the appurtenances thereto belonging or in anywise incident or appertaining, and all the estate, right, title, interest, and claim whatsoever of the party of the first part, in law or in equity, to the only proper use, benefit and behoof of the said party of the second part, its successors and assigns.

IN WITNESS WHEREOF, the party of the first part has caused these presents to be duly

executed in its name by its	President, and its corporate seal to be hereto af-
fixed, attested by its Secret	ary, the date first above written.
Signed, sealed and delivered in the presence of:  (CORPORATE SEAL)  STATE OF FLOTIda	TUCSON CORPORATION  BY: HOW (C) O (C)  ITS PRESIDENT  ATTEST: 2 2 2 2 2 2 2 2 2 2 2 2 2 2 2 2 2 2 2
COUNTY OF Paim Beach	
Before me personally appeared He and Sidney R. Dryden known to me to be the Presiden respectively of Tucson Corporation	to me well known and
the corporation named in the foregoing instrument officers of said corporation, executed the same; and Sidney R. Dryden auxiliarist acknowledge before me that said instrument is the corporation of the co	nt, and known to me to be the persons who as such and then and there the said
	Bondad (7 Co. of N. Y

in the office of the Clerk of the Ch FILED FOR RECORD Purm 1-D Sevices

Corporation

8RD NO. 34	
SECTION 9327	
STATE ROAD 7	
Palm Beach	COUNTY

# **QUIT CLAIM DEED**

THIS INDENTURE Made this 

day of 

day of 

between 

Palm Beach County, a political subdivision of the State of 

Florida, a political subdivision of the State of Florida, 

Exceptation organized and existing under the laws of the State of Florida , having its 

principal place of business in the City of Nest Falm Beach County of Palm Beach State of Florida , as party of the first part, and THE STATE OF FLORIDA, as party of the second part.

WITNESSETH, that the party of the first part, for and in consideration of the sum of One Dollar and other valuable considerations paid, receipt of which is hereby acknowledged, does hereby remise, release, quit claim and convey unto the party of the second part, its successors and assigns forever the following described land, situate, lying and being in the County of Palm Beach...., State of Florida, to-wit:

A strip of land across the East end of:
Tract 6 of Block 9 of Palm Feach Farms Company Subdivision - Flat 3,
according to plat recorded in Plat Book 2 at page 46, Falm Beach
County Public Records,
said strip teing 100.73 feet wide at the South end and 94.59 fer t
wide at the North end, containing 2.94 acres, more or less,

#### also.

A strip of land across the East side of Section 24, Township 43 South, Range 41 East, said strip being 98.73 feet wide at the South end and 200 feet wide at the North end,

#### also.

The East 200 feet of Section 13, Township 43 South, Range 41 East,

# also,

The East 200 feet of Sectio . Township 43 South, Range 41 East,

# also,

The East 200 feet of Section 1, Township 43 South, Range 41 East,

#### also,

A strip of land across the Vest end of Tract 1, of Block 1, Palm Beach Farms Company Subdivision, Plat 9, as recorded in F1 t Bock 5 at page 58 of the Putlic Records of Falm Beach County, Florida, said strip of land being 75.69 feet wide along the Bouth Loundary of said Tract 1 and 78.05 feet wide along the North boundary of said Tract 1, containing 2.71 acres, more or less.

# also,

That portion of: Palm Beach Farm Company Plat No. 3, Section 36, Township 43 South, Range 41 East, more particularly described as: Commencing at a point where the range line between Range 41 East and lange 42 East intersects the centerline of State Road 80, thence West along the said centerline of said State Road 80, 125 feet, more or less, thence North 1 deg. 56 min. 21 sec. East, 50 feet to the Point of Beginning; thence North 88 deg. 12 min. 43 sec. West along the North right of way line of said State Road 80, 500 feet to a point, thence Northerly on a curve to the left having a radius of 500 feet an arc distance of 768.77 feet, more or less, to a point, thence South 1 deg. 56 min. 21 sec. West 500 feet to the Point of Beginning. Excepting therefrom, that portion of land dedicated Beginning. Excepting therefrom, that portion of land dedicated for a 30 foot road according to a plat recorded in Plat Book 2, for a 30 foot road according to a plat recorded in Plat Book 2, page 46, Palm Beach County Public Records and excepting also any page 46, Palm Beach County Public Records, as recorded in Plat Book 2 at Page 46, Palm Beach County Public Records, as recorded in Plat Book 2 at Page 46, Palm Beach County Public Records,



#### also.

The East 200 feet of Section 36, Township 42 South, Range 41 East,

#### also,

The East 200 feet of Section 25, Township 42 South, Range 41 East,

## also,

The East 200 feet of Section 24, Township 42 South, Range 41 East, also.

The East 200 feet of that portion of Section 13, Township 42 South, Range 41 East, which lies South of Kelsey City West Road,

#### also.

The East 200 feet of that portion of Section 12, Township 42 South, Range 41 East, which lies South of the Seaboard Airline Railroad Right-of-way,

#### also,

The East 200 feet of that portion of Section 13, Township 42 South, Range 41 East, which lies North of Kelsey City West Road,

#### also,

That portion of: Tract 5 of Block 9, Palm Beach Farms Flat No. 3, according to plat recorded in Plat Book 2, at page 46 of Falm Beach County Public Records, lying West of and within 125 feet of the survey line of State Road 7 (formerly designated State Road 199), Section 9327, being a strip of land across the East side of said Tract 5 and being 94.47 feet wide along the South boundary and 88.31 feet wide along the North boundary of said Tract 5, containing 2.774 acres, more or less,

#### also,

That portion of: Tract 1, of block 9, Palm Beach Farms Plat No. 3, according to plat recorded in Plat Book 2 at page 46 of Palm Beach County Public Records, lyir West of and within 125 feet of the survey line of State Road 'Formerly designated State Road 199), Section 9327, being a strip of land across the East side of said Tract 1 and being 88.07 feet wide along the South boundary and 83.33 feet wide along the Korth boundary of said Tract 1.

# also,

The East 100.87 feet of that portion of Tract 11, Block 9, Palm Beach Farms Company Plat No. 3, as recorded in Plat Book 2, at page 46, Palm beach County Futlic Records, which lies North of the West Falm Beach Canal,

## also,

A strip of land along the West edge of Tracts 13 and 8 of Block 1, Falm Beach Farms Company Flat No. 3, as redorded in Flat Book 2 at page 46, Falm Beach County Public Records; said strip of land being 7.47 feet in width at the South boundary of said Tract 13, 8.60 feet in width at the North boundary of Tract 13 and the South boundary of said Tract 8 and 9.73 feet in width at the North boundary of said Tract 8,

### also,

A strip of land along the West edge of Tract 7, Block 1, Palm Beach Farms Company Plat No. 3, as recorded in Plat Book 2 at page 46, Palm Beach County Public Records; said strip of land being 9.78 feet in

width at the South boundary of said Tract 7 and 12.03 feet in width at the North boundary of said Tract 7,

# also,

A strip of land along the West edge of Tract 2 of Block 1, Palm Beach Farms Company Plat No. 3, as recorded in Plat Book 2 at page 46, Palm Beach County Public Records; said strip of land being 12.08 feet in width at the South boundary of said Tract 2 and 14.53 feet in width at the North boundary of said Tract 2,

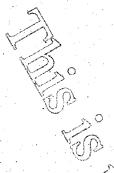
also,

A strip of land along the West edge of Tract 1 of Block 1, Palm Beach Farms Company Plat No. 3 as recorded in Plat Book 2 at page 46, Falm Beach County Public Records; said strip of land being 14.38 feet in width at the South boundary of said Tract 1 and 15.51 feet in width at the North boundary of said Tract 1,

TO HAVE AND TO HOLD THE SAME, together with all and singular the appurtenances thereto belonging or in anywise incident or appertaining, and all the estate, right, title, interest, and claim whatsoever of the party of the first part, in law or in equity, to the only proper use, benefit and behoof of the said party of the second part, its successors and assigns forever.

IN WITNESS WHEREOF, the party of the first part has caused these presents to be duly executed in its name by its Clark name. Particles, and its corporate seal to be hereto affixed, attested by its Clark Secretary, the date first above written.

Signed, sealed and delivered in the presence of:  CGRFORITE SEATE  STATE OF  COUNTY OF  Before me personally appeared.	BOARD OF COUNTY COMMISSIONERS OF PAIN FRACE COUNTY FORTH  ITS CLERK  ATTROVED:  Solution  Opening ATTROVED:  Opening ATTROVED:  Opening ATTROVED:  Opening ATTROVED:  Opening ATTROVED:  Opening ATTROVED:  Opening ATTROVED:
known to me to be the Chairman respectively of Foard of County Comm the corporation named in the foregoing instrume officers of said corporation executed the same; and the said to the county Comm	Stilla M Thomsen  Notary Public in and for the County
in the office of the Clerk of the Circuit Court for the County of Rales.  State of Florida, on the 2 day is the At 11 col.M., A.D. 19 52 and recorded in Deed Book Mon Part 2013 and the record werified.  And the record werified.  Best Herk of the Circuit Sourt County, Florida.	and State aforesaid.  My commission expires: Nov. 20-1952  STATE OF FLORIDA  STATE OF FLORIDA



THIS INSTRUMENT PREPARED BY:

JOHN F. FLANIGAN, ESQ. MOYLE, FLANIGAN, KATZ, FITZGERALD & SHEEHAN P.A. P.O. BOX 3888 WEST PALM BEACH, FLORIDA 33402

RETURN TO:

JOHN F. FLANIGAN, ESQ. MOYLE, FLANIGAN, KATZ, FITZGERALD & SHEEHAN, P.A P.O. BOX 3888 WEST PALM BEACH, FLORIDA 33402

00-41-43-13-00-000-9009 00-41-43-24-00-000-1005 Property Appraiser's Parcel Identification No.: 00-41-43-12-00-000-9009

Grantee's Tax Identification No.:

110394-8 3960B

WARRANTY DEED

MNV-14-1994 (2:19pm 94-ORB 8502 Pg

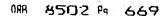
14:035:588.61 Doc

-1994 12:19pm 94-378025 088 8502 Pg 668

98,249,20

This Indenture, made this 10th day of Hovem by and between FOX PROPERTY VENTURE, a Florida foint venture, as Grantor, whose post office address is 1601 Belvedere Road, Suite 407, West Palm Beach, FL 33401, and PALM BEACH COUNTY, FLORIDA, a political subdivision of the State of Florida, as Grantee, whose post office address is 301 North Olive Avenue, West Palm Beach, Florida 33401.

Witnesseth that Grantor, for and in consideration of the sum of Ten Dollars (\$10.00), and other good and valuable consideration



to Grantor in hand paid by Grantee, the receipt whereof is hereby acknowledged, has granted, bargained and sold to the Grantee, and Grantee's successors and assigns forever, the fee simple title to the following described and (hereinafter referred to as the "Land"), situate, lying and being in Palm Beach County, Florida, legally described as follows:

See Exhibit A hereto which is made a part hereof. ACCEPTED BY BOARD OF COUNTY COMMISSIONERS ON OCTOBER 25, 1994

- 1. Subject to those matters ("Permitted Exceptions") set forth in Exhibit B hereto which is made a part hereof.
- 2. The Grantor reserves unto itself, its successors and assigns a perpetual non-exclusive easement to convey, direct, and flow stormwater from a proposed adjacent development shown on attached Exhibit "C" (the "Development Area") over, upon and through the Land to provide a positive, legal outfall. The Grantor also reserves the right to enter upon the Land in perpetuity to perform any other maintenance functions necessary for the regulation and control of surface waters and exotic vegetation as required to meet said regulatory permit conditions.

The said Grantor does hereby fully warrant the title to said Land, and will defend the same against the lawful claims of all persons whomsoever.

In Witness Whereof, Grantor has hereunto set Grantor's hand



# 088 8502 M 670

and seal the day and year first above written.

and Sear the day and year litst a	bove wilcem.
Signed, sealed and delivered	
n our presence: 🕓	FOX PROPERTY VENTURE, a Florida
As to all signatures	joint venture
	By: LAND DEVELOPMENT
	ASSOCIATES LTD., a
	Florida Limited Partnership
(1) Silve J Britan	
(1) Cult (RUTO(V)	By: W.A.M. MANAGEMENT, INC., a
32	general partner
PETER L BRETON	2 alb
Typed or printed name	William A. Meyer, President
Typed or princed name	William A. Meyel, Flesident
•	AND
	BY LAND DEVELOPMENT
	ASSOCIATES II, LTD., a
	Florida limited partnership
(2) 1(.C.+)	BY: W.A.M. MANAGEMENT, INC., a
(*/	general partner A
12 se HERNOG	To the state of th
	Ву:
Typed or printed name	William A. Meyer, President
$\mathbf{c}$	(SORPORATE SEAL)
	(COMPORATE SEAL)
STATE OF FLORIDA	and the second second
COUNTY OF PALM BEACH	
	Lat 1
The /toregoing instrument wa	s acknowledged before me this $\cancel{0}$
day of $1/10/1100$ , 1994, by	William A. Meyer as President of
	eral partner of Land Development elopment Associates II, Ltd. as
	Venture, on behalf of the Joint
venture, and he is personally kno	wn to me or produced
Och Tightion.	
C 178724	Auto Mail Vall
EXPIRES 1896	fuce 11/w Lux

3971B/1

## EXHIBIT "A"

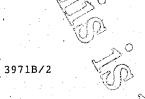
Sections 12, 13 and the East 3/4 of Section 24, Township 43 South, Range 41 East, Palm Beach County, Florida, lying West of the West Right-of-Way line for State Road 7, as described in Deed Book 992, Page 123 and lying North of the North Right-of-Way line of Okeechobee Boulevard, as described in Official Records Book 6320, Pages 1274 through 1296

LESS AND EXCEPT the following described Parcel:

Commencing at the Northeast corner of the Northeast Quarter of said Section 24, thence North 89°21'43" West along the North line of the Northeast Quarter of said Section 24, a distance of 200.00 feet to the West right-of-way line of State Road 7, as described in Deed Book 992, Pages 123 through 126, inclusive, Public Records of Palm Beach County, Florida; thence South 00°40'58" West along the said West right-of-way line of State Road 7, a distance of 2800.00 feet to the Point of Beginning of the herein described parcel; thence continue South 00°40'58" West along the said West right-of-way line of State Road 7, a distance of 1269.25 feet to the North right-of-way line of Okeechobee Boulevard, as described in Official Records Book 6320, Page 1285; thence North 88°46'44" West along the said North right-of-way line of Okeechobee Boulevard, a distance of 222.26 feet to the point of curvature of a curve concave Southerly having a radius of 11558.95 feet; thence continue Westerly along the said North right-of-way line and the arc of said curve through a central angle of 03°01'28", a distance of 610.16 feet to the point of reverse curvature of a curve concave Northwesterly having a radius of 1358.95 feet; thence Westerly along the arc of said curve through a central angle of 03°00'25", a distance of 596.13 feet to the point of tangency; thence North 88°47'47" West, a distance of 533.06 feet; thence North 01°12'13" East, departing from said North right-of-way line, a distance of 1300.68 feet; thence South 88°47'47" East, a distance of 1949.51 feet, more or less to the Point of Beginning.

ALSO LESS AND EXCEPT the following described portion of the overall Parcel:

Commencing at the Northwest corner of said Section 12; thence South 88°59'44" East along the North line of the Northwest Quarter of said Section 12, a distance of 1838.92 feet to the Point of Beginning; thence continue South 88°59'44" East along the North



line of the Northwest Quarter a distance of 801.16 feet to the Northeast corner of the said Northwest Quarter of Section 12; thence North 89°53/20 East along the North line of the Northeast Quarter of said Section 12, a distance of 2439.99 feet to the West line of the East 200 feet of said Section 12, said line being the West right-of-way line of State Road 7, as described in Deed Book 992, Page 123; thence South 01°47'45" West along the said West right-of-way line of State Road 7, a distance of 2702.09 feet; thence South 01°56'01" West along the said West right-of-way line of State Road 7, a distance of 2710.02 feet to the intersection with the North line of the Northeast Quarter of said Section 13; thence South 01°56'08" West along the said West right-of-way line of State Road 7, said line being the West line of the East 200 feet of said Section 13, a distance of 2694.44 feet; thence South 01°56'05" West along the said West right-of-way line of State Road 7, a distance of 1588.67 feet to the North line of that certain 160 foot wide Florida Power and Light Easement described in Deed Book 1011, Pages 489 through 494, Public Records of Palm Beach County, Florida; thence North 88 02 28 West along the North line of the said Florida Power and Light Easement, said North line being on the extension of the Section time between Sections 18 and 19, Township 43 South, Range 42 East being extended West through said Section 13, a distance of 1392.93 feet to a point of a curve concave Southwesterly (a radial line passing through said point bears North 83°18'16" East) having a radius of 1643.79 feet; thence Northwesterly (departing from said North line of that certain 160.00 foot wide Easement) along the arc of said curve through a central angle of 73°54'25", a distance of 2120.35 feet to the point of reverse curvature of a curve concave Northeasterly having a radius of 699.99 feet; thence Northwesterly along the arc of said curve through a central angle of 61.05.54", a distance of 746.45 feet to the point of tangency; thence North 19°30'15" West, a distance of 918.12 feet to the point of curvature of a curve concave Southeasterly, having a radius of 499.99 feet; thence Northeasterly along the arc of said curve through a central angle of 120°44'21", a distance of 1053.63 feet to the point of reverse curvature of a curve concave Westerly having a radius of 1276.74 feet; thence Northerly along the arc of said curve through a central angle of 171°19'18", a distance of 3817.62 feet to the point of reverse curvature of a curve concave Northeasterly, having a radius of 864.99 feet; thence Northwesterly along the arc of said curve through a central angle of 80°05'41", a distance of 1209.18 feet to the point of tangency; thence North 10°00'29" East, a distance of 499.07 feet; thence North 10°04'50" West, a distance of 1016.84 feet; thence North 03°36'54" East, a distance of 1335.64 feet to the Point of Beginning.

088 8502 Pa 673



# EXHIBIT "B"

# "PERMITTED EXCEPTIONS"

- 1. Right-of-Way Agreement with Florida Power and Light Company, as contained in instrument dated February 27, 1953 and recorded March 18, 1953 in Deed Book 1011, Page 489, of the Public Records of Palm Beach County, Florida. (As to Section 13).
- Notice of Administrative Proceedings as set forth in instrument recorded August 25, 1993 in Official Records Book 7856,, Page 259, of Public Records of Palm Beach County, Florida.
- 3. Notice of Adoption of Development Order as set forth in instrument recorded September 28, 1993 in Official Records Book 7904, Page 221, of the Public Records of Palm Beach County, Florida, as amended by Resolution of the Palm Beach County Board of County Commissioners on October 25, 1994.
- 4. Notice and Disclosure of Taxing Authority recorded in Official Record Book 6318, Page 1379 Public Records of Palm Beach County, Florida.

088 8502 Pa 674

3108x

EXHIBIT "C"

"DEVELOPMENT AREA"

# PARCEL 1:

A portion of the East 300 of Section 24, Township 43 South, Range 41 East, Palm Beach County, Florida, lying West of the West Right-of-Way line for State Road 7, as described in Deed Book 992, Page 123 and lying North of the North Right-of-Way line of Okeechobee Boulevard, as described in Official Records Book 6320, Pages 1274 through 1296, described as follows:

Commencing at the Northeast Corner of the Northeast Quarter of said Section 24, thence North 89°21'43" West along the North line of the Northeast Quarter of said Section 24, a distance of 200.00 feet to the West right-of-way line of State Road 7, as described in Deed Book 992, Pages 123 through 126, inclusive, Public Records of Palm Beach County, Florida: thence South 00°40'58" West along the said West right-of-way line of State Road 7, a distance of 2800.00 feet to the Point of Beginning of the herein described parcel; thence continue South 00°40'58" West along the said West right-of-way line of State Road 7, a distance of 1269.25 feet to the North right-of-way line of Okeechobee Boulevard, as described in Official Records Book 6320, Page 1285; thence North 88°46'44" West along the said North right-of-way line of Okeechobee Boulevard, a distance of 222.26 feet to the point of curvature of a curve concave Southerly having a radius of 11558.95 feet; thence continue Westerly along the said North right-of-way line and the arc of said curve through a central angle of 03°01'28", a distance of 610.16 feet to the point of reverse curvature of a curve concave Northwesterly having a radius of 11358.95 feet; thence Westerly along the arc of said curve through a central angle of 03°00'25", a distance of 596.13 feet to the point of tangency; thence North 88°47'47" West, a distance of 533.06 feet; thence North 01°12'13" East, departing from said North right-of-way line, a distance of 1300.68 feet; thence South 88°47'47" East, a distance of 1949.51 feet, more or less to the Point of Beginning.

# LESS AND EXCEPT:

A strip of land for road right-of-way purposes located in Section 24, Township 43 South, Range 41 East, Palm Beach County, Florida, being more particularly described as follows:

Commence at the Southeast corner of said Section 24, thence North 88°48'13" West along the South line of the Southeast one quarter of said Section 24 a distance of 98.73 feet to the West right-of-way line of State Road 7, as described in Deed Book 992,

Page 123, thence North 00°40'58" East along the said West right-of-way line of State Road 7, a distance of 1337.52 feet to the North right-of-way line of Okeechobee Boulevard as described in Official Records Book 6320, Page 1274, and the point of beginning of the hetein described parcel, thence continue North 00°40'58" East along the said West right-of-way line of State Road 7, a distance of 1269.25 feet, thence North 88°47'47" West on a line which is parallel with the centerline of a 106 foot right-of-way for Okeechobee Road as recorded in Road Book 4, Page 23, a distance of 16.42 feet, thence South 01°38'49" West along a line which is 264 feet West of and parallel with the East right-of-way line of State Road 7, which is described in Deed Book 842, Page 548, a distance of 1269.22 feet to the North right-of-way line of Okeechobee Boulevard as described in Official Records Book 6320, Page 1274, thence South 88°46'45" East along the said North right-of-way line of Okeechobee Boulevard for a distance of 37.79 feet to the Point of Beginning.

## PARCEL 2:

A parcel of land lying in the East three quarters (E 3/4) of Section 24, Township 43 South, Range 41 East, Palm Beach County, Florida, said parcel being more particularly described as follows:

Commencing at the Southeast corner of said Section 24, run (bearings cited herein are in a meridian assuming North 88°48'12" West along the South line of the Southeast quarter (SE 1/4) of said Section 24) North 88°48'12" West along the said South line of the Southeast quarter (SE 1/4) of Section 24 a distance of 98.73 feet, more or less, to the Point of Beginning; thence continue North 88°48'12" West, along said South line (a distance of 1658.50 feet, more or less, to a point 853.43 feet East of, as measured along said South line, the Southwest corner of the Southeast quarter (SE 1/4) of said Section 24; thence North 02°00'30" East, departing said South line a distance of 1106.31 feet, more or less, to a point 2164.41 feet East of the West Time of the East three quarters (E 3/4) of said Section 24, as measured along the South right-of-way line of Okeechobee Boulevard, as recorded in Official Records Book 6320, Page 1274, Public Records of Palm Beach County, Florida; thence South 88°47'46" East, along the said South right-of-way line a distance of 205.43 feet to the point of curvature of a curve concave Northwesterly having a radius of 11559.16 feet; thence continue Easterly along said South right-of-way line and along the arc of said curve through a central angle of 03°00'25", a distance of 606.64 feet to the point of reverse curvture of a curve concave Southerly having a radius of 11359.16 feet; thence Easterly continuing along the said South right-of-way line and along the arc of said curve through a central angle of 03°01'28, a distance of 599.61 feet to the point of tangency; thence South 88°46'43" East, continuing along the said South right-of-way line, a distance of 221.50 feet, more or less, to a point in the Westerly line of a strip of land for State

. Name

by Annepisers Parcel Identification (Folio) Number(s):

INHOTHY H. WILKEN. CLERK PE COUNTY, FL

Road No. 7 as described in Deed Book 992 at Pages 123 through 126, inclusive, Public Records of Palm Beach County, Florida, said strip of land lying across the East side of all of said Section 24 and being 98.73 feet wide at the South end and 200.00 feet wide at the North end; thence South 00°40'57" West departing from said South right-of-way line and along the said Westerly line of the strip of land for State Road No. 7, a distance of 1137.53 feet, more or less, to the Point of Beginning.



PREPARED BY AND RETURN TO:
TRIPP D. CIOCI, REAL ESTATE SPECIALIST
PALM BEACH COUNTY
PROPERTY & REAL ESTATE MANAGEMENT DIVISION
3200 BELVEDERE ROAD, BUILDING 1169
WEST PALM BEACH, FLORIDA 33406-1544

A portion of PCN: 00-41-43-01-00-000-1010

CFN 20060491760
OR BK 20767 PG 1459
RECORDED 08/23/2006 13:59:16
Palm Beach County, Florida
AMT 10.00
Doc Stamp 0.70
Sharon R. Bock, CLERK & COMPTROLLER
Pgs 1459 - 1464; (6pgs)

# SPECIAL WARRANTY DEED

THIS SPECIAL WARRANTY DEED executed as of the <u>ZZ</u> day of August , 2006 by MINTO COMMUNITIES, LLC, a Florida limited liability company, ("Grantor") whose mailing address is 4400 West Sample Road, Suite 200, Coconut Creek, Florida 33073, to PALM BEACH COUNTY, a political subdivision of the State of Florida, ("Grantee") whose mailing address is 301 North Olive Avenue, West Palm Beach, Florida 33401-4791.

# WITNESSETH:

That Grantor, for and in consideration of the sum of Ten (\$10.00) Dollars and other good and valuable consideration to Grantor in hand paid by Grantee, the receipt and sufficiency of which is hereby acknowledged, by these presents does grant, bargain, sell, alien, remise, release, convey and confirm unto Grantee those certain lands situate, lying and being in Palm Beach County, State of Florida, described as follows (the "Property"):

# See Exhibit "A" and Exhibit "B" attached hereto and made a part hereof

Together with all tenements, hereditaments and appurtenances thereto belonging or in anywise appertaining, and the reversion or reversions, remainder or remainders, rents, issues and profits thereof.

And Grantor hereby covenants with said Grantee that it is lawfully seized of the Property in fee simple; that it has good right and lawful authority to sell and convey the Property; that the lands conveyed hereby are free from all encumbrances except those set forth on **Exhibit "C"** attached hereto and made a part hereof; that it hereby fully warrants the title to the Property and will defend the same against the lawful claims of all persons claiming by, through or under said Grantor, but against none other.

Page 1 of 2



IN WITNESS WHEREOF, Grantor has executed this Special Warranty Deed as of the day and year first above written.

Signed, sealed, and delivered in the p	presence of:
(Witness Signature) Tohn Correct	Grantor: MINTO COMMUNITIES, LLC, a Florida limited liability company
(Witness Name Printed)	By: Si Ungel
(Witness Signature)	Name: Craig Sillnger Its: Sr V, P.
(Witness Name Printed)	
COUNTY OF PALM BEACH	
Communities, LLC, a Florida limite company. He is ( ) personal	
(Official Notary Seal)	notary Public, State of Florida
HARRY BINNIE  MOTARY PUBLIC - STATE OF FLORIC  COMMISSION #DD153548  EXPIRES 9/25/2006  BONDED THRU 1-888-NOTARY1	(Type, print or stamp name) My Commission Expires: Commission Number:
APPROVED BY THE PALM BEAC BOARD OF COUNTY COMMISSION: November 16, 2004 RESOLUTION NO: R2004-2412	
James Brilio	
County Attorney or Designee	
G:\TCIOC\SECTION I\CLOSING DOCUMENTS\SPECIAL WARRANTY I	DEED ROW PARCELS JB APPROVED.DOC

# LEGAL DESCRIPTION

A PARCEL OF LAND IN SECTION 1, TOWNSHIP 43 SOUTH, RANGE 41 EAST, PALM BEACH COUNTY, FLORIDA, MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGIN AT THE SOUTHWEST CORNER OF SAID SECTION 1; THENCE ALONG THE WEST LINE OF THE SOUTHWEST QUARTER OF SAID SECTION 1, NO1°52'09"E FOR 2726.67 FEET TO THE WEST QUARTER CORNER OF SAID SECTION 1;

THENCE ALONG THE WEST LINE OF THE NORTHWEST QUARTER OF SAID SECTION 7, NO1.53'03"E FOR 2726.72 FEET TO THE NORTHWEST CORNER

OF SAID SECTION 1; THENCE ALONG THE NORTH LINE OF SAID SECTION 1, S88'56'10"E FOR 2636,66 FEET TO THE NORTH QUARTER CORNER OF SAID SECTION 1; THENCE CONTINUE ALONG THE NORTH LINE OF SAID SECTION 1, S88'56'11"E\_FOR 510.63 FEET TO THE BOUNDARY OF THE AMERICAN TOWER SYSTEMS, INC. PARCEL, RECORDED IN OFFICIAL RECORD BOOK 9107, PAGE 134, OF THE PUBLIC RECORDS OF PALM BEACH COUNTY, FLORIDA; THENCE ALONG SAID BOUNDARY, SO1'03'49"W FOR 50.00 FEET; THENCE CONTINUE ALONG SAID BOUNDARY, S46°27'00"W FOR 276.04 FEET; THENCE N87"4'22" FOR 1965.74 FEET TO THE POINT OF CURVATURE OF A CURVE CONCAVE TO THE SOUTHEAST, HAVING A RADIUS OF 619.00 FEET; THENCE SOUTHWESTERLY, ALONG SAID CURVE TO THE LEFT, THROUGH A CENTRAL ANGLE OF 90°52'35" FOR 981.79 FEET TO A POINT OF TANGENCY ON A LINE LYING 360.00 FEET EAST OF, AND PARALLEL WITH, THE SAID WEST

THENCE ALONG SAID PARALLEL LINE, S01'53'03"W FOR 1936.22 FEET TO A LINE LYING 360.00 FEET EAST OF. AND PARALLEL WITH, THE SAID WEST LINE OF THE SOUTHWEST QUARTER OF SECTION 1;

THENCE ALONG SAID PARALLEL THE, SO1°52'09"W FOR 2721.18 FEET TO THE SOUTH LINE OF SAID SECTION 1;

THENCE ALONG SAID SOUTH LINE, N88'59'44"W FOR 360.04 FEET TO THE POINT OF BEGINNING.

CONTAINING 59.91 ACRES, MORE OR LESS.

LINE OF THE NORTHWEST QUARTER OF SECTION 1;

THE DESCRIPTION SKETCH AND THE DESCRIPTION TEXT COMPRISE THE COMPLETE LEGAL DESCRIPTION. THE LEGAL DESCRIPTION IS NOT VALID UNLESS BOTH ACCOMPANY EACH OTHER. REPRODUCTIONS OF THIS DOCUMENT ARE NOT VALID

WITHOUT THE ORIGINAL SIGNATURE AND THE ORIGINAL RAISED SEAL OF THE FLORIDA LICENSED SURVEYOR AND MAPPER NOTED HEREON.

# **ABBREVIATIONS**

P.O.B.— POINT OF BEGINNING P.O.C.— POINT OF COMMENCEMENT R/W - RIGHT-OF-WAY P.B.- PLAT BOOK O.R.B.- OFFICIAL RECORD BOOK D.B.- DEED BOOK

R - RADIUS

Δ - CENTRAL ANGLE

A - ARC LENGTH

JOHN E. PHILLIPS III PROFESSIONAL LAND SURVEYOR STATE OF FLORIDA NO. 4826 DATE: 10/12/04

PARCEL 6-WEST

& PHILLIPS, INC.

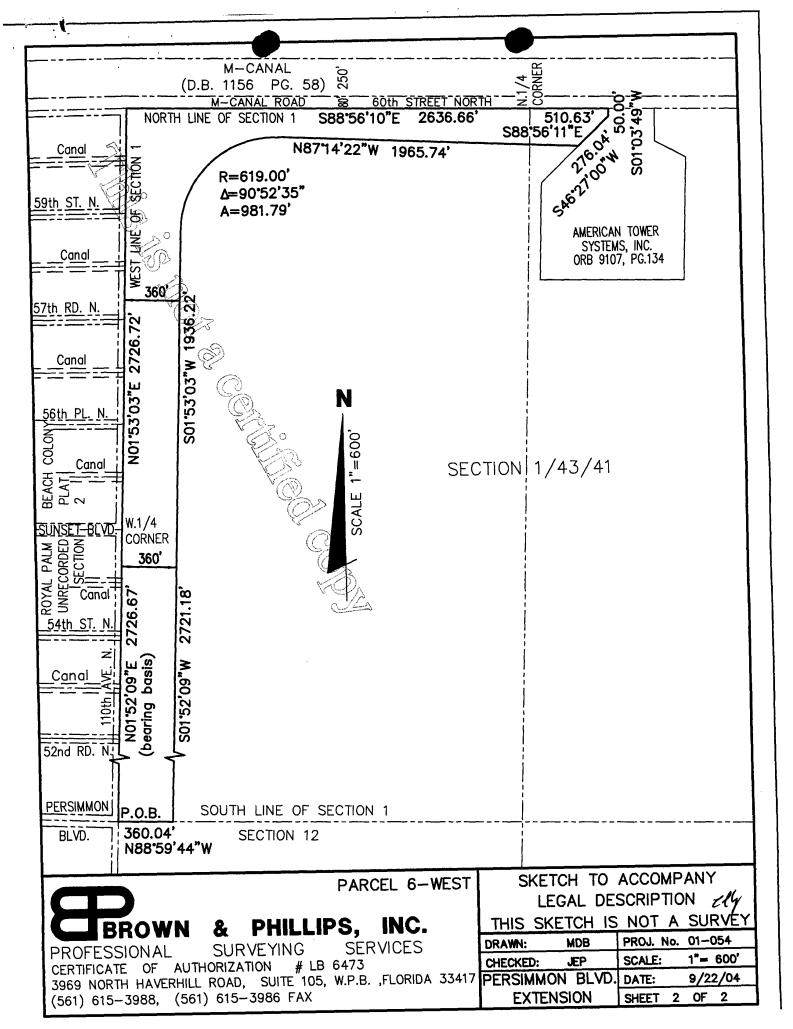
PROFESSIONAL SURVEYING SERVICES CERTIFICATE OF AUTHORIZATION # LB 6473 3969 NORTH HAVERHILL ROAD, SUITE 105, W.P.B. ,FLORIDA 33417 PERSIMMON BLVD. DATE: (561) 615-3988, (561) 615-3986 FAX

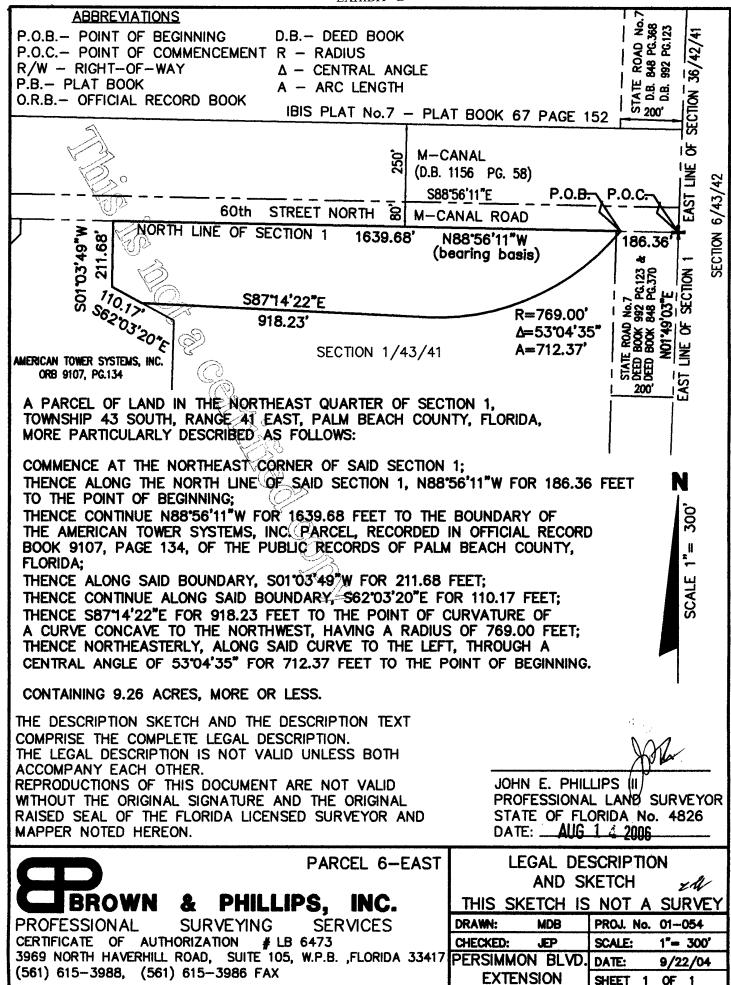
LEGAL DESCRIPTION

egy MDB DRAWN: PROJ. No. 01-054 CHECKED: **JEP** SCALE: 9/22/04 **EXTENSION** 

SHEET 1

OF





# **EXHIBIT "C"**

# PERMITTED EXCEPTIONS

Zoning restrictions and prohibitions imposed by governmental authority.

2. Agreement dated August 24, 2004 by and between Palm Beach County, a political subdivision of the State of Florida and the Village of Royal Palm Beach, a municipal corporation created under the laws of the State of Florida, recorded in Official Records Book 17664, Page 583, of the Public Records of Palm Beach County, Florida.

My



# Department of Engineering and Public Works

P.O. Box 21229 West Palm Beach, FL 33416-1229 (561) 684-4000 www.pbcgov.com

# Palm Beach County Board of County Commissioners

Jeff Koons, Chairman
Burt Aaronson, Vice Chairman
Karen T. Marcus
Shelley Vana
Steven L. Abrams

Jess R. Santamaria Priscilla A. Taylor

**County Administrator** 

Robert Weisman



"An Equal Opportunity Affirmative Action Employer"

# Donation of Property to Palm Beach County, Florida

Charles Walsey, Director Indian Trail Groves, L.P. 3725 South Ocean Drive # 707 Hollywood, FL 33019

STATE ROAD NO.: 7

COUNTY: Palm Beach
INTEREST CONVEYED: Fee Simple

This is to advise that the undersigned, as owner of the property or property interests referenced above and as shown on the attached sketch, desires to make a voluntary donation of said property or property interests to Palm Beach County, Florida (County) for the use and benefit of the County. The sketch and legal description are attached hereto as Exhibit A.

The undersigned hereby acknowledges that he/she has been fully advised by a County representative of his/her right to have the referenced property or property interests appraised, to accompany the appraiser during the appraisal inspection of the property, to receive full compensation for the above referenced property, and to receive reimbursement for reasonable fees and costs incurred, if any. Having been fully informed of the above rights, I hereby waive those rights unless otherwise noted below.

Type or Print Property Owner's Name

3724 So Charl Jr 4707

Street Address

Hanris C. a

HOLYWOOD FL 33019
City, State, Zip Code

10 7 09 Date

# EXHIBIT "A"

LEGAL DESCRIPTION:

A PARCEL OF LAND BEING A PORTION OF SECTION 36. TOWNSHIP 42 SOUTH. RANGE 41 EAST, WEST PALM BEACH, FLORIDA, MORE PARTICULARLY DESCRIBED AS FOLLOWS:

THE SOUTH EIGHTY (80) FEET OF SECTION 36, TOWNSHIP 42 SOUTH, RANGE 41 EAST.

LESS THE EAST 200.00 FEET FOR STATE ROAD 7 AS RECORDED IN DEED BOOK 848, PAGE 368, PUBLIC RECORDS OF PALM BEACH COUNTY, FLORIDA.

PARCEL CONTAINS 9.3161 ACRES MORE OR LESS.

NO SEARCH OF THE PUBLIC RECORDS WAS MADE BY THE SIGNING SURVEYOR.

THIS INSTRUMENT WAS PREPARED BY NORMAN J. HOWARD, P.S.M., IN THE OFFICE OF THE COUNTY ENGINEER, 160 AUSTRALIAN AVENUE, SUITE 405, WEST PALM BEACH, FLORIDA 33406.

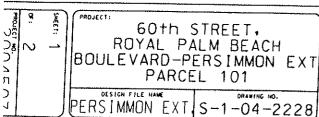
I HEREBY CERTIFY THAT THE LEGAL DESCRIPTION AND SKETCH SHOWN HEREON MEETS THE MINIMUM TECHNICAL STANDARDS SET FORTH BY THE FLORIDA BOARD OF PROFESSIONAL SURVEYORS AND MAPPERS IN 61G17-6, FLORIDA ADMINISTRATIVE CODE, PURSUANT TO SECTION 472.027, FLORIDA STATUTES.

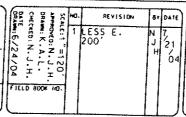
In How and

NORMAN J. HOWARD . P.S.M. FLORIDA CERTIFICATE NO. 5776 7-21-04

DATE

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



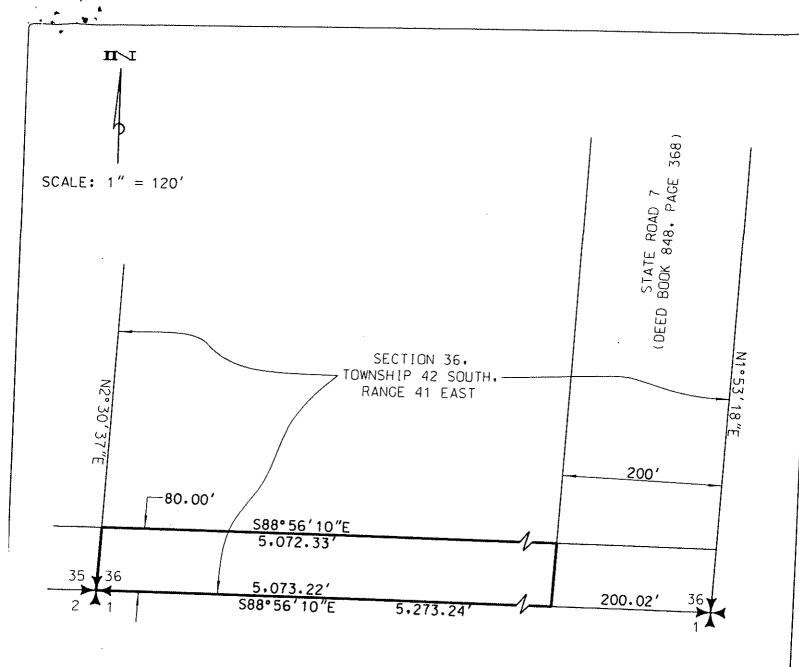




PALM BEACH COUNTY
ENGINEERING AND PUBLIC WORKS

**ENGINEERING SERVICES** 

160 AUSTRALIAN AVENUE WEST PALM BEACH, FL 33406



SECTION 1. TOWNSHIP 43 SOUTH. RANGE 41 EAST

THIS IS NOT A SURVEY

**86 171873** 

32 හ් ₹

**1986 JUL -8** 

# Corporation

# RIGHT-OF-WAY WARRANTY

, or	THIS INDENTURE Made this 8th day	of April	. 5. 1086
	between BLUE CRAB ASSOCIATES, INC	· .	A.D., 19 <u>86</u>
	Detween Side Additional And Additional Addit	···	
	a corporation existing under the laws of the St	ate of Florida	
•	and having its principal place of ousiness at		· · · · · · · · · · · · · · · · · · ·
	COUNTY, a political subdivision of the State of Flor	einafter called the gran rida, hereinafter called	ntor, to PALM BEACH the grantee.
	WITNESSETH: That the grantor, for and in Dollars and other valuable considerations, receipt who does grant, bargain, self-alien, remise, release, convey land situate in Palm Beach County, Florida, to-wit:	ereof is bereby acknow	iledned by these presents
	A parcel of land 120 0 feet in wi 36, Township 42 South, Range 41 Eas and lying westerly of the following	t.Palm Beach 🕫	ounts Planida
Figure 18	Beginning at the intersection of the 25 with the west right of way line right-of-way); thence \$\footnote{10.00} \text{May} 12^n W, line, a distance of 5408.85 feet; the right-of-way line \$\footnote{10.00} \text{18}^n W, a the point of curvature of curve radius of 2242.00 feet; thence so said curve through a central angle \$\footnote{10.00} \text{985.15 feet to the point of tange distance of \$\footnote{10.00} 161.78 feet to a point line of M-Canal and the Point of described line.	of State Road along said westence continue a distance of 25 concave to the uthwesterly alo of 25°10'35",	7 (a 200 foot t right-of-way long said west 570.19 feet to west having a ong the arc of a distance of 27002.527 M
) Je <sup>O</sup>	The westerly line of said parcel intersect the north line of M-Canal	io (pe excended i	or shortened to
9			\_\_\_\\\\\\_\_\_\_\_\_\_\_\

100

84932 P1571

This instrument prepared

Vicki Bell, Legal Assistant

Boose Casey Ciklin Lubitz Martens McBane & O'Connell 515 North Flagler Drive, 19th Floor West Palm Beach, Florida 33401

Such Beach Courty Land Bucker of 1170 PBIA (

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 it is lawfully selzed of said land in fee simple; that it has good right and lawful authority to sell and convey said land; that it 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.

IN WITHESS WHEREOF the grantor has caused these presents to be executed in its name, and its corporate seal to be hereunto affixed, by its proper officers thereunto duly authorized, the day and year first above written.

· · · · · · · · · · · · · · · · · · ·		
Signed, sealed an	$\Omega_{-}$	
in the presence of	<b>が</b>	• , •
(Signetu) e of two	witnesses required by Florida La	aut) ·
		A / \
Lenen	- Alexander	// ^ / }
<u></u>		BLUE GRAB ASSOCIATES, INC.
- Danie		BLUE VORAB ASSOCIATES, INC.
- Lines	DAMO CO	BY: 1/1 Charles have
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7/ 1	LI CAPET	Jeffrey A. Levine, Asst. SECRETARY
BUFFE J		1 -/- ==,
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CORPORATE SE	AL)	
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STATE DEN FI	$ORIDA \qquad (A O)$	•
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65 D	Name of State of Stat	
COUNTY OF P	am vocach	3
· uepeny	SERTIFICAL SPACE	> -
, nenept	CERTIFY that on this day, before	ofe me, an officer duly authorized in the State
and County afores	aid to take acknowledgments, per	Somethy appeared
· ·		
<del></del>	Jeffrey A.~	Levine
to me השפחא וואיש	to be the vyvvvvvv	
respectively on the	COLDUCATION BEAMED OF THE PROPERTY OF	the foregoing deed and that they severally
ack newledned aver	tring the second rights as grantor in	the foregoing deed and that they severally
under authorise de	orning the same in the presence of	the Jorepoing deed and that they severally f two subscribing witnesses freely and voluntarily
prider antifolity of	ly vested in them by said corpora	two subscribing witnesses freely and voluntarily ation and the seal affixed thereto is the true cor-
porate seal of said	corporation.	And age as the set of the time col-
MITAIRCO		(( ( )
WITNESS H	ny hand and official seal in the C	County and State last aforesaid this
day of Name	47	and blace dast aloresaid this _ //
day of <u>Apr</u>	<u>11</u> 1986	The state of the s
	,	
	MY COMMISSION STATE OF FLORIDA	
		The Man Man and destroy
•	SCHOED THRU GEHERAL HISURANCE UND	Man ( ) An I I
	-	- May Man
		MOTARY PUBLIC
		My Commission Expires:
STATE OF FLORIDA		N. C.
COUNTY OF PALM BE	PACE	
T UPPER	ACH	•
T HEKEB	CERTIFY thaton this da	ay, before me, an officer duly
authorized in the	State and County afore	assid to take, an officer duly
personally appear	red NICHOLAS PATCH CD	ay, before me, an officer duly esaid to take acknowledgments, known to me to be the Vice
President of the	corporation	, Allowi to me to be the Vice
executing the	corporation named as gr	known to me to be the Vice
and reliant the sam	IM THE THOUSANDS IN THE	o cubcaribina ini
and voluntarily t	ic in the bresence of tw	O SUDSCITITION WITHOUGHAS EV
200	inder authority duly	sted in him by said
and arrived the c	under authority duly ves	sted in him by said corporation
WITHER C	under authority duly ves	sted in him by said corporation
WITNESS	under authority duly ves	sted in him by said corporation

S

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aforesaid this 4th day of April, 1986.

NOTARY PUBLIC My Commission Expires:

> Notary Public, State of Florida at Large My Commission Explose OCT. 28, 1987

# TO BE EXECUTED BY AN ATTORNEY OR TITLE COMPANY to

#### AFFIDAVIT

I HEREBY CERTIFY that the following property owned by Blue Crab Associates, Inc., a Florida corporation, is free and clear of all liens, mortgages and encumbrances.

FURTHER AFFIANT SAYETH NOT.

DESCRIPTION

A parcel of land 120.0 feet in width lying in Sections 25 and 36, Township 42 South, Range 41 East, Palm Beach County, Florida, and lying westerly of the following described line:

Beginning at the intersection of the north line of said Section 25 with the west right-of-way line of State Road 7 (a 200 foot right-of-way); thence S 01°44°12" W, along said west right-of-way line, a distance of 5408.85 feet; thence continue along said west right-of-way line S 01°53'18" W, a distance of 2570.19 feet to the point of curvature of a curve concave to the west having a radius of 2242.00 feet; thence southwesterly along the arc of said curve through a central angle of 25°10'35", a distance of 985.15 feet to the point of tangency; thence S 27°03'53" W, a distance of 1161.78 feet to a point on the north right-of-way line of M-Canal and the Point of Termination of the herein described line.

STATE OF FLORIDA.
COUNTY OF PALM BEACH

I HEREBY CERTIFY that on this day before me, an officer duly authorized in the state and county aforesaid to take acknowledgments, personally appeared DENNIS R. WILSON, the above named President of Title and Research Group, Inc., a Florida corporation, and known to me to be the person who executed the foregoing instrument and he acknowledged that he executed the same as said officer of said corporation for the purposes therein expressed, and affixed the corporate seal thereto.

WITNESS my hand and official seal in the state and county last aforesaid this // day of April, 1986.

NOTARY PUBLIC

My Commission Expires:

Notary Public, State of Florida My, Commission Expires reb. 28, 1990 Bondod that Troy Jam Insurance Inc.

RECORD VERIFIED
PALM BEACH COUNTY, FLA
JOHN B. DUNKLE
CLERK CIRCUIT COURT

w/c69

JAN-23-1989 11:58am 89-019616 ORB 5943 Pc 1685

CRD NO: 84-113

Comporation

CORRECTIVE

ROAD ALT STATE ROAD 7

# RIGHT-OF-WAY WARRANTY DEED

	THIS INDENTURE Made this 20th day of January A.D., 19 89
Ł	Detween ABluecrab Associates, Inc.
•	corporation existing under the laws of the State of Florida
а	and having its principal place of pusiness at
Ĉ	COUNTY, a political subdivision of the State of Florida, hereinafter called the granter.
u	WITNESSETH: That the grantor, for and in consideration of the sum of Ten (\$10.00) collars and other valuable considerations, receipt whereof is hereby acknowledged, by these presents loss grant, bargain, self-alien, remise, release, convey and confirm unto the grantse, all that certain and situate in Palm Beach County, Florida, to-wit:
+	A parcel of land 120.0 feet in width lying in Sections 25 and 36, Township 42 South, Range 41 East, Palm Beach County, Florida, and lying Westerly of the following described line:
	Beginning at the intersection of the North line of said Section 25 with the West right-of-way line of State Road 7 (a 200 foot right-of-way); thence South 01°44'12" West along said West right-of-way line, a distance of 5408.85 feet; thence continue along said West right-of-way line, S 01°53'18" West, a distance of 2570.19 feet to the point of curvature of a curve concave to the West having a radius of 2242.00 feet; thence Southwesterly along the arc of said curve through a central angle of 25°10'35", a distance of 985.15 feet to the point of tangency; thence South 27°03'53" West, a distance of 1661.78 feet to a point on the North right-of-way line of M-Canal and the point of termination of the herein described line.
_	The westerly line of said parcel to be extended or shortened to intersect the north line of M-Canal
	THE PURPOSE OF THIS DEED IS TO CORRECT AN ERROR IN THE LAST CALL OF THE LEGAL DESCRIPTION CONTAINED IN THAT CERTAIN RIGHT-OF-WAY WARRANTY DEED DATED APRIL 8, 1986, AND RECORDED JULY 8, 1986 IN OFFICIAL RECORD BOOK 4932, PAGE 1571, PUBLIC RECORDS OF PALM BEACH COUNTY, FLORIDA, WHICH LEGAL INCORRECTLY REFERRED TO "1161.78 FEET".

Con 10.00 Doc .55

JOHN B DUNKLE, CLERK - PP COUNTY, FL

This instrument prepared

av:

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 it is lawfully selzed of said land in fee simple; that it has good right and lawful authority to sell and convey said land; that it hereby fully warrants the title to said land and will defend the same against the lawful claims of all persons who made ever; and that said land is free of all encumbrances.

IN WITNESS WHEREOF the grantor has caused these presents to be executed in its name, and its comparate seal to be hereunto affixed, by its proper officers thereunto duly authorized, the day and year first above written.

Signed, sealed a	01/2/2)				
(Signature/of/ty	yo withesses required	by Florida Law)	/		
	The By		BLUECKAB A	SSOCIATES, INC.	PUP.
St. V. F. J. Jan.				B S. Raich, Vice	PRESIDENT
			ATTEST: Qui	They A.R.o	SECRETARY SECRETARY
	(P)		Anthony	A. Raich, Asst.	_
CORPORATE S	EAL)				
STATE OF	Florida				
COUNTY OF _	Palm Beach				
; HERES	BY CERTIFY that on esaid to take acknow	this day, before	ine, an offic nally appeared	er duly authorized	in the State
Nicholas S.	Raich, Vice Preside	ent and Anthon	A. Raich,	Asst. Secretary	
well known to r	ne to be the <u>vice</u>	Presid	ent and Ass	sistant Secretar	V
xe Debberry Surce	the corporation named secuting the same in the duly vested in them to the corporation.	the presence of R	wo subscribin	n witnesses freely	and voluntarily
WITNESS	my hand and officia	il seal in the Cou	inty and Stat	e last aforesaid thi	s 20th
day of	January	, 19 <u>_89</u> ,	- √ 		
w				NOTARY PUBLIC	
			Му Сотті	ssion expires:	
(NOTORIAL SEA	L)		NOTARY NOT	OFFICIAL SEAL Robert L Crane ary Public State of Florida dy Commission Expres Docember 28, 1989	

RECORDER'S MEMO: Legibility of Writing, Typing or Printing unsatisfactory in this document when received.

RECORD VERIFIED PALM BEACH COUNTY, FLA JOHN B. DUNKLE CLERK CIRCUIT COURT

WILL CALL 10GG

This Instrument Prepared by: Clifford I. Hertz, Esq. BROAD AND CASSEL 1 North Clematis Street, Suite 500 West Palm Beach, Florida 33401

\* Record and Return To:

PALM BEACH COUNTY R/W ACQUISITION SECTION P.O. BOX 21229 WEST PALM BEACH, FL 33416

ATTN .: ED HANDY ACCOUNT NO .: 1015. PCN: 74-41-42-13-00-000-5-10 CFN 20050199117 OR BK 18374 PG 0050 RECORDED 04/06/2005 16:03:38 Palm Beach County, Florida Sharon R. Bock, CLERK & COMPTROLLER Pgs 0050 - 56; (7pgs)

> STATE ROAD ? SOUTH OF NORTHLAKE BLND. 2004507 ACCEPTED BY

**BOARD OF COUNTY COMMISSIONERS** 

DATE APRIL 6, 2005

SPECIAL WARRANTY DEED

THIS SPECIAL WARRANTY DEED made this 11 day of February , 2005, by IBIS WEST PALM PARTNERS L.P. Delaware limited partnership, whose post office address is 9055 Ibis Boulevard, West Palm Beach, Florida 33412, hereinafter called the Grantor, to PALM BEACH COUNTY, a political subdivision, whose post office address is P.O. BOX 21229, WEST PALM BEACH, FL 33416, hereinafter called the Grantee. (Wherever used herein, the terms "Grantor" and "Grantee" include all the parties to this instrument and the heirs, legal representatives and assigns of individuals, and the successors and assigns of corporations or partnerships.)

#### WITNESSETH:

THAT the Grantor for and in consideration of the sum of TEN DOLLARS (\$10.00) 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 Palm Beach County, Florida, more particularly described on Exhibit "A" attached hereto and made a part hereof, which reference shall not operate to reimpose the same.

This conveyance is subject to that Grant of Signage Easement recorded in Official Records Book 10997, at Page 1416, of the Public Records of Palm Beach County, Florida as well as those certain matters set forth on Exhibit "B" (consisting of one page) attached hereto and made a part hereof.

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 the Grantee that it is lawfully seized of said land in fee simple; that it has good right and lawful authority to convey said land; that it hereby specially warrants the title to said land and will defend the same against the lawful claims of all persons claiming by, through or under the Grantor.

IN WITNESS WHEREOF, the Grantor has signed and scaled these presents the day and year first above written.

Signed, sealed and delivered in the presence of:

Printed Name: Michael

IBIS WEST PALM PARTNERS L.P., a Delaware limited partnership

MSKP IBIS PARTNERS GP, L.L.C., a Delaware limited liability company,

Its Sole/General/Partner

By: Sydney/W. Kitson, Manager

Post Office Address: 9055 Ibis Boulevard

West Palm Beach, Florida 33412

STATE OF COUNTY OF

The foregoing instrument was acknowledged before me this <u>//</u> day of by Sydney W. Kitson, as Manager of MSKP IBIS PARTNERS GP, L.L.C., a Delaware limited liability company, the sole general partner of IBIS WEST PALM PARTNERS L.P., a Delaware limited partnership, on behalf of the limited liability company and limited partnership, who is personally known to me or produced his State driver's license as identification.

(Notary Seal)

Please Print

**Notary Public** 

LINDA J. DeMARCO NOTARY PUBLIC OF NEW JERSEY My Commission Expires July 8, 2000

Linda De Marco

WP81/REALEST\159493.2

EXHIBIT "A" PG. 1052 LEGAL DESCRIPTION: A PORTION OF SECTION 13 AND 24, TOWNSHIP 42 SOUTH, RANGE 41 EAST, CITY OF WEST PALM BEACH, PALM BEACH COUNTY, FLORIDA, MORE PARTICULARLY DESCRIBED AS: DESCRIBED AS: THE WEST 120.00 FEET OF THE EAST 320.00 FEET OF SAID SECTION 24: TOGETHER WITH THE WEST 120.00 FEET OF THE EAST 320.00 FEET OF THE SOUTH 576.00 FEET OF SAID SECTION 13. PARCEL CONTAINS 718,900 SQUARE FEET OF 16.5037 ACRES BEARING BASE: BEARINGS SHOWN HEREON ARE GRID NAD 83, 1990 ADJUSTED WITH THE EAST LINE OF SAID SECTION 24 HAVING A BEARING OF NORTH 01° 44' 12" EAST. NO SEARCH OF THE PUBLIC RECORDS WAS MADE BY THE SIGNING SURVEYOR. THIS INSTRUMENT WAS PREPARED BY NORMAN J. HOWARD . IN THE OFFICE OF THE COUNTY ENGINEER, 160 AUSTRALIAN AVESSUITE 405, WEST PALM BEACH, FLORIDA, 33406. 1 How and 8-25-04 NORMAN J. HOWARD, P.S.M. DATE FLORIDA CERTIFICATE NO. 5776 NOT VALID WITHOUT THE SIGNATURE AND ORIGINAL RAISED SEAL OF A FLORIDA LICENSED SURVEYOR AND MAPPER.

SCALE: NO SCALE
APPROVED: N.J.H.
DRAWN: A.B.F.
CHECKED: N.J.H.
DATE
DAAM: 8/25/04

REVISION

PERSIMMON BOULEVARD NORTHERLY EXTENSION PARCEL 111

DRAWING NO

S-1-04-2256

DESIGN FILE NAME

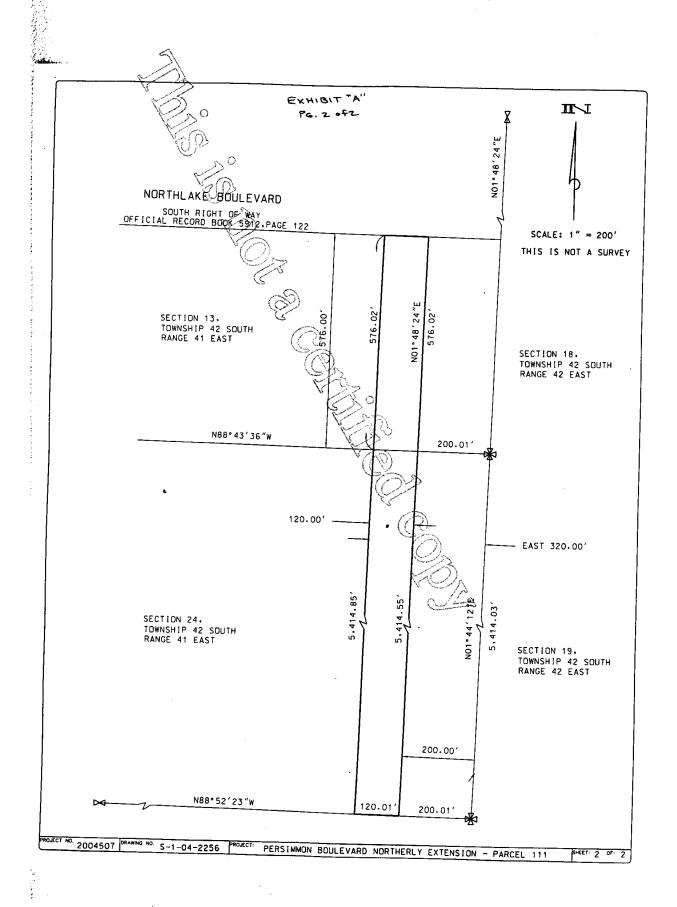
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PALM BEACH COUNTY
ENGINEERING AND PUBLIC WORKS

ENGINEERING SERVICES

160 AUSTRALIAN AVENUE WEST PALM BEACH, FL 33406



#### **EXHIBIT "B"**

- Declaration of Covenants, Restrictions and Easements for Ibis Golf and Country Club recorded in Official Records Book 6534, Page 1173; as amended in Official Records Book 6539, Page 1310; Official Records Book 6545, Page 326; Official Records Book 6556, Page 91; Official Records Book 6580, Page 682; Official Records Book 6643, Page 1930; Official Records Book 6790, Page 157; Official Records Book 6800, Page 163; Official Records Book 6848, Page 85; Official Records Book 7092, Page 1064; Official Records Book 7937, Page 1315; Official Records Book 7937, Page 1362; Official Records Book 8911, Page 884; Official Records Book 9746, Page 1638; Official Records Book 10002, Page 1903; Official Records Book 10076, Page 1198; Official Records Book 10185, Page 1532; Official Records Book 10500, Page 154; Official Records Book 1044, Page 677; Official Records Book 11212, Page 730; Official Records Book 11414, Page 1; Official Records Book 12511, at Page 950; Official Records Book 11963, at Page 23; Official Records Book 12122, at Page 1740; Official Records Book 12511, at Page 416; Official Records Book 12657, at Page 1516; Official Records Book 13135, at Page 1527; Official Records Book 13208, at Page 537; Official Records Book 13684, at Page 1345; Official Records Book 14613, at Page 1553; Official Records Book 14654, at Page 764; Official Records Book 14759, at Page 1724; Official Records Book 15940, at Page 1140; Official Records Book 16443, at Page 1247; and Official Records Book 17710, at Page 1196; as assigned by Assignment recorded in Official Records Book 9000, Page 116; and assigned by Assignment recorded in Official Records Book 9289, Page 825, Public Records of Palm Beach County, Florida; as may be amended from time to time and any instrument referred to in said Declaration.
- 2. Ordinance for annexation by the City of West Palm Beach recorded in Official Records Book 6216, Page 1347, Public Records of Palm Beach County, Florida
- Notice and Disclosure of Taxing Authority by Northern Palm Beach County Water Control District recorded in Official Records Book 6318, Page 1394, Public Records of Palm Beach County, Florida.
- Developer's Agreement for Water and Waste-Water Service recorded in Official Records Book 6287, Page 744, Public Records
  of Palm Beach County, Florida.
- Development and Annexation Agreement recorded in Official Records Book 6229, Page 462, as amended in Official Records Book 8671, at Page 1987, Public Records of Palm Beach County, Florida.
- Agreement regarding platting, relative to the Northern Palm Beach County Water Control District, recorded in Official Records Book 6473, Page 1961; as affected by Notice recorded in Official Records Book 10101, Page 498, Public Records of Palm Beach County, Florida.
- Terms and conditions set forth in Amended and Restated Rules and Regulations attached to Certificate recorded in Official Records Book 12622, Page 351; as amended by Amendment attached to Certificate recorded in Official Records Book 13530, Page 1226, Public Records of Palm Beach County, Florida.
- 8. Memorandum of Cable Television Bulk Rate Service Agreement recorded in Official Records Book 6828, Page 49, Public Records of Palm Beach County, Florida.
- Memorandum of Signal Transmission Agreement recorded in Official Records Book 6830, Page 1233 and re-recorded in Official Records Book 6836, Page 106, Public Records of Palm Beach County, Florida.
- Agreement for Water Management Plan recorded in Official Records Book 5130, Page 1011, amended in Official Records Book 8893, Page 847, Public Records of Palm Beach County, Florida.
- 11. Grant of Signage Easement recorded in Official Records Book 10997, Page 1416, Public Records of Palm Beach County, Florida.
- 12. Taxes and assessments for the year 2005 and subsequent years.

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<u>AFFIDAVIT</u>			
STATE OF Men Justy COUNTY OF Montes			
BEFORE ME, the undersigned authority, personally appeared Sydney W. Kitson, the Manager of MSKP IBIS PARTNERS GP, L.L.C., a Delaware limited liability company, as General Partner of IBIS WEST PALM PARTNERS L.P., a Delaware limited partnership (hereinafter called the "Partnership"), who being first duly sworn, deposes and says:			
1. That the Partnership is the owner of the real property more particularly described on Exhibit "A" attached hereto and made a part hereof (the "Property"):			
2. That the Property is free and clear of all liens, taxes, encumbrances and claims of every kind, nature and description whatsoever, except as shown on Exhibit "B" attached hereto and real estate taxes for 2005 and subsequent years.			
3. That within the past 90 days there have been no improvements, alterations or repairs to the Property for which the costs remain unpaid and that within the past 90 days there have been no claims for labor or material furnished for repairing or improving the same, which remain unpaid.			
4. That there are no mechanic's, materialmen's or laborer's claims of lien against the Property.			
5. That the Partnership is in exclusive possession of the Property and no person, firm or corporation has any claim of possession which is not a matter of record.			
That the undersigned has not and will not execute any instrument or do any act which would or might in any way adversely affect the title to the Property. That the undersigned is the sole general partner of the Partnership and is authorized to convey the Property for and on behalf of the Partnership. That neither the Partnership nor the General Partner is a debtor in any bankruptcy proceeding. That the Partnership is in existence and has not been dissolved. That the Partnership's limited partnership agreement remains in full force and effect and has not been terminated or revoked.			
7. This Affidavit is made for the purpose of inducing Palm Beach County to accept the Property from the Partnership.  IBIS WEST PALM PARTNERS L.P., a Delaware limited partnership  By: MSKP IBIS PARTNERS GP, L.L.C., a Delaware limited liability company, Its Sole General Partner  By: Sydney W Kitson, Manager			
SWORN TO AND SUBSCRIBED before me this // day of Juliany, 2005, by Sydney W. Kitson, who is personally known to me or produced his State driver's license as identification.			

Name:

Please Print

Notary Public

LINDA J. DOMARCO NOTARY PUBLIC OF NEW JERSEY My Commission Expires July 8, 2009

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(Notary Seal)

# Exhibit "A"

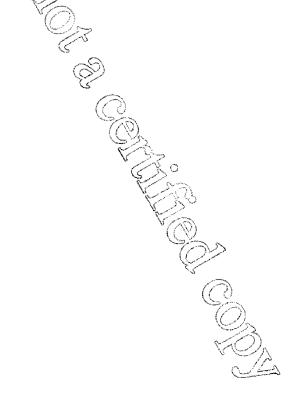
# **Legal Description**

A PORTION OF SECTION 13 AND 24, TOWNSHIP 42 SOUTH, RANGE 41 EAST, CITY OF WEST PALM BEACH, PALM BEACH COUNTY, FLORIDA. MORE PARTICULARLY DESCRIBED AS:

THE WEST 120,00 FEET OF THE EAST 320.00 FEET OF SAID SECTION 24:

TOGETHER WITH

THE WEST 120,00 FEET OF THE EAST 320.00 FEET OF THE SOUTH 576.00 FEET OF SAID SECTION 13



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#### EXHIBIT "B"

- 1. Declaration of Covenants, Restrictions and Easements for Ibis Golf and Country Club recorded in Official Records Book 6534, Page 1173; as amended in Official Records Book 6539, Page 1310; Official Records Book 6545, Page 326; Official Records Book 6556, Page 91; Official Records Book 6586, Page 682; Official Records Book 6643, Page 1930; Official Records Book 6790, Page 157; Official Records Book 6800, Page 163; Official Records Book 6848, Page 85; Official Records Book 7019, Page 498; Official Records Book 7992, Page 1064; Official Records Book 7937, Page 1315; Official Records Book 7937, Page 1362; Official Records Book 8911, Page 884; Official Records Book 7946, Page 1638; Official Records Book 10002, Page 1903; Official Records Book 10076, Page 1198; Official Records Book 10185, Page 1532; Official Records Book 10500, Page 154; Official Records Book 11044, Page 677; Official Records Book 11212, Page 730; Official Records Book 11414, Page 1; Official Records Book 11530, Page 950; Official Records Book 1963, at Page 23; Official Records Book 1242, at Page 1740; Official Records Book 12511, at Page 416; Official Records Book 12657, at Page 1516; Official Records Book 13135, at Page 1527; Official Records Book 13208, at Page 537; Official Records Book 13684, at Page 1345; Official Records Book 14613, at Page 1553; Official Records Book 14654, at Page 764; Official Records Book 14759, at Page 1724; Official Records Book 15940, at Page 1140; Official Records Book 16443, at Page 1247; and Official Records Book 17710, at Page 1196; as assigned by Assignment recorded in Official Records Book 9000, Page 116; and assigned by Assignment recorded in Official Records Palm Beach County, Florida; as may be amended from time to time and any instrument referred to in said Declaration.
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