

PE.14

Date: September 13, 2011
This instrument prepared
under the direction of:
Thomas L. Wright, Chief Counsel
Post Office Box 1249
City: Bartow, Florida 33831-1248
Department of Transportation

F.P. NO. N/A
PARCEL 802.1
SECTION 1609-5209
STATE ROAD 17
COUNTY POLK

R E S O L U T I O N

[CITY OF LAKE WALES RESOLUTION 2011-15; PERPETUAL EASEMENT TO FDOT]

ON MOTION of Commissioner Jonathan Thornhill,
seconded by Commissioner Betty Wojcik,
the following Resolution was adopted:

WHEREAS, the State of Florida Department of Transportation proposes to construct or improve State Road No. 17, Section No. 1609-5209, in POLK County, Florida: and

WHEREAS, it is necessary that an easement across certain lands now owned by CITY OF LAKE WALES, Florida, be acquired by the State of Florida Department of Transportation: and

WHEREAS, said use is in the best interest of the City: and

WHEREAS, the State of Florida Department of Transportation has made application to said City to execute and deliver to the State of Florida Department of Transportation a perpetual easement, or easements, in favor of the State of Florida Department of Transportation for the purpose of constructing and maintaining drainage facilities, and said request having been duly considered.

NOW THEREFORE, BE IT RESOLVED by the Board of City Commissioners of LAKE WALES, Florida, that the application of the State of Florida Department of Transportation for a perpetual easement, or easements, is for transportation purposes which are in the public or community interest and for public welfare; that a perpetual easement, or easements, in favor of the State of Florida Department of Transportation in Bartow, Florida, should be drawn and executed by this Board of City Commissioners. Consideration shall be \$_____.

BE IT FURTHER RESOLVED that a certified copy of this Resolution be forwarded forthwith to the State of Florida Department of Transportation at Bartow, Florida.

STATE OF FLORIDA

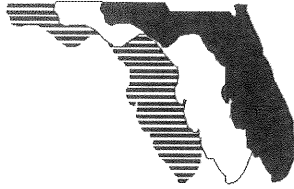
CITY OF LAKE WALES

I HEREBY CERTIFY that the foregoing is a true copy of a Resolution adopted by the Board of City Commissioners of LAKE WALES, Florida, at a meeting held on the 18th day of October, 2011.



Name: _____

Clerk, Board of City Commissioners
LAKE WALES, Florida



Florida Department of Transportation

RICK SCOTT
GOVERNOR

801 North Broadway Avenue
Bartow, FL 33830

ANANTH PRASAD, P.E.
SECRETARY

December 9, 2011

F. M. No. : 4252471
Section No. : 1609-Proj. 5209
FAP No. : N/A
County : Polk
State Road : 17
Parcel No. : 802

City of Lake Wales, a municipality
of the State of Florida
Attn: Sarah B. Kirkland,
Utilities Projects Administrator
201 Central Avenue West
Lake Wales, FL 33859

MAINTENANCE DONATION
CITY OF LAKE WALES

Dear Ms. Kirkland:

Enclosed are copies of the recorded Perpetual Easement (802.1) and the completed Closing Statement for the above referenced parcel. This now concludes our transaction on this parcel.

It is our desire to continually improve our Right of Way Acquisition process. In order to accomplish this, we need your assistance. Please take a moment to complete the enclosed Questionnaire by rating your impressions for each of the five questions. We also encourage you to provide any comments you may have in the space provided. When you have completed the questionnaire, please detach along the perforated line and drop into the mail. No postage is necessary.

It was a pleasure doing business with you. If you have questions, please contact me at (863)519-2389. I have notified Design Drainage Manager Karina Della Sera that this transaction is concluded, and I have forwarded a copy of the recorded Perpetual Easement to her. Thank you.

Sincerely,

Patricia W. Lowery,
Right of Way Agent

PWL/pl
enclosure(s)

INSTR # 2011201770
BK 08523 PGS 1626-1632 PG(s)7
RECORDED 11/28/2011 01:01:26 PM
RICHARD M WEISS, CLERK OF COURT
POLK COUNTY
RECORDING FEES 61.00
RECORDED BY X Thao

07-PE.13-06/93

Date: September 13, 2011
This instrument prepared
under the direction of:
Thomas L. Wright, Chief Counsel
Post Office Box 1249
City: Bartow, Florida 33831-1249
Department of Transportation

F.P. NO. N/A
PARCEL 802.1
SECTION 1609-5209
STATE ROAD 17
COUNTY POLK

PERPETUAL EASEMENT

THIS EASEMENT made this 18th day of October, 2011,
by the City of LAKE WALES, a municipality of the State of
Florida, grantor, to the STATE OF FLORIDA DEPARTMENT OF
TRANSPORTATION, its successors and assigns, grantee.

WITNESSETH: That the grantor for and in consideration of
the sum of One Dollar and other valuable considerations paid, the
receipt and sufficiency of which is hereby acknowledged, hereby
grants unto the grantee, its successors and assigns, a perpetual
easement for the purpose of constructing and maintaining
drainage facilities in, over, under, upon and through the
following described land in POLK County, Florida, viz:

SEE EXHIBIT "A"

TO HAVE AND TO HOLD the same unto said grantee, its
successors and assigns forever.

Page 1 of 5 for Parcel 802.1

Re- Florida Department of Transportation
Attn: ROW - Acquisition Support
P.O. Box 1249 - MS 1-66 *PWL*
Bartow FL 33831-1249

IN WITNESS WHEREOF, said grantor has caused these presents to be executed in its name by its Mayor, and its seal to be hereto affixed, attested by its City Clerk, the date first above written.

Mike Carter (OFFICIAL SEAL)
Mayor



ATTEST: Claudia Stoney (SEAL)
Its City Clerk

Grantor(s)' Mailing Address:

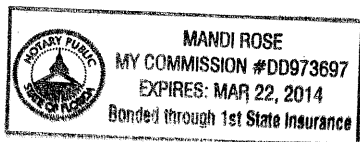
City of Lake Wales
PO BOX 1320
Lake Wales, FL 33859

STATE OF FLORIDA

COUNTY OF Polk

The foregoing instrument was acknowledged before me this 18 day of October, 2011, by Mike Carter, Mayor, who is personally known to me or who has produced _____ as identification.

Mandi Rose
Name: _____



Notary Public in and for the County and State last aforesaid.

My Commission Expires: 3-22-2014
Serial No., if any: _____

FP. NO. N/A

SECTION 1609-5209

PARCEL 802

PERPETUAL EASEMENT

A) A parcel of land being a part of the Map of Lake Wales, Plat Book 1, Page 88 as recorded in the Public Records of Polk County, Florida, all lying in Section 2, Township 30 South, Range 27 East of Polk County, Florida.

Being more particularly described as follows:

BEGIN at the southeast corner of Block 5 of said Map of Lake Wales, said point also being Station 811+69.82 offset 31.06 feet left per Florida Department of Transportation Baseline Survey for State Road 17 (Scenic Highway) Section 16090-000 FP. NO. 4252471; thence South 89°42'36" West along the south line of said Block 5 of said Map of Lake Wales, also being the northerly right of way line of Kissimmee Avenue a distance of 305.09 feet to a point on the easterly right of way line of Florida Midland R.R. (Pensley); thence South 20°14'37" East along said easterly right of way of Florida Midland R.R. (Pensley) a distance of 31.92 feet; thence departing said easterly right of way line of Florida Midland R.R. (Pensley) North 89°42'36" East parallel with south line of said Block 5 and said northerly right of way line of Kissimmee Avenue a distance of 294.32 feet to a point on the westerly right of way line of SR 17 (Scenic Highway); thence North 00°31'00" West along said westerly right of way line of SR 17 (Scenic Highway) a distance of 30.00 feet to the POINT OF BEGINNING.

Containing 8,992 square feet more or less.

ALSO

B) A parcel of land being a part of the Map of Lake Wales, Plat Book 1, Page 88 as recorded in the Public Records of Polk County, Florida, all lying in Section 2, Township 30 South, Range 27 East of Polk County, Florida.

Being more particularly described as follows:


Commence at the southeast corner of Block 5 of said Map of Lake Wales, said point also being Station 811+69.82 offset 31.06 feet left per Florida Department of Transportation Baseline Survey for State Road 17 (Scenic Highway) Section 16090-000 FP. NO. 4252471; thence South 89°42'36" West along the south line of said Block 5 of said Map of Lake Wales, also being the northerly right of way line of Kissimmee Avenue a distance of 507.89 feet to the

EXHIBIT "A"

intersection with a fence lying on the westerly end of a pond, said intersection being the POINT OF BEGINNING; thence continue South $89^{\circ}42'36''$ West along said southerly line of Block 5 and said northerly right of way line of Kissimmee Avenue and the extension thereof a distance of 151.37 feet; thence South $00^{\circ}20'33''$ East a distance of 30.00 feet; thence North $89^{\circ}42'36''$ East parallel with extension of said southerly line of said Block 5 and said northerly right of way line of Kissimmee Avenue a distance of 151.04 feet to an intersection with a fence lying on the westerly end of a pond; thence North $00^{\circ}17'18''$ East along said fence line lying on the westerly end of the pond a distance of 30.00 feet to the POINT OF BEGINNING.

Containing 4,536 square feet more or less.

Legal Description Approved by:


Michael A. Cocking P.L.S. #5275

Date: 9/14/2014

NOT VALID UNLESS EMBOSSED

EXHIBIT "A"

Page 4 of 5 for Parcel 802.1

