			Lee Cour	nty Board of ( Agenda Item	County Commis		t No. 20041698
CTION REQUESTED: Accept ten Quit-Claim Deads for right-of-way necessary for the Dewberry Lane Special more and the feelinghts and the county Lands to handle ind accept all documentation necessary, authorize payment of recording fees.         WHY ACTION IS NECESSARY: Dewberry Lane is currently a privately owned road and the County Cannot initiate naintenance without obtaining ownership.         WHAT ACTION ACCOMPLISHES: Acquisition of right-of way via Quit-Claim Deeds from benefitted property owners.         EDEPARTMENTAL CATEGORY: 06       3.         DEMERSTON DISTRICT #: 1       3.         DEMERSTON DISTRICT #: 1       6.         Section: 1       9.         MARE TARKS       6.         Appendix       6.         Market 1       0.         MEETING DATE: 0.         OWNENT       6.         Market 1       0.         Market 1       0.         Market 2       0.	1. REQUES	TED MOTION:	··· · · · · · · · · · · · · · · · · ·			······································	
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Indexcept all documentation necessary: authorize payment of recording fees.         VHA ACTION IS NECESSARY: Dewberry Lane is currently a privately owned road and the County cannot initiate namenance without obtaining ownership         WHAT ACTION ACCOMPLISHES: Acquisition of right-of way via Quit-Claim Deeds from benefitted property owners.         DEPARTMENTAL CATEGORY: 06       3.       MEETING DATE: COUNDISTRICT #: 1         Commission DISTRICT #: 1         ABRUE       8.       RECURENCE INFORMATION         A CLAB       3.       MEETING DATE: COUNDISTRICT #: 1         OWNET The Board of County Commissioners created the Dewberry Lane Special Improvement MSBU on April 23, 002, when It adopted Ordinance Number 02-17. The principal purpose of the project is maintenance of the skifling roadway and restlights for Dewberry Lanes (by, the Cold of Which will be assessed proportionately against benefitted property owners. There remains 26 more properties in which ded oonveyances are required.         Output colspan="2">Output colspan="2">County Commissioners. There remains 26 more properties in which ded oonveyances are required.         Output colspan="2">Output colspan="2">County Commissioners. There remains 26 more properties in which ded oonveyances are required.         Output colspan="2">Output colspan="2">County Commissioners. There remains 26 more properties in which ded oonveyances are required.         Output colspan="2">Output colspan="2"         Output colspan="2	mprovomont	MSBI I for maint	enance of evis	ting roads and	streetlights: auth	orize the Division of Cou	inty Lands to handle
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A       B       C       D       E       F       G         Department Director       Purchasing or Contracts       Human Resources       Other       County Attorney       Purchasing or (2,2,1,4)       G       County Manager         U/L/2014       Purchasing or (2,2,1,4)       Human Resources       Other       County Attorney       Purchasing or (2,2,1,4)       G       County Manager         U/L/2014       Purchasing or (2,2,1,4)       Purchasing or (2,2,1,4)       Purchasing or (2,1,4)       County Manager         U/L/2014       Purchasing or (2,2,1,4)       Purchasing or (2,1,4)       Purchasing or (2,1,4)       Purchasing or (2,1,4)       Purchasing or (2,1,4)       Purchasing or (2,1,4)       County Manager         U/L/2014       Purchasing or (2,1,4)       Purchasing or (2,1,4)       Purchasing or (2,1,4)       Purchasing or (2,1,4)       Purchasing or (2,1,4)         O       County Manager       Purchasing or (2,1,4)         Defense       Rec. by CoAtty       Purchasing or (2,1,4)       Purchasing or (2,1,4)       Purchasing or (2,1,4)       Purchasing or (2,1,4)         Defense       Purchasing or (2,1,4)       Purchasing or (2,1,4)       Purchasing or (2,1,4)       Purchasing or (2,1,4)       Purchasin							
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# **DEWBERRY LANE SPECIAL IMPROVEMENT MSBU**

# EXHIBIT TO BLUE SHEET NO. 20041698

Parcel No.	Property Owner	Strap Number
105	Miller, Verlen O. & Judy A., Trustees	02-46-22-20-0000D.0080
108	Brown, Martha Mary, Unremarried Widow of Robert L. Brown	02-46-22-20-0000D.0110
141	Gargano, Eugene T, Unremarried Widower of Margaret A. <del>Brown</del> Gargan	02-46-22-20-0000D.0440
142	Willis, Gordon G & Delores M., Husband & Wife	02-46-22-20-0000D.0450
143	Sarvis, Wesley W. & Charlotte M., Husband & Wife	02-46-22-20-0000D.0460
150	Taber, Randy W. & Susan K., Husband & Wife	02-46-22-20-0000D.0540
151	Cullers, Paul E. & Joyce E., Husband & Wife	02-46-22-20-0000D.0550
154	Gordon, Douglas E. & Geraldine, Trustees of Revocable Living Trust	02-46-22-20-0000D.0580
157	Wilcox, Alma S., Surviving Tenant by the entirety of Robert M. Wilcox	02-46-22-20-0000D.0610
164	Schipferling, Thomas G., Unremarried Widower of Jeanne Schipferling	02-46-22-20-0000D.0680

Public Works/County Lands Division Post Office Box 398 Fort Myers, Florida 33902-0398 Project: <u>Dewberry Lane, MSBU</u> STRAP No.: <u>02-46-22-20-0000D.0080</u>

#### QUIT-CLAIM DEED

THIS Quit-Claim Deed, Executed this	15th day	of November	, 20 <u>04</u>	, by <u>Verlen Orin Miller and</u>
Judy Ann Miller, Trustees under the Verle	n Orin Miller Family	Trust, dated August 20,	1996.	whose address is
5695 N 2nd St, Kalamazoo, MI 49009.			GRAN	NTOR, to LEE COUNTY, a
political subdivision of the State of Florid	a, whose post offic	e address is Post Office	Box 398, Fo	ort Myers, FL 33902-0398,
GRANTEE	· •			

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

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

#### The northerly 12.5 feet of Lot 8, in Block D, Cherry Estates, unrecorded as shown in Official Record Book 687 Page 853, Public Records of Lee County, Florida.

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

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

Signed, sealed and delivered in presence of two separate witnesses Ma sraft 1st Witness Signature Verlen O. Miller, Trustee HEEU ERI Printed Name of 1st Witness andas 2nd Witness Signature n ELSON ANDACE Printed Name of 2nd Witness 0 1st Witness Signature Printed Name of 1st Witness 0 Ideu 2nd Witness Signature ANDACE () NELSON Printed Name of 2nd Witness

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Alle. A., Miller, Trustee

STATE OF Michage

COUNTY OF Balano 700

The foregoing instrument was acknowledged before me this 15th/day of 1/20/01 her 2004 by

Verlen O Millek and Judy A: Miller who is personally known to me or who has produced (name of person acknowledged)

(type of identification)

311 June .

dae Signature of Notary Public

(Name typed, printed or stampeGANDACE C.NELSON (Title or Rank) Notary Public, State of Michigan (Serial Number, if any) County of Van Buren My Commission Expires Apr. 29, 2011 Acting in the County of Kalama 700

#### VERLEN ORIN MILLER AND JUDY ANN MILLER

### FAMILY TRUST AGREEMENT

THIS AGREEMENT, made and entered into the <u>20</u> day of August, 1996, by and between VERLEN ORIN MILLER and JUDY ANN MILLER, of Kalamazoo, Michigan, as "Settlors" and "Trustees," and KATHERINE SUE MILLER-RANSLER, of Kalamazoo, Michigan, as "Successor Trustee."

#### **FIRST: Recitations and Definitions**

A. VERLEN ORIN MILLER and JUDY ANN MILLER are the "Settlors" and initial "Trustees."

B. "Trustees" refers to VERLEN ORIN MILLER and JUDY ANN MILLER while they are serving as Trustees and to such other persons or corporations as may succeed the initial Trustees pursuant to Article NINTH of this Agreement. By Article NINTH, the Settlors have designated KATHERINE SUE MILLER-RANSLER to serve as Successor Trustee.

C. The Settlors desire to establish a trust or trusts for the purposes described on this Agreement. The Settlors have transferred to themselves as Trustees certain property described in Schedule 1 attached hereto, or hereafter will transfer certain assets to themselves as Trustees, to be held, administered, and disposed of pursuant to the terms of this Agreement. The Settlors may transfer additional assets, or cause or permit additional assets to be transferred by the Will of either Settlor or otherwise, to the Trust. Any other person, by Will or otherwise, may transfer or cause to be transferred to the Trustees for purposes of this Agreement any property acceptable to the Trustees.

D. The Settlors, or either of them, at any time may amend this Agreement in any way by a duly executed written instrument, provided that the duties and responsibilities of the Trustees shall not be increased without the Trustees' consent. The Settlors, or either of them, also may revoke this Agreement, in whole or in part, at any time by a duly executed written instrument. In the event this Agreement is revoked, any trust property will revert to the Settlors, or to the survivor of them, free of trust.

#### SECOND: Provisions Applicable During Settlors' Lifetimes

A. The Trustees shall pay the net income of the trust estate to or for the benefit of the Settlors, or of either of them, or to or for the benefit of such person or persons as the Settlors, or either of them, may direct in writing delivered to the Trustees.

B. The Settlors, or either of them, may withdraw any part or all of the trust assets at any time by written instruction to the Trustees. In addition, the Trustees may distribute from time to time

F. All decision made in good faith and with reasonable diligence by the Trustees shall be conclusive and binding on all persons having or acquiring any interest in any trust hereunder.

### **TENTH: Choice of Law and Exemption From Registration**

This Agreement shall be construed and regulated according to the laws of Michigan, where it is made. The Settlors specifically exempt the Trustee from registering this Trust Agreement under any applicable provision of the Michigan Revised Probate Code.

IN WITNESS WHEREOF, the parties have executed this Agreement on the date first above

written

Garry L. Walton

ļ

Inny E. Benson

Vela d. miller

Verlen Orin Miller Settlor and Trustee

ann Miller

Judý Ann Miller Settlor and Trustee

Zerine S. Kander (Miller)

Katherine Sue Miller-Ransler Successor Trustee

#### STATE OF MICHIGAN

) ) ss

COUNTY OF KALAMAZOO

On this 20<sup>Th</sup> day of August, 1996, before me personally appeared Verlen Orin Miller and Judy Ann Miller, to me known to be the persons described in and who executed the foregoing instrument, and acknowledged that they executed the same as their free act and deed.

lanus E. Unson

Penny E Benson, Notary Public Kalamazoo County, Michigan My commission expires: 12/11/2000

#### MEMORANDOM OF TRUST AFFIDAVIT

(For use in connection with Sec. 689.071, F.S., Land trusts transferring interests in real estate; ownership vests in trustee.)

	Before me,	the	undersigned	authority,	personally	appeared	Verlen	0. Miller
and	Juda	A.	Miller	•				deposes and
states:	)	• (				-		

- 1. Affiant is of legal age, competent to testify in court of law and has personal knowledge of the facts set forth herein.
- 2. That certain Declaration of Trust know as **the Verlen Orin Miller and Judy Ann Miller, as Trustees under the Verlen Orin Miller and Judy Ann Miller Family Trust dated August 20, 1996** (hereinafter referred to as the "Trust") is in full force and effect and Affiant is the duly gualified and acting Trustee thereunder.
- 3. Affiant as Trustee of the Trust is the owner of that certain property described as follows:

Lot 8 of that certain subdivision known as Block D CHERRY ESTATES, according to the map or plat thereof on file and attached to Official Records Book 687, Page 851, Public Records of Lee County, Florida.

- 4. Affiant as Trustee of the Trust has full power and authority to sell, convey and/or mortgage the above described property.
- 5. The pertinent pages of the Trust attached hereto are true and correct copies of the originals thereof and none of the remaining terms or provisions of the Trust conflict with the terms and provisions set forth in the attachments to this Afridavit.

Fint Name (Affiant): Signature

SWORN TO, SUBSCRIBED AND ACKNOWLEDGED before me this 1/4/Month of <u>2004</u>, Day of <u>15</u>, 2004, by <u>Verlen 0. Miller</u> & Judy <u>A Miller</u> who is/are personal known to me or who has/have produced <u>mi bl m400 843 666 088</u> as identification. <u>mi pl m400 (54067 830</u>)

Notary Public

CANDACE C.NELSON Notary Public, State of Michigan ber County of Van Buren My Commission Expires, Apr. 29, 2011 Acting in the County of Kalangz My Commission Expires

S.\POOL\DEWBERRYLANE - MSBU\LTR2OWNER\TRUST MEMORANDOM#105.DOC

### **Ownership and Easement Search**

Search No. 02-46-22-20-0000D.0080 Date: October 25, 2004 Parcel: 5 Project: Dewberry Special Improvement Unit Project# 504925

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

From: Kenneth Pitt Title Examiner

STRAP: 02-46-22-20-0000D.0080 December 16,2004 HL Effective Date: May 17, 2004, at 5:00 p.m.

# Subject Property: Lot 8, in Block D, Cherry Estates, unrecorded as shown in Official Record Book 687 Page 853, Public Records of Lee County, Florida.

Title to the subject property is vested in the following:

### Verlen Orin Miller and Judy Ann Miller, Trustees under the Verlen Orin Miller Family Trust, dated August 20, 1996.

By that certain instrument dated August 20, 1996 recorded September 13, 1996, in Official Record Book 2744, Page 1322, Public Records of Lee County, Florida.

### Easements:

- Subject to a Roadway Easement 25 feet in width, 12.5 feet along the northerly property line, as shown on the plat of Cherry Estates, recorded in Official Record Book 687 Page 853 and recited in a deed recorded in Official Record Book 680 Page 776, Public Records of Lee County, Florida.
- 2. Subject to a 6 foot utility and drainage easement along the entire boundary of subject parcel, as recorded in a Declaration of Conditions, Covenants, Charges, Restrictions and Reservations affecting property located in Cherry Estates and recorded in Official Record Book 692, Page 482, Public Records of Lee County, Florida. Said Declaration was later terminated by that certain instrument recorded in Official Record Book 3401 Page 4258, public Records of Lee County, Florida.
- 3. Subject to a Public Utility Easement over the Southerly 5 feet of the Northerly 17.5 feet of the subject property, as recited in a deed recorded in Official Record Book 680 Page 776, Public Records of Lee County, Florida.
- NOTE (1): Subject to a mortgage in the original sum of \$ 50,000.00, between Verlen O. Miller And Judy Ann Miller (mortgagors) and George Sheerer and Delores Sheerer (mortgagors), recorded in Official Record Book 2389 Page 1363, Public Records of Lee County, Florida.
- NOTE (2): Subject to Lee County Ordinance No. 86-14, relating to garbage and solid waste Collection, recorded in Official Record Book 2189 Page 3281 and amended by Official Record Book 2189 Page 3334, Public Records of Lee County, Florida.

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# **Division of County Lands**

### **Ownership and Easement Search**

Search No. 02-46-22-20-0000D.0080 Date: October 25, 2004 Parcel: 5 Project: Dewberry Special Improvement Unit Project# 504925

**Tax Status: \$2,111.70 paid on 11/3/03 for Tax Year 2003.** (The end user of this report is responsible for verifying tax and/or assessment information.)

This Instrument Prepared by:

Public Works/County Lands Division
Post Office Box 398
Fort Myers, Florida 33902-0398
Project: Dewberry Lane, MSBU
STRAP No.: 02-46-22-20-0000D.0110

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#### QUIT-CLAIM DEED

THIS Quit-Claim Deed, Executed this	31 day of	nor	. 20 <u>04</u> ,	by Robert L.	Brown and
Martha Mary Brown, as Joint Tenants wi	th Right of Survivorship.	whose	address is 371	3 Dewberry Lr	<u>n, Şt James</u>
City, FL 33956.	-	GRANTOR, to	LEE COUNTY	, a political su	bdivision of
the State of Florida, whose post office a	ddress is Post Office Bo	x 398. Fort Myers. F	L 33902-0398.	GRANTEE:	

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

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

#### The northerly 12.5 feet of Lot 11, in Block D, Cherry Estates, unrecorded as shown in Official Record Book 687 Page 853, Public Records of Lee County, Florida.

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

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

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

1st Witness Signature

Printed Name of 1st Witness

2nd Witness Signature

Printed Name of 2nd Witness

1st Witnes's Signatu Printed Name of 1st Witness

2nd Witness Signature De Fra Yean Printed Name of 2nd Witness

STATE OF

COUNTY OF Lee

Brown Martia Mary Martha Mary Brown

Robert L. Brown Certificate

The foregoing instrument was acknowledged before me this 3d day of  $\underline{\Lambda \upsilon \upsilon}$ , 20  $\underline{\sigma \varphi}$ , by

produced

who is (personally known) to me or who has

(name of person acknowledged)

as identification.

(type of identification)



No gnature of Notary Public landal Jour

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

## THIS PAGE IS NOT AVAILABLE FOR VIEWING

Prior to the implementation of a Florida Law which requires that images of County Official Records be published on the Internet by 2006, measures were developed to protect the most sensitive type of information. Also, on or after October 1, 2002, any person preparing or filing a document for recording in the Official Record may not include a social security number in such document unless required by law.

Florida Statute 119.07 provides that images of the following types of documents may not be placed on a "publicly available Internet website".

Military Discharge

**Death Certificates** 

Court files, records of paper relating to matters or cases governed by:

The Florida Rules of Family Law The Florida Rules of Juvenile Procedure The Florida Rules of Probate

Document types identified above which have been recorded in the county Official Records prior to the effective date of Florida Statute 119.07 will continue to be displayed on the Internet website unless a written request for removal has been presented to the Clerk.

Any "affected person" may request that the Clerk of Court remove an image of one of the above-listed documents from a "publicly available Internet website". This request must be in writing and may be delivered in person, by mail, electronically, or by facsimile. The request must specify the "identification" page number of the document to be removed. Forms are available in our office, upon request, to assist you.

No fee is charged for this service.

Florida law requires that images and copies of the above listed documents remain on file and available to the public upon request in the office of the Clerk.

### Ownership and Easement Search

Search No. 02-46-22-20-0000D.0110 Date: June 15, 2004 Parcel: 8 Project: Dewberry Special Improvement Unit Project# 504925

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

From:	Kenneth Pitt	Kne
	Title Examiner	

STRAP: 02-46-22-20-0000D.0110 December 16, 2004 p.C. Effective Date: May 17, 2004, at 5:00 p.m.

# Subject Property: Lot 11, in Block D, Cherry Estates, unrecorded as shown in Official Record Book 687 Page 853, Public Records of Lee County, Florida.

Title to the subject property is vested in the following:

### Robert L. Brown and Martha Mary Brown, as Joint Tenants with Right of Survivorship.

By that certain instrument dated May 21, 1981 recorded May 22, 1981, in Official Record Book 1515, Page 235, Public Records of Lee County, Florida.

### Easements:

- 1. Subject to a Roadway Easement, 25 feet in width, 12.5 feet along the northerly property line, as shown on the plat of Cherry Estates, recorded in Official Record Book 687 Page 853, Public Records of Lee County, Florida.
- 2. Subject to a 6 foot utility and drainage easement along the entire boundary of subject parcel, as recorded in a Declaration of Conditions, Covenants, Charges, Restrictions and Reservations affecting property located in Cherry Estates and recorded in Official Record Book 692, Page 482, Public Records of Lee County, Florida. Said Declaration was later terminated by that certain instrument recorded in Official Record Book 3401 Page 4258, public Records of Lee County, Florida.
- NOTE (1): Subject property is not encumbered by a mortgage.
- NOTE (2): Subject to Lee County Ordinance No. 86-14, relating to garbage and solid waste Collection, recorded in Official Record Book 2189 Page 3281 and amended by Official Record Book 2189 Page 3334, Public Records of Lee County, Florida.
- NOTE (3): Subject to a Judgment vs. Robert Brown, Jr., in the sum of \$4,574.36, recorded in Official Record Book 1739 Page 3599 and re-recorded in Official Record Book 1742 Page 3599, Public Records of Lee County, Florida.
- NOTE (4): Subject to a Judgment vs. Robert Brown, in the sum of \$1,293.60, recorded in Official Record Book 1750 Page 1935, Public Records of Lee County, Florida.

### Ownership and Easement Search

Search No. 02-46-22-20-0000D.0110 Date: June 15, 2004 Parcel: 8 Project: Dewberry Special Improvement Unit Project# 504925

- NOTE (5): Subject to a Judgment vs. Robert Brown, in the sum of \$750.20 plus court costs of \$35.00, Recorded in Official Record Book 1754 Page 284, Public Records of Lee County, Florida.
- NOTE (6): Subject to a Judgment vs. Robert Brown, in the sum of \$1,425.01, recorded in Official Record Book 1798 Page 4473, Public Records of Lee County, Florida.
- NOTE (7): Subject to a Judgment vs. Robert Brown, Jr., in the sum of \$5,224.38, recorded in Official Record Book 1800 Page 2732, Public Records of Lee County, Florida.
- NOTE (8): Subject to a Judgment vs. Robert Lee Brown, in the sum of \$350.00, plus court costs of \$35.00, Recorded in Official Record Book 1819 Page 3129, Public Records of Lee County, Florida.
- NOTE (9): Subject to a Judgment vs. Robert Brown, in the sum of \$50.00, plus court costs of \$35.00, Recorded in Official Record Book 2004 Page 315, Public Records of Lee County, Florida.
- NOTE (10): Subject to a Judgment vs. Martha Brown, in the sum of \$325.00, plus court costs of \$7.00, Recorded in Official Record Book 2054 Page 2841, Public Records of Lee County, Florida.
- NOTE (11): Subject to a Judgment vs. Bobbie Brown, in the sum of \$1415.00, plus court costs of \$52.50, Recorded in Official Record Book 2065 Page 4437, Public Records of Lee County, Florida.
- NOTE (12): Subject to a Federal Tax Lien vs. Robert Brown, in the sum of \$1,663.31, recorded in Official Record Book 2086 Page 4763, Public Records of Lee County, Florida.
- NOTE (13): Subject to a Federal Tax Lien vs. Robert Brown, in the sum of \$5,398.36, recorded in Official Record Book 2322 Page 1861, Public Records of Lee County, Florida.
- NOTE (14): Subject to a Federal Tax Lien vs. Robert Brown, in the sum of \$1,936.99, recorded in Official Record Book 2322 Page 1862, Public Records of Lee County, Florida.
- NOTE (15): Subject to a Judgment vs. Robert Brown, in the sum of \$71.50, plus Sheriff's fee of \$20.00 Recorded in Official Record Book 2759 Page 1444, Public Records of Lee County, Florida.
- NOTE (16): Subject to a Judgment vs. Robert Brown, in the sum of \$1,000.53, recorded in Official Record Book 3002 Page 159, Public Records of Lee County, Florida.
- NOTE (17): Subject to a Judgment vs. Robert Brown, in the sum of \$92.50 in court costs, recorded in Official Record Book 3079 Page 1877, Public Records of Lee County, Florida.

### Ownership and Easement Search

Search No. 02-46-22-20-0000D.0110 Date: June 15, 2004 Parcel: 8 Project: Dewberry Special Improvement Unit Project# 504925

- NOTE (18): Subject to a Judgment vs. Robert Brown, in the sum of \$7,185.84, plus cost of \$123.50 and Pre-judgment interest of \$1,377.76 and Attorneys fee of \$500.00, recorded in Official Record Book 3286 Page 4314 and re-recorded in Official Record Book 3314 Page 3686, Public Records Of Lee County, Florida.
- NOTE (19): Subject to a Judgment vs. Robert L. Brown, in the sum of \$13,239.69, costs of \$113.50 and Pre-judgment interest of \$5,667.31, recorded in Official Record Book 3827 Page 3668 and Re-recorded in Official Record Book 3862 Page 2579, Public Records of Lee County, Florida.
- NOTE (20): Subject to a Judgment vs. Robert Brown, in the sum of \$3,131.25, recorded in Official Record Book 4009 Page 2650, Public Records of Lee County, Florida.
- NOTE (21): Subject to a Judgment vs. Robert L. Brown, recorded in Official Record Book 4031 Page 397 Public Records of Lee County, Florida.

### Tax Status: \$892.56 paid on 11/18/04 for Tax Year 2003.

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

This Instrument Prepared by:

Public Works/County Lands Division Post Office Box 398 Fort Myers, Florida 33902-0398 Project: <u>Dewberry Lane, MSBU</u> STRAP No.: 02-46-22-20-0000D.0440

This Space for Recording

#### QUIT-CLAIM DEED

THIS Quit-Claim Deed, Executed this day of 20 by Eugene T. Gargano and Margaret A. Gargano, husband and wife whose address is 3904 Dewberry Ln, St James City, FL 33956. GRANTOR, to LEE COUNTY, a political subdivision of the State of Florida, whose post office address is Post Office Box 398, Fort Myers, FL 33902-0398, GRANTEE:

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

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

#### The southerly 12.5 feet of Lot 44, in Block D, Cherry Estates, an unrecorded subdivision, as shown in Official Record Book 687 Page 853, Public Records of Lee County, Florida.

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

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

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

hdyelf 1st Witness Signature

(IDUN-1C Printed Name of 1st Witness

Stanne Davis Tionel

2nd Witness Signature

DIANNE DAYLE TIDN/ell Printed Name of 2nd Witness

1st Witness Signature

Printed Name of 1st Witness

2nd Witness Signature

Printed Name of 2nd Witness

STATE OF HORIDA

COUNTY OF 104

The foregoing instrument was acknowledged before me this 8 day of 1)r(m/hrz., 2004 by

as identification.

**Oianne Davis Tidwell** 

Expires June 18, 2007

My Commission DD207704

HUGEALE 1ARGAAN(O (name of person acknowledged)

who is personally known to me or who has

Margaret A. Cargano deceased

(type of identification)

(ann) Davis Tidnes Signature of Notary Public

produced

DIANUE DAVISTIONUL

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

ORIGINAL DOCUMENTS RETAINED IN COUNTY LANDS FILES FOR HANDLING

### **Ownership and Easement Search**

Search No. 02-46-22-20-0000D.0440 Date: July 7, 2004 Parcel: 41 Project: Dewberry Special Improvement Unit Project# 504925

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

KmP

Title Examiner

STRAP: 02-46-22-20-0000D.0440 December 16, 2004 KK Effective Date: May 29,-2004, at 5:00 p.m.

Subject Property: Lot 44, in Block D, Cherry Estates, an unrecorded subdivision, as shown in Official Record Book 687 Page 853, Public Records of Lee County, Florida.

### Title to the subject property is vested in the following: Eugene T. Gargano and Margaret A. Gargano, husband and wife.

By that certain instrument dated June 20, 2003, recorded July 8, 2003 in Official Record Book 3985 page 1358, Public Records of Lee County, Florida.

### Easements:

- 1. Subject to a Roadway Easement, 25 feet in width, affecting the Southerly 12.5 feet of the subject property as shown on the plat of Cherry Estates, recorded in Official Record Book 687 Page 853, Public Records of Lee County, Florida.
- 2. Subject to a 6 foot utility and drainage easement along the entire boundary of subject parcel, as recorded in a Declaration of Conditions, Covenants, Charges, Restrictions and Reservations affecting property located in Cherry Estates and recorded in Official Record Book 692, Page 482, Public Records of Lee County, Florida. Said Declaration was later terminated by that certain instrument recorded in Official Record Book 3401 Page 4258, public Records of Lee County, Florida.
- NOTE (1): Subject to a mortgage in the original sum of \$52,364.33, between Eugene T. Gargano And Margaret A. Gargano (mortgagors) and Wachovia Bank (mortgagee), recorded in Official Record Book 3985 Page 1359, Public Records of Lee County, Florida.
- NOTE (2): Subject to Lee County Ordinance No. 86-14, relating to garbage and solid waste Collection, recorded in Official Record Book 2189 Page 3281 and amended by Official Record Book 2189 Page 3334, Public Records of Lee County, Florida.

# Tax Status: \$1,833.63 paid on 11/13/2003 for Tax Year 2003.

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

# THIS PAGE IS NOT AVAILABLE FOR VIEWING

Prior to the implementation of a Florida Law which requires that images of County Official Records be published on the Internet by 2006, measures were developed to protect the most sensitive type of information. Also, on or after October 1, 2002, any person preparing or filing a document for recording in the Official Record may not include a social security number in such document unless required by law.

Florida Statute 119.07 provides that images of the following types of documents may not be placed on a "publicly available Internet website".

Military Discharge

**Death Certificates** 

Court files, records of paper relating to matters or cases governed by:

The Florida Rules of Family Law The Florida Rules of Juvenile Procedure The Florida Rules of Probate

Document types identified above which have been recorded in the county Official Records prior to the effective date of Florida Statute 119.07 will continue to be displayed on the Internet website unless a written request for removal has been presented to the Clerk.

Any "affected person" may request that the Clerk of Court remove an image of one of the above-listed documents from a "publicly available Internet website". This request must be in writing and may be delivered in person, by mail, electronically, or by facsimile. The request must specify the "identification" page number of the document to be removed. Forms are available in our office, upon request, to assist you.

No fee is charged for this service.

Florida law requires that images and copies of the above listed documents remain on file and available to the public upon request in the office of the Clerk.

This Instrument Prepared by:

Public Works/County Lands Division Post Office Box 398 Fort Myers, Florida 33902-0398 Project: <u>Dewberry Lane, MSBU</u> STRAP No.: <u>02-46-22-20-0000D.0450</u>

#### QUIT-CLAIM DEED

THIS Quit-Claim Deed, Executed this by Gordon G. Willis and 20 day of Delores M. Willis, husband and wife whose address is 4431 West Hallett, Hillsdale, MI 49242. GRANTOR, to LEE COUNTY, a political subdivision of the State of Florida, whose post office address is Post Office Box 398, Fort Myers, FL 33902-0398, GRANTEE:

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

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

The southerly 12.5 feet of Lot 45, in Block D, Cherry Estates, an unrecorded subdivision, as shown in Official Record Book 687 Page 853, Public Records of Lee County, Florida.

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

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

Signed, sealed and delivered in	
presence of two separate witnesses:	
Hama Keiser	Lordon of Wille
1st Witness Signature	Gordon G. Willis
Laura Keiser	
Printed Name of 1st Witness	
6	
2nd Witness Signature	
2nd Witness Signature	
La Itanher	
Printed Name of 2nd Witness	_
A. V.	Delun M. Wille
1st Witness Signature	
	Delores M. Willis
Laura heiser	
Printed Name of 1st Witness	
2/11 Them	
2nd Witness Signature	
Suzanne Jourez	
Printed Name of 2nd Witness	
1 Calus and	
STATE OF MCMAAN	
silil NH all	
COUNTY OF HUBALL	
The foregoing instrument was acknowledged	before me this Indian of Delluber . 20
(name of person acknowledged)	$\underline{S}$ who is personally known to me or who has
6	
Driveis licenceas identifie	cation.
(type of identification)	
	a falia All
	Alle tett
	Signature of Notary Public
	Rachel C. Doty, Banking Cente
	(Name typed, printed or stamped)
	(Title or Rank)
	(Serial Number, if any)

RACHEL C. DOTY Notary Public, Hilladate County, MI My Commission Expires 04-26-07

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Km P

# **Division of County Lands**

### **Ownership and Easement Search**

Search No. 02-46-22-20-0000D.0450 Date: July 8, 2004 Parcel: 42 Project: Dewberry Special Improvement Unit Project# 504925

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

Title Examiner

STRAP: 02-46-22-20-0000D.0450 December (5 200+ KK Effective Date: May 29, 2004, at 5:00 p.m.

Subject Property: Lot 45, in Block D, Cherry Estates, an unrecorded subdivision, as shown in Official Record Book 687 Page 853, Public Records of Lee County, Florida.

### Title to the subject property is vested in the following: Gordon G. Willis and Delores M. Willis, husband and wife.

By that certain instrument dated March 7, 2001, recorded March 9, 2001, in Official Record Book 3374 page 3333, Public Records of Lee County, Florida.

### Easements:

- 1. Subject to a Roadway Easement, 25 feet in width, affecting the Southerly 12.5 feet of the subject property as shown on the plat of Cherry Estates, recorded in Official Record Book 687 Page 853, Public Records of Lee County, Florida.
- 2. Subject to a 6 foot utility and drainage easement along the entire boundary of subject parcel, as recorded in a Declaration of Conditions, Covenants, Charges, Restrictions and Reservations affecting property located in Cherry Estates and recorded in Official Record Book 692, Page 482, Public Records of Lee County, Florida. Said Declaration was later terminated by that certain instrument recorded in Official Record Book 3401 Page 4258, public Records of Lee County, Florida.
- NOTE (1): Subject property is not encumbered by a mortgage.
- NOTE (2): Subject to Lee County Ordinance No. 86-14, relating to garbage and solid waste Collection, recorded in Official Record Book 2189 Page 3281 and amended by Official Record Book 2189 Page 3334, Public Records of Lee County, Florida.

### Tax Status: \$2,413.13 paid on 11/20/2003 for Tax Year 2003.

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

This	Instrument	Pre	bared	by:
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This Space for Recording

#### QUIT-CLAIM DEED

30ª November 20 04, by Wesley W. Sarvis and dav of THIS Quit-Claim Deed, Executed this whose address is 1221 N Andrews Ave, Fort Lauderdale, FL 33311. Charolette M. Sarvis, husband and wife GRANTOR, to LEE COUNTY, a political subdivision of the State of Florida, whose post office address is Post Office Box 398, Fort Myers, FL 33902-0398, GRANTEE:

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

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

#### The southerly 12.5 feet of Lot 46 & Lot 47, in Block D, Cherry Estates, an unrecorded subdivision, as shown in Official Record Book 687 Page 853, Public Records of Lee County, Florida.

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

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

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

a M For Witness Signature Fontain Inda Printed Name of 1st Witness 2nd Witness Signatu Printed Name of 2nd Witness Ne Witness Signature Inda tontain Printed Name of 1st Witness 2nd itness Signature 204 21 ardno Printed Name of 2nd Witness

STATE OF HOVIDA COUNTY OF BROWARD

JRIGINAL DOCUMENTS RETAINED IN COUNTY LANDS FILES FOR HANDLING

UPON BOARD ACCEPTANCE

malite m Sarvis

The foregoing instrument was acknowledged before me this 30 day of NOVEMBEN 200 by Charolette Sarvis WLSEU Sarvis who is personally known to me or who has produced (hame of person acknowledged) Ι as identification.

(type of identification)



_//	Marle	
Signature of Notar	ry Public	

W. Sants

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

Page 1 of 1

# **Division of County Lands**

### **Ownership and Easement Search**

Search No. 02-46-22-20-0000D.0460 Date: July 8, 2004 Parcel: 43 Project: Dewberry Special Improvement Unit Project# 504925 KM

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

From: Kenneth Pitt

Title Examiner

STRAP: 02-46-22-20-0000D.0460 December 16,2004 KK Effective Date: May 29, 2004, at 5:00 p.m.

Subject Property: Lots 46 & 47 in Block D, Cherry Estates, an unrecorded subdivision, as shown in Official Record Book 687 Page 853, Public Records of Lee County, Florida.

Title to the subject property is vested in the following:

### Wesley W. Sarvis and Charolette M. Sarvis, husband and wife.

By that certain instrument dated September 7, 1979, recorded September 10, 1979, in Official Record Book 1375 page 576, Public Records of Lee County, Florida.

### Easements:

- 1. Subject to a Roadway Easement, 25 feet in width, affecting the Southerly 12.5 feet of the subject property as shown on the plat of Cherry Estates, recorded in Official Record Book 687 Page 853, Public Records of Lee County, Florida.
- Subject to a 6 foot utility and drainage easement along the entire boundary of subject 2. parcel, as recorded in a Declaration of Conditions, Covenants, Charges, Restrictions and Reservations affecting property located in Cherry Estates and recorded in Official Record Book 692, Page 482, Public Records of Lee County, Florida. Said Declaration was later terminated by that certain instrument recorded in Official Record Book 3401 Page 4258, public Records of Lee County, Florida.
- Subject property is not encumbered by a mortgage. NOTE (1);
- Subject to Lee County Ordinance No. 86-14, relating to garbage and solid waste NOTE (2): Collection, recorded in Official Record Book 2189 Page 3281 and amended by Official Record Book 2189 Page 3334, Public Records of Lee County, Florida.

### Tax Status: \$2,263.50 paid on 11/30/2003 for Tax Year 2003.

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

This Instrument Prepared by:

Ē

Public Works/County Lands Division	
Post Office Box 398	
Fort Myers, Florida 33902-0398	
Project: Dewberry Lane, MSBU	
STRAP No.: 02-46-22-20-0000D.0540	This Space for Recording

#### QUIT-CLAIM DEED

29 day of AOUEMBER THIS Quit-Claim Deed, Executed this 20 <u>A</u>, by Randy W. Taber and Susan K. Taber, his wife whose address is 4001 Anderson Dr. Albion, MI 49224.

GRANTOR, to LEE COUNTY, a political subdivision of the State of Florida, whose post office address is Post Office Box 398, Fort Myers, FL 33902-0398, GRANTEE:

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

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

#### The southerly 12.5 feet of Lot 54, in Block D, Cherry Estates, an unrecorded subdivision, as shown in Official Record Book 687 Page 853, Public Records of Lee County, Florida.

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

Susan K. Taber

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

Signed, sealed and delivered in presence of two separate witnesses: 1st Witness Signature Printed Name of 1st Witness 2nd Witness Signature

**PrinteghName** 2nd Witness 1st Witness ionature

Printed Name of 1st Witness

ORIGINAL DOCUMENTS RETAINED IN COUNTY LANDS FILES FOR HANDLING

Signature Printed Name of 2nd Witness

STATE OF COUNTY C

instrument was acknowledged before me this <u>29</u> day of <u>November</u>, 2004 The foregoing,

(Iname of person acknowledged)

(type of identification)

who is personally known (to me a

Public Signature of Nota

who has

by

produced

o

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

as identification.

### **Ownership and Easement Search**

Search No. 02-46-22-20-0000D.0540 Date: July 8, 2004 Parcel: 50 Project: Dewberry Special Improvement Unit Project# 504925 Kmp

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

From: Kenneth Pitt

**Title Examiner** 

STRAP: 02-46-22-20-0000D.0540

December 16,2004 KK Effective Date: May 29, 2004, at 5:00 p.m.

Subject Property: Lots 54, in Block D, Cherry Estates, an unrecorded subdivision, as shown in Official Record Book 687 Page 853, Public Records of Lee County, Florida,

Title to the subject property is vested in the following:

### Randy W. Taber and Susan K. Taber, his wife .

By that certain instrument dated September 20, 2001, recorded October 19, 2001 in Official Record Book 3506 page 107, Public Records of Lee County, Florida.

### Easements:

- 1. Subject to a Roadway Easement, 25 feet in width, affecting the Southerly 12.5 feet of the subject property as shown on the plat of Cherry Estates, recorded in Official Record Book 687 Page 853, Public Records of Lee County, Florida.
- 2. Subject to a 6 foot utility and drainage easement along the entire boundary of subject parcel, as recorded in a Declaration of Conditions, Covenants, Charges, Restrictions and Reservations affecting property located in Cherry Estates and recorded in Official Record Book 692, Page 482, Public Records of Lee County, Florida. Said Declaration was later terminated by that certain instrument recorded in Official Record Book 3401 Page 4258. public Records of Lee County, Florida.
- **NOTE (1)**: Subject property is not encumbered by a mortgage.
- NOTE (2): Subject to Lee County Ordinance No. 86-14, relating to garbage and solid waste Collection, recorded in Official Record Book 2189 Page 3281 and amended by Official Record Book 2189 Page 3334, Public Records of Lee County, Florida.
- NOTE (3): Subject to Notice's of Commencement, recorded in Official Record Book 4217 Page 790 and Official Record Book 4239 Page 1692, Public Records of Lee County, Florida.

### **Ownership and Easement Search**

Search No. 02-46-22-20-0000D.0540 Date: July 8, 2004 Parcel: 50 Project: Dewberry Special Improvement Unit Project# 504925

**Tax Status: \$2,113.87 on 11/14/2003 for Tax Year 2003.** (The end user of this report is responsible for verifying tax and/or assessment information.)

This Instrument Prepared by: Public Works/County Lands Division Post Office Box 398 Fort Myers, Florida 33902-0398 Project: <u>Dewberry Lane, MSBU</u> STRAP No.: <u>02-46-22-20-0000D.0550</u> This Space for Recording

#### QUIT-CLAIM DEED

THIS Quit-Claim Deed, Executed this _	3044	_day of 🛝	LOVEME	3ER	_,20 <u>04</u> ,	by <u>Paul E. Ci</u>	illers and
Joyce E. Cullers, his wife		whose	address is	\$ 5359	Karafit Rd.	Celina, OH	4 <u>5822.</u>

GRANTOR, to LEE COUNTY, a political subdivision of the State of Florida, whose post office address is Post Office Box 398, Fort Myers, FL 33902-0398, GRANTEE:

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

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

#### The southerly 12.5 feet of Lot 55, in Block D, Cherry Estates, an unrecorded subdivision, as shown in Official Record Book 687 Page 853, Public Records of Lee County, Florida.

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

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

Signed, sealed and delivered in presence of two separate witnesses: Paul & Cullers 1st Witness Signature SHORT AMES Printed Name of 1st Witness In 2nd Witness Signature Vichele orre Printed Name of 2nd Witness E. Cullus Vitness Signature SHORT Printed Name of 1st Witness 2nd Witness Signature Michelle Torre Printed Name of 2nd Witness TORIDA STATE OF COUNTY OF LEE The foregoing instrument was acknowledged before me this <u>30</u> day of <u>Movenher</u>, 20<u>04</u>, CULTY JOYCE E Cullers who is personally known to me or who has produced (name of person acknowledged) DRIVERS LICENSE as identification. (type of identification) ary Public - State of Florida KERNETH J. BROWN

es.Jul 31, 2007

ion # 00237070 i ily National Notary A

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

bv

COUNTY LANDS FILES FOR HANDLING COUNTY LANDS FILES FOR HANDLING UPON BOARD ACCEDIANCE

### **Ownership and Easement Search**

Search No. 02-46-22-20-0000D.0550 Date: July 8, 2004 Parcel: 51 Project: Dewberry Special Improvement Unit Project# 504925

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

From:	Kenneth Pitt	Kaa		
	Title Examiner			

STRAP: 02-46-22-20-0000D.0550

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

Subject Property: Lots 55, in Block D, Cherry Estates, an unrecorded subdivision, as shown in Official Record Book 687 Page 853, Public Records of Lee County, Florida.

Title to the subject property is vested in the following:

### Paul E. Cullers and Joyce E. Cullers, his wife.

By that certain instrument dated March 29,1995, recorded April 3, 1995 in Official Record Book 2588 page 3008, Public Records of Lee County, Florida.

### Easements:

- 1. Subject to a Roadway Easement, 25 feet in width, affecting the Southerly 12.5 feet of the subject property as shown on the plat of Cherry Estates, recorded in Official Record Book 687 Page 853, Public Records of Lee County, Florida.
- 2. Subject to a 6 foot utility and drainage easement along the entire boundary of subject parcel, as recorded in a Declaration of Conditions, Covenants, Charges, Restrictions and Reservations affecting property located in Cherry Estates and recorded in Official Record Book 692, Page 482, Public Records of Lee County, Florida. Said Declaration was later terminated by that certain instrument recorded in Official Record Book 3401 Page 4258, public Records of Lee County, Florida.
- NOTE (1): Subject property is not encumbered by a mortgage.
- NOTE (2): Subject to Lee County Ordinance No. 86-14, relating to garbage and solid waste Collection, recorded in Official Record Book 2189 Page 3281 and amended by Official Record Book 2189 Page 3334, Public Records of Lee County, Florida.

### **Ownership and Easement Search**

Search No. 02-46-22-20-0000D.0550 Date: July 8, 2004 Parcel: 51 Project: Dewberry Special Improvement Unit Project# 504925

### Tax Status: \$2,376.64 on 11/26/2003 for Tax Year 2003.

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

This Instrument Prepared by:

Public Works/County Lands Division	
Post Office Box 398	
Fort Myers, Florida 33902-0398	
Project: Dewberry Lane, MSBU	
STRAP No.: 02-46-22-20-0000D.0580	

This Space for Recording

#### QUIT-CLAIM DEED

 THIS Quit-Claim Deed, Executed this
 10th
 day of
 Occember
 , 20 04, by Douglas E. Gordon

 and Geraldine Gordon, Original Trustees under the Douglas and Geraldine Gordon Revocable Living Trust dated December 4, 1990
 whose address is \_3764 Dewberry Ln, St James City, FL 33956.

 GRANTOR, to LEE COUNTY, a political subdivision of the State of Florida, whose post office address is Post Office Box 398, Fort Myers, FL 33902-0398, GRANTEE:

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

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

# The southerly 12.5 feet of Lot 58, in Block D, Cherry Estates, an unrecorded subdivision, as shown in Official Record Book 687 Page 853, Public Records of Lee County, Florida.

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

Gordon.

Geraldine Gordon, Trustee

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

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

1st Witness Signature Abornh Stige Printed Name of 1st Witness De 2nd Witness Signature on Printed Name of 2nd Witness 1st Witness Signature Printed Name of 1st Witness H

2nd Witness Signature

Patt Farlon Printed Name of 2nd Witness

STATE OF

COUNTY OF

The foregoing instrument was acknowledged before me this <u>/Oth</u>day of <u>December</u>, 20<u>04</u>, by <u>uglas & Geraldine Gordon</u> who is <u>personally known</u> to me or who has produced (name of person acknowledged)

as identification.

(type of identification)

DEBORAH STIGER Notary Public. State of Florida My comm. expires Mar. 8, 2008 No. DD 297306

Signature of Notary Public

(Name typed, printed or stamped) (Title or Rank) Natang (Serial Number, if any) / DD-297304

NEIGINAL DOCUMENTS RETAINED IN JUNTY LANDS FILES FOR HANDLING POIN BOAPD ACCEPTANCE

### MEMORANDOM OF TRUST AFFIDAVIT

(For use in connection with Sec. 689.071, F.S., Land trusts transferring interests in real estate; ownership vests in trustee.)

Before me, the undersigned authority, personally appeared Douglas E Gordon Geraldine Gordon 8 , who after being duly sworn, deposes and states:

- 1. Affiant is of legal age, competent to testify in court of law and has personal knowledge of the facts set forth herein.
- 2. That certain Declaration of Trust known as Douglas E. Gordon and Geraldine Gordon, Original Trustees under the Douglas and Geraldine Gordon Revocable Living Trust dated December 4, 1990 (hereinafter referred to as the "Trust") is in full force and effect and Affiant is the duly qualified and acting Trustee thereunder.
- 3. Affiant as Trustee of the Trust is the owner of that certain property described as 58 KJ & follows:

Lot 57: Block D, Cherry Estates according to the map or plat thereof on file and attached to Official Record Book 687, Page 851, Public Records of Lee County, Florida.

- 4. Affiant as Trustee of the Trust has full power and authority to sell, convey and/or mortgage the above described property.
- 5. The pertinent pages of the Trust attached hereto are true and correct copies of the originals thereof and none of the remaining terms or provisions of the Trust conflict with the terms and provisions set forth in the attachments to this Afridavit.

<u>for Andor Doug las G</u>orDon ure <u>Print Name (Affiant):</u> <u>Line Undon GFRALDINE GORDON</u> Print Name (Affiant): ianature

SWORN TO, SUBSCRIBED AND ACKNOWLEDGED, before me this \_\_\_\_\_ Month of December Day of 10, 2004 by Duglas & Geraldine Gordon who is/are personal known to me or who has/have produced well known as identification.

Notary Public

Printed Name

Commission Number

S:\POOL\DEWBERRYLANE - MSBU\LTR2OWNER\TRUST MEMORANDOM#154.DOC

DEBORAH STIGER Notary Public. State of Florida My comm. expires Mar. 8, 2008 No. DD 297306

12-9-04

Pages of our trust have not been included because the trust in our kape deposit hat up north. Douglas Hordon

12/16/04 9Am per Joan Henry go ahead and accept she has no problem with t.

Kma

## <sup>1</sup> Division of County Lands

### **Ownership and Easement Search**

Search No. 02-46-22-20-0000D.0580 Date: July 8, 2004 Parcel: 54 Project: Dewberry Special Improvement Unit Project# 504925

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

STRAP:	02-46-22-20-0000D.0580	
	December 16,2004K	ļ
Effective	Date: <del>May 29, 200</del> 4, at 5:00 p.m.	

# Subject Property: Lots 58, in Block D, Cherry Estates, an unrecorded subdivision, as shown in Official Record Book 687 Page 853, Public Records of Lee County, Florida.

Title to the subject property is vested in the following:

### Douglas E. Gordon and Geraldine Gordon, Original Trustees under the Douglas and Geraldine Gordon Revocable Living Trust dated December 4, 1990.

By that certain instrument dated December 13, 1990, recorded December 18, 1990 in Official Record Book 2192 page 3965, Public Records of Lee County, Florida.

### Easements:

- 1. Subject to a Roadway Easement, 25 feet in width, affecting the Southerly 12.5 feet of the subject property as shown on the plat of Cherry Estates, recorded in Official Record Book 687 Page 853, Public Records of Lee County, Florida.
- 2. Subject to a 6 foot utility and drainage easement along the entire boundary of subject parcel, as recorded in a Declaration of Conditions, Covenants, Charges, Restrictions and Reservations affecting property located in Cherry Estates and recorded in Official Record Book 692, Page 482, Public Records of Lee County, Florida. Said Declaration was later terminated by that certain instrument recorded in Official Record Book 3401 Page 4258, public Records of Lee County, Florida.
- NOTE (1): Subject property is not encumbered by a mortgage.
- NOTE (2): Subject to Lee County Ordinance No. 86-14, relating to garbage and solid waste Collection, recorded in Official Record Book 2189 Page 3281 and amended by Official Record Book 2189 Page 3334, Public Records of Lee County, Florida.

### **Ownership and Easement Search**

Search No. 02-46-22-20-0000D.0580 Date: July 8, 2004 Parcel: 54 Project: Dewberry Special Improvement Unit Project# 504925

### Tax Status: \$2,294.44 on 11/7/2003 for Tax Year 2003.

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

This Instrument Prepared by:

Public Works/County Lands Division Post Office Box 398 Fort Myers, Florida 33902-0398 Project: Dewberry Lane, MSBU STRAP No.: 02-46-22-20-0000D.0610

This Space for Recording

#### QUIT-CLAIM DEED

THIS Quit-Claim Deed, Executed this 15th day of <u>November</u> 2004 , by <u>Alma S. Wilcox, as</u> surviving tenant by the entirety of Robert M Wilcox, deceased, who died 10-7-1986 a resident of the State of Illinois whose address is 1001 Donnick St, Minonk, IL 61760. GRANTOR, to LEE COUNTY, a political subdivision of the State of Florida, whose post office address is Post Office Box 398, Fort Myers, FL 33902-0398, GRANTEE:

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

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

#### The southerly 12.5 feet of Lot 61, in Block D, Cherry Estates, an unrecorded subdivision, as shown in Official Record Book 687 Page 853, Public Records of Lee County, Florida.

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

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

Signed, sealed and delivered in

presence of two separate witnesses X 1st Witness Signature he of 1st Witness Printed 2nd Witness Signature Norda

Printed Name of 2nd Witness

Wilcox

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

who is personally known to me or who has

STATE OF \_\_ILLINOIS

COUNTY OF \_WOODFORD

The foregoing instrument was acknowledged before me this 15th day of November 20 04 by

\_Alma S. Wilcox (name of person acknowledged)

as identification.

(type of identification)

A. de Treese ene

Signature of Notary Public

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

Official Seal Arlene A deFre Notary Public State of Illinois My Commission Expires 09/24/05

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

### Page 1 of 2

# **Division of County Lands**

### **Ownership and Easement Search**

Search No. 02-46-22-20-0000D.0610 Date: July 12, 2004 Parcel: 57 Project: Dewberry Special Improvement Unit Project# 504925

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

Kmp

Title Examiner

STRAP: 02-46-22-20-0000D.0610

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

Subject Property: Lots 61, in Block D, Cherry Estates, an unrecorded subdivision, as shown in Official Record Book 687 Page 853, Public Records of Lee County, Florida.

Title to the subject property is vested in the following:

# Alma S. Wilcox, as surviving tenant by the entirety of Robert M Wilcox, deceased, who died 10-7-1986 a resident of the State of Illinois.

By that certain instrument dated January 2, 1980, recorded January 2, 1980 in Official Record Book 1398 page 1559, Public Records of Lee County, Florida.

### **Easements:**

- 1. Subject to a Roadway Easement, 25 feet in width, affecting the Southerly 12.5 feet of the subject property as shown on the plat of Cherry Estates, recorded in Official Record Book 687 Page 853, Public Records of Lee County, Florida.
- 2. Subject to a 6 foot utility and drainage easement along the entire boundary of subject parcel, as recorded in a Declaration of Conditions, Covenants, Charges, Restrictions and Reservations affecting property located in Cherry Estates and recorded in Official Record Book 692, Page 482, Public Records of Lee County, Florida. Said Declaration was later terminated by that certain instrument recorded in Official Record Book 3401 Page 4258, public Records of Lee County, Florida.
- **NOTE (1):** Subject property is not encumbered by a mortgage.
- NOTE (2): Subject to Lee County Ordinance No. 86-14, relating to garbage and solid waste Collection, recorded in Official Record Book 2189 Page 3281 and amended by Official Record Book 2189 Page 3334, Public Records of Lee County, Florida.

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### **Ownership and Easement Search**

Search No. 02-46-22-20-0000D.0610 Date: July 12, 2004 Parcel: 57 Project: Dewberry Special Improvement Unit Project# 504925

NOTE (3): The last deed of record was from Roberson A. & Ruby W. Travis and Robert M. Wilcox and Alma S. Wilcox (grantors) to Robert M. Wilcox and Alma S. Wilcox (grantees), however there is no instrument found of record that conveyed an interest in the subject property prior to the execution of said deed.

**Tax Status: \$2,410.52 on 11/30/2003 for Tax Year 2003.** (The end user of this report is responsible for verifying tax and/or assessment information.)

This Instrument Prepared by:

Public Works/County Lands Division Post Office Box 398 Fort Myers, Florida 33902-0398 Project: <u>Dewberry Lane, MSBU</u> STRAP No.: <u>02-46-22-20-0000D.0680</u>

This Space for Recording

#### QUIT-CLAIM DEED

THIS Quit-Claim Deed, Executed this by Thomas G. day of 20 Schipferling and Jeanne Schipferling, husband and wife Decensed whose address is 3664 Dewberry Ln, St James City, FL 33956 GRANTOR, to LEE COUNTY, a political subdivision of the State of Florida, whose post office address is Post Office Box 398, Fort Myers, FL 33902-0398, GRANTEE:

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

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

#### The southerly 12.5 feet of Lot 68, in Block D, Cherry Estates, an unrecorded subdivision, as shown in Official Record Book 687 Page 853, Public Records of Lee County, Florida.

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

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

Signed, sealed and delivered in presence of two separate witnesses 1st Witness Signature

Printed Name of 1st Witness

2nd Witness Signature Kathmyn Theene

Printed Name of 2nd Witness

1st Witness Signature

Printed Name of 1st Witness

2nd Witness Signature

Printed Name of 2nd Witness

STATE OF FL

COUNTY OF LEE

Jeanne Schipferling Deceased

\* an unremarried man

The foregoing instrument was acknowledged before me this 3 day of DECEMBER, 20 04 by

THOMAS G. SCHIPFERLING (name of person acknowledged)

who\_is\_personally\_known\_to\_me or who has produced

FL **DL** NO. S164 827280050 as identification.

(type of identification)



EHRNFEL

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

# THIS PAGE IS NOT AVAILABLE FOR VIEWING

Prior to the implementation of a Florida Law which requires that images of County Official Records be published on the Internet by 2006, measures were developed to protect the most sensitive type of information. Also, on or after October 1, 2002, any person preparing or filing a document for recording in the Official Record may not include a social security number in such document unless required by law.

Florida Statute 119.07 provides that images of the following types of documents may not be placed on a "publicly available Internet website".

Military Discharge

**Death Certificates** 

Court files, records of paper relating to matters or cases governed by:

The Florida Rules of Family Law The Florida Rules of Juvenile Procedure The Florida Rules of Probate

Document types identified above which have been recorded in the county Official Records prior to the effective date of Florida Statute 119.07 will continue to be displayed on the Internet website unless a written request for removal has been presented to the Clerk.

Any "affected person" may request that the Clerk of Court remove an image of one of the above-listed documents from a "publicly available Internet website". This request must be in writing and may be delivered in person, by mail, electronically, or by facsimile. The request must specify the "identification" page number of the document to be removed. Forms are available in our office, upon request, to assist you.

No fee is charged for this service.

Florida law requires that images and copies of the above listed documents remain on file and available to the public upon request in the office of the Clerk.

### Ownership and Easement Search

Search No. 02-46-22-20-0000D.0680 Date: July 12, 2004 Parcel: 64 Project: Dewberry Special Improvement Unit Project# 504925

To: Karen L.W. Forsyth, SR/WA Director From: Kenneth Pitt Koncentration

STRAP: 02-46-22-20-0000D.0680

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

Subject Property: Lots 68, in Block D, Cherry Estates, an unrecorded subdivision, as shown in Official Record Book 687 Page 853, Public Records of Lee County, Florida.

Title to the subject property is vested in the following:

### Thomas G. Schipferling and Jeanne Schipferling, husband and wife...

By that certain instrument dated May 28, 1975, recorded June 11, 1975 in Official Record Book 1091 page 394, Public Records of Lee County, Florida.

### Easements:

- 1. Subject to a Roadway Easement, 25 feet in width, affecting the Southerly 12.5 feet of the subject property as shown on the plat of Cherry Estates, recorded in Official Record Book 687 Page 853, Public Records of Lee County, Florida.
- 2. Subject to a 6 foot utility and drainage easement along the entire boundary of subject parcel, as recorded in a Declaration of Conditions, Covenants, Charges, Restrictions and Reservations affecting property located in Cherry Estates and recorded in Official Record Book 692, Page 482, Public Records of Lee County, Florida. Said Declaration was later terminated by that certain instrument recorded in Official Record Book 3401 Page 4258, public Records of Lee County, Florida.
- NOTE (1): Subject property is not encumbered by a mortgage.
- NOTE (2): Subject to Lee County Ordinance No. 86-14, relating to garbage and solid waste Collection, recorded in Official Record Book 2189 Page 3281 and amended by Official Record Book 2189 Page 3334, Public Records of Lee County, Florida.

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### **Ownership and Easement Search**

Search No. 02-46-22-20-0000D.0680 Date: July 12, 2004 Parcel: 64 Project: Dewberry Special Improvement Unit Project# 504925

**Tax Status: \$1,065.50 paid on 11/26/03 for Tax Year 2003.** (The end user of this report is responsible for verifying tax and/or assessment information.)