

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

Blue Sheet No. 20051155

1. ACTION REQUESTED/PURPOSE: Accept Quit-Claim Deed for right-of-way necessary for the Dewberry Lane Special Improvement MSBU for maintenance of existing roads and streetlights; authorize the Division of County Lands to handle and accept all documentation necessary; authorize payment of recording fees.

2. WHAT ACTION ACCOMPLISHES: Acquisition of right-of-way via Quit-Claim Deeds from benefitted property owners.

3. MANAGEMENT RECOMMENDATION: Management recommends Board approve the Action Requested.

4. Departmental Category: 6		C6A	5. Meeting Date: 08-30-2005
6. Agenda:		7. Requirement/Purpose: (specify)	
<input checked="" type="checkbox"/> Consent	<input checked="" type="checkbox"/> Statute	125	8. Request Initiated: Commissioner _____ Department Independent Division County Lands By: Karen L.W. Forsyth, Director <i>KLF</i>
<input type="checkbox"/> Administrative	<input checked="" type="checkbox"/> Ordinance	02-17	
<input type="checkbox"/> Appeals	<input type="checkbox"/> Admin. Code	_____	
<input type="checkbox"/> Public	<input type="checkbox"/> Other	_____	
<input type="checkbox"/> Walk-On			

9. Background:
The Board of County Commissioners created the Dewberry Lane Special Improvement MSBU on April 23, 2002, when it adopted Ordinance Number 02-17. The principal purpose of the project is maintenance of the existing roadway and streetlights for Dewberry Lane in St. James City, the cost of which will be assessed proportionately against benefitted property owners.

The attached is a copy of the deed from the benefitted owners, Alfred and Veronica Perez. The original document is in the file of County Lands and will be recorded upon approval by the Board of County Commissioners. There remains 6 more properties for which deed conveyances are required.

Funds are available in Account Number: GD5411810421.504925

Staff Recommends Board approve the Requested Motion.

ATTACHMENTS: Copy of Quit Claim Deed, In-House Title Search, GIS Location Map

10. Review for Scheduling:

Department Director	Purchasing or Contracts	Human Resources	Other	County Attorney	Budget Services				County Manager/P.W. Director
					Analyst	Risk	Grants	Mgr.	
<i>K. Forsyth</i>				<i>[Signature]</i>	<i>8/18/05</i>	<i>8/18/05</i>	<i>8/18/05</i>	<i>8/18/05</i>	<i>[Signature]</i>

11. Commission Action:

- Approved
- Deferred
- Denied
- Other

RECEIVED BY
COUNTY ADMIN: *[Signature]*
8-18-05
3:45
COUNTY ADMIN
FORWARDED TO: *[Signature]*
8/18/05
5:21 PM

CO. ATTY.
FORWARDED TO:
Co. Admin.
8/18/05

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.0640 #160

This Space for Recording

QUIT-CLAIM DEED

THIS Quit-Claim Deed, Executed this 15 day of JULY, 2005, by Alfredo Perez and Veronica Baez Perez, Husband and Wife, whose address is 3704 Dewberry Lane, 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 64, 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:

[Signature]
1st Witness Signature

Elda Gonzalez
Printed Name of 1st Witness

[Signature]
2nd Witness Signature

Avilio PEREZ
Printed Name of 2nd Witness

[Signature]
1st Witness Signature

Elda Gonzalez
Printed Name of 1st Witness

[Signature]
2nd Witness Signature

Avilio PEREZ
Printed Name of 2nd Witness

[Signature]
Alfredo Perez, Husband

[Signature]
Veronica Baez Perez, Wife

STATE OF FLORIDA

COUNTY OF DADE

The foregoing instrument was acknowledged before me this 15 day of July, 2005, by

Veronica Baez Perez & Alfredo Perez who is personally known to me or who has produced

FL DLP62D-862-59-749-D as identification.
(type of identification)

FLDL P62D-004-64-205-0

[Signature]
Signature of Notary Public
Maria C. Amaya
Commission # DD405489
Expires: MAR. 10, 2009

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

Division of County Lands**Ownership and Easement Search**

Search No. 02-46-22-20-0000D.0640

Date: July 12, 2004

Parcel: 60

Project: Dewberry Special Improvement Unit
Project# 504925To: Karen L.W. Forsyth, SRWA
DirectorFrom: Kenneth Pitt
Title Examiner 

STRAP: 02-46-22-20-0000D.0640

Effective Date: ~~May 29, 2004~~, at 5:00 p.m. **July 24, 2005** KK**Subject Property: Lots 64, 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:

Alfredo Perez.

By that certain instrument dated April 8, 2004, recorded April 21, 2004 in Official Record Book 4264 page 3535, 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 Deed in the original sum of \$160,000.00, between Alfredo Perez (mortgagor) and Grace D. Stadlberger (mortgagee), recorded in Official Record Book 4264 Page 3541, 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.

WALKER PK

TRAWLER LN

SLOOP LN

SKIPPER LN

HARPOON LN

BOWSPRIT LN

SLOOP LN

DEWBERRY LN. MSBU

92

BOUNTY LN

BOUNTY LN

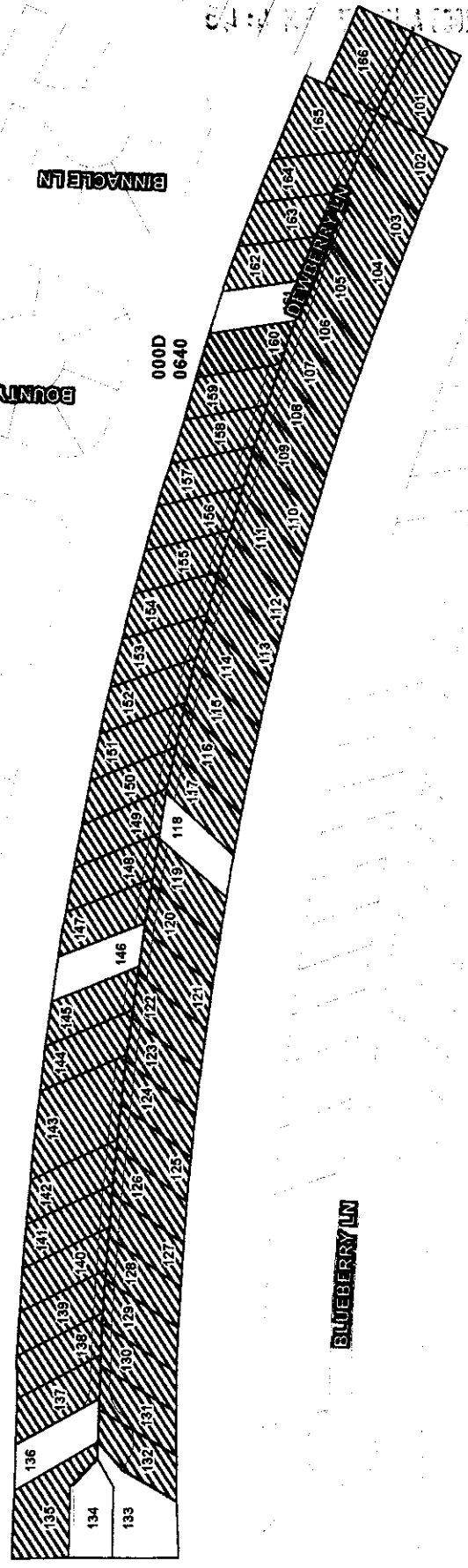
BINNAIGLE LN

BINNAIGLE LN

000D
0640

BLUEBERRY LN

YORK RD



CHERRY LN

TRAILER PARK DR

250 Feet

0 125 250

THIS IS NOT A SURVEY
 THE COUNTY LANDS DIVISION HAS PREPARED THIS MAP
 FOR INFORMATIONAL PURPOSES ONLY. DETAILS SHOWN
 MAY BE UNOFFICIAL DETERMINATIONS AND MAY NOT BE
 ACCURATE. THE COUNTY LANDS DIVISION IS NOT
 RESPONSIBLE FOR ANY ERRORS OR OMISSIONS. WHILE
 THE COUNTY LANDS DIVISION RECORDS OFFICE WILL
 CORRECT INFORMATION, INDEPENDENT VERIFICATION MAY
 BE REQUIRED.

REVISED Aug. 13, 2005

