

THIS INSTRUMENT PREPARED BY:

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

RESOLUTION NO. _____ FOR PETITION TO VACATE

Case Number: **VAC2002-00010**

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

WHEREAS, the Board of County Commissioners of Lee County, Florida held a Public Hearing on this Petition to Vacate on the 8th day of October, 2002 at 5:00 p.m.; and

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

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

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

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

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

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

1. Petition to Vacate No. VAC2002-00010 is hereby granted.
2. The public's interest in the easement, plat or portion of a plat legally described in Exhibit "A" and graphically depicted in the sketches attached as Exhibits "B-1" and "B-2" is hereby vacated.
3. This Resolution will become effective upon recording of a fully executed copy in the public records of Lee County, Florida.

This Resolution passed by voice and entered into the minutes of the Board of County Commissioners of Lee County, Florida, this 8th day of October, 2002.

ATTEST:
COMMISSIONERS
CHARLIE GREEN, CLERK

BOARD OF COUNTY
OF LEE COUNTY, FLORIDA

Deputy Clerk Signature

Chairman Signature

Please Print Name

Please Print Name

APPROVED AS TO FORM

County Attorney Signature

Please Print Name

Legal Description:

A six-foot (6') wide drainage easement located along the eastern side of lot 7, Block S, Unit 1, a subdivision of Fort Myers Beach Kampground; as recorded in Plat Book 35, Pages 47-49 of the official Public Records of Lee County, Florida. **LESS and EXCEPT** the North fifteen (15') feet thereof.

Remaining subject to any existing Public Utility Easements.

Exhibit A

**Lot 7, Block S
Fort Myers Beach Kampground Subdivision
Unit One**

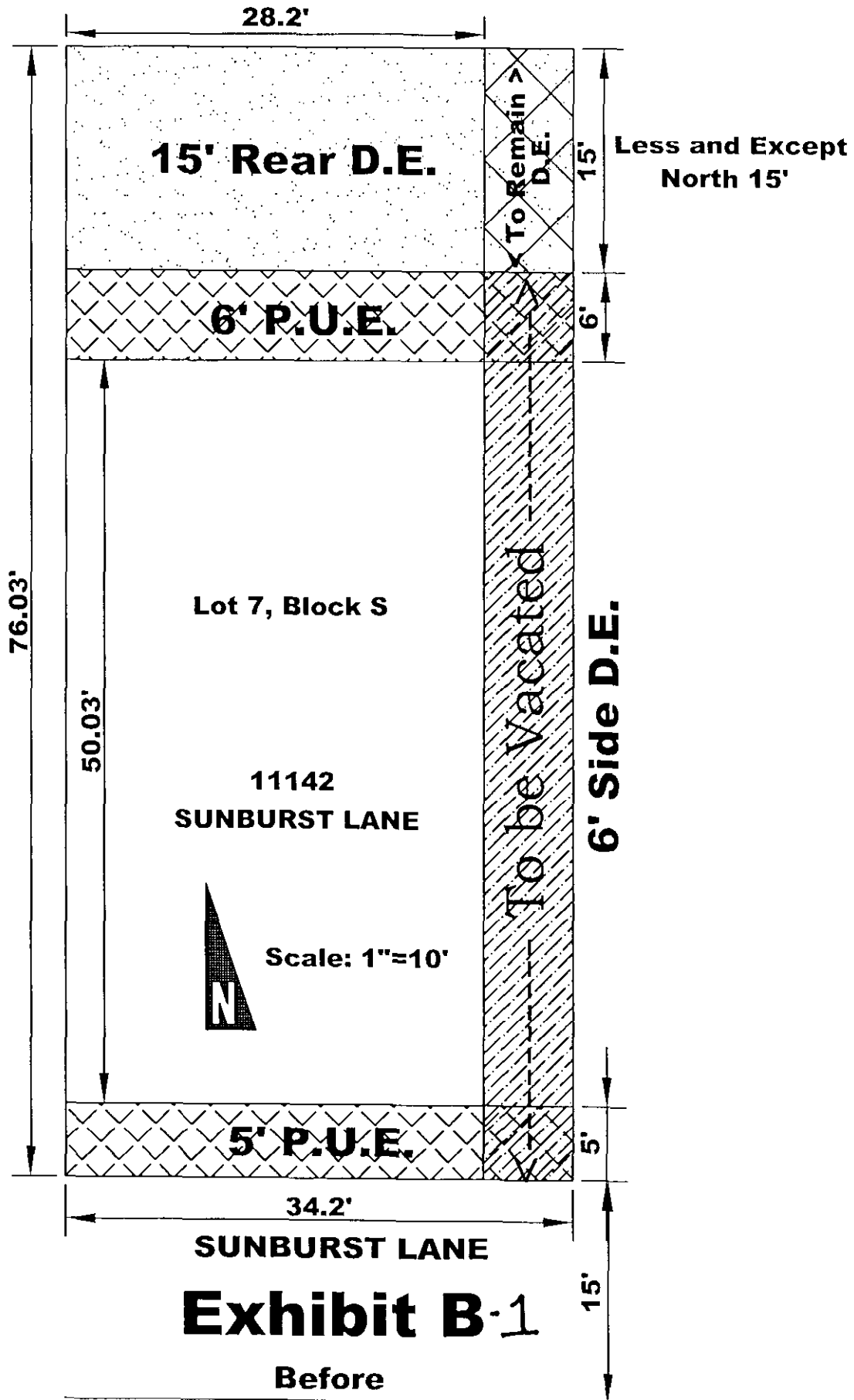


Exhibit B-1

Before

**Lot 7, Block S
Fort Myers Beach Kampground Subdivision
Unit One**

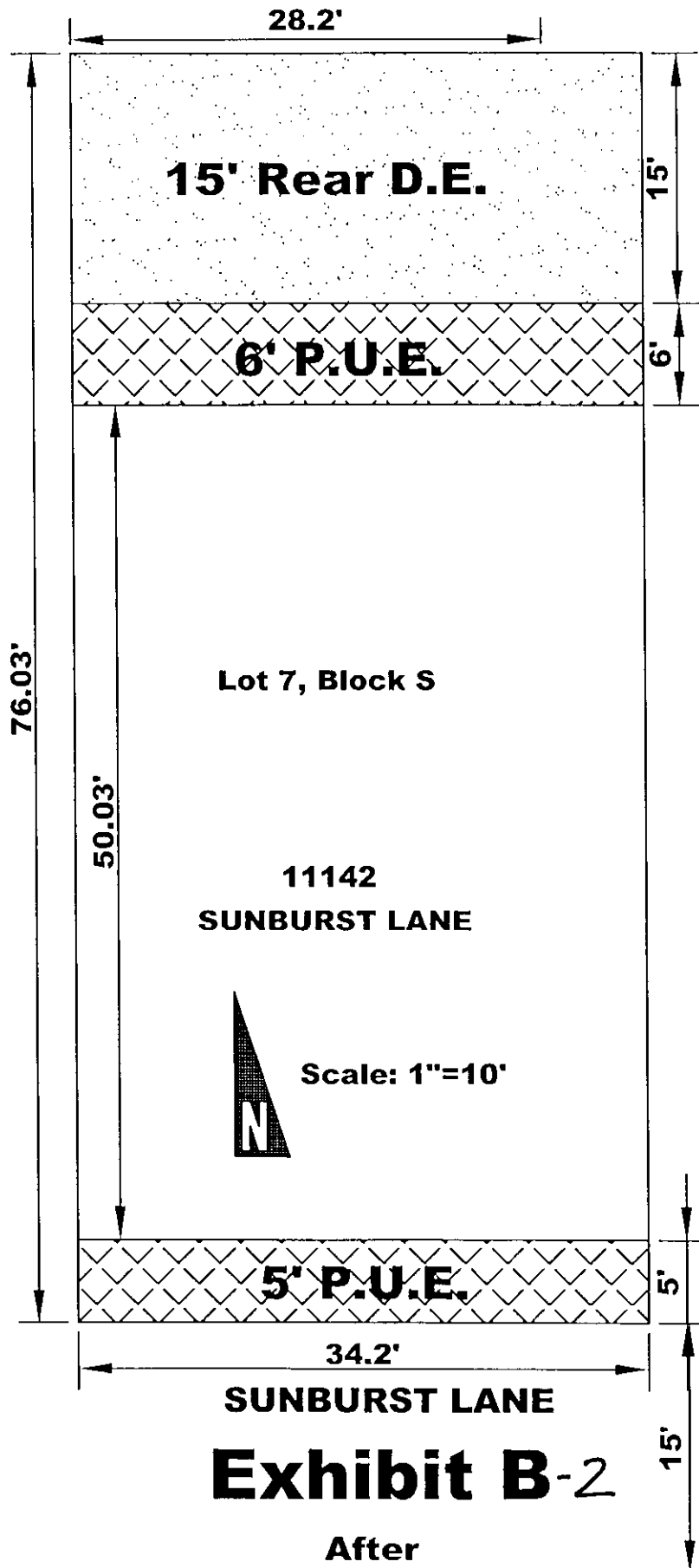


Exhibit B-2

After