

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

Blue Sheet No. 20030443

1. REQUESTED MOTION:

ACTION REQUESTED: Approve the donation of a roadway/drainage easement (Parcel 800.1) to the Florida Department of Transportation (FDOT) for the Metro Extension Project, F.P. No. 1957191, authorize the Chairman on behalf of the Board of County Commissioners to execute easement documents and authorize the Division of County Lands to handle and sign closing forms and documents required by the Federal Highway Administration for FDOT acquisition protocol.

WHY ACTION IS NECESSARY: The Board must approve all conveyances of County owned real estate.

WHAT ACTION ACCOMPLISHES: Gives FDOT the right to construct or install roadway and drainage improvements within and/or upon County owned property for the Metro Extension Project.

2. DEPARTMENTAL CATEGORY: 06
COMMISSION DISTRICT #: 3 & 5 *C6C*

3. MEETING DATE:
05-20-2003

4. AGENDA: <input checked="" type="checkbox"/> CONSENT <input type="checkbox"/> ADMINISTRATIVE <input type="checkbox"/> APPEALS <input type="checkbox"/> PUBLIC <input type="checkbox"/> WALK ON TIME REQUIRED:	5. REQUIREMENT/PURPOSE: (Specify) STATUTE <u>FS 125</u> ORDINANCE _____ ADMIN. _____ OTHER _____	6. REQUESTOR OF INFORMATION
		A. COMMISSIONER _____ B. DEPARTMENT <u>Independent</u> C. DIVISION <u>County Lands</u> <i>10, 4-22-03</i> BY: <u>Karen L. W. Forsyth, Director</u> <i>KLF</i>

7. BACKGROUND:

The FDOT has requested perpetual easements for the extension of Metro Parkway. The general location of the subject is the southwest corner of Section 06, Township 46, Range 25, where the Ten Mile Canal and Fiddle Sticks Canal intersect. The easement area is +/- 39,646 square feet.

Staff recommends Board approval.

No funds are required for this transaction.

8. MANAGEMENT RECOMMENDATIONS:

9. RECOMMENDED APPROVAL:

A Department Director	B Purchasing or Contracts	C Human Resources	D Other	E County Attorney	F Budget Services				G County Manager
<i>K Forsyth</i>				<i>John Morgan 5-5-03</i>	OA <i>5-6-03</i>	COM <i>5/6/03</i>	RISK <i>5/6/03</i>	GC <i>5/6/03</i>	<i>5-6-03</i>

10. COMMISSION ACTION:
 APPROVED
 DENIED
 DEFERRED
 OTHER

DOT
KLF

Rec. by CoAtty
 Date: *5/7/03*
 Time: *3:57 pm*
 Forwarded To:
 Co. ADM.
5/6/03 9AM

RECEIVED BY COUNTY ADMIN.
5-10-03
gwk
 COUNTY ADMIN.
 FORWARDED TO: *HS*
5/8 9AM

Date: August 22, 2002
This instrument prepared
under the direction of:
STATE OF FLORIDA DEPARTMENT OF
TRANSPORTATION
Post Office Box 1249
City: Bartow, Florida 33830
Department of Transportation

F.P. NO.- 1957191
PARCEL - 800.1
SECTION - 12014-2504
STATE ROAD - 739 Metro Parkway
COUNTY - Lee

PERPETUAL EASEMENT

THIS EASEMENT made this _____ day of _____,
20 _____, by _____ COUNTY, a political subdivision of the State
of Florida, grantor, to the STATE OF FLORIDA DEPARTMENT OF
TRANSPORTATION, its successors and assigns, grantee, whose post
office address is: Post Office Box 1249, Bartow, Florida 33831-
1249.

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 crossing over, installing four 10'x6'
Box Culverts and maintaining outfall and drainage ditches and
drains in, over, under, upon and through the following described
land in Lee County, Florida, however, subject to the condition
that the Grantee will not diminish the current or future flow
capacity of the waterway as needed for the Alico Road Widening
Project and Southwest Regional Airport Expansion Project, viz:

SEE EXHIBIT "A"

This grant conveys only the interest of the County and its Board
of County Commissioners in the property herein described, and does
not warrant the title or represent any state of facts concerning the
title.

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

IN WITNESS WHEREOF, the said grantor has caused these presents to be executed in its name by its Board of County Commissioners acting by the Chairperson or Vice-Chairperson of said Board, the day and year aforesaid.

(OFFICIAL SEAL)

ATTEST:
CHARLIE GREEN, CLERK

LEE COUNTY, FLORIDA, BY ITS
BOARD OF COUNTY COMMISSIONERS

By: _____

Chairman

Grantor(s)' Mailing Address:

APPROVED AS TO LEGAL FORM:

Office of County Attorney

Exhibit "A"

PARCEL INFORMATION SHEET

FP NO. 1957191 SECTION 12014-2504 STATE ROAD NO. 739 COUNTY Lee

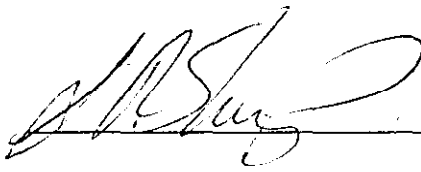
DESCRIPTION

PARCEL 114.1

That portion of the northwest $\frac{1}{4}$ of Section 6, Township 46 South, Range 25 East, Lee County, Florida.

Commence at the southeast corner of said northwest $\frac{1}{4}$ of Section 6; thence along the south line of said northwest $\frac{1}{4}$, North $78^{\circ}29'59''$ West a distance of 87.51 feet to the survey base line for State Road 739; thence along said survey base line North $32^{\circ}31'09''$ West a distance of 2,018.40 feet for a POINT OF BEGINNING; thence North $84^{\circ}32'11''$ West a distance of 158.58 feet to the northeasterly existing railroad right of way line of CSX Transportation, Inc. Railroad (per Track Map V18 FLA); thence along said northeasterly existing railroad right of way line, North $32^{\circ}31'09''$ West a distance of 158.59 feet; thence South $84^{\circ}32'11''$ East a distance of 317.17 feet; thence South $32^{\circ}31'09''$ East a distance of 158.59 feet; thence North $84^{\circ}32'11''$ West a distance of 158.59 feet to the POINT OF BEGINNING.

Containing 39,646 square feet.

Legal Description Approved by: 

Date: 12-12-02

NOT A DEED - INFORMATION PURPOSES ONLY

OWNED BY: (GWD.02) - Fiddlesticks Country Club, Inc., a Florida Non-Profit Corporation

Grantor(s)' Mailing Address:

SUBJECT TO:

.2 (UTL.02 & UTL.03) - Easement dated 03-23-98 from/against Fiddlesticks Country Club, Inc. in favor of Lee County, a political subdivision recorded in OR 2950, Page 3199.

