COUNTY OF PALM BEACH) ss

on page \$ 6 8 4 6 9

This Plat was filed for record at 1:17 P. M.

and duly recorded in Plat Book No. 99

DOROTHY H. WILKEN, Clerk of Circuit Court

STATE OF FLORIDA

TOWN COMMONS - PLAT ONE

A LARGE SCALE MULTIPLE USE DEVELOPMENT BEING A REPLAT OF A PORTION OF TRACTS 14 THROUGH 18 AND TRACTS 36 THROUGH 41, BLOCK 42, AND A PORTION OF THE 30 FOOT PLATTED RIGHT-OF-WAY ADJOINING THE SOUTH LINE OF SAID TRACTS 14 THROUGH 18, PALM BEACH FARMS CO. PLAT NO. 3 ACCORDING TO THE PLAT THEREOF, AS RECORDED IN PLAT BOOK 2, PAGES 45 THROUGH 54, INCLUSIVE, PUBLIC RECORDS, PALM BEACH COUNTY FLORIDA, SAID LANDS LYING AND BEING IN SECTIONS 7 AND 8, TOWNSHIP 45 SOUTH, RANGE 42 EAST, PALM BEACH COUNTY, FLORIDA.

ACKNOWLEDGMENT

COUNTY OF PALM BEACH

AND DEED OF SAID CORPORATION.

MORTGAGEE'S CONSENT

WACHOVIA BANK, N.A.

ACKNOWLEDGMENT

COUNTY OF PALM-BEACH CONTICE.

AND DEED OF SAID CORPORATION.

TITLE CERTIFICATION

COUNTY OF PALM BEACH

STATE OF FLORIDA

STATE OF FLORIDA

NOTARY PUBLIC: Shaw (Shows

JAMES S. HOWARD, SENIOR VICE PRESIDENT

BEFORE ME PERSONALLY APPEARED, GEORGE ELMORE, WHO IS PERSONALLY KNOWN TO ME OR HAS PRODUCED 1/2 AS IDENTIFICATION, AND WHO EXECUTED THE FOREGOING INSTRUMENT AS PRESIDENT OF WGE CORPORATION,

GENERAL PARTNER OF TOWNE PARK JOINT VENTURE AND SEVERALLY ACKNOWLEDGED TO

AND BEFORE ME THAT HE EXECUTED SUCH INSTRUMENT AS SUCH OFFICER OF SAID CORPORATION.

AND THAT THE SEAL AFFIXED TO THE FOREGOING INSTRUMENT IS THE CORPORATE SEAL OF

WITNESS MY HAND AND OFFICIAL SEAL THIS 24 DAY OF March

SAID CORPORATION AND THAT IT WAS AFFIXED TO SAID INSTRUMENT BY DUE AND REGULAR CORPORATE AUTHORITY, AND THAT SAID INSTRUMENT IS THE FREE ACT

MY COMMISSION EXPIRES: 2.2.5.06 COMMISSION NUMBER: PP069153

THE UNDERSIGNED HEREBY CERTIFIES THAT IT IS THE HOLDER OF A MORTGAGE

UPON THE PROPERTY DESCRIBED HEREON AND DOES HEREBY JOIN IN AND CONSENT

TO THE DEDICATION OF THE LAND DESCRIBED IN SAID DEDICATION BY THE OWNER THEREOF AND AGREES THAT ITS MORTGAGE, WHICH IS RECORDED IN OFFICIAL RECORD BOOK 15103, AT PAGE 1270 OF THE PUBLIC RECORDS OF PALM BEACH COUNTY, FLORIDA, SHALL BE SUBORDINATED TO THE DEDICATION SHOWN HEREON.

IN WITNESS WHEREOF, SAID CORPORATION HAS CAUSED THESE PRESENTS TO BE

SIGNED BY AND WITH THE AUTHORITY OF ITS PARTNERS THIS 171 DAY OF 100 CO. 2003.

BEFORE ME PERSONALLY APPEARED JAMES S. HOWARD, WHO IS PERSONALLY KNOWN

TO ME OR HAS PRODUCED ______ AS IDENTIFICATION, AND WHO EXECUTED THE FOREGOING INSTRUMENT AS SENIOR VICE PRESIDENT

OF WACHOVIA BANK, N.A. AND SEVERALLY ACKNOWLEDGED TO AND BEFORE ME

THAT HE EXECUTED SUCH INSTRUMENT AS SUCH OFFICER OF SAID CORPORATION, AND THAT THE SEAL AFFIXED TO THE FOREGOING INSTRUMENT IS THE CORPORATE SEAL OF

SAID CORPORATION AND THAT IT WAS AFFIXED TO SAID INSTRUMENT BY DUE AND REGULAR CORPORATE AUTHORITY, AND THAT SAID INSTRUMENT IS THE FREE ACT

WITNESS MY HAND AND OFFICIAL SEAL THIS TO DAY OF March 2003.

MY COMMISSION EXPIRES: 5/7/06 COMMISSION NUMBER: DD 97666

I, LAURIE L. GILDAN, AN ATTORNEY DULY LICENSED IN THE STATE OF FLORIDA, DO HEREBY CERTIFY THAT I HAVE EXAMINED THE TITLE TO THE HEREON DESCRIBED

PROPERTY: THAT WE FIND THE TITLE TO THE PROPERTY IS VESTED IN INDUSTRIAS

AGRICOLAS TULAN LIMITADA LIMITED, A GUATEMALAN LIMITED PARTNERSHIP AND HYPO, LLC, A FLORIDA LIMITED LIABILITY COMPANY, THAT THE CURRENT

TAXES HAVE BEEN PAID; THAT ALL MORTGAGES NOT SATISFIED OR RELEASED OF RECORD NOR OTHERWISE TERMINATED BY LAW ARE SHOWN HEREON; AND THAT THERE ARE ENCUMBRANCES OF RECORD BUT THOSE ENCUMBRANCES DO NOT PROHIBIT THE

NOTARY PUBLIC: Meles U McCandlero

PRINT NAME: Melie V. Mc Coundless

CREATION OF THE SUBDIVISION DEPICTED BY THIS PLAT.

GREENBERG TRAURIG P.A., AS AGENT FOR ATTORNEYS' TITLE INSURANCE FUND, INC.

LAURIE W. GILDAN, ESQ.

DATE: MAY 3 2003

SITE PLAN DATA

ZONING PETITION NO.

WACHOVIA

BANKY

TOTAL AREA.

STATE OF FLORIDA

SHEET 1 OF 2 MARCH, 2003

DEDICATION

KNOW ALL MEN BY THESE PRESENTS THAT INDUSTRIAS ARGICOLAS TULAN LIMITADA LIMITED, A GUATEMALAN LIMITED PARTNERSHIP AND HYPO, LLC, A FLORIDA LIMITED LIABILITY COMPANY, OWNERS OF THE LAND SHOWN HEREON AS TOWN COMMONS - PLAT ONE, BEING A REPLAT OF A PORTION OF TRACTS 14 THROUGH 18, TRACTS 36 THROUGH 41, BLOCK 42 AND A PORTION OF THE 30 FOOT PLATTED RIGHT-OF-WAY ADJOINING THE SOUTH LINE OF SAID TRACTS 14 THROUGH 18, BLOCK 42, PALM BEACH FARMS COMPANY PLAT NO. 3 AS RECORDED IN PLAT BOOK 2, PAGES 45 THROUGH 54 OF THE PUBLIC RECORDS OF PALM BEACH COUNTY, FLORIDA MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE SOUTHEAST CORNER OF GREENBRIAR I OF SHERBROOKE ACCORDING TO THE PLAT THEREOF, AS RECORDED IN PLAT BOOK 33, PAGES 55 THROUGH 57, INCLUSIVE, PUBLIC RECORDS PALM BEACH COUNTY, FLORIDA; THENCE SOUTH 89°28'07" WEST, ALONG THE SOUTH LINE OF SAID PLAT OF GREENBRIAR I OF SHERBROOKE, AND ITS WESTERLY PROLONGATION, A DISTANCE OF 2093.11 FEET THENCE SOUTH 00°33'53" EAST, A DISTANCE OF 725.61 FEET, TO THE POINT OF BEGINNING; THENCE CONTINUE SOUTH 00°33'53" EAST, A DISTANCE OF 530.50 FEET; THENCE SOUTH 01°49'30" EAST, A DISTANCE OF 250.06 FEET; THENCE SOUTH 00"33"53" EAST, A DISTANCE OF 289.00 FEET THENCE, SOUTH 45"33"53" EAST, A DISTANCE OF 56.57 FEET; THENCE NORTH 89"28'07" EAST, A DISTANCE OF 300,00 FEET: THENCE SOUTH 86°47'19" EAST, A DISTANCE OF 250.54 FEET; THENCE NORTH 89°26'07" EAST, A DISTANCE OF 325.80 FEET TO THE POINT OF CURVATURE OF A CURVE TO THE LEFT, HAVING A RADIUS OF 1370.00 FEET; THENCE EASTERLY ALONG SAID CURVE, THROUGH A CENTRAL ANGLE OF 35°37'51", A DISTANCE OF 851.97 FEET TO THE POINT OF TANGENCY: THENCE NORTH 53°48'16" EAST, A DISTANCE OF 151.50 FEET; THENCE NORTH 36°11'44" WEST, A DISTANCE OF 961.21 FEET; THENCE SOUTH 89°26'07" WEST, A DISTANCE OF 1282.58 FEET TO THE POINT OF BEGINNING

CONTAINING 40.00 ACRES MORE OR LESS.

HAVE CAUSED THE SAME TO BE SURVEYED AND PLATTED AS SHOWN HEREON AND DO HEREBY DEDICATE AS FOLLOWS:

- 1. TRACT "A", AS SHOWN HEREON, IS HEREBY RESERVED FOR INDUSTRIAS AGRICOLAS TULAN LIMITADA LIMITED, ITS SUCCESSORS AND ASSIGNS, FOR PRIVATE STREET PURPOSES AND OTHER PURPOSES NOT INCONSISTENT WITH THIS RESERVATION AND IS THE PERPETUAL MAINTENANCE OBLIGATION OF SAID PARTNERSHIP, ITS SUCCESSORS AND ASSIGNS, WITHOUT RECOURSE TO PALM
- 2. TRACTS "D" AND "E", AS SHOWN HEREON, IS HEREBY DEDICATED TO THE BOARD OF COUNTY COMMISSIONERS OF PALM BEACH COUNTY, FLORIDA, FOR THE PERPETUAL USE OF THE PUBLIC FOR THE PUBLIC STREET PURPOSES.
- 3. TRACTS "L-1" AND "L-2", THE WATER MANAGEMENT TRACTS, AS SHOWN HEREON, ARE HEREBY RESERVED FOR INDUSTRIAS AGRICOLAS TULAN LIMITADA LIMITED, ITS SUCCESSORS AND ASSIGNS, FOR STORMWATER MANAGEMENT AND DRAINAGE PURPOSES AND ARE THE PERPETUAL MAINTENANCE OBLIGATION OF SAID PARTNERSHIP, ITS SUCCESSORS AND ASSIGNS WITHOUT RECOURSE TO PALM BEACH COUNTY, AND ARE SUBJECT TO AN EXISTING LITTORAL ZONE RESTRICTIVE COVENANT AGREEMENT AS RECORDED IN OFFICIAL RECORD BOOK 14872 PAGE 1660, PUBLIC RECORDS OF PALM BEACH COUNTY, FLORIDA.
- 4. BUFFER EASEMENTS, AS SHOWN HEREON, ARE HEREBY DEDICATED TO INDUSTRIAS AGRICOLAS TULAN LIMITADA LIMITED, ITS SUCCESSORS AND ASSIGNS, FOR BUFFER PURPOSES AND ARE THE PERPETUAL MAINTENANCE OBLIGATION OF SAID PARTNERSHIP, ITS SUCCESSORS AND ASSIGNS, WITHOUT RECORDS TO PALM BEACH COUNTY. THERE SHALL BE NO LANDSCAPING IN THE PORTION OF A BUFFER EASEMENT THAT OVERLAPS ANOTHER EASEMENT EXCEPT IN ACCORDANCE WITH SURVEYOR'S NOTE 2.
- 5. THE DRAINAGE EASEMENTS, AS SHOWN HEREON, ARE HEREBY DEDICATED IN PERPETUITY FOR DRAINAGE PURPOSES. THE MAINTENANCE OF ALL DRAINAGE FACILITIES LOCATED THEREIN SHALL BE THE PERPETUAL MAINTENANCE OBLIGATION OF THE INDUSTRIAS AGRICOLAS TULAN LIMITADA LIMITED, ITS SUCCESSORS AND ASSIGNS, WITHOUT RECOURSE TO PALM BEACH COUNTY. PALM BEACH COUNTY SHALL HAVE THE RIGHT, BUT NOT THE OBLIGATION, TO MAINTAIN ANY PORTION OF THE DRAINAGE SYSTEM ENCOMPASSED BY THIS PLAT WHICH IS ASSOCIATED WITH THE DRAINAGE OF PUBLIC STREETS, INCLUDING THE RIGHT TO UTILIZE FOR PROPER PURPOSES ANY AND ALL DRAINAGE, LAKE MAINTENANCE, AND LAKE MAINTENANCE ACCESS EASEMENTS AND PRIVATE ROADS ASSOCIATED WITH SAID DRAINAGE SYSTEM.
- 6. THE UTILITY EASEMENTS, AS SHOWN HEREON, ARE HEREBY DEDICATED IN PERPETUITY FOR THE CONSTRUCTION AND MAINTENANCE OF UTILITY FACILITIES, INCLUDING CABLE TELEVISION SYSTEMS. THE INSTALLATION OF CABLE TELEVISION SYSTEMS SHALL NOT INTERFERE WITH THE CONSTRUCTION AND MAINTENANCE OF OTHER UTILITIES.
- 7. THE LIMITED ACCESS EASEMENTS, AS SHOWN HEREON, ARE HEREBY DEDICATED TO THE BOARD OF COUNTY COMMISSIONERS OF PALM BEACH COUNTY, FLORIDA, FOR THE PURPOSE OF CONTROL AND JURISDICTION OVER ACCESS RIGHTS.
- 8. THE LAKE MAINTENANCE EASEMENTS AND LAKE MAINTENANCE ACCESS EASEMENTS, AS SHOWN HEREON, ARE HEREBY RESERVED FOR INDUSTRIAS AGRICOLAS TULAN LIMITADA LIMITED, ITS SUCCESSORS AND ASSIGNS, FOR ACCESS TO STORMWATER MANAGEMENT AND DRAINAGE FACILITIES LOCATED WITHIN THE ASSOCIATED WATER MANAGEMENT TRACTS FOR PURPOSES OF PERFORMING ANY AND ALL MAINTENANCE ACTIVITIES PURSUANT TO THE MAINTENANCE OBLIGATION OF SAID PARTNERSHIP, ITS SUCCESSORS AND ASSIGNS, WITHOUT RECOURSE TO PALM BEACH COUNTY.

IN WITNESS WHEREOF, THE ABOVE NAMED LIMITED PARTNERSHIP, HAS CAUSED THESE PRESENTS TO BE SIGNED BY ITS GENERAL PARTNER, INDUSTRIA COMERCIO O IVERSIONES CAVIZTAN, S.A., A GUATEMALAN LIMITED PARTNERSHIP, LICENSED TO DO BUSINESS IN THE STATE OF FLORIDA, THIS 20 1-DAY OF March , 2003.

INDUSTRIAS AGRICOLAS TULAN LIMITADA LIMITED BY: INDUSTRIA COMERCIO e IVERSIONES CAVIZTAN, S.A. LICENSED/TO DO BUSINESS IN STATE OF FLORIDA

LAURÍE L. GILDAN, VICE PRESIDENT

WITNESS: Deborah L. Villamera

Deborah L. Villanueva

INDUSTRIA COMERCIO VERSIONES CAVIZTAN

NOTARY FOR INDUSTRIA COMERCIO LIVERSIONES CAVIZTAN

HALVORSEN HOLDINGS, INC.

NOTARY FOR HALVORSEN CORPORATION HOLDINGS, INC.

IN WITNESS WHEREOF, THE ABOVE NAMED LIMITED LIABILITY COMPANY

HAS CAUSED THESE PRESENTS TO BE SIGNED BY ITS MANAGING MEMBER, HALYORSEN HOLDINGS, INC., A FLORIDA CORPORATION, THIS $\frac{1}{2}$ DAY

AND WHO EXECUTED THE FOREGOING INSTRUMENT AS VICE PRESIDENT OF INDUSTRIA

COMERCIO E IVERSIONES CAVIZTAN, S.A., GENERAL PARTNER OF INDUSTRIAS

AGRICOLAS TULAN LIMITADA LIMITED, AND SEVERALLY ACKNOWLEDGED TO AND

BEFORE ME THAT HE EXECUTED SUCH INSTRUMENT AS SUCH OFFICER OF SAID

CORPORATION AND THAT SAID INSTRUMENT IS THE FREE ACT AND AND DEED OF

WITNESS MY HAND AND OFFICIAL SEAL THIS 2015 DAY OF Morch 2003.

MY COMMISSION EXPIRES: 6/22/06 COMMISSION NUMBER: DD120044

BEFORE ME PERSONALLY APPEARED JEFFREY T. HALVORSEN, WHO IS PERSONALLY KNOWN TO ME OR HAS PRODUCED ______ AS IDENTIFICATION, AND WHO EXECUTED THE FOREGOING INSTRUMENT AS PRESIDENT OF HALVORSEN

HOLDINGS, INC., MANAGING MEMBER OF HYPO, LLC, AND SEVERALLY ACKNOWLEDGED

TO AND BEFORE ME THAT HE EXECUTED SUCH INSTRUMENT AS SUCH OFFICER OF SAID

CORPORATION AND THAT SAID INSTRUMENT IS THE FREE ACT AND AND DEED OF

WITNESS MY HAND AND OFFICIAL SEAL THIS 11 DAY OF Mach. 2003.

MY COMMISSION EXPIRES: 4 22/06 COMMISSION NUMBER: DD 110 475

THE UNDERSIGNED HEREBY CERTIFIES THAT IT IS THE HOLDER OF A MORTGAGE

UPON THE PROPERTY DESCRIBED HEREON AND DOES HEREBY JOIN IN AND CONSENT

TO THE DEDICATION OF THE LAND DESCRIBED IN SAID DEDICATION BY THE OWNER THEREOF AND AGREES THAT ITS MORTGAGE, WHICH IS RECORDED IN OFFICIAL

RECORD BOOK 9286, AT PAGE 544 OF THE PUBLIC RECORDS OF PALM BEACH COUNTY, FLORIDA, SHALL BE SUBORDINATED TO THE DEDICATION SHOWN HEREON.

IN WITNESS WHEREOF, SAID CORPORATION HAS CAUSED THESE PRESENTS TO BE

SIGNED BY AND WITH THE AUTHORITY OF ITS PARTNERS THIS 24 DAY OF

TOWNE PARK JOINT VENTURE, A FLORIDA GENERAL PARTNERSHIP

modern

GEORGE ELMORE, PRESIDENT

BY: WGE CORPORATION, A FLORIDA CORPORATION, GENERAL PARTNER

OFFICIAL NOTARY SEAL MONIKA NOUWEN

OTARY PUBLIC STATE OF FLORIDA COMMISSION NO. DD120044

OF / arch 2003.

A FLORIDA CORPORATION

MANAGING MEMBER

<u>ACKNOWLEDGMENT</u>

COUNTY OF PALM BEACH

ACKNOWLEDGMENT

COUNTY OF PALM BEACH

NAME. CHERRY

MORTGAGEE'S CONSENT

PRINT NAME: MODIKA NOUWEN

STATE OF FLORIDA

HYPO, LLC BY: HALVORSEN HOLDINGS, INC.,

JEFFREY J. HALVORSEN PRESIDENT









COUNTY ENGINEER

COUNTY ENGINEER

THIS IS TO CERTIFY THAT THE PLAT SHOWN HEREON IS A TRUE AND CORRECT REPRESENTATION OF A SURVEY MADE UNDER MY RESPONSIBLE DIRECTION AND SUPERVISION; THAT SAID SURVEY IS ACCURATE TO THE BEST OF MY KNOWLEDGE AND BELIEF; THAT PERMANENT REFERENCE MONUMENTS ("P.R.M.S") HAVE BEEN placed as required by law and that permanent control points ("p.c.p.'s") AND MONUMENTS ACCORDING TO SEC. 177.091 (9) F.S., WILL BE SET UNDER THE GUARANTEES POSTED WITH THE PALM BEACH COUNTY BOARD OF COUNTY COMMISSIONERS FOR THE REQUIRED IMPROVEMENTS; AND, FURTHER, THAT THE SURVEY DATA COMPLIES WITH ALL THE REQUIREMENTS OF CHAPTER 177, FLORIDA STATUTES, AS AMENDED, AND THE ORDINANCES OF PALM BEACH COUNTY,

WILBUR F. DIVINE, PROFESSIONAL SURVEYOR AND MAPPER LICENSE NO. 4190, STATE OF FLORIDA

1. BEARINGS SHOWN HEREON ARE BASED ON AN ASSUMED BEARING FOR THE SOUTH 89°26'07" WEST.

2. NO BUILDING OR ANY KIND OF CONSTRUCTION OR TREES OR SHRUBS SHALL BE PLACED ON ANY EASEMENT WITHOUT PRIOR WRITTEN CONSENT OF ALL EASEMENT BENEFICIARIES AND ALL APPLICABLE COUNTY APPROVALS OR PERMITS AS REQUIRED FOR SUCH ENCROACHMENTS.

3. ALL LINES INTERSECTING CIRCULAR CURVES ARE RADIAL UNLESS OTHERWISE NOTED AS FOLLOWS:

4. NOTICE: THIS PLAT, AS RECORDED IN ITS GRAPHIC FORM, IS THE OFFICIAL DEPICTION OF THE SUBDIVIDED LANDS DESCRIBED HEREIN AND WILL IN NO CIRCUMSTANCES BE supplanted in authority by any other graphic or digital form of the plat. THERE MAY BE ADDITIONAL RESTRICTIONS THAT ARE NOT RECORDED ON THIS

5. IN THOSE CASES WHERE EASEMENTS OF DIFFERENT TYPES CROSS OR OTHERWISE COINCIDE, DRAINAGE EASEMENTS SHALL HAVE FIRST PRIORITY, UTILITY EASEMENTS SHALL HAVE SECOND PRIORITY, ACCESS EASEMENTS SHALL HAVE

6. COORDINATES SHOWN ARE GRID COORDINATES DATUM = NAD 83 (1990 ADJUSTMENT) ZONE = FLORIDA EAST ZONE LINEAR UNIT = U.S. SURVEY FEET COORDINATE SYSTEM = 1983 STATE PLANE TRANSVERSE MERCATOR PROJECTION ALL DISTANCES ARE GROUND SCALE FACTOR = 1.0000221

COUNTY IN ACCORDANCE WITH SECTION 177.081 (1) FLORIDA STATUTES.

SURVEYOR'S CERTIFICATE

SURVEYOR'S NOTES:

(N.R.) = NON-RADIAL

(R.F.) = RADIAL TO FRONT LOT LINE (R.R.) = RADIAL TO REAR LOT LINE

PLAT THAT MAY BE FOUND IN THE PUBLIC RECORDS OF PALM BEACH COUNTY.

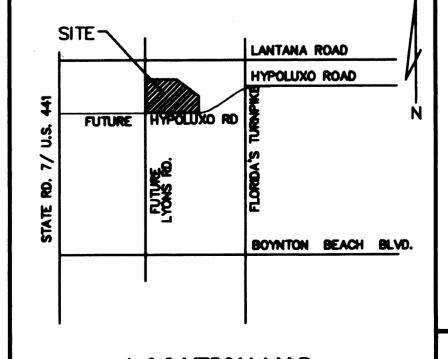
THIRD PRIORITY, AND ALL OTHER EASEMENTS SHALL BE SUBORDINATE TO THESE WITH THEIR PRIORITIES BEING DETERMINED BY USE RIGHTS GRANTED. THERE WILL BE NO ABOVE GROUND ENCROACHMENTS WHERE LAKE MAINTENANCE EASEMENTS AND UTILITY EASEMENTS OVERLAP.

ROTATION = 00°24'06" CLOCKWISE (GRID BEARING TO PLAT BEARING)

WILBUR F. DIVINE, P.S.M. 4190, STATE OF FLORIDA LAWSON, NOBLE AND WEBB, INC., LB-6674 ENGINEERS PLANNERS SURVEYORS 420 COLUMBIA DRIVE, SUITE 110 WEST PALM BEACH, FLORIDA ..40.00 AC.

SURVEYOR

THIS INSTRUMENT PREPARED BY



LOCATION MAP

SHEET 1 OF 2