

II. FISCAL IMPACT ANALYSIS

A. Five Year Summary of Fiscal Impact:

Fiscal Years	<u>2011</u>	<u>2012</u>	<u>2013</u>	<u>2014</u>	<u>2015</u>
Capital Expenditures	-0-	-0-	-0-	-0-	-0-
Operating Costs	-0-	-0-	-0-	-0-	-0-
External Revenues	-0-	-0-	-0-	-0-	-0-
Program Income (County)	-0-	-0-	-0-	-0-	-0-
In-Kind Match (County)	-0-	-0-	-0-	-0-	-0-
NET FISCAL IMPACT	* -0-	-0-	-0-	-0-	-0-
# ADDITIONAL FTE	-0-	-0-	-0-	-0-	-0-
POSITIONS (CUMULATIVE)	-0-	-0-	-0-	-0-	-0-

Is Item Included in Current Budget? Yes No

Budget Account No.:

Fund Agency Organization Object Amount

B. Recommended Sources of Funds/Summary of Fiscal Impact:

* This item has no fiscal impact.

C. Departmental Fiscal Review: Adwillhite

III. REVIEW COMMENTS

A. OFMB Fiscal and/or Contract Administration Comments:

[Signature] 11/15/10
OFMB MC 11-10-10

[Signature] 11/16/10
Contract Administration

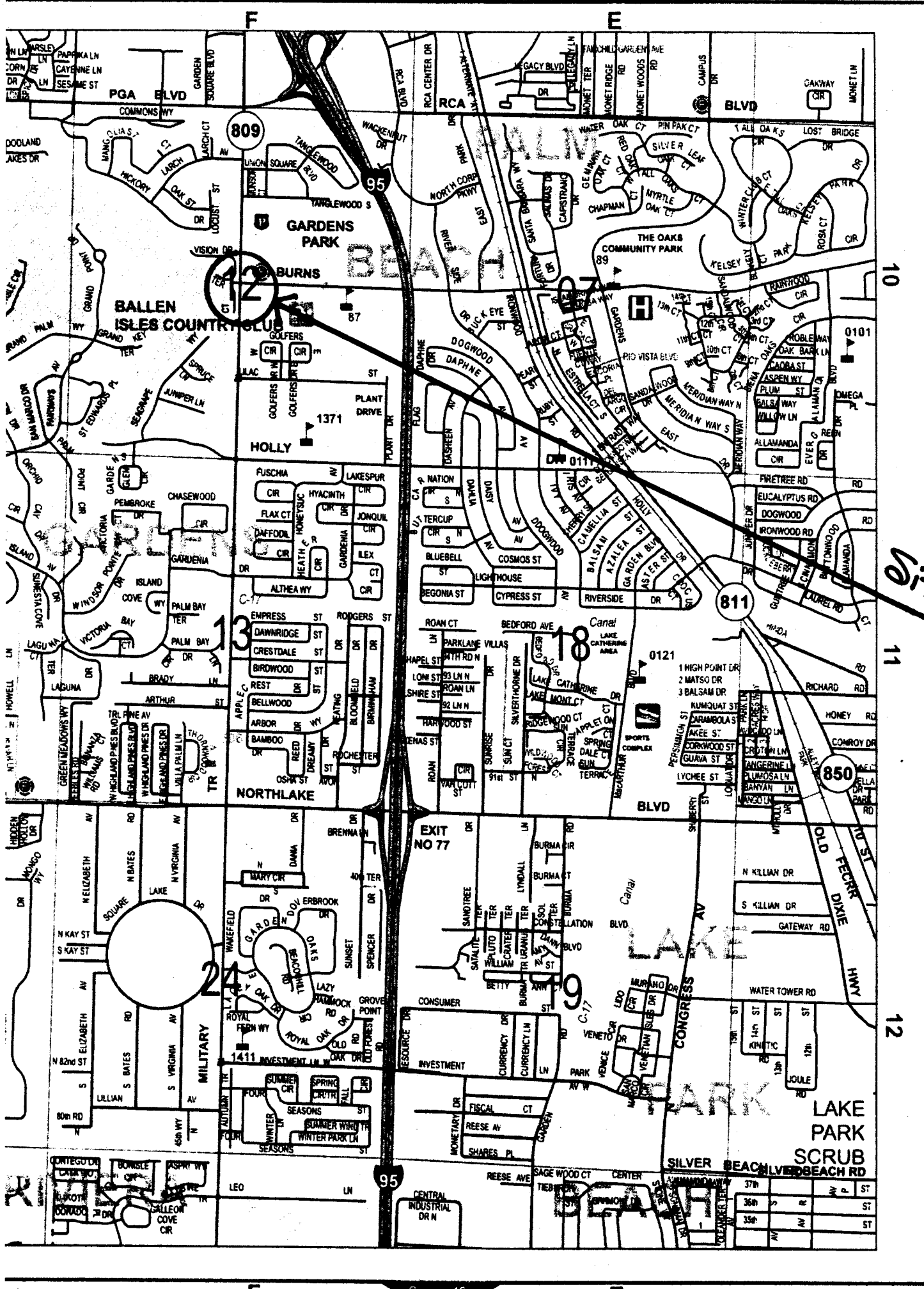
B. Legal Sufficiency:

Paul F. [Signature] 11/16/10
Assistant County Attorney

C. Other Department Review:

Department Director

This summary is not to be used as a basis for payment.



Return to: Right-of-Way Acquisition Section
Name: Palm Beach County Engineering
Post Office Box 21229
Address: West Palm Beach, Florida 33416
Attn:
Acct. No.: 1010 W/C BOX 1066

This Instrument Prepared by:
Name: Paul F. King, Assistant County Attorney
Palm Beach County
Address: Post Office Box 21229
West Palm Beach, Florida 33416

NOT TO BE RECORDED
WITHOUT BOARD OF COUNTY
COMMISSIONERS ACCEPTANCE DATE

PCN: _____
SPACE ABOVE THIS LINE FOR PROCESSING DATA
PROJECT NO: 2007102
ROAD: Burns Road and Military Trail
PARCEL NO: 100

QUIT-CLAIM DEED

THIS INDENTURE, made this 4th day of March, 2010, between the City of Palm Beach Gardens, Florida, a municipal corporation existing under the laws of the State of Florida, whose post office address is 10500 North Military Trail, Palm Beach Gardens, Florida 33410, as party of the first part, and PALM BEACH COUNTY, a political subdivision of the State of Florida, whose post office address is P.O. Box 21229, West Palm Beach, Florida 33416, as the party of the second part.

WITNESSETH: That the party of the first part, for and in consideration of the sum of ONE (\$1.00) Dollar and other valuable considerations, receipt whereof is hereby acknowledged, does hereby remise, release, quit-claim and convey unto the party of the second part, its successors and assigns, all right, title, interest, claim, and demand which the party of the first part has in and to the following described land, situate in Palm Beach County, Florida, to-wit:

Property more particularly described in Exhibit "A" attached hereto and made a part hereof.

TO HAVE AND TO HOLD THE SAME, together with all and singular the appurtenances thereto belonging or in anywise incident or appertaining, and all the estate, right, title, interest and claim whatsoever of the said party of the first part, in law or in equity to the proper use, benefit and behoove of the said party of the second part, its successors, and assigns forever.

IN WITNESS WHEREOF, said party of the first party has caused these presents to be duly executed in its name, and its corporate seal to be affixed, by its proper officers thereunto duly authorized, the day and year first above written.

(CORPORATE SEAL)

Signed, sealed, and delivered in the presence of:
(Signature of two witnesses required by Florida law)

Geraldine McEnraghan
WITNESS SIGNATURE (Required)

Geraldine McEnraghan
TYPED OR PRINTED NAME OF WITNESS

CITY OF PALM BEACH GARDENS, FLORIDA

BY: Joseph R. Russo
Joseph R. Russo, Mayor

Donna M. Cannon
WITNESS SIGNATURE (Required)

DONNA M. CANNON
TYPED OR PRINTED NAME OF WITNESS

ATTEST: Patricia Snider
Patricia Snider, CMC
City Clerk

10500 North Military Trail
Palm Beach Gardens, Florida 33410

MAILING ADDRESS

STATE OF FLORIDA

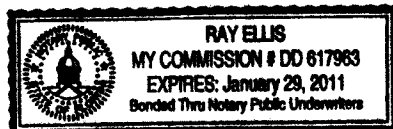
COUNTY OF PALM BEACH

The foregoing instrument was acknowledged before me this 4th day of MARCH, 2010, by the Joseph R. Russo, Mayor of the City of Palm Beach Gardens, Florida, a municipal corporation, on behalf of the City. He is personally known to me.

witness my hand and official seal this 17th day of MARCH 2010.

Signed: Ray Ellis

(NOTARY SEAL)



PARCEL 100

NOTES:

1. REPRODUCTIONS OF THIS SKETCH ARE NOT VALID UNLESS SEALED WITH THE EMBOSSED SEAL OF THE SURVEYOR WHOSE NAME APPEARS BELOW.
2. BEARINGS SHOWN ARE ASSUMED WITH THE N-S1/4 SECTION LINE OF SECTION 12 BEARING N01°33'25"E
3. THE LAND DESCRIPTION SHOWN HEREON WAS PREPARED BY THE SURVEYOR
4. THIS IS NOT A SURVEY
5. ABBREVIATIONS: P.O.B. = POINT OF BEGINNING; R/W = RIGHT-OF-WAY; BDY. = BOUNDARY; STA. = STATION; O.R.B. = OFFICIAL RECORDS BOOK; P.B. = PLAT BOOK; PG. = PAGE

DESCRIPTION

A PORTION OF BURNS ROAD COMMUNITY CENTER CAMPUS ACCORDING TO THE PLAT THEREOF AS RECORDED IN PLAT BOOK 104, PAGES 7 AND 8 OF THE PUBLIC RECORDS OF PALM BEACH COUNTY, FLORIDA, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE SOUTHWEST CORNER OF SAID PLAT; THENCE N01°33'25"E, ALONG THE WEST BOUNDARY OF SAID PLAT AND ALONG THE EAST RIGHT-OF-WAY LINE OF MILITARY TRAIL (STATE ROAD 809), A DISTANCE OF 8.65 FEET TO THE POINT OF BEGINNING; THENCE CONTINUE N01°33'25"E, ALONG SAID WEST BOUNDARY AND EAST RIGHT-OF-WAY LINE, 88.50 FEET; THENCE N15°03'10"E, ALONG SAID BOUNDARY AND EAST RIGHT-OF-WAY LINE, 14.74 FEET; THENCE S02°37'56"W, 102.85 FEET; THENCE N88°26'35"W, 1.51 FEET TO THE POINT OF BEGINNING.

SAID LAND LYING IN THE CITY OF PALM BEACH GARDENS, PALM BEACH COUNTY, FLORIDA, AND CONTAINING 230 SQUARE FEET (0.005 ACRES), MORE OR LESS.

CERTIFICATION

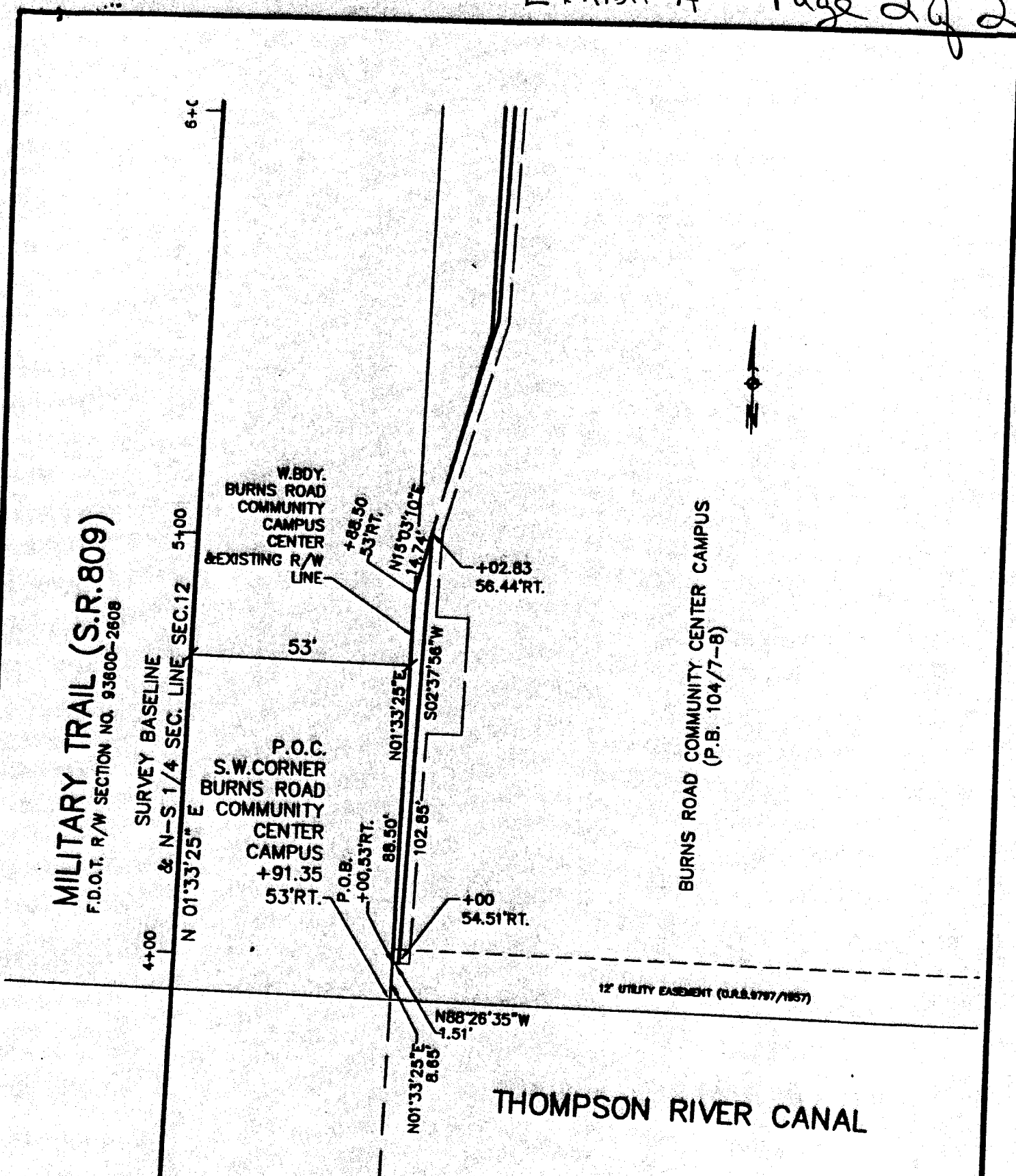
I HEREBY CERTIFY THAT THE ATTACHED SKETCH AND DESCRIPTION OF THE HEREON DESCRIBED PROPERTY IS TRUE AND CORRECT TO THE BEST OF MY KNOWLEDGE AND BELIEF AS DELINEATED UNDER MY DIRECTION ON JULY 1, 2009.


KATHLEEN L. HALL, P.L.S.
FLORIDA REGISTRATION NO. 4103

KATHLEEN L. HALL LAND SURVEYING, INC.

5499 N. FEDERAL HIGHWAY, SUITE N
BOCA RATON, FL 33487
TEL.(561) 443-0426 FAX.(561) 443-0429
FLORIDA L.B. #6555

REV.: 8/31/09
DATE: 7/1/09
SHEET 1 OF 2
JOB NO.:2781



KATHLEEN L. HALL LAND SURVEYING, INC.

5499 N. FEDERAL HIGHWAY, SUITE N
 BOCA RATON, FL 33487
 TEL.(561) 443-0426 FAX.(561) 443-0429
 FLORIDA L.B. #6555

SCALE: 1" = 30'
 SHEET 2 OF 2

Return to: Right-of-way Acquisition Section
Name: Palm Beach County Engineering
Post Office Box 21229
Address: West Palm Beach, Florida 33416
Attn:
Acct. No.: 1010 W/C BOX 1066

This Instrument Prepared by:
Name: Paul F. King, Assistant County Attorney
Palm Beach County
Address: Post Office Box 21229
West Palm Beach, Florida 33416

NOT TO BE RECORDED
WITHOUT BOARD OF COUNTY
COMMISSIONERS ACCEPTANCE DATE

PCN: _____
SPACE ABOVE THIS LINE FOR PROCESSING DATA
PROJECT NO: 2007102
ROAD: Burns Road and Military Trail
PARCEL NO: 101

QUIT-CLAIM DEED

THIS INDENTURE, made this 4TH day of March, 2010, between the City of Palm Beach Gardens, Florida, a municipal corporation existing under the laws of the State of Florida, whose post office address is 10500 North Military Trail, Palm Beach Gardens, Florida 33410, as party of the first part, and PALM BEACH COUNTY, a political subdivision of the State of Florida, whose post office address is P.O. Box 21229, West Palm Beach, Florida 33416, as the party of the second part.

WITNESSETH: That the party of the first part, for and in consideration of the sum of ONE (\$1.00) Dollar and other valuable considerations, receipt whereof is hereby acknowledged, does hereby remise, release, quit-claim and convey unto the party of the second part, its successors and assigns, all right, title, interest, claim, and demand which the party of the first part has in and to the following described land, situate in Palm Beach County, Florida, to-wit:

Property more particularly described in Exhibit "A" attached hereto and made a part hereof.

TO HAVE AND TO HOLD THE SAME, together with all and singular the appurtenances thereto belonging or in anywise incident or appertaining, and all the estate, right, title, interest and claim whatsoever of the said party of the first part, in law or in equity to the proper use, benefit and behoove of the said party of the second part, its successors, and assigns forever.

IN WITNESS WHEREOF, said party of the first party has caused these presents to be duly executed in its name, and its corporate seal to be affixed, by its proper officers thereunto duly authorized, the day and year first above written.

(CORPORATE SEAL)

Signed, sealed, and delivered in the presence of:
(Signature of two witnesses required by Florida law)

Geraldine Meeraghan
WITNESS SIGNATURE (Required)

Geraldine Meeraghan
TYPED OR PRINTED NAME OF WITNESS

Donna M. Cannon
WITNESS SIGNATURE (Required)

DONNA M. CANNON
TYPED OR PRINTED NAME OF WITNESS

CITY OF PALM BEACH GARDENS, FLORIDA

BY: Joseph R. Russo
Joseph R. Russo, Mayor

ATTEST: Patricia Snider
Patricia Snider, CMC
City Clerk

10500 North Military Trail
Palm Beach Gardens, Florida 33410

MAILING ADDRESS

STATE OF FLORIDA

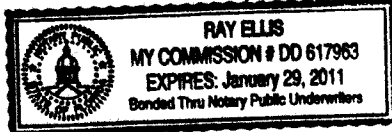
COUNTY OF PALM BEACH

The foregoing instrument was acknowledged before me this 4TH day of MARCH, 2010, by the Joseph R. Russo, Mayor of the City of Palm Beach Gardens, Florida, a municipal corporation, on behalf of the City. He is personally known to me.

Witness my hand and official seal this 17TH day of MARCH, 2010.

Signed: Ray Ellis

(NOTARY SEAL)



PARCEL 101

NOTES

1. REPRODUCTIONS OF THIS SKETCH ARE NOT VALID UNLESS SEALED WITH THE EMBOSSED SEAL OF THE SURVEYOR WHOSE NAME APPEARS BELOW.
2. BEARINGS SHOWN ARE ASSUMED WITH THE N-S 1/4 SECTION LINE OF SECTION 12 BEARING N01°33'25"E
3. THE LAND DESCRIPTION SHOWN HEREON WAS PREPARED BY THE SURVEYOR
4. THIS IS NOT A SURVEY
5. ABBREVIATIONS; P.O.B. = POINT OF BEGINNING; ROW = RIGHT-OF-WAY; BDY. = BOUNDARY; STA. = STATION; O.R.B. = OFFICIAL RECORDS BOOK; P.B. = PLAT BOOK; PG. = PAGE
6. ALL PLATTED EASEMENTS ARE NOT SHOWN.

DESCRIPTION:

A PORTION OF BURNS ROAD COMMUNITY CENTER CAMPUS ACCORDING TO THE PLAT THEREOF AS RECORDED IN PLAT BOOK 104, PAGES 7 AND 8 OF THE PUBLIC RECORDS OF PALM BEACH COUNTY, FLORIDA, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT THE MOST NORTHERLY CORNER OF SAID PLAT; THENCE S88°30'04"E, ALONG THE NORTH BOUNDARY OF SAID PLAT AND EXISTING RIGHT-OF-WAY LINE OF BURNS ROAD, A DISTANCE OF 300.75 FEET; THENCE N89°47'16"W, 190.16 FEET; THENCE N88°39'33"W, 105.13 FEET; THENCE S46°51'04"W, 50.01 FEET; THENCE S02°38'36"W, 346.05 FEET; THENCE S16°04'03"W, 40.37 FEET TO A POINT ON THE WEST BOUNDARY OF SAID PLAT AND EXISTING EAST RIGHT-OF-WAY LINE OF MILITARY TRAIL (S.R. 809); THENCE N15°03'10"E, ALONG SAID BOUNDARY AND EAST RIGHT-OF-WAY LINE, 37.34 FEET; THENCE N01°33'25"E, ALONG SAID BOUNDARY AND EAST RIGHT-OF-WAY LINE, 350.52 FEET; THENCE N46°34'21"E, ALONG SAID BOUNDARY, 53.73 FEET TO THE POINT OF BEGINNING.

SAID LAND LYING IN THE CITY OF PALM BEACH GARDENS, PALM BEACH COUNTY, FLORIDA, AND CONTAINING 2,886 SQUARE FEET (0.07 ACRES), MORE OR LESS.

CERTIFICATION:

I HEREBY CERTIFY THAT THE ATTACHED SKETCH AND DESCRIPTION OF THE HEREON DESCRIBED PROPERTY IS TRUE AND CORRECT TO THE BEST OF MY KNOWLEDGE AND BELIEF AS DELINEATED UNDER MY DIRECTION ON JULY 1, 2009.

Kathleen L. Hall

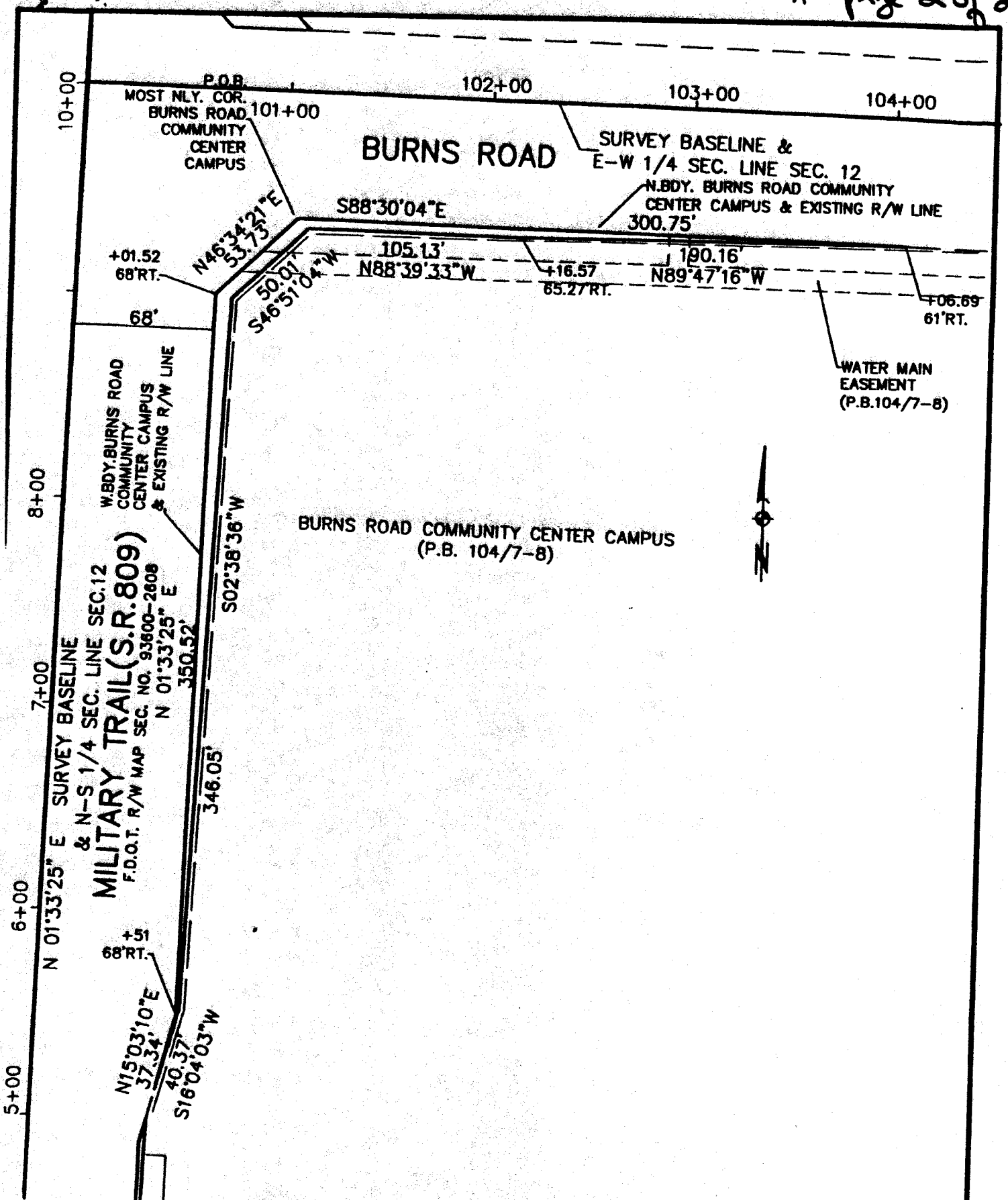
KATHLEEN L. HALL, P.L.S.
FLORIDA REGISTRATION NO. 4103

KATHLEEN L. HALL LAND SURVEYING, INC.

5499 N. FEDERAL HIGHWAY, SUITE N
BOCA RATON, FL 33487
TEL.(561) 443-0426 FAX.(561) 443-0429
FLORIDA L.B. #6555

REV.: 8/31/09
DATE: 7/1/09
SHEET 1 OF 2
JOB NO.:2781

Exhibit "A" page 2 of 2



KATHLEEN L. HALL LAND SURVEYING, INC.

5499 N. FEDERAL HIGHWAY, SUITE N
BOCA RATON, FL. 33487
TEL.(561) 443-0426 FAX.(561) 443-0429
FLORIDA L.B. #6555

SCALE: 1" = 60'
SHEET 2 OF 2

Return to: Right-of-Way Acquisition Section
Name: Palm Beach County Engineering
Post Office Box 21229
Address: West Palm Beach, Florida 33416
Attn:
Acct. No.: 1010 W/C BOX 1066

This Instrument Prepared by:
Name: Paul F. King, Assistant County Attorney
Palm Beach County
Address: Post Office Box 21229
West Palm Beach, Florida 33416

NOT TO BE RECORDED
WITHOUT BOARD OF COUNTY
COMMISSIONERS ACCEPTANCE DATE

PCN: _____
SPACE ABOVE THIS LINE FOR PROCESSING DATA
PROJECT NO: 2007102
ROAD: Burns Road and Military Trail
PARCEL NO: 102

QUIT-CLAIM DEED

THIS INDENTURE, made this 4TH day of March, 2010, between the City of Palm Beach Gardens, Florida, a municipal corporation existing under the laws of the State of Florida, whose post office address is 10500 North Military Trail, Palm Beach Gardens, Florida 33410, as party of the first part, and PALM BEACH COUNTY, a political subdivision of the State of Florida, whose post office address is P.O. Box 21229, West Palm Beach, Florida 33416, as the party of the second part.

WITNESSETH: That the party of the first part, for and in consideration of the sum of ONE (\$1.00) Dollar and other valuable considerations, receipt whereof is hereby acknowledged, does hereby remise, release, quit-claim and convey unto the party of the second part, its successors and assigns, all right, title, interest, claim, and demand which the party of the first part has in and to the following described land, situate in Palm Beach County, Florida, to-wit:

Property more particularly described in Exhibit "A" attached hereto and made a part hereof.

TO HAVE AND TO HOLD THE SAME, together with all and singular the appurtenances thereto belonging or in anywise incident or appertaining, and all the estate, right, title, interest and claim whatsoever of the said party of the first part, in law or in equity to the proper use, benefit and behoove of the said party of the second part, its successors, and assigns forever.

IN WITNESS WHEREOF, said party of the first party has caused these presents to be duly executed in its name, and its corporate seal to be affixed, by its proper officers thereunto duly authorized, the day and year first above written.

(CORPORATE SEAL)

signed, sealed, and delivered in the presence of:
(Signature of two witnesses required by Florida law)

Geraldine Mcenanahan
WITNESS SIGNATURE (Required)

Geraldine Mcenanahan
TYPED OR PRINTED NAME OF WITNESS

Donna M. Cannon
WITNESS SIGNATURE (Required)

DONNA M. CANNON
TYPED OR PRINTED NAME OF WITNESS

CITY OF PALM BEACH GARDENS, FLORIDA
BY: Joseph R. Russo
Joseph R. Russo, Mayor

ATTEST: Patricia Snider
Patricia Snider, CMC
City Clerk

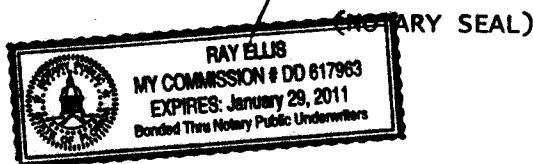
10500 North Military Trail
Palm Beach Gardens, Florida 33410
MAILING ADDRESS

STATE OF FLORIDA
COUNTY OF PALM BEACH

The foregoing instrument was acknowledged before me this 4th day of MARCH, 2010, by the Joseph R. Russo, Mayor of the City of Palm Beach Gardens, Florida, a municipal corporation, on behalf of the City. He is personally known to me.

Witness my hand and official seal this 17th day of MARCH, 2010.

Signed: Ray Ellis



PARCEL 102

NOTES

1. REPRODUCTIONS OF THIS SKETCH ARE NOT VALID UNLESS SEALED WITH THE EMBOSSED SEAL OF THE SURVEYOR WHOSE NAME APPEARS BELOW.
2. BEARINGS SHOWN ARE ASSUMED BASED WITH THE N-S 1/4 SECTION LINE OF SECTION 12 BEARING N01°33'25"E
3. THE LAND DESCRIPTION SHOWN HEREON WAS PREPARED BY THE SURVEYOR
4. THIS IS NOT A SURVEY
5. ABBREVIATIONS; P.O.B. = POINT OF BEGINNING; R/W = RIGHT-OF-WAY; BDY. = BOUNDARY; STA. = STATION; O.R.B. = OFFICIAL RECORDS BOOK; P.B. = PLAT BOOK; PG. = PAGE; P.O.C. = POINT OF COMMENCEMENT; STA. = STATION

DESCRIPTION:

A PORTION OF THE NORTHEAST ONE-QUARTER (NE1/4) OF SECTION 12, TOWNSHIP 42 SOUTH, RANGE 42 EAST, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE SOUTHWEST CORNER OF SAID NORTHEAST ONE-QUARTER (NE1/4); THENCE N01°33'25"E, ALONG THE NORTH-SOUTH QUARTER SECTION LINE OF SAID SECTION 12, A DISTANCE OF 40.07 FEET; THENCE S88°28'35"E, 60.00 FEET TO THE POINT OF BEGINNING; THENCE N01°33'25"E, ALONG THE EXISTING RIGHT-OF-WAY LINE OF MILITARY TRAIL (S.R. 809) PER OFFICIAL RECORDS BOOK 2694, PAGE 500 OF THE PUBLIC RECORDS OF PALM BEACH COUNTY, FLORIDA, A DISTANCE OF 900.57 FEET; THENCE S00°36'12"W, 420.60 FEET; THENCE S01°33'25"W, 450.02 FEET; THENCE S44°15'21"E, 57.33 FEET TO A POINT ON THE EXISTING RIGHT-OF-WAY LINE OF BURNS ROAD; THENCE N88°30'04"W, ALONG SAID RIGHT-OF-WAY LINE, 38.10 FEET; THENCE N43°28'23"W, 14.15 FEET TO THE POINT OF BEGINNING.

SAID LANDS LYING IN THE CITY OF PALM BEACH GARDENS, PALM BEACH COUNTY, FLORIDA, AND CONTAINING 5,674 SQUARE FEET (0.13 ACRES), MORE OR LESS.

CERTIFICATION:

I HEREBY CERTIFY THAT THE ATTACHED SKETCH AND DESCRIPTION OF THE HEREON DESCRIBED PROPERTY IS TRUE AND CORRECT TO THE BEST OF MY KNOWLEDGE AND BELIEF AS DELINEATED UNDER MY DIRECTION ON JULY 1, 2009.

Kathleen L. Hall
 KATHLEEN L. HALL, P.L.S.
 FLORIDA REGISTRATION NO. 4103

KATHLEEN L. HALL LAND SURVEYING, INC.

5499 N. FEDERAL HIGHWAY, SUITE N

BOCA RATON, FL 33487

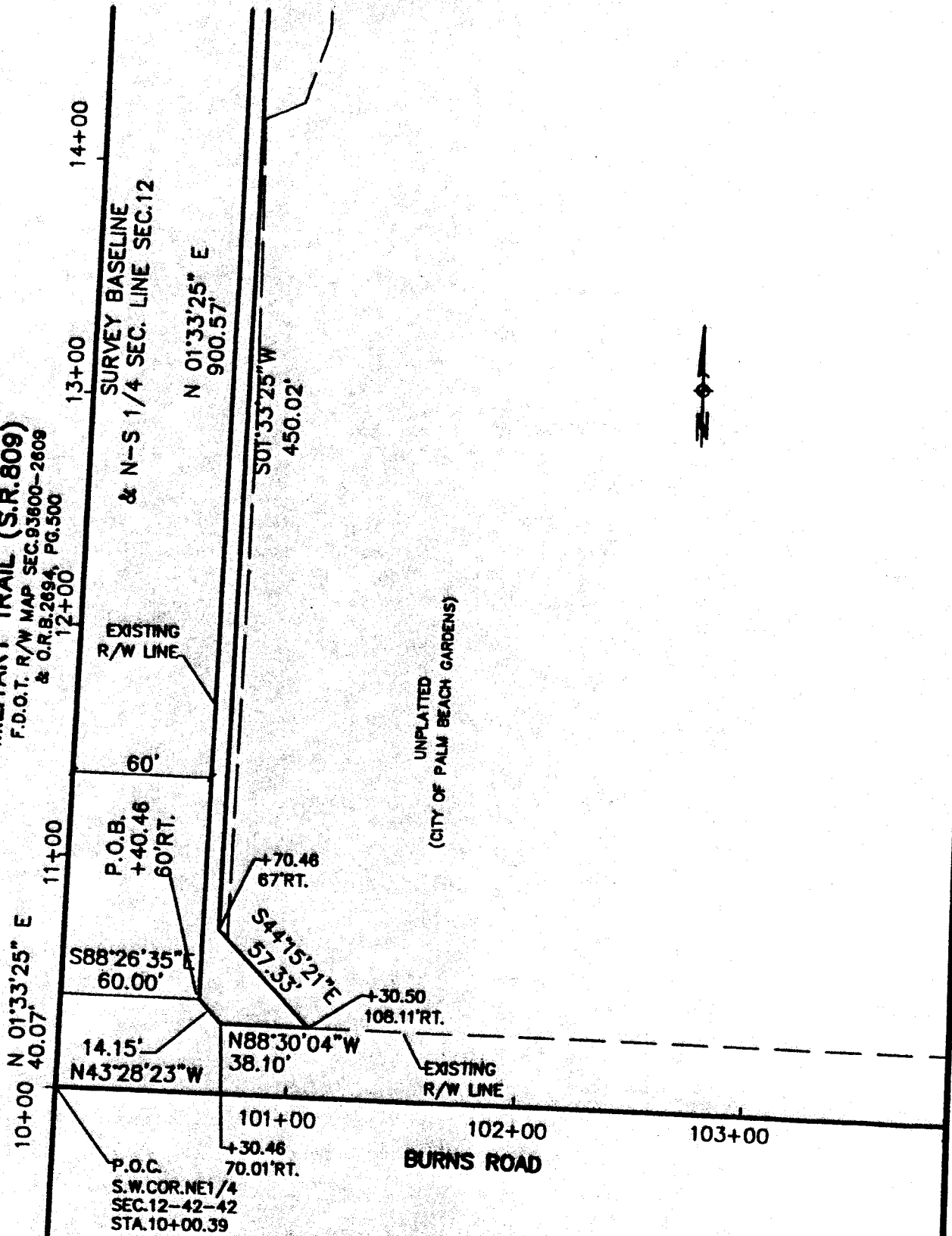
TEL.(561) 443-0426 FAX.(561) 443-0429

FLORIDA L.B. #6555

REV.: 8/31/09
 DATE: 7/1/09
 SHEET 1 OF 3
 JOB NO.: 2781

PARCEL 102

MILITARY TRAIL (S.R. 809)
F.D.O.T. R/W MAP SEC. 83600-2809
& O.R.B. 2894, PG. 500

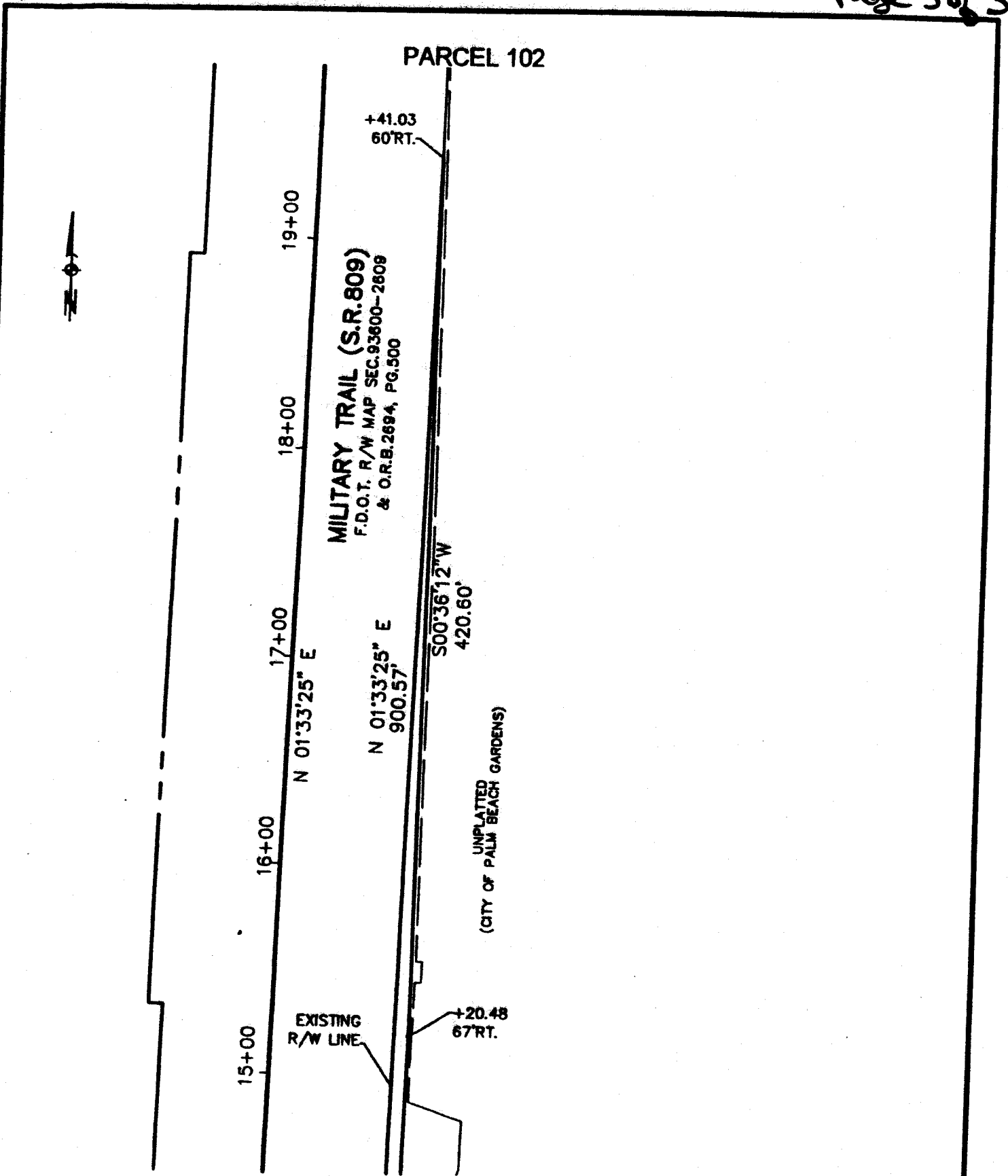


UNPLATTED
(CITY OF PALM BEACH GARDENS)

KATHLEEN L. HALL LAND SURVEYING, INC.

5499 N. FEDERAL HIGHWAY, SUITE N
BOCA RATON, FL. 33487
TEL. (561) 443-0426 FAX. (561) 443-0429
FLORIDA L.B. #6555

SCALE: 1" = 60'
SHEET 2 OF 3



KATHLEEN L. HALL LAND SURVEYING, INC.

5499 N. FEDERAL HIGHWAY, SUITE N

BOCA RATON, FL. 33487

TEL. (561) 443-0426 FAX. (561) 443-0429
FLORIDA L.B. #6555

SCALE: 1" = 60'
SHEET 3 OF 3

Return to: Palm Beach County
Name: R/W Acquisition Section
Post Office Box 21229
Address: West Palm Beach, Florida 33416
Attn:
Acct. No.: 1010 W/C BOX 1066

This Instrument Prepared by:
Name: Paul F. King
Assistant County Attorney
Post Office Box 21229
Address: West Palm Beach, Florida 33416

**NOT TO BE RECORDED
WITHOUT BOARD OF COUNTY
COMMISSIONERS ACCEPTANCE DATE**

PCN: _____ SPACE ABOVE THIS LINE FOR PROCESSING DATA

PROJECT NO. 2007102
ROAD NAME: Burns Road & Military Trail
PARCEL NO. 401

TEMPORARY CONSTRUCTION EASEMENT

THIS GRANT OF EASEMENT is made this 4TH day of March, 2010, by the CITY OF PALM BEACH GARDENS, FLORIDA, whose post office address is 10500 North Military Trail, Palm Beach Gardens, Florida 33410, hereinafter called Grantor, to PALM BEACH COUNTY, a political subdivision of the State of Florida, whose post office address is P.O. Box 21229, West Palm Beach, Florida 33416, hereinafter called Grantee.

WITNESSETH: That the Grantor, being the owner of certain real property, lying situate in Palm Beach County, Florida, more particularly described in Exhibit "A" attached hereto and made a part hereof ("Temporary Construction Easement Parcel"), for and in consideration of the sum of ONE (\$1.00) DOLLAR and other valuable considerations, receipt of which is hereby acknowledged, hereby grants unto Grantee, its successors and assigns, a non-exclusive temporary construction easement, for ingress, egress, over, upon, under, through and across the temporary construction easement parcel. Upon the Expiration Date (as defined below), Grantee shall remove all debris thereon and repair and restore the Temporary Construction Easement Parcel to a condition which is equal to or better than the condition which existed prior to the commencement of the subject construction project.

THIS TEMPORARY CONSTRUCTION EASEMENT, as described herein, is granted for the purpose of tying in, harmonizing, constructing, grading, improving, reconstructing, and inspecting the road project as shown on the initial or final plans for project number 2007102. This Temporary Construction Easement shall commence upon the date of execution by the Grantor and shall automatically expire ("Expiration Date") upon the sooner to occur of the following events: (a) the completion of project number 2007102 and the issuance of a certificate of completion; or (b) within three (3) years of the date of execution. The Temporary Construction Easement set forth above shall automatically terminate as set forth in this paragraph; provided, however, the Grantee agrees, upon the request of Grantor, to execute such documents reasonably necessary to acknowledge the automatic termination of the Temporary Construction Easement.

TO HAVE AND TO HOLD THE SAME unto the Grantor, its successors, and assigns.

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

Signed, sealed, and delivered in the presence of:
(Signature of two witnesses required by Florida law)

Geraldine Meenaghan
WITNESS SIGNATURE (Required)

Geraldine Meenaghan
TYPED OR PRINTED NAME OF WITNESS

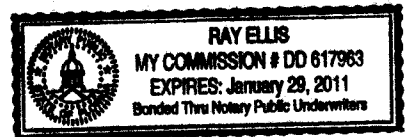
SIGNATURE OF GRANTOR

Joseph R. Russo, Mayor
City of Palm Beach Gardens

10500 North Military Trail
Palm Beach Gardens, Florida 33410
MAILING ADDRESS

Donna M. Cannon
WITNESS SIGNATURE (Required)

DONNA M. CANNON
TYPED OR PRINTED NAME OF WITNESS



STATE OF FLORIDA

COUNTY OF PALM BEACH

BEFORE ME, the undersigned authority, personally appeared JOSEPH R. RUSSO who is / are personally known to me or who has produced _____ as identification and who did/did not take an oath, executed the foregoing instrument.

WITNESS my hand and official seal this 4TH day of MARCH, 2010.

signed: Ray Ellis

**PARCEL 401
(TEMPORARY CONSTRUCTION EASEMENT)**

NOTES

1. REPRODUCTIONS OF THIS SKETCH ARE NOT VALID UNLESS SEALED WITH THE EMBOSSED SEAL OF THE SURVEYOR WHOSE NAME APPEARS BELOW.
2. BEARINGS SHOWN ARE ASSUMED WITH THE E-W 1/4 SECTION LINE OF SECTION 12 BEARING S88°30'04"E
3. THE LAND DESCRIPTION SHOWN HEREON WAS PREPARED BY THE SURVEYOR
4. THIS IS NOT A SURVEY
5. ABBREVIATIONS; P.O.B. = POINT OF BEGINNING; R/W = RIGHT-OF-WAY; BDY. = BOUNDARY; STA. = STATION; O.R.B. = OFFICIAL RECORDS BOOK; P.B. = PLAT BOOK; PG. = PAGE; P.O.C. = POINT OF COMMENCEMENT

DESCRIPTION:

A PORTION OF BURNS ROAD COMMUNITY CENTER CAMPUS ACCORDING TO THE PLAT THEREOF AS RECORDED IN PLAT BOOK 104, PAGES 7 AND 8 OF THE PUBLIC RECORDS OF PALM BEACH COUNTY, FLORIDA, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT SOUTHWEST CORNER OF SAID PLAT; THENCE N01°33'25"E, ALONG THE WEST BOUNDARY OF SAID PLAT AND ALONG THE EAST RIGHT-OF-WAY LINE OF MILITARY TRAIL (STATE ROAD 809), A DISTANCE OF 8.65 FEET; THENCE S88°28'35"E, 1.51 FEET TO THE POINT OF BEGINNING; THENCE N02°37'58"E, 102.85 FEET TO A POINT ON SAID WEST BOUNDARY AND EAST RIGHT-OF-WAY LINE; THENCE N15°03'10"E, ALONG SAID WEST BOUNDARY AND RIGHT-OF-WAY LINE, 12.19 FEET; THENCE N16°04'03"E, 40.37 FEET; THENCE N02°38'36"E, 346.05 FEET; THENCE N46°51'04"E, 50.01 FEET; THENCE S88°39'33"E, 105.13 FEET; THENCE S89°47'16"E, 190.16 FEET; THENCE S88°30'04"E, 34.88 FEET TO A POINT ON THE EXISTING RIGHT-OF-WAY LINE OF BURNS ROAD; THENCE S01°22'01"W, 1.00 FEET; THENCE N89°41'13"W, 241.64 FEET; THENCE N89°09'59"W, 87.47 FEET; THENCE S46°51'04"W, 48.15 FEET; THENCE S02°37'47"W, 345.25 FEET; THENCE S16°04'03"W, 51.65 FEET; THENCE S02°37'56"W, 20.42 FEET; THENCE S88°28'35"E, 7.93 FEET; THENCE S01°33'25"W, 28.00 FEET; THENCE N88°28'35"W, 8.46 FEET; THENCE S02°37'56"W, 55.01 FEET; THENCE N88°28'35"W, 2.50 FEET TO THE POINT OF BEGINNING.

SAID LAND LYING IN THE CITY OF PALM BEACH GARDENS, PALM BEACH COUNTY, FLORIDA, AND CONTAINING 2,140 SQUARE FEET (0.05 ACRES), MORE OR LESS.

CERTIFICATION:

I HEREBY CERTIFY THAT THE ATTACHED SKETCH AND DESCRIPTION OF THE HEREON DESCRIBED PROPERTY IS TRUE AND CORRECT TO THE BEST OF MY KNOWLEDGE AND BELIEF AS DELINEATED UNDER MY DIRECTION ON JULY 1, 2009.

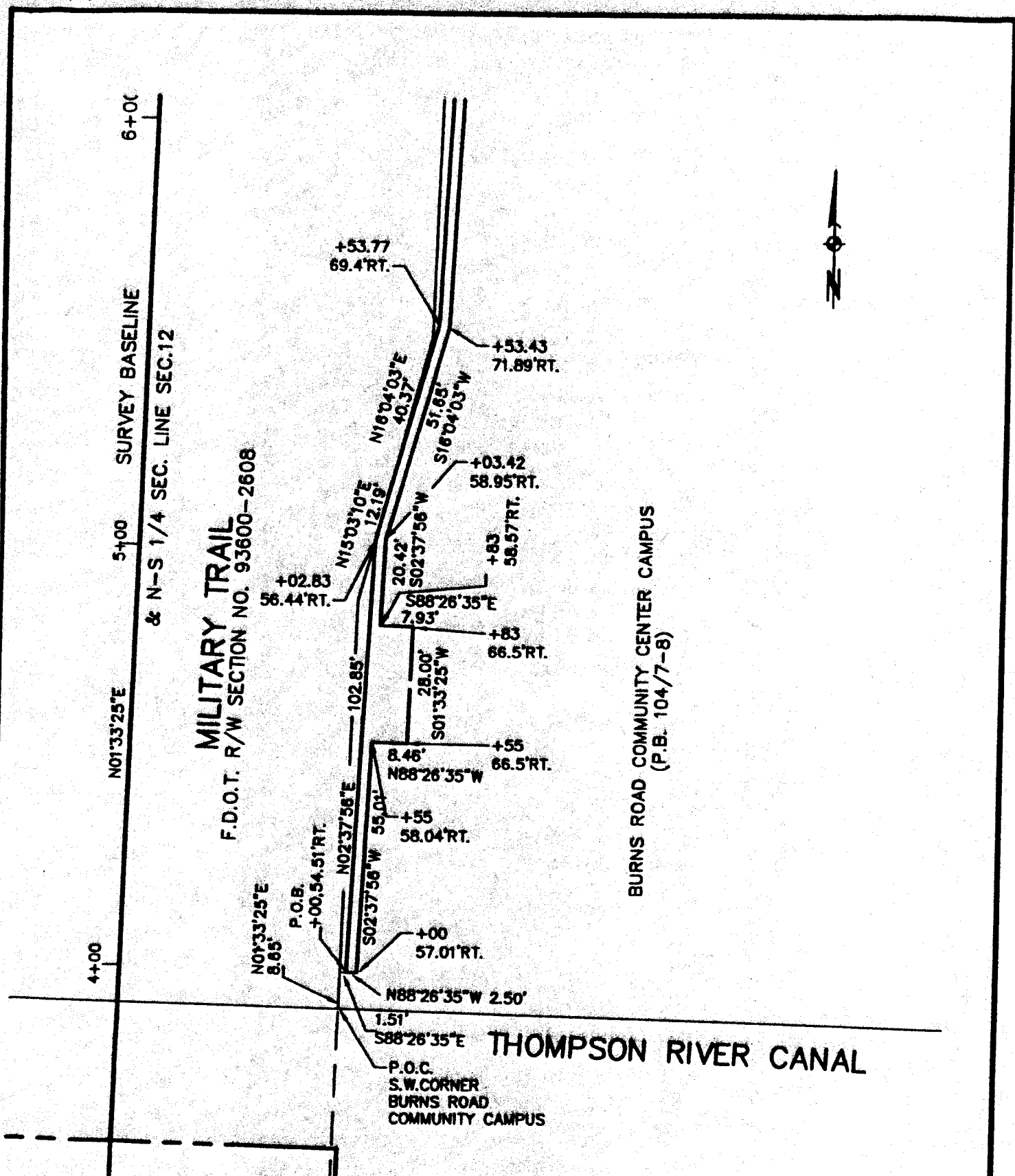
Kathleen L Hall

KATHLEEN L. HALL, P.L.S.
FLORIDA REGISTRATION NO. 4103

KATHLEEN L. HALL LAND SURVEYING, INC.

5499 N. FEDERAL HIGHWAY, SUITE N
BOCA RATON, FL. 33487
TEL.(561) 443-0426 FAX.(561) 443-0429
FLORIDA L.B. #6555

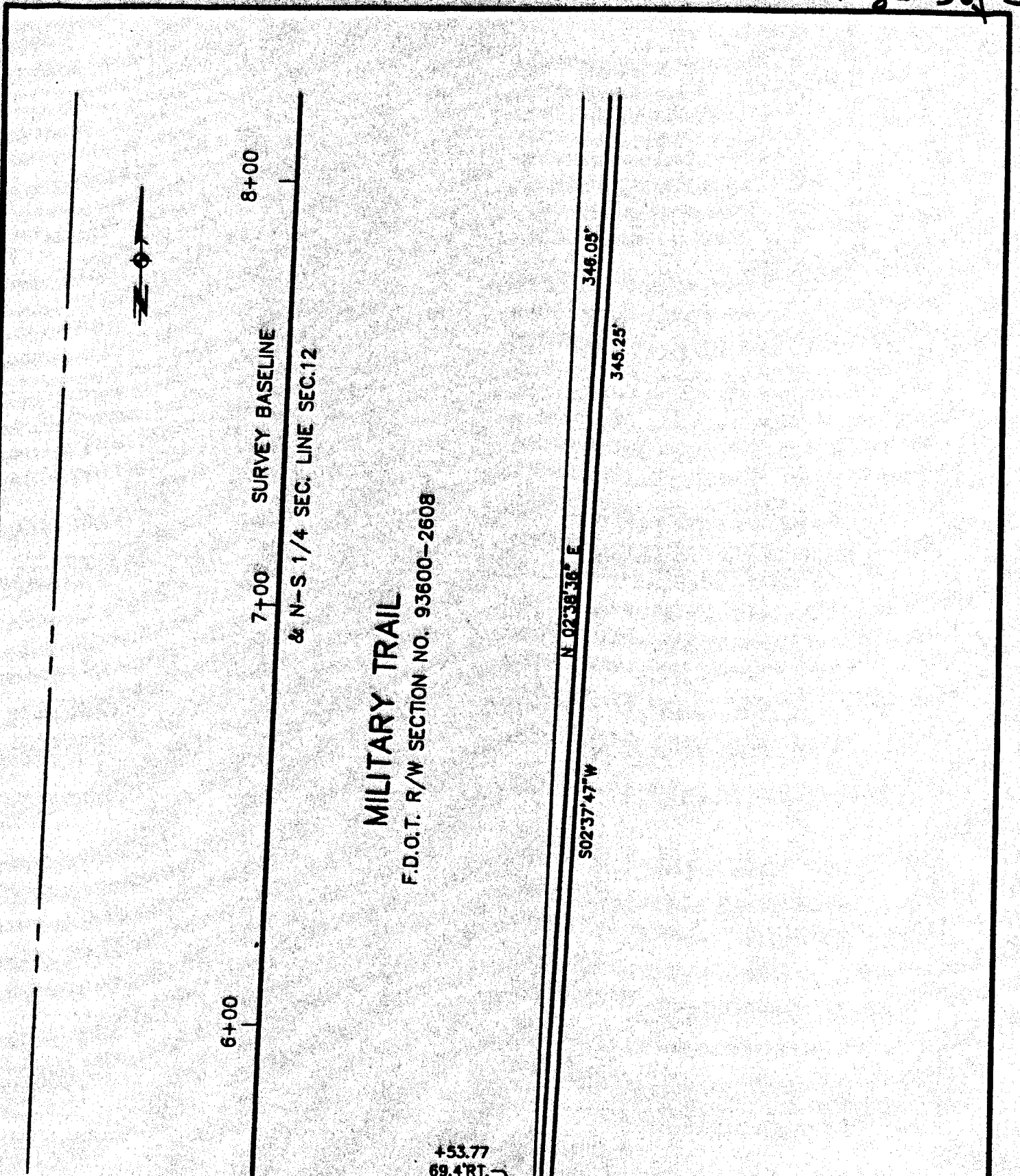
REV.: 8/31/09
DATE: 7/1/09
SHEET 1 OF 5
JOB NO.: 2781



KATHLEEN L. HALL LAND SURVEYING, INC.

5499 N. FEDERAL HIGHWAY, SUITE N
 BOCA RATON, FL 33487
 TEL.(561) 443-0426 FAX.(561) 443-0429
 FLORIDA L.B. #6555

SCALE: 1" = 30'
 SHEET 2 OF 5



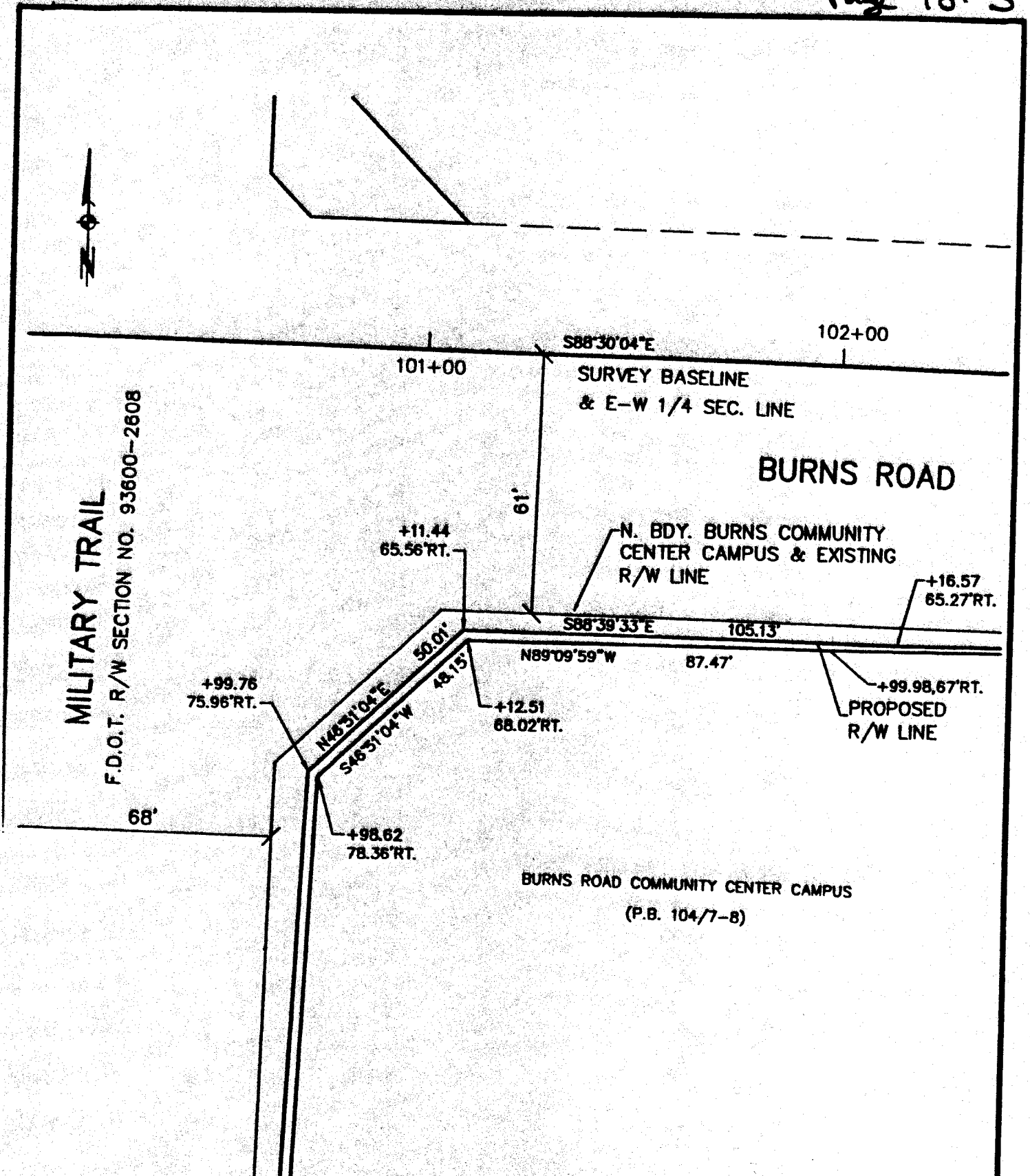
MILITARY TRAIL
F.D.O.T. R/W SECTION NO. 93600-2608

KATHLEEN L. HALL LAND SURVEYING, INC.

5499 N. FEDERAL HIGHWAY, SUITE N
BOCA RATON, FL. 33487
TEL.(561) 443-0426 FAX.(561) 443-0429
FLORIDA L.B. #6555

SCALE: 1" = 30'
SHEET 3 OF 5

Exhibit "A"
Page 4 of 5

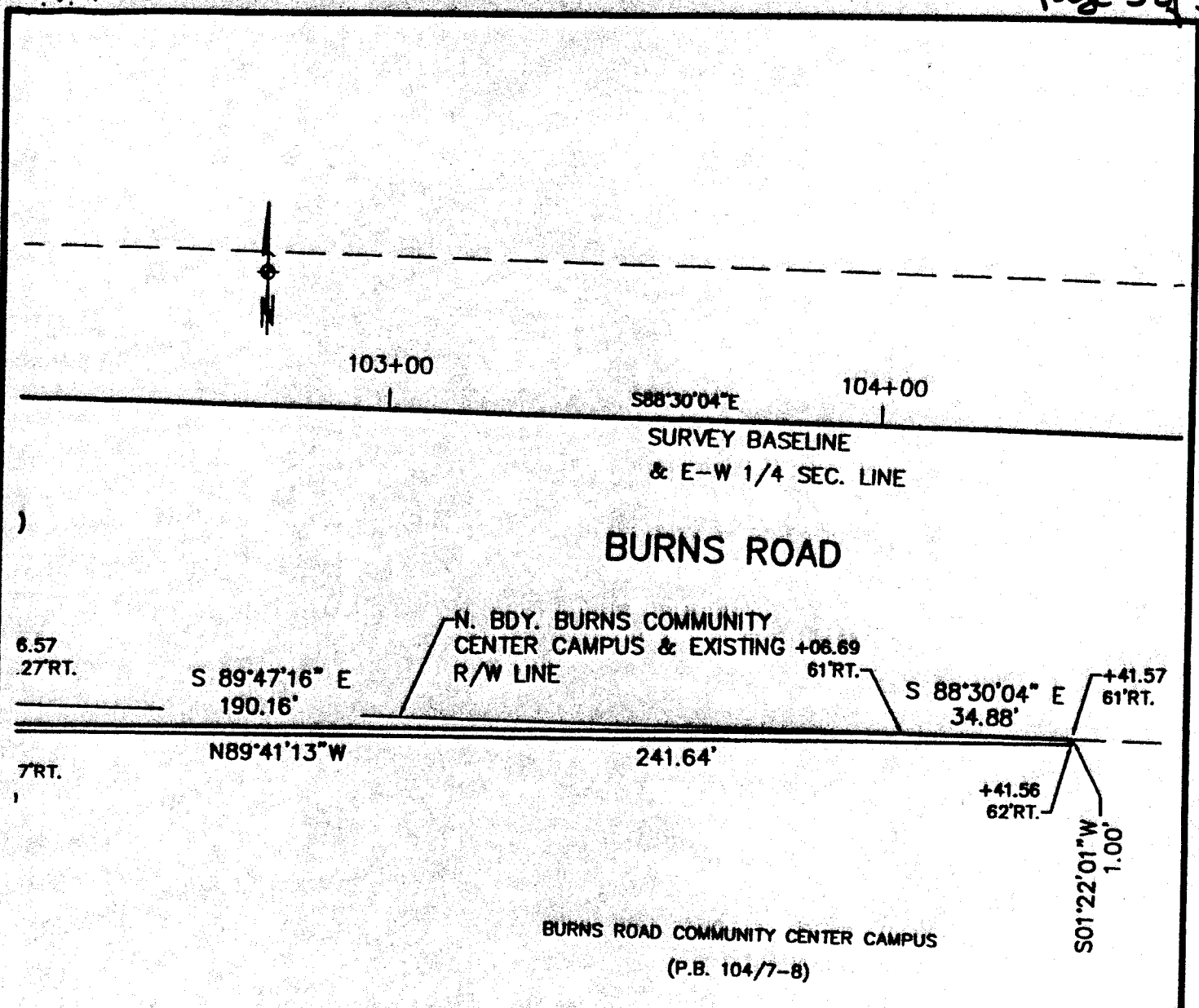


KATHLEEN L. HALL LAND SURVEYING, INC.

5499 N. FEDERAL HIGHWAY, SUITE N
BOCA RATON, FL. 33487
TEL.(561) 443-0426 FAX.(561) 443-0429
FLORIDA L.B. #6555

SCALE: 1" = 30'
SHEET 4 OF 5

Exhibit "A"
Page 5 of 5



KATHLEEN L. HALL LAND SURVEYING, INC.

5499 N. FEDERAL HIGHWAY, SUITE N
BOCA RATON, FL 33487
TEL.(561) 443-0426 FAX.(561) 443-0429
FLORIDA L.B. #6555

SCALE: 1" = 30'
SHEET 5 OF 5

Return to: Palm Beach County
Name: R/W Acquisition Section
Post Office Box 21229
Address: West Palm Beach, Florida 33416
Attn:
Acct. No.: 1010 W/C BOX 1066

This Instrument Prepared by:
Name: Paul F. King
Assistant County Attorney
Post Office Box 21229
Address: West Palm Beach, Florida 33416

**NOT TO BE RECORDED
WITHOUT BOARD OF COUNTY
COMMISSIONERS ACCEPTANCE DATE**

PCN: _____ SPACE ABOVE THIS LINE FOR PROCESSING DATA

PROJECT NO. 2007102
ROAD NAME: Burns Road & Military Trail
PARCEL NO. 402

TEMPORARY CONSTRUCTION EASEMENT

THIS GRANT OF EASEMENT is made this 4th day of March, 2010, by the CITY OF PALM BEACH GARDENS, FLORIDA, whose post office address is 10500 North Military Trail, Palm Beach Gardens, Florida 33410, hereinafter called Grantor, to PALM BEACH COUNTY, a political subdivision of the State of Florida, whose post office address is P.O. Box 21229, West Palm Beach, Florida 33416, hereinafter called Grantee.

WITNESSETH: That the Grantor, being the owner of certain real property, lying situate in Palm Beach County, Florida, more particularly described in Exhibit "A" attached hereto and made a part hereof ("Temporary Construction Easement Parcel"), for and in consideration of the sum of ONE (\$1.00) DOLLAR and other valuable considerations, receipt of which is hereby acknowledged, hereby grants unto Grantee, its successors and assigns, a non-exclusive temporary construction easement, for ingress, egress, over, upon, under, through and across the temporary construction easement parcel. Upon the Expiration Date (as defined below), Grantee shall remove all debris thereon and repair and restore the Temporary Construction Easement Parcel to a condition which is equal to or better than the condition which existed prior to the commencement of the subject construction project.

THIS TEMPORARY CONSTRUCTION EASEMENT, as described herein, is granted for the purpose of tying in, harmonizing, constructing, grading, improving, reconstructing, and inspecting the road project as shown on the initial or final plans for project number 2007102. This Temporary Construction Easement shall commence upon the date of execution by the Grantor and shall automatically expire ("Expiration Date") upon the sooner to occur of the following events: (a) the completion of project number 2007102 and the issuance of a certificate of completion; or (b) within three (3) years of the date of execution. The Temporary Construction Easement set forth above shall automatically terminate as set forth in this paragraph; provided, however, the Grantee agrees, upon the request of Grantor, to execute such documents reasonably necessary to acknowledge the automatic termination of the Temporary Construction Easement.

TO HAVE AND TO HOLD THE SAME unto the Grantor, its successors, and assigns.

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

Signed, sealed, and delivered in the presence of:
(Signature of two witnesses required by Florida law)

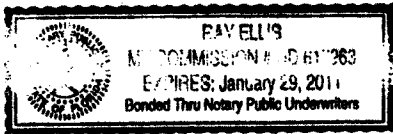
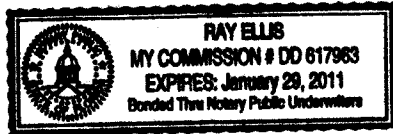
Geraldine Maeraghan
WITNESS Signature (Required)

SIGNATURE OF GRANTOR
Joseph R. Russo, Mayor
City of Palm Beach Gardens
10500 North Military Trail
Palm Beach Gardens, Florida 33410
MAILING ADDRESS

Geraldine Maeraghan
TYPED OR PRINTED NAME OF WITNESS

Donna M. Cannon
WITNESS SIGNATURE (Required)

DONNA M. CANNON
TYPED OR PRINTED NAME OF WITNESS



STATE OF FLORIDA
COUNTY OF PALM BEACH

BEFORE ME, the undersigned authority, personally appeared JOSEPH R. RUSSO who is are personally known to me or who has produced identification and who did/did not take an oath, executed the foregoing instrument.

WITNESS my hand and official seal this 4th day of MARCH, 2010.

Signed: Ray Ellis

PARCEL 402
(TEMPORARY CONSTRUCTION EASEMENT)

NOTES

1. REPRODUCTIONS OF THIS SKETCH ARE NOT VALID UNLESS SEALED WITH THE EMBOSSED SEAL OF THE SURVEYOR WHOSE NAME APPEARS BELOW.
2. BEARINGS SHOWN ARE ASSUMED WITH THE N-S 1/4 SECTION LINE OF SECTION 12 BEARING N01°33'25"E
3. THE LAND DESCRIPTION SHOWN HEREON WAS PREPARED BY THE SURVEYOR
4. THIS IS NOT A SURVEY
5. ABBREVIATIONS; P.O.B. = POINT OF BEGINNING; R/W = RIGHT-OF-WAY; BDY. = BOUNDARY; STA. = STATION; O.R.B. = OFFICIAL RECORDS BOOK; P.B. = PLAT BOOK; PG. = PAGE; P.O.C. = POINT OF COMMENCEMENT; STA. = STATION

DESCRIPTION:

A PORTION OF THE NORTHEAST ONE-QUARTER (NE1/4) OF SECTION 12, TOWNSHIP 42 SOUTH, RANGE 42 EAST, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE SOUTHWEST CORNER OF SAID NORTHEAST ONE-QUARTER (NE1/4); THENCE N01°33'25"E, ALONG THE NORTH-SOUTH QUARTER SECTION LINE OF SAID SECTION 12, A DISTANCE OF 70.07 FEET; THENCE S88°26'35"E, 67.00 FEET TO THE POINT OF BEGINNING; THENCE N01°33'25"E, 450.02 FEET; THENCE N00°38'12"E, 420.80 FEET TO A POINT ON THE EXISTING RIGHT-OF-WAY LINE OF MILITARY TRAIL (STATE ROAD 809); THENCE N01°33'25"E, ALONG SAID RIGHT-OF-WAY LINE, 113.97 FEET; THENCE S00°30'14"W, 272.05 FEET; THENCE S00°40'25"W, 227.03 FEET; THENCE S88°26'35"E, 3.00 FEET; THENCE S01°33'25"W, 10.00 FEET; THENCE N88°26'35"W, 3.00 FEET; THENCE S01°33'25"W, 57.00 FEET; THENCE S71°38'41"E, 27.68 FEET; THENCE S01°33'25"W, 23.00 FEET; THENCE S19°50'59"W, 31.86 FEET; THENCE S87°02'59"W, 18.68 FEET; THENCE S00°07'30"W, 120.04 FEET; THENCE S01°33'25"W, 233.43 FEET; THENCE N44°15'21"W, 5.58 FEET TO THE POINT OF BEGINNING.

SAID LANDS LYING IN THE CITY OF PALM BEACH GARDENS, PALM BEACH COUNTY, FLORIDA, AND CONTAINING 3,877 SQUARE FEET (0.089 ACRES), MORE OR LESS.

CERTIFICATION:

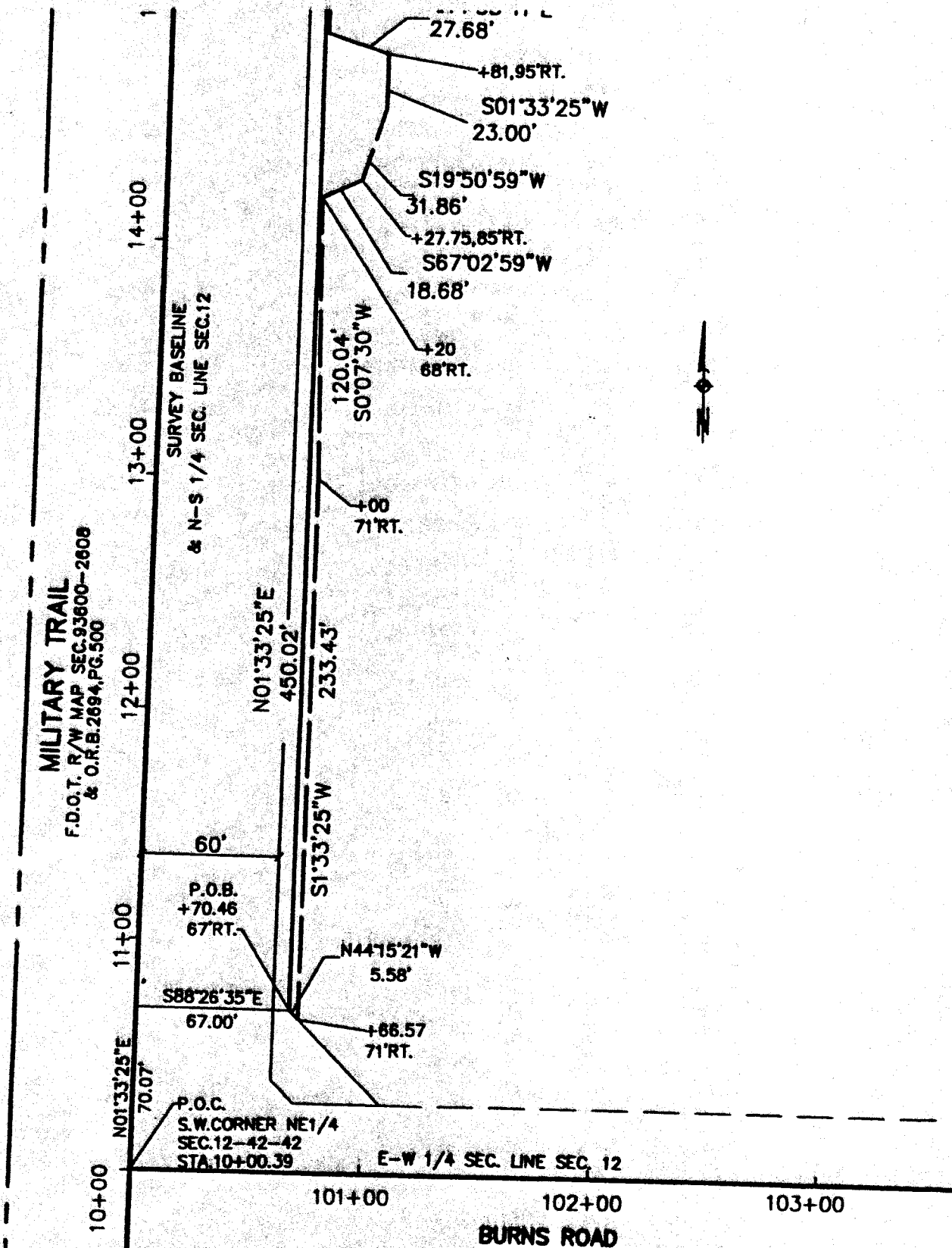
I HEREBY CERTIFY THAT THE ATTACHED SKETCH AND DESCRIPTION OF THE HEREON DESCRIBED PROPERTY IS TRUE AND CORRECT TO THE BEST OF MY KNOWLEDGE AND BELIEF AS DELINEATED UNDER MY DIRECTION ON JULY 1, 2009.

Kathleen L. Hall
KATHLEEN L. HALL, P.L.S.
FLORIDA REGISTRATION NO. 4103

KATHLEEN L. HALL LAND SURVEYING, INC.

5499 N. FEDERAL HIGHWAY, SUITE N
BOCA RATON, FL 33487
TEL.(561) 443-0426 FAX.(561) 443-0429
FLORIDA L.B. #6555

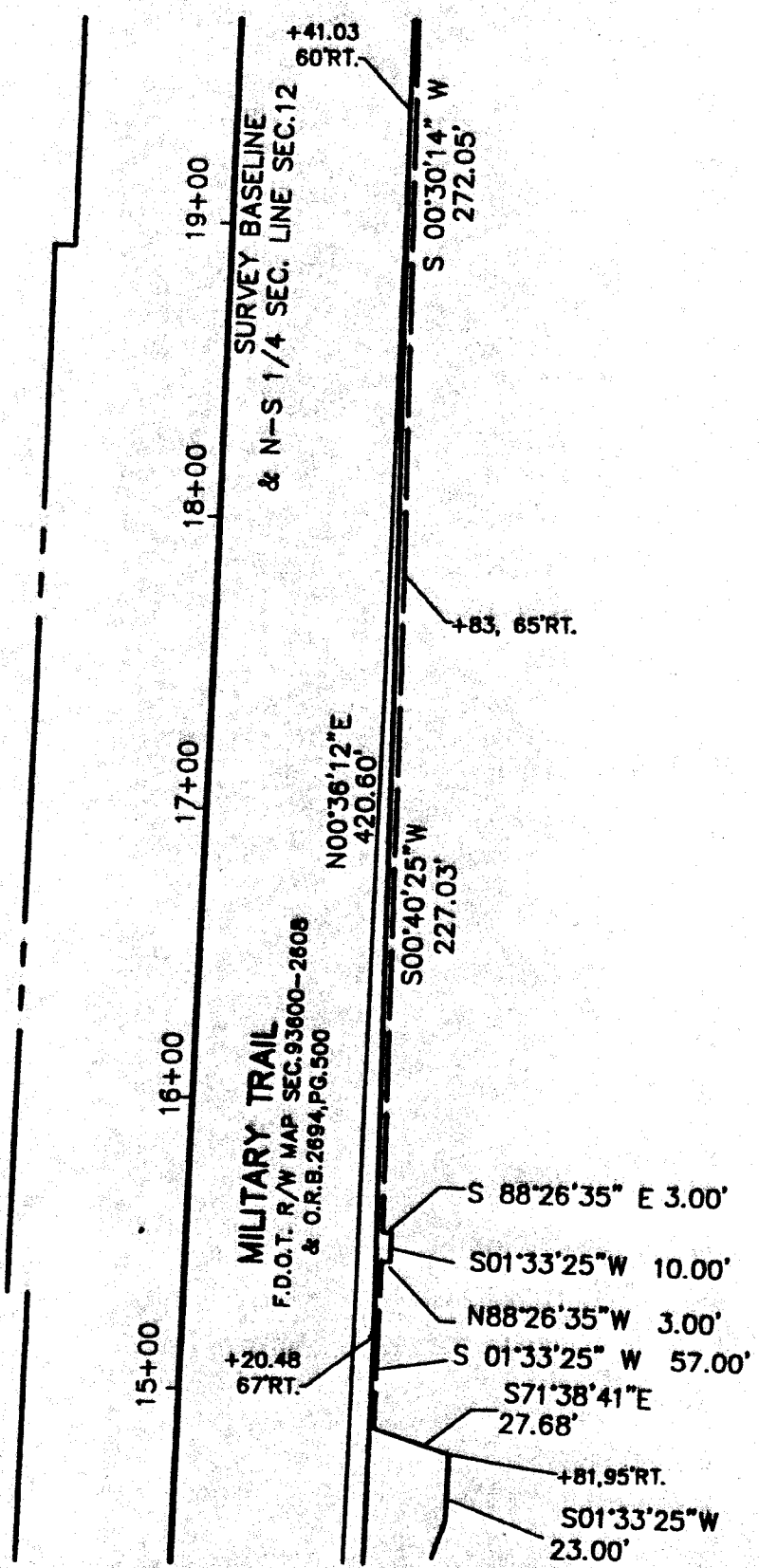
REV.: 8/20/09
DATE: 7/1/09
SHEET 1 OF 4
JOB NO.:2781



KATHLEEN L. HALL LAND SURVEYING, INC.

5499 N. FEDERAL HIGHWAY, SUITE N
BOCA RATON, FL. 33487
TEL. (561) 443-0426 FAX. (561) 443-0429
FLORIDA L.B. #6555

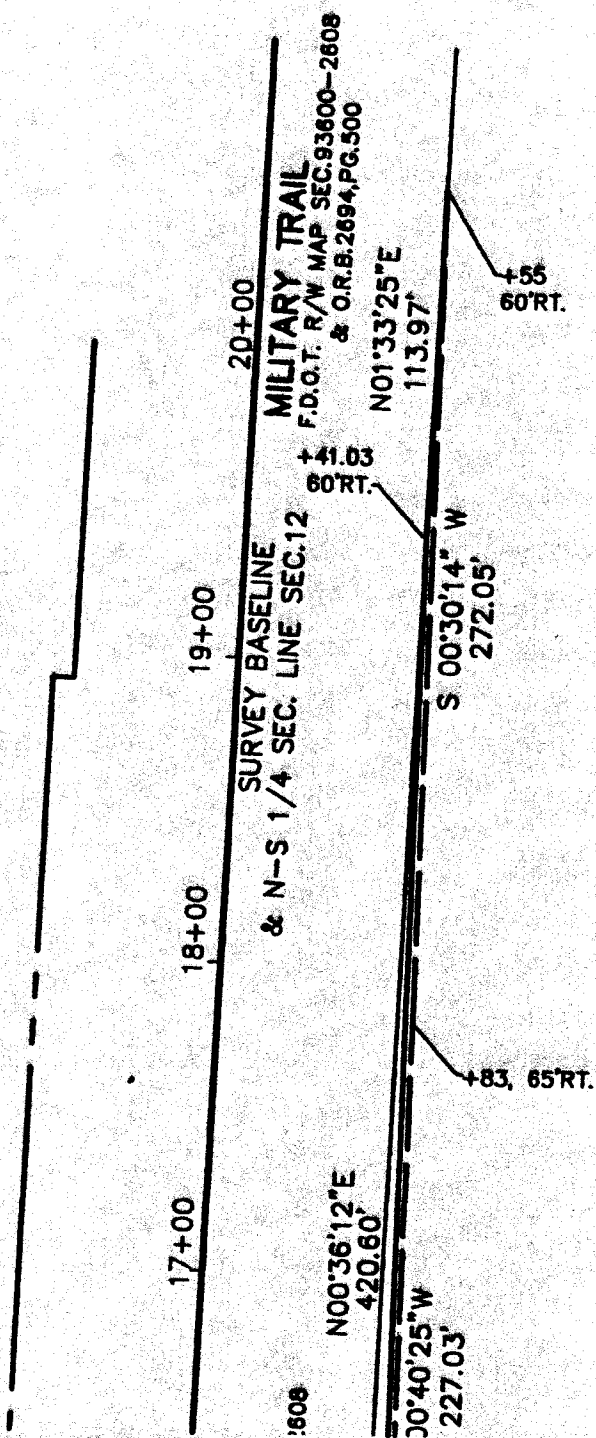
SCALE: 1" = 60'
SHEET 2 OF 4



KATHLEEN L. HALL LAND SURVEYING, INC.

5499 N. FEDERAL HIGHWAY, SUITE N
BOCA RATON, FL 33487
TEL.(561) 443-0426 FAX.(561) 443-0429
FLORIDA L.B. #6555

SCALE: 1" = 60'
SHEET 3 OF 4



KATHLEEN L. HALL LAND SURVEYING, INC.

5499 N. FEDERAL HIGHWAY, SUITE N
BOCA RATON, FL 33487
TEL.(561) 443-0426 FAX.(561) 443-0429
FLORIDA L.B. #6555

SCALE: 1"=60'
SHEET 4 OF 4

Return To: Right-of-Way Acquisition Section
 Name: Palm Beach County Engineering
 Address: Post Office Box 21229
 West Palm Beach Florida 33416
 Attn: Richard A. Graddock
 Account No.: 1010 W/C BOX 1066

This Instrument Prepared By:
 Name: Paul F. King, Esq.
 Assistant County Attorney
 Post Office Box 21229
 West Palm Beach, Florida 33416
 P.C.N.:

Not to be recorded without Board of County Commissioners Acceptance Date

Project No.: 2007102
 Project Name: Burns Rd. & Military Trail Intersection Improvements
 Parcel Nos.: 100,101 & 102

**SUBORDINATION OF UTILITY INTERESTS
 TO PALM BEACH COUNTY, FLORIDA**

THIS AGREEMENT, entered into this ___ day of _____, 2010, by and between the COUNTY OF PALM BEACH (hereinafter the "County"), and Florida Power & Light, a Florida corporation, whose mailing address is 100 South Delaware Street, Jupiter, Florida 33458, hereinafter the "Utility").

WHEREAS, the Utility presently has easements in certain property that has been determined necessary for public purposes; and,

WHEREAS, the proposed use of this property will require subordination to the County of the interests claimed in said property by the Utility and at the request of the County, the Utility has agreed, subject to the following conditions, to relocate its facilities from the Utility's easement onto public right-of-way, or has agreed to leave its facilities on the subordinated property (hereinafter "Property"), described in Exhibit A attached hereto and made a part hereof; and,

WHEREAS, the County is willing to pay to have the Utility's facilities relocated as necessary to prevent conflict between the facilities so that the benefits of each may be retained;

NOW THEREFORE, in consideration of the mutual covenants and promises of the parties hereto, the Utility and the County agree as follows:

1. The Utility hereby subordinates any and all of its interest in that portion of the following easements lying within the Property, to the interest of the County, its successors or assigns, through, under, upon or across the Property;

<u>NATURE OF ENCUMBRANCE</u>	<u>DATE</u>	<u>FROM OR AGAINST</u>	<u>IN FAVOR OF</u>	<u>BOOK AND PAGE</u>
UTILITY EASEMENT	09/02/1999	City of Palm Beach Gardens	Florida Power & Light, ORB 11331 P 1179 a Florida Corporation	

2. The Utility shall have the right to construct, operate, maintain, improve, add to, upgrade, remove, and relocate facilities on, within, and upon all the Property in accordance with the County's current minimum standards for such facilities as of the date of such construction. Any new construction or relocation of the facilities within the Property will be subject to prior approval by the County. Should the County fail to approve any new construction or relocation of facilities by the Utility or hereafter require the Utility to alter, adjust or relocate its facilities from within the Property, the County hereby agrees to pay the Utility's reasonable cost of any required alteration, adjustment or relocation, caused by the County's actions, including the cost of acquiring the necessary easements.
3. The Utility shall have a reasonable right to enter upon the Property for the purposes outlined in paragraph 2 above, including the right to trim such trees, bushes, and growth which might endanger or interfere with the operation and safety of the utility's facilities.
4. The Utility agrees to repair any damage to the County's facilities and to indemnify and hold harmless the County against any loss or damage resulting from the Utility exercising its rights outlined in paragraph 2 and 3 above.
5. These terms and conditions shall be attached as an addendum to the permit, if any, required by the County for location of facilities on the Property.

6. This agreement is not assignable except to the State of Florida for the purposes described herein.
IN WITNESS WHEREOF, the parties hereto have executed this agreement on the day and year first written.

ATTEST:

Sharon R. Bock, Clerk & Comptroller

PALM BEACH COUNTY, FLORIDA, a
Political subdivision of the
State of Florida
BOARD OF COUNTY COMMISSIONERS

By: _____
Clerk (or Deputy Clerk)

By: _____
Chair

APPROVED AS TO FORM AND
LEGAL SUFFICIENCY

By: _____
County Attorney

STATE OF FLORIDA
COUNTY OF PALM BEACH

The foregoing instrument was acknowledged before me this ____ day of
_____, 200__, by _____,
Chairman, Board of County Commissioners, who is personally known to me and who did not
take an oath.

[Signature]

Signature
J. J. Corson

Print Name
Florida Power & Light Co.
NAME OF UTILITY

[Signature]

Witness Signature

Michelle M. Kahmann

Print Name of witness

By: _____
Signature

Print Name

Title

[Signature]

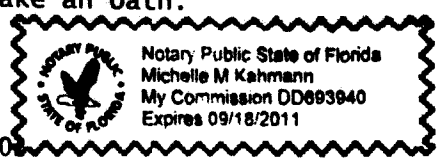
Witness Signature

Deborah C. Patterson

Print Name of witness

STATE OF FLORIDA
COUNTY OF PALM BEACH

The foregoing instrument was acknowledged before me this 26th day of
May, 2010, by J. J. Corson, who is personally
known to me, or who supplied _____ as identification, and
who did/did not take an oath.



[Signature]

NOTARY PUBLIC

SEAL

PARCEL 100

NOTES:

1. REPRODUCTIONS OF THIS SKETCH ARE NOT VALID UNLESS SEALED WITH THE EMBOSSED SEAL OF THE SURVEYOR WHOSE NAME APPEARS BELOW.
2. BEARINGS SHOWN ARE ASSUMED WITH THE N-S1/4 SECTION LINE OF SECTION 12 BEARING N01°33'25"E
3. THE LAND DESCRIPTION SHOWN HEREON WAS PREPARED BY THE SURVEYOR
4. THIS IS NOT A SURVEY
5. ABBREVIATIONS; P.O.B. = POINT OF BEGINNING; R/W = RIGHT-OF-WAY; BDY. = BOUNDARY; STA. = STATION; O.R.B. = OFFICIAL RECORDS BOOK; P.B. = PLAT BOOK; PG. = PAGE

DESCRIPTION

A PORTION OF BURNS ROAD COMMUNITY CENTER CAMPUS ACCORDING TO THE PLAT THEREOF AS RECORDED IN PLAT BOOK 104, PAGES 7 AND 8 OF THE PUBLIC RECORDS OF PALM BEACH COUNTY, FLORIDA, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE SOUTHWEST CORNER OF SAID PLAT; THENCE N01°33'25"E, ALONG THE WEST BOUNDARY OF SAID PLAT AND ALONG THE EAST RIGHT-OF-WAY LINE OF MILITARY TRAIL (STATE ROAD 809), A DISTANCE OF 8.85 FEET TO THE POINT OF BEGINNING; THENCE CONTINUE N01°33'25"E, ALONG SAID WEST BOUNDARY AND EAST RIGHT-OF-WAY LINE, 88.50 FEET; THENCE N15°03'10"E, ALONG SAID BOUNDARY AND EAST RIGHT-OF-WAY LINE, 14.74 FEET; THENCE S02°37'56"W, 102.85 FEET; THENCE N88°28'35"W, 1.51 FEET TO THE POINT OF BEGINNING.

SAID LAND LYING IN THE CITY OF PALM BEACH GARDENS, PALM BEACH COUNTY, FLORIDA, AND CONTAINING 230 SQUARE FEET (0.005 ACRES), MORE OR LESS.

CERTIFICATION

I HEREBY CERTIFY THAT THE ATTACHED SKETCH AND DESCRIPTION OF THE HEREON DESCRIBED PROPERTY IS TRUE AND CORRECT TO THE BEST OF MY KNOWLEDGE AND BELIEF AS DELINEATED UNDER MY DIRECTION ON JULY 1, 2009.

Kathleen L. Hall

KATHLEEN L. HALL, P.L.S.
FLORIDA REGISTRATION NO. 4103

KATHLEEN L. HALL LAND SURVEYING, INC.

5499 N. FEDERAL HIGHWAY, SUITE N
BOCA RATON, FL. 33487
TEL.(561) 443-0426 FAX.(561) 443-0429
FLORIDA L.B. #6555

REV.: 8/31/09
DATE: 7/1/09
SHEET 1 OF 2
JOB NO.:2781

KH C:\P7\MILITARY & BURNS\dwg\Burns Rd Community re parcel.dwg

Exhibit A

ATTACHMENT 4
EXHIBIT "A" - PAGE 1 OF 2

MILITARY TRAIL (S.R.809)
F.D.O.T. R/W SECTION NO. 93600-2608

SURVEY BASELINE

4+00 & N-S 1/4 SEC. LINE SEC.12 5+00 6+C

W.BDY.
BURNS ROAD
COMMUNITY
CENTER
EXISTING R/W
LINE

+88.50
53'RT.

N15°03'10"E
14.74'

+02.83
56.44'RT.

P.O.C.
S.W.CORNER
BURNS ROAD
COMMUNITY
CENTER
CAMPUS
+91.35
53'RT.

P.O.B.
+00.53'RT.

88.50'

102.85'

+00
54.51'RT.

N01°33'25"E

S02°37'56"W

12' UTILITY EASEMENT (O.R.B.8787/1087)

N88°26'35"W
1.51'

N01°33'25"E
8.65'

THOMPSON RIVER CANAL

BURNS ROAD COMMUNITY CENTER CAMPUS
(P.B. 104/7-8)

KATHLEEN L. HALL LAND SURVEYING, INC.

5499 N. FEDERAL HIGHWAY, SUITE N
BOCA RATON, FL 33487
TEL.(561) 443-0426 FAX.(561) 443-0429
FLORIDA L.B. #6555

SCALE: 1" = 30'
SHEET 2 OF 2

ATTACHMENT 4
EXHIBIT "A" - PAGE 2 OF 2

PARCEL 101

NOTES

1. REPRODUCTIONS OF THIS SKETCH ARE NOT VALID UNLESS SEALED WITH THE EMBOSSED SEAL OF THE SURVEYOR WHOSE NAME APPEARS BELOW.
2. BEARINGS SHOWN ARE ASSUMED WITH THE N-S 1/4 SECTION LINE OF SECTION 12 BEARING N01°33'25"E
3. THE LAND DESCRIPTION SHOWN HEREON WAS PREPARED BY THE SURVEYOR
4. THIS IS NOT A SURVEY
5. ABBREVIATIONS; P.O.B. = POINT OF BEGINNING; R/W = RIGHT-OF-WAY; B.O.Y. = BOUNDARY; STA. = STATION; O.R.B. = OFFICIAL RECORDS BOOK; P.B. = PLAT BOOK; PG. = PAGE
6. ALL PLATTED EASEMENTS ARE NOT SHOWN.

DESCRIPTION:

A PORTION OF BURNS ROAD COMMUNITY CENTER CAMPUS ACCORDING TO THE PLAT THEREOF AS RECORDED IN PLAT BOOK 104, PAGES 7 AND 8 OF THE PUBLIC RECORDS OF PALM BEACH COUNTY, FLORIDA, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT THE MOST NORTHERLY CORNER OF SAID PLAT; THENCE S88°30'04"E, ALONG THE NORTH BOUNDARY OF SAID PLAT AND EXISTING RIGHT-OF-WAY LINE OF BURNS ROAD, A DISTANCE OF 300.75 FEET; THENCE N89°47'16"W, 190.16 FEET; THENCE N88°39'33"W, 105.13 FEET; THENCE S46°51'04"W, 50.01 FEET; THENCE S02°38'36"W, 346.05 FEET; THENCE S16°04'03"W, 40.37 FEET TO A POINT ON THE WEST BOUNDARY OF SAID PLAT AND EXISTING EAST RIGHT-OF-WAY LINE OF MILITARY TRAIL (S.R. 800); THENCE N15°03'10"E, ALONG SAID BOUNDARY AND EAST RIGHT-OF-WAY LINE, 37.34 FEET; THENCE N01°33'25"E, ALONG SAID BOUNDARY AND EAST RIGHT-OF-WAY LINE, 350.52 FEET; THENCE N46°34'21"E, ALONG SAID BOUNDARY, 53.73 FEET TO THE POINT OF BEGINNING.

SAID LAND LYING IN THE CITY OF PALM BEACH GARDENS, PALM BEACH COUNTY, FLORIDA, AND CONTAINING 2,886 SQUARE FEET (0.07 ACRES), MORE OR LESS.

CERTIFICATION:

I HEREBY CERTIFY THAT THE ATTACHED SKETCH AND DESCRIPTION OF THE HEREON DESCRIBED PROPERTY IS TRUE AND CORRECT TO THE BEST OF MY KNOWLEDGE AND BELIEF AS DELINEATED UNDER MY DIRECTION ON JULY 1, 2009.

Kathleen L. Hall

KATHLEEN L. HALL, P.L.S.
FLORIDA REGISTRATION NO. 4103

KATHLEEN L. HALL LAND SURVEYING, INC.

5499 N. FEDERAL HIGHWAY, SUITE N

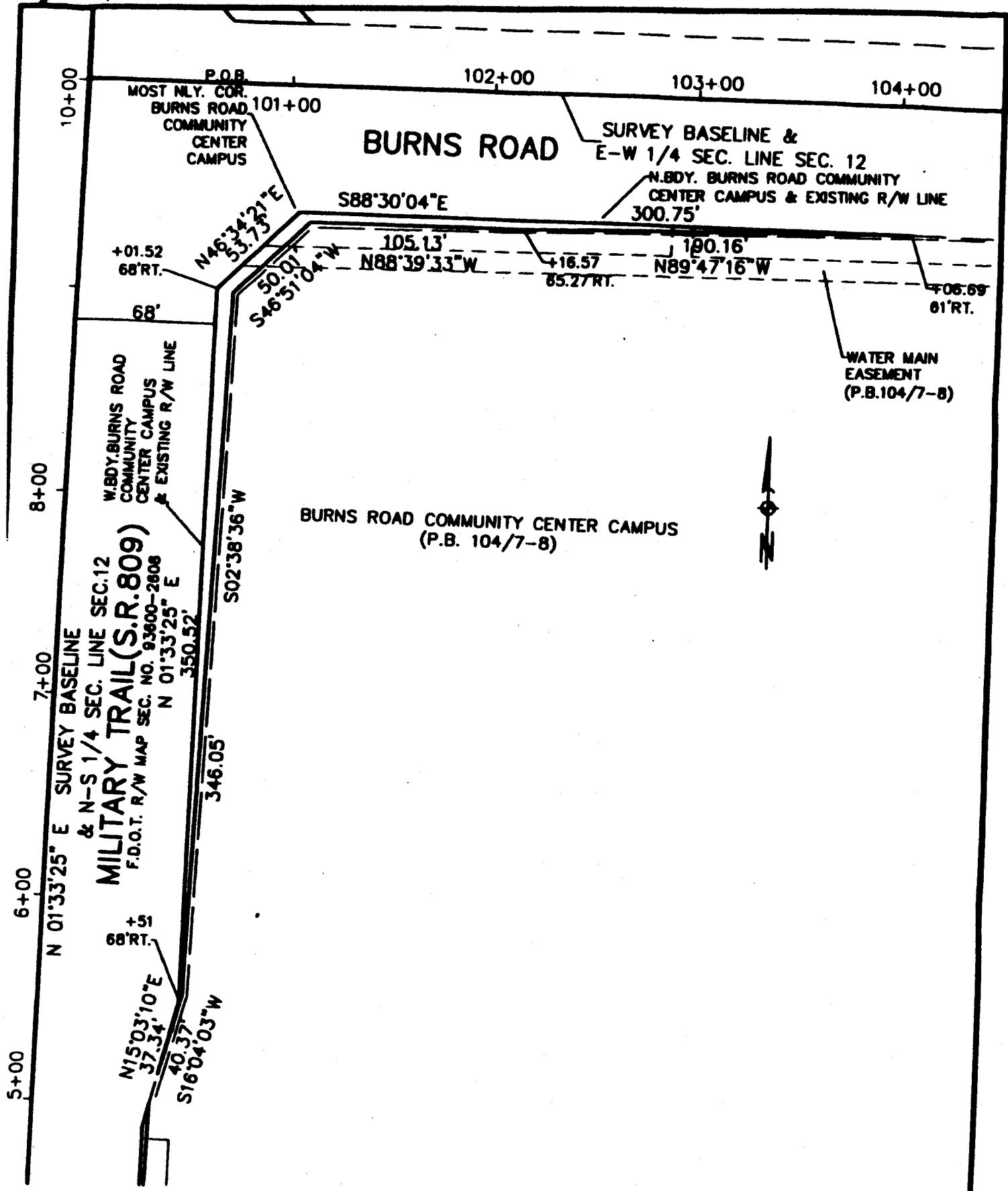
BOCA RATON, FL 33487

TEL.(561) 443-0426 FAX.(561) 443-0429
FLORIDA L.B. #6585

REV.: 8/31/09
DATE: 7/1/09
SHEET 1 OF 2
JOB NO.:2781

KH C:\LP7\MILITARY & BURNS\dwg\Burns Rd Community re parcel 101.dwg

ATTACHMENT 4
EXHIBIT "A" - PAGE 1 OF 2



KATHLEEN L. HALL LAND SURVEYING, INC.

5499 N. FEDERAL HIGHWAY, SUITE N
BOCA RATON, FL 33487
TEL.(561) 443-0426 FAX.(561) 443-0429
FLORIDA L.B. #8555

SCALE: 1" = 60'
SHEET 2 OF 2

PARCEL 102

NOTES

1. REPRODUCTIONS OF THIS SKETCH ARE NOT VALID UNLESS SEALED WITH THE EMBOSSED SEAL OF THE SURVEYOR WHOSE NAME APPEARS BELOW.
2. BEARINGS SHOWN ARE ASSUMED BASED WITH THE N-S 1/4 SECTION LINE OF SECTION 12 BEARING N01°33'25"E
3. THE LAND DESCRIPTION SHOWN HEREON WAS PREPARED BY THE SURVEYOR
4. THIS IS NOT A SURVEY
5. ABBREVIATIONS; P.O.B. = POINT OF BEGINNING; R/W = RIGHT-OF-WAY; B.D.Y. = BOUNDARY; STA. = STATION; O.R.B. = OFFICIAL RECORDS BOOK; P.B. = PLAT BOOK; PG. = PAGE; P.O.C. = POINT OF COMMENCEMENT; STA. = STATION

DESCRIPTION:

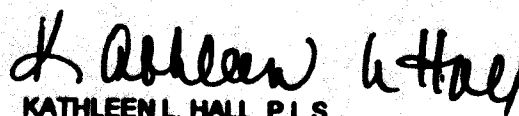
A PORTION OF THE NORTHEAST ONE-QUARTER (NE1/4) OF SECTION 12, TOWNSHIP 42 SOUTH, RANGE 42 EAST, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE SOUTHWEST CORNER OF SAID NORTHEAST ONE-QUARTER (NE1/4); THENCE N01°33'25"E, ALONG THE NORTH-SOUTH QUARTER SECTION LINE OF SAID SECTION 12, A DISTANCE OF 40.07 FEET; THENCE S88°28'35"E, 60.00 FEET TO THE POINT OF BEGINNING; THENCE N01°33'25"E, ALONG THE EXISTING RIGHT-OF-WAY LINE OF MILITARY TRAIL (S.R. 809) PER OFFICIAL RECORDS BOOK 2894, PAGE 500 OF THE PUBLIC RECORDS OF PALM BEACH COUNTY, FLORIDA, A DISTANCE OF 900.57 FEET; THENCE S00°38'12"W, 420.60 FEET; THENCE S01°33'25"W, 450.02 FEET; THENCE S44°15'21"E, 57.33 FEET TO A POINT ON THE EXISTING RIGHT-OF-WAY LINE OF BURNS ROAD; THENCE N88°30'04"W, ALONG SAID RIGHT-OF-WAY LINE, 38.10 FEET; THENCE N43°28'23"W, 14.15 FEET TO THE POINT OF BEGINNING.

SAID LANDS LYING IN THE CITY OF PALM BEACH GARDENS, PALM BEACH COUNTY, FLORIDA, AND CONTAINING 5,674 SQUARE FEET (0.13 ACRES), MORE OR LESS.

CERTIFICATION:

I HEREBY CERTIFY THAT THE ATTACHED SKETCH AND DESCRIPTION OF THE HEREON DESCRIBED PROPERTY IS TRUE AND CORRECT TO THE BEST OF MY KNOWLEDGE AND BELIEF AS DELINEATED UNDER MY DIRECTION ON JULY 1, 2009.



KATHLEEN L. HALL, P.L.S.
FLORIDA REGISTRATION NO. 4103

KATHLEEN L. HALL LAND SURVEYING, INC.

5499 N. FEDERAL HIGHWAY, SUITE N
BOCA RATON, FL. 33487
TEL.(561) 443-0426 FAX.(561) 443-0429
FLORIDA L.B. #8555

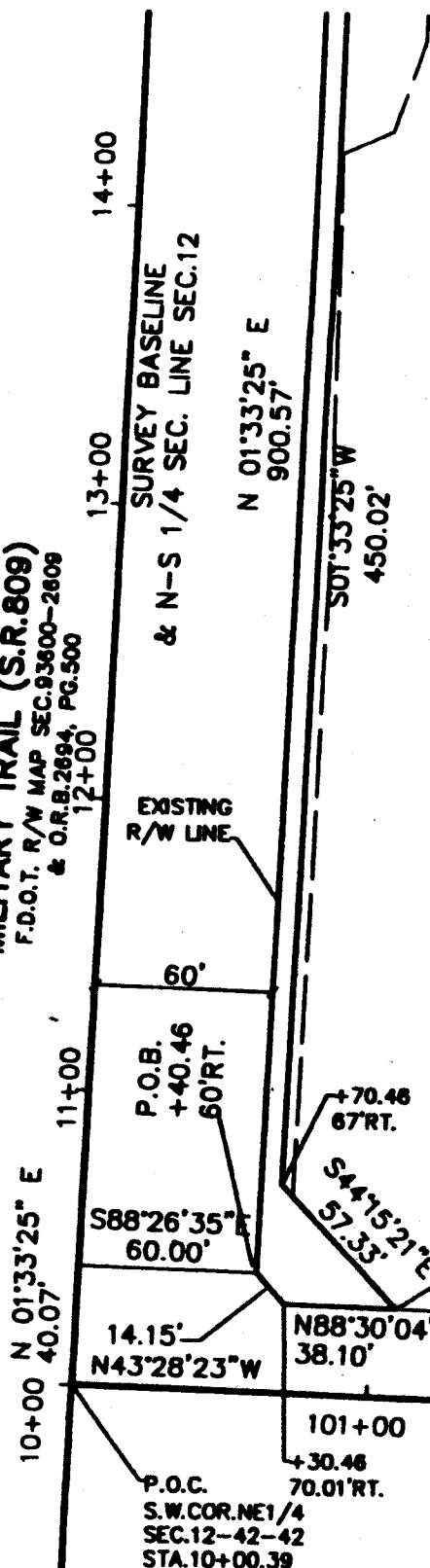
REV.: 8/31/09
DATE: 7/1/09
SHEET 1 OF 3
JOB NO.: 2781

KH C:\P7\MILITARY & BURNS\dog\Burns Rd Community re parcel 102.dwg

ATTACHMENT 4
EXHIBIT "A" - PAGE 1 OF 3

PARCEL 102

MILITARY TRAIL (S.R.809)
F.D.O.T. R/W MAP SEC.93600-2609
& O.R.B.2694, PG.500



UNPLATTED
(CITY OF PALM BEACH GARDENS)

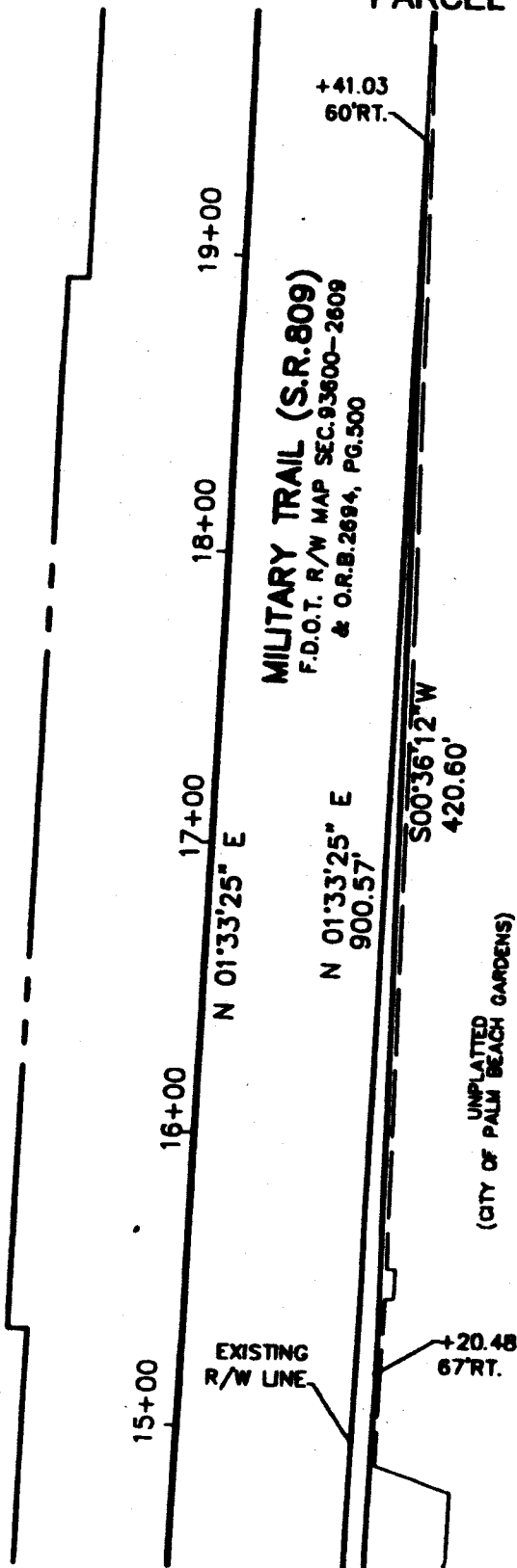


KATHLEEN L. HALL LAND SURVEYING, INC.

5499 N. FEDERAL HIGHWAY, SUITE N
BOCA RATON, FL. 33487
TEL.(561) 443-0426 FAX.(561) 443-0429
FLORIDA L.B. #6555

SCALE: 1" = 60'
SHEET 2 OF 3

PARCEL 102



MILITARY TRAIL (S.R. 809)
 F.D.O.T. R/W MAP SEC. 93600-2609
 & O.R.B. 2694, PG. 500

KATHLEEN L. HALL LAND SURVEYING, INC.

5499 N. FEDERAL HIGHWAY, SUITE N
 BOCA RATON, FL. 33487
 TEL. (561) 443-0426 FAX. (561) 443-0429
 FLORIDA L.B. #6555

SCALE: 1" = 60'
 SHEET 3 OF 3

RECEIVED

Return To: Right-of-Way Acquisition Section
Name: Palm Beach County Engineering
Address: Post Office Box 21229
West Palm Beach Florida 33416
Attn: Richard A. Graddock
Account No.: 1010 W/C BOX 1066

APR 22 2010

This Instrument Prepared By:
Name: Paul F. King, Esq.
Assistant County Attorney
Post Office Box 21229
West Palm Beach, Florida 33416

West Palm Beach
District Engineering

P.I.N.:

Not to be recorded without Board of County Commissioners Acceptance Date

Project No.: 2007102
Project Name: Burns Rd. & Military Trail Intersection Improvements
Parcel Nos.: 100, 101 & 102

**SUBORDINATION OF UTILITY INTERESTS
TO PALM BEACH COUNTY, FLORIDA**

THIS AGREEMENT, entered into this ___ day of _____, 200___, by and between the **COUNTY OF PALM BEACH** (hereinafter the "County"), and **Bell South Telecommunications, Inc. d/b/a AT&T Florida** whose mailing address is 2021 South Military Trail, West Palm Beach, Fl 33415, hereinafter the "Utility").

WHEREAS, the Utility presently has easements in certain property that has been determined necessary for public purposes; and,

WHEREAS, the proposed use of this property will require subordination to the County of the interests claimed in said property by the Utility and at the request of the County, the Utility has agreed, subject to the following conditions, to relocate its facilities from the Utility's easement onto public right-of-way, or has agreed to leave its facilities on the subordinated property (hereinafter "Property"), described in Exhibit "A" attached hereto and made a part hereof; and,

WHEREAS, the County is willing to pay to have the Utility's facilities relocated as necessary to prevent conflict between the facilities so that the benefits of each may be retained;

NOW THEREFORE, in consideration of the mutual covenants and promises of the parties hereto, the Utility and the County agree as follows:

- 1. The Utility hereby subordinates any and all of its interest in that portion of the following easements lying within the Property, to the interest of the County, its successors or assigns, through, under, upon or across the Property;

<u>NATURE OF ENCUMBRANCE</u>	<u>DATE</u>	<u>FROM OR AGAINST</u>	<u>IN FAVOR OF</u>	<u>BOOK AND PAGE</u>
Utility Easement	11/4/99	The City of Palm Beach Gardens	BELLSOUTH TELECOMMUNICATIONS, INC.	ORB 11442 P 1204

- 2. The Utility shall have the right to construct, operate, maintain, improve, add to, upgrade, remove, and relocate facilities on, within, and upon all the Property in accordance with the County's current minimum standards for such facilities as of the date of such construction. Any new construction or relocation of the facilities within the Property will be subject to prior approval by the County. Should the County fail to approve any new construction or relocation of facilities by the Utility or hereafter require the Utility to alter, adjust or relocate its facilities from within the Property, the County hereby agrees to pay the Utility's reasonable cost of any required alteration, adjustment or relocation, caused by the County's actions, including the cost of acquiring the necessary easements.
- 3. The Utility shall have a reasonable right to enter upon the Property for the purposes outlined in paragraph 2 above, including the right to trim such trees, bushes, and growth which might endanger or interfere with the operation and safety of the Utility's facilities.
- 4. The Utility agrees to repair any damage to the County's facilities and to indemnify and hold harmless the County against any loss or damage resulting from the Utility exercising its rights outlined in paragraph 2 and 3 above.

5. These terms and conditions shall be attached as an addendum to the permit, if any, required by the County for location of facilities on the Property.

X
GFD

~~This agreement is not assignable except to the state of Florida for the purposes described herein~~

IN WITNESS WHEREOF, the parties hereto have executed this agreement on the day and year first written.

ATTEST:

Sharon R. Bock, Clerk & Comptroller

PALM BEACH COUNTY, FLORIDA, a
Political Subdivision of the
State of Florida
BOARD OF COUNTY COMMISSIONERS

By: _____
Clerk (or Deputy Clerk)

By: _____
Chair

APPROVED AS TO FORM AND
LEGAL SUFFICIENCY

By: _____
County Attorney

STATE OF FLORIDA
COUNTY OF PALM BEACH

The foregoing instrument was acknowledged before me this ____ day of
2010, by _____,
Chairman, Board of County Commissioners, who is personally known to me and who did not
take an oath.

Signature

PrintName

Bellsouth Telecommunications, Inc.
d/b/a AT&T Florida
NAME OF UTILITY

Peter J. Rezzonico
Witness Signature

PETER F. REZZONICO
Print Name of Witness

By: _____
Signature

JORGE F DEAPODACA
Print Name

AT&T - FLORIDA, DIRECTOR
Title

Elizabeth Strelitz
Witness Signature

Elizabeth Strelitz
Print Name of witness

STATE OF FLORIDA
COUNTY OF PALM BEACH

The foregoing instrument was acknowledged before me this 11 day of
May 2010, by Jorge DeApodaca, who is personally
known to me, or who supplied personally known as identification, and
who did/did not take an oath.

SEAL

NOTARY PUBLIC-STATE OF FLORIDA
Denise J. Caruso
Commission # DD795416
Expires: AUG. 12, 2012
BONDED THRU ATLANTIC BONDING CO., INC.

NOTARY PUBLIC

PARCEL 100

NOTES:

1. REPRODUCTIONS OF THIS SKETCH ARE NOT VALID UNLESS SEALED WITH THE EMBOSSED SEAL OF THE SURVEYOR WHOSE NAME APPEARS BELOW.
2. BEARINGS SHOWN ARE ASSUMED WITH THE N-S1/4 SECTION LINE OF SECTION 12 BEARING N01°33'25"E
3. THE LAND DESCRIPTION SHOWN HEREON WAS PREPARED BY THE SURVEYOR
4. THIS IS NOT A SURVEY
5. ABBREVIATIONS: P.O.B. = POINT OF BEGINNING; R/W = RIGHT-OF-WAY; BDY. = BOUNDARY; STA. = STATION; O.R.B. = OFFICIAL RECORDS BOOK; P.B. = PLAT BOOK; PG. = PAGE

DESCRIPTION

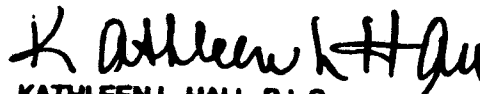
A PORTION OF BURNS ROAD COMMUNITY CENTER CAMPUS ACCORDING TO THE PLAT THEREOF AS RECORDED IN PLAT BOOK 104, PAGES 7 AND 8 OF THE PUBLIC RECORDS OF PALM BEACH COUNTY, FLORIDA, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE SOUTHWEST CORNER OF SAID PLAT; THENCE N01°33'25"E, ALONG THE WEST BOUNDARY OF SAID PLAT AND ALONG THE EAST RIGHT-OF-WAY LINE OF MILITARY TRAIL (STATE ROAD 809), A DISTANCE OF 8.85 FEET TO THE POINT OF BEGINNING; THENCE CONTINUE N01°33'25"E, ALONG SAID WEST BOUNDARY AND EAST RIGHT-OF-WAY LINE, 88.50 FEET; THENCE N15°03'10"E, ALONG SAID BOUNDARY AND EAST RIGHT-OF-WAY LINE, 14.74 FEET; THENCE S02°37'56"W, 102.85 FEET; THENCE N88°28'35"W, 1.51 FEET TO THE POINT OF BEGINNING.

SAID LAND LYING IN THE CITY OF PALM BEACH GARDENS, PALM BEACH COUNTY, FLORIDA, AND CONTAINING 230 SQUARE FEET (0.005 ACRES), MORE OR LESS.

CERTIFICATION

I HEREBY CERTIFY THAT THE ATTACHED SKETCH AND DESCRIPTION OF THE HEREON DESCRIBED PROPERTY IS TRUE AND CORRECT TO THE BEST OF MY KNOWLEDGE AND BELIEF AS DELINEATED UNDER MY DIRECTION ON JULY 1, 2009.



KATHLEEN L. HALL, P.L.S.
FLORIDA REGISTRATION NO. 4103

KATHLEEN L. HALL LAND SURVEYING, INC.

5499 N. FEDERAL HIGHWAY, SUITE N
BOCA RATON, FL 33487
TEL.(561) 443-0426 FAX.(561) 443-0429
FLORIDA L.B. #6555

REV.: 8/31/09
DATE: 7/1/09
SHEET 1 OF 2
JOB NO.:2781

KH C:\LP7\MILITARY & BURNS\dwg\Burns Rd Community re parcel.dwg

ATTACHMENT 4
EXHIBIT "A" - PAGE 1 OF 2

PARCEL 101

NOTES

1. REPRODUCTIONS OF THIS SKETCH ARE NOT VALID UNLESS SEALED WITH THE EMBOSSED SEAL OF THE SURVEYOR WHOSE NAME APPEARS BELOW.
2. BEARINGS SHOWN ARE ASSUMED WITH THE N-S 1/4 SECTION LINE OF SECTION 12 BEARING N01°33'25"E
3. THE LAND DESCRIPTION SHOWN HEREON WAS PREPARED BY THE SURVEYOR
4. THIS IS NOT A SURVEY
5. ABBREVIATIONS; P.O.B. = POINT OF BEGINNING; R/W = RIGHT-OF-WAY; BDY. = BOUNDARY; STA. = STATION; O.R.B. = OFFICIAL RECORDS BOOK; P.B. = PLAT BOOK; PG. = PAGE
6. ALL PLATTED EASEMENTS ARE NOT SHOWN.

DESCRIPTION:

A PORTION OF BURNS ROAD COMMUNITY CENTER CAMPUS ACCORDING TO THE PLAT THEREOF AS RECORDED IN PLAT BOOK 104, PAGES 7 AND 8 OF THE PUBLIC RECORDS OF PALM BEACH COUNTY, FLORIDA, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT THE MOST NORTHERLY CORNER OF SAID PLAT; THENCE S88°30'04"E, ALONG THE NORTH BOUNDARY OF SAID PLAT AND EXISTING RIGHT-OF-WAY LINE OF BURNS ROAD, A DISTANCE OF 300.75 FEET; THENCE N89°47'16"W, 190.16 FEET; THENCE N88°39'33"W, 105.13 FEET; THENCE S46°51'04"W, 50.01 FEET; THENCE S02°38'36"W, 346.05 FEET; THENCE S16°04'03"W, 40.37 FEET TO A POINT ON THE WEST BOUNDARY OF SAID PLAT AND EXISTING EAST RIGHT-OF-WAY LINE OF MILITARY TRAIL (S.R. 809); THENCE N15°03'10"E, ALONG SAID BOUNDARY AND EAST RIGHT-OF-WAY LINE, 37.34 FEET; THENCE N01°33'25"E, ALONG SAID BOUNDARY AND EAST RIGHT-OF-WAY LINE, 350.52 FEET; THENCE N46°34'21"E, ALONG SAID BOUNDARY, 53.73 FEET TO THE POINT OF BEGINNING.

SAID LAND LYING IN THE CITY OF PALM BEACH GARDENS, PALM BEACH COUNTY, FLORIDA, AND CONTAINING 2,886 SQUARE FEET (0.07 ACRES), MORE OR LESS.

CERTIFICATION:

I HEREBY CERTIFY THAT THE ATTACHED SKETCH AND DESCRIPTION OF THE HEREON DESCRIBED PROPERTY IS TRUE AND CORRECT TO THE BEST OF MY KNOWLEDGE AND BELIEF AS DELINEATED UNDER MY DIRECTION ON JULY 1, 2009.

K. Kathleen L. Hall

KATHLEEN L. HALL, P.L.S.
FLORIDA REGISTRATION NO. 4103

KATHLEEN L. HALL LAND SURVEYING, INC.

5499 N. FEDERAL HIGHWAY, SUITE N

BOCA RATON, FL. 33487

TEL.(561) 443-0426 FAX.(561) 443-0429

FLORIDA L.B. #8585

REV.: 8/31/09

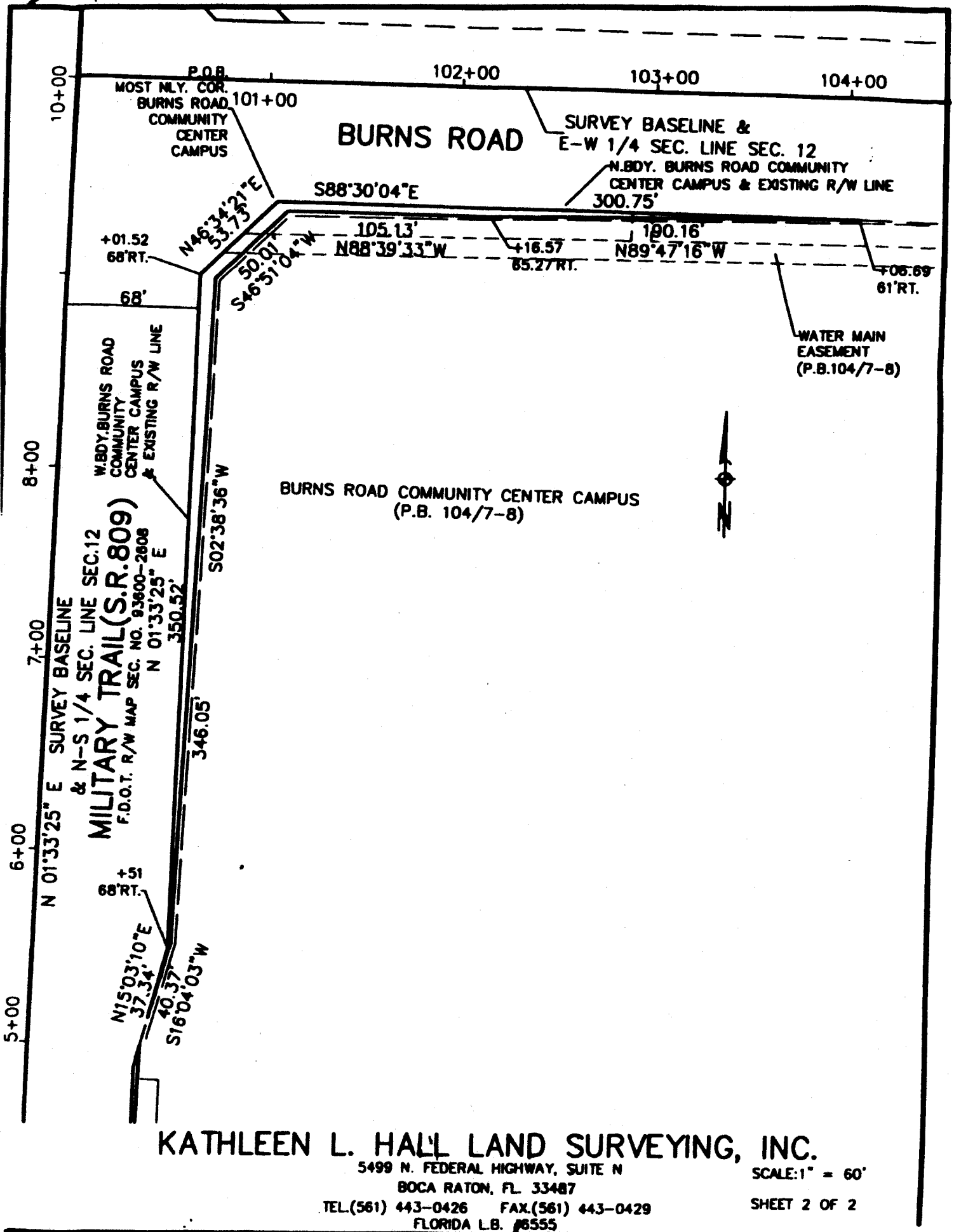
DATE: 7/1/09

SHEET 1 OF 2

JOB NO.:2781

KH C:\LP7\MILITARY & BURNS\dwg\Burns Rd Community re parcel 101.dwg

ATTACHMENT 4
EXHIBIT "A" - PAGE 1 OF 2



KATHLEEN L. HALL LAND SURVEYING, INC.

5499 N. FEDERAL HIGHWAY, SUITE N
 BOCA RATON, FL 33487
 TEL.(561) 443-0426 FAX.(561) 443-0429
 FLORIDA L.B. #6555

SCALE: 1" = 60'

SHEET 2 OF 2

ATTACHMENT 4
 EXHIBIT "A" - PAGE 2 OF 2

PARCEL 102

NOTES

1. REPRODUCTIONS OF THIS SKETCH ARE NOT VALID UNLESS SEALED WITH THE EMBOSSED SEAL OF THE SURVEYOR WHOSE NAME APPEARS BELOW.
2. BEARINGS SHOWN ARE ASSUMED BASED WITH THE N-S 1/4 SECTION LINE OF SECTION 12 BEARING N01°33'25"E
3. THE LAND DESCRIPTION SHOWN HEREON WAS PREPARED BY THE SURVEYOR
4. THIS IS NOT A SURVEY
5. ABBREVIATIONS; P.O.B. = POINT OF BEGINNING; R/W = RIGHT-OF-WAY; B.D.Y. = BOUNDARY; STA. = STATION; O.R.B. = OFFICIAL RECORDS BOOK; P.B. = PLAT BOOK; PG. = PAGE; P.O.C. = POINT OF COMMENCEMENT; STA. = STATION

DESCRIPTION:

A PORTION OF THE NORTHEAST ONE-QUARTER (NE1/4) OF SECTION 12, TOWNSHIP 42 SOUTH, RANGE 42 EAST, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE SOUTHWEST CORNER OF SAID NORTHEAST ONE-QUARTER (NE1/4); THENCE N01°33'25"E, ALONG THE NORTH-SOUTH QUARTER SECTION LINE OF SAID SECTION 12, A DISTANCE OF 40.07 FEET; THENCE S88°26'35"E, 60.00 FEET TO THE POINT OF BEGINNING; THENCE N01°33'25"E, ALONG THE EXISTING RIGHT-OF-WAY LINE OF MILITARY TRAIL (S.R. 809) PER OFFICIAL RECORDS BOOK 2894, PAGE 500 OF THE PUBLIC RECORDS OF PALM BEACH COUNTY, FLORIDA, A DISTANCE OF 900.57 FEET; THENCE S00°36'12"W, 420.60 FEET; THENCE S01°33'25"W, 450.02 FEET; THENCE S44°15'21"E, 57.33 FEET TO A POINT ON THE EXISTING RIGHT-OF-WAY LINE OF BURNS ROAD; THENCE N88°30'04"W, ALONG SAID RIGHT-OF-WAY LINE, 38.10 FEET; THENCE N43°28'23"W, 14.15 FEET TO THE POINT OF BEGINNING.

SAID LANDS LYING IN THE CITY OF PALM BEACH GARDENS, PALM BEACH COUNTY, FLORIDA, AND CONTAINING 5,874 SQUARE FEET (0.13 ACRES), MORE OR LESS.

CERTIFICATION:

I HEREBY CERTIFY THAT THE ATTACHED SKETCH AND DESCRIPTION OF THE HEREON DESCRIBED PROPERTY IS TRUE AND CORRECT TO THE BEST OF MY KNOWLEDGE AND BELIEF AS DELINEATED UNDER MY DIRECTION ON JULY 1, 2009.

Kathleen L. Hall

KATHLEEN L. HALL, P.L.S.
FLORIDA REGISTRATION NO. 4103

KATHLEEN L. HALL LAND SURVEYING, INC.

5499 N. FEDERAL HIGHWAY, SUITE N

BOCA RATON, FL. 33487

TEL.(561) 443-0426 FAX.(561) 443-0429
FLORIDA L.B. #8555

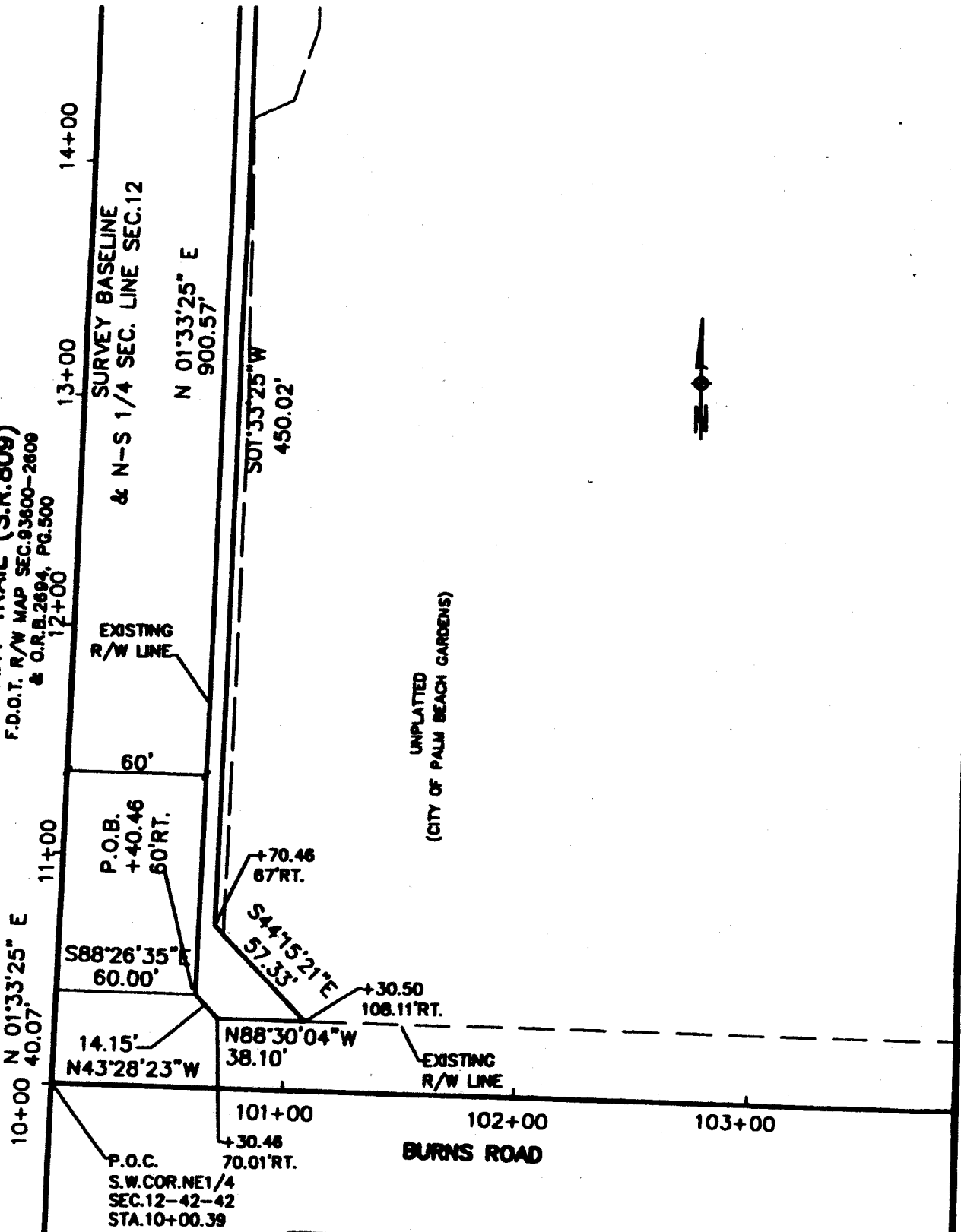
REV.: 8/31/09
DATE: 7/1/09
SHEET 1 OF 3
JOB NO.: 2781

KH C:\LP7\MILITARY & BURNS\dwg\Burns Rd Community re parcel 102.dwg

ATTACHMENT 4
EXHIBIT "A" - PAGE 1 OF 3

PARCEL 102

MILITARY TRAIL (S.R.809)
F.D.O.T. R/W MAP SEC.93600-2608
& O.R.B.2694, PG.500



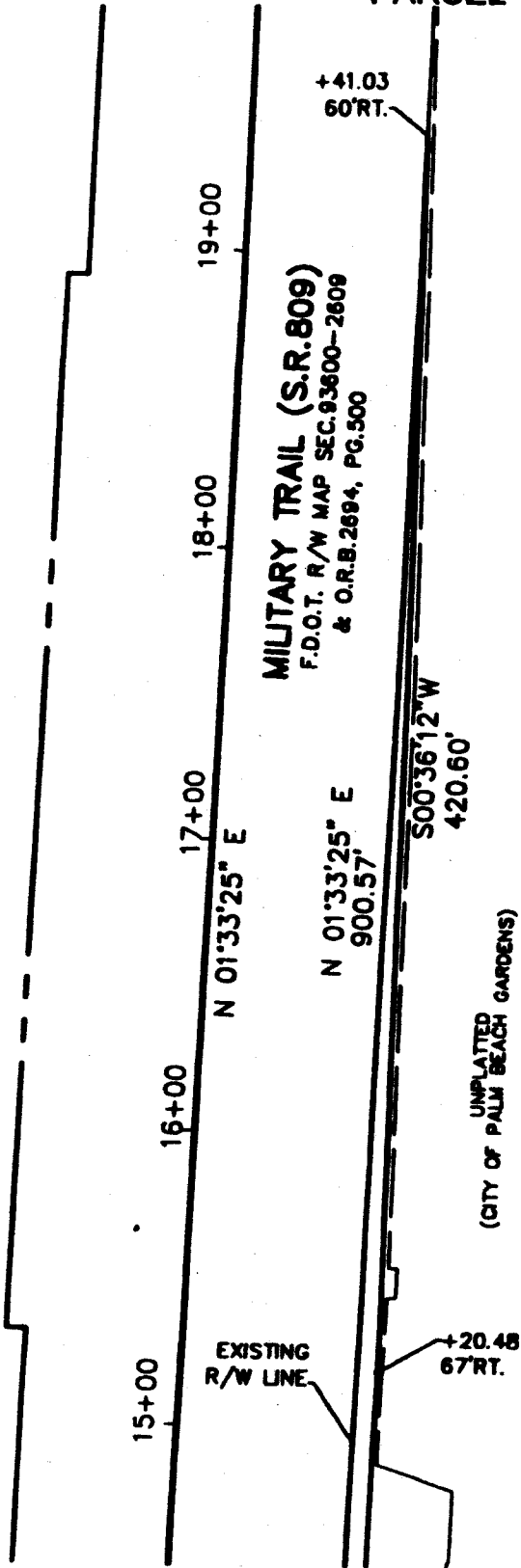
KATHLEEN L. HALL LAND SURVEYING, INC.

5499 N. FEDERAL HIGHWAY, SUITE N
BOCA RATON, FL. 33487

TEL.(561) 443-0426 FAX.(561) 443-0429
FLORIDA L.B. #6555

SCALE: 1" = 60'
SHEET 2 OF 3

PARCEL 102



MILITARY TRAIL (S.R. 809)
 F.D.O.T. R/W MAP SEC. 93600-2609
 & O.R.B. 2694, PG. 500

UNPLATTED
 (CITY OF PALM BEACH GARDENS)

KATHLEEN L. HALL LAND SURVEYING, INC.

5499 N. FEDERAL HIGHWAY, SUITE N
 BOCA RATON, FL. 33487
 TEL. (561) 443-0426 FAX. (561) 443-0429
 FLORIDA L.B. #6555

SCALE: 1" = 60'
 SHEET 3 OF 3

Return To: Right-of-way Acquisition Section
Palm Beach County Engineering
P O Box 21229
West Palm Beach, FL 33416
Attn: Richard A. Graddock
A/C 1010 W/C BOX 1066

PROJECT NO. 2010102
PROJECT NAME: Military Trail
PARCEL NO. 102
P.C.N. 52-42-42-36-00-000-1160

**SUBORDINATION OF UTILITY INTERESTS
TO COUNTY OF PALM BEACH, FLORIDA**

THIS AGREEMENT, entered into this 22nd day of September 2010 by and between the **COUNTY OF PALM BEACH**, (hereinafter the "County"), and **SEACOAST UTILITY AUTHORITY**, whose mailing address is 4200 Hood Road, Palm Beach Gardens, Florida 33410, (hereinafter the "Utility").

WITNESSETH:

WHEREAS, the Utility presently has easements in certain property that has been determined necessary for public purposes; and,

WHEREAS, the proposed use of this property will require subordination to the County of the interest claimed in said property by the Utility and at the request of the County, the Utility has agreed, subject to the following conditions, to relocate its facilities from the Utility's easement onto public right-of-way, or has agreed to leave its facilities on the subordinated property (hereinafter the "Property"), described in Exhibit "A" attached hereto and made a part hereof; and,

WHEREAS, the County is willing to pay to have the Utility's facilities relocated as necessary to prevent conflict between the facilities so that the benefits of each may be retained;

NOW THEREFORE, in consideration of the mutual covenants and promises of the parties hereto, the Utility and the County agree as follows:

1. The Utility hereby subordinates any and all of its interests in that portion of the following easements lying within the Property, to the interest of the County, its successors or assigns, through, under, upon, or across the Property; Utility Easement Recorded at Official Record Book 11628 Page 232, Public Records of Palm Beach County, Florida.

2. The Utility shall have the right to construct, operate, maintain, improve, add to, upgrade, remove and relocate facilities on, within, and upon all the Property in accordance with the County's current minimum standards for such facilities as of the date of such construction. Any new construction or relocation of facilities within the Property will be subject to prior approval by the County. Should the County fail to approve any new construction or relocation of facilities by the Utility or hereafter require the Utility to alter, adjust, or relocate its facilities from within the Property, the County hereby agrees to pay the Utility's reasonable cost of any required alteration, adjustment, or relocation, caused by the County's actions, including the cost of acquiring necessary easements.

3. The Utility shall have a reasonable right to enter upon the Property for the purposes outlined in paragraph 2 above, including the right to trim such trees, brush, and growth which might endanger or interfere with the operation and safety of the Utility's facilities.

4. These terms and conditions shall be attached as an addendum to the permit, if any, required by the County for location of facilities of the Property.

5. This agreement is not assignable except to the State of Florida for the purposes described herein.

[Signature Pages to Follow]

IN WITNESS WHEREOF, the parties hereto have executed this agreement on the day and year first above written.

ATTEST:

SHARON R. BOCK, Clerk & Comptroller

PALM BEACH COUNTY, FLORIDA BY
IT'S BOARD BY COUNTY COMMISSIONERS

By: _____
Clerk (or Deputy Clerk)

By: _____
Burt Aaronson, Chairperson

APPROVED AS TO FORM AND LEGAL SUFFICIENCY

APPROVED AS TO TERMS AND CONDITIONS

By: _____
County Attorney



By: _____
Department Director

STATE OF FLORIDA
COUNTY OF PALM BEACH

The foregoing instrument was acknowledged before me this _____ day of _____ 2010 by Burt Aaronson, Chairperson, Board of County Commissioners who is personally known to me and who did not take an oath.

Deputy Clerk

Print Name

WITNESSES:

SEACOAST UTILITY AUTHORITY

Signed, sealed and delivered
in our presence as witnesses:

Daniel Negrón
Witness Signature

By: *M. Davis*
Maria V. Davis, Chair

Daniel Negrón
Print Name

Sharyn Garcia
Witness Signature

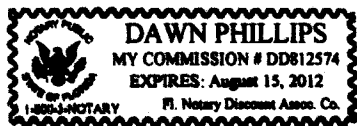
ATTEST: *Jessica Moore*
Jessica Moore, Clerk

Sharyn Garcia
Print Name

(SEAL)

STATE OF FLORIDA
COUNTY OF PALM BEACH

The foregoing instrument was acknowledged before me this 22 day of September 2010 by Maria V. Davis and Jessica Moore, Chair and Clerk respectively of Seacoast Utility Authority, who are both personally known to me and who did not take an oath.



Dawn Phillips
Notary Signature

Dawn Phillips
Print Name

Notary Public-State of Florida
Commission No:
My Commission Expires:

NOTES

1. REPRODUCTIONS OF THIS SKETCH ARE NOT VALID UNLESS SEALED WITH THE EMBOSSED SEAL OF THE SURVEYOR WHOSE NAME APPEARS BELOW.
2. BEARINGS SHOWN ARE ASSUMED BASED WITH THE N-S 1/4 SECTION LINE OF SECTION 12 BEARING N01°33'25"E
3. THE LAND DESCRIPTION SHOWN HEREON WAS PREPARED BY THE SURVEYOR
4. THIS IS NOT A SURVEY
5. ABBREVIATIONS; P.O.B. = POINT OF BEGINNING; RW = RIGHT-OF-WAY; BDY. = BOUNDARY; STA. = STATION; O.R.B. = OFFICIAL RECORDS BOOK; P.B. = PLAT BOOK; PG. = PAGE; P.O.C. = POINT OF COMMENCEMENT; STA. = STATION

DESCRIPTION:

A PORTION OF THE NORTHEAST ONE-QUARTER (NE1/4) OF SECTION 12, TOWNSHIP 42 SOUTH, RANGE 42 EAST, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE SOUTHWEST CORNER OF SAID NORTHEAST ONE-QUARTER (NE1/4); THENCE N01°33'25"E, ALONG THE NORTH-SOUTH QUARTER SECTION LINE OF SAID SECTION 12, A DISTANCE OF 40.07 FEET; THENCE S88°26'35"E, 60.00 FEET TO THE POINT OF BEGINNING; THENCE N01°33'25"E, ALONG THE EXISTING RIGHT-OF-WAY LINE OF MILITARY TRAIL (S.R. 809) PER OFFICIAL RECORDS BOOK 2694, PAGE 500 OF THE PUBLIC RECORDS OF PALM BEACH COUNTY, FLORIDA, A DISTANCE OF 900.57 FEET; THENCE S00°36'12"W, 420.60 FEET; THENCE S01°33'25"W, 450.02 FEET; THENCE S44°15'21"E, 57.33 FEET TO A POINT ON THE EXISTING RIGHT-OF-WAY LINE OF BURNS ROAD; THENCE N88°30'04"W, ALONG SAID RIGHT-OF-WAY LINE, 38.10 FEET; THENCE N43°28'23"W, 14.15 FEET TO THE POINT OF BEGINNING.

SAID LANDS LYING IN THE CITY OF PALM BEACH GARDENS, PALM BEACH COUNTY, FLORIDA, AND CONTAINING 5,674 SQUARE FEET (0.13 ACRES), MORE OR LESS.

CERTIFICATION:

I HEREBY CERTIFY THAT THE ATTACHED SKETCH AND DESCRIPTION OF THE HEREON DESCRIBED PROPERTY IS TRUE AND CORRECT TO THE BEST OF MY KNOWLEDGE AND BELIEF AS DELINEATED UNDER MY DIRECTION ON JULY 1, 2009.



KATHLEEN L. HALL, P.L.S.
FLORIDA REGISTRATION NO. 4103

KATHLEEN L. HALL LAND SURVEYING, INC.

5499 N. FEDERAL HIGHWAY, SUITE N

BOCA RATON, FL. 33487

TEL.(561) 443-0426 FAX.(561) 443-0429

FLORIDA L.B. #6555

REV.: 8/31/09

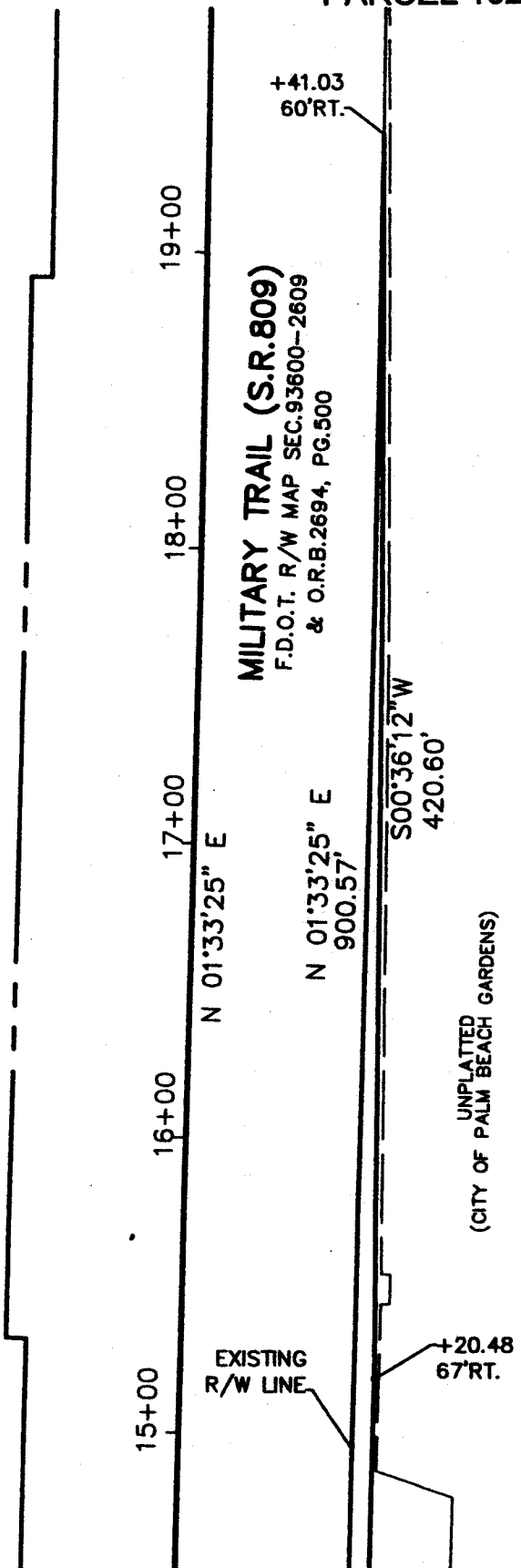
DATE: 7/1/09

SHEET 1 OF 3

JOB NO.: 2781

PARCEL 102

Exhibit "A"
Page 3 of 3



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SCALE: 1" = 60'
SHEET 3 OF 3

ATTACHMENT4
EXHIBIT "A" PAGE 3 OF 3