

II. FISCAL IMPACT ANALYSIS

A. Five Year Summary of Fiscal Impact:

Fiscal Years	2006	2007	2008	2009	2010
Capital Expenditures	0				
Operating Costs	0				
External Revenues	0				
Program Income (County)	0				
In-Kind Match (County)	0				
NET FISCAL IMPACT	<u>0</u>				
# ADDITIONAL FTE POSITIONS (Cumulative)	0				

Is Item Included in Current Budget: Yes _____ No _____
 Budget Account No: Fund _____ Dept _____ Unit _____ Object _____
 Program _____

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

No Fiscal impact.

C. Departmental Fiscal Review: _____

III. REVIEW COMMENTS

A. OFMB Fiscal and/or Contract Development Comments:

[Signature] 8-1-06
 8/1/06 OFMB mg 8/1/06 DM
 7-28-06

[Signature] 8/2/06
 Contract Development and Control

This item complies with current County policies.

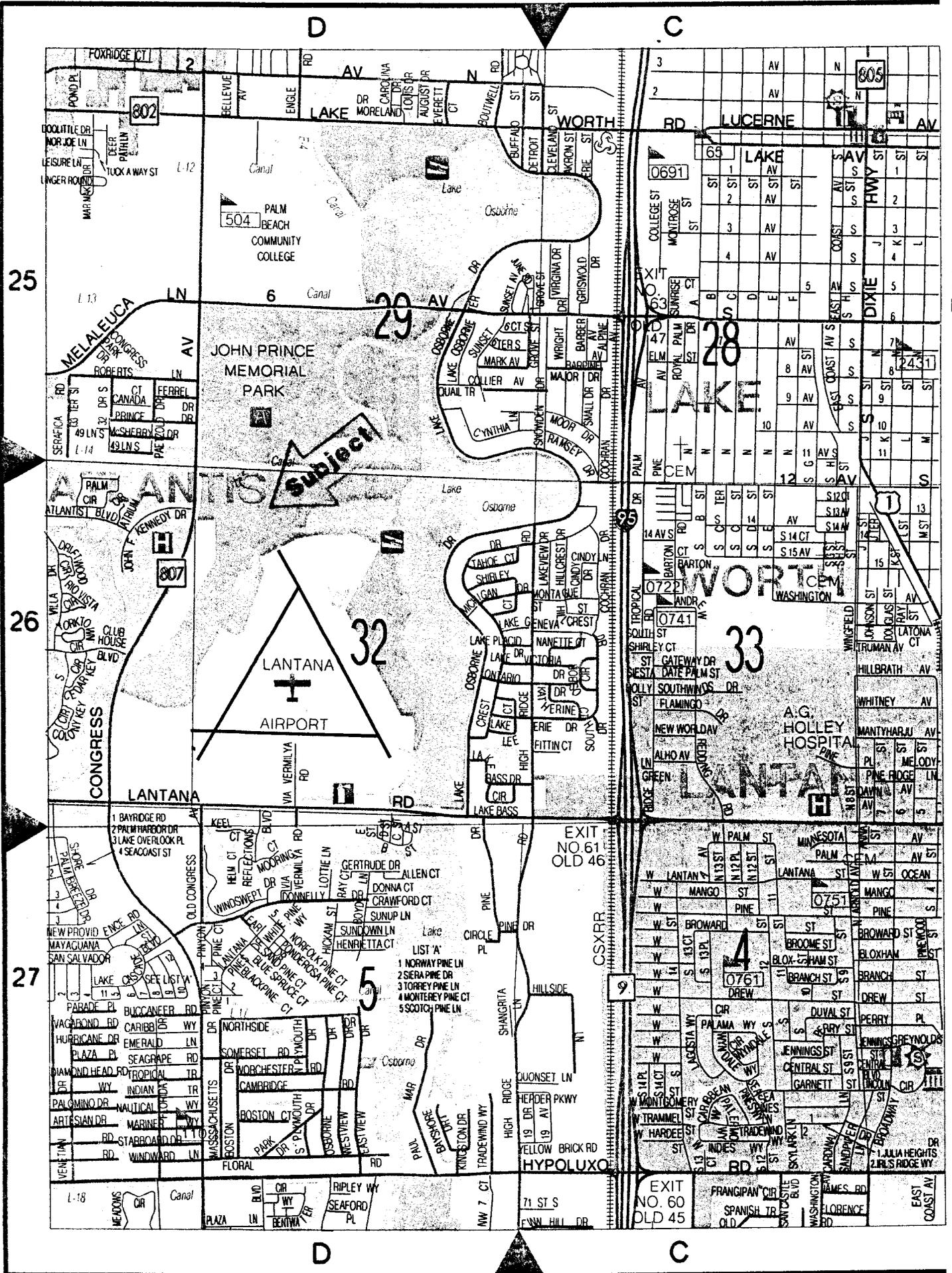
B. Legal Sufficiency:

[Signature] 8/2/06
 Assistant County Attorney

C. Other Department Review:

 Department Director

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



LOCATION MAP

ATTACHMENT # 1

Handwritten signature or initials, possibly 'JZ', with a long vertical line extending downwards from the signature.

Prepared by and Return To:
Katrina Gilbert-Porter, Real Estate Specialist
Palm Beach County
Property & Real Estate Management Division
3300 Belvedere Road, Building 1169
West Palm Beach, Florida 33406-1544

Property Control Number: 00-43-44-29-00-002-0010

UTILITY EASEMENT

THIS INDENTURE, made _____, by and between **PALM BEACH COUNTY**, a political subdivision of the State of Florida, whose mailing address is 301 North Olive Avenue, West Palm Beach, Florida 33401-4705, ("COUNTY"), and the **CITY OF LAKE WORTH**, a municipal corporation of the State of Florida, whose address is C/O: Utilities Department, 1900 2nd Avenue North, Lake Worth, Florida 33461, ("CITY").

WITNESSETH:

That the COUNTY for and in consideration of the sum of Ten Dollars (\$10.00) and other good and valuable consideration, in hand paid, receipt of which is hereby acknowledged, has granted, bargained, sold and conveyed, and does hereby grant, bargain, sell and convey unto the CITY, its successors and assigns, upon the conditions hereinafter set forth, a perpetual non-exclusive easement for the construction, operation and maintenance of underground water mains, and appurtenances thereto, to be installed from time to time, or to be altered, improved, or removed therefrom and for the right to cut and keep clear trees, brush or undergrowth therefrom and all other obstructions that might endanger or interfere therewith, together with the right of ingress and egress thereto, over, across, through and upon, under or within that parcel of land located in Palm Beach County, Florida, described on "**Exhibit A**" attached hereto and made a part hereof as if recited at length. (The "Easement Premises").

THE CONDITIONS OF THIS RIGHT OF USAGE ARE SUCH THAT:

1. The CITY shall cause the water mains and their appurtenances to be constructed within the confines of the Easement Premises.
2. The CITY hereby expressly agrees that in the event that the CITY, its successors and assigns, ceases to use the Easement Premises for the purposes herein expressed, the easement granted hereby shall become null and void, and all the right, title and interest in and to the Easement Premises shall revert to the COUNTY.

3. The CITY further expressly agrees to maintain in good condition and repair, at its sole cost and expense, its water mains and appurtenances within the Easement Premises at all times during the term hereof.

4. The grant of this Easement shall in no way restrict the right and interest of COUNTY in the use, maintenance and quiet enjoyment of the Easement Premises to the extent that such does not interfere with the rights granted herein.

5. By exercising the rights granted to City by this instrument, City acknowledges and agrees that the conditions and restrictions imposed herein shall bind and be enforceable against City, its successors and assigns to the same extent as if such party has physically executed this instrument.

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

ATTEST:

COUNTY:
PALM BEACH COUNTY,
a political subdivision of the State of Florida

SHARON R. BOCK
CLERK & COMPTROLLER

By: _____
Deputy Clerk

By: _____
Tony Masilotti, Chairman

(OFFICIAL SEAL)

APPROVED AS TO FORM
AND LEGAL SUFFICIENCY

APPROVED AS TO TERMS
AND CONDITIONS

By: _____
Assistant County Attorney

By: Rest Anthony Way
Department Director

LEGAL DESCRIPTION: 10' UTILITY EASEMENT

A STRIP OF LAND 10 FEET WIDE IN SECTION 32, TOWNSHIP 44 SOUTH, RANGE 43 EAST, PALM BEACH COUNTY, FLORIDA, LYING 5 FEET ON EACH SIDE OF THE FOLLOWING DESCRIBED CENTER LINE:

COMMENCING AT THE NORTHWEST CORNER OF SAID SECTION 32, THENCE SOUTH 87° 38' 41" EAST, ALONG THE NORTH LINE OF SAID SECTION 32, A DISTANCE OF 1025.06 FEET; THENCE SOUTH 02° 21' 19" WEST, DEPARTING FROM SAID NORTH LINE, A DISTANCE OF 131.32 FEET TO A POINT ON THE CENTER LINE OF THAT CERTAIN UTILITY EASEMENT RECORDED IN OFFICIAL RECORD BOOK 14054 AT PAGE 1138 OF THE PUBLIC RECORDS OF SAID PALM BEACH COUNTY AND THE **POINT OF BEGINNING** OF THE HEREIN DESCRIBED CENTERLINE; THENCE SOUTH 42° 17' 37" WEST A DISTANCE OF 53.70 FEET; THENCE SOUTH 01° 42' 23" EAST A DISTANCE OF 446.53 FEET; THENCE SOUTH 46° 42' 23" EAST A DISTANCE OF 37.00 FEET TO THE **END OF SAID CENTER LINE**.

THE SIDE LINES OF THE EASEMENT ARE TO BE LENGTHENED OR SHORTENED, AS NECESSARY, TO FORM A CONTINUOUS STRIP OF LAND, 10 FEET IN WIDTH, FROM THE SOUTH LINE OF THE UTILITY EASEMENT DESCRIBED IN OFFICIAL RECORD BOOK 14054 AT PAGE 1138 TO THE END OF THE HEREIN DESCRIBED CENTERLINE.

THE ABOVE DESCRIBED PARCEL CONTAINS 5272 SQUARE FEET OR 0.12103 ACRES, MORE OR LESS.

SURVEYOR'S NOTES:

1. THIS IS NOT A BOUNDARY SURVEY.
2. THIS DESCRIPTION AND SKETCH IS COMPRISED OF THREE (3) SHEETS AND IS NOT VALID UNLESS ALL SHEETS ARE ATTACHED.
3. THIS DESCRIPTION AND SKETCH IS NOT VALID WITHOUT THE SIGNATURE AND ORIGINAL EMBOSSED SEAL OF A LICENSED FLORIDA SURVEYOR AND MAPPER.
4. ALL BEARINGS SHOWN HEREON ARE BASED UPON AN ASSUMED BEARING OF SOUTH 87° 38' 41" EAST ALONG THE NORTH LINE OF SECTION 32, TOWNSHIP 44 SOUTH, RANGE 43 EAST, AND ALL OTHER BEARINGS ARE RELATIVE THERETO.

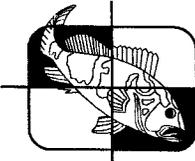
CERTIFICATION:

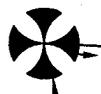
I HEREBY CERTIFY THAT THIS LEGAL DESCRIPTION MEETS THE MINIMUM TECHNICAL STANDARDS, APPLICABLE TO LEGAL DESCRIPTIONS, AS SET FORTH BY THE FLORIDA BOARD OF SURVEYORS AND MAPPERS IN CHAPTER 61G17, FLORIDA ADMINISTRATIVE CODE, PURSUANT TO SECTION 472.027 FLORIDA STATUTES.

W.L. FISH & COMPANY, INC.


BY: WESLEY B. HAAS
PROFESSIONAL SURVEYOR & MAPPER
FLORIDA CERTIFICATE NO. 3708

REVISED 05/26/06 PER COUNTY COMMENTS

 W.L. FISH & COMPANY ^{INC.} PROFESSIONAL SURVEYORS & MAPPERS 5730 CORPORATE WAY, UNIT 100, WEST PALM BEACH, FLORIDA 33407 (561)615-9266 Fax: (561)615-9270 E-mail: mappers@wlfish.com	UTILITY EASEMENT JOHN PRINCE PARK	
	DRAWN: W.B.H. DATE: 03/28/06	SHEET
CHECKED: W.L. FISH JOB# 2005-133	NO. 1 OF 3	



P.O.C.
N.W. CORNER
SECTION 32
TOWNSHIP 44 SOUTH
RANGE 43 EAST

S.87°38'41"E. 1025.06'
(S.87°38'39"E. DESC.*)

SOUTH LINE SECTION 29
NORTH LINE SECTION 32

* REFERS TO
O.R.B. 14054,
PG. 1138

CENTER LINE 10' WIDE
UTILITY EASEMENT
O.R.B. 14054, PG. 1138

ASPHALT
PARKING

CONCRETE
WALK

P.O.B.

S.02°21'19"W.
131.32'

58.55'
S.89°26'40"E.
(S.89°26'38"E. DESC.*)

43.63'
N.43°17'56"E.
(N.43°17'58"E. DESC.*)

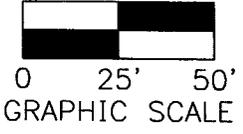
GARBAGE CANS ON
CONCRETE PADS

53.70'
S.42°17'37"W.

TRAILER

CHAIN LINK FENCE

CENTER LINE
10' UTILITY
EASEMENT



ABBREVIATIONS:

- P.O.B. POINT OF BEGINNING
- P.O.C. POINT OF COMMENCEMENT
- O.R.B. OFFICIAL RECORD BOOK
- PG. PAGE

SHELL
ROAD

TRAILER

WOODEN
RAMP

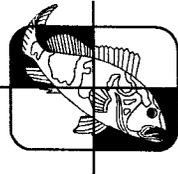
CONCRETE
WALK

5.00'

5.00'

S.01°42'23"E. 446.53'

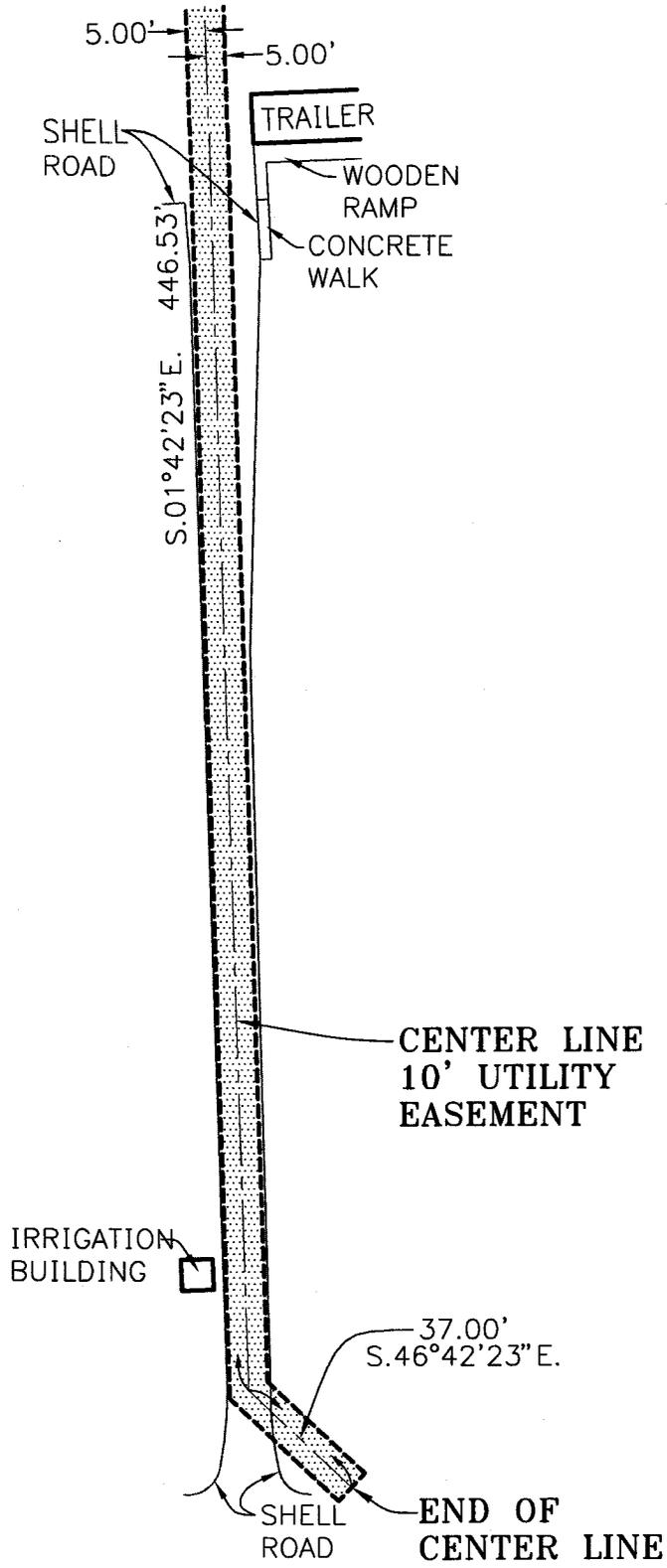
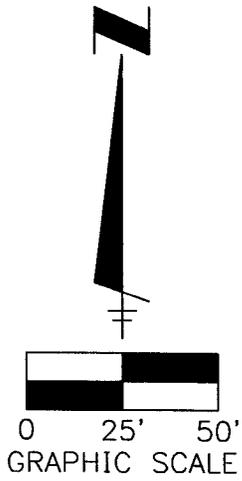
REVISED 05/26/06 PER COUNTY COMMENTS



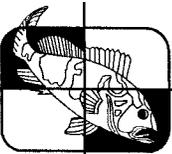
W.L.FISH & COMPANY
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WEST PALM BEACH, FLORIDA 33407
(561)615-9266 Fax: (561)615-9270
E-mail: mappers@wlfish.com

**UTILITY EASEMENT
JOHN PRINCE PARK**

DRAWN: W.B.H.	DATE: 03/28/06	SHEET
CHECKED: W.L. FISH	JOB# 2005-133	NO. 2 OF 3



REVISED 05/26/06 PER COUNTY COMMENTS



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