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DESCRIPTION

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LEE COUNTY, FLORIDA CONNELL ASSOCIATES CONSULTING ENGINEERS MIAMI, - FLORIDA SEPTEMBER, 1972



PM. 60: -54 dwg, BITA-3.1 431 -20 >-\CAD\2007







dW A VALON ENGINEERING, INC. 2503 DEL PRADO BLVD. #200 CAPE CORAL, FLORIDA. 33904 FEPE#3128 (239) 573-2077 Realmark BURNT STORE MARINA RE-DEVELOPMENT MAP A-3.3

₩07-431 **3** _{0F} **3**



MAP A-3.4

PROPOSED "FUNKY FISH HOUSE" WATERSIDE & POOL SIDE VILLAGE 25 - UNITS APPROX. 1,250 A/C SQUARE FEET EACH)

PROPOSED MULTI-FAMILY MARINA CONDOMINIUM BUILDINGS (A & B) TOTAL 80 UNITS PER BUILDING (8-UNITS PER FLOOR (1.275 A/C SQ.FT. EACH) (TOTAL: 160 UNITS BUILDINGS A & B) (10 LEVELS MULTI-FAMILY OVER (4) LEVELS PARKING

PROPOSED MARINA /VILLAGE HOTEL - RESORT 12-UNITS PER FLOOR (@ 10 LEVELS OF UNITS; (TOTAL 120 UNITS) 4-LEVELS OF PARKING LEVEL 5-TO BE RESTAURANT HOTEL SERVICES, LOBBY AND MANAGEMENT OFFICES

FULL SIZE PLAN : 1" = 60'-0"

EXHIBIT C-1

TWO BINDING LETTERS OF INTERPRETATION OF VESTED RIGHTS FOR SECTION 22

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LIVR 574-029

ISSUE: Have the rights of Punta Gorda Isles, Inc. (PGI) vested sufficiently under Section 350.06 (12), Florida Statutes, to the extent that their Section 22 project in Lee County is exempt from the DRI process?

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- FACTS:1) FGI's Section 22 project is a predominantly residential development located in 626 acres in Lee County, with 239 homesites. The project also involves a marina complex, with mooring slips for approximately 108 boats and dry storage facilities for over 1,500 boats. The marina plan also indicates a multi family area for 200 units, a fact not further elaborated on in PGI's application.
 - 2) The development is located within 2 miles of Charlotte County, making the dwelling unit threshold 500 a.u.'s.
 - 3) Final plat approval was granted by the Board of County Commissioners for Lee County on June 20, 1973, and recorded by the Clerk of the Circuit Court on June 28.
 - 4) The land is currently zoned industrial. The applicant maintains that a rezoning petition has not been accepted by Lee County due to a moratorium imposed on March 1, 1973, which extends to August 31, 1973.

5) Total expenditures on the Section 22 project as of July 1, are as follows:

Surveys	\$\$4,058
Flenning	3,894
Plat preparation	12,667
Plat recordation	305
	\$20,924

S DISCUSSION:

The Section 22 project involves two types of DRI's: residential and a port facility (marina). For the purposes of vested rights, however, this project may be treated together.

Although plat recordation was accomplished prior to July 1 (on June 28), no reliance or change of position was demonstrated based on this recordation. Thus, the vested rights issue depends on the zoning status of the development. Although the applicant implies that the only reason for not having obtained rezoning prior to July 1 is the moratorium, we cannot assume that without the moratorium the zoning would automatically have been granted.

RECOMMENDATIONS:

: That the rights of PGI have not vested for their Section 22 project.



Earl M. Starnes STATE PLANING DIRECTOR STATE OF FLORIDA

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Department of Administration Division of State Planning

725 SOUTH BRONOUGH

TALLAHASSEE

32304

(904) 488-2401

Reubin O'D, Askew Governor

L. K. Jroinnel. Jr. SEGRETARY BY ADMINISTRATION

October 26, 1973

Mr. Scott G. Stepp Vice President Punta Gorda Isles, Inc. 1625 West Marion Avenue Punta Gorda, Florida 33950

Dear Mr. Stepp:

Based on the information you have provided and the specific factual circumstances regarding your proposed Section 22 residential development in Lee County, the Division of State Planning has evaluated your request for a determination of status dated August 31, 1973, and has determined that your rights have not vested under Section 380.06 (12), Florida Statutes. The Section 22 project will therefore be subject to the provisions of Section 380.06, Florida Statutes, and Chapter 22F-2, Florida Administrative Code, pertaining to this type of development.

You are further advised that if the total number of residential dwelling units in a common scheme of development exceeds the guidelines and standards of Chapter 22F-2.10, F.A.C., any application for development approval submitted under Section 380.06, Florida Statutes, must be completed for the total development area, and not for sections or portions thereof.

This determination does not obviate the need to comply with other applicable state or local permitting procedures.

Mr. Scott G. Stepp October 26, 1973 Page Two

I hope this determination will be of assistance to you.

Earl M. Starnes, FAIA

Director Division of State Planning

EMS/JMbh '

CC :	Mr.	Wade Hopping
	Mr.	Barry Peterson
	Mr.	Robert Lulofs
		Joel Kuperburg
	Mr.	Bruce Johnson
	Mr.	Don Molloy
		William Carlton
	Mr_	Al Baker

BLIVR-974-029 PGI-Section 22 (RECONSIDERATION)

ISSUE:

Is a subdivision plat approved on June 20, 1973 by a formal vote of a local government pursuant to local subdivision plat law, sufficient to vest this development under Section 380.06(12), F.S.?

FACTS:

1. May 4, 1973 - preliminary plat approval

- 2. June 20, 1973 final plat approval by the Board of Co. Comm. for Lee Co.
- 3. June 28, 1973 final plat was recorded by the clerk of the circuit court of Lee Co.

PRECEDENT:

BLIVR-974-028 - PGI Section 19 - replat

DISCUSSION:

Since the subdivision plat for this development was approved by a formal vote of a county or municipal governmental body after August 1, 1967, and prior to July 1, 1973, pursuant to local subdivision plat law, this project should be exempted from the DRI review.

RECOMMENDATIONS:

Consider the rights of PGI-Section 22 vested under Section 380.06(12), F.S.



Earl M. Scarnes

STATE PLASHING DIRECTOR

STATE OF FLORIDA

of a Aministrution

Division of Stare Planning

680 Apalachos Parkway - IBM Building

TALLAHASSEE

32304

(904) 488~4925

July 5, 1974

Mr. Scott G. Stepp, Vice President

Punta Gorda Isles, Incorporated 1625 West Marion Avenue Funta Gorda, Florida 33950

Dear Mr. Stepp:

Based on the information you have provided and the specific factual circumstances regarding your development, the Division of State Planning has reevaluated your request for a determination of status dated August 31, 1973, and has found that the proposed Punta Gorda Isles - Section 22 residential dovalopment in Lee Gounty (Section 1, T435, R22E and Section 6, T435, R22E) is a Development of Regional Impact as legally defined in Chapter 22F-2.10. Florida Administrative Gode. Furthermore, it has been determined that your rights have vested pursuant to Section 380.06(12), Florida Statutes. You, therefore, will not be required to comply with the provisions of Section 380.06, Florida Statutes, and Chapter 22F, Florida Administrative Code, pertaining to this type of development.

This determination does not obviate the need to comply with other applicable state or local permitting procedures. Any questions regarding this determination may be directed to Mr. Leo Florez, Associate Planner, Bureau of Land and Water Management.

I hope this determination will be of assistance to you.

Earl M. Starfies

Director Division of State Planning

Mr. Bruce Johnson Mr. William Carlton Mr. Al Baker Mr. Wade Hopping

EMS/FL1r

cc: Mr. Don Malloy Mr. Barry Peterson Mr. Robert Lulofs Mr. Joel Kuperberg Roubin O'D. Askew

L. K. Iroland, Jr. BECKETARY OF ADMINISTRATION

2225830 AGREEMENTPunta Gorda, FL 33955 THIS AGREEMENT is made and entered into this **Jo** 16 day of January, 1987 by and between the State of Florida Department of Community Affairs, 2571 Executive Center Circle, East, Tallahassee, Florida 32301, (hereinafter "DCA") and Burnt Store V Improvement Company, Inc., 1 Matecumbe Key Road, Punta Gorda, Florida 33955, (hereinafter "BSIC"), concerning a parcel of land in Lee County, Florida, more particularly described in Attachment A hereto which constitutes Punta Gorda Isles Section 22, including Tract C as recorded in Plat Book 28, Pages 118 through ' 138, Public Records of Lee County, Florida (hereinafter "Section 22").

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This agreement is intended to resolve a dispute, as to the facts and applicable law, that has arisen between DCA and BSIC concerning the scope of vested rights claimed by BSIC under Chapter 380, Florida Statutes, to develop Punta Gorda Isles (hereinafter "PGI") Section 22, which dispute would necessitate lengthy and costly litigation between the parties unless the parties reach a satisfactory agreement.

WHEREAS, Punta Gorda Isles, Inc., then sole owner of Section 22, sought and received final plat approval for Section 22 on June 20, 1973, from the Board of County Commissioners, Lee County; and

WHEREAS, the Final Plat of Section 22 was recorded in Lee County Public Records on June 28, 1973, Plat Book 28, Pages 118 through 138; and

WHEREAS, in reliance on the 1973 Section 22 Plat, PGI filed in August 1973 an Application for a Binding Letter of Interpretation of Vested Rights (BLIVR) under Florida Statutes 380.06 with the Bureau of Land Planning, Division of State Planning; and

WHEREAS, the application recited that the development contained a marina complex and golf course associated with 239 homesites; and

HICHAEL J. CONIGLIO 526 E PARK AVENUE, SHITZ200 TALLAHASSER, FLA 32301 EXHIBIT

record versied - Ghane Great clerk 5 9 fri J. Turver, d.c. 6 determined that your rights have vested pursuant to Section 380.06(12) Florida Statutes." Horeover, the letter stated that PGI would not be required to submit a Development of Regional Impact review of the vested plan for the Section 22 development; and

WHEREAS, a dispute has arisen between the DCA and PGI concerning the number of vested Marina Spaces for boats which dispute would require lengthy and costly litigation to resolve; and

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WHEREAS, on January 3, 1975, the U.S. Army Corps of Engineers granted Permit 72-1176 for the marina complex, referencing the Department of Pollution Control Certification Approval 7-22, and containing 323 wet spaces, 2,000 spaces for dry storage, a boatel, boat repair facilities and other related improvements; and;

WHEREAS, on July 18, 1985, Lee County, Florida, granted building permits for the construction of 204 docks. In the marina complex; and

WHEREAS, on May 20, 1986, DCA and PGI entered into an Agreement concerning the number of residential units vested in the Section 22 development, in which DCA contended that the marina complex was vested for 108 wet slips and dry storage for over 1,500 boats, which contention was not material to the substance of the Agreement nor agreed to by PGI; and

WHEREAS, on July 18, 1986, PGI sold the Section 22 development to BSIC with all attendant rights, privileges and liabilities; and

WHEREAS, BSIC maintains that PCI represented to BSIC as consideration for the purchase and sale of the Section 22 development that all local, state and federal permits and authorizations were approved and in hand to complete the marina complex with 204 docks for approximately 570 boat slips, upon which representations BSIC materially and in good faith relied; and

WHEREAS, the application recited that the marina complex would encompass a 125 acre site and would contain dry storage facilities for over 1,500 boats, multi-family dwellings, boat slips handling boats up to 35 feet in length, covered wet slips, a boatel, facilities to space boats in excess of 50 feet in length, and fuel electronic, engine repair and marine facilities; and

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WHEREAS, the application contained a conceptual sketch of the marina plan; and

, WHEREAS, the application recited that the marina complex required a permit from the Trustees of the Internal Improvement Trust Fund, the State of Florida Department of Pollution Control, and the U.S. Army Corps of Engineers, as well as building permits from Lee County, Florida; and

WHEREAS, the application recited that permit applications were filed for the marina complex on October 10, 1972 with the Trustees of the Internal Improvement Trust Fund, on September 21, 1972 with the State of Florida Department of Pollution Control, and on October 6, 1972 with the U.S. Army Corps of Engineers; and

WHEREAS, the application recited that the State of Florida Department of Pollution Control granted Permit 7-22 and certification to the U.S. Army Corps of Engineers by Permit Agreement dated June 19, 1973 for the marina complex; and

WHEREAS, on October 2, 1973, the Trustees of the Internal Improvement Trust Fund granted a permit for the marina complex in accordance with and pursuant to the commitments made in the June 19, 1973 PGI/DPC Permit Agreement; and

WHEREAS, on June 5, 1974, Earl M. Starnes, Director, Division of State Planning issued a BLIVR to PGI concerning the Section 22 development, stating therein the following: "the proposed Punta Gorda Isles Section 22 residential development in Lee County (Section, 1, T43S, R22E and Section 6, T43S, R22E) is a Development of Regional Impact as legally defined in Chapter 22F-2.10, Florida Administrative Code. Furthermore, it has been

WHEREAS, BSIC maintains that the marina is vested for 323 wet spaces and over 1,500 dry spaces, and that DCA was apprised of this exact number of spaces through receipt of permit applications, diagrams and issued permits and authorization's both prior to, and for the 12 years subsequent to, issuance of the BLIVR for the Section 22 development; and

WHEREAS, there has been much apparent confusion over use of the terms "slips" versus " wet spaces" in relation to the vested status of the marina complex in the Section 22 development; and

WHEREAS, BSIC maintains that in the marina industry the term "wet space" connotes an area in which two boats may be slipped, thus eliminating any inconsistency in the project as depicted in the approved BLIVR application and as planned by BSIC; and

WHEREAS, BSIC has nevertheless agreed to modify the marina complex to meet certain concerns of DCA and to reduce regional impacts associated with the Section 22 development; and

WHEREAS, the parties to this agreement intend to resolve all differences between them as to the exact nature of the marina complex and other improvements vested as part of the Section 22 development.

NOW, THEREFORE, in consideration of the mutual promises and covenants herein contained, the parties agree to resolve their dispute as follows:

1. All of the preceding WHEREAS paragraphs are true and correct and are incorporated herein by reference.

2. DCA hereby recognizes, confirms and agrees that the BSIC Section 22 development in Lee County is a Development of Regional Impact and that BSIC may construct wet slips for 525 water craft in the marina and that this alone will not require BSIC to comply with any applicable provisions of Section 380.06, Florida Statutes, and Chapter 27F, F.A.C. BSIC is hereby authorized to construct the 323 wet spaces or 525 wet slips for water craft without further DCA review, if built and constructed within the area of PGI Section 22 as shown on Attachment B. PEC 1897PG3647

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3. BSIC hereby waives and abandons its right to construct 1,044 of the dry spaces authorized in the PGI Section 22 development, and further agrees to waive its right to construct any of the 500 dry spaces authorized in excess of the original 1,500 space amount, up to 2,000 thereby allowing BSIC to develop a maximum of 456 dry spaces in this DRI, and thereby waiving its right to construct the balance of 1,044 dry spaces originally proposed and authorized in the PGI Section 22 Development.

4. This Agreement inures to the benefit of and is binding on the parties and their successors and assigns including all prior and subsequent purchasers of Section 22 and Burnt Store Marina South real property regardless of the DRI status of the real property as more particularly described in Attachment A; it shall bind the DCA as to the DRI status of PGI Section 22 under "Chapter 380.06, Florida Statutes.

5. This Agreement constitutes the entire agreement between the parties and no modification or change to this Agreement shall be valid or binding upon the parties unless it is in writing and executed by the parties to be bound thereby.

6. This Agreement shall be recorded by PGI in the Public Records of Lee County, Florida, in the chain of title for Section 22.

In Witness whereof the parties have caused this Agreement to be executed hereto the day and year as indicated below:

Signed, Sealed and Delivered presence of: witnes:

litness

STATE OF FLORIDA, DEPARTMENT OF CONMUNITY AFFAIRS, "DCA" 8v

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DATED: (SEAL)

BURNT STORE IMPROVEMENT, INC.

BY: glio, gent 86-87 DATED: 10

STATE OF FLORIDA: COUNTY OF LEON:

I HEREBY CERTIFY that on this <u>30 th</u> day of <u>Jamuany</u>, <u>1987</u>, personally appeared <u>Tami Leads</u> Jr. J. as <u>Secretary</u>, State of Florida, Department of Community Affairs, to me known to be the person described in and who executed the foregoing Agreement as such officer and acknowledged before me that he executed the same for the purposes therein expressed as the act and deed of said Department of Community Affairs.

WITNESS my hand and official seal this <u>30</u> day of <u>1</u> day of <u>1</u> day of <u>1</u> day <u>1 day <u>1</u> day <u>1</u> day <u>1 day</u></u>

Notary

Florida

My Commission Expires:

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" STATE OF FLORIDA COUNTY OF LEON:

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I HEREBY CERTIFY that on this 30th day of famulation, 1987, personally appeared Michael J. Coniglio as objent to Junta Gorda Isles, Inc., Burnt Store Improvement, Inc., and Gulf Coast Credit Corp., to me known to be the person described in and who executed the foregoing Agreement as such officer and acknowledged before me that he executed the same for the purposes therein expressed as the act and deed of said corporation.

HITNESS my hand and official seal this $30^{\frac{Ch}{D}}$ day of <u>January</u>, 1987, in the State and County last aforesaid.

My Commission Expires:

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ATTACHMENT "A"

A parcel of land being all of GOVERNMENT LOT 1 and a portion of GOVERNMENT LOT'S 2, 3, and 4, and the Southeast 1/4 of the Northeast 1/4, and the Northeast 1/4 of the Southeast 1/4, and the Northeast 1/4 of the Southeast 1/4, and the North 278 feet of the Southeast 1/4 of the Southeast 1/4 of the Southeast 1/4, and the North 278 feet of the Southeast 1/4 of the Southeast 1/4 of Section 1, Township 43 South, Range 22 East, and all of Section 6, Township 43 South, Range 23 East less the South 1660 feet thereof and less the Right of Way for BURNT STORE ROAD, (State Road No. 765) Lee County, Florida, being more particularly described as follows:

COMMENCE at the Northeast corner of Section 6, Township 43 South, Range 23 East; thence run N 89°36'00" W along the South boundary line of Charlotte County and the North boundary line of Lee County a distance of 17.52 feet to the Point of Beginning of the Parcel of Lend hereinafter described, said the south the second seco the Foint of Beginning of the Parcel of Land hereinatter described; said boundary line also being the South line of Punta Gorda Isles, Section 21, Sheet 46, Flat Book 13, Page 1-Z-21, of the Public Records of Charlotte County, Florida; thence run S 00°20'00'W along the Westerly Right of Way line of State Road No. 765 (Burnt Store Road) a distance of 167.79 feet to a point; thence run S 01°35'20'W along the said Westerly R/W line of State Road No. 765 a distance of 756.86 feet to a point; thence run S 02°50'40'W along the said Westerly R/W line of State Road No. 765 a distance of 727.59 feet to the Point of Curvature of a circular curve to the left baying a radius of 12.390.08 feet; of Curvature of a circular curve to the left having a radius of 17,390.08 feet; said curve being the Westerly R/W line of State Road No. 765; thence run Southwesterly along the arc of said curve, an arc distance of 653.57 feet through a central angle of 02°09'12" to the Point of Tangency; thence run S 00°41'23" W along the said Westerly R/W line of State Road No. 765 a distance of 1093.95 feet to a point of intersection with a line that is 1660 feet North of and parallel to the South line of said Section 6; thence run S 88°22'02'W along said line that in 1660 feet North of and parallel to the South line of said Section 6; thence run S 88°22'02'W along said line that is 1660 feet North of and parallel to the South line of said Section 6, a distance of 5236.84 feet to a point of intersection with the West line of the South 1660 feet of said Section 6; said line also being the East line of the NE 1/4, SE 1/4 of Section 1, Township 43 South, Range 22 East; thence run S00'33'37" W along the West line of the South 1660 feet of said Section 6 and the East line of the NE 1/4 of the SE 1/4 of the said Section 1 a distance of 602.92 feet to a point of intersection with a line that is 278 feet South of and parallel to the North line of SE 1/4 of the SE 1/4 of said Section 1_1 thence run N 89°35'58'W along said line that is 278 feet South of and parallel to North line of the said SE 1/4, SE 1/4 of Section 1 a distance of 1318.75 feet to a point on the West line of the North 278 feet of the said SE 1/4 of Section 1 a distance of 1318.75 feet to a point on the West line of the North 278 feet of the said SE 1/4 of Section 1 a distance of 1318.75 feet to a point on the West line of the North 278 feet of the said SE 1/4 of Section 1 a distance of 1318.75 feet to a point on the West line of the North 278 feet of the said SE 1/4 of Section 1 a distance of 1318.75 feet to a point on the West line of the North 278 feet of the said SE 1/4 of Section 1 a distance of 1318.75 feet to a point on the West line of the North 278 feet of the said SE 1/4 of Section 1 a distance of 1318.75 feet to a point on the West line of the North 278 feet of the said Section 1 a distance of 1318.75 feet to a point on the West line of the North 278 feet of the said Section 1 a distance of 1318.75 feet to a point on the West line of the North 278 feet of the said Section 1 a distance of 1318.75 feet to a point on the West line of the North 278 feet of the said Section 1 a distance of 1318 feet of the Section 1 a distance of 1318 feet of the North 278 feet of the North 278 feet of the North 278 feet of the Section 1 a distance of 1318 feet of the North 278 feet of the Nor 1/4, S.E. 1/4 of Section 1; thence run N 00°38'20'E along the said West line a distance of 278 feet to the Northwest corner of the said SE 1/4, SE 1/4; said point also being the Southeast corner of Government Lot 4 in said Section 1; thence run N 89°35'58" W along the South line of said Government Lot 4 a distance of 1228.63 feet to a point; thence run the following bearings and distances in Government Lot's 2, 3, and 4 in said Section 1; N 17°50'47" E 286.24 feet; N 10°29'40'E 644.65 feet; N 01°48'25" E 695.54 feet; N 23°51'46" E 305.62 feet; N 16°44'33"E 515.42 feet; N 02°48'08" E 911.78 feet; thence N 29°57'57" E a distance of 713.93 feet to a point of intersection with the North line of said Government Lot 2; said point also being on the South line of Section 36, Township 42 South, Range 22 East, Charlotte County; thence run S $89^{\circ}35'30''E$ along the North line of Government Lot's I and 2 in said Section 1; the South line of said Section 36; and the South line of Punta Gorda Isles Subdivision, Section 21, as recorded in Plat Book 13 at Pages 1-Z-8, 9, 14, 15, 20 and 21 of the Public Records of Charlotte County, Florida a distance of 1698.98 feet to the Northeast corner of said Section 1; thence run S 89°35'30" E along the North line of the NW 1/4 of said Section 6, the South line of Section 31, Township 42 South, Range 23 East, Charlotte County and the South line of the said Punta Gorda Isles Subdivision, Section 21, a distance of 2658.80 feet to the N 1/4 corner of said Section 6; thence run S 89°36'00"E along the North line of the NE 1/4 of said Section 6; the South line of said Section 31, and the South line of said Punta Gorda Isles Subdivision, Section 21, a distance of 2618.29 feet to the Point of Beginning, said point being 1 89°36'00" W a distance of 17.52 feet from the Northeast corner of said Section

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CONTAINING 626.26 acres more or less.

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LAW OFFICES FARR, FARR, M YAYMANS, MOSELEY, EMERICH AND SIFRIT, P.A. ANTOANCTS AT LAW No. NOT SIFRIT, P.A. No. NOT SITE PORT GUARDITE, PL 30446

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DCA AGREEMENTS DATED MAY 20, 1986 AND JANUARY 30, 1987 AND PROPOSED ADDENDUM TO 1987 AGREEMENT

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AGREEMENT

THIS AGREEMENT is made and entered into this 20/1 day of Mr , 1986 by and between State of Florida, Department of Community Affairs, 2571 Executive Center Circle, East, Tallahassee, Florida 32301, (hereinafter "DCA") and Punta Gorda Isles, Inc., a Florida corporation, 1625 W. Marion Avenue, Punta Gorda, Florida 33950, Burnt Store Marina, Inc., a Florida corporation, 1625 W. Marion Avenue, Punta Gorda, Florida 33950, and Gulf Coast Credit Corp., a Florida corporation, 1625 W. Marion Avenue, Punta Gorda, Florida 33950 (hereinafter collectively "PGI"), concerning a parcel of land in Lee County, Florida more particularly described in Attachment A hereto which constitutes Punta Gorda Isles Section 22 including "Tract C," as recorded in Plat Book 28, Pages 118 through 138, Public Records of Lee County, Florida (hereinafter "Section 22").

This agreement is intended to resolve a dispute, as to the facts and applicable law, that has arisen between the DCA and PGI concerning the scope of vested rights under Chapter 380, Florida Statutes, to develop PGI Section 22, which dispute would necessitate lengthy and costly litigation between the parties unless the parties reach a satisfactory agreement.

This agreement also involves and affects additional property located in the City of Cape Coral, Lee County, Florida, owned and developed by PGI known as Burnt Store Marina South, DRI \$5-8081-17, more particularly described in Attachment B, which property is included herein for the purposes of this settlement agreement, as those purposes are more fully described below.

WHEREAS, PGI, then the sole owner of Section 22, sought and received final plat approval for Section 22 on June 20, 1973 from the Board of County Commissioners, Lee County; and

WHEREAS, the Final Plat of Section 22 was recorded in Lee County Public Records on June 28, 1973, Plat Book 28, Pages 118 through 138; and

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WHEREAS, at the time of platting the zoning for Section 22 was Industrial; and

WHEREAS, at the time of platting there was a rezoning moratorium in effect in Lee County for all but rezoning to Single Family Residential; and

WHEREAS, it is PGI's position that at the time of platting PGI communicated to the Board of County Commissioners of Lee County that the master plan of development_for Section 22 was Multi-Family Residential with an associated golf course and marina complex; and

WHEREAS, in reliance on the 1973 Section 22 Plat, PGI filed in August, 1973 an Application for a Binding Letter of Interpretation of Vested Rights (BLIVR) under Florida Statutes 380.06 with the Bureau of Land Planning, Division of State Planning; and

WHEREAS, the application recited the fact that the Lee County moratorium prevented a rezoning at the time of platting, recited the moratorium exception for rezoning to single family residential, and explained PGI's intention to rezone to the appropriate land use classification upon the lifting of the moratorium; and

WHEREAS, the application recited that the development contained 239 homesites, but did not define homesites as being either multi-family homesites or single family homesites; and

WHEREAS, on October 26, 1973, Earl M. Starnes, Director, Division of State Planning, issued a letter to PGI concerning Section 22, stating therein that the proposed PGI Section 22 residential development in Lee County was a Development of Regional Impact but that PGI was not vested under 380.05(12); and

WHEREAS, suit was filed in the Circuit Court of the Second Judicial Circuit of Florida in and for Leon County styled <u>Punta Gorda Isles, Inc., a Florida corporation vs.</u> Department of Administration and its <u>Division of State</u>

- 2 -

<u>Planning</u>, Case No. 74-224, which sought relief concerning the denial of vested rights for PGI Section 22; and

WHEREAS, it is PGI's position that during the discovery proceedings of the said suit, including the deposition of then PGI Vice President, Scott Stepp, the State of Florida was placed on notice of PGI's intent that the 239 homesites in Section 22 were to be a multi-family residential development; and

WHEREAS, as the result of Session Law Chapter 74-326, which clarified Section 380.06(12), Florida Statutes, by providing that activities in reliance on plats recorded after August 1, 1967 and prior to July 1, 1973 are not a condition precedent to vesting under Section 380.06(12), Florida Statutes, the said suit was settled; and

WHEREAS, on June 5, 1974, Earl M. Starnes, Director, Division of State Planning issued a BLIVR to PGI concerning Section 22, stating therein the following: "the proposed Punta Gorda Isles Section 22 residential development in Lee County (Section 1, T43S, R22E and Section 6, T43S, R22E) is a Development of Regional Impact as legally defined in Chapter 22F-2.10, Florida Administrative Code. Furthermore, it has been determined that your rights have vested pursuant to Section 380.06(12) Florida Statutes." Moreover, the letter stated that PGI would not be required to submit to a Development of Regional Impact review of the vested plan for the Section 22 development; and

WHEREAS, a dispute has arisen between the DCA and PGI concerning the number of vested units and the consistency of PGI's development plans in reference to what is or is not actually vested under the said BLIVR, which dispute would require lengthy and costly litigation to resolve; and

WHEREAS, since the dispute has arisen, the DCA's position has been that a multi-family zoning classification did not exist for Section 22 parcels until after July 1, 1973.

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Therefore, according to the DCA, no vested right to develop multi-family dwelling units could have arisen. Furthermore, when requested to advise the DCA as to the number of dwelling units in Section 22 platted parcels, it is DCA's position that the developer's agents responded that there would be 239 homesites, never mentioning or claiming that the claim of vested rights was actually for a maximum of 2,390 dwelling units. The DCA's position also has been that the vmulti-family residential development proximate to the marina complex was ' vested for no more than 200 units and that the marina was vested for 108 wet slips and dry storage for over 1,500 boats.

WHEREAS, PGI and DCA desire to finally and forever settle the question that has arisen concerning the number of residential units vested and to avoid litigation concerning the vested rights of PGI for the development of Section 22; and

WHEREAS, PGI has obtained Development of Regional Impact approval for adjoining property to the south of Section 22 which is known as Burnt Store Marina South, DRI \$5-8081-17 for a total of 5,095 dwelling units; and

WHEREAS, Burnt Store Marina South, DRI \$5-8081-17 was approved for development by the City of Cape Coral by Ordinance No. 84-83 in February 1984; and

WHEREAS, PGI, in consideration for resolving the dispute between the DCA and PGI, is willing to abandon and waive its right to develop certain of the 5,095 Burnt Store Marina South DRI \$5-8081-17 residential units without a corresponding reduction of its DRI conditions and obligations, including financial obligations; and

WHEREAS, DCA has the power and authority to enter into Agreement with PGI pursuant to Section 380.032(3), Florida Statutes; and

WHEREAS, this Agreement bears a reasonable relation to the practicalities of the situation and is necessary to effectuate the provisions and purposes of the Florida Environmental Land and Water Management Act;

- 4 -

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NOW, THEREFORE, in consideration of the mutual promises and covenants herein contained, the parties agree as follows:

. 1. All of the preceding WHEREAS paragraphs are true and correct and are incorporated herein by reference.

2. DCA hereby recognizes, confirms and agrees that the PGI Section 22 residential and marina development in Lee County is a Development of Regional Impact and that PGI is vested for the development of Section 22 for a maximum of 2,514 residential units. DCA further recognizes, confirms and agrees that so long as the number of residential units remains fewer than or equal to the maximum residential units set forth in the Agreement, that this change in the number of residential units alone will not require PGI to comply with any applicable provisions of Section 380.06, Florida Statutes, and Chapter 27F, Florida Administrative Code. The DCA retains its authority to review any other further changes in the vested plat for PGI Section 22 under Section 380.06(4), Florida Statutes (1985). However, PGI is hereby authorized to construct the 2,514 residential units without further DCA review, if built and constructed within the vested platted area of PGI Section 22 in accordance with the vested plat.

3. PGI recognizes, confirms and agrees that the said 2,514 residential units include units already built in Section 22 and also include units to be built on homesites, lots or parcels previously sold by PGI to third parties.

4. PGI hereby waives and abandons its right to construct 1,245 of the 5,095 units authorized in Burnt Store Marina South, DRI \$5-8081-17, thereby allowing PGI to develop a maximum of 3,850 units in this DRI.

5. PGI recognizes, confirms and agrees that its obligations, including financial obligations, under Burnt Store Marina South, DRI #5-8081-17 are in no way reduced or limited as a result of the said waiver and abandonment and that those obligations shall continue to be based upon development of 5,095 dwelling units within the Burnt Store Marina South DRI.

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6. PGI recognizes, confirms and agrees that it must prepare a hurricane evacuation plan for Section 22 at a cost to PGI not to exceed \$2,500 and develop the plan in coordination with the DCA within one year of the date of execution of this Agreement.

7. This Agreement inures to the benefit of and is binding on the parties and their successors and assigns including all prior and subsequent purchasers of Section 22 and Burnt Store Marina South real property regardless of the DRI status of the real property as more particularly described in Attachments A and B; it shall bind the DCA as to the vested rights of PGI Section 22 under Chapter 380.06, Florida Statutes.

8. This Agreement constitutes the entire agreement between the parties and no modification or change to this Agreement shall be valid or binding upon the parties unless it is in writing and executed by the parties to be bound thereby.

9. This Agreement shall be recorded by PGI in the Public Records of Lee County, Florida, in the chain of title for both Section 22 and the Burnt Store Marina South DRI \$5-8091-17, more particularly described in Attachments A and B.

In Witness whereof the parties have caused this Agreement to be executed hereto the day and year as indicated below:

Signed, Sealed and Delivered in the presence of: Dolward tland I'man 1 First Witness

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Second Witness

STATE OF FLORIDA, DEPARTMENT OF COMMUNITY AFFAIRS, "DCA" Ling

BY: DATED:

(SEAL)

- 6 -

PUNTA GORDA ISLES, INC. BURNT STORE MARINA, INC. GULF COAST CREDIT CORP.

BY: Wade L. Hopping, Agent

DATED: (CORPORATE SEAL)

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(AFFIX SEAL)

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STATE OF FLORIDA: COUNTY OF LEON:

1986

I HEREBY CERTIFY that on this D day of May, 1986, personally appeared Jame- Murkey, as James Queder, State of Florida, Department of Community Affairs, to me known to be the person described in and who executed the foregoing Agreement as such officer and acknowledged before me that he executed the same for the purposes therein expressed as the act and deed of said Department of Community Affairs.

WITNESS my	hand and official seal this 20 day of May .
in the State	and County last aforesaid.
•	aut Schanlan
	Notary Public - State of Florida.

My Commission Expires: Holory Auble, Sulo of Florida My Commission Expires Och. 32, 1988 Arched The For felo services, and

STATE OF FLORIDA: . COUNTY OF LEON:

I HEREBY CERTIFY that on this 20 day of May, 1986, personally appeared Wade L. Hopping as Agent to Punta Golda Isles, inc., Burnt Store Marina, Inc., and Gulf Coast Credit Corp., to me known to be the person described in and who executed the foregoing Agreement as such officer and acknowledged before me that he executed the same for the purposes therein expressed as the act and deed of said corporation.

WITNESS my hand and official seal this day of They, 1985 in the State and County last aforesaid.

- 7 -

Notary ublic S of tafé 11/20 ٦, (AFFIX SEAL)

My Commission Expires:

Notary Public, State Of Florida At Larea My Commission Expires April 5, 1987 Batel & SATCA Implies Caretor of Anisci

ATTACHMENT "A"

A parcel of land being all of COVERNMENT LOT 1 and a portion of COVERNMENT LOT'S 2, 3, and 4, and the Southeast 1/4 of the Northeast 1/4, and the Northeast 1/4 of the Southeast 1/4, and the North 278 feet of the Southeast 1/4 of the Southeast 1/4 of Section 1, Township 43 South, Range 22 East, and all of Section 6, Township 43 South, Range 23 East less the South 1660 feet thereof and less the Right of Way for BURNT STORE ROAD, (State Road No. 765) Lee County, Florida, being more particularly described as follows:

COMMENCE at the Northeast corner of Section 6, Township 43 South, Range 23 East; thence run N 89°36'00" W along the South boundary line of Charlotte County and the North boundary line of Lee County a distance of 17.52 feet to the Point of Beginning of the Parcel of Land hereinafter described; said boundary line also being the South line of Punta Gorda Isles, Section 21, Steet 46, Plat Book 13, Page 1-Z-21, of the Public Records of Charlotte County, Florida; thence run S 00°20'00'W along the Westerly Right of Way line of State Road No. 765 (Burnt Store Road) a distance of 167.79 feet to a point; thence run S 01°35'20'W along the said Westerly R/W line of State Road No. 765 a distance of 756.86 feet to a point; thence run S 02°50'40'W along the said Westerly R/W line of State Road No. 765 a distance of 727.59 feet to the Point of Curvature of a circular curve to the left having a radius of 17,390.08 feet; said of The Manage the State Road No. 765 and State Road No. 765 the Point said curve being the Westerly R/W line of State Road No. 765; thence run Southwesterly along the arc of said curve, an arc distance of 653.57 feet through a central angle of $02^{\circ}09'12''$ to the Point of Tangency; thence run S $00^{\circ}41'23''$ W along the said Westerly R/W line of State Road No. 765 a distance $f_{2}^{\circ}00^{\circ}30^{\circ}5$ for the point of the North State Road No. 765 a distance of 1093.95 feet to a point of intersection with a line that is 1660 feet North of and parallel to the South line of said Section 6; thence run S 88*22'02'W along said line that is 1660 feet North of and parallel to the South line of said Section 6, a distance of 5236.84 feet to a point of intersection with the West line of the South 1660 feet of said Section 6; said line also being the East line of the NE 1/4, SE 1/4 of Section 1, Township 43 South, Range 22 East; thence run S00°33'37" W along the West line of the South 1660 feet of said Section 6 and the East line of the NE 1/4 of the SE 1/4 of the said Section 1 a distance of 602.92 feet to a point of intersection with a line that is 278 feet South a for grandle to the Nerth line of SE 1/4 of the SE 1/4 of said Section 1 South of and parallel to the North line of SE 1/4 of the SE 1/4 of said Section 1; thence run N $89^{\circ}35^{\circ}58'W$ along said line that is 278 feet South of and parallel to North line of the said SE 1/4, SE 1/4 of Section 1 a distance of 1318.75 feet to a point on the West line of the North 278 feet of the said SE 1/4, S.E. 1/4 of Section 1; thence run N 00°38'20'E along the said West line a distance of 278 feet to the Northwest corner of the said SE 1/4, SE 1/4; said point also being the Southeast corner of Government Lot 4 in said Section 1; thence run N 89°35'58" W along the South line of said Government Lot 4 a distance of 1228.63 feet to a point; thence run the following bearings and distances in Government Lot's 2, 3, and 4 in said Section 1; N 17*50'47" E 286.24 feet; N 10°29'40"E 644.65 feet; N 01°48'25" E 695.54 feet; N 23*51'46" E 305.62 feet; N 16*44'33"E 515.42 feet; N 02°48'08" E 911.78 feet; thence N 0° 51'5" F 0° 51'5 29°57'57" E a distance of 713.93 feet to a point of intersection with the North line of said Goverrment Lot 2; said point also being on the South line of Section 36, Township 42 South, Range 22 East, Charlotte County; thence run S 89°35'30"E along the North line of Government Lot's 1 and 2 in said Section 1; the South line of said Section 36; and the South line of Punta Corda Isles Subdivision, Section 21, as recorded in Plat Book 13 at Pages 1-2-8, 9, 14, 15, 20 and 21 of the Public Records of Charlotte County, Florida a distance of 1698.98 feet to the Northeast corner of said Section 1: thence run S 89°35'30" E along the North line of the MV 1/4, of said Section 6, the South line of Section 31, Township 42 South, Range 23 East, Charlotte County and the South line of the said Punta Gorda Isles Subdivision, Section 21, a distance of 2658.80 feet to the N 1/4 corner of said Section 6; thence run S 89°36'00''E along the North line of the NE 1/4 of said Section 6; the South line of said Section 31, and the South line of said Punta Corda Isles Subdivision, Section 21, a distance of 2618.29 feet to the Point of Beginning, said point being N 89°36'00" W a distance of 17.52 feet from the Northeast corner of said Section 6.

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CONTAINING 626.26 acres more or less.

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LAW OFFICES FARR, FARR, YMANS, MOSELEY, EMERICH (ND SIFRIT, P.A. ATTORKYS AT LAW ATTORKYS AT LAW ATTORKYS AT LAW CONTROLOGY (LAW) STATE PAY 1986 DCA

Attachment B

SCHEDULE A

All of Section 12, Township 43 South, Range 22 East extending to the shore of Charlotte Harbor, City of Cape Coral, Lee County, Florida

AND

the West Half (W 1/2) of Section 1J, Township 4J South, Range 22 East extending to the shore of Charlotte Harbor, City of Cape Coral Lee County, Florida

AND

AND

the Northeast Quarter (N.E. 1/4) of the Northwest Quarter (N.W. 1/4) of the Northeast Quarter (N.E. 1/4) of Section 13, Township 43 South, Range 22 East, City of Cape Coral, Lee County, Florida

AND

that part of the West 250 feet of the North one-half (N 1/2) of the Northwest Quarter (N.W. 1/4) of Section 7, Township 43 South, Range 23 East, City of Cape Coral, Lee County, Florida lying north of Yucca Pen Creek.

AND

That part of the following described tract lying south of Yucca Pen Creek:

A tract of land lying in the Northwest Quarter (N.W. 1/4) of the Northwest Quarter (N.K. 1/4) of Section 7, Township 43 South, Range 23 East, City of Cape Coral, Lee County, Florida, being more particularly described as follows:

Beginning at the southwest corner of the Northwest Quarter (N.W____ 1/4) of the Northwest Quarter (N.W. 1/4) of said Section 7; thence run N. 88'57'29" E. along the south line of the Northwest Quarter (N.H. 1/4) of the Northwest Quarter (N.H. 1/4) of said Section 7' for 60.03 feet; thence run Northeasterly for 195.78 feet along the arc of a curve concave southeasterly with a radius of 240.00 feet (chord bearing N, 24'16'01" E., chord distance of 190.49 feet) to a point of reverse corvature; thence run northeasterly, northerly and northwesterly for 588.31 feet along the arc of a curve to the left with a radius of 360.0 feet (chord bearing N. 0'49'11"E., chord distance of 525.00 feet) to a point of reverse curvature; thence run northwesterly for 196.43 feet along the arc of a curve to the right with a radius of 240.00 feet (chord bearing N. 22'32'59"W. chord distance of 190.99 feet); thence run S. 88'57'29" W. for 60.03 feet to the west line of the Northwest Quarter (N.W. 1/4) of said Section 7; thence run S. 0'49'11"W, along said west line for 875.00 feet to the point of beginning.

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AND

The south 030 feet of Section 1, Township 43 south, Range 22 east, being more particularly described as follows:

Deginning at the southeast corner of said Section 1, run N 89° 23' 23"W, 2950 Fect more or less to the mean high water line of Charlotte Harbor; thence northeasterly along the meanderings of said mean high water line, 860 fect more or less; thence leaving said mean high water line, run S 89° 35' 23"E along the morth line of the hereinbe(ore metioned south 830 feet, 2734 feet more or less to the east line of said Section 1; thence S 00° 33'.58"W, along said east line, 830.01 feet to the point of beginning.

The south 830 feet of Section 6, Township 43 south, Range 23 east, being more particularly described as follows:

Beginning at the southwest corner of said Section 6, run N 00° 33' 50°E, along the west line thereof, 830.61 feet; thence N 88° 22' 20°E, 5302.12 feet to the East line of said Section 6; thence S 00° 41' 35°W along said east line 830.69 feet to the southeast corner of said Section 6; thence S 88° 22' 20°W, 5368.34 feet to the point of beginning.

2225830 AGREEMENTPunta Gorda, FL 33955 THIS AGREEMENT is made and entered into this **Jota** day of January, 1987 by and between the State of Florida Department of Community Affairs, 2571 Executive Center Circle, East, Tallahassee, Florida 32301, (hereinafter "DCA") and Burnt Store V Improvement Company, Inc., 1 Matecumbe Key Road, Punta Gorda, Florida 33955, (hereinafter "BSIC"), concerning a parcel of land in Lee County, Florida, more particularly described in Attachment A hereto which constitutes Punta Gorda Isles Section 22, including Tract C as recorded in Plat Book 28, Pages 118 through '138, Public Records of Lee County, Florida (hereinafter "Section 22").

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This agreement is intended to resolve a dispute, as to the facts and applicable law, that has arisen between DCA and BSIC concerning the scope of vested rights claimed by BSIC under Chapter 380, Florida Statutes, to develop Punta Gorda Isles (hereinafter "PGI") Section 22, which dispute would necessitate lengthy and costly litigation between the parties unless the parties reach a satisfactory agreement.

WHEREAS, Punta Gorda Isles, Inc., then sole owner of Section 22, sought and received final plat approval for Section 22 on June 20, 1973, from the Board of County Commissioners, Lee County; and

WHEREAS, the Final Plat of Section 22 was recorded in Lee County Public Records on June 28, 1973, Plat Book 28, Pages 118 through 138; and

WHEREAS, in reliance on the 1973 Section 22 Plat, PGI filed in August 1973 an Application for a Binding Letter of Interpretation of Vested Rights (BLIVR) under Florida Statutes 380.06 with the Bureau of Land Planning, Division of State Planning; and

WHEREAS, the application recited that the development contained a marina complex and golf course associated with 239 homesites; and

J. CONIGLID HAFL 526 E PARK AVENUE, SUITZ200 TALLAHASSER, FLA J2301

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determined that your rights have vested pursuant to Section 380.06(12) Florida Statutes." Moreover, the letter stated that PGI would not be required to submit a Development of Regional Impact review of the vested plan for the Section 22 development; and

WHEREAS, a dispute has arisen between the DCA and PGI concerning the number of vested Marina Spaces for boats which dispute would require lengthy and costly litigation to resolve; and

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WHEREAS, on January 3, 1975, the U.S. Army Corps of Engineers granted Permit 72-1176 for the marina complex, referencing the Department of Pollution Control Certification Approval 7-22, and containing 323 wet spaces, 2,000 spaces for dry storage, a boatel, boat repair facilities and other related improvements; and;

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WHEREAS, on July 18, 1985, Lee County, Florida, granted building permits for the construction of 204 docks in the marina complex; and

WHEREAS, on May 20, 1986, DCA and PGI entered into an Agreement concerning the number of residential units vested in the Section 22 development, in which DCA contended that the marina complex was vested for 108 wet slips and dry storage for over 1,500 boats, which contention was not material to the substance of the Agreement nor agreed to by PGI; and

WHEREAS, on July 18, 1986, PGI sold the Section 22 development to BSIC with all attendant rights, privileges and liabilities; and

WHEREAS, BSIC maintains that PGI represented to BSIC as consideration for the purchase and sale of the Section 22 development that all local, state and federal permits and authorizations were approved and in hand to complete the marina complex with 204 docks for approximately 570 boat slips, upon which representations BSIC materially and in good faith relied; and

WHEREAS, the application recited that the marina complex would encompass a 125 acre site and would contain dry storage facilities for over 1,500 boats, multi-family dwellings, boat slips handling boats up to 35 feet in length, covered wet slips, a boatel, facilities to space boats in excess of 50 feet in length, and fuel electronic, engine repair and marine facilities; and

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WHEREAS, the application contained a conceptual sketch of the marina plan; and

. WHEREAS, the application recited that the marina complex required a permit from the Trustees of the Internal Improvement Trust Fund, the State of Florida Department of Pollution Control, and the U.S. Army Corps of Engineers, as well as building permits from Lee County, Florida; and

WHEREAS, the application recited that permit applications were filed for the marina complex on October 10, 1972 with the Trustees of the Internal Improvement Trust Fund, on September 21, 1972 with the State of Florida Department of Pollution Control, and on October 6, 1972 with the U.S. Army Corps of Engineers; and

WHEREAS, the application recited that the State of Florida Department of Pollution Control granted Permit 7-22 and certification to the U.S. Army Corps of Engineers by Permit Agreement dated June 19, 1973 for the marina complex; and

WHEREAS, on October 2, 1973, the Trustees of the Internal Improvement Trust Fund granted a permit for the marina complex in accordance with and pursuant to the commitments made in the June 19, 1973 PGI/DPC Permit Agreement; and

WHEREAS, on June 5, 1974, Earl M. Starnes, Director, Division of State Planning issued a BLIVR to PGI concerning the Section 22 development, stating therein the following: "the proposed Punta Gorda Isles Section 22 residential development in Lee County (Section, 1, T43S, R22E and Section 6, T43S, R22E) is a Development of Regional Impact as legally defined in Chapter 22F-2.10, Florida Administrative Code. Furthermore, it has been

WHEREAS, BSIC maintains that the marina is vested for 323 wet spaces and over 1,500 dry spaces, and that DCA was apprised of this exact number of spaces through receipt of permit applications, diagrams and issued permits and authorization's both prior to, and for the 12 years subsequent to, issuance of the BLIVR for the Section 22 development; and

WHEREAS, there has been much apparent confusion over use of the terms "slips" versus " wet spaces" in relation to the vested status of the marina complex in the Section 22 development; and

WHEREAS, BSIC maintains that in the marina industry the term "wet space" connotes an area in which two boats may be slipped, thus eliminating any inconsistency in the project as depicted in the approved BLIVR application and as planned by BSIC; and

WHEREAS, BSIC has nevertheless agreed to modify the marina complex to meet certain concerns of DCA and to reduce regional impacts associated with the Section 22 development; and

WHEREAS, the parties to this agreement intend to resolve all differences between them as to the exact nature of the marina complex and other improvements vested as part of the Section 22 development.

NOW, THEREFORE, in consideration of the mutual promises and covenants herein contained, the parties agree to resolve their dispute as follows:

1. All of the preceding WHEREAS paragraphs are true and correct and are incorporated herein by reference.

2. DCA hereby recognizes, confirms and agrees that the BSIC Section 22 development in Lee County is a Development of Regional Impact and that BSIC may construct wet slips for 525 water craft in the marina and that this alone will not require BSIC to comply with any applicable provisions of Section 380.06, Florida Statutes, and Chapter 27F, F.A.C. BSIC is hereby authorized to construct the 323 wet spaces or 525 wet slips for water craft without further DCA review, if built and constructed within the area of PGI Section 22 as shown on Attachment B. per 1897PG364

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3. BSIC hereby waives and abandons its right to construct 1,044 of the dry spaces authorized in the PGI Section 22 development, and further agrees to waive its right to construct any of the 500 dry spaces authorized in excess of the original 1,500 space amount, up to 2,000 thereby allowing BSIC to develop a maximum of 456 dry spaces in this DRI, and thereby waiving its right to construct the balance of 1,044 dry spaces originally proposed and authorized in the PGI Section 22 Development.

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4. This Agreement inures to the benefit of and is binding on the parties and their successors and assigns including all prior and subsequent purchasers of Section 22 and Burnt Store Marina South real property regardless of the DRI status of the real property as more particularly described in Attachment A; it shall bind the DCA as to the DRI status of PGI Section 22 under . Chapter 380.06, Florida Statutes.

5. This Agreement constitutes the entire agreement between the parties and no modification or change to this Agreement shall be valid or binding upon the parties unless it is in writing and executed by the parties to be bound thereby.

6. This Agreement shall be recorded by PGI in the Public Records of Lee County, Florida, in the chain of title for Section 22.

In Witness whereof the parties have caused this Agreement to be executed hereto the day and year as indicated below:

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Signed, Sealed and Delivered 1n the presence of: tness

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STATE OF FLORIDA, DEPARTMENT 0F COMMUNITY AFFAIRS, "DCA" By:

DATED: Amant да

(SEAL)

BURNT STORE IMPROVEMENT, INC.

BY Michae! glio. Agent 8 DATED:

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STATE OF FLORIDA: COUNTY OF LEON:

I HEREBY CERTIFY that on this 30 th day of 30 th as 1987, personally appeared 70 th 10 th 5 th 10 th

WITNESS my hand and official seal this 30^{fL} day of 1987, in the State and County last aforesaid;

Notay

Florida

Public

(SEAL)

My Commission Expires:

STATE OF FLORIDA COUNTY OF LEON:

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I HEREBY CERTIFY that on this 30⁻⁻⁻ day of formany, 1987, personally appeared Michael J. Coniglio as Skent to Junta Gorda Isles, Inc., Burnt Store Improvement, Inc., and Gulf Coast Credit Corp., to me known to be the person described in and who executed the foregoing Agreement as such officer and acknowledged before me that he executed the same for the purposes therein expressed as the act and deed of said corporation.

WITNESS my hand and official seal this $30^{\frac{Ch}{D}}$ day of <u>January</u>, 1987, in the State and County last aforesaid.

My Commission Expires:

Hotory Fastin, State of North My Commission Engines Dec. 15, 75-37 contest for the strength of the

Notary ublic State of Florida (SEAL)

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ATTACHMENT "A"

A parcel of land being all of GOVERNMENT LOT 1 and a portion of GOVERNMENT LOT'S 2, 3, and 4, and the Southeast 1/4 of the Northeast 1/4, and the Northeast 1/4 of the Southeast 1/4, and the Northeast 1/4 of the Southeast 1/4, and the North 278 feet of the Southeast 1/4 of the Southeast 1/4, and the North 278 feet of the Southeast 1/4 of the Southeast 1/4 of Section 1, Township 43 South, Range 22 East, and all of Section 6, Township 43 South, Range 23 East less the South 1660 feet thereof and less the Right of Way for BURNT STORE ROAD, (State Road No. 765) Lee County, Florida, being more particularly described as follows:

COMMENCE at the Northeast corner of Section 6, Township 43 South, Range 23 East; thence run N 89*36'00" W along the South boundary line of Charlotte County and the North boundary line of Lee County a distance of 17.52 feet to the Point of Beginning of the Parcel of Land hereinafter described; said boundary line also being the South line of Punta Gorda Isles, Section 21, Sheet 46, Plat Book 13, Page 1-2-21, of the Public Records of Charlotte County, Florida; thence run S 00*20'00'W along the Westerly Right of Way line of State Road No. 765 (Burnt Store Road) a distance of 167.79 feet to a point; thence run S 01*35'20'W along the said Westerly R/W line of State Road No. 765 a distance of 756.86 feet to a point; thence run S 02*50'40'W along the said Westerly R/W line of State Road No. 765 a distance of 727.59 feet to the Point of Curvature of a circular curve to the left having a radius of 17,390.08 feet; said curve being the Westerly R/W line of State Road No. 765; thence run said curve being the Westerly R/W line of State Road No. 765; thence rm Southwesterly along the arc of said curve, an arc distance of 653.57 feet through a central angle of 02°09'12" to the Point of Tangency; thence rm S 00°41'23" W along the said Westerly R/W line of State Road No. 765 a distance of 1093.95 feet to a point of intersection with a line that is 1660 feet North of and negality the South line of state of the State Road No. 785 and State State North a state of the State North a line that $S = \frac{1}{2} \frac{1}{2}$ of and parallel to the South line of said Section 6_1 thence run S $88^{\circ}22'02'W$ along said line that is 1660 feet North of and parallel to the South line of said Section 6, a distance of 5236.84 feet to a point of intersection with the West line of the South 1660 feet of said Section 6: said line also being the East line of the NE 1/4, SE 1/4 of Section 1, Township 43 South, Range 22 East; thence run S00'33'37" W along the West line of the South 1660 feet of said Section 6 and the East line of the NE 1/4 of the SE 1/4 of the said Section 1 a distance of 602.92 feet to a point of intersection with a line that is 278 feet South of and parallel to the North line of SE 1/4 of the SE 1/4 of said Section South of and parallel to the North line of SE 1/4 of the SE 1/4 of said Section 1; thence run N 89°35'58'W along said line that is 278 feet South of and parallel to North line of the said SE 1/4, SE 1/4 of Section 1 a distance of 1318.75 feet to a point on the West line of the North 278 feet of the said SE 1/4, S.E. 1/4 of Section 1; thence run N 00°38'20'E along the said West line a distance of 278 feet to the Northwest corner of the said SE 1/4, SE 1/4; said point also being the Southeast corner of Government Lot 4 in said Section 1; thence run N 89°35'58'' W along the South line of said Government Lot 4 a distance of 1228.61 feet to a point; thence run the following bearings and distance of 1228.63 feet to a point; thence run the following bearings and distances in Government Lot's 2, 3, and 4 in said Section 1, N 17*50'47" E 286.24 feet; N 10*29'40"E 644.65 feet; N 01*48'25" E 695.54 feet; N 23*51'46" E 305.62 feet; N 16°44'33"E 515.42 feet; N 02°48'08" E 911.78 feet; thence N 29°57'57" E a distance of 713.93 feet to a point of intersection with the North line of said Government Lot 2; said point also being on the South line of Section 36, Township 42 South, Range 22 East, Charlotte County; thence run S 89°35'30"E along the North line of Government Lot's 1 and 2 in said Section 1; the South line of said Section 36; and the South line of Punta Gorda Isles Subdivision, Section 21, as recorded in Plat Book 13 at Pages 1-Z-8, 9, 14, 15, 20 and 21 of the Public Records of Charlotte County, Florida a distance of 1698.98 feet to the Northeast corner of said Section 1; thence run S 89°35'30" E along the North line of the NW 1/4 of said Section 6, the South line of Section 31, Township 42 South, Range 23 East, Charlotte County and the South line of the said Punta Gorda Isles Subdivision, Section 21, a distance of 2658.80 feet to the N 1/4 corner of said Section 6; thence run S 89°36'00"E along the North line of the NE 1/4 of said Section 6; the South line of said Section 31, and the South line of said Punta Gorda Isles Subdivision, Section 21, a distance of 2618.29 feet to the Point of Beginning, said point being t 89°36'00" W a distance of 17.52 feet from the Northeast corner of said Section

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CONTAINING 626.26 acres more or less.

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LAW OFFICES FARR, FARR, 1 "AYMANS, MOSELEY, EMERICH AND SIFRIT, P.A. ATTORNEYS AT LAW SIGNATION ATTICK FAC BOOK ATTICK MALE TO A DATE TO TO AT CHALLE TO TO AT CHALLE TO TO AT CHALLE TO UAN 1587 DC

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ADDENDUM TO AGREEMENT

THIS ADDENDUM TO AGREEMENT (hereinafter "Addendum") is made and entered into this ______ day of ______, 2008 by and between the State of Florida Department of Community Affairs, 2555 Shumard Oak Blvd., Tallahassee, Florida 32399, (hereinafter "DCA") and Realmark Development, LLC (hereinafter "Realmark") to amend a 380.032 agreement executed in 1987 concerning wet and dry boat storage for a parcel of land in Lee County, Florida, which constitutes Punta Gorda Isles-Section 22, including Tract C, as recorded in Plat Book 28, Pages 118 through 138, Public Records of Lee County, Florida.

WHEREAS DCA is authorized under Section 380.032, Florida Statutes, to enter into agreements with any land owner or developer as necessary to effectuate the provisions and purposes of the Florida Environmental Land and Water Management Act of 1972.

WHEREAS DCA issued to Punta Gorda Isles, Inc. (hereinafter "PGI") a binding letter dated July 5, 1974, in which DCA finds that the proposed Punta Gorda Isles-Section 22 project is a development of regional impact (hereinafter "DRI"), but is vested from DRI review requirements pursuant to Section 380.06, Florida Statutes.

WHEREAS the Punta Gorda Isles-Section 22 project continues to develop.

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WHEREAS on May 20, 1986, DCA and PGI entered into an agreement pursuant to Section 380.032, Florida Statutes, in which the parties agreed that PGI's proposed Punta Gorda Isles-Section 22 development is vested for a total of 2,514 residential units.

WHEREAS on or about July 18, 1986, PGI sold its Punta Gorda Isles-Section 22 property and all attendant rights, privileges, and liabilities to Burnt Store Improvement Company, Inc. (hereinafter "BSIC").

WHEREAS on January 30, 1987, DCA and BSIC entered into a second agreement (hereinafter "the 1987 Agreement") pursuant to Section 380.032, Florida Statutes, in order to resolve a dispute as to the number of marina spaces for the Punta Gorda Isles-Section 22 property which have DRI vested rights. A copy of the 1987 Agreement is attached as Exhibit "A" and includes a legal description of the Punta Gorda Isles-Section 22 property.

WHEREAS in the 1987 Agreement the parties stipulated that the Punta Gorda Isles-Section 22 project has vested rights from DRI review for a maximum of 323 wet spaces or 525 wet slips, and 456 dry spaces.

WHEREAS Realmark is a successor in interest of property located in the Punta Gorda Isles-Section 22 project which previously was owned by BSIC.

WHEREAS in 2006 the Florida Legislature, through Chapter 2006-220, Laws of Florida, expressly removed waterport and marina facilities, including wet boat storage, mooring, and dry boat storage, from DRI review guidelines and standards, and provided a DRI exemption for waterport and marina development.

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WHEREAS Realmark owns the private basin and adjacent land on which the wet spaces, wet slips and dry spaces that are vested under the 1987 Agreement could be located, and now wishes to construct additional wet and dry boat storage.

WHEREAS Realmark would be subject to a market disadvantage if it were limited to the amount of wet and dry boat storage it could develop without triggering the need to undergo the expensive and lengthy DRI review process while DRI-sized, but DRI-exempt, competitors are not subject to boat storage DRI guidelines and standards under Sections 380.06 and 380.0651, Florida Statutes.

WHEREAS the purpose of the 1987 Agreement to determine the number of vested wet and dry marine spaces is now moot because of 2006 legislative changes to Sections 380.06 and 380.0651, Florida Statutes.

WHEREAS the parties intend to clarify Realmark's rights to develop marina spaces and boat storage in light of Chapter 2006-220, Laws of Florida.

NOW, THEREFORE, in consideration of Legislative intent to no longer subject marinas to the requirements of the DRI process, the parties agree as follows:

1. The parties agree that this is an Addendum to the 1987 Agreement and this Addendum is hereby approved.

2. DCA recognizes, confirms and agrees that Realmark may construct wet slips, wet spaces, and dry boat storage facilities without regard to the requirements of Sections 380.06 and 380.0651, Florida Statutes, as to which developments must undergo the DRI review process.

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3. DCA recognizes, confirms and agrees that Realmark may construct wet slips, wet spaces, and dry boat storage facilities without regard to the thresholds for those development activities stipulated in the 1987 Agreement. The wet slip, wet space, and dry storage limitations in the 1987 Agreement no longer are in legal effect for purposes of determining whether development activities located in Punta Gorda Isles-Section 22 must undergo DRI review.

4. This Addendum is binding on the parties and their successors and assigns, including all prior and subsequent purchasers of property located within the boundaries of the Punta Gorda Isles-Section 22 project.

5. This Addendum and the 1987 Agreement constitute the entire agreement between the parties with respect to marina development.

6. In accordance with Section 380.06(24), Florida Statutes, if marina development will be part of a larger project that is subject to review as a DRI, the impact of marina development in excess of 323 wet spaces or 525 wet slips, and 456 dry spaces must be included in the review of the DRI project. The impacts of up to 323 wet spaces or 525 wet slips, and 456 dry spaces retain their vested rights with respect to the requirements of Section 380.06(24), Florida Statutes.

7. DCA agrees that under Chapter Law 2006-220 all water ports and marinas, including wet spaces, wet slips, and dry boat storage, do not count in calculations for multi-use DRI thresholds. In the event that some or all of the Punta Gorda Isles-Section 22 property is redeveloped, the wet spaces, wet slips and dry storage stipulated in the 1987 Agreement shall not count towards the calculation of any multi-use DRI threshold.

8. This Addendum effectuates the provisions and purposes of Chapter 2006-220, Laws of Florida and is entered into pursuant to Section 380.032, Florida Statutes.

9. Realmark shall record this Addendum in the public records of Lee County, Florida, in the chain of title for Section 22.

In witness whereof, the parties have caused this Addendum to be executed as indicated below:

Signed, Sealed and Delivered in the presence of:

STATE OF FLORIDA, DEPARTMENT OF COMMUNITY AFFAIRS

BY:

First Witness

Second Witness

}

DATED:

STATE OF FLORIDA: COUNTY OF LEON:

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I HEREBY CERTIFY that on this ______ day of ______, 2008, personally appeared ______, as ______, State of Florida, Department of Community Affairs, to me known to be the person described in and who executed the foregoing Addendum and acknowledged before me that he executed the same for purposes therein expressed as the act and deed of said Department of Community Affairs.

WITNESS my hand and official seal this _____ day of _____, 2008 in the State and County last aforesaid.

Notary Public - State of Florida

My Commission Expires:

REALMARK DEVELOPMENT, LLC

By:_____

First Witness

DATED:___

Second Witness

(CORPORATE SEAL)

STATE OF FLORIDA: COUNTY OF LEE:

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I HEREBY CERTIFY that on this ______ day of ______, 2008, personally appeared _______, to me known to be the person described in and who executed the foregoing Addendum and acknowledged before me that he executed the same for purposes therein expressed as the act and deed of said Realmark Development, LLC.

WITNESS my hand and official seal this _____ day of _____, 2008 in the State and County last aforesaid.

Notary Public - State of Florida

My Commission Expires:

EXHIBIT D

x

PLAT BOOK 34 PAGE 92



DESCRIPTION

A parcel of land lying in section 1, township 43 south, range 22 east, Lee County, Florida, being lots 11, 12 and 13 of block 1008; lots 1 thur 4 inclusive of block 1009; all of block 1010; lots 3 and 4 of block 1011 and a portion of an area designated "A" as shown on the plat of PNNTA GORDA LISLES SUCTION THENTY THO as recorded in plat book 28 at page 118 of the public records of Lee County, Florida: the seast like of said area designated "A" is more particularly described as follows: COMPENSING at the southeast counter of lot 10 of block 1008 run NGRH 71'02'26' MEST, 73.76 (set to a point of reverse curvature on the south line of said lot 11 and the FODMY OF BECINENCE; thence SUCH 23'8'5'S' MEST, 3004.85' (set to a point of compound curvature on the east line of lot 1 of block 1009 and the point of termination.

TOGETHER WITH the rights of way of Sea Turtle Lane and that part of Sugarloaf Key Road lying immediately bdjacent to the abovementioned lots and blocks, CONTAINING 13.45 acres more or less.

APPROVALS

whereas, this plat was on the <u>17 th</u> day of <u>Educary</u> 1982 submitted to the Board of County Commissioners of Les County Florida, for approval for record and has been approved by 4 À) 10154 2 said commission BLK 1010 Now, therefore be it resolved by the county commissioners of Lee County Florida, that the said plat is hereby approved and shall be recorded in the public records of this county. BLK 1009 0 Š BOARD OF COUNTY COMMISSIONERS LEE COUNTY FLORIDA 2 3 á 1525040 5 NEE' CLERK'S CERTIFICATE BLK 1011 1. Al General . Clerk of the Circuit Court of Lee County 5 Florida, hereby certify that I have examined this plat, that it complets in form with all the provisions of Chapter 177 It complete in form with all the provisions of the or the Jew Florida Statutes, that it was filed and recorded on the Jew day of March 1982 recorded in Plat Book 34 Pages 32. through 33 Clerk of the Circuit 3 ---- ORIGINAL PLAT REPLAT Lee County Florida KEY MAP 1 statute miles 1 2 2 CHARLOTTE CO. LEE CO. PUNTA GORDA ISLES SEC. 22 REPLAT LOCATION TORE John Strain SKETCH DURHT PINE 3 CISLAND 1625 W. Morion Ave. Punto Gorda Isles, Inc. Punta Gorda, Fl.

A Portion of Section I, Township 43 South, Range 22 East Being

A Replat of a part of PUNTA GORDA ISLES SECTION TWENTY TWO as recorded in Plat Book 28 at Page 118 of the Public Records of Lee County, Florida.

CHARLOTTE CO.

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CO

BLA

13

12

1003

LEE

County Line 1

11

corross purpose of this plat is to close, revoke, vacate coal almosts that portion of First OGRAN LISES SECTION WENTY "NO as recorded in plat book 28 at page 118 of the pollic records of Lee County, Florida, as described herein and to implat zeme into lots, blorid, tracts, rights-of-way, and strayts as shown herein. Unless otherwise shown by dashed line, a strip of land 10 feet in width along the front and rear lot lines and 6 feet coch side of a rarallel right and rear lot line is reserved for the construction and mainternance of utility and drainage facilities. Merrs more than one lot is interned for a building site, said side lot line easement shall be along the cuside lines of said site. IN WINESS MERREY, the maid FMFM GORDA ISLES, DC, had caused its name and the comporate such to be affised hereto by its President, heretofore duy authorized by its Board of Directors on this web day. JAKA

PINTA CORDA ISLES, INC. a corporation existing under the laws of the State of Florida, the owners of the lands herein

riated, as dedicators, does hereby dedicate to the public, all streets, rights-of-way, and essements shown herein. The

PUNC GORDA ISLES, INC.

CORPOPA172 SEAL

By: cranda D mat

Attest By: Bula y - Arturen

ACKNOWLEDGMENT

STATE OF FLORIDA COUNTY OF CHARLOTTE

DEDICATION

STATE OF FLORIDA MUNTY OF CHARLOTTE

Before me, the undersigned, an officer duly authorized and exting presently specare $O_{\rm train}$ is a function of the location of the to me known to be the individual via executed the Composition dedication as the fruited duly and the executed the function pants Cords Islas. Inc., a composition and the line of the State of Florids and being duly source, achieved and the the set of the state of Florids and being duly source, achieved and the the before me that they executed the same as such officiars of such optimation. Achieved and be the beard of Such optimation state of the source of such optimation and there before no that they executed the same as such officiars of such optimation here the source of and deed of much composition.

Subtrast may hand and official seal this 4^{++} day of 3^{-} AH. 1982 in the county and state last aforesaid.

ablic State of Florida

My Commission Depires: May 10, 1988

SURVEYOR'S CERTIFICATE

I HEREBY CERTIFY that this plat of PUNTA GORDA ISLES SECTION THENTY TWO REPLAY is a true and correct representation of the hareindescribed land according to a recent survey made and platted under my direction and Appendix and that the survey complies with the requirements of Chapter 177 of the Florida Statutes,

Ernest C. Trott, P.L.S. Elorida Certificate No. 2257

SHEET 1 + 2



Copy to: Bryank cc: Mott Dame

Fowler White Boggs Banker

ATTORNEYS AT LAW

ESTABLISHED 1943

Karen A. Brodeen Direct Dial: 850-681-4225 kbrodeen@fowlerwhite.com

May 30, 2008

VIA HAND DELIVERY

Mike McDaniel Chief, Office of Comprehensive Planning Department of Community Affairs 2555 Shumard Oak Blvd. Tallahassee, FL 32399

Re: BLIM/BLID application for Burnt Store Marina project

Dear Mr. Gauthier:

In response to DCA's letter dated May 27, 2008, we wish to provide additional requested information. DCA's comments and our responses are as follows:

1) Please clarify the proposed modification to the 18.3 acres of the 626.26-acre vested project. Including, the amount of vested and existing Residential, Retail (including the square footage of the restaurant), Office, and Hotel, and the proposed development on the 18.3 acres. Also, provide the amount of each type of development that is proposed to be removed and what is proposed to be constructed in its place.

Please refer to attached Supplemental Map RFI-1. There are currently no existing residential uses located in the proposed 18.3-acre re-development area. However, there are 797 dwelling units (Multi-family) residential units located in Tract C outside the boundaries of the proposed re-developed area. The existing (vested) uses within the 18.3-acre re-development area include approximately 15,000 square feet (+-) of office space, 18,000 square feet of retail space that includes 440 restaurant seats (marina & yacht sales); and an existing dry boat storage building (110 boats plus or minus) and outside boat storage. Currently, there are no hotel units located within the re-development area.

All of the existing buildings will be removed and reconstructed with the maximum allowable building areas, units and rooms depicted on "Marina Village Re-Development Plan" – Map A-3.4.

FOWLER WHITE BOGGS BANKER P.A.

TAMPA • ST. PETERSBURG • FORT MYERS • TALLAHASSEE • ORLANDO • JACKSONVILLE • FORT LAUDERDALE

May 30, 2008 Page 2

2) Please specify the amount of project development that is proposed to occur on the 8.65 acre parcel located to the south of the vested portion of the project.

Re-development will occur on approximately 4.95 acres of the additional 8.65 acres. The construction in this area will include mostly re-paving of the existing access way and parking, but a small portion of the proposed buildings are located within this area (refer to Supplemental Map RFI-1).

Note that there is currently parking and access facilities; and the existing office building located within the additional area. The proposed uses in this area include parking, access, boat storage, multi-family residential and hotel.

3) Identify whether the transportation facilities have adequate available capacity to meet the increased demand identified in Table A-2 and Supplemental Tables 1 through 5 of the application.

The current Level of Service (LOS) for the adjacent Lee County arterial roadway (CR-765 Burnt Store Road) is LOS C; and forecasted to be LOS D. Utilizing the "Link-Specific Service Volumes" future forecast volumes provided by Lee County and adding the Estimated Re-development trips, the projected LOS for this link will still fall within LOS D. Thus, the adjacent Lee County road has sufficient capacity to meet the increased demand. The internal roadways within the development are privately owned and maintained but still have adequate capacity to meet the increased demand.

At Brenda Winningham's request, we also include additional traffic count information.

If you need any additional information or have any follow-up questions, please call me at 681-4225.

Sincerely,

FOWLER WHITE BOGGS BANKER P.A.

Nover Soder

Karen A. Brodeen

Enclosures

cc: Brenda Winningham w/enclosures Mary Gibbs, Director, DCD, Lee County w/enclosures Dan Trescott, SWFRPC w/enclosures



P:ICAD\2007\07-431\EXHIBIT\RE-DEVELOPMENT-MAP.dwg. Layout1, 5/28/2008 4:48:35 PM, Avalon Engineering Inc.



MAP A-3.4

PROPOSED "FUNKY FISH HOUSE" WATERSIDE & POOL SIDE VILLAGE 25 - UNITS APPROX. 1.250 A/C SQUARE FEET EACH)

PROPOSED MULTI-FAMILY MARINA CONDOMINIUM BUILDINGS (A & B) TOTAL 80 UNITS PER BUILDING (8-UNITS PEŘ FLOOR (0 1.275 A/C SQ.FT. EACH) (TOTAL: 160 UNITS BUILDINGS A & B) (10 LEVELS MULTI-FAMILY OVER (4) LEVELS PARKING

PROPOSED MARINA /VILLAGE HOTEL - RESORT 12-UNITS PER FLOOR @ 10 LEVELS OF UNITS: (TOTAL 120 UNITS) 4-LEVELS OF PARKING LEVEL 5-TO BE RESTAURANT HOTEL SERVICES, LOBBY AND MANAGEMENT OFFICES

FULL SIZE PLAN : 1" = 60'-0"

ROADWAY LINK NAME	FROM	TO,	ROAD	and the second second second second		HIGHEST HR		EST 2007 100th HIGHEST HR		FORECAST		NOTES*	LINK
								LOS	VOLUME	LOS		NOTES	NO.
BONITA BEACH RD	OLD 41	IMPERIAL ST	4LD	E	1,870	C	1,420	D	1,459	D	1,468	6 Ln under design, construction proposed in 2009/10	02700
BONITA BEACH RD	IMPERIAL ST	1-75	GLD	E	2,800	C	1,432	C	1,433	C	1,539	2000110	02800
BONITA BEACH RD	1-75	BONITA GRANDE DR	4LD	Έ	1,920	B	858	В	925	C	1,581		02900
BONITA GRANDE DR	COLLIER COUNTY LINE	BONITA BEACH RD	2LU	E	860	С	153	С	154	С	208		03000
BONITA GRANDE DR	BONITA BEACH RD	EAST TERRY ST	ZLU	E	860	D	432	D	434	D	472		03100
BOY SCOUT DR	SUMMERLIN RD	US 41	6LD	E	2,710	D	1,357	D	1,363	D	1,366		03200
RANTLEY RD	SUMMERLIN RD	US 41 TRIPLE CROWN CT	2LU 2LU	E	860 860	C C	<u>193</u> 297	C C	245	C	310 316		03300
BROADWAY (ALVA)	PALM BEACH BL (SR 80)		21.0	E	860	C	297	C C	299	c	299		03400
BROADWAY	LOGAN AVE	US 41	2LU	E	860	С	155	C	173	с	227	an a	03500
ESTERO) BUCKINGHAM RD	IMMOKALEE RD (SR 82)	GUNNERY RD	ZLU	F	1,010	ם	381	D	459	D	490		03700
SUCKINGHAM RD	GUNNERY RD	ORANGE RIVER BL	21.0	E	1.010	D	381	D	381	D	381		03730
BUCKINGHAM RD	ORANGE RIVER BL	PALM BEACH BL (SR 80)	2LU	E	1.010	D	546	D	556	E	797	4 Ln proposed for construction in 2011/12	03800
BURNT STORE RD	PINE ISLAND RD (SR 78)	DIPLOMAT PKWY	2LU	E	1,010	D	591	D	591	D	617	4Ln under design, ROW scheduled 2008-2012	03900
BURNT STORE RD	DIPLOMAT PKWY	CHARLOTTE COUNTY	ZLU	E	1,010	C	316	С	319	D	412		04000
BUS 41 (SR 739)	SR 80	FT MYERS CITY LIMIT	6LD	E	4,170	C	2,300	C	2,300	C	2,300		04100
3US 41 (SR 739)	FORT MYERS CITY	PONDELLA RD	6LD	E	3,090	D	2,533	D	2,534	D	2.534	-	04200
3US 41 (SR 739)	PONDELLA RD	PINE ISLAND RD	ELD	E C	3,090	C	568.1	C	1,892	C	1,892		04300
US 41 (SR 739)-	PINE ISLAND RD	LITTLETON RD	41.0	Ē	1,950	В	1,322	B	1,329	ß	1,380	4 Ln under construction	04400
3US 41 (SR 739)	LITTLETON RD	US 41	SLN	E	910	в	563	B	553	ß	563	4 Ln Design funded in 2006/07 by County	04500
CAPE CORAL BR RD	DEL PRADO BL	McGREGOR BL	ĄL	E .	2,120	E F	2,345	F.	2,345	E in	2,345	Intersection Improvement at Del Prado in 2008, possible 1-way tolling	04600
APTIVA RD	BLIND PASS	SOUTH SEAS PLANTATION	SLU	Ε	860	С	337	с	351	С	351	Constrained v/c = 0.39	04700
CEMETERY RD	and the second se	HIGGINS AVE	2LU	E	860	С	268	C	335	С	335		04800
HAMBERLIN PKWY	AIRPORT ENT	DANIELS PKWY	4LD	E	1,950	A	177	A	177	A	177	Port Authority maintained	04900
COCONUT RD	SPRING CREEK RD	US 41	ZLN	E	860	С	265	С	272	С	339		05000
COCONUT RD	US 41	THREE OAKS PKWY	4LD	E	1.800	С	667	С	667	С	667	Privately maintained	05030
COLLEGE PKWY	MCGREGOR BL	WINKLER RD	6LD	E	3.060	C	2,007	C	2,051	C	2.051		05100

-58-

PERIODIC COUNT STATION DATA														
		Sta- tion	M A										2007	PERM- ANENT
STREET	LOCATION	#	P	1998	1999	2000	2001	2002	2003	2004	2005	2006		STATION
BONITA BEACH RD	E OF VANDERBILT RD E OF ARROYAL RD	7 221	H	21500	A CONTRACTOR OF A	25300	26400 23700	25800 24700	25600 23600	23900 27000	25200	U/C 25600	U/C 26300	16
	E OF OLD 41 RD	221	H	20700	the second s	26000	24100	28800	26400	30900	28000	31100	33300	16
	W OF 1-75	42	H	2 martial mathematical	24300	26900	26800	27400	28700	29100	20000	29300	29000	10
	E OF 1-75	235	H.	9300	9700	10200	9900	11600	12400	15300	16500	18800	16300	16
BONITA GRANDE DR	S OF BONITA BEACH RD	493	H	2700	an a second s	3400	3400	3000	3000	3400	3500	2900	3600	16
	N OF BONITA BEACH RD	519	Н		2100	2000	3900	5800	5400	7400	7100	8200	6800	16
BOY SCOUT DR	W OF US 41	229	В	23100	23300	23700	23200	23300	23400	28500	28000	27400	27400	35 35
BRAMAN AVE	W OF US 41	616	В			800	900	800	900	1000		800	1100	28
BRANTLEY RD	W OF US 41	230	В	3600	4000	3900	4100	3900	3800	4100	3500	3900	3400	35
BRIARCLIFF RD	E OF US 41	460	G	5000	4100	4200	4600	5100	5100	6400	5900	5500	5600	25
BROADWAY (ESTERO)	W OF US 41	463	H	3100	2200	2500	2700	3200	2600	3700	3400	3500	3600	25
BROADWAY AVE	S OF M.L.K. BLVD (SR 82)	600	A		e parti sais	3300	3600	3700	3600	4100	2600	3700	3700	28
	N OF SOLOMON AVE	601	В			6800	5600	8000	6700	8000	7700	8300	7700	28
BROADWAY RD	S OF ALVA BRIDGE	231	Н	3600	5000	4800	4500	5200	5300	5700	5200	5800	4900	11
BUCKINGHAM RD	S OF PALM BEACH BLVD	11	D	5300	5700	5900	6200	6900	7300	8000	8700	9900	9600	
	E OF ALVIN AVE	232	E	3200	3000	3000	2800	3300	3600	4500	5200	7400	7600	11
URNT STORE RD	N OF PINE ISLAND RD	233	1	3800	3700	4100	4300	5600	7600	11600	11800	12200	11800	12
	S OF CHARLOTTE CO. LINE	12		2900	3200	3300	3400	3800	4300	4600	5900	6100	5800	
BUSINESS 41	N OF EDISON BRIDGE	41	С	27700		28300	27700	28700	29200	30800	33600	34900	29300	
Inter addition the state	NOF PONDELLA RD	397	C .	25000	26800	24200	25000	25500	26300	26900	27700	27900	24400	41
	N OF POWELL DR	394 396	C	17400	17900	15100	16500	16800	17000	18600	22100	19500 8300	17400	41

			TRAFFIC	LENGTH	ROAD	SERVICE VO	DLUMES (P	EAK HOUR-	-PEAK DIR	ECTION	SERVICE VOLUMES (PEAK HOUR-BOTH DIRECTIONS					
OAD SEGMENT	FROM				TYPE	A	B	C	D	E	A	B	C	D	E	
ALABAMA RD	SR 82	MILWAUKEE BLVD	3	1.9	2LN	0	110	310	. 530	990	0	210	600	1,010	1,90	
	MILWAUKEE BLVD	HOMESTEAD RD	3	and the second division of the second divisio	and the second second second	0	110	310	530	990	0	210	600	1,010	1,90	
ALEXANDER BELL BLVI	TISR 82	MILWAUKEE BLVD	3	2.3	2LN	110	230	380	610	990	210	450	740	1,170	1,90	
	MILWAUKEE BLVD	LEELAND HEIGHTS	3	and the second designed to be a second designed as the second design	Statistics in the local division in which the local division in which the local division in the local division	110	230	380	610	990	210	450	740	1,170	1,90	
ALICO RD	US 41	DUSTY.RD	4	0.5	4LD	450	1,630	1,900	1,950	1,950	840	3,020	3,510	3,600	3,60	
	DUSTY RD	LEE RD	4	A DESCRIPTION OF THE OWNER OWNER OF THE OWNER OWNER OF THE OWNER OWNE	And in case of the local division in the loc	670	2,490	2,850	2,920	2,920	1,240	4,610	5,270	5,400	5,4	
	LEE RD	THREE OAKS PKWY	4	0.8	6LD	670	2,490	2,850	2,920	2,920	1,240	4,610	5,270	5,400	5,4	
	THREE OAKS PKWY	1-75	4	0.5	6LD	670	2,490	2,850	2,920	2,920	1,240	4,610	5,270	5,400	5,4	
	1-75	BEN HILL GRIFFIN PKWY	3	0.5	6LD	670	2,490	2,850	2,920	2,920	1,240	4,610	5,270	5,400	5,4	
EN HILL GRIFFIN PKW	YCORKSCREW RD	FGCU ENTRANCE	3	2.2	4LD	1,140	2,120	2,190	2,190	2,190	2,080	3,860	3,980	3,980	3,9	
	FGCU ENTRANCE	ALICO RD	3	2.3	4LD	1,140	2,120	2,190	2,190	2,190	2,080	3,860	3,980	3,980	3,9	
BONITA BEACH RD	HICKORY BLVD	VANDERBILT DR	8	the statement of the local division of the l	and the same is not one of	0	0	1,270	1,830	1,940	0	0	2,540	3,670	3,8	
	VANDERBILT DR	US 41	8	0.7	4LD	0	0	1.270	1.830	1.940	0	0	2,540	3,670	3,8	
	US 41	HACIENDA VILLAGE	8	and the second design of the s	and the second division of the second divisio	0	290	1.450	1,790	1.870	0	550	2,790	3,440	3,6	
	HACIENDA VILLAGE	OLD 41	8	and the second s	4LD	0	290	1.450	1,790	1.870	0	550	2,790	3,440	3.6	
	OLD 41	IMPERIAL ST	8	and in statement of the statement of the statement of		0	290	1,450	1,790	1.870	0	550	2,790	and the second diversion of th	3.6	
	IMPERIAL ST	1-75	8	and the second s	And the other designs in the local division in the local divisione	0	420	2,210	2.690	2,800	0	810	4.240		5,3	
	1-75	BONITA GRANDE DR	8		-	420	1.510	1.840	1.920	1.920	810	2,890	3.540		3.7	
	BONITA GRANDE DR	END OF CO. MAINTAINED	and in case of the local division in which the local division in which the local division in which the local division is not division in which the local division in which the local division in which the local division is not division in which the local din which the local division in which		2LN	0	150	350	550	990	010	280	670		1.9	
BOYSCOUT RD	SUMMERLIN RD	CLAYTON CT	1			0	0	510	2,160	2,710	0	0	990	and the second s	5,3	
	CLAYTON CT	US 41	1			0	0	510	2,160	2.710	0	0	990	and printed on the second second	5,3	
BUCKINGHAM RD	SR 82	ORANGE RIVER BLVD	3	and the owner of the	and the second designed to the second designe	80	210	360	600	1.010	160	400	680		1,9	
0 01011010 011 100	ORANGE RIVER BLVD	SR 80	3	and the second s	Concession and the owner where the party is not the owner of the party is not the party is	80	210	360	600	1.010	160	400	680	other division of the Division of the local	1.9	
URNT STORE RD	SR 78	DIPLOMAT PKWY	5	the subscription of the local division of th		120	240	390	630	1,010	210	440	710		1.8	
01011 010100100	DIPLOMAT PKWY	COUNTY LINE	5	and the lot of the lot	And the owned which the	120	240	390	630	1.010	210	440	710	and the second s	1.1	
USINESS 41	ISR 80	N. END OF BRIDGE	2	The Designation of the local division of the	Contraction of the local division of the loc	1.170	1.880	2,710	3,590	4.170	1,980	3,180	4,600	in second second second second	7.0	
	N. END OF BRIDGE	PONDELLA RD	2	and the state of t		0	180	2,260	2,960	3.090	0	300	3.830		5,7	
	PONDELLA RD	ISR 78	2	and some of the local data in the local data ini	Antonio	0	180	2,260	2.960	3.090	0	300	3.830	and some state of the local division in which the	5.	
	SR 78	LITTLETON RD	2	a Manual Contractor	and the second design of the s	450	1.630	1,900	1.950	1.950	840	3.020	3.510		3,0	
	LITTLETON RD	US 41	2	a hard other statements of			680	880	910	910	040	1.150	1,490		1,	
CAPE CORAL BRIDGE	DEL PRADO BLVD	WEST END OF BRDG	485	0.4		0	0.0	1,210	1.980	2.120	0	0	2,120		3,	
	WEST END OF BRDG	McGREGOR BLVD	48.5	1.3		1,000	1.600	2,320	3.060	3,560	1.750	2,810	4.060		6.3	
COLLEGE PKWY	McGREGOR BLVD	WINKLER RD	4000	and so the second se	Concernation of the local division of the lo	0	1.060	2,760	2,990	3,060	0	1.890	4,930		5.4	
	WINKLER RD	WHISKEY CREEK DR	4			0	1.060	2.760	2,990	3.060	0	1.890	4,930		5.	
	WHISKEY CREEK DR	SUMMERLIN RD	4	-		0	1,060	2,760	2,990	3,060	0	1,890	4,930		5.	
	SUMMERLIN RD	US 41	4	And and a state of the state of		0	1.060	2,760	2,990	3,060	0	1,890	4,930		5.	
COLONIAL BLVD	McGREGOR BLVD	SUMMERLIN RD	1		and supported	0	200	2,700	2,750	2,890	0	350	3,800		5.	
	SUMMERLIN RD	US 41		0.4		0	200	2,170	2,750	2,890	0	350	3,800		5.	
	US 41	FOWLER ST	1			0	200	2,170	2,750	2,890	0	350	3,800	1,010 1,170 3,600 5,400 5,400 5,400 5,400 3,980 3,980 3,670 3,670 3,440	5.	
	FOWLER ST	METRO PKWY		0.5		0	200	2,170	2,750							
	METRO PKWY	WINKLER AVE		2.1		1,620	2,930	3,130	3,160	2,890	2,700	350 4.880	3,800		5,	
	INFIRIPKWY	IWINKLAR AVE		21	1 61 11		1 1 1 1	1 1 10	1 160	7 160	1 7 700	1 990	5 770	5 750 1	5,	

Memorandum of Understanding

This Memorandum of Understanding is entered into by and between **Realmark Group, LLC,** a Florida limited liability company (referred to herein as "Realmark") and **Punta Gorda Isles, Section 22 Homeowners Association, Inc.,** a Florida not-for-profit corporation (the "Association") as of this ______ day of December, 2005.

Preliminary Statement

Realmark has contracted with WCI Communities, Inc., a Delaware corporation ("WCI") to acquire from WCI the golf course amenities, irrigation facilities and other property within the Burnt Store Marina community (collectively, the "Amenities"). As a condition to Realmark's willingness to proceed with the acquisition of the Amenities, Realmark has requested that the Association agree to certain concessions, as set forth in this Memorandum of Understanding.

Agreement

Now therefore, for good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, the Association, for itself and its members, hereby agrees as follows:

1. Effective upon the closing of the sale of the Amenities to Realmark, the Association agrees to terminate the Declaration of Covenants and Standards, which was recorded in OR Book 3344 at Page 2804, as amended by that certain Amendment to Declaration of Covenants and Standards, which was recorded in OR Book 4575 at Page 3308, of the Public Records of Lee County, Florida. In order to effectuate the termination, the Association agrees to execute and deliver at the closing the Termination of Declaration of Covenants and Standards in the form attached as Exhibit "A" hereto.

2. The Association acknowledges that, as part of the acquisition of the Amenities, WCI has agreed to assign to Realmark its rights as the developer under that certain Assignment and Assumption of Grantor's Rights between WCI and the Association, which was recorded in OR Book 4345 at Page 3263 of the Public Records of Lee County (the "Assignment"). The Association agrees to execute and deliver at the closing the First Amendment to Assignment and Assumption of Grantor's Rights in the form attached as Exhibit "B" hereto (the "First Amendment").

By executing the First Amendment, the Association further acknowledges that: (i) the exclusion for "the properties still owned by WCI", as set forth in the first paragraph of the First Amendment, applies to all properties owned by Realmark or its affiliates, including without limitation, those properties previously acquired by Realmark or its affiliates from WCI; and (ii) WCI retains, and Realmark does not assume, any of the obligations of WCI as the developer under the Section 22 Deed Restrictions. Realmark expressly assumes those obligations of WCI that are set forth on Exhibit "C" hereto. 3. Effective upon the closing of the sale of the Amenities to Realmark, the Association waives its right of first refusal to acquire from WCI the irrigation facilities and land within the Burnt Store community as set forth in the Residential Irrigation System Right of First Refusal recorded in OR Book 4345 at Page 3286 of the Public Records of Lee County, Florida.

4. The Association shall take no action to impede, oppose or object to any efforts on behalf of Realmark, or its affiliates, in its rezoning, permitting, planning or development efforts within the Burnt Store community, including without limitation the construction of one or more hotels within the community, the reconfiguration of the golf course, the potential reduction of the golf course from 27 to 18 holes and the construction of up to 330 residential units upon the golf course property; provided that Realmark's development is substantially in accordance with the proposed development plan presented by Realmark to the Association at the meeting held on December 6, 2005 (the "Presentation"). Realmark shall provide the Association with an electronic and paper copy of the Presentation.

5. Realmark agrees that the owner of each residential unit that may be developed on the "Section 22 Lands" or the "Adjacent Lands" (as both terms are defined in the Assignment) shall be a member of the Association, with the same rights, privileges and duties as all other residential members of the Association, including without limitation equal voting rights and assessment obligations, and that once constructed the land upon which each such residential unit is constructed shall be subject to the Section 22 Deed Restrictions (but subject to the Assignment and First Amendment).

For purposes of this Agreement, each condominium unit or timeshare unit (as defined in Section 721.05(39), Florida Statutes), each single-family residence and each hotel suite sold or occupied as a single unit shall be considered to be a single residential unit. The owners of each timeshare unit shall designate one representative to receive all notices from the Association and to vote on all Association matters on behalf of all owners of the timeshare unit.

6. The Association agrees to grant appropriate easements to Realmark over Association owned property for any existing encroachments of golf cart paths onto Association owned property.

7. The Association currently uses an above-ground fuel tank and a storage shed at the Golf Course Maintenance Area. The Association shall remove the fuel tank and storage shed from the Golf Course Maintenance Area within six (6) months and shall indemnify and hold Realmark harmless from any liability, loss, claim or damage arising from the existing of those items upon property owned by Realmark, including without limitation, any potential environmental contamination.

8. All references in this Memorandum of Understanding to Realmark shall include all of its affiliated entities, successors and assigns.

9. Although this Memorandum of Understanding is intended to be a selfoperative agreement, fully binding upon the parties, Realmark and the Association agree to execute such further documents as may be requested by the other from time to time to effectuate the terms of this Memorandum of Understanding.

In Witness Whereof, we have executed this Memorandum of Understanding as of the date first above written.

Realmark Group, LLC, a Florida limited liability company

By: _

William J. Stout, Jr., Manager

Punta Gorda Isles, Section 22 Homeowners Association, Inc., a Florida not-for-profit corporation

By: ___

Carl R. Winger, as President

Index of Exhibits

- A. Form of Termination of Declaration of Covenants and Standards
- B. Form of First Amendment to Assignment and Assumption of Grantor's Rights
- C. List of Assumed Obligations
- D. Marina Site

P:\DOCS\Realmark Group (828)\Purchase of Burnt Store Amenities (117)\Memorandum of Understanding revised December 13, 2005.doc

Exhibit "C" (List of Assumed Obligations)

1. Obligation to repair damaged pavement areas and potholes and to resurface a portion of Matecumbe Key Road as set forth in paragraph 14 of the Settlement Agreement between the Association and WCI dated June 18, 2004 (the "Settlement Agreement"). Paragraph 14 of the Settlement Agreement shall be amended to provide that the Repaving Deadline shall be six (6) months after the certificate of occupancy for the final condominium building at the Sales Center Site and the Marina Site has been issued by the appropriate governmental authority. For purposes hereof, the Marina Site shall mean the real property described on Exhibit "D" hereto. At all times while construction is taking place on the Sales Center Site and/or the Marina Site, Realmark agrees that it shall keep Matecumbe Key Road in good repair at is sole cost and expense; provided, however, that Realmark shall not be responsible for any damage to the road that was in existence prior to the commencement of construction activities or for any damage caused by breakage of water or sewer pipes (unless the breakage was caused by Realmark's construction activities) or by flooding or other inclement weather.

2. Obligation to repair damaged pavement areas and potholes and to resurface a portion of Matecumbe Key Road as set forth in paragraph 15 of the Settlement Agreement. Paragraph 15 of the Settlement Agreement shall be amended to provide that, within six (6) months after the certificate of occupancy for the final condominium building at the Tract 1 Site and the Marina Site has been issued by the appropriate governmental authority, Realmark shall, at its expense, commence the repair and resurfacing of Matecumbe Key Road from the South Shore Gate to the westernmost part of the Sale Center Site in accordance with the specifications and time requirements described in paragraph 14. At all times while construction is taking place on the Tract 1 Site and/or the Marina Site, Realmark agrees that it shall keep Matecumbe Key Road in good repair at is sole cost and expense; provided, however, that Realmark shall not be responsible for any damage to the road that was in existence prior to the commencement of construction activities or for any damage caused by breakage of water or sewer pipes (unless the breakage was caused by Realmark's construction activities) or by flooding or other inclement weather.

3. Obligation to supply electric power to the Cape Cole Boulevard Gate as set forth in paragraph 17 of the Settlement Agreement, which obligation shall continue for so long as Realmark or an affiliate of Realmark owns the Burnt Store Marina golf course.

4. Obligation to reimburse the Association for security guards at the Vincent Gate as set forth in paragraph 16 of the Settlement Agreement, except that: (i) the obligation to make the Vincent Gate Cost Reimbursement payments shall be temporarily postponed at the request of Realmark during times of no construction activity at the Sales Center Site or Marina Site; and (ii) Realmark agrees that it may not cancel the Agreement without cause. The Association hereby consents to the assignment of the Vincent Avenue Construction Gate Security Cost Reimbursement Agreement by WCI to Realmark.

IN THE CIRCUIT COURT OF THE TWENTIETH JUDICIAL CIRCUIT IN AND FOR LEE COUNTY, FLORIDA CIVIL ACTION

MARINA SOUTH SHORE CONDOMINIUM ASSOCIATION, INC., a Florida corporation not-for-profit,

Plaintiff,

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Case No. 07-CA-005132

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PUNTA GORDA ISLES, SECTION 22 HOMEOWNERS ASSOCIATION, INC., a Florida corporation not-for-profit,

Defendant.

AMENDED JUDGMENT ON PLAINTIFF'S MOTION FOR SUMMARY JUDGMENT AND DEFENDANT'S MOTION FOR PARTIAL SUMMARY JUDGMENT

THESE CAUSES came before the Court for hearing on November 26, 2007, and were continued for further hearing to Friday, November 30, 2007, for rehearing on February 25, 2008, and came before the Court again for hearing on August 25, 2008, on Plaintiff's Motion for Summary Judgment, Defendant's Motion for Partial Summary Judgment, Defendant's Motion For Rehearing and the parties' Stipulation For Approval of Settlement Agreement. Having reviewed the Motions, the arguments of counsel and being otherwise fully advised in the premises, the Court hereby finds that there is no undisputed material issue of fact or law concerning the following:

1. Plaintiff, MARINA SOUTH SHORE CONDOMINIUM ASSOCIATION, INC., is a condominium association pursuant to Chapter 718 of the Florida Statutes.

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2. Defendant, PUNTA GORDA ISLES, SECTION 22 HOMEOWNERS ASSOCIATION, INC., is a homeowners association pursuant to Chapter 720 of the Florida Statutes.

3. Defendant, PUNTA GORDA ISLES, SECTION 22 HOMEOWNERS ASSOCIATION, INC., is the homeowners association that maintains the common and other areas which are located throughout the Burnt Store Marina and Country Club Development.

4. Defendant, PUNTA GORDA ISLES, SECTION 22 HOMEOWNERS ASSOCIATION, INC., entered into the following agreements which were attached as Composite Exhibit "1" to Plaintiff's Motion for Summary Judgment: a) The Golf Course Lease; b) Golf Carts Lease Agreement; c) Independent Contractor Agreement; and d) Irrigation Services Agreement. The golf course which is the subject of the above-referenced agreements is hereinafter referred to as the "Golf Course."

5. On May 30, 2007, Defendant, PUNTA GORDA ISLES, SECTION 22 HOMEOWNERS ASSOCIATION, INC., called a Special Meeting of its members for the stated purpose of adjusting its 2007 budget and requiring an increase in annual assessments for the year 2007 in the amount of \$300.00 per unit for the operation of the Golf Course.

6. Defendant, PUNTA GORDA ISLES, SECTION 22 HOMEOWNERS ASSOCIATION, INC., further anticipates an additional assessment relating to the Golf Course in 2008 of \$400.00 per unit.

7. As evidenced by the Proxy Form, 2008 Projected Assessment Information and Section 22 2007 Budget Forecast attached to the Complaint filed in the instant action as Composite Exhibit "E," and Defendant's Answer to paragraph 12A of the Complaint, the abovereferenced \$400.00 increase in the assessment for 2008 would represent twice the amount of the

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current amount assessed by Defendant, PUNTA GORDA ISLES, SECTION 22 HOMEOWNERS ASSOCIATION, INC., to Plaintiff's members who are also members of Defendant, PUNTA GORDA ISLES, SECTION 22 HOMEOWNERS ASSOCIATION, INC.

8. Defendant, PUNTA GORDA ISLES, SECTION 22 HOMEOWNERS ASSOCIATION, INC., intends to levy additional and increased assessments for 2007 against its members for costs solely relating to the Golf Course.

9. These additional costs which Defendant, PUNTA GORDA ISLES, SECTION 22 HOMEOWNERS ASSOCIATION, INC., intends to assess against its members related to the Golf Course include but are not limited to the following expenditures: utilities, maintenance, management, insurance, taxes, infrastructure, grounds keeping and operations.

10. As evidenced by Defendant's Answer to paragraph 13 of the Complaint, Defendant, PUNTA GORDA ISLES, SECTION 22 HOMEOWNERS ASSOCIATION, INC., anticipates that increased assessments will continue throughout the term of the Lease Agreement for the Golf Course.

11. The payment of any assessments related to the Golf Course does not afford Plaintiff's members with any rights to play golf on the Golf Course.

12. In accordance with the unrefuted statements contained within the Affidavit of Jim Murphy, the Burnt Store Marina and Country Club development was, prior to the imposition of the assessment for the Golf Course, operated on a "pay as you go" basis wherein individual members of Defendant did not pay assessments associated with the amenities available within the development. The amenities within the development consisted of restaurants, golf course, health club, racquet club and marina. These amenities, prior to institution of this action, were owned, operated and controlled by an entity other than Defendant.

13. The Court finds that the above-referenced assessments, both past and anticipated, and the execution of the Lease and associated documents (See paragraph 5, supra), by the Defendant has fundamentally changed the nature of the Burnt Store Marina and Country Club Development by making every owner responsible for funding the leasing, operations, and maintenance of the Golf Course, Club House and related systems and facilities.

14. This Court finds that Defendant was without the authority to take the abovereferenced actions because they fundamentally changed the general plan of development for Burnt Store Marina and Country Club by shifting the burden of funding the leasing, operation, and maintenance of the Golf Course and related facilities to the owners through an assessment. <u>Holiday Pines Property Owners Association, Inc. v. Wetherington</u>, 596 So.2d 84 (Fla. 4th DCA 1982).

15. This Court finds that Defendant's action regarding the leasing, operating and maintenance of the Golf Course and related facilities for which it seeks to assess its members was ultra vires. <u>S&T Anchorage, Inc. v. Lewis</u>, 575 So.2d 696 (Fla. 3d DCA 1991).

IT IS THEREFORE ORDERED AND ADJUDGED THAT

16. Defendant's Motion for Partial Summary Judgment is hereby <u>Denied.</u>

17. Plaintiff's Motion for Summary Judgment is hereby <u>Granted</u>, and as to Count II of the Complaint, the Court hereby declares that:

a) Defendant has exceeded its authority in pursuing the lease, operation and maintenance of the Golf Course and all activities and facilities related thereto, including the execution of: a) the Golf Course Lease; b) the Golf Carts Lease Agreement; c) the Independent Contractor Agreement; and d) Irrigation Services Agreement.

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b) Any attempt by the Defendant to assess Plaintiff's members for the leasing, management or operation of the Golf Course, or any activities or facilities related thereto, is a violation of Defendant's governing documents in that it would constitute a radical and fundamental change in the development.

c) Defendant's actions to lease, manage or operate the Golf Course and related facilities, exceed the scope and purpose of Defendant's governing documents.

d) Any attempt by Defendant to levy any assessments on Plaintiff's members that are associated with the leasing, maintenance, or operation of the Golf Course, or for any activity or facility related thereto, is a violation of Defendant's governing documents as they pertain to Plaintiff's operation of the Golf Course and Plaintiff's members.

e) Defendant does not have the authority to continue to assess Plaintiff's members for costs associated with the Golf Course regardless of the duration of the Lease Agreement.

18. Plaintiff, as the prevailing party, is entitled to an award of its costs pursuant to Chapter 86, Florida Statutes.

19. In accordance with Florida Statutes section 720.305, this Court finds that Plaintiff is the prevailing party in this litigation as it pertains to Count II and is entitled to recover its reasonable attorneys fees and costs. This Court reserves jurisdiction to determine the amount of Plaintiff's attorneys fees and costs as well as any additional amounts as determined by the Court to be necessary to reimburse Plaintiff's members for assessments levied by Defendant to fund its expenses of the litigation.

20. The Order on Plaintiff's Motion for Summary Judgment and Defendant's Motion for Partial Summary Judgment entered by this Court on January 24, 2008, which was recorded

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on January 25, 2008, as Instrument Number 2008000022901 in the Public Records of Lee County, Florida, is hereby vacated in its entirety and replaced by this Amended Judgment.

21. This Court hereby reserves jurisdiction to determine any remaining issues contained within Count I of the Complaint.

DONE AND ORDERED in Fort Myers, Lee County, Florida on this _____ day of August, 2008.

ORIGINAL SIGNED

The Honorable, Michael T. McHugh Circuit Court Hugge 2008 MICHAEL T. MCHUGH CIRCUIT JUDGE

Conformed copies to:

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Andrew I. Solis, Esq. Mark H. Muller, Esq.

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BOARD OF COUNTY COMMISSIONERS

Bob Janes District One

A. Brian Bigelow District Two

Ray Judah District Three

Tammy Hall District Four

Frank Mann District Five

Donald D. Stilwell County Manager

David M. Owen County Attorney

Diana M. Parker County Hearing Examiner August 11, 2008

Mr. Matthew D. Uhle c/o Knott, Consoer, Ebelini, Hart and Swett, PA 1625 Hendry Street Fort Myers, FL 33901

RE: CPA2007-00054, Lee Plan Future Land Use Amendment Burnt Store Marina

Dear Mr. Uhle:

The above-referenced Comprehensive Plan Amendment was received on September 27, 2007. The last insufficiency letter was forwarded from Lee County Staff on June 3, 2008. In order to qualify for the current cycle of Plan amendments, a complete resubmittal is required no later than 4:30 p.m. on Friday, August 15, 2008. Staff desires to work in a collaborative manner to achieve this amendment; however, deadlines are quickly approaching that will not permit adequate time for review and preparation by Staff.

Staff will continue working on the requested Plan amendment, which will be considered during the next round. If you have any questions or require further information, please contact Staff at 239-533-8548.

Sincerely,

DEPARTMENT OF COMMUNITY DEVELOPMENT

us

Lisa Hines Senior Planner

CC.

Planning file: CPA2007-00054 Dawn Lehnert, Assistant County Attorney Matt Noble, Principle Planner, Division of Planning

To Matt hoble

George L. Consoer, Jr. ** Mark A. Ebelini Thomas B. Hart H. Andrew Swett

George H. Knott *+

* Board Certified Civil Trial Lawyer
** Board Certified Real Estate Lawyer
+ Board Certified Business Litigation Lawyer

September 7, 2007

1625 Hendry Street • Third Floor (33901) P.O. Box 2449 Fort Myers, Florida 33902-2449

Knott, Consoer, Ebelini

Hart & Swett. P.A. ATTORNEYS-AT-LAW

> Telephone (239) 334-2722 Telecopier (239) 334-1446

Muhle@knott-law.com

LEE COUNTY RECEIVED

07 SEP -7 PM 4:31

Matthew D. Uhle COMM. DEV./ Aaron A. Haak Aaron A. Haak UB. WRKS. CMTDerrick S. Eihausen SECOND FLOON David A D

> Director of Zoning and Land Use Planning Michael E. Roeder, AICP

Ms. Mary Gibbs, Director Lee County Dept. of Community Development P.O. Box 398 Fort Myers, FL 33902

Burnt Store Marina Re:

Dear Mary:

Enclosed please find 10 copies of a 2-page map of Burnt Store Marina. The parcels that are shown in yellow and which are identified as belonging to Burnt Store Amenities LLC and Realmark Burnt Store Marina LLC are the ones that belong to my client. The area that we propose to include the amendment consists of the property within the boundaries of the Section 22 plat (zoned in Resolution ZAB-83-445), plus the area subject to Resolution Z-77-63, less the wetland areas zoned PR in Resolution ZAB-83-445 (located in the northwest corner of the platted area) and wetlands owned by Burnt Store Amenities LLC and Realmark Burnt Store Marina LLC located in the southwest and western areas of the property covered by Z-77-63.

If you have any questions, please let me know.

Sincerely,

KNOTT, CONSOER, EBELINI, HART & SWETT, P.A.

Matthew D. Uhle MDU/zw Enclosures

Will Stout cc: Craig Dearden **Bill** Edwards

George H. Knott *+ George L. Consoer, Jr. ** Mark A. Ebelini Thomas B. Hart H. Andrew Swett

Board Certified Civil Trial Lawyer
** Board Certified Real Estate Lawyer
+ Board Certified Business Litigation Lawyer

August 10, 2007

1625 Hendry Street • Third Floor (33901) P.O. Box 2449 Fort Myers, Florida 33902-2449

Knott, Consoer, Ebelini

Hart & Swett, P.A.

Telephone (239) 334-2722 Telecopier (239) 334-1446

MUhle@knott-law.com

Matthew D. Uhle Aaron A. Haak Derrick S. Eihausen Natly Torres-Alvarado David A. Burt

Director of Zoning and Land Use Planning Michael E. Roeder, AICP

Ms. Mary Gibbs, Director Lee County Dept. of Community Development P.O. Box 398 Fort Myers, FL 33902

Re: Burnt Store Marina Comprehensive Plan Amendment

Dear Mary:

As you know, our firm represents Burnt Store Amenities LLC, the owner of several parcels within Burnt Store Marina (BSM). BSM is a large mixed use development consisting of a large residential component, a marina, a hotel, a golf course, a restaurant, and other commercial uses. It was zoned initially in two different resolutions during the 1970's; the area including the golf course and the abutting residential uses was subsequently rezoned to a number of different conventional zoning districts in an effort to resolve some ongoing litigation in 1983. The property as a whole is vested against the DRI process for 2,514 dwelling units and a large marina by virtue of two settlement agreements with DCA. Notwithstanding the obvious urban character of the property, it was designated Rural on the Future Land Use Map in 1989, and remains so today.

My client has encountered a number of serious regulatory problems in its efforts to redevelop the property, including the following:

1. While the County's GIS system shows that the golf course is zoned RM-10, the zoning resolution actually indicates that it is zoned AG-2.

Subsequent decisions by the staff and the Hearing Examiner have had the legal effect of denying my client even the uses that are normally permitted in the AG-2 district; in effect, the County has stated that the property is zoned open space for a PUD, even though the public records do not show it as a PUD. The only way to remedy this situation, according to a ZVL issued by County staff, is through a comprehensive plan amendment and a rezoning.

2. The resolution for the Marina Village portion of BSM indicates that the property has conventional zoning; however, it has a very vague site plan attached to it, which creates potential legal problems. In addition, the development on the site has not been completely consistent with this plan.

3. The property is heavily urbanized and is in no way consistent with the definition of the Rural category in the Lee Plan.

2007 AUG ယ J. ထု 000

August 10, 2007

My client intends to redevelop the Marina Village site in a manner consistent with the Cape Harbour development in Cape Coral: i.e., as a mixed use project with an attractive mix of retail shops, residential uses, a possible hotel, and large, state of the art boathouse structures in a public marina. It also wants to retain the right it reasonably believed it had to construct residential uses on the golf course property prior to the recent ZVL and Hearing Examiner decision in the event the golf course cannot be operated successfully by the residents.

In order to accomplish my client's objectives, we will need a comprehensive plan amendment, a DRI approval, and a rezoning for the entirety of BSM. We envision that the comprehensive plan amendment would consist of a text amendment creating a new land use category permitting an appropriate mix of uses for the site, regulating the density, intensity, and height of each use within each individual development area of BSM, and protecting the vested rights of the other owners within the project, as well as a map amendment applying the new category to BSM. We cannot, however, file an application of this nature without the assistance of the County, because we do not have authorization to request land use changes on parcels that belong to other parties.

We would appreciate it if the County would take action to initiate the above-described amendment as soon as possible. My client understands that it will be responsible for preparing the application and paying the filing fee, and that the County would retain all of its usual rights to reasonably modify or reject the amendment as it sees fit.

Sincerely,

KNOTT, CONSOER, EBELINI, HART & SWETT, P.A.

Matt 21

Matthew D. Uhle, Esq.

MDU/ams

cc: Will Stout Craig Dearden Dawn Lehnert, Esq. Pam Houck Matt Noble Bryan Kelner
Hock, Donna

From: Cunningham, Brent
Sent: Wednesday, November 07, 2007 2:35 PM
To: Miller, Janet M.; Hock, Donna
Cc: Noble, Matthew A.
Subject: FW: CPA2007-00054 Realmark Burnt Store Marina Plan Amendment

FYI.

Brent Cunningham, Senior Planner LEE COUNTY DEPT. OF COMMUNITY DEVELOPMENT Division of Planning phone: 239-533-8567 fax : 239-485-8319 bcunningham@leegov.com www.lee-county.com

From: Velez, Sergio I.
Sent: Wednesday, November 07, 2007 2:33 PM
To: Cunningham, Brent
Subject: RE: CPA2007-00054 Realmark Burnt Store Marina Plan Amendment

LCU does not provide services to the area.

S. Ivan Velez, P.E. Deputy Director Lee County Utilities 1500 Monroe Street Fort Myers, FL 33901 Ph: 239-533-8166 Fax: 239-533-8176 cell: 239-357-1867

From: Cunningham, Brent

Sent: Wednesday, November 07, 2007 8:18 AM

To: Wilson, John; Hansen, Hans C.; Cranford, Richard M.; Campbell, George G.;
wbergquist@sheriffleefl.org; jnygaard@sheriffleefl.org; Ottolini, Roland E.; Sweigert, Rebecca H.;
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Subject: CPA2007-00054 Realmark Burnt Store Marina Plan Amendment

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Matt Noble 479-8548 noblema@leegov.com

http://www.lee-county.com/dcd/PlanAmendments/PA2007-2008/CPA200754A1.pdf

Brent Cunningham, Senior Planner LEE COUNTY DEPT. DF COMMUNITY DEVELOPMENT Division of Planning phone: 239-533-8567 fax : 239-485-8319 bcunningham@leegov.com www.lee-county.com CA2007-54

October 2, 2007

Ms. Alison M. Stowe Knott, Consoer, Ebelini Hart & Swett, P.A. 1625 Hendry Street P.O. Box 2449 Fort Myers, FL 33902-2449

SUBJECT: Lee Plan Amendment for Burnt Store Marina Village

Dear Ms. Stowe:

The Lee County Solid Waste Division is capable of providing solid waste collection service for the proposed expansion of the Burnt Store Marina Village located on Matecumbe Key Road through our franchised hauling contractors. Disposal of the solid waste from this project will be accomplished at the Lee County Resource Recovery Facility and the Lee-Hendry Regional Landfill. Plans have been made, allowing for growth, to maintain long-term disposal capacity at these facilities.

The Solid Waste Ordinance (05-13, Section 21) and the Lee County Land Development Code, Chapter 10, Section 10-261 have requirements for providing on-site space for placement and servicing of commercial solid waste containers. Please review these requirements when planning the project. If you have any questions, please call me at (239) 338-3302.

Sincerely,

William T. Newman Operations Manager Solid Waste Division

Miller, Janet M.

From: Cunningham, Brent

Sent: Wednesday, November 07, 2007 2:26 PM

To: Miller, Janet M.; Hock, Donna

Cc: Noble, Matthew A.

Subject: FW: CPA2007-00054 Realmark Burnt Store Marina Plan Amendment

FYI

Brent Cunningham, Senior Planner LEE COUNTY DEPT. OF COMMUNITY DEVELOPMENT Division of Planning phone: 239-533-8567 fax : 239-485-8319 bcunningham@leegov.com www.lee-county.com

From: Daltry, Wayne E. Sent: Wednesday, November 07, 2007 2:20 PM To: Cunningham, Brent Subject: RE: CPA2007-00054 Realmark Burnt Store Marina Plan Amendment

Hello Brent:

I looked at the proposal, and am generally supportive of what seems to be a clean-up measure between the uses on the ground, the zoning, and the FLUM, so that updating and modernizing an existing urban site can take place with unneeded administrative internal conflicts. If I was to promote a change to the plan, it would be to allow some form of conversion of hotel units to efficiencies of the same physical dimension, so the area could have some support housing for a component of the labor force.

Regarding the increase in commercial space, I would be promoting uses that support the service and retail needs of the residents of the built Marina village that exists. Some degree of self sufficiency in common daily demands of a population the size that exists in season will reduce offsite road impacts and promote more internal trip satisfaction.

I do question the need for reclassifying the boat basin (which seems to be the "wetland") to anything but some designation that provides for wet storage and navigation. A boat basin is a pretty final end use for "land"—the same way that a mine pit's surface has limited ability to be anything but what it is. I can understand and support increasing the number of wet or dry storage to levels still safe for navigation and use, given the very limited ability of the area to have new facilities elsewhere, but we should not move towards additional misclassifications, of a boat basin being classified for anything but what it is. The zoning should similarly be rectified. So a boat basin isn't a "wetland" (if it was, it isn't now), nor is it a "village" for future land use changes.

NOTE NEW PHONE NUMBERS Wayne Daltry, FAICP Director, Smart Growth 239-533-2240 fx -485-2262

From: Cunningham, Brent

Sent: Wednesday, November 07, 2007 8:18 AM

To: Wilson, John; Hansen, Hans C.; Cranford, Richard M.; Campbell, George G.; wbergquist@sheriffleefl.org; jnygaard@sheriffleefl.org; Ottolini, Roland E.; Sweigert, Rebecca H.; Griffith, Douglas; Horsting, Michael S.; Loveland, David M.; Wu, Lili ; Yarbrough, John H.; Sampson, Lindsey J.; Newman, William T.; Smith, Regina Y.; Lavender, James H.; Velez, Sergio I.; Houck, Pamela E.; Eckenrode, Peter J.; Pavese, Michael P.; Daltry, Wayne E.; Zettel, Mary S.; Roberts, Rickey G.; Collins, Donna Marie ; SusanMTe@LeeSchools.Net; wbhorner@flylcpa.com; Ihedrick@capecoral.net; Kelner, Bryan J.

Cc: Miller, Janet M.; Hock, Donna; Noble, Matthew A.

Subject: CPA2007-00054 Realmark Burnt Store Marina Plan Amendment

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Matt Noble 479-8548 noblema@leegov.com

http://www.lee-county.com/dcd/PlanAmendments/PA2007-2008/CPA200754A1.pdf

Brent Cunningham, Senior Planner LEE COUNTY DEPT. OF COMMUNITY DEVELOPMENT Division of Planning phone: 239-533-8567 fax : 239-485-8319 bcunningham@leegov.com www.lee-county.com

Miller, Janet M.

From:Cunningham, BrentSent:Wednesday, November 07, 2007 2:11 PMTo:Miller, Janet M.; Hock, DonnaSubject:FW: CPA2007-00054 Realmark Burnt Store Marina Plan AmendmentAttachments:CPA Burnt Store Marina(Comm),doc

FYI

Brent Cunningham, Senior Planner LEE COUNTY DEPT. OF COMMUNITY DEVELOPMENT Division of Planning phone: 239-533-8567 fax: 239-485-8319 bcunningham@leegov.com www.lee-county.com

From: Newman, William T.

Sent: Wednesday, November 07, 2007 2:10 PM To: Cunningham, Brent Subject: RE: CPA2007-00054 Realmark Burnt Store Marina Plan Amendment

Brent:

Knott, Consoer, Ebelini, Hart & Swett, P.A. indicates they received no response to their 9/27/07 service request letter, however please find the attached response that I sent on 10/2/07.

Bill Newman Operations Manager Solid Waste Division (239) 338-3302

From: Cunningham, Brent

Sent: Wednesday, November 07, 2007 8:18 AM

To: Wilson, John; Hansen, Hans C.; Cranford, Richard M.; Campbell, George G.; wbergquist@sheriffleefl.org; jnygaard@sheriffleefl.org; Ottolini, Roland E.; Sweigert, Rebecca H.; Griffith, Douglas; Horsting, Michael S.; Loveland, David M.; Wu, Lili ; Yarbrough, John H.; Sampson, Lindsey J.; Newman, William T.; Smith, Regina Y.; Lavender, James H.; Velez, Sergio I.; Houck, Pamela E.; Eckenrode, Peter J.; Pavese, Michael P.; Daltry, Wayne E.; Zettel, Mary S.; Roberts, Rickey G.; Collins, Donna Marie ; SusanMTe@LeeSchools.Net; wbhorner@flylcpa.com; Ihedrick@capecoral.net; Kelner, Bryan J.

Cc: Miller, Janet M.; Hock, Donna; Noble, Matthew A.

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Brent Cunningham, Senior Planner LEE COUNTY DEPT. OF COMMUNITY DEVELOPMENT Division of Planning phone: 239-533-8567 fax : 239-485-8319 bcunningham@leegov.com www.lee-county.com October 2, 2007

Ms. Alison M. Stowe Knott, Consoer, Ebelini Hart & Swett, P.A. 1625 Hendry Street P.O. Box 2449 Fort Myers, FL 33902-2449

SUBJECT: Lee Plan Amendment for Burnt Store Marina Village

Dear Ms. Stowe:

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From: Cunningham, Brent

Sent: Wednesday, November 07, 2007 2:35 PM

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Cc: Noble, Matthew A.

Subject: FW: CPA2007-00054 Realmark Burnt Store Marina Plan Amendment

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Sent: Wednesday, November 07, 2007 2:33 PM
To: Cunningham, Brent
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Brent Cunningham, Senior Planner LEE COUNTY DEPT. OF COMMUNITY DEVELOPMENT Division of Planning phone: 239-533-8567 fax : 239-485-8319 bcunningham@leegov.com www.lee-county.com

Hock, Donna

From: Noble, Matthew A.
Sent: Thursday, November 15, 2007 7:12 AM
To: Hock, Donna
Subject: FW: CPA2007-00054 Realmark Burnt Store Marina Plan Amendment

From: Boutelle, Stephen J.
Sent: Wednesday, November 14, 2007 4:27 PM
To: Noble, Matthew A.
Cc: Ottolini, Roland E.; Mcbride, Justin D.; Boutelle, Stephen
Subject: RE: CPA2007-00054 Realmark Burnt Store Marina Plan Amendment

Matt,

We concur with the applicants statements in Exhibit C relative to manatee protection. The site does rate as preferred under the Manatee Protection Plan and the number of slips proposed would be consistent with that finding. They have appropriately noted that they intend to follow standard construction conditions for manatee protection and to develop an educational program for the marina users.

Please let me know if you need any additional information.

Steve Boutelle Lee County - Natural Resources Division

Ph: 239-533-8128 FX: 239-485-8408 www.lee-county.com

From: Ottolini, Roland E.
Sent: Wednesday, November 07, 2007 3:34 PM
To: Boutelle, Stephen J.
Subject: FW: CPA2007-00054 Realmark Burnt Store Marina Plan Amendment

From: Cunningham, Brent

Sent: Wednesday, November 07, 2007 8:18 AM

To: Wilson, John; Hansen, Hans C.; Cranford, Richard M.; Campbell, George G.;
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A link to the application is below. If you have problems opening the attachment or if you have any questions, please contact:

Matt Noble 479-8548 noblema@leegov.com

http://www.lee-county.com/dcd/PlanAmendments/PA2007-2008/CPA200754A1.pdf

Brent Cunningham, Senior Planner LEE COUNTY DEPT. OF COMMUNITY DEVELOPMENT Division of Planning phone: 239-533-8567 fax : 239-485-8319 bcunningham@leegov.com www.lee-county.com



BOARD OF COUNTY COMMISSIONERS

RE:

Bob Janes District One March 24, 2008

Dear Mr. Uhle:

A. Brian Bigelow District Two Ray Judah District Three Mr. Matthew D. Uhle c/o Knott, Consoer, Ebelini, Hart and Swett PA 1625 Hendry Street Fort Myers, FL 33901

CPA2007-00054

Burnt Store Marina

Lee Plan Future Land Use Amendment

Tammy Hall District Four

Frank Mann District Five

Donald D. Stilwell County Manager

David M. Owen County Attorney

Diana M. Parker County Hearing Examiner In accord with previous meetings, County staff continues to believe that a Binding Letter from the Department of Community Affairs (DCA) remains necessary to effectively review the Lee Plan Amendment request submitted for Burnt Store Marina (CPA2007-00054). It is County staff's understanding that the applicant has initiated a request for this Binding Letter from DCA. Accordingly, Lee County Planning Staff requests copies of the following documentation:

- 1. A copy of the Binding Letter Application and any other relevant correspondence submitted to the Florida Department of Community Affairs;
- 2. A copy of the Binding Letter (approval) received from the Florida Department of Community Affairs.

Staff is reviewing the submitted information and materials . A follow up letter regarding additional items necessary to reach sufficiency will be sent under separate cover. However, it is imperative that Staff receives this additional information in order to proceed with processing Case Number CPA2007-00054.

Staff wishes to work collaboratively with all interested parties to arrive at a mutual agreement satisfactory to your client as well as Lee County. Further, Staff would also like to participate in meetings, discussions and site visits conducted with the Florida DCA.

If we may be of further assistance or if you have any questions, please do not hesitate to contact Staff at 239-485-8319.

Sincerely,

DEPARTMENT OF COMMUNITY DEVELOPMENT DIVISION OF PLANNING

Paul O'Connor, Director

cc: Planning File: CPA2007-00054

Hock, Donna

From:O Connor, Paul S.Sent:Thursday, March 27, 2008 10:03 AMTo:Hock, DonnaSubject:FW: Burnt Store Marina Village/CPA2007-00054/Your letter of March 24

Please print and put into the file

Thanks

From: Matthew Uhle [mailto:MUhle@knott-law.com]
Sent: Wednesday, March 26, 2008 3:02 PM
To: O Connor, Paul S.
Cc: Craig Dearden; Brodeen, Karen; Bill Edwards; Zsuzsanna Weigel
Subject: Burnt Store Marina Village/CPA2007-00054/Your letter of March 24

Your understanding of our interactions with DCA is not completely correct. There are two processes that are going on at this time. First of all, Karen Brodeen has drafted an addendum to one of the settlement agreements and provided it to DCA for review. I will forward the draft document to you shortly. The gist of this agreement is that the previous limitations put on wet and dry slips is no longer binding on the parties, because the Florida Statutes no longer contain a DRI threshold for marinas. The draft also indicates that the number of existing and proposed wet and dry slips will not be counted against the DRI mixed use threshold. The final document can be provided to you with no great difficulty.

Issues relating to the interface, if any, between the existing and potential residential uses in BSM and the proposed uses in the Marina Village FLUM category are more complex. Karen is working with DCA staff to determine the most appropriate method of addressing a number of DRI-related questions involving, among other things, the 2,514 unit figure in the current settlement agreement. Nothing has been filed as of this date. You are certainly welcome to have a copy of any application or correspondence to DCA when it is sent.

As I have noted previously, the County has legal authority in the LDC to hold up rezonings while DRI issues are being resolved, but no such authority exists with regard to plan amendments. We are nonetheless attempting to address the DRI questions as quickly as possible in order to accommodate your concerns.

If you have any questions, please let me know.

Matthew D. Uhle Attorney At Law Knott, Consoer, Ebelini, Hart & Swett, P.A. 239-334-2722 MUhle@knott-law.com



BOARD OF COUNTY COMMISSIONERS

Bob Janes District One

A. Brian Bigelow District Two

Ray Judah District Three

Tammy Hall District Four

Frank Mann District Five

Donald D. Stilwell County Manager

David M. Owen County Attorney

Diana M. Parker County Hearing Examiner June 3, 2008

Mr. Matthew D. Uhle c/o Knott, Consoer, Ebelini, Hart and Swett, PA 1625 Hendry Street Fort Myers, FL 33901

RE: CPA2007-00054, Lee Plan Future Land Use Amendment Burnt Store Marina

Dear Mr. Uhle:

Planning staff finds the above-referenced submittal insufficient and requires further information to complete the evaluation of the request. To better assist staff in the review process, please provide the following information and/or documentation as required in the application. Some of the requested information may appear to be outside of the scope of the request; however, will ultimately provide staff with a better understanding of the totality of the development. Staff has prepared additional comments relating to specific sections of the application as well as additional information required to continue this review outlined below:

Section IV.

A. General Information and Maps

A.2. Please provide an updated (most current date) aerial outlining the subject property. The submitted aerial is dated January 2005.

A.3 and 4. Please provide detailed information regarding existing land uses and zoning of the subject property and surrounding properties.

B. Public Facility Impacts

B.1. The application indicates that the proposed, new uses will be allowed public access; however, Burnt Store Marina is a private, "gated community". Please address the manner in which the public use, daily access and commercial traffic will be accommodated (i.e. easements, etc.).

B.2. Please provide an existing and future conditions analysis for:

- a. Sanitary Sewer
- b. Potable Water
- c. Surface Water/Drainage Basin
- d. Parks, Recreation and Open Space

B.3. Please include detail regarding existing and proposed infrastructure, including the following:

- a. Current provider of water and sanitary sewer services please provide a letter of availability and capacity from the appropriate agency. The applicant has not submitted data and analysis regarding the availability of utilities from the respective services provider. There is insufficient data and analysis regarding the level of service for sanitary sewer required by, or available to, the subject property. The data should include current and projected future water and sanitary sewer plant capacity.
- b. Please determine the availability of water supply to support the desired level of development within the franchise area using the current water use allocation (Consumptive Use Permit) based on the annual average daily withdrawal rate. Include the current demand and the projected demand under the existing designation and the projected demand under the proposed designation. Include the availability of treatment facilities and transmission lines for reclaimed water for irrigation. Include any other water conservation measures that will be applied to the site (see Lee Plan Goal 54).
- c. Fire protection please provide a letter of coverage including adequate or required facilities.
- d. Ownership and maintenance detail of internal roads within the development
- e. The applicant indicates that service letters were sent to the appropriate agencies on 09/27/2007. Please provide a copy of responses from the

following agencies, specifically concerning the impact that could result from the proposed amendment:

- a. Fire protection with adequate response times;
- b. Emergency medical service (EMS) provisions;
- c. Law enforcement;
- d. Solid Waste;
- e. Mass Transit; and
- f. Schools

IV. C. Environmental Impacts*

- 1. Please provide documentation regarding ownership and maintenance of the existing and proposed docks. How many docks currently exist?
- 2. Please provide copies of submerged land leases for use of the individual docks and multi-slip docks.

<u>C. 3.</u>

Please provide a topographic map with property boundaries and 100-year flood prone areas indicated (as identified by FEMA)

*Please note that additional environmental comments may be forthcoming under separate cover.

E. Internal consistency with the Lee Plan

- 1. Please provide how the proposal effects established Lee County population projections, Table 1(b) (Planning Community Year <u>2030</u> Allocations).
- 2. Please provide <u>detailed narrative</u> of all goals and objectives of the Lee Plan that are affected by the proposed amendment.
- 3. The applicant has not supplied sufficient data or analysis regarding the effect of the proposed amendment on adjacent local governments (i.e. City of Cape Coral) and their comprehensive plan.

Exhibit F.2 Requests moving lands from a Non-Urban Area to a Future Urban Area

- 1.. Please provide narrative regarding consistency with the following specific Smart Growth Principles and why the change does not constitute Urban Sprawl:
 - 1. Mix land uses
 - 2. Take advantage of compact building design
 - 3. Create a range of housing opportunities and choices
 - 4. Create walkable neighborhoods
 - 5. Foster distinctive, attractive communities with a strong sense of place
 - 6. Preserve open space, farmland, natural beauty and critical environmental areas
 - 7. Strengthen and direct development towards existing communities. Is it or is it not infill development or is it sprawl?
 - 8. Provide a variety of transportation choices
 - 9. Make development decisions predictable, fair and cost effective
 - 10. Encourage community and stakeholder collaboration in development decisions

Miscellaneous Information/Comments

- 1. Please provide an update regarding the status of the golf course (ownership, Homeowner's Association's involvement, etc.) if applicable.
- 2. Please provide a copy of DCA's letter dated May 27, 2008, requesting additional information, as referenced in the response letter dated May 30, 2008.
- 3. Please provide a legal description and sketch, prepared by a Florida Licensed Surveyor and Mapper, of the subject property as outlined on the provided aerial. The legal description must be accompanied by a sealed sketch.
- 4. Please provide a boundary survey of the subject property as outlined on the provided aerial. The boundary survey must identify and depict all easements affecting the subject property and all other physical encumbrances readily identified by a field inspection. The boundary survey must be tied to the state plane coordinate system.

Staff is still reviewing the submitted application and related materials as well as obtaining comments from affected agencies; thus, a follow-up sufficiency letter will be forwarded. Staff desires to work in a collaborative manner to achieve this amendment. If you have any questions or require further information, please contact Staff at 239-533-8548.

Sincerely,

DEPARTMENT OF COMMUNITY DEVELOPMENT

Lisa Hines Senior Planner

CC.

Planning file: CPA2007-00054 Dawn Lehnert, Assistant County Attorney Matt Noble, Principle Planner, Division of Planning



BOARD OF COUNTY COMMISSIONERS

Bob Janes District One

A. Brian Bigelow District Two

Ray Judah District Three

Tammy Hall District Four Case Name:

Frank Mann District Five

Donald D. Stilwell County Manager

David M. Owen County Attorney

Diana M. Parker County Hearing Examiner Case Number:

Hearing Date:

Request:

Location:

PROPERTY OWNER'S REPRESENTATIVE:

September 22, 2008

CPA2007-00054

Burnt Store Marina

Amend the Lee Plan's Future Land Use Map Series to change $18.25 \pm$ acres of land designated Rural to Burnt Store Marina Village Future Land Use Category

The property is located in Section 1, Township 43, South, Range 22 East and Section 6, Township 43 South, Range 23 East. The property is located within the Burnt Store Marina on the west side of Burnt Store Road, specifically at 3150, 3090 and 3140-3200 Matecumbe Key Road, Punta Gorda

Matthew D. Uhle, Esq. Knott, Consoer, Ebelini, Hart and Swett, P.A. 1625 Hendry Street, Suite 301 Fort Myers, FL 33901

Lee County Planner:

Matt Noble (239) 533-8548 or Lisa Hines (239) 533-8777

The file may be reviewed Monday through Friday between the hours of 8:00 a.m. and 4:30 p.m at the Lee County Planning Division, 1500 Monroe Street, Fort Myers, FL 33901. Please call 239-533-8585 for additional information.

This is a courtesy notice. Please review the News Press for Local Planning Agency meeting notices.

This case is anticipated to be reviewed by the Local Planning Agency on September 22, 2008 at 8:30 a.m.



01-43-22-00-00001.0000 LURIE SAMUEL L TR PO BOX 6221 FORT MYERS BEACH, FL 33932

01-43-22-00-00002.0000 LOREN DANIEL S 1001 ROMANO KEY CIR PUNTA GORDA, FL 33955

01-43-22-00-00004.0010 ESSEX OF CAPE CORAL LLC 3491 BUCKHEAD LOOP RD ATLANTA, GA 30326

01-43-22-01-0000A.00CE PUNTA GORDA ISLES SEC 22 3150 MATECUMBE KEY RD PUNTA GORDA, FL 33955

01-43-22-01-0000C.30CE PROSPERITY POINT MASTER ASSOC 12650 WHITEHALL DR FORT MYERS, FL 33907

01-43-22-01-01009.0070 BAILEY WILLIAM D + KAREN D 100 PINE ST MEDFIELD, MA 02052

01-43-22-02-00000.001A IVEY JAN L + BOBBIE S 103 OKEMA CIR LOUDON, TN 37774

01-43-22-02-00000.001C MELVIN RAYMOND C + DIANE F TR 5470 TAMARIND RIDGE DR NAPLES, FL 34119

01-43-22-02-00000.002B WIESE HERBERT K JR TR + 21480 WEST BASCHOME RD KILDEER, IL 60047

01-43-22-02-00000.003A TOWNSEND CAROL A TR 3475 SUNSET KEY CIR #101 PUNTA GORDA, FL 33955 01-43-22-00-00001.0020 MARINA SOUTH SHORE CONO ASSN 3200 SOUTH SHORE DR PUNTA GORDA, FL 33955

01-43-22-00-00003.0000 LURIE SAMUEL L TR PO BOX 6221 FORT MYERS BEACH, FL 33932

01-43-22-00-0000C.0020 REALMARK BURNT STORE MARINA 5789 CAPE HARBOUR DR STE 201 CAPE CORAL, FL 33914

01-43-22-01-0000C.01CE REALMARK BURNT STORE MARINA 5789 CAPE HARBOUR DR STE 201 CAPE CORAL, FL 33914

01-43-22-01-0000C.5000 PLATINUM POINT YACHT CLUB INC 3601 CAPE COLE BLVD PUNTA GORDA, FL 33955

01-43-22-01-01011.0010 WCI COMMUNITIES INC 24301 WALDEN CENTER DR STE 300 BONITA SPRINGS, FL 34134

01-43-22-02-00000.001B VISAGGIO STEPHANIE 152 VALLEY RD RIVER EDGE, NJ 07661

01-43-22-02-00000.002A REED DANA J 219 LONG VALLEY RD BRENTWOOD, TN 37027

01-43-22-02-00000.002C MILLER PATRICIA 26304 HERONWOOD RD EASTON, MD 21601

01-43-22-02-00000.003B MITCHELL MICHAEL R + GRACE A 35630 STRONGFORD DR NEW BALTIMORE, MI 48047 01-43-22-02-00000.003C MCLEAN CLARENCE R JR + CAROLE 6N254 ELIZABETH CT MEDINAH, IL 60157

01-43-22-02-00000.004B ROLPH DAVID K + BARBARA K TR 8939 BOXTHORN CT WICHITA, KS 67226

01-43-22-02-00000.005A GABEL DEANNE J + 13146 LAKE MARY JANE RD ORLANDO, FL 32832

01-43-22-02-00000.005C MCLEAN ROBERT W + MARY SUSAN 3465 SUNSET KEY CIR #103C PUNTA GORDA, FL 33955

01-43-22-02-00000.006B GILLETT REAL ESTATE LLC T A LISLE 837 CEDAR ST WAUSAUKEE, WI 54177

01-43-22-02-00000.007A SMITH R JEFFERY + SUE M 295 BARRINGTON LN BOURBONNAIS, IL 60914

01-43-22-02-00000.007C GUENTHER ANDREWS + 1710 STATE RD 60 RD 6 ASHLAND, OH 44805

01-43-22-02-00000.008B HENDERSON DAVID C + ELIZABETH 3451 SUNSET KEY CIR #102 PUNTA GORDA, FL 33955

01-43-22-02-00000.00CE EMERALD ISLE CONDO ASSOC 2020 CLUB HOUSE DR SUN CITY CENTER, FL 33573

01-43-22-02-00000.011B WITT JOHN + CATHERINE 3450 SUNSET KEY CIR #102 PUNTA GORDA, FL 33955 01-43-22-02-00000.004A NELSON AUDREY M TR 3471A SUNSET KEY CIR PUNTA GORDA, FL 33955

01-43-22-02-00000.004C MARKER RONALD E + SHERYL E 3471-C SUNSET KEY CIR PUNTA GORDA, FL 33955

01-43-22-02-00000.005B BYLE SALLY J TR 3465 SUNSET KEY CIR #102 PUNTA GORDA, FL 33955

01-43-22-02-00000.006A HALE TERRY W + GAIL S 2689 ROANOKE RD CUMMING, GA 30041

01-43-22-02-00000.006C WILLIAMS EDWARD + GLENDA F 3461 SUNSET KEY CIR #103 PUNTA GORDA, FL 33955

01-43-22-02-00000.007B MCCREA JOHN D TR 3455 SUNSET KEY CIR #102 PUNTA GORDA, FL 33955

01-43-22-02-00000.008A VESTFALL FRANK C TR 2208 DEBORAH DR PUNTA GORDA, FL 33950

01-43-22-02-00000.008C BOMENGEN DORIS E + HERBERT R 3451 SUNSET KEY CIR #103 PUNTA GORDA, FL 33955

01-43-22-02-00000.011A MAC MENOMAY ARTHUR E + SYLVIA DR A E MAC MENOMAY 1280 W LANTANA RD STE 3 LANTANA, FL 33462

01-43-22-02-00000.011C BRENAN ROSELYN C TR 3450 SUNSET KEY CIR #103 PUNTA GORDA, FL 33955 01-43-22-02-00000.012A MITCHELL TIMOTHY L 1131 OXFORD CRESCENT NE ATLANTA, GA 30319

01-43-22-02-00000.012C DIBBLE MARIE V L/E 3454 SUNSET KEY CIR PUNTA GORDA, FL 33955

01-43-22-02-00000.013B HOGG WALTER + RAYLENE 3460B SUNSET KEY CIR PUNTA GORDA, FL 33955

01-43-22-02-00000.014A LAUCKNER KURT F + ANITA M 2642 CRAIG RD ANN ARBOR, MI 48103

01-43-22-02-00000.014C POCHMARA PAUL A 41687 WINDMILL DR HARRISON TOWNSHIP, MI 48045

01-43-22-02-00000.015B SCHOONMAKER DAN C + JANICE H PO BOX 140 BEULAH, MI 49617

01-43-22-02-00000.016A FRASHER JAMES C + 8223 NORTH GRAY LOG LN FOX POINT, WI 53217

01-43-22-02-00000.016C WILHITE ANDREW H + DEBBIE 3228 SUNSET KEY CIR #C PUNTA GORDA, FL 33955

01-43-22-02-00000.09B0 BRAZEAU LOUISE L/E 3440 SUNSET KEY CIR 9B PUNTA GORDA, FL 33955

01-43-22-02-00000.10A0 CASEY RICHARD F + PAULA B 4521 68TH ST COLUMBUS, NE 68601 01-43-22-02-00000.012B LEACH RAYMOND L TR 3454 SUNSET KEY CIR #102 PUNTA GORDA, FL 33955

01-43-22-02-00000.013A PLESSER MARVIN A + TOBY E 43 CRUMITIE RD LOUDONVILLE, NY 12211

01-43-22-02-00000.013C JONES MARGARET ELLEN TR 3460 SUNSET KEY CIR #103 PUNTA GORDA, FL 33955

01-43-22-02-00000.014B BARTON JANICE B 300 SHELLI LN ROSWELL, GA 30075

01-43-22-02-00000.015A NEWMIN W GERALD TR + 3224 SUNSET KEY CIR #103 PUNTA GORDA, FL 33955

01-43-22-02-00000.015C NEWMIN W GERALD TR + 3224 SUNSET KEY CIR #103 PUNTA GORDA, FL 33955

01-43-22-02-00000.016B LUMPP RICHARD A + MARY B 3228 SUNSET KEY CIR #102 PUNTA GORDA, FL 33955

01-43-22-02-00000.09A0 DIASPARRA FRANK J 442 MONACO DR PUNTA GORDA, FL 33950

01-43-22-02-00000.09C0 MARELLA MICHAEL J + INGRID I 3440 SUNSET KEY CIR APT C PUNTA GORDA, FL 33955

01-43-22-02-00000.10B0 VIETH CHARLES E + ALICE F 3444B SUNSET KEY CIR PUNTA GORDA, FL 33955 01-43-22-02-00000.10C0 MULZER KENNETH + ANDREA 270 S CUPID SANTA CLAUS, IN 47579

01-43-22-02-00000.17B0 MCLAREN JENNIFER M 18 BEACH ST SOUTH PORTLAND, ME 04106

01-43-22-02-00000.18A0 STONGE GARY D + PO BOX 435 WESTMINSTER, MD 21158

01-43-22-02-00000.18C0 SHIPMAN JACK H + 3240 SUNSET KEY CIR #103 PUNTA GORDA, FL 33955

01-43-22-02-00000.19B0 LARSON JOAN C TR 28 PARSONAGE LN TOPSFIELD, MA 01983

01-43-22-02-00000.20A0 ISLEY DAVID L + REBECCA K 3278 SUNSET KEY CIR #101 PUNTA GORDA, FL 33955

01-43-22-02-00000.20C0 HARDIN WILLIAM ANDREW + JUDY 3278 SUNSET KEY CIR #103 PUNTA GORDA, FL 33955

01-43-22-02-00000.21B0 KOTSEN ANNA MARIE + 3282 SUNSET KEY CIR #102 PUNTA GORDA, FL 33955

01-43-22-02-00000.22A0 HANMER LEE + CHERYL 3300 SUNSET KEY CIR #101 PUNTA GORDA, FL 33955

01-43-22-02-00000.22C0 ECKHOFF WILLIAM 3297 SUNSET KEY CIR PUNTA GORDA, FL 33955 01-43-22-02-00000.17C0 GARGARO KENNETH V + JANE Z 604 ESSEX CT PITTSBURGH, PA 15238

01-43-22-02-00000.18B0 ANDERSON STANLEY A + ARLENE A 3240 SUNSET KEY CIR #102 PUNTA GORDA, FL 33955

01-43-22-02-00000.19A0 JAEGER LAURENCE + GAIL 709 OLD MEDFORD AV MEDFORD, NY 11763

01-43-22-02-00000.19C0 VANCAMP T D + LINDA E 3270 SUNSET KEY CIR #103 PUNTA GORDA, FL 33955

01-43-22-02-00000.20B0 LUBECK DAVID J + PHYLLIS DEE 3278 SUNSET KEY CIR B PUNTA GORDA, FL 33955

01-43-22-02-00000.21A0 DANELLA GUY R + MARY A 1 WHITE PINE RD NEW HARTFORD, NY 13413

01-43-22-02-00000.21C0 SHOEMAKER LARRY C + MARGARET 255 SKYRIDGE DR ATLANTA, GA 30350

01-43-22-02-00000.22B0 BRASFIELD ROBERT T + ELIZABETH 3300 SUNSET KEY CIR #22B PUNTA GORDA, FL 33955

01-43-22-03-00000.00CE MARINA SOUTH SHORE CONDO ASSN 3200 SOUTHSHORE DR PUNTA GORDA, FL 33955 01-43-22-03-00011.00A0 SHRUM PHYLLIS AARON PO BOX 388 MIDWEST, WY 82643

01-43-22-03-00011.00C0 LOVELL JACK R + CAROL B 3210 SOUTH SHORE DR #11C PUNTA GORDA, FL 33955

01-43-22-03-00012.00B0 SANCHEZ JORGE C 3210 SOUTHSHORE DR APT 12B PUNTA GORDA, FL 33955

01-43-22-03-00013.00A0 STEFANKO CRAIG L + PO BOX 375 DAVISON, MI 48423

01-43-22-03-00013.00C0 MARSH STEVEN D TR + 1 WYNDSOR CT HENDERSONVILLE, TN 37075

01-43-22-03-00021.00B0 SOHNS ARNIE + JANET N55 W34815 LAKE DR OCONOMOWOC, WI 53066

01-43-22-03-00022.00A0 DINERO MARIO + MARJORIE W 1536 EAST 296 ST WICKLIFFE, OH 44092

01-43-22-03-00022.00C0 PANZA ROBERT J + 4225 CANYON GLEN CIR AUSTIN, TX 78732

01-43-22-03-00023.00B0 DOMMERMUTH WILFRED TR + 3220 SOUTHSHORE DR APT 23B PUNTA GORDA, FL 33955

01-43-22-03-00024.00A0 ROM-PEREZ ROSE M + 1316 INDIAN HILL RD TOMS RIVER, NJ 08753 01-43-22-03-00012.00A0 SCHERER JOSEPH F TR PO BOX 429 BASEHOR, KS 66007

01-43-22-03-00012.00C0 GREENWAY CHARLES + BETTIE 750 MICHAEL DR MORRIS, IL 60450

01-43-22-03-00013.00B0 BOUCHERLE CHARLES C 2861 8TH AVE SAINT JAMES CITY, FL 33956

01-43-22-03-00021.00A0 DIAZ DANIEL + HEATHER E TR 9906 DAVIS ST GIBSONTON, FL 33534

01-43-22-03-00021.00C0 LEDERHAAS CATHERINE A 3220 SOUTH SHORE DR #21C PUNTA GORDA, FL 33955

01-43-22-03-00022.00B0 JURRENS EUGENE K + KATHERINE M 3220 SOUTH SHORE DR #22B PUNTA GORDA, FL 33955

01-43-22-03-00023.00A0 MITCHELL F S + PATRICIA ANNE 3220 SOUTH SHORE DR #23A PUNTA GORDA, FL 33955

01-43-22-03-00023.00C0 ECKINGER ALLAN D TR + 3220 SOUTHSHORE DR APT 23C PUNTA GORDA, FL 33955

01-43-22-03-00024.00B0 DELDUKE ERNEST V PO BOX 1076 BRIGANTINE, NJ 08203 01-43-22-03-00024.00C0 BUER PETER J 642 KINGS CLOISTER CIR ALEXANDRIA, VA 22302

01-43-22-03-00031.00B0 HOST RONALD E + BEVERLY A 3230 SOUTH SHORE DR #31B PUNTA GORDA, FL 33955

01-43-22-03-00032.00A0 GIBBONS FRANCES X + JUDITH 3230 SOUTH SHORE DR #32A PUNTA GORDA, FL 33955

01-43-22-03-00032.00C0 STROND MICHAELS T + MARGARET A 23597 WILSHIRE BLVD E ELKHART, IN 46516

01-43-22-03-00033.00B0 SWERT ROBERT E + CONNIE M 3230 SOUTH SHORE DR #33B PUNTA GORDA, FL 33955

01-43-22-03-00034.00A0 MASOTTO THOMAS + MELANIE 7 BIRCHELL LN GLEN HEAD, NY 11545

01-43-22-03-00034.00C0 INGERSON HELEN K 3230 SOUTH SHORE DR #34C PUNTA GORDA, FL 33955

01-43-22-03-00035.00B0 RAINEYBROOK REALTY CORP 745 CARDINAL DR LAFAYETTE, IN 47909

01-43-22-03-00036.00A0 REILLY GERALD M + DONNA J 3230 SOUTH SHORE DR #36A PUNTA GORDA, FL 33955

01-43-22-03-00036.00C0 CHIDESTER ROBERT A + NORLITA A 829 HICKMAN LN WOODSTOCK, IL 60098 01-43-22-03-00031.00A0 STEFANKO LOUIS J + ANNE 1/3 + PO BOX 375 DAVISON, MI 48423

01-43-22-03-00031.00C0 BARRON ROBERT L + CHRISTINE M 3230 SOUTH SHORE DR #31C PUNTA GORDA, FL 33955

01-43-22-03-00032.00B0 TRAWEEK KAREN R TR 3230 SOUTH SHORE DR #32B PUNTA GORDA, FL 33955

01-43-22-03-00033.00A0 WOOD CHARLES D + SUSAN 3230 SOUTH SHORE DR #33A PUNTA GORDA, FL 33955

01-43-22-03-00033.00C0 MORGANTI CAROLE J TR + 3230 SOUTH SHORE DR #33C PUNTA GORDA, FL 33955

01-43-22-03-00034.00B0 CONLEY DOLORES H 1591 HOLLY HILL DR BETHEL PARK, PA 15102

01-43-22-03-00035.00A0 MARSHALL HOWARD D + PATRICIA 3230 SOUTH SHORE DR #35A PUNTA GORDA, FL 33955

01-43-22-03-00035.00C0 BLISS ROBERT C + AVIS H TR PO BOX 425 FARIBAULT, MN 55021

01-43-22-03-00036.00B0 SCHUTTE CAROLYN B L/E 3230 SOUTH SHORE DR #36B PUNTA GORDA, FL 33955

01-43-22-03-00041.00A0 GRAY ANTHONY R + MICHELLE 3240 SOUTH SHORE DR #41A PUNTA GORDA, FL 33955 01-43-22-03-00041.00B0 PEASLEY DANIEL J + MARTHA J 11062 FAWN RD BURLINGTON, IA 52601

01-43-22-03-00042.00A0 WALLER JAMES E SR + ELEANOR TR 3225 PINSON SCHOOL RD GREENBRIER, TN 37073

01-43-22-03-00042.00C0 THOMPSON J ROBERT TR 3240 SOUTH SHORE DR #42C PUNTA GORDA, FL 33955

01-43-22-03-00043.00B0 BELL THOMAS E 3329 SUNSET KEY CIR #501 PUNTA GORDA, FL 33955

01-43-22-03-00044.00A0 MERRICK RICHARD H + SALLY T 8132 WYNTREE VILLAS DR NEWBURGH, IN 47630

01-43-22-03-00044.00C0 MCGRAW JOHN A TR + 3240 SOUTH SHORE DR #44C PUNTA GORDA, FL 33955

01-43-22-03-00051.00B0 RUSSELL DOROTHEA N + 18050 JUDICIAL LAKEVILLE, MN 55044

01-43-22-03-00052.00A0 WEIN ROBERT I 3023 GREY CLIFF WAY MILFORD, PA 18337

01-43-22-03-00052.00C0 SLOBODA CRAIG + ROBYN 4096 MILFORD LANDING DR MILFORD, PA 18337

01-43-22-03-00053.00B0 DAHMEN CARL + LINDA 3250 SOUTH SHORE DR #53B PUNTA GORDA, FL 33955 01-43-22-03-00041.00C0 FISHER JAMES W + CATHERINE A 10924 CARNOUSITE LN FORT WAYNE, IN 46814

01-43-22-03-00042.00B0 ANDERSON JUDITH A TR 1062 CULLEN AVE SAINT PAUL, MN 55120

01-43-22-03-00043.00A0 WATERBURY WILLIAM F + NANCY V 3240 SOUTH SHORE DR #43A PUNTA GORDA, FL 33955

01-43-22-03-00043.00C0 LEVENDOFSKY LISA J 3240 SOUTH SHORE DR #43C PUNTA GORDA, FL 33955

01-43-22-03-00044.00B0 KUHN LARRY E + MARY A 3240 SOUTH SHORE DR #44B PUNTA GORDA, FL 33955

01-43-22-03-00051.00A0 MORRIS KATHLEEN + 3250 SOUTH SHORE DR #51A PUNTA GORDA, FL 33955

01-43-22-03-00051.00C0 BERNERT ROBERT E SR + JANE 307 SMITH NECK RD S DARTMOUTH, MA 02748

01-43-22-03-00052.00B0 OLSON DOUGLAS MURLIN + MARTHA 3250 SOUTH SHORE DR #52B PUNTA GORDA, FL 33955

01-43-22-03-00053.00A0 PACKLEY THOMAS F + DEBRA L 1661 STONEY BROOK LN MORRIS, IL 60450

01-43-22-03-00053.00C0 MURPHY JAMES C TR EST + 3250 SOUTH SHORE DR #53C PUNTA GORDA, FL 33955 01-43-22-03-00054.00A0 MCCARTHY SHAWN B TR 175 FEDERAL ST 14TH FLOOR BOSTON, MA 02110

01-43-22-03-00054.00C0 MARKLEY STEPHEN + LUCIANNA 5835 MARIUS ST MIAMI, FL 33146

01-43-22-03-00055.00B0 ROSEBOROUGH ROBERT + MARJORIE 3250 SOUTH SHORE DR #55B PUNTA GORDA, FL 33955

01-43-22-03-00056.00A0 DAVENPORT FRED + SONYA L 3250 SOUTH SHORE DR #56A PUNTA GORDA, FL 33955

01-43-22-03-00056.00C0 LALLEY JOAN 3250 SOUTH SHORE DR #56C PUNTA GORDA, FL 33955

01-43-22-03-00061.00B0 KOUGHAN MICHAEL P + DIANE O 3260 SOUTH SHORE DR #61B PUNTA GORDA, FL 33955

01-43-22-03-00062.00A0 GURGANUS SUSAN 1515 N LAKE ISIS DR AVON PARK, FL 33825

01-43-22-03-00062.00C0 KNACKSTEDT STEPHAN 3260 SOUTH SHORE DR #62C PUNTA GORDA, FL 33955

01-43-22-03-00063.00B0 WOLFF EDWARD J + 209 CHALMERS DR ROCHESTER HILLS, MI 48309

01-43-22-03-00064.00A0 BROSE JOHN E + 10118 S SHORE DR PLYMOUTH, MN 55441 01-43-22-03-00054.00B0 LAMBIRTH RONDAL K + E PAULETTE 6639 SOUTH 900 EAST LAFAYETTE, IN 47905

01-43-22-03-00055.00A0 MARTIN STEPHEN R + ANDREA L 1336 BELTJEN RD #300 ST THOMAS, VI 00802

01-43-22-03-00055.00C0 HOLMES JOHN B + PENNY R 3250 SOUTH SHORE DR #55C PUNTA GORDA, FL 33955

01-43-22-03-00056.00B0 CLAUSEN ROGER H TR 13153 FARM HILL DR HUNTLEY, IL 60142

01-43-22-03-00061.00A0 LAMBIRTH RONDAL K + E PAULETTE 6639 S 900 E LAFAYETTE, IN 47905

01-43-22-03-00061.00C0 BRADFORD J T + CATHARINE D 870 ALLEN DR HOLLAND, MI 49423

01-43-22-03-00062.00B0 DAVIS WILLIAM R + SUZANNE L 745 CARDINAL DR LAFAYETTE, IN 47909

01-43-22-03-00063.00A0 MCLEOD WILLIAM + KAY 3260 SOUTH SHORE DR #63A PUNTA GORDA, FL 33955

01-43-22-03-00063.00C0 GOLOMB GERALD + LOUISE R 3260 SOUTH SHORE DR #63C PUNTA GORDA, FL 33955

01-43-22-03-00064.00B0 JOHNSON BROC W + JOHNSON LYNN PO BOX 100 WALLOON LAKE, MI 49796 01-43-22-03-00064.00C0 HOFFMAN INGEBORG + ROBERT 3260 SOUTH SHORE DR #64C PUNTA GORDA, FL 33955

01-43-22-03-00065.00B0 MYERS DAVID C + PATRICIA 939 RUSHMORE JENISON, MI 49428

01-43-22-03-00066.00A0 ALBERS INVESTMENTS INC PO BOX 687 ASHLAND, OH 44805

01-43-22-03-00066.00C0 HUEBERT GUENTER + RITA 138 STONEHENGE PL KITCHENER, ON N2N 2M7 CANADA

01-43-22-03-00071.00B0 LUZNY JON + DIANE 3270 SOUTH SHORE DR #71B PUNTA GORDA, FL 33955

01-43-22-03-00072.00A0 HERING ALAN G + GAIL L 4966 PINE COVE LN WEST OLIVE, MI 49460

01-43-22-03-00072.00C0 FERNANDEZ GLORIA V MANZUR DE 2A CDA DE OLIVO #16 COL FLORIDA SAN ANGEL 01050, MEXICO

01-43-22-03-00073.00B0 OUIMET RICHARD W + GAIL A 3270 SOUTH SHORE DR #73B PUNTA GORDA, FL 33955

01-43-22-03-00074.00A0 FLACK WILLIAM + DONNA 3270 SOUTH SHORE DR #74A PUNTA GORDA, FL 33955

01-43-22-03-00074.00C0 GOLOMB GERALD + LOUISE R 3270 SOUTH SHORE DR #74C PUNTA GORDA, FL 33955 01-43-22-03-00065.00A0 PARKER WILLIAM J + MARNA J 3260 SOUTH SHORE DR #65A PUNTA GORDA, FL 33955

01-43-22-03-00065.00C0 CHAMBERS RONALD F + 329 BOSTON POST RD MADISON, CT 06443

01-43-22-03-00066.00B0 OWENS VIRGINIA F TR VIRGINIA F LIDSTONE 3260 SOUTH SHORE DR #66B PUNTA GORDA, FL 33955

01-43-22-03-00071.00A0 MACINTOSH SUSAN B + DAVID LEE 3270 SOUTH SHORE DR #71A PUNTA GORDA, FL 33955

01-43-22-03-00071.00C0 SULLIVAN WILLIAM J + PATRICIA 9959 WHISTLING ELK DR LITTLETON, CO 80127

01-43-22-03-00072.00B0 YERKES LEONE R 1020 KENNETT WAY WEST CHESTER, PA 19380

01-43-22-03-00073.00A0 GARDNER WILLIAM G + MILDRED + 181 HIGHVIEW TER MANCHESTER, NH 03104

01-43-22-03-00073.00C0 COOKE RONALD W TR 3270 SOUTH SHORE DR #73C PUNTA GORDA, FL 33955

01-43-22-03-00074.00B0 WENRICH ROBERT E + JEAN 1567 OVERLOOK RD KENT, OH 44240

01-43-22-03-00081.00A0 CALDEMEYER M JANET TR 3280 SOUTH SHORE DR #81A PUNTA GORDA, FL 33955 01-43-22-03-00081.00B0 EBERSOLE BRADLEY K + THERESE M 2765 N EAGER RD HOWELL, MI 48855

01-43-22-03-00082.00A0 NUTILE RICHARD A TR ++ 24 PLYMOUTH RD WAKEFIELD, MA 01880

01-43-22-03-00082.00C0 HARDIN W CECIL + ELAINE I 3280 SOUTH SHORE DR #82C PUNTA GORDA, FL 33955

01-43-22-03-00083.00B0 SWANSON MICHAEL TR PO BOX 511209 PUNTA GORDA, FL 33951

01-43-22-03-00084.00A0 GELORMINI JOSEPH L + JACALYN F 10 FOUR WINDS WAY SNYDER, NY 14226

01-43-22-03-00084.00C0 NEWCOM STEVEN TR NEWCOM REAL PROPERTIES LLC 10 S WACKER DR STE 1970 CHICAGO, IL 60606

01-43-22-03-00085.00B0 BOUCHAL WILLIAM E + ANNA T 3280 SOUTH SHORE DR #85B PUNTA GORDA, FL 33955

01-43-22-03-00086.00A0 HOEGLER WILLIAM C + CLEMENTINA 97 ASHFORD DR PLAINSBORO, NJ 08536

01-43-22-03-00086.00C0 BRUMIT CHARLES K TR 3280 SOUTH SHORE DR #86C PUNTA GORDA, FL 33955

01-43-22-03-00087.00B0 WALKER ALICE J TR 3280 SOUTH SHORE DR #87B PUNTA GORDA, FL 33955 01-43-22-03-00081.00C0 HOLMES JOHN B + PENNY R 3250 SOUTH SHORE DR #55-C PUNTA GORDA, FL 33955

01-43-22-03-00082.00B0 KOUGHAN WILLIAM A + MONICA J 10480 BARNES WAY INVER GROVE HEIGHTS, MN 55077

01-43-22-03-00083.00A0 THOMAS MICHAEL J 1748 310TH AVE SPIRIT LAKE, IA 51360

01-43-22-03-00083.00C0 DRAHOTA L JAMES + JUDITH M 3280 SOUTH SHORE DR #83C PUNTA GORDA, FL 33955

01-43-22-03-00084.00B0 SLOAN RALPH E + ELLEN M 3280 SOUTH SHORE DR #84B PUNTA GORDA, FL 33955

01-43-22-03-00085.00A0 BROSE JOHN E + LEAH J 10118 S SHORE DR PLYMOUTH, MN 55441

01-43-22-03-00085.00C0 DENNIS JOSEPH W + JEAN E 3280 SOUTH SHORE DR #85C PUNTA GORDA, FL 33955

01-43-22-03-00086.00B0 WEIZENECKER BURDELLA M TR 3280 SOUTH SHORE DR #86B PUNTA GORDA, FL 33955

01-43-22-03-00087.00A0 OTTENS RICHARD A TR 3280 SOUTH SHORE DR #87A PUNTA GORDA, FL 33955

01-43-22-03-00087.00C0 NEWCOM STEVEN G TR NEWCOM REAL PROPERTIES LLC 10 S WACKER DR STE 1970 CHICAGO, IL 60606
01-43-22-03-00088.00A0 PARSONS CAROL B PO BOX 511716 PUNTA GORDA, FL 33951

01-43-22-03-00088.00C0 ANDRESEN RICHARD C + MADELINE 4350 PENINSULA DR BAY HARBOR, MI 49770

01-43-22-04-00000.0020 ROBINSON SCOTT + KATHLEEN A 876 DIAMOND RIDGE CIR CASTLE ROCK, CO 80108

01-43-22-04-00000.0040 HAAG BARON + JUNE 3213 SUNSET KEY CIR PUNTA GORDA, FL 33955

01-43-22-04-00000.0060 LIMBACH THOMAS W 1494 SUMMER HOLLOW TRL LAWRENCEVILLE, GA 30043

01-43-22-04-00000.0080 MAEDER JEROME A + JUNE L TR PO BOX 838 WAUSAU, WI 54402

01-43-22-04-00000.00CE SUNSET KEY CONDO ASSOC 2020 CLUB HOUSE DR SUN CITY CENTER, FL 33573

01-43-22-04-00000.0110 SMITH RICHARD E + PAMELA L TR 3241 SUNSET KEY CIR PUNTA GORDA, FL 33955

01-43-22-04-00000.0130 CLARK THOMAS H + JANET E 3249 SUNSET KEY CIR PUNTA GORDA, FL 33955

01-43-22-04-00000.0150 HIGLEY HUGH C JR + 2761 WALNUT RIDGE DR ANN ARBOR, MI 48103 01-43-22-03-00088.00B0 LAMPSON JOHN E + MARILYN H 3280 SOUTH SHORE DR #88B PUNTA GORDA, FL 33955

01-43-22-04-00000.0010 BRIDGES CHARLES H 3201 SUNSET KEY CIR PUNTA GORDA, FL 33955

01-43-22-04-00000.0030 GIPSTEIN BARRY L CO TR + 3209 SUNSET KEY CIR PUNTA GORDA, FL 33955

01-43-22-04-00000.0050 PETERSON GEORGE M + SHIRLEY A 361 WINDHAM CIR E NEW BRIGHTON, MN 55112

01-43-22-04-00000.0070 WEICKER KATHRYN ANN 3225 SUNSET KEY CIR PUNTA GORDA, FL 33955

01-43-22-04-00000.0090 GODINA NANCY E + JOHN JR 3233 SUNSET KEY CIR PUNTA GORDA, FL 33955

01-43-22-04-00000.0100 GEHERAN JOHN + CHRISTA 105 CARRIAGE HILL CIR SOUTHBOROUGH, MA 01772

01-43-22-04-00000.0120 YACEVICH JOANN L JOANN L PETERSON 3245 SUNSET KEY CIR PUNTA GORDA, FL 33955

01-43-22-04-00000.0140 R + D FRAZIER SECOND FAMILY 3253 SUNSET KEY CIR PUNTA GORDA, FL 33955

01-43-22-04-00000.0160 NIXON JERROLD H + KAREN K MARON ELECTRIC 5401 W FARGO AVE SKOKIE, IL 60077 01-43-22-04-00000.0170 NITZ VIRGINIA F TR 207 W SPRING RD BARODA, MI 49101

01-43-22-04-00000.0190 PETERSON WILLIAM M + LINDA K 3273 SUNSET KEY CIR PUNTA GORDA, FL 33955

01-43-22-04-00000.0210 DHEIN JERE E TRUST 1/2 INT 2555 PARKWOOD DR GREEN BAY, WI 54304

01-43-22-04-00000.0230 CLELAND GLENN E + VIRGINIA K 3289 SUNSET KEY CIR PUNTA GORDA, FL 33955

01-43-22-04-00000.0250 ECKHOFF WILLIAM L 3297 SUNSET KEY CIR PUNTA GORDA, FL 33955

01-43-22-05-01009.0020 VANTEESELING-ACKEN SASKIA 3345 SUGARLOAF KEY RD PUNTA GORDA, FL 33955

01-43-22-07-00000.1110 ALEXANDER JOHN M + 3449 CHESTNUT HILL LN LEXINGTON, KY 40509

01-43-22-07-00000.1130 REALMARK BURNT STORE MARINA 5789 CAPE HARBOUR DR STE 201 CAPE CORAL, FL 33914

01-43-22-07-00000.1150 YURIS WILLIAM + CAROLYN 3170 MATECUMBE KEY RD #115 PUNTA GORDA, FL 33955

01-43-22-07-00000.1170 CHIDESTER ROBERT A + NORLITA A 829 HICKMAN LN WOODSTOCK, IL 60098 01-43-22-04-00000.0180 KOSMALSKI STANLEY M + WILMA TR 2370 LOCKLIN LN WEST BLOOMFIELD, MI 48324

01-43-22-04-00000.0200 PUCHYR DANIEL L + JUDY L 4101 RIVER RD ALLENTOWN, PA 18104

01-43-22-04-00000.0220 LARSEN LARRY L 3285 SUNSET KEY CIR PUNTA GORDA, FL 33955

01-43-22-04-00000.0240 RLJ INVESTMENTS LLC 25 FOX VALLEY ARNOLD, MO 63010

01-43-22-05-01009.0010 VANTEESELING-ACKEN SASKIA 3345 SUGARLOAF KEY RD PUNTA GORDA, FL 33955

01-43-22-07-00000.00CE KEEL CLUB CONDO ASSOC INC 1625 W MARION AVE PUNTA GORDA, FL 33950

01-43-22-07-00000.1120 FUNK EUGENE R + SHEILA R 304 NETTLE ST MORRIS, IL 60450

01-43-22-07-00000.1140 KAIN JON M 9264 RAINTREE DR COLUMBUS, IN 47201

01-43-22-07-00000.1160 WING WILLIAM R 7816 32ND ST E SARASOTA, FL 34243

01-43-22-07-00000.1180 GREEN PETER + 3870 ONTARIO DR NORTH TONAWANDA, NY 14120 01-43-22-07-00000.1210 REED KAREN C 3170 MATECUMBE KEY RD #121 PUNTA GORDA, FL 33955

01-43-22-07-00000.1230 HEATLEY AMANDA L 2633 BRIDGEVIEW ST MATLACHA, FL 33993

01-43-22-07-00000.1250 VOLK EDWARD G + RITA 1001 VIA FORMIA PUNTA GORDA, FL 33950

01-43-22-07-00000.1270 MILLER WILLIAM F PO BOX 35 DENNISPORT, MA 02639

01-43-22-07-00000.1310 HICKS WAINE P + SHARON H 1820 SANDALWOOD DR SARASOTA, FL 34231

01-43-22-07-00000.1330 SHANNON GERALD T TR 1600 ISLAMORADA BLVD #71B PUNTA GORDA, FL 33955

01-43-22-07-00000.1350 GLENEAGLE PROPERTIES LLC 1508 OREGON ST OSHKOSH, WI 54902

01-43-22-07-00000.1380 BRESEE MARC W + ELAINE C 2549 STATE HWY 28 ONEONTA, NY 13820

01-43-22-07-00000.2120 PARSONS CAROL B 3280 S SHORE DR UNIT 88A PUNTA GORDA, FL 33955

01-43-22-07-00000.2140 IVESTER JOYCE M 3245 SUGARLOAF KEY RD #22-C PUNTA GORDA, FL 33955 01-43-22-07-00000.1220 WEBB CAMILLE S PO BOX 511947 PUNTA GORDA, FL 33951

01-43-22-07-00000.1240 GLENEAGLE PROPERTIES LLC 1508 OREGON ST OSHKOSH, WI 54902

01-43-22-07-00000.1260 LEVENDOFSKY LISA J 3240 SOUTH SHORE DR #43C PUNTA GORDA, FL 33955

01-43-22-07-00000.1280 ZIMMERMAN JOHN E + DORIS M 855 COUNTRY RD 30 CRAIG, CO 81625

01-43-22-07-00000.1320 EGRI JUDITH A TR 212 HARBOR RIDGE LN FAIRPORT HARBOR, OH 44077

01-43-22-07-00000.1340 COOK LARRY E 505 SAND ROCK DR CRAIG, CO 81625

01-43-22-07-00000.1370 MATTAS TODD R + DIANE 3090 BIG PASS LN PUNTA GORDA, FL 33955

01-43-22-07-00000.2110 SANDERS KEN III 1/3 + 698 CRESS CREEK LN WAUCHULA, FL 33873

01-43-22-07-00000.2130 IVESTER ALLAN J + JOYCE M TR 3245 SUGARLOAF KEY RD #22C PUNTA GORDA, FL 33955

01-43-22-07-00000.2150 BEMISTER JAMES F TR 10517 WILDWOOD CIR RICHLAND, MI 49083

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01-43-22-07-00000.2160 WHELAN WILLIAM W + BARBARA P 3245 SUGARLOAF KEY RD #22B PUNTA GORDA, FL 33955

01-43-22-07-00000.2180 LIMBACH RICHARD + SUSAN 1510 TIMBER LAKE LN SANDUSKY, OH 44870

01-43-22-07-00000.2220 KAECHLE CLARENCE A + MARGARET 32178 SPRUCE LN BEVERLY HILLS, MI 48025

01-43-22-07-00000.2240 GREENWAY CHARLES T TR + 750 MICHAEL MORRIS, IL 60450

01-43-22-07-00000.2260 COOK LARRY E 505 SAND ROCK DR CRAIG, CO 81625

01-43-22-07-00000.2280 FLEMING EDMOND J 116 WATERTOWN RD BERLIN, MD 21811

01-43-22-07-00000.2320 TRAVER-MUZIO SHARRON E + 17827 COURTSIDE LANDINGS CIR PUNTA GORDA, FL 33955

01-43-22-07-00000.2340 WARK DONALD + PEGGY 23964 VINCENT AVE PUNTA GORDA, FL 33955

01-43-22-07-00000.2360 BRIGGS C ROBERT TR 7339 ORLIN CT ROCKFORD, MI 49341

01-43-22-07-00000.2380 BELL EVERETT A + JOAN C 700 CARPENTER AVE OAK PARK, IL 60304 01-43-22-07-00000.2170 WEGNER JAMES H + BEVERLY S 2624 DUNES DR FORT PIERRE, SD 57532

01-43-22-07-00000.2210 KEMPKA DANIEL 16638 CHARMEL LN PACIFIC PALISADES, CA 90272

01-43-22-07-00000.2230 NICHOLLS PAUL C + DEBORAH A 68 BOW ST SAUGUS, MA 01906

01-43-22-07-00000.2250 MARSHALL LARRY 3160 MATECUMBE KEY RD #225 PUNTA GORDA, FL 33955

01-43-22-07-00000.2270 DREWS JANET L 3160 MATECUMBE KEY RD #227 PUNTA GORDA, FL 33955

01-43-22-07-00000.2310 HALL KIM R + NANCY L 379 PEPPER DR MATTAWAN, MI 49071

01-43-22-07-00000.2330 FIRST REGIONAL BANK 5950 LA PLACE CT CARLSBAD, CA 92008

01-43-22-07-00000.2350 GOLIA ANTHONY + LINDA 264 UNION VALLEY RD MAHOPAC, NY 10541

01-43-22-07-00000.2370 GLW REAL ESTATE INC PO BOX 1 WAUCHULA, FL 33873

01-43-22-08-00000.00CE MARINA NORTH SHORE CONDO ASSOCIATION INC 1625 W MARION AVE PUNTA GORDA, FL 33950 01-43-22-08-00000.011A WALTERS DENNIS W + BARBARA J 1801 HILLCREST DR SLEEPY HOLLOW, IL 60118

01-43-22-08-00000.011C YANCO CHARLES F + MARGARET M 3235 SUGARLOAF KEY RD #11C PUNTA GORDA, FL 33955

01-43-22-08-00000.012B FITCH DOROTHY R 4 VALLEY VIEW DR GREENFIELD, MA 01301

01-43-22-08-00000.013A MIERZEJEWSKI ELAINE A TR 3235 SUGARLOAF KEY RD APT 13A PUNTA GORDA, FL 33955

01-43-22-08-00000.013C HOLDEN DONALD E + DOROTHY TR + 5536 FENWAY CT WHITE BEAR LAKE, MN 55110

01-43-22-08-00000.014B MERKLE BETTY LOU 6964 W BATEY HOLLOW RD HANOVER, IL 61041

01-43-22-08-00000.021A SELLERS PAUL ANDREW II TR 3245 SUGARLOAF KEY RD #21A PUNTA GORDA, FL 33955

01-43-22-08-00000.021C GRIMM A RONALD PO BOX 369 CANAAN, NH 03741

01-43-22-08-00000.022B WHELAN WILLIAM W JR 3245 SUGARLOAF KEY RD #22B PUNTA GORDA, FL 33955

01-43-22-08-00000.023A WEAVER HARRY A + ANNABELLE L 3271 HIDDEN HILLS CT SE GRAND RAPIDS, MI 49546 01-43-22-08-00000.011B CHAPMAN ADRIAN PO BOX 366 WAUCHULA, FL 33873

01-43-22-08-00000.012A SULLIVAN PAUL + GERRY WOOD 3235 SUGARLOAF KEY RD #12A PUNTA GORDA, FL 33955

01-43-22-08-00000.012C MCMAHON JAMES D + ELIZABETH B 3235 SUGARLOAF KEY RD #12C PUNTA GORDA, FL 33955

01-43-22-08-00000.013B METZGER PAUL S + NORMALEE S 8563 CARTNEY CT DUBLIN, OH 43017

01-43-22-08-00000.014A SAWYER WINSLOW A + GLORIA A 3235 SUGARLOAF KEY RD #14A PUNTA GORDA, FL 33955

01-43-22-08-00000.014C OREDNICK JOSEPH P + EILEEN E 19 W 450 DEERPATH LN LEMONT, IL 60439

01-43-22-08-00000.021B THAMS RICHARD W + JOYCE L 5654 ARAWAK PASS GAYLORD, MI 49735

01-43-22-08-00000.022A BERREY RUTH E 4319 TAVISTOCK CIR POWELL, OH 43065

01-43-22-08-00000.022C IVESTER ALLEN J + JOYCE M TR 3245 SUGARLOAF KEY RD #22C PUNTA GORDA, FL 33955

01-43-22-08-00000.023B SALDEN NANCY J TR 22607 RIO VISTA ST SAINT CLAIR SHORES, MI 48081 01-43-22-08-00000.023C PRIEST IRVING A +THELMA B COTR PO BOX 37 HANCOCK, NH 03449

01-43-22-08-00000.024B FONTANA JOHN + JOANNE TR 214 STILLWATER CT OSWEGO, IL 60543

01-43-22-08-00000.031A LANGE PAUL R TR 114 N BURKE RD DEVILS LAKE, ND 58301

01-43-22-08-00000.031C OMARA ROBERT J + ANNE C 3255 SUGARLOAF KEY RD #31C PUNTA GORDA, FL 33955

01-43-22-08-00000.032B SEATTER JOHN G + JANE H 3255 SUGARLOAF KEY RD #32B PUNTA GORDA, FL 33955

01-43-22-08-00000.033A SCHMAHL JUDITH ANN TR 11733 NORTH OGDEN POINT RD SYRACUSE, IN 46567

01-43-22-08-00000.033C DALY FRANK T TR 3255 SUGARLOAF KEY RD APT 33C PUNTA GORDA, FL 33955

01-43-22-08-00000.034B RIGBY ROBERT M + RUTH E 17180 PLEASURE RD CAPE CORAL, FL 33909

01-43-22-08-00000.041A NISSEN JOHN J 3265 SUGARLOAF KEY RD #41A PUNTA GORDA, FL 33955

01-43-22-08-00000.041C RAMSEY RICHARD L + CAROL A 3265 SUGARLOAF KEY RD #41C PUNTA GORDA, FL 33955 01-43-22-08-00000.024A ADGATE LOREN C TR 3245 SUGARLOAF KEY RD 24-A PUNTA GORDA, FL 33955

01-43-22-08-00000.024C BABCOCK RICHARD K + FADELMA S 3245 SUGARLOAF KEY RD #24C PUNTA GORDA, FL 33955

01-43-22-08-00000.031B MULINOS STEPHEN M 3255 SUGARLOAF KEY RD #31B PUNTA GORDA, FL 33955

01-43-22-08-00000.032A SELLERS PAUL ANDREW II TR 3255 SUGARLOAF KEY RD #32A PUNTA GORDA, FL 33955

01-43-22-08-00000.032C ENCH FRANK J + DIANE 49 LAUREL AVE WEST ORANGE, NJ 07052

01-43-22-08-00000.033B BRENK VICTOR + LORRAINE 11060 EAGLE RIDGE CT CHISAGO CITY, MN 55013

01-43-22-08-00000.034A SCHWARCK KAREN M TR 2580 TARPON COVE DR #911 PUNTA GORDA, FL 33950

01-43-22-08-00000.034C SLAUGHTER ROBERT L + ESTHER A 3255 SUGARLOAF KEY RD #34C PUNTA GORDA, FL 33955

01-43-22-08-00000.041B BIELAUS EDWARD H 3265 SUGARLOAF KEY RD #41B PUNTA GORDA, FL 33955

01-43-22-08-00000.042A RODWELL MAURICE O TR 5661 GREENWOOD CIR NAPLES, FL 34112 01-43-22-08-00000.042B SWORDS RICHARD E TR 1636 W HARBOUR TOWNE CIR MUSKEGON, MI 49441

01-43-22-08-00000.043A OSICKI SIEGWARD 2049 BIG PASS LN PUNTA GORDA, FL 33955

01-43-22-08-00000.043C BARGAR JAMES R + SHARON 1618 S 114TH ST OMAHA, NE 68144

01-43-22-08-00000.044B FORTIN HENRY J JR + ALICE M 3265 SUGARLOAF KEY RD #44B PUNTA GORDA, FL 33955

01-43-22-10-00000.00CE TIDES AT MARINA TOWERS PO BOX 80 PUNTA GORDA, FL 33950

01-43-22-10-00000.1020 FIKE JUDY A + DONALD W 3020 MATECUMBE KEY RD #102 PUNTA GORDA, FL 33955

01-43-22-10-00000.1040 BRANDT DOUGLAS L + TRACY R 2030 W AIRPORT RD MORRIS, IL 60450

01-43-22-10-00000.1060 KUHN THOMAS L + SUSAN E 1528 SPRUCE DR CARMEL, IN 46033

01-43-22-10-00000.2020 SCHAEFER STEVEN J + PAULA M 10987 INNISBROOKE LN FISHERS, IN 46037

01-43-22-10-00000.2040 EHRMANN JON + LUELLA 7960 BASE LAKE RD DEXTER, MI 48130 01-43-22-08-00000.042C BYER CHARLES A + LOIS M CO-TRS 6142 LAKE HARBOR RD NORTON SHORES, MI 49441

01-43-22-08-00000.043B ROZANSKI THOMAS J JR L/E 3265 SUGARLOAF KEY RD #43B PUNTA GORDA, FL 33955

01-43-22-08-00000.044A RICH FRANK III TR 262 HOYT FARM RD NEW CANAAN, CT 06840

01-43-22-08-00000.044C BELL EVERETT A + JOAN C 700 CARPENTER AV OAK PARK, IL 60304

01-43-22-10-00000.1010 BENTLEY CHARLES A + PATRICIA K 3020 MATECUMBE KEY RD #101 PUNTA GORDA, FL 33955

01-43-22-10-00000.1030 SCHOCH MICHAEL P A + POLINA B 1139 BAL HARBOR BLVD #232 PUNTA GORDA, FL 33950

01-43-22-10-00000.1050 NICHOLS DAVID M TR 1/2 + 212 PURDY DR ALMA, MI 48801

01-43-22-10-00000.2010 BROWN WALTER A III + NANCY R 118 MONROE ST APT 1402 ROCKVILLE, MD 20850

01-43-22-10-00000.2030 DOTY THOMAS + SANDRA 3203 TREEBARK LN FORT WAYNE, IN 46804

01-43-22-10-00000.2050 JOHNSON JAMES + JUDITH CO TR 3020 MATECUMBE KEY RD #205 PUNTA GORDA, FL 33955 01-43-22-10-00000.2060 ROUNTREE JAMES + BARBARA 8204 NW 80TH ST TAMARAC, FL 33321

01-43-22-10-00000.3020 JUDE DOROTHEA E 3020 MATECUMBE KEY RD #302 PUNTA GORDA, FL 33955

01-43-22-10-00000.3040 CONNER FUGATE PROPERTIES 25 EAST MAIN ST MILAN, MI 48160

01-43-22-10-00000.3060 MCCABE STEVEN S + KELLY 3020 MATECUMBE KEY RD #306 PUNTA GORDA, FL 33955

01-43-22-10-00000.4020 COLDIRON HAYWARD B + BEVERLY PO BOX 37 EAST SMITHFIELD, PA 18817

01-43-22-10-00000.4040 BABB J GLENN + PHYLLIS 1511 CIRCLE CREST DR EDDYVILLE, KY 42038

01-43-22-10-00000.4060 NOLAN GERARD + CAROL 3020 MATECUMBE KEY RD #406 PUNTA GORDA, FL 33955

01-43-22-10-00000.5020 PRINCE ROBB L + JACQUELINE TR 5108 DUGGAN PLZ EDINA, MN 55439

01-43-22-10-00000.5040 VENARD C EDWARD TR PO BOX 57 NEW ALBANY, OH 43054

01-43-22-10-00000.5060 KLEIN ROBERT J + 3020 MATECUMBE KEY RD UT 506 PUNTA GORDA, FL 33955 01-43-22-10-00000.3010 DENTEX HOLDINGS LIMITED 66 STRONGBERG DR WINNIPEG, MB R2G 4C4 CANADA

01-43-22-10-00000.3030 GRASMAN HANS + RIA H 22 BRIDLINGTON CT BRENTWOOD, TN 37027

01-43-22-10-00000.3050 LEICHT RICHARD F JR + RENEE TR 1629 SUNNYSIDE AVE SHEBOYGAN, WI 53081

01-43-22-10-00000.4010 BOWSER CHRISTINE K 618 SW 52ND ST CAPE CORAL, FL 33914

01-43-22-10-00000.4030 HUTCHESON EDWIN J III TR + 5629 PROVIDENCE RD VIRGINIA BEACH, VA 23464

01-43-22-10-00000.4050 ROHN JAMES F + SHARON C TR PO BOX 458 FISH CREEK, WI 54212

01-43-22-10-00000.5010 ROLLINS PATRICIA A 3020 MATECUMBE KEY RD #501 PUNTA GORDA, FL 33955

01-43-22-10-00000.5030 WASHBURN RICHARD W TR + 64 SUMMIT DR ATKINSON, NH 03811

01-43-22-10-00000.5050 KNUTH WINFRIED + KLEINER SCHMIEDEKAMP 28 D 21493 SCHWARZENBEK, GERMANY

01-43-22-10-00000.6010 GOODSON WILLIAM E + ANDREA J 3020 MATECUMBE KEY RD #601 PUNTA GORDA, FL 33955 01-43-22-10-00000.6020 HILL DAVID B + JACQUELYN L 3020 MATECUMBE KEY RD #602 PUNTA GORDA, FL 33955

01-43-22-11-00000.0010 BYRNE ALEX J + BARBARA M 3301 DIAMOND KEY CT PUNTA GORDA, FL 33955

01-43-22-11-00000.0030 REED MICHAEL W + JUDITH K 5755 TREEBROOK DR NE ADA, MI 49301

01-43-22-11-00000.0050 FLEISHMAN MORTON R + RHEA C TR 3341 DIAMOND KEY CT PUNTA GORDA, FL 33955

01-43-22-11-00000.0070 BERREY HOWARD + RUTH 4319 TAVISTOCK CIR POWELL, OH 43065

01-43-22-11-00000.0090 LOREN DANIEL S 1001 ROHANO KEY CIR PUNTA GORDA, FL 33955

01-43-22-12-00000.00CE HARBOR TOWERS AT BURNT STORE SENTRY MANAGEMENT INC 2180 W STATE ROUTE 434 # 5000 LONGWOOD, FL 32779

01-43-22-12-00000.1102 BEEDING SANDRA K TR 1355 WILLARD CANTON, MI 48187

01-43-22-12-00000.1104 NOVOTNY JOHN J + MARIE 804 MT HOOD DR PITTSBURGH, PA 15239

01-43-22-12-00000.1106 EGLOFF FRANK R L TR 78 GARDINER RD WOODS HOLE, MA 02543 01-43-22-10-00000.6030 BLAU JEANNE D L/E GREGORY C THIEMAN 3020 MATECUMBE KEY RD #603 PUNTA GORDA, FL 33955

01-43-22-11-00000.0020 SHIVELY WILLIAM C + BETTY B 3311 DIAMOND KEY CT PUNTA GORDA, FL 33955

01-43-22-11-00000.0040 JOHNSON DAVID D TR 1 SPRINGSHIRE PL CALGARY, AB T3Z 3L2 CANADA

01-43-22-11-00000.0060 SMITH H RICHARD + LOIS J 3351 DIAMOND KEY CT PUNTA GORDA, FL 33955

01-43-22-11-00000.0080 GUENTHER ANDREWS +GUENTHER PLL 1710 STATE RD 60 RD 6 ASHLAND, OH 44805

01-43-22-11-0000A.00CE DIAMOND PARK H/O ASSN INC 1602 W TIMBERLAKE DR PLANT CITY, FL 33566

01-43-22-12-00000.1101 KONSTANS CONSTANTINE TR PO BOX 527 ST CHARLES, IL 60174

01-43-22-12-00000.1103 HAERING FAMILY PARTNERSHIP 3191 MATECUMBE KEY RD UNIT #204 PUNTA GORDA, FL 33955

01-43-22-12-00000.1105 LOVE WILLIAM F JR + MARY ELLEN 8257 RIVERSIDE DR PASADENA, MD 21122

01-43-22-12-00000.1107 ODONNELL MICHAEL E + NARAH M 405 FORGE LN EXTON, PA 19341 01-43-22-12-00000.1108 CURTIS LUCILLE 289 MT HOPE AV #S-23 DOVER, NJ 07801

01-43-22-12-00000.1202 FOOTE MARTHA P TR 19876 FRENCHMANS CT NORTH FORT MYERS, FL 33903

01-43-22-12-00000.1204 NICHOLS DENVER + PATRICIA 4250 LAKE POINT LN COMMERCE TOWNSHIP, MI 48382

01-43-22-12-00000.1206 SAIN JACK E + JANE D 124 HEMLOCK ST STRATFORD, CT 06615

01-43-22-12-00000.1208 EGLOFF WILLIAM 745 FALMOUTH RD MASHPEE, MA 02649

01-43-22-12-00000.1302 KOKINDA MICHAEL T + CAROL A 632 LAUREL DR PASADENA, MD 21122

01-43-22-12-00000.1304 HYLIND WILLIAM G + PATRICIA B 754 MINSTREL CT MILLERSVILLE, MD 21108

01-43-22-12-00000.1306 GORGAS JOHN E + ANNA MARIE TR 2090 MATECUMBE KEY RD #1306 PUNTA GORDA, FL 33955

01-43-22-12-00000.1308 PATTERSON DAVID E + HILDA M 10401 BLAINE AVE BRIGHTON, MI 48114

01-43-22-12-00000.1402 LEWIN THOMAS E + DIAN 25 LAWRENCE LN WILLIAMSVILLE, NY 14221 01-43-22-12-00000.1201 BASS JANIS A PO BOX 607 WAUCHULA, FL 33873

01-43-22-12-00000.1203 HEIDT THOMAS E + ANITA S TR 6474 W DAVIS RD FREE SOIL, MI 49411

01-43-22-12-00000.1205 OWEN LARRY W + PATRICIA 2060 MATECUMBE KEY RD UNIT #2305 PUNTA GORDA, FL 33955

01-43-22-12-00000.1207 SOULAS FREDERICK B TR 2090 MATECUMBE KEY RD 1207 PUNTA GORDA, FL 33955

01-43-22-12-00000.1301 MORETZ JOHN A + NANCY L 1304 BROADVIEW STREET W DOWNINGTOWN, PA 19335

01-43-22-12-00000.1303 FOX/FLORIDA CONDO LLC SHARON KETTLEY 7N310 WHISPERING TRL SAINT CHARLES, IL 60175

01-43-22-12-00000.1305 EBEL GRAHAM S + RITA 11 GLENEIDA RIDGE RD CARMEL, NY 10512

01-43-22-12-00000.1307 OCALLAGHAN WILFRID B TR + 4009 BIG PASS LANE PUNTA GORDA, FL 33955

01-43-22-12-00000.1401 BERGMAN MARVIN + DAVIDA C 2090 MATECUMBE KEY RD #1401 PUNTA GORDA, FL 33955

01-43-22-12-00000.1403 ZIMMER JUANITA 2090 MATECUMBE KEY RD #1403 PUNTA GORDA, FL 33955 01-43-22-12-00000.1404 CANTRELL WINTHROP C TR + 16-T WATERFALL DR LAKE LOTAWANA, MO 64086

01-43-22-12-00000.1406 MANDZAK STEPHEN 739 FAIRMOUNT AVE CHATHAM, NJ 07928

01-43-22-12-00000.1408 STARRETT LORETTA N + THOMAS W 2090 MATECUMBE KEY RD #1408 PUNTA GORDA, FL 33955

01-43-22-12-00000.1502 HALL C JAMES + BARBARA A PO BOX 146 FOWLERVILLE, MI 48836

01-43-22-12-00000.1504 FLAGG STEPHEN + 1235 TULBERRY CIR ROCHESTER, MI 48306

01-43-22-12-00000.1506 MCCARTAN MICHAEL + PATRICIA H 416 S 8TH ST WILMINGTON, NC 28401

01-43-22-12-00000.1508 MELVIN RAYMOND C + DIANE F 5470 TAMARIND RIDGE DR NAPLES, FL 34119

01-43-22-12-00000.1602 MUNDHENKE CLARK A + 749 PIER 2 LINCOLN, NE 68528

01-43-22-12-00000.1604 CHACHO KAROL II + MARY 90 MOUNTAIN RD WEST REDDING, CT 06896

01-43-22-12-00000.1606 GLICK ARTHUR + MAUREEN 103 LAKESHORE DR MONTICELLO, NY 12701 01-43-22-12-00000.1405 METZLER JOHN C JR + JUDITH TR 17211 CHARLEE RD PUNTA GORDA, FL 33955

01-43-22-12-00000.1407 FRUSHOUR GEORGE V JR TR + 6803 E TUDOR RD ANCHORAGE, AK 99507

01-43-22-12-00000.1501 MATVIAK GREGORY + CARLA 2090 MATECUMBE KEY RD #1501 PUNTA GORDA, FL 33955

01-43-22-12-00000.1503 BUNS LORI S + EDWARD W 7428 COACHFORD DR WEST CHESTER, OH 45069

01-43-22-12-00000.1505 MONTEE DANNY L + LINDA M 334 N RIVER RD BURLINGTON, WI 53105

01-43-22-12-00000.1507 DEMMIN TIMOTHY R + ALICE L 87 HAVENWOOD LN GRAND ISLAND, NY 14072

01-43-22-12-00000.1601 CORWIN ROBERT S + 124 WOODSIDE DR HEWLETT, NY 11557

01-43-22-12-00000.1603 JACKSON PAUL D + NANCY A 310 BURNING TREE DR NAPLES, FL 34105

01-43-22-12-00000.1605 WILLIAMS DONALD G JR + LORI F 22 SMOKE RIDGE DR SHERMAN, CT 06784

01-43-22-12-00000.1607 MCHALE BRIAN J + LISA J 4057 CAPE COLE BLVD PUNTA GORDA, FL 33955

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01-43-22-12-00000.1608 CRITCH CLIFFORD + JANIS 6 GARNETT RD BILLERICA, MA 01821

01-43-22-12-00000.1702 ASHDOWN ARVID C + JOANNE H TR 2090 MATECUMBE KEY RD #1702 PUNTA GORDA, FL 33955

01-43-22-12-00000.1704 KAHN EARL + DORIS 1395 3RD AVE NEW YORK, NY 10075

01-43-22-12-00000.1706 HUNTER MARK L + DEBORAH H 1009 BUCK HILL DR VEAZIE, ME 04401

01-43-22-12-00000.1708 MCKEEVER KRISTIN + 12 BRIDLE LN BLUE BELL, PA 19422

01-43-22-12-00000.1802 BERKELBACH RAYMOND J + MARIE E 2090 MATECUMBE KEY RD 1802 PUNTA GORDA, FL 33955

01-43-22-12-00000.1804 ACUFF THOMAS + JOAN D 25 VILLA DR HAMPTON, IL 61256

01-43-22-12-00000.2102 MACDONALD DIGBY D + 3222 SHELLERS BND UNIT 224 STATE COLLEGE, PA 16801

01-43-22-12-00000.2104 ANTON PATRICIA L 2060 MATECUMBE KEY RD #2104 PUNTA GORDA, FL 33955

01-43-22-12-00000.2106 NICKENS JOHN R III + REBECCA R 435 S TRYON # 901 CHARLOTTE, NC 28202 01-43-22-12-00000.1701 OJEDA PETER + THERESA HC01 BOX 455 MOORE HAVEN, FL 33471

01-43-22-12-00000.1703 TEGTMEIER LARRY R TR 512 PIER 1 LINCOLN, NE 68528

01-43-22-12-00000.1705 MELVIN DWIGHT D + LESLIE M 9041 SOUTHERN ORCHARD RD DAVIE, FL 33328

01-43-22-12-00000.1707 BURKHALTER STEPHEN R + JO ANN 11060 HIGHWAY 150 GREENVILLE, IN 47124

01-43-22-12-00000.1801 CUTTER MATTHEW + MILDRED 2750 RYAN BLVD PUNTA GORDA, FL 33950

01-43-22-12-00000.1803 ROTHBERG HARVEY J + ANN ROSE PO BOX 3037 STAMFORD, CT 06905

01-43-22-12-00000.2101 DOWD ROSEMARY M 3435 MARY L TRAIL POWDER SPRINGS, GA 30127

01-43-22-12-00000.2103 ABBOTT HARVEY M 2060 MATECUMBE KEY RD #2103 PUNTA GORDA, FL 33955

01-43-22-12-00000.2105 ROMAINE GREGORY M + CAROLE A 3267 SUGARLOAF KEY RD PUNTA GORDA, FL 33955

01-43-22-12-00000.2107 BROWN DENNIS M + SHARON L 2060 MATECUMBE KEY RD #2107 PUNTA GORDA, FL 33955 01-43-22-12-00000.2108 STEPHENSON GERALD + ELIZABETH 122 HIGH ST OIL CITY, PA 16301

01-43-22-12-00000.2202 ROBERTSON PETER A JR + BARBARA 2060 MATECUMBE KEY RD #2202 PUNTA GORDA, FL 33955

01-43-22-12-00000.2204 WASHER WILLIAM L 2060 MATECUMBE KEY RD #2204 PUNTA GORDA, FL 33955

01-43-22-12-00000.2206 HARRIGAN WILLIAM J SR TR + 2060 MATECUMBE KEY RD #2206 PUNTA GORDA, FL 33955

01-43-22-12-00000.2208 HOLLIS JOHN P 3309 SARABENDE DR SACRAMENTO, CA 95826

01-43-22-12-00000.2302 HUNT CHARLES R + BARBARA B 26 BAYBERRY RD CONCORD, MA 01742

01-43-22-12-00000.2304 MCLEAN JAMES E 2060 MATECUMBE KEY RD #2304 PUNTA GORDA, FL 33955

01-43-22-12-00000.2306 CLARKE CRAIG W + DEBRA L 550 SCHULTZ RD SPARTA, MI 49345

01-43-22-12-00000.2308 ACKERMAN ARTHUR + LOIS C 2060 MATECUMBE KEY RD #2308 PUNTA GORDA, FL 33955

01-43-22-12-00000.2402 GERLACH BERND H + MARY A TR 49641 REGATTA NEW BALTIMORE, MI 48047 01-43-22-12-00000.2201 COAKER DEBORAH A TR 1730 N OLD BURNT STORE RD CAPE CORAL, FL 33993

01-43-22-12-00000.2203 MURRAY PETER + JANINE 26 WOODMAR CIR SOUTH WINDSOR, CT 06074

01-43-22-12-00000.2205 CIPRIANO MATTHEW + SUSAN 49503 NAUTICAL CT CHESTERFIELD, MI 48047

01-43-22-12-00000.2207 DANKO CHARLES + CAROL 1/2 INT 72 PLEASANT DR BRICK, NJ 08724

01-43-22-12-00000.2301 KERSTEIN PATRICIA MURPHY TR 1940 JAMAICA WAY PUNTA GORDA, FL 33950

01-43-22-12-00000.2303 WEST MARGARET E TR 4230 CASWELL RD JOHNSTOWN, OH 43031

01-43-22-12-00000.2305 OWEN LARRY + PATRICIA 2060 MATECUMBE KEY RD #2305 PUNTA GORDA, FL 33955

01-43-22-12-00000.2307 ELLIOTT DIANE N 2060 MATECUMBE KEY RD # 2307 PUNTA GORDA, FL 33955

01-43-22-12-00000.2401 LOVE RAYMOND H + PHYLLIS M 5021 SABLE KEY CIR PUNTA GORDA, FL 33955

01-43-22-12-00000.2403 ALBREGTS THOMAS A + ERIN M 2 N 9TH ST LAFAYETTE, IN 47901 01-43-22-12-00000.2404 GRISWOLD ALLAN S TR 696 MARYNUK RD GUILFORD, VT 05301

01-43-22-12-00000.2406 DUFOUR BERNARD R TR + 26800 CAPTAINS LN FRANKLIN, MI 48025

01-43-22-12-00000.2408 DUFOUR BERNARD R TR + 26800 CAPTAINS LN FRANKLIN, MI 48025

01-43-22-12-00000.2502 FRY DENNIS L + 7581 W 300 N GREENFIELD, IN 46140

01-43-22-12-00000.2504 COHN SUSAN C TR PO BOX 2415 HALLANDALE, FL 33008

01-43-22-12-00000.2506 FARNHAM DENNIS JOHN + DOROTHY 2060 MATECUMBE KEY RD #2506 PUNTA GORDA, FL 33955

01-43-22-12-00000.2508 KUNZ MICHAEL JOSEPH FLAT 9 31 CALVIN ST LONDON E 1 6NW, UNITED KINGDOM

01-43-22-12-00000.2602 GIBSON EDWARD J + FAITH A 1306 SE 15TH TER CAPE CORAL, FL 33990

01-43-22-12-00000.2604 STARBUCK DAVID H 302 SCENIC POINT LANE ORANGE PARK, FL 32003

01-43-22-12-00000.2606 COUGHLIN THOMAS S + CHERYL G RR 1 BOX 3076 BRACKNEY, PA 18812 01-43-22-12-00000.2405 SAGE MICHAEL J + DEBRA LEE 3131 WOODSIDE DR FAIRFIELD, OH 45014

01-43-22-12-00000.2407 COOPER TODD R + HEATHER J 10060 DOWNES LOWELL, MI 49331

01-43-22-12-00000.2501 WELLS JEROME C 2060 MATECUMBE KEY RD #2501 PUNTA GORDA, FL 33955

01-43-22-12-00000.2503 LIGMANOWSKI GARY B + 14829 WOODCREST AVE LOCKPORT, IL 60491

01-43-22-12-00000.2505 MENNELLA VINCENT + FRANCES 2060 MATECUMBE KEY RD #2505 PUNTA GORDA, FL 33955

01-43-22-12-00000.2507 VESTFALL FRANK C TR 8129 BEDFORD ST MACEDONIA, OH 44056

01-43-22-12-00000.2601 ORGAN ROBERT D + PATRICIA A 2060 MATECUMBE KEY RD #2601 PUNTA GORDA, FL 33955

01-43-22-12-00000.2603 ST JOHN RICHARD L + ELLEN M D 1113 KINGHAM DR MIDLOTHIAN, VA 23114

01-43-22-12-00000.2605 HARBOR WEST LLC 1311 COMMERCE LN #23 JUPITER, FL 33458

01-43-22-12-00000.2607 DOWLING TIMOTHY J + LISA M 1804 BLACK OAK DR MCHENRY, IL 60050 01-43-22-12-00000.2608 ALBREGTS THOMAS A + 2 N 9TH ST LAFAYETTE, IN 47901

01-43-22-12-00000.2702 WILLIAMS ROBERT + PATRICIA 2060 MATECUMBE KEY RD #2702 PUNTA GORDA, FL 33955

01-43-22-12-00000.2704 BUTKIN SANDRA D TR 50% 12175 WOODLAND PARK DR BELDING, MI 48809

01-43-22-12-00000.2706 WOOD ROBERT + JANET M 1200 ROMANO KEY PUNTA GORDA, FL 33955

01-43-22-12-00000.2708 BOUDREAU LOREN R + PATRICIA J 788 HORSESHOE CIR WAUCONDA, IL 60084

01-43-22-12-00000.2802 LAPINSKI THOMAS M + JOAN C 2060 MATECUMBE KEY RD #2802 PUNTA GORDA, FL 33955

01-43-22-12-00000.2804 JOHNSON PETER + COLETTE 22147 BIRCH POINT RD TOWER, MN 55790

01-43-22-14-00000.0020 DOBER WAYNE + LAURA W 6022 COUNTY ROAD A ELKHORN, WI 53121

01-43-22-14-00000.0040 ROMAINE GREGORY + CAROLE CO TR 118 EDGEWATER E E FALMOUTH, MA 02536

01-43-22-15-00000.0010 HARRINGTON SUSAN C 3421 SUNSET KEY CIR PUNTA GORDA, FL 33955 01-43-22-12-00000.2701 KOSCHAL CAROL A TR 105 ALMOND RD FREEHOLD, NJ 07728

01-43-22-12-00000.2703 MELE TAMARA + 1485 SYKES CREEK DR MERRITT ISLAND, FL 32953

01-43-22-12-00000.2705 WEEKES THOMAS R + BEVERLY G 3181 MATECUMBE KEY #6 PUNTA GORDA, FL 33955

01-43-22-12-00000.2707 THORNBERRY WILLIAM C + MARY V 12587 ROCK ISLAND TRL HUNTLEY, IL 60142

01-43-22-12-00000.2801 BRUMMEL PHILLIP J + 604 SW FORESTPARK LN LEES SUMMIT, MO 64081

01-43-22-12-00000.2803 BARREGO LAWRENCE 2060 MATECUMBE KEY RD PUNTA GORDA, FL 33955

01-43-22-14-00000.0010 CONTI DONALD + 221 ISLAMORADA BLVD PUNTA GORDA, FL 33955

01-43-22-14-00000.0030 ROMAINE GREGORY M + 118 EDGEWATER EAST EAST FALMOUTH, MA 02536

01-43-22-14-00000.0050 ROMAINE GREGORY + CAROLE CO TR 118 EDGEWATER E EAST FALMOUTH, MA 02536

01-43-22-15-00000.0020 ARSENAULT ROBERT 360 GALAHAD DR SAINT CHARLES, MO 63304 01-43-22-15-00000.0030 DEYOUNG RICHARD + ELIZABETH 11434 PLATTNER DR MOKENA, IL 60448

01-43-22-15-00000.0050 ROLPH DARREL L TR 3405 SUNSET KEY CIR PUNTA GORDA, FL 33955

01-43-22-15-00000.0070 BERRY DAVID L + DEBRA J 1222 S 184TH CIR OMAHA, NE 68130

01-43-22-15-00000.0090 SHAFFER LOWELL K + GAYLE E 3389 SUNSET KEY CIR PUNTA GORDA, FL 33955

01-43-22-15-00000.0100 REULING WILLIAM C TR 3385 SUNSET KEY CIR PUNTA GORDA, FL 33955

01-43-22-15-00000.0120 TAGUE MARK + JANICE 165 ABBOTSFORD RD SE CEDAR RAPIDS, IA 52403

01-43-22-15-00000.0140 BLAIR HOWARD S + KIMBERLY 834 SOUTH PROSPECT PARK RIDGE, IL 60068

01-43-22-15-00000.0160 BORCHERS STANLEY R + NANCY P 3361 SUNSET KEY CIR PUNTA GORDA, FL 33955

01-43-22-15-00000.0180 HEYWOOD WILLIAM H + NANCY A 3353 SUNSET KEY CIR PUNTA GORDA, FL 33955

01-43-22-15-00000.0200 MATTHEWS HORACE M + LINDA S 3345 SUNSET KEY CIR PUNTA GORDA, FL 33955 01-43-22-15-00000.0040 HORODECK HARRY G + JEANETTE 3409 SUNSET KEY CIR PUNTA GORDA, FL 33955

01-43-22-15-00000.0060 LOOMIS JOHN + MICHELLE 202 WOODWARD RD CANTON, MI 48188

01-43-22-15-00000.0080 GELINAS MARK + 21 PIKES WAY CORDILLERA, CO 81632

01-43-22-15-00000.00CE SUNSET KEY II LAND CONDO ASSOC

,

01-43-22-15-00000.0110 NULLMEIER EDGAR + ELFRIEDE M 3381 SUNSET KEY CIR PUNTA GORDA, FL 33955

01-43-22-15-00000.0130 DOZIER RANDOLPH S + JULIA D TR 3373 SUNSET KEY CIR #13 PUNTA GORDA, FL 33955

01-43-22-15-00000.0150 CAMPBELL JOHN D + NAOMI S 3365 SUNSET KEY CIR PUNTA GORDA, FL 33955

01-43-22-15-00000.0170 LEIDHOLDT STEPHEN C 3357 SUNSET KEY CIR PUNTA GORDA, FL 33955

01-43-22-15-00000.0190 BRUNO LAWRENCE C + SYLVIA A 3349 SUNSET KEY CIR PUNTA GORDA, FL 33955

01-43-22-15-00000.0210 FAHNER TYRONNE C + ANNE M 2437 SHERIDAN RD EVANSTON, IL 60201 01-43-22-15-00000.0220 LAMER GERALD P + PATRICIA F 1047 COVE RD STURGEON BAY, WI 54235

01-43-22-16-00001.000B BOCKRATH DENNIS + WINONA TR 5709 WILLNEAN DR MILFORD, OH 45150

01-43-22-16-00001.000D MILLER RONALD J + SHARON P 8155 LOWBANK DR NAPLES, FL 34109

01-43-22-16-00002.000B KOSIEWICZ EDWARD + MARGUERITE 3308 SUNSET KEY CIR #B PUNTA GORDA, FL 33955

01-43-22-16-00002.000D SPAANS CELESTE + 10617 HUNTERS COVE DR INDIANAPOLIS, IN 46236

01-43-22-16-00003.000B EDDINGER PHILIP D + 497 N SUNRISE LN BOYERTOWN, PA 19512

01-43-22-16-00003.000D KINGSBURY JOHN F + PO BOX 570 PONCA, NE 68770

01-43-22-16-00004.000B BISCEGLIA WILLIAM C + MARLENE 3316B SUNSET KEY CIR PUNTA GORDA, FL 33955

01-43-22-16-00004.000D DOUGLAS DENNIS C + 3316 SUNSET KEY CIR #D PUNTA GORDA, FL 33955

01-43-22-16-00005.000B SINCLAIR FRANK G + ANITA K 2766 SLEEPY HOLLOW CT PLACERVILLE, CA 95667 01-43-22-16-00000.00CE TOPAZ COVE CONDO SUNSET KEY CIR PUNTA GORDA, FL 33955

01-43-22-16-00001.000C GARDYNIK HAROLD J + ROBIN SUE 1000 ISLAND DR COMMERCE TOWNSHIP, MI 48382

01-43-22-16-00001.00A0 EBBENS RICHARD R + JOAN 3304 SUNSET KEY CIR #A PUNTA GORDA, FL 33955

01-43-22-16-00002.000C VALICENTI T ROBERT + MARTHA TR 9 MONUMENT SQUARE HOLLIS, NH 03049

01-43-22-16-00002.00A0 STOVER SUZANNE C 3308 SUNSET KEY CIR #A PUNTA GORDA, FL 33955

01-43-22-16-00003.000C KOLM HARVARD B TR 3312 SUNSET KEY #3C PUNTA GORDA, FL 33955

01-43-22-16-00003.00A0 LAWLER JAMES G + BARBARA 440 WALNUT LANE PRINCETON, NJ 08540

01-43-22-16-00004.000C REDON LEONARD E + DENISE S 10 LAKE LACOMA DR PITTSFORD, NY 14534

01-43-22-16-00004.00A0 KIEFFER WILLIAM + SUSAN 3316 SUNSET KEY CIR #A PUNTA GORDA, FL 33955

01-43-22-16-00005.000C ARGAY MICHELE C TR + 3320 SUNSET KEY CIR #C PUNTA GORDA, FL 33955 01-43-22-16-00005.000D RIORDAN SUE ELLEN TR 621 W BARRY WAY #501 CHICAGO, IL 60657

01-43-22-16-00006.000B PRUCHA EDMUND R + JEANNINE M 1007 STIRRUP LN LEMONT, IL 60439

01-43-22-16-00006.000D GUNTHER NANCY E TR 6425 GINOS WAY FOX LAKE, IL 60020

01-43-22-16-00007.000B KINNEALLY WILLIAM + KATHLEEN R 3328 B SUNSET KEY CIR PUNTA GORDA, FL 33955

01-43-22-16-00007.000D NARDINI JOHN J + ELIZABETH A 3328 SUNSET KEY CIR #D PUNTA GORDA, FL 33955

01-43-22-16-00008.000B SLEMISH MOUNTAIN INVESTMENT LL 704 E PERKINS ST MEDFORD, WI 54451

01-43-22-16-00008.000D HAWLEY J JEFFREY + EMILY J 3332 SUNSET KEY CIR #D PUNTA GORDA, FL 33955

01-43-22-16-00009.000B KARCHER JOHN A 1730 OLD BURNT STORE RD CAPE CORAL, FL 33993

01-43-22-16-00009.000D PETRIE WILLIAM H + CONNIE PO BOX 1359 COCHRANE, AB T4C 1B3 CANADA

01-43-22-16-00010.000B SCHMITZ JUDITH A TR 3354 SUNSET KEY CIR #B PUNTA GORDA, FL 33955 01-43-22-16-00005.00A0 MACUGA FAMILY LLC 1926 SOMERSET DR MUNSTER, IN 46321

01-43-22-16-00006.000C HICKEY THOMAS J + MARGARET L 3324 SUNSET KEY CIR #C PUNTA GORDA, FL 33955

01-43-22-16-00006.00A0 BUTKIEWICZ MICHAEL + PATRICIA 12163 PRAIRIE CT LEMONT, IL 60439

01-43-22-16-00007.000C CAPEK RICHARD C + BRENDA 3328 SUNSET KEY CIR #C PUNTA GORDA, FL 33955

01-43-22-16-00007.00A0 THOMPSON EDWARD H III + SANDRA 3328 SUNSET KEY CIR #A PUNTA GORDA, FL 33955

01-43-22-16-00008.000C MURRAY PATRICIA A 3332 SUNSET KEY CIR #C PUNTA GORDA, FL 33955

01-43-22-16-00008.00A0 DUFFY KATHERINE L TR 11775 YOUNGSTOWN-PITTSBURGH RD NEW MIDDLETOWN, OH 44442

01-43-22-16-00009.000C GARSIDE ARTHUR F + CAROL F 3336-C SUNSET KEY CIR PUNTA GORDA, FL 33955

01-43-22-16-00009.00A0 WIEGAND DALE E + DEBORAH L 3336 SUNSET KEY CIR #A PUNTA GORDA, FL 33955

01-43-22-16-00010.000C BROWN THEODORE H + LISA W 756 MARINER CIR WEBSTER, NY 14580 01-43-22-16-00010.000D BAIR RENEE M + STEVEN C PO BOX 510819 PUNTA GORDA, FL 33951

01-43-22-16-00011.000B WILEY MARJORIE R TR 4555 KINGSWOOD DR BRIGHTON, MI 48116

01-43-22-16-00011.000D VOGENBERGER ROBERT + MARY T 3368-D SUNSET KEY CIR #202 PUNTA GORDA, FL 33955

01-43-22-16-00012.000B SIMONE VITO R + 17 CEDAR LN SETAUKET, NY 11733

01-43-22-16-00012.000D SHORT ALLAN J + PATRICIA M 6933 CARTER RD SPRING ARBOR, MI 49283

01-43-22-16-00013.000B ROHRMAN JAMES R + PATRICIA A 12627 FENWAY AVE N HUGO, MN 55038

01-43-22-16-00013.000D SMITH TATE I + NANCY M 5310 IJAMSVILLE RD IJAMSVILLE, MD 21754

01-43-22-16-00014.000B GRETH DAVID A 2314 HERB RD TEMPLE, PA 19560

01-43-22-16-00014.000D PARKER KATHERINE B 1/5 + 3323 LITTLE RD VALRICO, FL 33594

01-43-22-16-00015.000B LIVINGSTON MILTON M JR TR PO BOX 1700 PADUCAH, KY 42002 01-43-22-16-00010.00A0 GIFFORD JOHN H + PAULA P 860 COACHWAY ANNAPOLIS, MD 21401

01-43-22-16-00011.000C HIGLEY DAVID + CAROL N 1025 RIVER DR MENOMINEE, MI 49858

01-43-22-16-00011.00A0 LEWIS PAUL D + JUDY D 206 DEER WALK CIR MARIETTA, OH 45750

01-43-22-16-00012.000C JACKSON DOUGLAS C + SUZANNE B 3376 SUNSET KEY CIR #C PUNTA GORDA, FL 33955

01-43-22-16-00012.00A0 MARLOW CHRISTOPHER GUY TR 3376 SUNSET KEY CIR #A PUNTA GORDA, FL 33955

01-43-22-16-00013.000C SHIRCLIFF ROBERT L + PAMELA H 7513 CHESTNUT HILL RD PROSPECT, KY 40059

01-43-22-16-00013.00A0 GANNON THOMAS + HELENE 3392 SUNSET KEY CIR #A PUNTA GORDA, FL 33955

01-43-22-16-00014.000C SMITH DIANNE L PO BOX 512303 PUNTA GORDA, FL 33951

01-43-22-16-00014.00A0 CATALDO PATRICK JR + KATHLEEN 135 EAST NITTANY AVE U #713 STATE COLLEGE, PA 16801

01-43-22-16-00015.000C SEDWICK W DAVID + 2517 STRATFORD RD CLEVELAND HEIGHTS, OH 44118 01-43-22-16-00015.000D GREEN TOM + JUDY 48 ROYAL DR SPRINGBORO, OH 45066

01-43-22-16-00016.000B THOMAS FRANK D + MARGARET E 3416 SUNSET KEY CIR # B PUNTA GORDA, FL 33955

01-43-22-16-00016.000D GWYNN FRANK G + CHARLOTTE K TR 3416 SUNSET KEY CIR #D PUNTA GORDA, FL 33955

01-43-22-16-00017.000B SIRK GEORGE G JR TR 817 BROADWAY PADUCAH, KY 42001

01-43-22-16-00017.000D CHILDRESS AMY N TR 3420 SUNSET KEY CIR #D PUNTA GORDA, FL 33955

01-43-22-18-00000.00CE GRANDE ISLE TOWERS I + II

,

01-43-22-18-00001.0102 ANDERMAN DANIEL I + BARBARA 131 NAPA RIDGE WAY NAPLES, FL 34119

01-43-22-18-00001.0104 SMITH KATHRYN N + 291 LAKE AVE S SPICER, MN 56288

01-43-22-18-00001.0106 DOMINIACK SCOTT + DEBRA 627 8TH AVE BROOKINGS, SD 57006

01-43-22-18-00001.0201 MORAIN ROBERT 16956 MC GREGOR BLVD #3 FORT MYERS, FL 33908 01-43-22-16-00015.00A0 SMITHSON MILTON F + DONNA L TR 10748 SOUTHWOOD DR MANCELONA, MI 49659

01-43-22-16-00016.000C JANOWICZ GREGORY M + SUSAN J 3496 RIVER SEINE ST COLUMBUS, OH 43221

01-43-22-16-00016.00A0 LICK CAROLE M TR 3416 SUNSET KEY CIR #A PUNTA GORDA, FL 33955

01-43-22-16-00017.000C DIPONZIO EDWARD TR + 3420 SUNSET KEY CIR #C PUNTA GORDA, FL 33955

01-43-22-16-00017.00A0 IHLENFELDT WILLIAM A + BARBARA 4432 MEMORY LN EAU CLAIRE, WI 54701

01-43-22-18-00001.0101 DEUTZ PROPERTIES LLC + PO BOX 634 SAINT JOSEPH, MN 56374

01-43-22-18-00001.0103 ABRAMS JAMES T + 99 JEFFREY ST WINTERSVILLE, OH 43953

01-43-22-18-00001.0105 HANN STEPHEN S + MARLENE E 3313 SUNSET KEY CIR #105 PUNTA GORDA, FL 33955

01-43-22-18-00001.0107 JHANGIANI SACHIN H 5 COVE CRT SECAUCUS, NJ 07094

01-43-22-18-00001.0202 KLINE RONALD A TR 3313 SUNSET KEY CIR #202 PUNTA GORDA, FL 33955 01-43-22-18-00001.0203 SNAGE FABIA TR 10780 WEST BROOKS LN PLYMOUTH, MI 48170

01-43-22-18-00001.0205 RAMSEY CARL + CYNTHIA M TR 4 AZALEA PL NOVATO, CA 94949

01-43-22-18-00001.0207 MORGAN RICHARD V TR 3313 SUNSET KEY CIR #207 PUNTA GORDA, FL 33955

01-43-22-18-00001.0302 SICHEL DAVID B TR + 3313 SUNSET KEY CIR #302 PUNTA GORDA, FL 33955

01-43-22-18-00001.0304 BOHRER MICHAEL J + MARY D 3203 SEABOARD CIR NORTH WILDWOOD, NJ 08260

01-43-22-18-00001.0306 RUDIBAUGH JOHN W + DORIS I 515 SOUTH FRANKLIN ST WEST CHESTER, PA 19382

01-43-22-18-00001.0401 AKERS ROBERT W + MARILYN J 3313 SUNSET KEY CIR #501 PUNTA GORDA, FL 33955

01-43-22-18-00001.0403 LOCATIS MICHAEL W III + 16433 E IDA AVE CENTENNIAL, CO 80015

01-43-22-18-00001.0405 CONFLITTI RICHARD + 25535 MILNER ST SAINT CLAIR SHORES, MI 48081

01-43-22-18-00001.0407 CARLTON LAND HOLDINGS LLC 8841 W TERRY ST BONITA SPRINGS, FL 34135 01-43-22-18-00001.0204 FOURNIER DEAN TR 348 TOLEND RD DOVER, NH 03820

01-43-22-18-00001.0206 LILLYBLAD BRUCE + JAN 6738 NORTH VICTORY HEIGHTS RD STONE LAKE, WI 54876

01-43-22-18-00001.0301 GIESKE PHILLIP + 3313 SUNSET KEY CIR #301 PUNTA GORDA, FL 33955

01-43-22-18-00001.0303 GOODE TERRY D 38824 ARBOR CRT GRAFTON, OH 44044

01-43-22-18-00001.0305 GALLAGHER JOHN C TR 152 GARDEN GATE GREEN BAY, WI 54313

01-43-22-18-00001.0307 MATTIE MATTHEW W + 7 DEEPWELLS LN SAINT JAMES, NY 11780

01-43-22-18-00001.0402 MCOMBER PAMELA 112 GADWALL LN MANLIUS, NY 13104

01-43-22-18-00001.0404 CORNWELL RALPH L + VIRGINIA B 236 BERMUDA RUN DR ADVANCE, NC 27006

01-43-22-18-00001.0406 SCHULTZ DOUGLAS A 3313 SUNSET KEY CIR #406 PUNTA GORDA, FL 33955

01-43-22-18-00001.0501 AKERS ROBERT W + MARILYN J 3313 SUNSET KEY CIR #501 PUNTA GORDA, FL 33955

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01-43-22-18-00001.0502 CAFFARELLI JOSEPH J + CARIN A 2715 PROVIDENCE PL MAPLE PLAIN, MN 55359

01-43-22-18-00001.0504 OCONNELL MICHAEL J + 2842 COX NECK RD CHESTER, MD 21619

01-43-22-18-00001.0506 DARRAH MICHAEL L + 11233 GREENBRIAR CHASE OKLAHOMA CITY, OK 73170

01-43-22-18-00001.0601 AKERS ROBERT W TR + 3313 SUNSET KEY CIR #501 PUNTA GORDA, FL 33955

01-43-22-18-00001.0603 HAINES SANDRA A + WILLIAM E JR 1236 N INLYNNVIEW RD VIRGINIA BEACH, VA 23454

01-43-22-18-00001.0605 TOWERY KENNETH W TR 908 RUGBY PL LOUISVILLE, KY 40222

01-43-22-18-00001.0607 ANDERSON JOHN A JR + JODENE + 7501 AUTO CLUB RD MINNEAPOLIS, MN 55438

01-43-22-18-00001.0702 CLARK TIMOTHY D + CHERYL D 3313 SUNSET KEY CIR #702 PUNTA GORDA, FL 33955

01-43-22-18-00001.0704 GRETH DAVID A 2314 HERB RD TEMPLE, PA 19560

01-43-22-18-00001.0706 NEWCOM STEVEN G TR 10 SOUTH WACKER DR STE 1970 CHICAGO, IL 60606 01-43-22-18-00001.0503 LUKA LLC PO BOX 380455 MURDOCK, FL 33938

01-43-22-18-00001.0505 GORDON ARNOLD J + 61 ONEIDA DR GREENWICH, CT 06830

01-43-22-18-00001.0507 GRANGER KENTON TR 3313 SUNSET KEY CIR #507 PUNTA GORDA, FL 33955

01-43-22-18-00001.0602 ALLDIAN DAVID P + 641 POINT AVE BRICK, NJ 08724

01-43-22-18-00001.0604 FELDMANN HERB 30% INT + 1661 WEST 136TH ST CARMEL, IN 46032

01-43-22-18-00001.0606 ATWOOD JACK M + MELISSA M 114 STATE RD STE B-3 SAGAMORE BEACH, MA 02562

01-43-22-18-00001.0701 SCHOENBACHLER CARL +LINDA C TR 318 BARCELONA DR LOUISVILLE, KY 40245

01-43-22-18-00001.0703 TREWORGY THOMAS J 24259 YAUGHT CLUB DR PUNTA GORDA, FL 33955

01-43-22-18-00001.0705 HOOPER ROBERT LANE + TERESITA 3313 SUNSET KEY CIR #705 PUNTA GORDA, FL 33955

01-43-22-18-00001.0707 NEWCOM STEVEN G TR 10 S WACKER DR STE 1970 CHICAGO, IL 60606 01-43-22-18-00002.0101 PIKOR JEROME W 1/2 INT + PO BOX 700 EDGARTOWN, MA 02539

01-43-22-18-00002.0103 SEEBO HANS F + FREDLYNN 2209 CAPE CORAL PKWY WEST CAPE CORAL, FL 33914

01-43-22-18-00002.0105 LAUX ROBERT C + TRACY A 5900 NW 4TH AVE BOCA RATON, FL 33487

01-43-22-18-00002.0107 BONNEVILLE JAMES D + BARBARA J 685 WILLOUGHBY WAY E MINNETONKA, MN 55305

01-43-22-18-00002.0109 MORK PETER H + KATHRYN A 5003 BRUCE AVE EDINA, MN 55424

01-43-22-18-00002.0202 GARRARD JOHN S + DIANA D 30 LAKESHORE PL BROWNSBURG, IN 46112

01-43-22-18-00002.0204 ROBERTS DANIEL C + LINDA R 6103 W FOSTER RIDGE LN PENDLETON, IN 46064

01-43-22-18-00002.0206 BECKER PATRICIA A 3321 SUNSET KEY CIR #206 PUNTA GORDA, FL 33955

01-43-22-18-00002.0208 YEE HARVEY K + ANN MARIE 9438 GALE LAKE DR GOODRICH, MI 48438

01-43-22-18-00002.0301 LANGE BARBARA JO + 4N024 WILDROSE RD ST CHARLES, IL 60174 01-43-22-18-00002.0102 SMITH FRANCES 3321 SUNSET KEY CIR UNIT 102 PUNTA GORDA, FL 33955

01-43-22-18-00002.0104 BAINEY BRAD H + ANGELA J 488 JANSEN AVE SE BUFFALO, MN 55313

01-43-22-18-00002.0106 PLANKIS LEE J + MARIA D 203 CROOKED TREE CT NAPERVILLE, IL 60565

01-43-22-18-00002.0108 HUBERT JAMES G PO BOX 651 NEW PHILADELPHIA, OH 44663

01-43-22-18-00002.0201 TEBBEN JAMES + MARY BETH 4200 SUTTON RD DRYDEN, MI 48428

01-43-22-18-00002.0203 TOMASELLI JOHN D TR 65% INT + 3321 SUNSET KEY CIR STE 203 PUNTA GORDA, FL 33955

01-43-22-18-00002.0205 CAMPBELL MICHAEL 10537 VIA COMO CT CLERMONT, FL 34711

01-43-22-18-00002.0207 CHANDLER FRED + KAREN 3619 MARGUERITE COURT MOUNT AIRY, MD 21771

01-43-22-18-00002.0209 SMITH DONALD C + 525 S FLAGLER DR #24EF WEST PALM BEACH, FL 33401

01-43-22-18-00002.0302 SCHOENBACHLER CARL +LINDA C TR 318 BARCELONA DR LOUISVILLE, KY 40245 01-43-22-18-00002.0303 KENDZIERSKI JOHN 2119 RIVERDALE ST WEST SPRINGFIELD, MA 01089

01-43-22-18-00002.0305 EPLER DONALD F 2022 LAKE SHORE DR COLUMBUS, OH 43204

01-43-22-18-00002.0307 RICHMOND ROBERT TR 4440 S SEMINOLE DR GLENVIEW, IL 60026

01-43-22-18-00002.0309 BELL THOMAS + KATHY 3329 SUNSET KEY CR PUNTA GORDA, FL 33955

01-43-22-18-00002.0402 WISE GREGORY R + ELIZABETH I 4300 DELCO DELL RD DAYTON, OH 45429

01-43-22-18-00002.0404 GRANDE ISLE 404 LLC 28351 TAMIAMI TRAIL BONITA SPRINGS, FL 34134

01-43-22-18-00002.0406 ROOP DAVID E + MARIE C 3321 SUNSET KEY CIR #406 PUNTA GORDA, FL 33955

01-43-22-18-00002.0408 FLETCHER THEOPHILUS W + IRIS D 51 TAMARACK AVE MAHOPAC, NY 10541

01-43-22-18-00002.0501 DOWD ROSEMARY M 3435 MARY L TRAIL POWDER SPRINGS, GA 30127

01-43-22-18-00002.0503 DANIEL THOMAS J + KATHY E 7826 9TH AVE S SAINT PETERSBURG, FL 33707 01-43-22-18-00002.0304 PARSONS GERALD J + ELEANOR 47 COLLINS MILL RD CHESTER SPRINGS, PA 19425

01-43-22-18-00002.0306 AUDIBERT MICOLE MARIE 1133 BAL HARBOUR BLVD #1139 PUNTA GORDA, FL 33950

01-43-22-18-00002.0308 BLAIR HOWARD S + KIMBERLY R 834 S PROSPECT PARK RIDGE, IL 60068

01-43-22-18-00002.0401 ENGBERG DOUG 3321 SUNSET KEY CIR #401 PUNTA GORDA, FL 33955

01-43-22-18-00002.0403 FLANIGAN ALTA GRACIA TR 3321 SUNSET KEY CIR #403 PUNTA GORDA, FL 33955

01-43-22-18-00002.0405 COUPERTHWAITE GORDON + BONNIE 3321 SUNSET KEY CIR #405 PUNTA GORDA, FL 33955

01-43-22-18-00002.0407 TITLE HOLDINGS LLC 200 SOUTH SIXTH ST STE 1300 MINNEAPOLIS, MN 55402

01-43-22-18-00002.0409 ANDERSON LISA L 130 FALCON HILL CT GREEN BAY, WI 54302

01-43-22-18-00002.0502 HALLOWELL RICHARD J + ALICE 2522 CANDY TUFT DR JAMISON, PA 18929

01-43-22-18-00002.0504 OUELLETTE MICHEAL + CYNTHIA 17887 COURTSIDE LANDINGS CIR PUNTA GORDA, FL 33955

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01-43-22-18-00002.0505 KEYES DANNY JAMES + SUSAN JANE 32 SPITHEAD RD RR 4 GANANOQUE, ON K7G 2V6 CANADA

01-43-22-18-00002.0507 MARTIN JAMES F 42 CEDAR ST CEDAR GROVE, NJ 07009

01-43-22-18-00002.0509 GRANDE ISLE LLC 5576 BRIDGETOWN RD CINCINNATI, OH 45248

01-43-22-18-00002.0602 WALRATH RICHARD J + 1286 GOWER RD SCOTIA, NY 12302

01-43-22-18-00002.0604 SHONE ROBERT W 15408 BRIDGEWATER CLUB BLVD CARMEL, IN 46033

01-43-22-18-00002.0606 HEADLEY MICHAEL K 940 CAPE MARCO DR UNIT 1505 MARCO ISLAND, FL 34145

01-43-22-18-00002.0608 CHURCH DENNIS G + MARY LOU 5051 PELICAN COLONY BLVD BONITA SPRINGS, FL 34134

01-43-22-18-00002.0701 LOVEALL L DALE TR 7801 E RICHLAND RD COLUMBIA, MO 65201

01-43-22-18-00002.0703 QUIGLEY LEON M 3399 VETERAN DR STE A TRAVERSE CITY, MI 49684

01-43-22-18-00002.0705 STAMPS JOHN E 1329 MELALEUCA LN FORT MYERS, FL 33901 01-43-22-18-00002.0506 LYONS THOMAS + FADIA 7 PLEASANT RUN RD FLEMINGTON, NJ 08822

01-43-22-18-00002.0508 PROFFER LESTER R + AGNES 3321 SUNSET KEY CIR #508 PUNTA GORDA, FL 33955

01-43-22-18-00002.0601 HAVLOCK BERNARD F TR 3321 SUNSET KEY CIR #601 PUNTA GORDA, FL 33955

01-43-22-18-00002.0603 KIELA GARY C + BETH S 3321 SUNSET KEY CIR #603 PUNTA GORDA, FL 33955

01-43-22-18-00002.0605 MACUGA FAMILY LLC 1926 SOMERSET DR MUNSTER, IN 46321

01-43-22-18-00002.0607 DULLARD ROBERT 2835 NORTH DWIGHT RD MORRIS, IL 60450

01-43-22-18-00002.0609 SUNSET CONCEPTS V LLC PATRICK CINIELLO 28351 S TAMIAMI TRAIL BONITA SPRINGS, FL 34134

01-43-22-18-00002.0702 CIRRINCIONE CATHY + 1320 W ABINGTON CAMBS DR LAKE FOREST, IL 60045

01-43-22-18-00002.0704 HEADLEY HARRY + DOROTHY 3321 SUNSET KEY CIR #704 PUNTA GORDA, FL 33955

01-43-22-18-00002.0706 HODGES-VANDYKE BRENDA + 3321 SUNSET KEY CIR #706 PUNTA GORDA, FL 33955 01-43-22-18-00002.0707 WELSH VICKI L TR 4144 RACE LN OKEANA, OH 45053

01-43-22-18-00002.0709 MORAIN ROBERT 16956 MC GREGOR BLVD #3 FORT MYERS, FL 33908

01-43-22-19-00001.0101 HALL JOSEPH P + 10361 VIA ANACAPRI CT MIROMAR LAKES, FL 33913

01-43-22-19-00001.0103 WILSON RICHARD B + CATHERINE M 2317 PINE CREEK CT SOUTH BEND, IN 46628

01-43-22-19-00001.0105 CARAFELLO JOHN + EILEEN 260 ANDOVER SPARTA RD NEWTON, NJ 07860

01-43-22-19-00001.0107 MCMILLIN KAY A 1240 COURY DR KEY COLONY BEACH, FL 33051

01-43-22-19-00001.0202 PIKOR JEROME W + BEVERLY C PO BOX 700 EDGARTOWN, MA 02539

01-43-22-19-00001.0204 STOECKERT GEORGE J + EILEEN L 18678 MACGILL AVE PORT CHARLOTTE, FL 33948

01-43-22-19-00001.0206 TIMKO THOMAS + DIANE 4667 BAYBERRY LANE ZIONSVILLE, IN 46077

01-43-22-19-00001.0208 FRIZZELL PETER A + LINDA A 4 BIRCHWOOD LANE SANDWICH, MA 02563 01-43-22-18-00002.0708 DEAN CONSTANCE 50% + VENTURE REALTY 8140 COLLEGE PKWY #105 FORT MYERS, FL 33919

01-43-22-19-00000.00CE GRANDE ISLE TOWERS III + IV

01-43-22-19-00001.0102 SIMON ROBERT T + 5499 ASPEN AVE DOWNERS GROVE, IL 60515

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01-43-22-19-00001.0104 ZUKLIE DAVID + 36 ASHWOOD CT STATEN ISLAND, NY 10308

01-43-22-19-00001.0106 JONES DENNIS M JR + 76 RIVER VALLEY DR CHESTERFIELD, MO 63017

01-43-22-19-00001.0201 BERREY HOWARD J + RUTH E 3329 SUNSET KEY CIR #201 PUNTA GORDA, FL 33955

01-43-22-19-00001.0203 SOUSA MICHAEL P 18 ETON RD BARRINGTON, RI 02806

01-43-22-19-00001.0205 MCGRAW BRIAN + 95 WINDSOR RD RYE BROOK, NY 10573

01-43-22-19-00001.0207 GESSELL FRANK C + HELEN L 781 9TH ST KEY COLONY BEACH, FL 33051

01-43-22-19-00001.0301 FRANK CHARLES A + JULIE E 8657 AUTUMN GREEN DR JACKSONVILLE, FL 32256 01-43-22-19-00001.0302 WADSWORTH JAMES I + LINDA 3329 SUNSET KEY CIR #302 PUNTA GORDA, FL 33955

01-43-22-19-00001.0304 PAVLIS BILL + 10410 CAPISTRANO LN ORLAND PARK, IL 60467

01-43-22-19-00001.0306 ISHC 603 LLC 24216 SANTA INEZ RD PUNTA GORDA, FL 33955

01-43-22-19-00001.0308 MARCELLE ANN W TR 3329 SUNSET KEY CIR #308 PUNTA GORDA, FL 33955

01-43-22-19-00001.0402 WORLD SAVINGS BANK RUTHERFORD MULHALL PA 2600 W MILITARY TRL FL 4 BOCA RATON, FL 33431

01-43-22-19-00001.0404 MYERS PHILIP J 3329 SUNSET KEY CIR #404 PUNTA GORDA, FL 33955

01-43-22-19-00001.0406 WAGNER WILLIAM A + MARIA 10138 LINKSLAND DR HUNTERSVILLE, NC 28078

01-43-22-19-00001.0408 TEBBEN JAMES D + MARY BETH + 4200 SUTTON RD DRYDEN, MI 48428

01-43-22-19-00001.0502 HAWRYLO JOHN S JR + CANDACE A 539 LOCUST RD FLEMINGTON, NJ 08822

01-43-22-19-00001.0504 HAVLOCK BERNARD F 1307 PANAMA ST PORTAGE, MI 49002 01-43-22-19-00001.0303 NGUYEN QUY D 415 ACTON RD CHELMSFORD, MA 01824

01-43-22-19-00001.0305 SIEGEL DAVID P + 804 MR HOOD DR PITTSBURGH, PA 15239

01-43-22-19-00001.0307 BOYLAN JAMES C + SARAHANNE PO BOX 464 BURT LAKE, MI 49717

01-43-22-19-00001.0401 STAMPS JOHN E 12730 NEW BRITTANY BLVD STE 205 FORT MYERS, FL 33907

01-43-22-19-00001.0403 MYERS CARL E + KAREN S 3329 SUNSET KEY CIR #403 PUNTA GORDA, FL 33955

01-43-22-19-00001.0405 GLEN MEAD LLC 1924 S UTICA STE 1004 TULSA, OK 74104

01-43-22-19-00001.0407 ARTHER WILLIAM M SR + DONNA M 1318 CASEY KEY DR PUNTA GORDA, FL 33950

01-43-22-19-00001.0501 BELL THOMAS E + KATHY S 3329 SUNSET KEY CIR #501 PUNTA GORDA, FL 33955

01-43-22-19-00001.0503 PARK YONG C + YOUNG H 36990 REFUGE CT UNIT 1112 SELBYVILLE, DE 19975

01-43-22-19-00001.0505 BEAUREGARD THOMAS + KATHLEEN + 398 ELMORE MOUNT RD MORRISVILLE, VT 05661 01-43-22-19-00001.0506 GRANDE ISLE TOWERS III AND IV BECKER + POLIAKOFF PA 630 S ORANGE AVE FL 3 SARASOTA, FL 34236

01-43-22-19-00001.0508 SNIDER PAMELA W 3329 SUNSET KEY CIR #508 PUNTA GORDA, FL 33955

01-43-22-19-00001.0602 ARMOUR STEVEN M + LOIS J 3329 SUNSET KEY CIR #602 PUNTA GORDA, FL 33955

01-43-22-19-00001.0604 L + S REALTY GROUP LLC 728 CENTERWOOD DR TARPON SPRINGS, FL 34688

01-43-22-19-00001.0606 RUBENSTEIN ELISE 17 DEER CREEK CT REISTERSTOWN, MD 21136

01-43-22-19-00001.0608 DESOTO INVESTMENT GROUP LLC CHARLES W HARRISON JR PO BOX 1497 ARCADIA, FL 34265

01-43-22-19-00001.0702 HAVLOCK BERNARD 1307 PANAMA ST PORTAGE, MI 49002

01-43-22-19-00001.0704 TENHARMSEL GARY J + MARY A 1372 INNISBROOK CT HOLLAND, MI 49423

01-43-22-19-00001.0706 GRANDE ISLE TOWERS III AND IV BECKER + POLIAKOFF PA 630 S ORANGE AVE FL 3 SARASOTA, FL 34236

01-43-22-19-00001.0708 LEIDEL GEORGE D + PATRICIA P 2691 LAKEVIEW DR SEBRING, FL 33870 01-43-22-19-00001.0507 HOCHMANN DANNY Z + LENKA 4411 BEE RIDGE RD #303 SARASOTA, FL 34233

01-43-22-19-00001.0601 ORRISON ALLAN R + KATHY S 3329 SUNSET KEY CIR #601 PUNTA GORDA, FL 33955

01-43-22-19-00001.0603 OUELLET JOHN J + LINDA M 3329 SUNSET KEY CIR #603 PUNTA GORDA, FL 33955

01-43-22-19-00001.0605 GARRAMONE RALPH R + ANGELA G 1215 BRAMAN AVE FORT MYERS, FL 33901

01-43-22-19-00001.0607 MULLIGAN THOMAS + GAIL 3329 SUNSET KEY CIR UNIT 607 PUNTA GORDA, FL 33955

01-43-22-19-00001.0701 PARSONS GERALD J + ELEANOR 47 COLLINS MILL RD CHESTER SPRINGS, PA 19425

01-43-22-19-00001.0703 CIRRINCIONE BENJAMIN 1320 W ABINGTON CAMBS DR LAKE FOREST, IL 60045

01-43-22-19-00001.0705 EDDINGER RANDY S + 497 N SUNRISE LN BOYERTOWN, PA 19512

01-43-22-19-00001.0707 DEYOUNG RICHARD L + ELIZABETH 11434 PLATTNER MOKENA, IL 60448

01-43-22-19-00002.0101 DREHER RICK + SUSAN 99% + 124 COUNTRY CLUB RD GREEN BAY, WI 54313 01-43-22-19-00002.0102 MCCONOMY JACQUELINE K TR 3333 SUNSET KEY CIR UNIT 102 PUNTA GORDA, FL 33955

01-43-22-19-00002.0104 THERMAN ROGER W TR 3333 SUNSET KEY CIR #104 PUNTA GORDA, FL 33955

01-43-22-19-00002.0106 GREEN CHARLES + CHRISTINE 32 N GREEN ACRE DR CHERRY HILL, NJ 08003

01-43-22-19-00002.0201 HEADLEY HARRY + DOROTHY 3321 SUNSET KEY CIR #704 PUNTA GORDA, FL 33955

01-43-22-19-00002.0203 FOURNIER DEAN A TR 348 TOLEND RD DOVER, NH 03820

01-43-22-19-00002.0205 SHOEMAKER BENJAMIN A + CHERYL 473 MYRTLE AVE OCEANPORT, NJ 07757

01-43-22-19-00002.0207 MURPHY THOMAS + CHRISTINE 3333 SUNSET KEY CIR #207 PUNTA GORDA, FL 33955

01-43-22-19-00002.0302 POTESTA DAVID + KIMBERLY 739 HILL CREST DR LIBERTYVILLE, IL 60048

01-43-22-19-00002.0304 GOFF PAUL J + ANNETTE C + 29 INDIAN HILLS DR CIRCLE PINES, MN 55014

01-43-22-19-00002.0306 GEORGE I BOCK FAMILY LP PO BOX 71856 CHATTANOOGA, TN 37407 01-43-22-19-00002.0103 COUGHLIN ALBERT 1756 STRATSHIRE HALL PL POWELL, OH 43065

01-43-22-19-00002.0105 LILLYWHITE JOHN + CATHERINE 115 KOOTENAY RIDGE MAPEL, ON L6A 2V9 CANADA

01-43-22-19-00002.0107 LOREN DANIEL + CAROLE 1001 ROMANO KEY CIR PUNTA GORDA, FL 33955

01-43-22-19-00002.0202 WUEST ERNEST F JR 1240 COURY DR KEY COLONY BEACH, FL 33051

01-43-22-19-00002.0204 LYONS THOMAS + FADIA A 7 PLEASANT RUN RD FLEMINGTON, NJ 08822

01-43-22-19-00002.0206 RAHN DENNIS P TR + 7788 GULFSTREAM BLVD MARATHON, FL 33050

01-43-22-19-00002.0301 MARCIAN MARION L + DOUGLAS F 4 STONE SNAIL LN CINCINNATI, OH 45242

01-43-22-19-00002.0303 PROFFER LESTER R TR 3321 SUNSET KEY CIR #508 PUNTA GORDA, FL 33955

01-43-22-19-00002.0305 AMMEND DAVE + MARIA 25% + 311 WOODLAWN AVE FREDERIC, WI 54837

01-43-22-19-00002.0307 SUTTER WILLIAM L + SHARON H 3291 LUGUSTRUM DR HERNANDO BEACH, FL 34607 01-43-22-19-00002.0401 TAX FREE STRATEGIES LLC 12853 BANYAN CREEK DR FORT MYERS, FL 33908

01-43-22-19-00002.0403 PRITZKOW DENNIS H TR + N 37TH W 26965 KOPMEIER DR PEWAUKEE, WI 53072

01-43-22-19-00002.0405 LEDESMA RAFAEL E + BARBARA A 1421 SHOAL RICHLAND, MI 49083

01-43-22-19-00002.0407 GHANDHI SHARAD K + VEENA S 15 CEADER HILL CT VOORHEES, NJ 08043

01-43-22-19-00002.0502 ROFFIS CLIFFORD 4831 SOUTH LABORNUM AVE RICHMOND, VA 23231

01-43-22-19-00002.0504 BACKWATER BAY III LLC 14862 CRESCENT COVE DR FORT MYERS, FL 33908

01-43-22-19-00002.0506 WILLIAMS ANTHONY + LEA ANN 2129 CLEMATIS DR HIXSON, TN 37343

01-43-22-19-00002.0601 SIELOFF ARTHUR 29 HIDDEN LAKE DR BURR RIDGE, IL 60527

01-43-22-19-00002.0603 HEADLEY HARRY + DOROTHY 3321 SUNSET KEY CIR #704 PUNTA GORDA, FL 33955

01-43-22-19-00002.0605 DELMONT DANIEL M JR + JILL M 1203 21ST ST CAPE CORAL, FL 33990 01-43-22-19-00002.0402 TAYLOR GARY J + REBECCA C 625 SAINT CHARLES AVE APT 8A NEW ORLEANS, LA 70130

01-43-22-19-00002.0404 RIECK RICHARD O SR TR 6139 PLUM DR WILLIAMSBURG, MI 49690

01-43-22-19-00002.0406 PRADO GERALD M + JUDITH 205 OVERLOOK DR MCMURRAY, PA 15317

01-43-22-19-00002.0501 GROEBE CHARLES L TR 7250 W COLLEGE DR PALOS HEIGHTS, IL 60463

01-43-22-19-00002.0503 HIRSCH EDUARDO J + CARIN M 6622 NATURE PRESERVE CT NAPLES, FL 34109

01-43-22-19-00002.0505 CURRENT RICHARD R + SHARON L 1436 FARWOOD DR EAST LANSING, MI 48823

01-43-22-19-00002.0507 BATISTA JOHN + THERESA L 4207 ORCHID DR HERNANDO BEACH, FL 34607

01-43-22-19-00002.0602 PATCHETT ROBERT WILLIAM TR 18712 CROSSWIND AV NORTH FORT MYERS, FL 33917

01-43-22-19-00002.0604 ZAVISIN ROBERT M + DIANE D 3104 WILLIAMS CREEK DR CINCINNATI, OH 45244

01-43-22-19-00002.0606 UEBELACKER MATTHEW + DIANA R 11730 SW DALLAS DR N LAKE SUZY, FL 34269 01-43-22-19-00002.0607 SAUER HARRY JOHN III TR 187 KENDALL BLUFF CT CHESTERFIELD, MO 63017

01-43-22-19-00002.0702 TURNER CHRISTOPHER + SUSAN TR 24581 NOVA LN PORT CHARLOTTE, FL 33980

01-43-22-19-00002.0704 MACUGA MICHAEL J 1926 SOMERSET DR MUNSTER, IN 46321

01-43-22-19-00002.0706 VALENT HELEN 6810 VANDERBILT BEACH RD NAPLES, FL 34119

01-43-22-C3-00003.0000 TIITF/REC + PARKS DEPT OF ENVIR PROTECTION 3900 COMMONWEALTH BLVD TALLAHASSEE, FL 32399

01-43-22-C3-01300.0001 GRISWOLD DONALD B + MARY L 3181 MATECUMBE KEY RD #1 PUNTA GORDA, FL 33955

01-43-22-C3-01300.0003 GELORMINI JOSEPH L + JACALYN F 10 FOUR WINDS WAY AMHERST, NY 14226

01-43-22-C3-01300.0005 EDDINGER RANDY S + B0NNIE L 1104 DOUGLASS DR BOYERTOWN, PA 19512

01-43-22-C3-01300.0007 DICUS JOHN ALLEN + CATHERINE M 3181 MATECUMBE KEY RD #7 PUNTA GORDA, FL 33955

01-43-22-C3-01300.0009 RANDOLPH ROBERT TR 1/2 INT+ 529 BRIDGESTONE CT BARRINGTON, IL 60010 01-43-22-19-00002.0701 BRAUN RONALD + EMELIE 114 C AND O CLUB DR CHARLEVOIX, MI 49720

01-43-22-19-00002.0703 WARKENTINE ERIC 1241 W WICKSHIRE CT EAGLE, ID 83616

01-43-22-19-00002.0705 GOLD RUSH INVESTMENTS LLC 1630 HIDDEN FALLS CT DE PERE, WI 54115

01-43-22-19-00002.0707 LAWRENCE VICKI J + MICHAEL 3600 CANTRELL INDUSTRIAL CT ACWORTH, GA 30101

01-43-22-C3-00003.0010 WCI COMMUNITIES INC 24301 WALDEN CENTER DR STE 300 BONITA SPRINGS, FL 34134

01-43-22-C3-01300.0002 GRIMOLDI RONALD + MARIA 4507 OLD BAUMGARTNER RD SAINT LOUIS, MO 63129

01-43-22-C3-01300.0004 EDWARDS GEORGE R + ELIZABETH J PO BOX 567 EDWARDSVILLE, IL 62025

01-43-22-C3-01300.0006 SCHWARZ RICHARD + KATHERINE 213 GOLDEN ROD CT WHITEHOUSE STATION, NJ 08889

01-43-22-C3-01300.0008 THOMPSON PHILIP G + ANN C 24141 REDFISH COVE DR PUNTA GORDA, FL 33955

01-43-22-C3-01300.0010 KISIEL JAMES P + 416 S MIDLAND JOLIET, IL 60436 01-43-22-C3-01300.0011 BURTON VERNELL 1/2 INT + 97 COCO PLUM DR MARATHON, FL 33050

01-43-22-C3-01300.0013 BAINEY ANGELA J + BRAD 1/2 + 488 JANSEN AVE SE BUFFALO, MN 55313

01-43-22-C3-01300.0015 ASADORIAN WILLIAM + DONNA 36 GERMAINE DR NORTH ATTLEBORO, MA 02760

01-43-22-C3-01300.0017 UNDERWOOD GLENN R + MARY L 6437 CHESTNUT HILL CT PO BOX 474 CLARKSTON, MI 48347

01-43-22-C3-01300.0019 BERESFORD CHRISTINE A 25 ALLEN AV CINCINNATI, OH 45215

01-43-22-C3-01300.0021 MILLIKEN MICHAEL + DONNA 5024 OPEONGO RD WOODLAWN, ON K0A 3M0 CANADA

01-43-22-C3-01300.0023 STRYKIEWICZ JOSEPH J + NANCY Y 1033 WINNE RD NISKAYUNA, NY 12309

01-43-22-C3-01300.0025 SARAZIN JAMES W + LINDA L 47310 EDGEWOOD RD ATLANTIC MINE, MI 49905

01-43-22-C3-01300.0027 LENHARDT FRANK + SHERYL 3181 MATECUMBE KEY RD #27 PUNTA GORDA, FL 33955

01-43-22-C3-01300.0029 HOUSER DAVID J + BARBARA B 3050 MICHIGAN BLVD RACINE, WI 53402 01-43-22-C3-01300.0012 SPURLOCK GLENN W + KATHRYN L 1504 ISLAMORADA BLVD PUNTA GORDA, FL 33955

01-43-22-C3-01300.0014 AMERMAN KENNETH + TERESA 1/2 + 5087 MINNEAPOLIS AV MINNETRISTA, MN 55364

01-43-22-C3-01300.0016 AKERS ROBERT W TR 3313 SUNSET KEY CIR #501 PUNTA GORDA, FL 33955

01-43-22-C3-01300.0018 BADILLO LUIS + SANDRA 30 CASTLEBERRY DR WILTON, NY 12831

01-43-22-C3-01300.0020 ROBINSON NANCY L TR 4540 ODETTE COURT TROY, MI 48098

01-43-22-C3-01300.0022 MARKS GERALD P + DOLORES 2721 ROANOKE RD CUMMING, GA 30041

01-43-22-C3-01300.0024 STRYKIEWICW JOSEPH J + NANCY Y 1033 WINNE RD NISKAYUNA, NY 12309

01-43-22-C3-01300.0026 KNAPP DOUGLAS F + BARBARA 249 HILL RD COBLESKILL, NY 12043

01-43-22-C3-01300.0028 CARLTON RONNIE S + DIANE H 4372 JOHN CARLTON RD ZOLFO SPRINGS, FL 33890

01-43-22-C3-01300.0030 HALE TERRY W + GAIL S 2689 ROANOKE RD CUMMING, GA 30041 01-43-22-C3-01300.0031 MERZ JAMES R TR + JEAN K TR 3483 REGENT DRIVE PALATINE, IL 60067

01-43-22-C3-01300.0033 GERHART WILLIAM A + 140 CONGO ROAD GILBERTSVILLE, PA 19525

01-43-22-C3-01300.0035 CRISCUOLI ERNEST JR + BARBARA 4099 LACOSTA ISLAND CT PUNTA GORDA, FL 33950

01-43-22-C3-01300.0037 KLUZ WILLIAM F 221 PANORAMA CT POUGHKEEPSIE, NY 12603

01-43-22-C3-01300.0039 LLAMOSI VINCENT + SUSAN 7 DOVER STREET BROOKLYN, NY 11235

01-43-22-C3-01300.00CE RESORT AT BURNT STORE MARINA I 2020 CLUBHOUSE DR SUN CITY CENTER, FL 33573

06-43-23-02-0000A.00CE PUNTA GORDA ISLES SEC 22 3150 MATECUMBE KEY RD PUNTA GORDA, FL 33955

06-43-23-03-00000.00CE COMMODORE CLUB CONDO ASSOC OF BURNT STORE MARINA 1625 W MARION AVE PUNTA GORDA, FL 33950

06-43-23-03-00011.00B0 CAMARDO EDDA J TR 6334 MIAMI CT LOVELAND, OH 45140

06-43-23-03-00012.00A0 FECKANIN MICHAEL J 17290 GAR HWY MONTVILLE, OH 44064 01-43-22-C3-01300.0032 CLEMENS ROGER D + JUDITH A 520 E LIBERTY MILFORD, MI 48381

01-43-22-C3-01300.0034 SILCOX I EUGENE + JORINE 4795 WHITESVILLE RD LAGRANGE, GA 30240

01-43-22-C3-01300.0036 MCINTOSH GEORGE C + BEVERLY C 5200 N LAKESHORE DR HOLLAND, MI 49424

01-43-22-C3-01300.0038 NIEMELA DON W + MARGARET L RR 1 BOX 120 LAKE LINDEN, MI 49945

01-43-22-C3-01300.0040 BARATZ DAVID L 1349 SCARBORO RD SCHAUMBURG, IL 60193

01-43-22-C3-01700.00CE VISTA DEL SOL AT BURNT STORE

,

06-43-23-02-00998.0250 KNOEPFFLER ALBERT + ALESSANDRA 5035 HAMMOCK LAKE DR CORAL GABLES, FL 33156

06-43-23-03-00011.00A0 MILLIMAN RICHARD J TR 369 E SOUTHLAWN BLVD BIRMINGHAM, MI 48009

06-43-23-03-00011.00C0 JOHNSTON GLENN A 1 PIRATES LN #11C PUNTA GORDA, FL 33955

06-43-23-03-00012.00B0 COOK LAWRENCE E + PATSY C 505 SAND ROCK DR CRAIG, CO 81625 06-43-23-03-00012.00C0 VANDERSLICE JOHN TR 1 PIRATES LN #12C PUNTA GORDA, FL 33955

06-43-23-03-00013.00B0 HUGUENARD DIANE C 1/2 + 714 TONSTAD PL PLEASANT HILL, CA 94523

06-43-23-03-00014.00A0 BLACKA EDWARD E SR + ELIZABETH 39233 SHAMROCK CT PITTSBURGH, PA 15239

06-43-23-03-00014.00C0 BUTKIEWICZ MICHAEL + PATRICIA 12163 S PRAIRIE LEMONT, IL 60439

06-43-23-03-00021.00B0 HORNAK CHRISTINE A + 1001 LINDEN AVE ERIE, PA 16505

06-43-23-03-00022.00A0 LEHMANN LOUIS E + GAIL R 6729 LAKE RD W GENEVA, OH 44041

06-43-23-03-00022.00C0 LOUCKS KATHY A TR 2 PIRATES LN #22C PUNTA GORDA, FL 33955

06-43-23-03-00023.00B0 SCHUYLER JANE TR 19 BROADWAY ST E PARIS, ON N3L 2R2 CANADA

06-43-23-03-00024.00A0 SAVADGE WILLIS D + JUNE C PO BOX 121 HUDSON, WI 54016

06-43-23-03-00024.00C0 ZONNEVELD ANDREW M + JOHANNA 2 PIRATES LN #24C PUNTA GORDA, FL 33955 06-43-23-03-00013.00A0 HOFFMAN THOMAS C 369 E SOUTHLAWN BIRMINGHAM, MI 48009

06-43-23-03-00013.00C0 WIRSZYLA ALEXANDER + KATHRYN 1 PIRATES LN #13-C PUNTA GORDA, FL 33955

06-43-23-03-00014.00B0 SHELLY KENNETH J + ANN E 1 PIRATES LN #14B PUNTA GORDA, FL 33955

06-43-23-03-00021.00A0 CHILD THOMAS E + CHRISTINE D 1263 SPEAR ST S BURLINGTON, VT 05403

06-43-23-03-00021.00C0 ROESER JOHN C III TR 3216 W NORTH AVE CHICAGO, IL 60647

06-43-23-03-00022.00B0 BERRY DORIS M 1/2 + 308 OLD FARM RD LOUISVILLE, KY 40207

06-43-23-03-00023.00A0 EFFINGER WILLIAM + CAROL 225 CEDAR AVE PO BOX 287 LAKE VILLA, IL 60046

06-43-23-03-00023.00C0 JONES ETHEL L TR 2 PIRATES LN #23C PUNTA GORDA, FL 33955

06-43-23-03-00024.00B0 JAMES RICHARD P 1025 W 55TH ST COUNTRYSIDE, IL 60525

06-43-23-03-00041.00A0 BASINGER SUSAN W TR 4 PIRATES LN UNIT 41 A PUNTA GORDA, FL 33955 06-43-23-03-00041.00B0 GAIMARO DOMENICK P + HELEN 103 SURREY COMMONS LYNBROOK, NY 11563

06-43-23-03-00042.00A0 HOLDEN HARRIET THWING + 6200 IDYLWOOD LN EDINA, MN 55436

06-43-23-03-00042.00C0 HOEL GEORGE O + MARY F TR 423 STAGELINE RD HUDSON, WI 54016

06-43-23-03-00043.00B0 SMITH DONALD L + NANCY L 7413 HICKORY NUT GROVE RD CARY, IL 60013

06-43-23-03-00044.00A0 WEBER JOHN H L/E 4 PIRATES LANE #44A PUNTA GORDA, FL 33955

06-43-23-03-00044.00C0 ROMANO S A + VIRGINIA P CO TR 4 PIRATES LANE #44C PUNTA GORDA, FL 33955

06-43-23-03-00051.00B0 BELLETTI GEORGE + LAURA L 7950 SPRINGLEDGE RD SAGAMORE HILLS, OH 44067

06-43-23-03-00052.00A0 MILBACK NANCY J 5 PIRATES LN #52A PUNTA GORDA, FL 33955

06-43-23-03-00052.00C0 KINDEM STEPHEN E + VICKI L 12873 HIALEAH PATH SAINT PAUL, MN 55124

06-43-23-03-00053.00B0 MASON WENDELL E + JOAN M TR 6439 MISSION RDG TRAVERSE CITY, MI 49686 06-43-23-03-00041.00C0 SPITLER JOHN C PO BOX 441 MAGNOLIA, OH 44643

06-43-23-03-00042.00B0 FOWLER DANIEL M + 1640 GRANT ST STE 300 DENVER, CO 80203

06-43-23-03-00043.00A0 SPEARS DAVID P 1509 ROSEMONT AVE FREDERICK, MD 21702

06-43-23-03-00043.00C0 CLAYTON KAY E TR + 22 W 676 AHLSTRAND DR GLEN ELLYN, IL 60137

06-43-23-03-00044.00B0 WIEK DONALD N + MARY ANN TR 11295 NELSON DR HUNTLEY, IL 60142

06-43-23-03-00051.00A0 DAVIS RAYMOND + VIRGINIA 2 DELAWARE RD COLUMBIA, NJ 07832

06-43-23-03-00051.00C0 FIXLER THOMAS C TR 225 HIGH POINT DR WADSWORTH, OH 44281

06-43-23-03-00052.00B0 STAUNTON ALBERT F + ELIZABETH 1322 HIDDEN CIR MOUNTAINSIDE, NJ 07092

06-43-23-03-00053.00A0 WAREHAM WILLIAM M + BEVERLY L 27 BEACH ST MARION, MA 02738

06-43-23-03-00053.00C0 WEICHERT ROBERT H + PATRICIA G 5 PIRATES LN 53 C PUNTA GORDA, FL 33955 06-43-23-03-00054.00A0 PETERSON ROBERT A + JUDITH A PO BOX 3413 WAREHAM, MA 02571

06-43-23-03-00054.00C0 NEY LEONARD L JR +VIOLET BYRNE 5 PIRATES LN #54C PUNTA GORDA, FL 33955

06-43-23-07-00000.0060 TURNER RICHARD S + EVELYN C 2061-2 MATECUMBE KEY RD PUNTA GORDA, FL 33955

06-43-23-07-00000.0080 GARROD MARY LOU TRUST 4575 MEADOWVIEW DR NW CANTON, OH 44718

06-43-23-07-00000.00CE ADMIRALTY VILLAGE CONDO ASSOC 2061 MATECUMBE KEY RD PUNTA GORDA, FL 33955

06-43-23-07-00000.0110 GANS GISELLA K TR 2081 MATECUMBE KEY RD APT 3 PUNTA GORDA, FL 33955

06-43-23-07-00000.0130 BOZYK JAMES + MARY 8299 TIPAICO TRAIL HOLLY, MI 48442

06-43-23-07-00000.0150 CHESNUT D DEAN + SANDRA 2810 BERNIECE CT CHAMPAIGN, IL 61822

06-43-23-07-00000.0370 TAPP FLOYD + ELAINE 4153 HIGHWAY 142 PO BOX 143 PHILPOT, KY 42366

06-43-23-07-00000.0390 CARLIER LOUISE M 3080 MATECUMBE KEY RD #3 PUNTA GORDA, FL 33955 06-43-23-03-00054.00B0 MATTAS TODD R + DIANE D 1/2 + 3090 BIG PASS LN PUNTA GORDA, FL 33955

06-43-23-07-00000.0050 HANSEN KATHLEEN M + 2061 MATECUMBE KEY RD APT 1 PUNTA GORDA, FL 33955

06-43-23-07-00000.0070 LETTS JEFFREY S + NANCY B TR 2061 MATECUMBE KEY RD #3 PUNTA GORDA, FL 33955

06-43-23-07-00000.0090 SINEATH JAMES E + 250 NORTHAMPTON RD LEESBURG, GA 31763

06-43-23-07-00000.0100 BOOZE GEORGE GREGORY TR L/E 2081-2 MATECUMBE KEY RD PUNTA GORDA, FL 33955

06-43-23-07-00000.0120 GOULD CHARLES H + MARY E 4154 BATH RD KINGSTON, ON K7M 4Y7 CANADA

06-43-23-07-00000.0140 RYNER FREDRICK + LUCILLE 3001-2 MATECUMBE KEY RD #14 PUNTA GORDA, FL 33955

06-43-23-07-00000.0160 FLANARY ALMARIE + RICHARD 1000 MATECUMBLE KEY RD PUNTA GORDA, FL 33955

06-43-23-07-00000.0380 LEATHER SUSAN I + 3080 MATECUMBE KEY RD #2 PUNTA GORDA, FL 33955

06-43-23-07-00000.0400 HEWETT GEOFFREY LEONARD + 3080 MATECUMBE KEY RD #4 PUNTA GORDA, FL 33955
Page 47 of 48

06-43-23-25-00000.00CE MARLIN RUN III CONDO 500 BURNT STORE RD PUNTA GORDA, FL 33955

06-43-23-28-00000.0020 COKE KARL C + PATRICIA C 17707 COURTSIDE LANDINGS CIR PUNTA GORDA, FL 33955

06-43-23-28-00000.0040 KARCHES JACK 13151 SEASIDE HARBOUR DR NORTH FORT MYERS, FL 33903

06-43-23-28-00000.0060 KIMBER ELAINE M + WILLIAM L 17731 COURTSIDE LANDINGS CIR PUNTA GORDA, FL 33955

06-43-23-28-00000.00CE COURTSIDE LANDINGS LAND CONDO

06-43-23-28-00000.0280 JONES ROBERT K + PAMELA A 1640 PEBBLE CREEK RD MORRIS, IL 60450

,

06-43-23-28-00000.0300 BRECHEISEN JOHN + ELAINE 1034 GRACELAWN DR BRENTWOOD, TN 37027

06-43-23-28-00000.0320 SCHENK KIMBERLY TR + 28854 RIO LINDO DR ELKHART, IN 46514

06-43-23-28-00000.0600 BURNETT MICHELE D 17917 COURTSIDE LANDINGS CIR PUNTA GORDA, FL 33955

06-43-23-28-00000.0620 JACKSON CONSTANCE L 17929 COURTSIDE LANDINGS CIR PUNTA GORDA, FL 33955 06-43-23-28-00000.0010 CALLAHAN JON M + TERRY 171 CEDAR ST WELLESLEY, MA 02481

06-43-23-28-00000.0030 MILLER FRANCIS R TR 17713 COURTSIDE LANDINGS CIR PUNTA GORDA, FL 33955

06-43-23-28-00000.0050 HORWITZ S FREDRIC + ANN H TR 13622 N LAKEWOOD DR MEQUON, WI 53097

06-43-23-28-00000.0070 HEGARTY GERALD + JUDITH 1/2INT 14 HIGH CIRCLE WAY SAINT PAUL, MN 55127

06-43-23-28-00000.0270 ROBERTS CHARLES D TR 17744 COURTSIDE LANDINGS CIR PUNTA GORDA, FL 33955

06-43-23-28-00000.0290 BRANDT GREGORY A + LORI L BRANDT BUILDERS 385 E HOOVER ST MORRIS, IL 60450

06-43-23-28-00000.0310 DRUM GERALD + PEGGY 21501 LAKE GEORGE BLVD ANOKA, MN 55303

06-43-23-28-00000.0590 MINKE JOSEPH G + JOYCE C 17911 COURTSIDE LANDINGS CIR PUNTA GORDA, FL 33955

06-43-23-28-00000.0610 OUELLETTE MICHEAL + CYNTHIA TR 17887 COURTSIDE LANDINGS CIR PUNTA GORDA, FL 33955

06-43-23-28-00000.0630 MACGLASHIN BENJAMIN 17935 COURTSIDE LANDINGS CIR PUNTA GORDA, FL 33955 06-43-23-28-00000.0640 ALBERT-STAUNING MARIA PER REP 1775 SAUNDERS AVE SAINT PAUL, MN 55116

06-43-23-28-00000.0660 KELLEY PATRICIA L PER REP 401 UTAH DR APT G PETALUMA, CA 94952

06-43-23-28-00000.0680 LAWSON BRUCE A + SUSAN J 17965 COURTSIDE LANDINGS CIR PUNTA GORDA, FL 33955

06-43-23-28-00000.0700 RASMUSSEN C P + CHRISTINE TR 17977 COURTSIDE LANDINGS CIR PUNTA GORDA, FL 33955

06-43-23-C3-00005.0000 TIITF/REC + PARKS DEPT OF ENVIR PROTECTION 3900 COMMONWEALTH BLVD TALLAHASSEE, FL 32399 06-43-23-28-00000.0650 GOLDMAN ALAN + BETTE A + 19 CHERRY TREE LN KINNELON, NJ 07405

06-43-23-28-00000.0670 FARB RICHARD B + PAMELA 17959 COURTSIDE LANDINGS CIR PUNTA GORDA, FL 33955

06-43-23-28-00000.0690 EISERMANN ECKEHARD H + KARIN U 1231 SAINT ANDREWS DR SCHERERVILLE, IN 46375

06-43-23-28-00000.0710 WCI COMMUNITIES INC 24301 WALDEN CENTER DR STE 300 BONITA SPRINGS, FL 34134

Hock, Donna

 From:
 Noble, Matthew A.

 Sent:
 Tuesday, September 09, 2008 12:27 PM

 To:
 Hines, Lisa; Hock, Donna

 Subject:
 FW: Burnt Store Marina and Lee County Local Planning Agency Meeting

 this is for the file...

 From:
 betels38182@mypacks.net [mailto:betels38182@mypacks.net]

Sent: Tuesday, September 09, 2008 11:26 AM
To: Jacky Hill
Cc: Noble, Matthew A.; nandress@comcast.net; ringe@landsolutions.net; rippemj@embarqmail.com; carleton819@aol.com; rawessel@sccf.org; Lmt7979@hotmail.com; Lessgov@LesCochran.com; DawnMGo@leeschools.net
Subject: Re: Burnt Store Marina and Lee County Local Planning Agency Meeting

Jackie: Since you had so many problems with Realmark's attitude that eventually lost your boat slip that you have had for 12 years, I am sending this reply through an untracable email address. Keep up the good work! The issues that I have with the new planned proposal are as follows:

1). The number of additional units including the large amount of daily, weekly and monthly rentals expected by Realmark.

2). I do not have a problem with potentially having new neighbors that are considered full-time or seasonal owners as long as the size and scope of the buildings are in line with what we currently have in place. I believe the highest units are now 8 levels including the parking areas. Hotel type units are not acceptable to me. I do believe residents similar to the ones that live here now are what we need to continue to support. Development of Burnt Store Marina has taken probably 30 years to date. A large project in the current economic environment will not be advantageous to current owners. Hotel units will in all probability lower property values even further.

3). What about the manatees? We almost always see them when we either walk the marina walkway or boat. The last time we went out of Burnt Store Marina by boat, which was a during the hottest month of August we saw five or six of them coming into the marina. As you probably know, during the winter it is not unusual to see a dozen or more of them exactly where Realmark would like to place the new boat storage facility. How can that happen? I would think the boating in and out of that area and the increase in the number of boaters would really disrupt the manatee population. I have not contacted "Save the Manatees". Tried, but my email was returned.

4). Proposed plans including the additional boat storage building located where condos were

originally planned (next to the Platinum Point Yacht Club) will be an eyesore to the community. Imagine driving to the four-way stop prior to entering Prosperity Point, looking to your left and seeing a 50-60 foot high boat storage facility with the noise of boats, lifts, traffic, etc. That intersection is at the heart of BSM and nothing exceeding 4-6 level condos should be allowed in that area. That area is not and was never zoned as a commercial marina and should not be allowed to be changed.

Don't get me wrong. I am in favor of development, but only if it makes sense. I believe this community would welcome Realmark with a sensible plan, good for the residents and good for a business trying to make a profit. But the current wants by Realmark are like a child wanting way too much. Hopefully, the Local Planning Agency will force Realmark to be realistic in their wants, like a parent would tone down a child's wants.

Signed,

A Concerned Full-time Resident

-----Original Message-----From: Jacky Hill Sent: Sep 8, 2008 10:12 AM To: Jacky Hill Subject: Burnt Store Marina and Lee County Local Planning Agency Meeting

Dear Burnt Store Marina Resident,

On September 22 at 8:30 am, the **Local Planning Agency** (LPA) for Lee County will review "**CPA2007-00054**, **Burnt Store Marina Village**." This comprehensive plan amendment (CPA), submitted by Realmark Group, LLC, requests a new land use designation for the center of Burnt Store Marina that will support, at a minimum, Realmark's plan for a 110-unit, sixteen-story hotel, two 80-unit fourteen-story condominium buildings, 800 total dry storage boat slips in three buildings, 35 units of "funky fish houses," as well as retail and office space.

Those of you whose property borders the marina will be receiving a notice, soon, from Lee County, and I'm told that signs are being put up on the property affected by the plan change on September 8, to alert you of the hearing.

The LPA hearing is open to the public, and **anyone interested in the proceedings should plan to attend**. Those familiar with the process say that attendance at the meeting is better than writing a letter to voice one's opinion. Unlike zoning hearings, the CPA process allows the public to correspond with the planning agency and the commissioners outside of the sanctioned meetings.

The current Lee Plan states that Burnt Store Marina **"is primarily residential with a high percentage of seasonal residents."** It is very unfortunate that hearings, designed to gain input from the "neighborhood," are being held at a time/date when the fewest number of BSM residents are on premises.

If the LPA supports the CPA, they will send the paperwork on to the Board of County Commissioners (BOCC). The BOCC will review it at their Oct22-23 meeting. If approved by the BOCC, it will go to the Florida State Department of Community Affairs (DCA). Sept. 22 is the last date for the LPA to review comprehensive plan amendments for the current "cycle." Lee County "transmits" CPAs only once per year to DCA.

Details of the plan can be found at http://www.lee-

<u>county.com/dcd/ComprehensivePlanning/PlanAmendments/RA2006-2008.htm</u> by reading the **Application** and the **Response to Insufficiency Letter # 1** (located toward bottom of page by **clicking on CPA2007-00054 Burnt Store Marina Village)**. Both of the documents mentioned are large pdf files, so they will take some time to download. The Response to Insufficiency Letter #1 contains a layout of the proposed development, on which the structures mentioned above are shown. If you have not yet seen this, I'll be happy to forward you a copy of the layout.

Many people have varied opinions about the proposed development. **If you would like to express your opinion**, the names and addresses of the Local Planning Agency members are listed below. The County Planner in charge of this project is Mr. Matt Noble. His email address is: <u>NOBLEMA@leegov.com</u>. All comments sent will become part of the public record.

Relevant "On the Record" comments from Admiralty Village and Commodore Club residents regarding the rezoning of the sales site to commercial parking can be found at <u>http://permits.leegov.com/tm_bin/tmw_cmd.pl?tmw_cmd=StatusViewCase&shl_caseno=REZ2007-00020</u> (at bottom of page click on "Finalized Version of HEX Recommendation" – this is a 2MB file – comments from residents are on pages 17-25).

I've attached a couple of letters that some residents have already sent to the County. Feel free to use any of the words, in whole or in part, if you're so inclined.

Jacky Hill

Local Planning Agency Members

NOEL ANDRESS

P.O. Box 420, Pineland, FL 33945 7101 Capri Lane, Pineland, FL 33945 283-5653 (Phone) 283-0173 (Fax) <u>nandress@comcast.net</u>

RONALD INGE

Development Solutions, LLC 4571 Colonial Boulevard, #102 Fort Myers, Florida 33966 489-4066 (Phone) 481-8477 (Fax) ringe@landsolutions.net

JACQUE RIPPE

13140 Bird Road Fort Myers, FL 33905 694-0451 (Phone) rippemj@embarqmail.com

CARLETON RYFFEL – Chair

100 Estero Boulevard, #434 Fort Myers Beach, FL 33931 463-3929 (Phone) <u>carleton819@aol.com</u>

RAE ANN WESSEL

P.O. Box 713, Fort Myers, FL 33902 17880 Sawmill Lane, North Fort Myers, FL 33917 731-7559 (Phone) 731-3779 (FAX) rawessel@sccf.org

LELAND M. TAYLOR

2619 NE 1st Avenue Cape Coral, FL 33909 (239) 233-3262 (Phone) (239) (Fax) (850) 491-2548 (Cell) Lmt7979@hotmail.com

LES COCHRAN – Vice Chair

18961 Knoll Landing Drive San Carlos Park, FL 33908 267-4755 (Phone) 267-4260 (Fax) Lessgov@LesCochran.com

DAWN GORDON (Non-Voting Member)

Lee County School District 3308 Canal Street Fort Myers, FL 33916 479-5661 (Phone) 479-5667 (Fax) DawnMGo@leeschools.net Post by Friday, September 5, 2008

PLANNING SIGN PICKUP SHEET

LEE COUNTY LOCAL PLANNING AGENCY MEETING

September 22, 2008

DATE	SIGNATURE	PLANNER	CASE NUMBER	CASE NAME
09/03/08	alien MStore	Lisa Hines	CPA2007-00054	Realmark Burnt Store Marina, LLC
			a constant a second	

Please return to Administrative Assistant: Janet Miller

DIVISION OF PLANNING

MEMORANDUM

SOUTHWEST FLORIDA

to:	Chairman Ray Judah
from:	Paul O'Connor, AICP, Director
	CPA2007-54 Burnt Store Marina Private Initiated Amendment to the Lee Plan DCA Objection #19
date:	January 29, 2009

In response to your inquiry regarding the January 16, 2009 Department of Community Affairs (DCA) Objections, Recommendations and Comments (ORC) Report, specifically Objection #19, staff offers the following information:

The DCA ORC report objected to the language in proposed Policy 25.1.5 which identifies the Tropical Storm Surge Zone. The Growth Management legislation requires that population concentrations be directed away from the Coastal High Hazard Area (CHHA). The CHHA is defined as the area seaward of the Category 1 Storm Surge line. The DCA report is indicating that the county should modify the proposed policy to reference the CHHA as the area in which the proposed dwelling units cannot be located.

Staff concurs with the recommended change to the policy. The confusion stems from the fact that, in this particular part of the county, there is no Category One Storm Surge Zone line. The surge zones graduates from the Tropical Storm Surge Zone directly to the Category 2 Storm Surge Zone. With no Category 1 Storm Surge line to reference, the CHHA line is defined in this area as the line between the Tropical Storm Surge Zone area and the Category 2 Storm Surge area.

This can be observed on the applicant provided exhibit that was part of their application submittals and is attached to this memo.





2007-5

Hock, Donna

From: Noble, Matthew A.

Sent: Wednesday, September 10, 2008 7:08 AM

To: Hines, Lisa; Hock, Donna

Subject: FW: Realmark...Burnt Store Marina proposed changes

for the file ...

From: Tom Kuhn [mailto:tomkuhn@indy.rr.com]
Sent: Tuesday, September 09, 2008 7:58 PM
To: Noble, Matthew A.
Subject: Realmark...Burnt Store Marina proposed changes

I have owned a condominum in the Burnt Store Marina Complex for serveral years now and am delighted to see Realmark's plans to improve the marina area with new facilities. Although I am not familiar with the entire project, I understand that it will include upgrades to the marina, docks, more retail shops, restaurants, etc. I am not too keen on adding additional large condo's, but I'm infavor of seeing the marina area itself spruced up. Tom Kuhn 3020 Matecumbe Key Road Unit 106

9/10/2008



Lee County Board of County Commissioners Department of Community Development Division of Planning Post Office Box 398 Fort Myers, FL 33902-0398 Telephone: (239) 533-8585 FAX: (239) 485-8319

APPLICATION FOR A COMPREHENSIVE PLAN AMENDMENT

(To be completed at time of intake)

DATE REC'D	REC'D BY:
APPLICATION FEE	TIDEMARK NO:
THE FOLLOWING VERIFIED: Zoning Comr	nissioner District
Designation on FLUM	*
(To be completed by	Planning Staff)
Plan Amendment Cycle: Normal Sr	nall Scale DRI Emergency
Request No:	

APPLICANT PLEASE NOTE:

Answer all questions completely and accurately. Please print or type responses. If additional space is needed, number and attach additional sheets. The total number of sheets in your application is:

Submit 6 copies of the complete application and amendment support documentation, including maps, to the Lee County Division of Planning. Additional copies may be required for Local Planning Agency, Board of County Commissioners hearings and the Department of Community Affairs' packages.

I, the undersigned owner or authorized representative, hereby submit this application and the attached amendment support documentation. The information and documents provided are complete and accurate to the best of my knowledge.

226

SIGNATURE OF OWNER OR AUTHORIZED REPRESENTATIVE

Page 1 of 9

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Lee County Comprehensive Plan Amendment Application Form (06/06) G:\AMS\Avalon\Realmark\BurntStoreMarina\CompPlanAmendment\CompPlanAmendmentApp.doc 2007-00 SFP 8

COMMUNITY DEVELOP

I. APPLICANT/AGENT/OWNER INFORMATION

Realmark Burnt Store Marina, LLC		
APPLICANT		
5789 Cape Harbour Drive #201		
ADDRESS		
Cape Coral	FL	33914
CITY	STATE	ZIP
541-1372		541-1377
TELEPHONE NUMBER		FAX NUMBER
Matthew D. Uhle, Esq.		
AGENT*		an at a start and a start a sta
1625 Hendry Street, Suite 301		
ADDRESS		
Fort Myers	FL	33901
CITY	STATE	ZIP
334-2722		334-1446
334-2722 TELEPHONE NUMBER		334-1446 FAX NUMBER
TELEPHONE NUMBER		
TELEPHONE NUMBER Realmark Burnt Store Marina, LLC		
TELEPHONE NUMBER Realmark Burnt Store Marina, LLC OWNER(s) OF RECORD		
TELEPHONE NUMBER Realmark Burnt Store Marina, LLC OWNER(s) OF RECORD 5789 Cape Harbour Drive #201	FL	
TELEPHONE NUMBER Realmark Burnt Store Marina, LLC OWNER(s) OF RECORD 5789 Cape Harbour Drive #201 ADDRESS		FAX NUMBER
TELEPHONE NUMBER Realmark Burnt Store Marina, LLC OWNER(s) OF RECORD 5789 Cape Harbour Drive #201 ADDRESS Cape Coral	FL	FAX NUMBER

Name, address and qualification of additional planners, architects, engineers, environmental consultants, and other professionals providing information contained in this application.

* This will be the person contacted for all business relative to the application.

II. REQUESTED CHANGE (Please see Item 1 for Fee Schedule)

- A. TYPE: (Check appropriate type)
 - x Text Amendment x Future Land Use Map Series Amendment (Maps 1 thru 21) List Number(s) of Map(s) to be amended

B. SUMMARY OF REQUEST (Brief explanation):

Creation of new Burnt Store Marina Village FLUM category; application of the

new category to the subject parcel.

III. PROPERTY SIZE AND LOCATION OF AFFECTED PROPERTY (for amendments affecting development potential of property)

- A. Property Location:
 - 1. Site Address: 3150, 3090, & 3140-3200 Matecumbe Key Rd., Punta Gorda
 - 2. STRAP(s): 06-43-23-07-0000A.0000 01-43-22-00-00004.0000

01-43-22-01-0000C.0000 01-43-22-00-0000C.0010

B. Property Information

Total Acreage of Property: 62.38 +/- acres

Total Acreage included in Request: 62.38 +/- acres

Area of each Existing Future Land Use Category: all in Rural

Total Uplands: 21.29 +/- acres

Total Wetlands: 41.09 +/- acres

Current Zoning: CM, RM-2 and RM-10

Current Future Land Use Designation: Rural

Existing Land Use: Marina; Hotel; Restaurant

C. State if the subject property is located in one of the following areas and if so how does the proposed change effect the area: Lehigh Acres Commercial Overlay: NA

	-•		
	Air	port Noise Zone 2 or 3:	NA
	Ac	quisition Area:	NA
	Jo	int Planning Agreement Area (adjo	ining other jurisdictional lands): <u>NA</u>
	Сс	ommunity Redevelopment Area:	NA
D.	Pro	oposed change for the Subject Pre	operty:
		To new Burnt Store Marina \	/illage category.
E.	Po	tential development of the subject	t property:
	1.	Calculation of maximum allowabl	e development under existing FLUM:
		Residential Units/Density	21.29 +/- acres / 1 density unit per 2 acres
		Commercial intensity	30,000 sf retail; no specific limit for office or
			marina; +/- 22,000 sf of existing office; 981
			wet/dry slips permitted; 336 hotel units.
		Industrial intensity	None
	2.	Calculation of maximum allowabl	e development under proposed FLUM:
		Residential Units/Density	None
		Commercial intensity	150,000 sf of retail; 30,000 sf of office; 336
			hotel units; 1,300 slips.
		Industrial intensity	None

IV. AMENDMENT SUPPORT DOCUMENTATION

At a minimum, the application shall include the following support data and analysis. These items are based on comprehensive plan amendment submittal requirements of the State of Florida, Department of Community Affairs, and policies contained in the Lee County Comprehensive Plan. Support documentation provided by the applicant will be used by staff as a basis for evaluating this request. To assist in the preparation of amendment packets, the applicant is encouraged to provide all data and analysis electronically. (Please contact the Division of Planning for currently accepted formats)

A. General Information and Maps

NOTE: For <u>each</u> map submitted, the applicant will be required to provide a reduced map (8.5" x 11") for inclusion in public hearing packets.

The following pertains to all proposed amendments that will affect the development potential of properties (unless otherwise specified).

- 1. Provide any proposed text changes. ATTACHED
- 2. Provide a Future Land Use Map showing the boundaries of the subject property, surrounding street network, surrounding designated future land uses, and natural resources. **ATTACHED**
- 3. Map and describe existing land *uses* (not designations) of the subject property and surrounding properties. Description should discuss consistency of current uses with the proposed changes. **ATTACHED**
- 4. Map and describe existing zoning of the subject property and surrounding properties. **ATTACHED**
- 5. The legal description(s) for the property subject to the requested change. **ATTACHED**
- 6. A copy of the deed(s) for the property subject to the requested change. **ATTACHED**
- 7. An aerial map showing the subject property and surrounding properties. **ATTACHED**
- 8. If applicant is not the owner, a letter from the owner of the property authorizing the applicant to represent the owner. **NA**

B. <u>Public Facilities Impacts</u> **ATTACHED** NOTE: The applicant must calculate public facilities impacts based on a maximum development scenario (see Part II.H.).

1. Traffic Circulation Analysis The analysis is intended to determine the effect of the land use change on the Financially Feasible Transportation Plan/Map 3A (20-year horizon) and on the Capital Improvements Element (5-year horizon). Toward that end, an applicant must submit the following information:

Long Range – 20-year Horizon:

a. Working with Planning Division staff, identify the traffic analysis zone (TAZ) or zones that the subject property is in and the socio-economic data forecasts for that zone or zones;

- b. Determine whether the requested change requires a modification to the socio-economic data forecasts for the host zone or zones. The land uses for the proposed change should be expressed in the same format as the socio-economic forecasts (number of units by type/number of employees by type/etc.);
- c. If no modification of the forecasts is required, then no further analysis for the long range horizon is necessary. If modification is required, make the change and provide to Planning Division staff, for forwarding to DOT staff. DOT staff will rerun the FSUTMS model on the current adopted Financially Feasible Plan network and determine whether network modifications are necessary, based on a review of projected roadway conditions within a 3mile radius of the site;
- d. If no modifications to the network are required, then no further analysis for the long range horizon is necessary. If modifications are necessary, DOT staff will determine the scope and cost of those modifications and the effect on the financial feasibility of the plan;
- e. An inability to accommodate the necessary modifications within the financially feasible limits of the plan will be a basis for denial of the requested land use change;
- f. If the proposal is based on a specific development plan, then the site plan should indicate how facilities from the current adopted Financially Feasible Plan and/or the Official Trafficways Map will be accommodated.

Short Range – 5-year CIP horizon:

- a. Besides the 20-year analysis, for those plan amendment proposals that include a specific and immediated development plan, identify the existing roadways serving the site and within a 3-mile radius (indicate laneage, functional classification, current LOS, and LOS standard);
- b. Identify the major road improvements within the 3-mile study area funded through the construction phase in adopted CIP's (County or Cities) and the State's adopted Five-Year Work Program;
- Projected 2020 LOS under proposed designation (calculate anticipated number of trips and distribution on roadway network, and identify resulting changes to the projected LOS);
- c. For the five-year horizon, identify the projected roadway conditions (volumes and levels of service) on the roads within the 3-mile study area with the programmed improvements in place, with and without the proposed development project. A methodology meeting with DOT staff prior to submittal is required to reach agreement on the projection methodology;
- d. Identify the additional improvements needed on the network beyond those programmed in the five-year horizon due to the development proposal.

- 2. Provide an existing and future conditions analysis for: ATTACHED
 - a. Sanitary Sewer
 - b. Potable Water
 - c. Surface Water/Drainage Basins
 - d. Parks, Recreation, and Open Space.

Analysis should include (but is not limited to) the following:

- Franchise Area, Basin, or District in which the property is located;
- Current LOS, and LOS standard of facilities serving the site;
- Projected 2020 LOS under existing designation;
- Projected 2020 LOS under proposed designation;
- Improvements/expansions currently programmed in 5 year CIP, 6-10 year CIP, and long range improvements; and
- Anticipated revisions to the Community Facilities and Services Element and/or Capital Improvements Element (state if these revisions are included in this amendment).
- 3. Provide a letter from the appropriate agency determining the adequacy/provision of existing/proposed support facilities, including: **ATTACHED**
 - a. Fire protection with adequate response times;
 - b. Emergency medical service (EMS) provisions;
 - c. Law enforcement;
 - c. Solid Waste;
 - d. Mass Transit; and
 - e. Schools.

In reference to above, the applicant should supply the responding agency with the information from Section's II and III for their evaluation. This application should include the applicant's correspondence to the responding agency.

C. Environmental Impacts ATTACHED

Provide an overall analysis of the character of the subject property and surrounding properties, and assess the site's suitability for the proposed use upon the following:

- 1. A map of the Plant Communities as defined by the Florida Land Use Cover and Classification system (FLUCCS).
- 2. A map and description of the soils found on the property (identify the source of the information).
- 3. A topographic map with property boundaries and 100-year flood prone areas indicated (as identified by FEMA).
- 4. A map delineating wetlands, aquifer recharge areas, and rare & unique uplands.

5. A table of plant communities by FLUCCS with the potential to contain species (plant and animal) listed by federal, state or local agencies as endangered, threatened or species of special concern. The table must include the listed species by FLUCCS and the species status (same as FLUCCS map).

D. Impacts on Historic Resources ATTACHED

List all historic resources (including structure, districts, and/or archeologically sensitive areas) and provide an analysis of the proposed change's impact on these resources. The following should be included with the analysis:

- 1. A map of any historic districts and/or sites, listed on the Florida Master Site File, which are located on the subject property or adjacent properties.
- 2. A map showing the subject property location on the archeological sensitivity map for Lee County.

E. Internal Consistency with the Lee Plan ATTACHED

- 1. Discuss how the proposal affects established Lee County population projections, Table 1(b) (Planning Community Year 2020 Allocations), and the total population capacity of the Lee Plan Future Land Use Map.
- 2. List all goals and objectives of the Lee Plan that are affected by the proposed amendment. This analysis should include an evaluation of all relevant policies under each goal and objective.
- 3. Describe how the proposal affects adjacent local governments and their comprehensive plans.
- 4. List State Policy Plan and Regional Policy Plan goals and policies which are relevant to this plan amendment.
- F. Additional Requirements for Specific Future Land Use Amendments
 - 1. Requests involving Industrial and/or categories targeted by the Lee Plan as employment centers (to or from) **NA**
 - a. State whether the site is accessible to arterial roadways, rail lines, and cargo airport terminals,
 - b. Provide data and analysis required by Policy 2.4.4,
 - c. The affect of the proposed change on county's industrial employment goal specifically policy 7.1.4.
 - 2. Requests moving lands from a Non-Urban Area to a Future Urban Area **ATTACHED**

a. Demonstrate why the proposed change does not constitute Urban Sprawl. Indicators of sprawl may include, but are not limited to: low-intensity, low-

density, or single-use development; 'leap-frog' type development; radial, strip, isolated or ribbon pattern type development; a failure to protect or conserve natural resources or agricultural land; limited accessibility; the loss of large amounts of functional open space; and the installation of costly and duplicative infrastructure when opportunities for infill and redevelopment exist.

- 3. Requests involving lands in critical areas for future water supply must be evaluated based on policy 2.4.2.
- 4. Requests moving lands from Density Reduction/Groundwater Resource must fully address Policy 2.4.3 of the Lee Plan Future Land Use Element.
- G. Justify the proposed amendment based upon sound planning principles. Be sure to support all conclusions made in this justification with adequate data and analysis. **ATTACHED**

ltem	1:	Fee	Sch	edul	е

Map Amendment Flat Fee	\$2,000.00 each
Map Amendment > 20 Acres	\$2,000.00 and \$20.00 per 10 acres
	ATTACHED
Small Scale Amendment (10 acres or less)	\$1,500.00 each
Text Amendment Flat Fee	\$2,500.00 each ATTACHED

AFFIDAVIT

I, <u>Craig A. Dearden</u> as <u>Vice President</u> of <u>Realmark Burnt Store Marina, LLC, a Florida Limited</u> <u>Liability Company</u>, certify that I am the owner or authorized representative of the property described herein, and that all answers to the questions in this application and any sketches, data, or other supplementary matter attached to and made a part of this application, are honest and true to the best of my knowledge and belief. <u>I also authorize the staff of Lee County Community Development to enter upon the property during normal</u> working hours for the purpose of investigating and evaluating the request made through this application.

Signature of owner or owner-authorized agent

)

Craig A. Dearden_ Typed or printed name

STATE OF FLORIDA)

COUNTY OF LEE

The foregoing instrument was certified and subscribed before me this <u>26</u> day of <u>Septenbee</u> 20<u>0</u>, by <u>Craig A. Dearden as Vice-President of Realmark Burnt Store Marina, LLC, a Florida Limited</u>

Liability Company ____, who is personally known to me or who has produced

as identification.

of notary

(SEAL)

Notary Public State of Florida Lynn Gantz My Commission DD706797 Expires 08/20/2011

Printed name of notary public

Text Amendment EXHIBIT

The Burnt Store Marina Village area is located within a portion of the property in Burnt Store Marina that was zoned for a mixture of commercial and residential uses in Lee County Resolution Z-77-63. The category is intended to facilitate the redevelopment of the existing marina and commercial area of Burnt Store Marina for an attractive mix of marine, retail, hotel, and office uses that enhances the public use of the waterfront. The following uses are permitted within this category: retail uses, up to a maximum of 150,000 square feet; wet slips, up to a maximum of 525; dry storage spaces, up to a maximum of 775; office space, up to a maximum of 30,000 square feet; and a maximum of 336 hotel units. The maximum height permitted in this category is 220 feet.

IMPACTS TO PLANNING COMMUNITIES ACREAGE TABLE

The subject property consists solely of land that has been previously developed for commercial purposes. No residential uses will be permitted within the Burnt Store Marina Village FLUM category. As a result, there will be a de minimis decrease in the capacity of the FLUM, and it will not be necessary to add acreage to the commercial category for the Burnt Store Planning Community.

FLUM CATEGORY EXHIBIT A.2

The Burnt Store Marina Village area is located within a portion of the property in Burnt Store Marina that was zoned for a mixture of commercial and residential uses in Lee County Resolution Z-77-63. The category is intended to facilitate the redevelopment of the existing marina and commercial area of Burnt Store Marina for an attractive mix of marine, retail, hotel, and office uses that enhances the public use of the waterfront. The following uses are permitted within this category: retail uses, up to a maximum of 150,000 square feet; wet slips, up to a maximum of 30,000 square feet; and a maximum of 336 hotel units. The maximum height permitted in this category is 220 feet.



EXISTING LAND USES EXHIBIT A.3

The existing land uses on the property consist of wet boat slips, a dry storage building, office space, a restaurant, and recreational uses. The surrounding uses are predominantly multi-family residential structures. The proposed amendment, if approved, would permit the applicant to replace the existing obsolete dry storage building with one or more larger and vastly more attractive state-of-the-art buildings, along with an increased amount of support retail, office, and hotel space. These uses will be compatible with the intense residential uses that exist or are permitted in the County's RM-2 and RM-10 zoning categories.



P:\CAD\2007\07-431\PLOT\MV-MAPS.dwg, Layout3, 9/14/2007 2:19:41 PM, Avalon Engineering Inc.

EXISTING ZONING EXHIBIT A.4

The subject property is zoned CM and RM-2. The surrounding parcels are zoned RM-2, RM-10, and RPD.



OR NE 03344 P6 2789

DESCRIPTION OF A PARCEL LYING IN SECTION 1, T-43-S, R-22-E, LEE COUNTY, FLORIDA

A TRACT OR PARCEL OF LAND SITUATED IN THE STATE OF FLORIDA, COUNTY OF LEE, LYING IN SECTION 1, TOWNSHIP 43 SOUTH, RANGE 22 EAST, BEING A PORTION OF TRACT "C", PUNTA GORDA ISLES, SECTION TWENTY TWO ACCORDING TO THE PLAT THEREOF RECORDED IN PLAT BOOK 28, PAGES 118 THROUGH 138, AND ALSO BEING A PORTION OF TRACT "H" AS RECORDED IN OFFICIAL RECORDS BOOK 2285, PAGE 3073 ALL OF THE PUBLIC RECORDS OF SAID LEE COUNTY, AND BEING FURTHER BOUNDED AND DESCRIBED AS FOLLOWS:

COMMENCING AT THE SOUTHEAST CORNER OF SECTION 1, TOWNSHIP 43 SOUTH, RANGE 22 EAST: LEE COUNTY, FLORIDA, THENCE N.00°33'37"E. ALONG THE EAST LINE OF SAID SECTION 1 FOR 880.00 FEET TO THE SOUTHEAST CORNER OF TRACT "I", RECORDED IN OFFICIAL RECORDS BOOK 2285, PAGE 3073, PUBLIC RECORDS OF SAID LEE COUNTY; THENCE N.89°35'44"W., ALONG THE SOUTH LINE OF SAID TRACT "I" FOR 1208.39 FEET; THENCE N.00°24'02"E., FOR 110.08 FEET TO THE NORTHWEST CORNER OF THE EASEMENT DESCRIBED IN OFFICIAL RECORDS BOOK 1554. PAGE 942, OF SAID PUBLIC RECORDS AND THE POINT OF BEGINNING OF THE HEREIN DESCRIBED PARCEL: THENCE S.89°35'58"E., ALONG THE NORTH LINE OF SAID EASEMENT, FOR 260.82 FEET: THENCE N.00°24'02"E., FOR 112.24 FEET; THENCE N.89°33'59"W., FOR 101.51 FEET: THENCE N.00°26'01"E., FOR 128.93 FEET; THENCE S.89°33'59"E., FOR 117.82 FEET TO A POINT ON THE WESTERLY LINE OF "KEEL CLUB CONDOMINIUM" AS RECORDED IN OFFICIAL RECORDS BOOK 1690, PAGE 2613, OF SAID PUBLIC RECORDS; THENCE, ALONG THE WESTERLY AND NORTHERLY LINES OF SAID CONDOMINIUM, THE FOLLOWING COURSES, N.01 2831"E., FOR 22.53 FEET TO THE POINT OF CURVATURE OF A CURVE TO THE RIGHT, HAVING: A RADIUS OF 16.48 FEET, A CENTRAL ANGLE OF 84°36'37", A CHORD BEARING OF N.43°46'50"E. AND A CHORD LENGTH OF 22.18 FEET; THENCE ALONG THE ARC OF SAID CURVE, AN ARC LENGTH OF 24.34 FEET TO THE POINT OF TANGENCY OF SAID CURVE; THENCE N.86º05'08"E., FOR 52.67 FEET TO THE POINT OF CURVATURE OF A CURVE TO THE LEFT, HAVING: A RADIUS OF 23.62 FEET, A CENTRAL ANGLE OF 80°31'28", A CHORD BEARING OF N.45*49'24"E. AND A CHORD LENGTH OF 30.53 FEET: THENCE ALONG THE ARC OF SAID CURVE, AN ARC LENGTH OF 33.20 FEET TO THE POINT OF TANGENCY OF SAID CURVE; THENCE N.05°33'40"E., FOR 25.23 FEET TO THE POINT OF CURVATURE OF A CURVE TO THE RIGHT, HAVING: A RADIUS OF 15.95 FEET, A CENTRAL ANGLE OF 86°29'24", A CHORD BEARING OF N.48°48'22"E. AND A CHORD LENGTH OF 21.86 FEET: THENCE ALONG THE ARC OF SAID CURVE, AN ARC LENGTH OF 24.08 FEET TO THE POINT OF TANGENCY OF SAID CURVE; THENCE S.87°56'56"E., FOR 16.07 FEET TO THE POINT OF CURVATURE OF A CURVE TO THE LEFT, HAVING: A RADIUS OF 350.09 FEET, A CENTRAL ANGLE OF 21º02'11", A CHORD BEARING OF N.81*31'58"E. AND A CHORD LENGTH OF 127.82 FEET; THENCE ALONG THE ARC OF SAID CURVE, AN ARC LENGTH OF 128.54 FEET TO THE POINT OF TANGENCY OF SAID CURVE; THENCE N.71°00'53"E., FOR 18.18 FEET TO THE POINT OF CURVATURE OF A CURVE TO THE RIGHT, HAVING: A RADIUS OF 17.71 FEET, A CENTRAL ANGLE OF 109°23'09", A CHORD BEARING OF S.54°17'32"E. AND A CHORD LENGTH OF 28.91 FEET; THENCE ALONG THE ARC OF SAID CURVE, AN ARC LENGTH OF 33.81 FEET TO THE POINT OF TANGENCY OF SAID CURVE; THENCE, ALONG THE EAST LINE OF SAID CONDOMINIUM, S.00°24'02"W. FOR 225.02 FEET TO THE SOUTHEAST CORNER OF SAID CONDOMINIUM; THENCE, DEPARTING FROM SAID CONDOMINIUM, S.00°24'02"W., FOR 128.38 FEET TO A POINT ON THE NORTH LINE OF SAID EASEMENT; THENCE, ALONG THE NORTH AND WEST LINE OF SAID EASEMENT, THE FOLLOWING COURSES, S.89°35'58"E. FOR 410.34 FEET TO THE POINT OF CURVATURE OF A CURVE TO THE LEFT, HAVING: A RADIUS OF 170.00 FEET, A CENTRAL ANGLE OF 89°50'25", A CHORD BEARING OF N.45°28'50"E. AND A CHORD LENGTH OF 240.08 FEET; THENCE ALONG THE ARC OF

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EXHIBIT A

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SAID CURVE, AN ARC LENGTH OF 266.56 FEET TO THE POINT OF TANGENCY OF SAID CURVE: THENCE N.00°33'26"E., FOR 548.77 FEET TO THE POINT OF CURVATURE OF A CURVE TO THE RIGHT, HAVING: A RADIUS OF 212.98 FEET, A CENTRAL ANGLE OF 11°07'09", A CHORD BEARING OF N.06"07" OF AND A CHORD LENGTH OF 41.27 FEET; THENCE ALONG THE ARC OF SAID CURVE, AN ARC LENGTH OF 41.33 FEET TO THE END OF SAID CURVE; THENCE, DEPARTING FROM SAID EASEMENT, S.60°41'17"W. FOR 61.47 FEET TO A POINT LYING I FOOT, MORE OR LESS. EASTERLY OF AN EXISTING SEAWALL; THENCE ALONG A LINE PARALLEL TO AND LYING I FOOT, MORE OR LESS, EASTERLY OF SAID SEAWALL THE FOLLOWING COURSES, N.15°22'46"E. FOR 43.85 FEET: THENCE N.29°37'14"W., FOR 228.06 FEET; THENCE, DEPARTING FROM SAID SEAWALL, N.59°14'04"E., FOR 111.46 FEET; THENCE N.83°30'29"E., FOR 29.19 FEET; THENCE N.59°H 04"E, FOR 30.05 FEET; THENCE N.29°50'03"W., FOR 213.65 FEET TO A POINT ON THE SOUTHERLY LINE OF "PLATINUM POINT YACHT CLUB" RECORDED IN OFFICIAL RECORDS BOOK 2530, PAGE 4055; THENCE S.59°01'27"W., ALONG SAID SOUTHERLY LINE FOR 167.63 FEET TO A POINT LYING I FOOT, MORE OR LESS, NORTHERLY OF AN EXISTING SEAWALL; THENCE ALONG A LINE PARALLEL TO AND LYING 1 FOOT, MORE OR LESS, NORTHERLY, EASTERLY, SOUTHERLY, WESTERLY AND SOUTHERLY OF SAID SEAWALL AND ALONG THE SOUTHERLY, WESTERLY, NORTHERLY AND EASTERLY LINES OF "PLATINUM POINT" RECORDED IN OFFICIAL RECORDS BOOK 2285, PAGE 3073, OF SAID PUBLIC RECORDS THE FOLLOWING COURSES. N.74°24'52"W., FOR 43.06 FEET; THENCE S.60°23'18"W., FOR 670.00 FEET TO THE POINT OF CURVATURE OF A CURVE TO THE RIGHT, HAVING: A RADIUS OF 567.29 FEET, A CENTRAL ANGLE OF 25°47'39", A CHORD BEARING OF S.73°17'07"W. AND A CHORD LENGTH OF 253.24 FEET; THENCE ALONG THE ARC OF SAID CURVE, AN ARC LENGTH OF 255.39 FEET TO THE POINT OF COMPOUND CURVATURE OF A CURVE TO THE RIGHT, HAVING: A RADIUS OF 201.66 FEET. A CENTRAL ANGLE OF 68°15'43", A CHORD BEARING OF N.59°41'11"W. AND A CHORD LENGTH OF 226.30 FEET; THENCE ALONG THE ARC OF SAID CURVE, AN ARC LENGTH OF 240.26 FEET TO THE POINT OF REVERSE CURVATURE OF A CURVE TO THE LEFT, HAVING: A RADIUS OF 150.88 FEET, A CENTRAL ANGLE OF 40°34'00", A CHORD BEARING OF N.45°50'20"W. AND A CHORD LENGTH OF 104.61 FEET; THENCE ALONG THE ARC OF SAID CURVE, AN ARC LENGTH OF 106.82 FEET TO THE POINT OF REVERSE CURVATURE OF A CURVE TO THE RIGHT, HAVING: A RADIUS OF 705.31 FEET, A CENTRAL ANGLE OF 32"47'52", A CHORD BEARING OF N.49"43'24"W. AND A CHORD LENGTH OF 398.25 FEET; THENCE ALONG THE ARC OF SAID CURVE, AN ARC LENGTH OF 403.74 FEET TO THE POINT OF REVERSE CURVATURE OF A CURVE TO THE LEFT. HAVING: A RADIUS OF 193.85 FEET, A CENTRAL ANGLE OF 51°50'51", A CHORD BEARING OF N.59°14'53"W. AND A CHORD LENGTH OF 169.49 FEET; THENCE ALONG THE ARC OF SAID CURVE, AN ARC LENGTH OF 175.41 FEET TO THE POINT OF REVERSE CURVATURE OF A CURVE TO THE RIGHT, HAVING: A RADIUS OF 261.77 FEET, A CENTRAL ANGLE OF 91°27'30", A CHORD BEARING OF N.39°26'34"W. AND A CHORD LENGTH OF 374.87 FEET; THENCE ALONG THE ARC OF SAID CURVE, AN ARC LENGTH OF 417.84 FEET TO THE END OF SAID CURVE; THENCE N.08°31'27"E., FOR 218.67 FEET; THENCE N.11º26'16"E., FOR 180.68 FEET; THENCE N.15º16'05"E., FOR 415.80 FEET TO THE POINT OF CURVATURE OF A CURVE TO THE RIGHT, HAVING: A RADIUS OF 169.21 FEET, A CENTRAL ANGLE OF 26°39'01", A CHORD BEARING OF N.28°35'36"E. AND A CHORD LENGTH OF 78.00 FEET; THENCE ALONG THE ARC OF SAID CURVE, AN ARC LENGTH OF 78.71 FEET TO THE POINT OF COMPOUND CURVATURE OF A CURVE TO THE RIGHT, HAVING: A RADIUS OF 290.79 FEET, A CENTRAL ANGLE OF 74°47'26", A CHORD BEARING OF N.79°18'50"E. AND A CHORD LENGTH OF 353.20 FEET; THENCE ALONG THE ARC OF SAID CURVE, AN ARC LENGTH OF 379.59 FEET TO THE POINT OF COMPOUND CURVATURE OF A CURVE TO THE RIGHT, HAVING: A RADIUS OF 321.96 FEET, A CENTRAL ANGLE OF 21°23'47", A CHORD BEARING OF S.52°33'04"E. AND A CHORD LENGTH OF 120.00 FEET: THENCE ALONG THE ARC OF SAID CURVE, AN ARC LENGTH OF 120.70

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FEET TO THE END OF SAID CURVE; THENCE S.41°49'58"E., FOR 531.66 FEET TO THE POINT OF CURVATURE OF A CURVE TO THE RIGHT, HAVING: A RADIUS OF 130.24 FEET, A CENTRAL ANGLE OF 41°39'39", A CHORD BEARING OF S.21°00'09"E. AND A CHORD LENGTH OF 92.63 FEET: THENCE ALONG THE ARC OF SAID CURVE, AN ARC LENGTH OF 94.70 FEET TO THE END OF SAID CURVE; THENCE S.00°25'38"W., FOR 390.84 FEET; THENCE S.89°37'03"E., FOR 671.06 FEET; THENCE, DEPARTING FROM SAID SEAWALL AND SAID "PLATINUM POINT", S.00°22'56"W., FOR 153.40 FEET; THENCE N.59°00'18"E., FOR 93.70 FEET; THENCE N.00°22'56"E., FOR 104.61 FEET TO A POINT ON THE WESTERLY LINE OF "THE TIDES CONDOMINIUM" AS RECORDED IN OFFICIAL RECORDS BOOK 2163, PAGE 170, OF SAID PUBLIC RECORDS AND A POINT LYING 1 FOOT MORE OR LESS. EASTERLY OF AN EXISTING SEAWALL; THENCE ALONG THE WEST LINE OF SAID CONDOMINIUM AND THE WEST LINE OF "MARINA TOWERS CONDOMINIUM" AS RECORDED IN OFFICIAL RECORDS BOOK 1948, PAGE 145 OF SAID PUBLIC RECORDS AND ALONG A LINE PARALLEL TO AND LYING I FOOT EASTERLY AND NORTHERLY OF SAID SEAWALL THE FOLLOWING COURSES, N.00°37'38"E., FOR \$61.62 FEET; THENCE N.89°35'57"W., ALONG THE SOUTH LINE OF SAID "MARINA TOWERS CONDOMINIUM" AND THE SOUTH LINE OF "MARINA NORTH SHORE CONDOMINIUM" AS RECORDED IN CONDOMINIUM BOOK 8, PAGE 257 OF SAID PUBLIC RECORDS FOR 578.17 FEET TO THE POINT OF CURVATURE OF A CURVE TO THE RIGHT. HAVING: A RADIUS OF 88.76 FEET, A CENTRAL ANGLE OF 50°52'35", A CHORD BEARING OF N.64°09'40"W. AND A CHORD LENGTH OF 76.25 FEET; THENCE ALONG THE ARC OF SAID CURVE, AN ARC LENGTH OF 78.81 FEET TO THE END OF SAID CURVE; THENCE N.38°52'47"W., FOR 112.30 FEET TO THE POINT OF CURVATURE OF A CURVE TO THE LEFT, HAVING: A RADIUS OF 872.33 FEET, A CENTRAL ANGLE OF 11º48'00", A CHORD BEARING OF N.44º46'47"W. AND A CHORD LENGTH OF 179.34 FEET; THENCE ALONG THE ARC OF SAID CURVE, AN ARC LENGTH OF 179.65 FEET TO THE END OF SAID CURVE; THENCE N.50°56'21"W., ALONG THE SOUTHERLY LINE OF "DIAMOND PARK" AS RECORDED IN PLAT BOOK 54, PAGES 80 AND 81 OF SAID PUBLIC RECORDS THE FOLLOWING COURSES FOR 135.77 FEET TO THE POINT OF CURVATURE OF A CURVE TO THE LEFT, HAVING: A RADIUS OF 835.62 FEET, A CENTRAL ANGLE OF 12°19'51", A CHORD BEARING OF N.57*06'16"W. AND A CHORD LENGTH OF 179.49 FEET; THENCE ALONG THE ARC OF SAID CURVE, AN ARC LENGTH OF 179.84 FEET TO THE END OF SAID CURVE; THENCE N.63°21'27"W., FOR 102.89 FEET TO THE POINT OF CURVATURE OF A CURVE TO THE LEFT, HAVING; A RADIUS OF 388.19 FEET, A CENTRAL ANGLE OF 50°54'54", A CHORD BEARING OF N.88°48'54"W. AND A CHORD LENGTH OF 333.72 FEET: THENCE ALONG THE ARC OF SAID CURVE, AN ARC LENGTH OF 344.96 FEET TO THE END OF SAID CURVE; THENCE S.66*15'19"W., ALONG THE SOUTH LINE OF THE PARCEL DESCRIBED IN OFFICIAL RECORDS BOOK 2957 PAGE 2746, SAID PUBLIC RECORDS FOR 33.62 FEET TO THE SOUTHWEST CORNER OF SAID PARCEL AND THE SOUTHEAST CORNER OF THE PARCEL DESCRIBED IN OFFICIAL RECORDS BOOK 3245, PAGE 3175 OF SAID PUBLIC RECORDS AND BEING A POINT ON A CURVE TO THE LEFT, HAVING: A RADIUS OF 387.54 FEET, A CENTRAL ANGLE OF 04°08'10", A CHORD BEARING OF S.58°28'57"W. AND A CHORD LENGTH OF 27.97 FEET; THENCE ALONG THE ARC OF SAID CURVE, AN ARC LENGTH OF 27.98 FEET TO THE END OF SAID CURVE; THENCE S.49°03'29"W., FOR 58.31 FEET TO THE SOUTHWEST CORNER OF SAID PARCEL; THENCE DEPARTING FROM SAID SEAWALL N.41°50'54"W., FOR 17.65 FEET TO THE NORTHWEST CORNER OF SAID PARCEL AND THE SOUTHWEST CORNER OF LOT 9 OF SAID "DIAMOND PARK"; THENCE ALONG THE WESTERLY LINE OF SAID LOT 9, THE FOLLOWING COURSES, N.39°21'06"W., FOR 38.60 FEET; THENCE N.01°20'27"W., FOR 193.86 FEET; THENCE N.37°47'30"E., FOR 110.00 FEET; THENCE DEPARTING FROM SAID LOT 9 S.59°53'43"W., FOR 137.28FEET TO A POINT ON THE WESTERLY LINE OF SAID TRACT "C"; THENCE ALONG SAID WESTERLY LINE THE FOLLOWING COURSES S.16°44'33"W., FOR 515.42 FEET; THENCE S.23°51'46"W., FOR 305.62 FEET; THENCE S.01°48'25"W., FOR 695.54 FEET; THENCE S.10°29'40"W.,

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FOR 418.58 FEET TO A POINT LYING I FOOT, MORE OR LESS, SOUTHERLY OF AN EXISTING SEAWALL: THENCE DEPARTING FROM SAID WESTERLY LINE AND ALONG THE NORTHERLY LINE OF "MARINA SOUTH SHORE CONDOMINIUM" RECORDED IN OFFICIAL RECORDS BOOK 1432 PAGE 0278 AND THE WESTERLY EXTENSION THEREOF, AND ALONG A LINE LYING I FOOT. MORE OR LESS, SOUTHERLY OF AND PARALLEL TO AN EXISTING SEAWALL, THE FOLLOWING COURSES N.76°24'19"E., FOR 201.49 FEET TO THE POINT OF CURVATURE OF A CURVE TO THE RIGHT, HAVING: A RADIUS OF 253.73 FEET, A CENTRAL ANGLE OF 16°4737", A CHORD BEARING OF N.84*48'08"E. AND A CHORD LENGTH OF 74.10 FEET; THENCE ALONG THE ARC OF SAID CURVE, AN ARC LENGTH OF 74.37 FEET TO THE POINT OF COMPOUND CURVATURE OF A CURVE TO THE RIGHT, HAVING: A RADIUS OF 453.03 FEET, A CENTRAL ANGLE OF 11º02'37". A CHORD BEARING OF S.81º16'45"E. AND A CHORD LENGTH OF 87.19 FEET; THENCE ALONG THE ARC OF SAID CURVE, AN ARC LENGTH OF \$7.32 FEST TO THE POINT OF COMPOUND CURVATURE OF A CURVE TO THE RIGHT, HAVING: A RADIUS OF 570.11 FEET, A CENTRAL ANGLE OF 20°59'54". A CHORD BEARING OF S.65°15'29"E. AND A CHORD LENGTH OF 207.77 FEET; THENCE ALONG THE ARC OF SAID CURVE, AN ARC LENGTH OF 208.94 FEET TO THE END OF SAID CURVE; THENCE \$.53°54'52"E., FOR 271.10 FEET TO THE POINT OF CURVATURE OF A CURVE TO THE LEFT. HAVING: A RADIUS OF 1927.30 FEET, A CENTRAL ANGLE OF 09"54'41", A CHORD BEARING OF S.58°52'12"E. AND A CHORD LENGTH OF 332.98 FEET; THENCE ALONG THE ARC OF SAID CURVE, AN ARC LENGTH OF 333.39 FEET TO THE POINT OF COMPOUND CURVE OF A CURVE TO THE LEFT HAVING A RADIUS OF 2250.36 FEET, A CENTRAL ANGLE OF 01°39'50", A CHORD BEARING OF S.64°39'28"E., AND A CHORD LENGTH OF 65.35 FEET, THENCE ALONG THE ARC OF SAID CURVE AN ARC LENGTH OF 65.35 FEET TO THE END OF SAID CURVE; THENCE S.65°42'09"E., FOR 105.15 FEET TO THE POINT OF CURVATURE OF A CURVE TO THE LEFT, HAVING: A RADIUS OF 134.05 FEET, A CENTRAL ANGLE OF 02°25'45", A CHORD BEARING OF S.64°29'17"E. AND A CHORD LENGTH OF 5.68 FEET; THENCE ALONG THE ARC OF SAID CURVE, AN ARC LENGTH OF 5.68 FEET TO THE END OF SAID CURVE AND THE NORTHEAST CORNER OF SAID CONDOMINIUM; THENCE S.60°24'02"W., ALONG THE EAST LINE OF SAID CONDOMINIUM FOR 448.64 FEET TO THE POINT OF BEGINNING.

BEARINGS ARE BASED ON THE EAST LINE OF SECTION 1, TOWNSHIP 43 SOUTH, RANGE 22 EAST. AS RECORDED ON THE PLAT OF PUNTA GORDA ISLES, SECTION 22, HAVING AN ASSUMED BEARING OF N.00°33'26"E.

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TRACT 1 (REVISED GOLF COURSE LEGAL):

A TRACT OR PARCEL OF LAND SITUATED IN THE STATE OF FLORIDA, COUNTY OF LEE, LYING IN SECTION 1, TOWNSHIP 43 SOUTH, RANGE 22 EAST AND SECTION 6, TOWNSHIP 43 SOUTH, RANGE 23 EAST, BEING ALL OF TRACT "B", PUNTA GORDA ISLES, SECTION TWENTY TWO ACCORDING TO THE PLAT THEREOF RECORDED IN PLAT BOOK 28, PAGES 118 THROUGH 138, PUBLIC RECORDS OF SAID LEE COUNTY, FLORIDA.

TOGETHER WITH:

ADDITIONAL PARCEL #1:

THAT PARCEL RECORDED IN OFFICIAL RECORD BOOK 3320, PAGE 3328 OF THE PUBLIC RECORDS OF LEE COUNTY, FLORIDA

ADDITIONAL PARCEL #2:

THAT PARCEL RECORDED IN OFFICIAL RECORD BOOK 2285, PAGE 3070 OF THE PUBLIC RECORDS OF LEE COUNTY, FLORIDA

ADDITIONAL PARCEL #3:

BEGINNING AT THE SOUTHWEST CORNER OF LOT 7, BLOCK 1006, SECTION 22, OF SAID PUNTA GORDA ISLES SUBDIVISION; THENCE S.88° 14'39"W. FOR 912.69 FEET TO THE WESTERLY LINE OF LOT 1 OF SAID BLOCK 1006: THENCE S.22° 30'37"E, ALONG THE WEST LINE OF SAID LOT FOR 78.50 FEET TO THE BEGINNING OF A CURVE CONCAVE TO THE NORTH AND HAVING A RADIUS OF 50.00 FEET; THENCE SOUTHEASTERLY ALONG SAID CURVE THROUGH A CENTRAL ANGLE OF 100° 02'27" FOR 87.30 FEET TO THE BEGINNING OF A **REVERSE CURVE CONCAVE TO THE SOUTH AND HAVING A RADIUS OF 500.00** FEET; THENCE EASTERLY ALONG SAID CURVE AND ALONG THE SOUTH LINE OF SAID BLOCK 1006 THROUGH A CENTRAL ANGLE OF 46° 16'04'' FOR 403.76 FEET; THENCE S.76³ 17'00"E. ALONG THE SOUTH LINE OF SAID BLOCK FOR 255.14 FEET TO THE BEGINNING OF A CURVE CONCAVE TO THE NORTHWEST AND HAVING A RADIUS OF 50.00 FEET; THENCE NORTHEASTERLY ALONG SAID CURVE AND ALONG THE SOUTH LINE OF SAID BLOCK THROUGH A CENTRAL ANGLE OF 106° 13'12" FOR 92.69 FEET TO THE BEGINNING OF A REVERSE CURVE CONCAVE TO THE SOUTHEAST AND HAVING A RADIUS OF 50.00 FEET: THENCE NORTHEASTERLY ALONG SAID CURVE AND ALONG THE SOUTH LINE OF SAID BLOCK THROUGH A CENTRAL ANGLE OF 78° 39'19" FOR 68.64 FEET; THENCE N.76° 09'07"E. ALONG THE SOUTH LINE OF SAID BLOCK FOR 76.09 FEET TO THE POINT OF BEGINNING.

LESS AND EXCEPT THE FOLLOWING PARCEL:

BEGINNING AT THE NORTHERLY CORNER OF LOT 3, BLOCK 994 OF SAID PUNTA GORDA ISLES SECTION 22, SAID POINT BEING THE POINT OF BEGINNING; THENCE S.76° 48'18"W. FOR 48.00 FEET; THENCE N.39° 53'12"E. FOR 53.68 FEET; THENCE N.88° 09'13"E. FOR 8.29 FEET; THENCE S.64° 55'39"E. FOR

13.87 FEET; THENCE N.69° 05'06"E. FOR 9.73 FEET; THENCE N.13° 25'43"E. FOR 24.17 FEET; THENCE N.17° 50'12"W. FOR 34.56 FEET; THENCE S.84° 43'56"W. FOR 7.71 FEET; THENCE N.63° 22'54"W. FOR 29.81 FEET; THENCE N.46° 05'01"W. FOR 81.43 FEET; THENCE N.71° 04'55"W. FOR 7.43 FEET; THENCE S.84° 11'40"W. FOR 11.13 FEET; THENCE S.72° 11'46"W. FOR 5.76 FEET; THENCE S.89° 12'56"W. FOR 3.58 FEET; THENCE N.72° 23'00"W. FOR 8.34 FEET; THENCE N.62° 28'07"W. FOR 7.23 FEET; THENCE S.81° 40'01"W. FOR 17.63 FEET; THENCE S.85° 24'38"W. FOR 29.42 FEET; THENCE N.89° 08'52"W. FOR 36.88 FEET; THENCE N.83° 22'49"W. FOR 24.40 FEET; THENCE N.61° 19'35"W. FOR 13.87 FEET; THENCE N.38° 44'39"W. FOR 19.64 FEET; THENCE N.18° 59'57"W. FOR 24.04 FEET; THENCE N.04° 20'38"W. FOR 145.31 FEET; THENCE N.06° 05'35"E. FOR 47.67 FEET; THENCE N.19° 20'06"E. FOR 33.38 FEET; THENCE N.55° 45'10"E. FOR 41.05 FEET; THENCE N.85° 13'15"E. FOR 38.03 FEET; THENCE S.72° 19'11"E. FOR 33.09 FEET; THENCE S.51° 55'12"E. FOR 14.42 FEET; THENCE S.77° 26'18"E. FOR 21.70 FEET; THENCE N.75° 48'31"E. FOR 52.27 FEET; THENCE N.79° 43'07"E. FOR 119.39 FEET; THENCE S.62° 49'58"E. FOR 29.98 FEET; THENCE S.41° 58'50"E. FOR 29.79 FEET; THENCE S.12° 32'22"E. FOR 14.56 FEET; THENCE S.04° 09'53"E. FOR 57.03 FEET; THENCE S.05° 04'46"W. FOR 24.06 FEET; THENCE S.10³ 07'56"W. FOR 43.56 FEET; THENCE S.04° 14'03"E. FOR 38.30 FEET; THENCE S.37° 21'15"E. FOR 50.83 FEET; THENCE S.60° 30'39"E. FOR 15.44 FEET; THENCE S.28° 58'48"E. FOR 31.26 FEET; THENCE S.17' 45'35"W. FOR 85.96 FEET; THENCE S.05° 35'08"E. FOR 24.64 FEET TO THE POINT OF CURVE OF A NON TANGENT CURVE TO THE LEFT, OF WHICH THE RADIUS POINT LIES S.41° 53'13"E., A RADIAL DISTANCE OF 100.00 FEET; THENCE SOUTHERLY ALONG THE ARC, THROUGH A CENTRAL ANGLE OF 61° 14'55" FOR 106.90 FEET: THENCE S.76°51'56"W. FOR 40.00 FEET TO THE POINT OF CURVE OF A NON TANGENT CURVE TO THE LEFT, OF WHICH THE RADIUS POINT LIES S.76° 51'52"W., A RADIAL DISTANCE OF 50.00 FEET; THENCE NORTHWESTERLY ALONG THE ARC, THROUGH A CENTRAL ANGLE OF 90° 03'34" FOR 78.59 FEET TO THE POINT OF BEGINNING.

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TRACT 2 (VACANT LAND 4A - PARCEL EAST OF MAINTENANCE PARCEL):

FROM THE SOUTHEAST CORNER OF SECTION 6, TOWNSHIP 43 SOUTH, RANGE 23 EAST, LEE COUNTY, FLORIDA, RUN N.00° 41'43"E., ALONG THE EAST LINE OF SAID SECTION 6 AND THE CENTERLINE OF STATE ROAD 765 (BURNT STORE ROAD), 1246.02 FEET; THENCE S.88° 22'02"W., 774.91 FEET; THENCE N.00° 33'37"E., 30.02 FEET TO THE POINT OF BEGINNING. THENCE CONTINUE N.00° 33'37"E., FOR 310.23 FEET; THENCE S.88° 22'02"W., 491.07 FEET; THENCE S.00° 33'37"W., 159.95 FEET; THENCE S.88° 22'02"W., 75.05 FEET; THENCE S.00° 33'37"W., 150.28 FEET; THENCE N.88° 22'02"E., 566.12 FEET TO THE POINT OF BEGINNING, LESS AND EXCEPT THE SOUTH 30 FEET FOR ROADWAY PURPOSES.

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TRACT 3 (VACANT LAND 4B- TRACT A-7 - POND PARCEL):

FROM THE SOUTHEAST CORNER OF SECTION 6, TOWNSHIP 43 SOUTH, RANGE 23 EAST, LEE COUNTY, FLORIDA, RUN N.00³ 41'43"E., ALONG THE EAST LINE OF SAID SECTION 6 AND THE CENTERLINE OF STATE ROAD 765 (BURNT STORE

ROAD), 1246.02 FEET; THENCE S.88° 22'18"W., 68.06 FEET TO A POINT ON THE WEST RIGHT OF WAY LINE OF BURNT STORE ROAD AND THE POINT OF BEGINNING; THENCE S.88°22'18"W., 706.62 FEET; THENCE N.00° 42'25"E., 415.34 FEET; THENCE N.88° 22'18"E., 706.53 FEET; THENCE S.00° 41'43"W., 415.34 FEET TO THE POINT OF BEGINNING, LESS AND EXCEPT THE SOUTH 30 FEET FOR ROADWAY PURPOSES.

TRACT 4 (MATECUMBE KEY ROAD):

BEGINNING AT THE NORTHWEST CORNER OF THE SOUTH 1660.00 FEET OF SECTION 6, TOWNSHIP 43 SOUTH, RANGE 23 EAST, ACCORDING TO THE PLAT OF PUNTA GORDA ISLES SECTION TWENTY TWO; THENCE S.00° 33'37"W., A DISTANCE OF 830.73 FEET; THENCE N.89° 35'44"W., A DISTANCE OF 235.01 FEET; THENCE S.30° 56'51"E., A DISTANCE OF 191.35 FEET TO A POINT OF CURVE TO THE RIGHT HAVING A RADIUS OF 1,248.12 FEET AND A CENTRAL ANGLE OF 13° 44'14"; THENCE SOUTHEASTERLY ALONG THE ARC A DISTANCE OF 299,25 FEET; THENCE N.54° 48'33"W., A DISTANCE OF 112.36 FEET; THENCE N.00° 33'37"E., A DISTANCE OF 66.04 FEET; THENCE N.89° 35'44"W., A DISTANCE OF 205.29 FEET; THENCE N.00° 17'44"E., A DISTANCE OF 304.96 FEET; THENCE N.89° 35'44"W., A DISTANCE OF 232.98 FEET TO THE POINT OF CURVE OF A NON TANGENT CURVE TO THE RIGHT, OF WHICH THE RADIUS POINT LIES N.83° 51'44"W., A RADIAL DISTANCE OF 20.00 FEET; THENCE SOUTHWESTERLY ALONG THE ARC, THROUGH A CENTRAL ANGLE OF 33° 56'40", A DISTANCE OF 11.85 FEET TO A POINT OF COMPOUND CURVE TO THE RIGHT HAVING A RADIUS OF 468.00 FEET AND A CENTRAL ANGLE OF 17° 15'47": THENCE SOUTHWESTERLY ALONG THE ARC, A DISTANCE OF 141.01 FEET TO A POINT OF COMPOUND CURVE TO THE RIGHT HAVING A RADIUS OF 118.00 FEET AND A CENTRAL ANGLE OF 32° 39'17"; THENCE WESTERLY ALONG THE ARC, A DISTANCE OF 67.25 FEET; THENCE WEST, A DISTANCE OF 162.18 FEET TO A POINT OF CURVE TO THE RIGHT HAVING A RADIUS OF 20.00 FEET AND A CENTRAL ANGLE OF 136° 15'32"; THENCE NORTHERLY ALONG THE ARC A DISTANCE OF 47.56 FEET; THENCE N.46° 15'32"E., A DISTANCE OF 67.67 FEET TO A POINT OF CURVE TO THE RIGHT HAVING A RADIUS OF 20.00 FEET AND A CENTRAL ANGLE OF 90° 00'00"; THENCE EASTERLY ALONG THE ARC A DISTANCE OF 31.42 FEET; THENCE S.43° 44'28"E., A DISTANCE OF 9.67 FEET TO A POINT OF CURVE TO THE LEFT HAVING A RADIUS OF 25.00 FEET AND A CENTRAL ANGLE OF 180° 00'00"; THENCE NORTHEASTERLY ALONG THE ARC A DISTANCE OF 78.54 FEET; THENCE N.43° 44'28"W., A DISTANCE OF 4.98 FEET TO A POINT OF CURVE TO THE RIGHT HAVING A RADIUS OF 20.00 FEET AND A CENTRAL ANGLE OF 38° 24'46"; THENCE NORTHWESTERLY ALONG THE ARC A DISTANCE OF 13.41 FEET; THENCE N.89° 35'44"W., A DISTANCE OF 89.21 FEET TO THE POINT OF CURVE OF A NON TANGENT CURVE TO THE RIGHT, OF WHICH THE RADIUS POINT LIES N.79° 24'42"W., A RADIAL DISTANCE OF 18.00 FEET; THENCE SOUTHERLY ALONG THE ARC, THROUGH A CENTRAL ANGLE OF 20° 33'05", A DISTANCE OF 6.46 FEET TO A POINT OF COMPOUND CURVE TO THE RIGHT HAVING A RADIUS OF 90.00 FEET AND A CENTRAL ANGLE OF 15³ 07'10"; THENCE SOUTHWESTERLY ALONG THE ARC, A DISTANCE OF 23.75 FEET; THENCE S.46° 15'32"W., A DISTANCE OF 48.81 FEET TO A POINT OF CURVE TO THE RIGHT HAVING A RADIUS OF 20.00 FEET AND A CENTRAL

ANGLE OF 63° 23'18"; THENCE WESTERLY ALONG THE ARC A DISTANCE OF 22.13 FEET: THENCE S.00° 24'16"W. A DISTANCE OF 28.63 FEET: THENCE S.46° 15'32"W. A DISTANCE OF 63.05 FEETTO A POINT OF CURVE TO THE RIGHT HAVING A RADIUS OF 249.50 FEET AND A CENTRAL ANGLE OF 18° 48'45": THENCE SOUTHWESTERLY ALONG THE ARC A DISTANCE OF 81.92 FEET; THENCE N.24° 55'43"W., A DISTANCE OF 8.75 FEET; THENCE N.14° 38'24"W., A DISTANCE OF 102.73 FEET; THENCE S.75° 21'36"W., A DISTANCE OF 63.46 FEET TO A POINT OF CURVE TO THE RIGHT HAVING A RADIUS OF 50.00 FEET AND A CENTRAL ANGLE OF 29° 40'54"; THENCE WESTERLY ALONG THE ARC A DISTANCE OF 25.90 FEET; THENCE N.74° 57'31"W., A DISTANCE OF 157.51 FEET TO A POINT OF CURVE TO THE RIGHT HAVING A RADIUS OF 150.00 FEET AND A CENTRAL ANGLE OF 26° 30'57"; THENCE NORTHWESTERLY ALONG THE ARC A DISTANCE OF 69.42 FEET; THENCE N.48° 26'34"W., A DISTANCE OF 28.36 FEET TO A POINT OF CURVE TO THE RIGHT HAVING A RADIUS OF 20.00 FEET AND A CENTRAL ANGLE OF 03° 54'04"; THENCE NORTHWESTERLY ALONG THE ARC A DISTANCE OF 1.36 FEET; THENCE N.00° 24'02"E., A DISTANCE OF 49.99 FEET; THENCE S.89° 35'58"E., A DISTANCE OF 199.85 FEET; THENCE N.00° 24'02"'E., A DISTANCE OF 60.00 FEET; THENCE S.89° 35'58"'E., A DISTANCE OF 260.82 FEET: THENCE CONTINUE EASTERLY ALONG SAID LINE, A DISTANCE OF 308.01 FEET; THENCE CONTINUE EASTERLY ALONG SAID LINE, A DISTANCE OF 410.34 FEET TO A POINT OF CURVE TO THE LEFT HAVING A RADIUS OF 170.00 FEET AND A CENTRAL ANGLE OF 89° 50'25": THENCE NORTHEASTERLY ALONG THE ARC A DISTANCE OF 266.56 FEET; THENCE N.00° 33'37"E., A DISTANCE OF 544.63 FEET TO THE POINT OF CURVE OF A NON TANGENT CURVE TO THE RIGHT, OF WHICH THE RADIUS POINT LIES N.89° 33'31"E., A RADIAL DISTANCE OF 214.23 FEET; THENCE NORTHEASTERLY ALONG THE ARC, THROUGH A CENTRAL ANGLE OF 53° 47'49", A DISTANCE OF 201.15 FEET; THENCE S.36° 26'58"E., A DISTANCE OF 60.17 FEET TO THE POINT OF CURVE OF A NON TANGENT CURVE TO THE LEFT, OF WHICH THE RADIUS POINT LIES S.36° 26'57"E., A RADIAL DISTANCE OF 153.00 FEET; THENCE SOUTHWESTERLY ALONG THE ARC, THROUGH A CENTRAL ANGLE OF 52° 03'09", A DISTANCE OF 139.00 FEET TO THE POINT OF BEGINNING.

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TRACT 5 (MAINTENANCE PARCEL):

COMMENCING AT THE SOUTHWEST CORNER OF SECTION 6, TOWNSHIP 43 SOUTH, RANGE 23 EAST LEE COUNTY, FLORIDA; THENCE N.00⁵ 33'37"E. ALONG THE WEST LINE OF SAID SECTION 6 FOR 1,661.22 FEET TO THE SOUTH LINE OF PUNTA GORDA ISLES SUBDIVISION, AS RECORDED IN PLAT BOOK 28, PAGES 118 THROUGH 138 PUBLIC RECORDS OF LEE COUNTY, FLORIDA; THENCE N.88° 22'02"E. ALONG SAID SOUTH LINE FOR 3,395.27 FEET TO THE POINT OF BEGINNING OF THE HEREIN DESCRIBED PARCEL; THENCE CONTINUE EASTERLY ALONG SAID LINE FOR 565.52 FEET; THENCE S.00° 32'14"W. FOR 414.70 FEET; THENCE S.88° 20'05"W. FOR 565.54 FEET; THENCE N.00° 32'15"E. FOR 415.02 FEET TO THE POINT OF BEGINNING; LESS AND EXCEPT THE SOUTH 30 FEET FOR ROADWAY PURPOSES.

TRACT 6 (SALES CENTER PARCEL):
A TRACT OR PARCEL OF LAND SITUATED IN THE STATE OF FLORIDA, COUNTY OF LEE, LYING IN SECTION 1, TOWNSHIP 43 SOUTH, RANGE 22 EAST, AND SECTION 6, TOWNSHIP 43 SOUTH, RANGE 23 EAST, BEING A PART OF LOTS 1 & 2 BLOCK 1001 & TRACT "C", PUNTA GORDA ISLES SECTION TWENTY TWO AS RECORDED IN PLAT BOOK 28, PAGES 118-138, OF THE PUBLIC RECORDS OF LEE COUNTY, FLORIDA, BEING FURTHER DESCRIBED AS FOLLOWS:

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BEGINNING AT THE SOUTHWEST CORNER OF SAID LOT 1; THENCE S. 36° 26'58" E. FOR 10.01 FEET TO THE POINT OF CURVE OF A NON TANGENT CURVE TO THE LEFT, OF WHICH THE RADIUS POINT LIES S. 36° 26'44" E., A RADIAL DISTANCE OF 212.98 FEET; THENCE SOUTHWESTERLY ALONG THE ARC, THROUGH A CENTRAL ANGLE OF 41° 39'29" FOR 154.85 FEET; THENCE S. 60³ 22'46" W. FOR 61.09 FEET; THENCE N. 15° 22'46" E. FOR 43.85 FEET; THENCE N. 29° 37'14" W. FOR 228.06 FEET; THENCE N. 59° 14'04" E. FOR 111.46 FEET; THENCE N. 83° 30'29" E. FOR 29.19 FEET; THENCE N. 59° 14'04" E. FOR 30.05 FEET; THENCE N. 29° 50'03" W. FOR 213.60 FEET; THENCE N. 59° 00'18" E. FOR 102.25 FEET; THENCE N. 83° 44'57" E. FOR 171.76 FEET TO THE POINT OF CURVE OF A NON TANGENT CURVE TO THE LEFT, OF WHICH THE RADIUS POINT LIES N. 83° 44'57" E., A RADIAL DISTANCE OF 1,340.00 FEET; THENCE SOUTHERLY ALONG THE ARC, THROUGH A CENTRAL ANGLE OF 12° 13'04" FOR 285.74 FEET TO A POINT OF REVERSE CURVE TO THE RIGHT HAVING A RADIUS OF 50.00 FEET AND A CENTRAL ANGLE OF 80° 49'54"; THENCE SOUTHERLY ALONG THE ARC FOR 70.54 FEET TO A POINT OF REVERSE CURVE TO THE LEFT HAVING A RADIUS OF 840.00 FEET AND A CENTRAL ANGLE OF 08° 48'45": THENCE SOUTHWESTERLY ALONG THE ARC FOR 129.20 FEET TO THE POINT OF BEGINNING.

TRACT 7 (REVISED MARINA PARCEL):

A TRACT OR PARCEL OF LAND SITUATED IN THE STATE OF FLORIDA, COUNTY OF LEE, LYING IN SECTION 01, TOWNSHIP 43 SOUTH, RANGE 22 EAST, BEING FURTHER DESCRIBED AS FOLLOWS:

REVISED MARINA PARCEL #1

COMMENCING AT THE SOUTHWEST CORNER OF LOT 3, BLOCK 1001, PUNTA GORDA ISLES SECTION TWENTY TWO AS RECORDED IN PLAT BOOK 28, PAGES 118 THROUGH 138 OF THE PUBLIC RECORDS OF LEE COUNTY, FLORIDA; THENCE S.59° 00'17"W. FOR 195.14 FEET; THENCE S.00° 22'56"W. FOR 117.13 FEET; THENCE S.59° 00'17"W. FOR 92.56 FEET; THENCE S.29° 36'42"E. FOR 142.83 FEET; THENCE S.60° 23'18"W. FOR 118.45 FEET TO THE POINT OF BEGINNING; THENCE S.60° 23'18"W. FOR 118.45 FEET TO THE POINT OF BEGINNING; THENCE S.60° 23'18"W. FOR 551.55 FEET TO THE BEGINNING OF A CURVE TO THE RIGHT HAVING A RADIUS OF 567.29 FEET; THENCE ALONG THE ARC OF SAID CURVE THROUGH A CENTRAL ANGLE OF 25° 47'39" FOR 255.39 FEET TO A POINT OF COMPOUND CURVE TO THE RIGHT HAVING A RADIUS OF 201.66 FEET AND A CENTRAL ANGLE OF 68° 15'43"; THENCE NORTHWESTERLY ALONG THE ARC FOR 240.26 FEET TO A POINT OF REVERSE CURVE TO THE LEFT HAVING A RADIUS OF 151.31 FEET AND A CENTRAL ANGLE OF 40° 27'29"; THENCE NORTHWESTERLY ALONG THE ARC FOR106.84 FEET TO A POINT OF REVERSE CURVE TO THE RIGHT HAVING A RADIUS OF 706.07 FEET AND A CENTRAL ANGLE OF 27° 49'50"; THENCE NORTHWESTERLY ALONG THE ARC FOR342.96 FEET; THENCE N.66° 38'04"E. FOR 25.89 FEET TO THE POINT OF CURVE OF A NON TANGENT CURVE TO THE LEFT, OF WHICH THE RADIUS POINT LIES N.51° 15'35"E., A RADIAL DISTANCE OF 681.07 FEET; THENCE SOUTHEASTERLY ALONG THE ARC, THROUGH A CENTRAL ANGLE OF 27° 16'25" FOR 324.20 FEET TO A POINT OF REVERSE CURVE TO THE RIGHT HAVING A RADIUS OF 176.31 FEET AND A CENTRAL ANGLE OF 40° 27'29"; THENCE SOUTHEASTERLY ALONG THE ARC FOR124.50 FEET TO A POINT OF REVERSE CURVE TO THE LEFT HAVING A RADIUS OF 176.66 FEET AND A CENTRAL ANGLE OF 68° 15'43"; THENCE SOUTHEASTERLY ALONG THE ARC FOR210.47 FEET TO A POINT OF COMPOUND CURVE TO THE LEFT HAVING A RADIUS OF 542.29 FEET AND A CENTRAL ANGLE OF 25° 47'39"; THENCE EASTERLY ALONG THE ARC FOR244.14 FEET; THENCE N.60° 23'18"E. FOR 551.55 FEET; THENCE S.29° 36'42"E. FOR 25.00 FEET TO THE POINT OF BEGINNING.

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AND

REVISED MARINA PARCEL #2

COMMENCING AT THE SOUTHWEST CORNER OF LOT 3, BLOCK 1001, PUNTA GORDA ISLES SECTION TWENTY TWO AS RECORDED IN PLAT BOOK 28, PAGES 118 THROUGH 138 OF THE PUBLIC RECORDS OF LEE COUNTY, FLORIDA; THENCE S.59° 00'17"W. FOR 195.14 FEET; THENCE N.003 22'56"E. FOR 104.90 FEET; THENCE N.89° 37'04"W. FOR 119.34 FEET TO THE POINT OF BEGINNING; THENCE S.00° 22'56"W. FOR 18.51 FEET; THENCE N.89° 22'30"W. FOR 656.66 FEET; THENCE N.00° 24'52"E. FOR 406.62 FEET TO THE BEGINNING OF A CURVE TO THE LEFT HAVING A RADIUS OF 102.40 FEET; THENCE ALONG THE ARC OF SAID CURVE THROUGH A CENTRAL ANGLE OF 42° 15'18" FOR 75.52 FEET; THENCE N.41° 50'26"W. FOR 531.75 FEET TO THE POINT OF CURVE OF A NON TANGENT CURVE TO THE LEFT, OF WHICH THE RADIUS POINT LIES S.48° 09'35"W., A RADIAL DISTANCE OF 301.37 FEET; THENCE NORTHWESTERLY ALONG THE ARC, THROUGH A CENTRAL ANGLE OF 21° 21'02" FOR112.30 FEET TO A POINT OF COMPOUND CURVE TO THE LEFT HAVING A RADIUS OF 265.10 FEET AND A CENTRAL ANGLE OF 27° 00'22"; THENCE WESTERLY ALONG THE ARC FOR124.95 FEET; THENCE N.02° 10'05"E. FOR 25.02 FEET TO THE POINT OF CURVE OF A NON TANGENT CURVE TO THE RIGHT, OF WHICH THE RADIUS POINT LIES S.00° 00'25"W., A RADIAL DISTANCE OF 290.10 FEET; THENCE EASTERLY ALONG THE ARC, THROUGH A CENTRAL ANGLE OF 26° 48'08" FOR135.71 FEET TO A POINT OF COMPOUND CURVE TO THE RIGHT HAVING A RADIUS OF 326.37 FEET AND A CENTRAL ANGLE OF 21° 21'02"; THENCE SOUTHEASTERLY ALONG THE ARC FOR121.62 FEET: THENCE S.41° 50'26"E. FOR 531.75 FEET TO THE BEGINNING OF A CURVE TO THE RIGHT HAVING A RADIUS OF 127.40 FEET; THENCE ALONG THE ARC OF SAID CURVE THROUGH A CENTRAL ANGLE OF 42° 15'18" FOR 93.96 FEET; THENCE S.00° 24'52"W. FOR 390.87 FEET; THENCE S.89° 37'04"E. FOR 631.65 FEET TO THE POINT OF BEGINNING.

TRACT 8 (SOUTH SHORE PARCEL):

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A TRACT OR PARCEL OF LAND SITUATED IN THE STATE OF FLORIDA, COUNTY OF LEE, LYING IN SECTION 1, TOWNSHP 43 SOUTH, RANGE 22 EAST, BEING FURTHER BOUNDED AND DESCRIBED AS FOLLOWS:

COMMENCING AT THE SOUTHEAST CORNER OF SECTION 1, TOWNSHIP 43 SOUTH, RANGE 22 EAST, LEE COUNTY, FLORIDA, THENCE N.00° 33'58"E., ALONG THE EAST LINE OF SAID SECTION 1 FOR 880.00 FEET; THENCE N.89° 35'44"W., FOR 1,625.91 FEET TO THE POINT OF BEGINNING OF THE HEREIN DESCRIBED PARCEL; THENCE CONTINUE N.89° 35'44"W. FOR 260.23 FEET; THENCE S.00° 24'58"E. FOR 50.01 FEET TO THE NORTHWEST CORNER OF VISTA DEL SOL AT BURNT STORE MARINA, A CONDOMINIUM AS RECORDED IN CONDOMINIUM PLAT BOOK 33 AT PAGE 38 OF THE PIBLIC RECORDS OF LEE COUNTY, FLORIDA; THENCE N.89° 35'44"W. FOR 703 FEET, MORE OR LESS, TO THE WATERS OF CHARLOTTE HARBOR; THENCE NORTHERLY ALONG THE MEAN HIGH WATER LINE OF SAID CHARLOTTE HARBOR RUN 1,020 FEET, MORE OR LESS, TO A POINT LYING APPROXIMATELY 1 FOOT SOUTHERLY OF AN EXISTING CONCRETE SEAWALL; THENCE N.76° 24'19"E., ALONG A LINE PARALLEL TO AND LYING 1 FOOT, MORE OR LESS SOUTHERLY OF SAID CONCRETE SEAWALL FOR 28.62 FEET TO THE NORTHWEST CORNER OF PARCEL 8, TRACT "H", AS RECORDED IN OFFICIAL RECORDS BOOK 2285, PAGE 3073, OF SAID PUBLIC RECORDS; THENCE S.00° 24'02"W., ALONG THE WESTERLY LINE OF SAID PARCEL 8 FOR 491.56 FEET TO THE SOUTHWEST CORNER OF SAID PARCEL 8; THENCE S.89° 35'58"E., ALONG THE SOUTH LINE OF SAID PARCEL 8 AND THE SOUTH LINE OF PARCEL 7 OF SAID TRACT "H" FOR 670.43 FEET TO THE SOUTHEAST CORNER OF SAID TRACT 7 AND A POINT ON THE WESTERLY LINE OF PARCEL 6 OF SAID TRACT H TO ALSO BEING A POINT ON A CURVE TO THE RIGHT, HAVING: A RADIUS OF 90.00 FEET, A CENTRAL ANGLE OF 38° 59'58", A CHORD BEARING OF S.643 05'57"E. AND A CHORD LENGTH OF 60.08 FEET; THENCE ALONG THE WESTERLY LINE OF SAID PARCEL 6 AND THE ARC OF SAID CURVE, AN ARC LENGTH OF 61.26 FEET TO THE POINT OF TANGENCY OF SAID CURVE; THENCE S.44° 35'58"E., ALONG SAID WESTERLY LINE RUN 59.23 FEET; THENCE S.00° 24'02"W., ALONG SAID WESTERLY LINE AND THE WESTERLY LINE OF PARCEL 5 OF SAID TRACT "H" RUN 399.45 FEET TO THE POINT OF BEGINNING.

TRACT 9 (ATHLETIC CLUB PARCEL):

CONDOMINIUM PARCEL: UNIT NO. 71, COURTSIDE LANDINGS CONDOMINIUM, being further described in that certain Declaration of Condominium recorded in Official Records Book 3093, Page 3733, and subsequent amendments thereto, and according to the plat recorded in Condominium Plat Book 26, Pages 57 and 58, Public Records of Lee County, Florida.

EXHIBIT "A" LEGAL DESCRIPTION

A tract or parcel of land situated in the State of Florida, County of Lee, lying in Section 1, Township 43 South, Range 22 East, being a part of Tract "C", Punta Gorda Isles, Section Twenty-Two, Plat Book 28, Page 118, Lee County Public Records, and being further bounded and described as follows:

Commencing at the Southeast corner of said Section 1; thence N 00°33'37" E, along the East line of said Section 1, for 830.00 feet to the Southeast corner of Tract "I", as described in Official Records Book 2285, Page 3073, said Public Records; thence N 89°35'58" E, along the South line of said Tract "I", for 1208.39 feet; thence N 00°24'02" E, for 110.08 feet; thence S 89°35'58" E, along the North line of an ingress-egress easement as described in Official Records Book 1554, Page 942, said Public Records, for 260.82 feet to the Point of Beginning; thence N 00°24'02" E, for 112.24 feet; thence N 89°33'59" W, for 101.51 feet; thence N 00°26'01" E, for 128.93 feet; thence S 89°33'59" E for 117.82 feet; thence S 01°28'31" W, for 14.10 feet to the beginning of a curve to the right; having a radius of 133.42 feet, a central angle of 17°03'03", a chord bearing and distance of S 10°00'02" W, 39.56 feet; thence along the arc of said curve, an arc length of 39.70 feet to a point of reverse curvature; having a radius of 191.85 feet, a central angle of 18°07'32", a chord bearing and distance of S 09°27'48" W, 60.44 feet; thence along the arc of said curve, an arc length of 60.69 feet; thence leaving said curve S 89°36'07" E, for 308.01 feet; thence S 00°24'02" W, for 128.39 feet; thence N 89°35'58" W, along said North line of an ingress-egress easement as described in Official Records Book 1554, Page 942, for 308.01 feet to the Point of Beginning.

Bearings are based on the East line of Section 1 as bearing N 00° 33'37" E.



THIS INSTRUMENT PREPARED BY AND RETURN TO:

Stephen J. Szabo, III, Esquire Annis, Mitchell, Cockey, Edwards & Roehn, P.A. Post Office Box 3433 Tampa, Florida 33601

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INSTR # 5032499

OR BK 03344 PG 2787

RECORDED 12/29/00 12:09 PM CHARLIE GREEN CLERK OF COURT LEE COUNTY RECORDING FEE 28.50 DOC TAX PD(F.S.201.02) 84,000.00 DEPUTY CLERK K Cartwright

SPECIAL WARRANTY DEED

THIS SPECIAL WARRANTY DEED made this 25th day of <u>becember</u>, 2000, by WCI COMMUNITIES, INC., a Delaware corporation, ("Grantor"), to REALMARK BURNT STORE MARINA, L.L.C. a Florida limited liability company, whose address is 1900 Lagoon Lane, Cape Coral, Florida 33914 ("Grantee").

WITNESSETH: That Grantor for and in consideration of the sum of \$10.00 and other valuable considerations, receipt whereof is hereby acknowledged, hereby grants, bargains, sells, aliens, remises, conveys and confirms unto Grantee all that certain land situate in Lee County, Florida, more particularly described on Exhibit A attached hereto (the "Land").

TOGETHER with all the tenements, hereditaments and appurtenances thereto belonging or in anywise appertaining.

TO HAVE AND TO HOLD, the same in fee simple forever.

AND Grantor hereby covenants with Grantee that Grantor is lawfully seized of the Land in fee simple; that Grantor has good right and lawful authority to sell and convey the Land; that Grantor hereby fully warrants the title to the Land and will defend the same against the lawful claims of all persons claiming by, through or under Grantor; and that the Land is free of all encumbrances, except taxes accruing subsequent to December 31, 2000, and all declarations, easements and restrictions of record. IN WITNESS WHEREOF, Grantor has executed these presents the day and year first above written.

Witnesses:

2040,00

Name: GREGG S. TRUKTON

WCI COMMUNITIES, INC., a Delaware corporation

Print Name: ABELT E MOSCATO JR. Vice Presidont

Address: 24301 Walden Center Drive Suite 300 Bonita Springs, FL 34134

STATE OF FLORIDA COUNTY OF HULLSDORAUGH LEE

The foregoing instrument was acknowledged before me this <u>78</u> day of <u>December</u>, 2000, by <u>Albert F. Moscato, 17</u>, as <u>Vice President</u> of WCI <u>COMMUNITIES</u>, INC., a Delaware corporation, on behalf of the corporation. He/She is personally known to me or produced <u>N/A</u> as identification.

672.9	5	zuf	
NOTARY PUBLIC	,	L	

Name:

Serial #:___

My Commission Expires:

#758052 v3 - 2303-449

OFFICIAL NOTARY SEAL GREGG S TRUXTON NOTARY PUBLIC STATE OF FLORIDA COMMISSION NO. CC649729 MY COMMISSION EXP. MAY 21,2001 <u>،</u> ۱

OR NE 03344 P6 2789

DESCRIPTION OF A PARCEL LYING IN SECTION 1, T-43-S, R-22-E, LEE COUNTY, FLORIDA

A TRACT OR PARCEL OF LAND SITUATED IN THE STATE OF FLORIDA, COUNTY OF LEE, LYING IN SECTION 1, TOWNSHIP 43 SOUTH, RANGE 22 EAST, BEING A PORTION OF TRACT "C", PUNTA GORDA ISLES, SECTION TWENTY TWO ACCORDING TO THE PLAT THEREOF RECORDED IN PLAT BOOK 28, PAGES 118 THROUGH 138, AND ALSO BEING A PORTION OF TRACT "H" AS RECORDED IN OFFICIAL RECORDS BOOK 2285, PAGE 3073 ALL OF THE PUBLIC RECORDS OF SAID LEE COUNTY, AND BEING FURTHER BOUNDED AND DESCRIBED AS FOLLOWS:

COMMENCING AT THE SOUTHEAST CORNER OF SECTION 1, TOWNSHIP 43 SOUTH, RANGE 22 EAST, LEE COUNTY, FLORIDA, THENCE N.00°33'37"E. ALONG THE EAST LINE OF SAID SECTION 1 FOR 880.00 FEET TO THE SOUTHEAST CORNER OF TRACT "I", RECORDED IN OFFICIAL RECORDS BOOK 2285, PAGE 3073, PUBLIC RECORDS OF SAID LEE COUNTY; THENCE N.89°35'44"W., ALONG THE SOUTH LINE OF SAID TRACT "I" FOR 1208.39 FEET; THENCE N.00°24'02"E., FOR 110.08 FEET TO THE NORTHWEST CORNER OF THE EASEMENT DESCRIBED IN OFFICIAL RECORDS BOOK 1554. PAGE 942, OF SAID PUBLIC RECORDS AND THE POINT OF BEGINNING OF THE HEREIN DESCRIBED PARCEL; THENCE S.89°35'58"E., ALONG THE NORTH LINE OF SAID EASEMENT, FOR 260.82 FEET; THENCE N.00°24'02"E., FOR 112.24 FEET; THENCE N.89°33'59"W., FOR 101.51 FEET; THENCE N.00°26'01"E., FOR 128.93 FEET; THENCE S.89°33'59"E., FOR 117.82 FEET TO A POINT ON THE WESTERLY LINE OF "KEEL CLUB CONDOMINIUM" AS RECORDED IN OFFICIAL RECORDS BOOK 1690, PAGE 2613, OF SAID PUBLIC RECORDS; THENCE, ALONG THE WESTERLY AND NORTHERLY LINES OF SAID CONDOMINIUM, THE FOLLOWING COURSES, N.01 28:31"E., FOR 22.53 FEET TO THE POINT OF CURVATURE OF A CURVE TO THE RIGHT, HAVING: A RADIUS OF 16.48 FEET, A CENTRAL ANGLE OF 84°36'37", A CHORD BEARING OF N.43°46'50"E. AND A CHORD LENGTH OF 22.18 FEET: THENCE ALONG THE ARC OF SAID CURVE, AN ARC LENGTH OF 24.34 FEET TO THE POINT OF TANGENCY OF SAID CURVE; THENCE N.86"05'08"E., FOR 52.67 FEET TO THE POINT OF CURVATURE OF A CURVE TO THE LEFT, HAVING: A RADIUS OF 23.62 FEET, A CENTRAL ANGLE OF 80°31'28", A CHORD BEARING OF N.45"49'24"E. AND A CHORD LENGTH OF 30.53 FEET: THENCE ALONG THE ARC OF SAID CURVE, AN ARC LENGTH OF 33.20 FEET TO THE POINT OF TANGENCY OF SAID CURVE; THENCE N.05°33'40"E., FOR 25.23 FEET TO THE POINT OF CURVATURE OF A CURVE TO THE RIGHT, HAVING: A RADIUS OF 15.95 FEET, A CENTRAL ANGLE OF 86°29'24", A CHORD BEARING OF N.48°48'22"E. AND A CHORD LENGTH OF 21.86 FEET: THENCE ALONG THE ARC OF SAID CURVE, AN ARC LENGTH OF 24.08 FEET TO THE POINT OF TANGENCY OF SAID CURVE; THENCE S.87°56'56"E., FOR 16.07 FEET TO THE POINT OF CURVATURE OF A CURVE TO THE LEFT, HAVING: A RADIUS OF 350.09 FEET, A CENTRAL ANGLE OF 21º02'11", A CHORD BEARING OF N.81*31'58"E. AND A CHORD LENGTH OF 127.82 FEET; THENCE ALONG THE ARC OF SAID CURVE, AN ARC LENGTH OF 128.54 FEET TO THE POINT OF TANGENCY OF SAID CURVE; THENCE N.71°00'53"E., FOR 18.18 FEET TO THE POINT OF CURVATURE OF A CURVE TO THE RIGHT, HAVING: A RADIUS OF 17.71 FEET, A CENTRAL ANGLE OF 109°23'09", A CHORD BEARING OF S.54°17'32"E. AND A CHORD LENGTH OF 28.91 FEET; THENCE ALONG THE ARC OF SAID CURVE, AN ARC LENGTH OF 33.81 FEET TO THE POINT OF TANGENCY OF SAID CURVE; THENCE, ALONG THE EAST LINE OF SAID CONDOMINIUM, S.00°24'02"W. FOR 225.02 FEET TO THE SOUTHEAST CORNER OF SAID CONDOMINIUM; THENCE, DEPARTING FROM SAID CONDOMINIUM, S.00°24'02"W., FOR 128.38 FEET TO A POINT ON THE NORTH LINE OF SAID EASEMENT; THENCE, ALONG THE NORTH AND WEST LINE OF SAID EASEMENT, THE FOLLOWING COURSES, S.89°35'58"E. FOR 410.34 FEET TO THE POINT OF CURVATURE OF A CURVE TO THE LEFT, HAVING: A RADIUS OF 170.00 FEET, A CENTRAL ANGLE OF 89°50'25", A CHORD BEARING OF N.45°28'50"E. AND A CHORD LENGTH OF 240.08 FEET; THENCE ALONG THE ARC OF

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OR BK 03344 PG 2790

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SAID CURVE. AN ARC LENGTH OF 266.56 FEET TO THE POINT OF TANGENCY OF SAID CURVE. THENCE N.00°33'26"E. FOR 548.77 FEET TO THE POINT OF CURVATURE OF A CURVE TO THE RIGHT. HAVING: A RADIUS OF 212.98 FEET, A CENTRAL ANGLE OF 11º07'09", A CHORD BEARING OF N.06°07'07"E. AND A CHORD LENGTH OF 41.27 FEET; THENCE ALONG THE ARC OF SAID CURVE, AN ARC LENGTH OF 41.33 FEET TO THE END OF SAID CURVE; THENCE, DEPARTING FROM SAID EASEMENT, S.60°41'17"W. FOR 61.47 FEET TO A POINT LYING 1 FOOT, MORE OR LESS. EASTERLY OF AN EXISTING SEAWALL; THENCE ALONG A LINE PARALLEL TO AND LYING I FOOT, MORE OR LESS, EASTERLY OF SAID SEAWALL THE FOLLOWING COURSES, N.15°22'46"E. FOR 43.85 FEET: THENCE N.29°37'14"W., FOR 228.06 FEET; THENCE, DEPARTING FROM SAID SEAWALL, N.59°14'04"E., FOR 111.46 FEET; THENCE N.83°30'29"E., FOR 29.19 FEET; THENCE N.59°14'04"E., FOR 30.05 FEET: THENCE N.29°50'03"W., FOR 213.65 FEET TO A POINT ON THE SOUTHERLY LINE OF "PLATINUM POINT YACHT CLUB" RECORDED IN OFFICIAL RECORDS BOOK 2530, PAGE 4055; THENCE S.59°01'27"W., ALONG SAID SOUTHERLY LINE FOR 167.63 FEET TO A POINT LYING 1 FOOT, MORE OR LESS, NORTHERLY OF AN EXISTING SEAWALL; THENCE ALONG A LINE PARALLEL TO AND LYING 1 FOOT, MORE OR LESS, NORTHERLY, EASTERLY, SOUTHERLY, WESTERLY AND SOUTHERLY OF SAID SEAWALL AND ALONG THE SOUTHERLY, WESTERLY, NORTHERLY AND EASTERLY LINES OF "PLATINUM POINT" RECORDED IN OFFICIAL RECORDS BOOK 2285, PAGE 3073, OF SAID PUBLIC RECORDS THE FOLLOWING COURSES, N.74°24'52"W., FOR 43.06 FEET; THENCE S.60°23'18"W., FOR 670.00 FEET TO THE POINT OF CURVATURE OF A CURVE TO THE RIGHT, HAVING: A RADIUS OF 567.29 FEET, A CENTRAL ANGLE OF 25°47'39", A CHORD BEARING OF S.73°17'07"W. AND A CHORD LENGTH OF 253.24 FEET: THENCE ALONG THE ARC OF SAID CURVE, AN ARC LENGTH OF 255.39 FEET TO THE POINT OF COMPOUND CURVATURE OF A CURVE TO THE RIGHT, HAVING: A RADIUS OF 201.66 FEET. A CENTRAL ANGLE OF 68°15'43", A CHORD BEARING OF N.59°41'11"W. AND A CHORD LENGTH OF 226.30 FEET; THENCE ALONG THE ARC OF SAID CURVE, AN ARC LENGTH OF 240.26 FEET TO THE POINT OF REVERSE CURVATURE OF A CURVE TO THE LEFT, HAVING: A RADIUS OF 150.88 FEET, A CENTRAL ANGLE OF 40°34'00", A CHORD BEARING OF N.45°50'20"W. AND A CHORD LENGTH OF 104.61 FEET; THENCE ALONG THE ARC OF SAID CURVE, AN ARC LENGTH OF 106.82 FEET TO THE POINT OF REVERSE CURVATURE OF A CURVE TO THE RIGHT, HAVING: A RADIUS OF 705.31 FEET, A CENTRAL ANGLE OF 32°47'52", A CHORD BEARING OF N.49°43'24"W. AND A CHORD LENGTH OF 398.25 FEET; THENCE ALONG THE ARC OF SAID CURVE, AN ARC LENGTH OF 403.74 FEET TO THE POINT OF REVERSE CURVATURE OF A CURVE TO THE LEFT, HAVING: A RADIUS OF 193.85 FEET, A CENTRAL ANGLE OF 51°50'51", A CHORD BEARING OF N.59°14'53"W. AND A CHORD LENGTH OF 169.49 FEET; THENCE ALONG THE ARC OF SAID CURVE, AN ARC LENGTH OF 175.41 FEET TO THE POINT OF REVERSE CURVATURE OF A CURVE TO THE RIGHT, HAVING: A RADIUS OF 261.77 FEET, A CENTRAL ANGLE OF 91°27'30", A CHORD BEARING OF N.39°26'34"W. AND A CHORD LENGTH OF 374.87 FEET; THENCE ALONG THE ARC OF SAID CURVE, AN ARC LENGTH OF 417.84 FEET TO THE END OF SALD CURVE; THENCE N.08°31'27"E., FOR 218.67 FEET; THENCE N.11º26'16"E., FOR 180.68 FEET; THENCE N.15º16'05"E., FOR 415.80 FEET TO THE POINT OF CURVATURE OF A CURVE TO THE RIGHT, HAVING: A RADIUS OF 169.21 FEET, A CENTRAL ANGLE OF 26"39'01". A CHORD BEARING OF N.28"35'36"E. AND A CHORD LENGTH OF 78.00 FEET; THENCE ALONG THE ARC OF SAID CURVE, AN ARC LENGTH OF 78.71 FEET TO THE POINT OF COMPOUND CURVATURE OF A CURVE TO THE RIGHT, HAVING: A RADIUS OF 290.79 FEET, A CENTRAL ANGLE OF 74°47'26", A CHORD BEARING OF N.79°18'50"E. AND A CHORD LENGTH OF 353.20 FEET; THENCE ALONG THE ARC OF SAID CURVE, AN ARC LENGTH OF 379.59 FEET TO THE POINT OF COMPOUND CURVATURE OF A CURVE TO THE RIGHT, HAVING: A RADIUS OF 321.96 FEET, A CENTRAL ANGLE OF 21°28'47", A CHORD BEARING OF S.52°33'04"E. AND A CHORD LENGTH OF 120.00 FEET; THENCE ALONG THE ARC OF SAID CURVE, AN ARC LENGTH OF 120.70

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FEET TO THE END OF SAID CURVE: THENCE S.41°49'S8"E., FOR 531.66 FEET TO THE POINT OF CURVATURE OF A CURVE TO THE RIGHT, HAVING: A RADIUS OF 130.24 FEET, A CENTRAL ANGLE OF 41°39'39", A CHORD BEARING OF S.21°00'09"E. AND A CHORD LENGTH OF 92.63 FEET: THENCE ALONG THE ARC OF SAID CURVE, AN ARC LENGTH OF 94.70 FEET TO THE END OF SAID CURVE; THENCE S.00°25'38"W., FOR 390.84 FEET; THENCE S.89°37'03"E., FOR 671.06 FEET; THENCE, DEPARTING FROM SAID SEAWALL AND SAID "PLATINUM POINT", S.00°22'56"W., FOR 153.40 FEET THENCE N.59°00'18"E., FOR 93.70 FEET; THENCE N.00°22'56"E., FOR 104.61 FEET TO A POINT ON THE WESTERLY LINE OF "THE TIDES CONDOMINIUM" AS RECORDED IN OFFICIAL RECORDS BOOK 2163, PAGE 170, OF SAID PUBLIC RECORDS AND A POINT LYING 1 FOOT MORE OR LESS. EASTERLY OF AN EXISTING SEAWALL; THENCE ALONG THE WEST LINE OF SAID CONDOMINIUM AND THE WEST LINE OF "MARINA TOWERS CONDOMINIUM" AS RECORDED IN OFFICIAL RECORDS BOOK 1948, PAGE 145 OF SAID PUBLIC RECORDS AND ALONG A LINE PARALLEL TO AND LYING I FOOT EASTERLY AND NORTHERLY OF SAID SEAWALL THE FOLLOWING COURSES, N.00°37'38"E., FOR 561.62 FEET; THENCE N.89°35'57"W., ALONG THE SOUTH LINE OF SAID "MARINA TOWERS CONDOMINIUM" AND THE SOUTH LINE OF "MARINA NORTH SHORE CONDOMINIUM" AS RECORDED IN CONDOMINIUM BOOK 8, PAGE 257 OF SAID PUBLIC RECORDS FOR 578.17 FEET TO THE POINT OF CURVATURE OF A CURVE TO THE RIGHT. HAVING: A RADIUS OF 88.76 FEET, A CENTRAL ANGLE OF 50°52'35", A CHORD BEARING OF N.64°09'40"W. AND A CHORD LENGTH OF 76.25 FEET; THENCE ALONG THE ARC OF SAID CURVE. AN ARC LENGTH OF 78.81 FEET TO THE END OF SAID CURVE; THENCE N.38°52'47"W.. FOR 112.30 FEET TO THE POINT OF CURVATURE OF A CURVE TO THE LEFT, HAVING: A RADIUS OF \$72.33 FEET, A CENTRAL ANGLE OF 11º48'00", A CHORD BEARING OF N.44º46'47"W. AND A CHORD LENGTH OF 179.34 FEET; THENCE ALONG THE ARC OF SAID CURVE. AN ARC LENGTH OF 179.65 FEET TO THE END OF SAID CURVE; THENCE N.50°56'21"W., ALONG THE SOUTHERLY LINE OF "DIAMOND PARK" AS RECORDED IN PLAT BOOK 54, PAGES 80 AND 81 OF SAID PUBLIC RECORDS THE FOLLOWING COURSES FOR 135.77 FEET TO THE POINT OF CURVATURE OF A CURVE TO THE LEFT, HAVING: A RADIUS OF \$35.62 FEET, A CENTRAL ANGLE OF 12°19'51", A CHORD BEARING OF N.57°06'16"W. AND A CHORD LENGTH OF 179.49 FEET; THENCE ALONG THE ARC OF SAID CURVE, AN ARC LENGTH OF 179.84 FEET TO THE END OF SAID CURVE; THENCE N.632127"W., FOR 102.89 FEET TO THE POINT OF CURVATURE OF A CURVE TO THE LEFT, HAVING: A RADIUS OF 388.19 FEET, A CENTRAL ANGLE OF 50°54'54", A CHORD BEARING OF N.88°48'54"W. AND A CHORD LENGTH OF 333.72 FEET; THENCE ALONG THE ARC OF SAID CURVE, AN ARC LENGTH OF 344.96 FEET TO THE END OF SAID CURVE; THENCE S.66*15'19"W., ALONG THE SOUTH LINE OF THE PARCEL DESCRIBED IN OFFICIAL RECORDS BOOK 2957 PAGE 2746, SAID PUBLIC RECORDS FOR 33.62 FEET TO THE SOUTHWEST CORNER OF SAID PARCEL AND THE SOUTHEAST CORNER OF THE PARCEL DESCRIBED IN OFFICIAL RECORDS BOOK 3245, PAGE 3175 OF SAID PUBLIC RECORDS AND BEING A POINT ON A CURVE TO THE LEFT, HAVING: A RADIUS OF 387.54 FEET, A CENTRAL ANGLE OF 04°08'10", A CHORD BEARING OF S.58°28'57"W. AND A CHORD LENGTH OF 27.97 FEET; THENCE ALONG THE ARC OF SAID CURVE, AN ARC LENGTH OF 27.98 FEET TO THE END OF SAID CURVE; THENCE S.49°03'29"W., FOR 58.31 FEET TO THE SOUTHWEST CORNER OF SAID PARCEL; THENCE DEPARTING FROM SAID SEAWALL N.41°50'54"W., FOR 17.65 FEET TO THE NORTHWEST CORNER OF SAID PARCEL AND THE SOUTHWEST CORNER OF LOT 9 OF SAID "DIAMOND PARK"; THENCE ALONG THE WESTERLY LINE OF SAID LOT 9, THE FOLLOWING COURSES, N.39°21'06"W., FOR 38.60 FEET; THENCE N.01°20'27"W., FOR 193.86 FEET; THENCE N.37°47'30"E., FOR 110.00 FEET; THENCE DEPARTING FROM SAID LOT 9 S.59*53'43"W., FOR 137.28FEET TO A POINT ON THE WESTERLY LINE OF SAID TRACT "C"; THENCE ALONG SAID WESTERLY LINE THE FOLLOWING COURSES S.16°44'33"W., FOR 515.42 FEET: THENCE S.23°51'46"W., FOR 305.62 FEET; THENCE S.01°48'25"W., FOR 695.54 FEET; THENCE S.10°29'40"W.,

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FOR 418.58 FEET TO A POINT LYING I FOOT, MORE OR LESS, SOUTHERLY OF AN EXISTING SEAWALL; THENCE DEPARTING FROM SAID WESTERLY LINE AND ALONG THE NORTHERLY LINE OF "MARINA SOUTH SHORE CONDOMINIUM" RECORDED IN OFFICIAL RECORDS BOOK 1432 PAGE 0278 AND THE WESTERLY EXTENSION THEREOF, AND ALONG A LINE LYING 1 FOOT. MORE OR LESS. SOUTHERLY OF AND PARALLEL TO AN EXISTING SEAWALL. THE FOLLOWING COURSES N.76°24'19"E., FOR 201.49 FEET TO THE POINT OF CURVATURE OF A CURVE TO THE RIGHT, HAVING: A RADIUS OF 253.73 FEET, A CENTRAL ANGLE OF 16°4737", A CHORD BEARING OF N.84*48'08"E. AND A CHORD LENGTH OF 74.10 FEET; THENCE ALONG THE ARC OF SAID CURVE, AN ARC LENGTH OF 74.37 FEET TO THE POINT OF COMPOUND CURVATURE OF A CURVE TO THE RIGHT, HAVING: A RADIUS OF 453.03 FEET, A CENTRAL ANGLE OF 11º02'37", A CHORD BEARING OF S.81°16'45"E. AND A CHORD LENGTH OF 87.19 FEET; THENCE ALONG THE ARC OF SAID CURVE, AN ARC LENGTH OF 87.32 FEST TO THE POINT OF COMPOUND CURVATURE OF A CURVE TO THE RIGHT, HAVING: A RADIUS OF 570.11 FEET, A CENTRAL ANGLE OF 20°59'54", A CHORD BEARING OF S.65°15'29"E. AND A CHORD LENGTH OF 207.77 FEET; THENCE ALONG THE ARC OF SAID CURVE, AN ARC LENGTH OF 208.94 FEET TO THE END OF SAID CURVE; THENCE S.53°54'52"E., FOR 271.10 FEET TO THE POINT OF CURVATURE OF A CURVE TO THE LEFT. HAVING: A RADIUS OF 1927.30 FEET, A CENTRAL ANGLE OF 09°54'41", A CHORD BEARING OF S.58°52'12"E. AND A CHORD LENGTH OF 332.98 FEET; THENCE ALONG THE ARC OF SAID CURVE, AN ARC LENGTH OF 333.39 FEET TO THE POINT OF COMPOUND CURVE OF A CURVE TO THE LEFT HAVING A RADIUS OF 2250.36 FEET, A CENTRAL ANGLE OF 01°39'50", A CHORD BEARING OF S.64°39'28"E., AND A CHORD LENGTH OF 65.35 FEET, THENCE ALONG THE ARC OF SAID CURVE AN ARC LENGTH OF 65.35 FEET TO THE END OF SAID CURVE; THENCE S.65°42'09"E., FOR 105.15 FEET TO THE POINT OF CURVATURE OF A CURVE TO THE LEFT, HAVING: A RADIUS OF 134.05 FEET, A CENTRAL ANGLE OF 02°25'45", A CHORD BEARING OF \$.64°29'17"E. AND A CHORD LENGTH OF 5.68 FEET: THENCE ALONG THE ARC OF SAID CURVE, AN ARC LENGTH OF 5.68 FEET TO THE END OF SAID CURVE AND THE NORTHEAST CORNER OF SAID CONDOMINIUM; THENCE S.00°24'02"W., ALONG THE EAST LINE OF SAID CONDOMINIUM FOR 448.64 FEET TO THE POINT OF BEGINNING.

BEARINGS ARE BASED ON THE EAST LINE OF SECTION 1, TOWNSHIP 43 SOUTH, RANGE 22 EAST. AS RECORDED ON THE PLAT OF PUNTA GORDA ISLES, SECTION 22, HAVING AN ASSUMED BEARING OF N.00°33'26"E.

INSTR # 2006000011132, Doc Type D, Pages 9, Recorded 01/10/2006 at 10:26 AM, Charlie Green, Lee County Clerk of Circuit Court, Deed Doc. D \$24500.00 Rec. Fee \$78.00 Deputy Clerk KCARTWRIGHT



PREPARED BY & RETURN TO:

Richard G. Cherry, Esq. Cherry & Edgar, P.A. 8409 N. Military Trail, Suite 123 Palm Beach Gardens, Florida 33410

Property Control No.:

06-43-23-02-00992.010A 06-43-23-02-01006.0010 06-43-23-00-00004.011A 06-43-23-00-00004.0040 01-43-22-C3-00003.0010 06-43-23-00-00004.0140 01-43-22-00-00004.0010 01-43-22-01-0000C.0000 01-43-22-01-0000C.30CE

06-43-23-02-0000B.0000

SPECIAL WARRANTY DEED

THIS SPECIAL WARRANTY DEED, made as of day of December, 2005, by and between WCI COMMUNITIES, INC., a Delaware corporation (the "Grantor"), whose mailing address is 24301 Walden Center Drive, Bonita Springs, Florida 34134, and BURNT STORE AMENITIES, L.L.C., a Florida limited liability company (the "Grantee"), whose mailing address is 5789 Cape Harbour Drive, Suite 201, Cape Coral, Florida 33914.

(wherever used herein the terms "Grantor" and "Grantee" include all the parties to this instrument and the heirs, legal representatives and assigns, assigns of individuals, and the successors and assigns of corporation).

That Grantor, for an in consideration of the sum of Ten and No/100 U.S. Dollars (\$10.00) to it in hand paid by Grantee, the receipt whereof is hereby acknowledged, hereby grants, bargains, conveys and sells to Grantee the following described land (the "Property"), situate, lying and being in the County of Lee, State of Florida, to wit:

The Property described on Exhibit "A" attached hereto and made a part hereof.

Together with all easements, tenements, hereditaments, and appurtenances pertaining thereto.

TO HAVE AND TO HOLD the same in fee simple forever.

This conveyance is made subject to, and by acceptance of this Deed, Grantee accepts this conveyance subject to the following:

1. Taxes and assessments for 2006 and subsequent years;

2. Zoning and other regulatory laws and ordinances affecting the Property; and

3. Covenants, conditions, limitations, restrictions, reservations and easements of record.

AND Grantor does hereby specially warrant the title to the Property, and will defend the same against the lawful claims of all persons claiming by, through or under Grantor, but none other.

IN WITNESS WHEREOF, Grantor has caused these presents to be signed in its name and on the day and year first above written.

Signed, Sealed and Delivered in the Presence of:

nt Mame: Hiortuas

WCI COMMUNITIES, INC., a Delaware corporation

By: David L. Frx

Senior Vice President

STATE OF FLORIDA

COUNTY OF LEE

The foregoing Special Warranty Deed was acknowledged before me this _____ day of December, 2005, by David L. Fry, Senior Vice President of WCI Communities, Inc., a Delaware corporation; on behalf of the corporation; and who is personally know to me, or has produced a ______ as identification.

My Commission Expires:

Notary Public, State of Florida

SIMYFILESIDATAIWCINBURNTSTOREISALEICLOSINGICLOSING DOCUMENTSISPECIAL WARRANTY DEED.4CLEAN AUCHELLE ALLEN



TRACT 1 (REVISED GOLF COURSE LEGAL):

A TRACT OR PARCEL OF LAND SITUATED IN THE STATE OF FLORIDA, COUNTY OF LEE, LYING IN SECTION 1, TOWNSHIP 43 SOUTH, RANGE 22 EAST AND SECTION 6, TOWNSHIP 43 SOUTH, RANGE 23 EAST, BEING ALL OF TRACT "B", PUNTA GORDA ISLES, SECTION TWENTY TWO ACCORDING TO THE PLAT THEREOF RECORDED IN PLAT BOOK 28, PAGES 118 THROUGH 138, PUBLIC RECORDS OF SAID LEE COUNTY, FLORIDA.

TOGETHER WITH:

ADDITIONAL PARCEL #1:

THAT PARCEL RECORDED IN OFFICIAL RECORD BOOK 3320, PAGE 3328 OF THE PUBLIC RECORDS OF LEE COUNTY, FLORIDA

ADDITIONAL PARCEL #2:

THAT PARCEL RECORDED IN OFFICIAL RECORD BOOK 2285, PAGE 3070 OF THE PUBLIC RECORDS OF LEE COUNTY, FLORIDA

ADDITIONAL PARCEL #3:

BEGINNING AT THE SOUTHWEST CORNER OF LOT 7, BLOCK 1006, SECTION 22, OF SAID PUNTA GORDA ISLES SUBDIVISION; THENCE S.88° 14'39"W. FOR 912.69 FEET TO THE WESTERLY LINE OF LOT 1 OF SAID BLOCK 1006; THENCE S.22° 30'37"E. ALONG THE WEST LINE OF SAID LOT FOR 78.50 FEET TO THE BEGINNING OF A CURVE CONCAVE TO THE NORTH AND HAVING A RADIUS OF 50.00 FEET; THENCE SOUTHEASTERLY ALONG SAID CURVE THROUGH A CENTRAL ANGLE OF 100° 02'27" FOR 87.30 FEET TO THE BEGINNING OF A **REVERSE CURVE CONCAVE TO THE SOUTH AND HAVING A RADIUS OF 500.00** FEET; THENCE EASTERLY ALONG SAID CURVE AND ALONG THE SOUTH LINE OF SAID BLOCK 1006 THROUGH A CENTRAL ANGLE OF 46° 16'04" FOR 403.76 FEET; THENCE S.76³ 17'00"E. ALONG THE SOUTH LINE OF SAID BLOCK FOR 255.14 FEET TO THE BEGINNING OF A CURVE CONCAVE TO THE NORTHWEST AND HAVING A RADIUS OF 50.00 FEET; THENCE NORTHEASTERLY ALONG SAID CURVE AND ALONG THE SOUTH LINE OF SAID BLOCK THROUGH A CENTRAL ANGLE OF 106° 13'12" FOR 92.69 FEET TO THE BEGINNING OF A REVERSE CURVE CONCAVE TO THE SOUTHEAST AND HAVING A RADIUS OF 50.00 FEET; THENCE NORTHEASTERLY ALONG SAID CURVE AND ALONG THE SOUTH LINE OF SAID BLOCK THROUGH A CENTRAL ANGLE OF 78° 39'19" FOR 68.64 FEET; THENCE N.76° 09'07''E. ALONG THE SOUTH LINE OF SAID BLOCK FOR 76.09 FEET TO THE POINT OF BEGINNING.

LESS AND EXCEPT THE FOLLOWING PARCEL:

BEGINNING AT THE NORTHERLY CORNER OF LOT 3, BLOCK 994 OF SAID PUNTA GORDA ISLES SECTION 22, SAID POINT BEING THE POINT OF BEGINNING; THENCE S.76° 48'18"W. FOR 48.00 FEET; THENCE N.39° 53'12"E. FOR 53.68 FEET; THENCE N.88° 09'13"E. FOR 8.29 FEET; THENCE S.64° 55'39"E. FOR

13.87 FEET; THENCE N.69° 05'06"E. FOR 9.73 FEET; THENCE N.13° 25'43"E. FOR 24.17 FEET; THENCE N.17° 50'12"W. FOR 34.56 FEET; THENCE S.84° 43'56"W. FOR 7.71 FEET; THENCE N.63° 22'54"W. FOR 29.81 FEET; THENCE N.46° 05'01"W. FOR 81.43 FEET; THENCE N.71° 04'55"W. FOR 7.43 FEET; THENCE S.84° 11'40"W. FOR 11.13 FEET; THENCE S.72° 11'46"W. FOR 5.76 FEET; THENCE S.89° 12'56"W. FOR 3.58 FEET; THENCE N.72° 23'00"W. FOR 8.34 FEET; THENCE N.62° 28'07"W. FOR 7.23 FEET; THENCE S.81° 40'01"W. FOR 17.63 FEET; THENCE S.85° 24'38"W. FOR 29.42 FEET; THENCE N.89° 08'52"W. FOR 36.88 FEET; THENCE N.83° 22'49"W. FOR 24.40 FEET; THENCE N.61° 19'35"W. FOR 13.87 FEET; THENCE N.38° 44'39"W. FOR 19.64 FEET; THENCE N.18° 59'57"W. FOR 24.04 FEET; THENCE N.04° 20'38"W. FOR 145.31 FEET; THENCE N.06° 05'35"E. FOR 47.67 FEET; THENCE N.19° 20'06"E. FOR 33.38 FEET; THENCE N.55° 45'10"E. FOR 41.05 FEET; THENCE N.85° 13'15"E. FOR 38.03 FEET; THENCE S.72° 19'11"E. FOR 33.09 FEET; THENCE S.51° 55'12"E. FOR 14.42 FEET; THENCE S.77° 26'18"E. FOR 21.70 FEET; THENCE N.75° 48'31"E. FOR 52.27 FEET; THENCE N.79° 43'07"E. FOR 119.39 FEET; THENCE S.62° 49'58"E. FOR 29.98 FEET; THENCE S.41° 58'50"E. FOR 29.79 FEET; THENCE S.12° 32'22"E. FOR 14.56 FEET; THENCE S.04° 09'53"E. FOR 57.03 FEET; THENCE S.05° 04'46"W. FOR 24.06 FEET; THENCE S.10³ 07'56"W. FOR 43.56 FEET; THENCE S.04° 14'03"E. FOR 38.30 FEET; THENCE S.37° 21'15"'E. FOR 50.83 FEET; THENCE S.60° 30'39"'E. FOR 15.44 FEET; THENCE S.28° 58'48"E. FOR 31.26 FEET; THENCE S.17³ 45'35"W. FOR 85.96 FEET; THENCE S.05° 35'08"E. FOR 24.64 FEET TO THE POINT OF CURVE OF A NON TANGENT CURVE TO THE LEFT, OF WHICH THE RADIUS POINT LIES S.41° 53'13"E., A RADIAL DISTANCE OF 100.00 FEET; THENCE SOUTHERLY ALONG THE ARC, THROUGH A CENTRAL ANGLE OF 61° 14'55" FOR 106.90 FEET; THENCE S.76°51'56"W. FOR 40.00 FEET TO THE POINT OF CURVE OF A NON TANGENT CURVE TO THE LEFT, OF WHICH THE RADIUS POINT LIES S.76° 51'52"W., A RADIAL DISTANCE OF 50.00 FEET; THENCE NORTHWESTERLY ALONG THE ARC, THROUGH A CENTRAL ANGLE OF 90° 03'34" FOR 78.59 FEET TO THE POINT OF BEGINNING.

TRACT 2 (VACANT LAND 4A - PARCEL EAST OF MAINTENANCE PARCEL):

FROM THE SOUTHEAST CORNER OF SECTION 6, TOWNSHIP 43 SOUTH, RANGE 23 EAST, LEE COUNTY, FLORIDA, RUN N.00° 41'43"E., ALONG THE EAST LINE OF SAID SECTION 6 AND THE CENTERLINE OF STATE ROAD 765 (BURNT STORE ROAD), 1246.02 FEET; THENCE S.88° 22'02"W., 774.91 FEET; THENCE N.00° 33'37"E., 30.02 FEET TO THE POINT OF BEGINNING. THENCE CONTINUE N.00° 33'37"E., FOR 310.23 FEET; THENCE S.88° 22'02"W., 491.07 FEET; THENCE S.00° 33'37"W., 159.95 FEET; THENCE S.88° 22'02"W., 75.05 FEET; THENCE S.00° 33'37"W., 150.28 FEET; THENCE N.88° 22'02"E., 566.12 FEET TO THE POINT OF BEGINNING, LESS AND EXCEPT THE SOUTH 30 FEET FOR ROADWAY PURPOSES.

TRACT 3 (VACANT LAND 4B- TRACT A-7 - POND PARCEL):

FROM THE SOUTHEAST CORNER OF SECTION 6, TOWNSHIP 43 SOUTH, RANGE 23 EAST, LEE COUNTY, FLORIDA, RUN N.00³ 41'43"E., ALONG THE EAST LINE OF SAID SECTION 6 AND THE CENTERLINE OF STATE ROAD 765 (BURNT STORE

ROAD), 1246.02 FEET; THENCE S.88° 22'18"W., 68.06 FEET TO A POINT ON THE WEST RIGHT OF WAY LINE OF BURNT STORE ROAD AND THE POINT OF BEGINNING; THENCE S.88°22'18"W., 706.62 FEET; THENCE N.00° 42'25"E., 415.34 FEET; THENCE N.88° 22'18"E., 706.53 FEET; THENCE S.00° 41'43"W., 415.34 FEET TO THE POINT OF BEGINNING, LESS AND EXCEPT THE SOUTH 30 FEET FOR ROADWAY PURPOSES.

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TRACT 4 (MATECUMBE KEY ROAD):

BEGINNING AT THE NORTHWEST CORNER OF THE SOUTH 1660.00 FEET OF SECTION 6, TOWNSHIP 43 SOUTH, RANGE 23 EAST, ACCORDING TO THE PLAT OF PUNTA GORDA ISLES SECTION TWENTY TWO; THENCE S.00° 33'37"W., A DISTANCE OF 830.73 FEET; THENCE N.89° 35'44"W., A DISTANCE OF 235.01 FEET; THENCE S.30° 56'51"E., A DISTANCE OF 191.35 FEET TO A POINT OF CURVE TO THE RIGHT HAVING A RADIUS OF 1.248.12 FEET AND A CENTRAL ANGLE OF 13° 44'14"; THENCE SOUTHEASTERLY ALONG THE ARC A DISTANCE OF 299.25 FEET: THENCE N.54° 48'33"W., A DISTANCE OF 112.36 FEET: THENCE N.00° 33'37"E., A DISTANCE OF 66.04 FEET; THENCE N.89° 35'44"W., A DISTANCE OF 205.29 FEET; THENCE N.00° 17'44"E., A DISTANCE OF 304.96 FEET; THENCE N.89° 35'44"W., A DISTANCE OF 232.98 FEET TO THE POINT OF CURVE OF A NON TANGENT CURVE TO THE RIGHT, OF WHICH THE RADIUS POINT LIES N.83° 51'44"W., A RADIAL DISTANCE OF 20.00 FEET; THENCE SOUTHWESTERLY ALONG THE ARC, THROUGH A CENTRAL ANGLE OF 33° 56'40", A DISTANCE OF 11.85 FEET TO A POINT OF COMPOUND CURVE TO THE RIGHT HAVING A RADIUS OF 468.00 FEET AND A CENTRAL ANGLE OF 17° 15'47"; THENCE SOUTHWESTERLY ALONG THE ARC, A DISTANCE OF 141.01 FEET TO A POINT OF COMPOUND CURVE TO THE RIGHT HAVING A RADIUS OF 118.00 FEET AND A CENTRAL ANGLE OF 32° 39'17"; THENCE WESTERLY ALONG THE ARC, A DISTANCE OF 67.25 FEET; THENCE WEST, A DISTANCE OF 162.18 FEET TO A POINT OF CURVE TO THE RIGHT HAVING A RADIUS OF 20.00 FEET AND A CENTRAL ANGLE OF 136° 15'32"; THENCE NORTHERLY ALONG THE ARC A DISTANCE OF 47.56 FEET; THENCE N.46° 15'32"E., A DISTANCE OF 67.67 FEET TO A POINT OF CURVE TO THE RIGHT HAVING A RADIUS OF 20.00 FEET AND A CENTRAL ANGLE OF 90° 00'00"; THENCE EASTERLY ALONG THE ARC A DISTANCE OF 31.42 FEET; THENCE S.43° 44'28"E., A DISTANCE OF 9.67 FEET TO A POINT OF CURVE TO THE LEFT HAVING A RADIUS OF 25.00 FEET AND A CENTRAL ANGLE OF 180° 00'00"; THENCE NORTHEASTERLY ALONG THE ARC A DISTANCE OF 78.54 FEET; THENCE N.43° 44'28"W., A DISTANCE OF 4.98 FEET TO A POINT OF CURVE TO THE RIGHT HAVING A RADIUS OF 20.00 FEET AND A CENTRAL ANGLE OF 38° 24'46"; THENCE NORTHWESTERLY ALONG THE ARC A DISTANCE OF 13.41 FEET; THENCE N.89° 35'44"W., A DISTANCE OF 89.21 FEET TO THE POINT OF CURVE OF A NON TANGENT CURVE TO THE RIGHT, OF WHICH THE RADIUS POINT LIES N.79° 24'42"W., A RADIAL DISTANCE OF 18.00 FEET; THENCE SOUTHERLY ALONG THE ARC, THROUGH A CENTRAL ANGLE OF 20° 33'05". A DISTANCE OF 6.46 FEET TO A POINT OF COMPOUND CURVE TO THE RIGHT HAVING A RADIUS OF 90.00 FEET AND A CENTRAL ANGLE OF 15³ 07'10"; THENCE SOUTHWESTERLY ALONG THE ARC, A DISTANCE OF 23.75 FEET; THENCE S.46° 15'32"W., A DISTANCE OF 48.81 FEET TO A POINT OF CURVE TO THE RIGHT HAVING A RADIUS OF 20.00 FEET AND A CENTRAL

ANGLE OF 63° 23'18"; THENCE WESTERLY ALONG THE ARC A DISTANCE OF 22.13 FEET: THENCE S.00° 24'16"W. A DISTANCE OF 28.63 FEET: THENCE S.46° 15'32"W. A DISTANCE OF 63.05 FEETTO A POINT OF CURVE TO THE RIGHT HAVING A RADIUS OF 249.50 FEET AND A CENTRAL ANGLE OF 18° 48'45"; THENCE SOUTHWESTERLY ALONG THE ARC A DISTANCE OF 81.92 FEET; THENCE N.24° 55'43"W., A DISTANCE OF 8.75 FEET; THENCE N.14° 38'24"W., A DISTANCE OF 102.73 FEET; THENCE S.75° 21'36"W., A DISTANCE OF 63.46 FEET TO A POINT OF CURVE TO THE RIGHT HAVING A RADIUS OF 50.00 FEET AND A CENTRAL ANGLE OF 29° 40'54"; THENCE WESTERLY ALONG THE ARC A DISTANCE OF 25.90 FEET; THENCE N.74° 57'31"W., A DISTANCE OF 157.51 FEET TO A POINT OF CURVE TO THE RIGHT HAVING A RADIUS OF 150.00 FEET AND A CENTRAL ANGLE OF 26° 30'57"; THENCE NORTHWESTERLY ALONG THE ARC A DISTANCE OF 69.42 FEET; THENCE N.48° 26'34"W., A DISTANCE OF 28.36 FEET TO A POINT OF CURVE TO THE RIGHT HAVING A RADIUS OF 20.00 FEET AND A CENTRAL ANGLE OF 03° 54'04"; THENCE NORTHWESTERLY ALONG THE ARC A DISTANCE OF 1.36 FEET; THENCE N.00° 24'02"E., A DISTANCE OF 49.99 FEET; THENCE S.89° 35'58"E., A DISTANCE OF 199.85 FEET; THENCE N.00° 24'02''E., A DISTANCE OF 60.00 FEET; THENCE S.89° 35'58''E., A DISTANCE OF 260.82 FEET: THENCE CONTINUE EASTERLY ALONG SAID LINE, A DISTANCE OF 308.01 FEET; THENCE CONTINUE EASTERLY ALONG SAID LINE, A DISTANCE OF 410.34 FEET TO A POINT OF CURVE TO THE LEFT HAVING A RADIUS OF 170.00 FEET AND A CENTRAL ANGLE OF 89° 50'25"; THENCE NORTHEASTERLY ALONG THE ARC A DISTANCE OF 266.56 FEET; THENCE N.00° 33'37"E., A DISTANCE OF 544.63 FEET TO THE POINT OF CURVE OF A NON TANGENT CURVE TO THE RIGHT, OF WHICH THE RADIUS POINT LIES N.89° 33'31"E., A RADIAL DISTANCE OF 214.23 FEET; THENCE NORTHEASTERLY ALONG THE ARC, THROUGH A CENTRAL ANGLE OF 53° 47'49", A DISTANCE OF 201.15 FEET; THENCE S.36° 26'58"E., A DISTANCE OF 60.17 FEET TO THE POINT OF CURVE OF A NON TANGENT CURVE TO THE LEFT, OF WHICH THE RADIUS POINT LIES S.36° 26'57"E., A RADIAL DISTANCE OF 153.00 FEET; THENCE SOUTHWESTERLY ALONG THE ARC, THROUGH A CENTRAL ANGLE OF 52° 03'09", A DISTANCE OF 139.00 FEET TO THE POINT OF BEGINNING.

TRACT 5 (MAINTENANCE PARCEL):

COMMENCING AT THE SOUTHWEST CORNER OF SECTION 6, TOWNSHIP 43 SOUTH, RANGE 23 EAST LEE COUNTY, FLORIDA; THENCE N.00⁵ 33'37"E. ALONG THE WEST LINE OF SAID SECTION 6 FOR 1,661.22 FEET TO THE SOUTH LINE OF PUNTA GORDA ISLES SUBDIVISION, AS RECORDED IN PLAT BOOK 28, PAGES 118 THROUGH 138 PUBLIC RECORDS OF LEE COUNTY, FLORIDA; THENCE N.88° 22'02"E. ALONG SAID SOUTH LINE FOR 3,395.27 FEET TO THE POINT OF BEGINNING OF THE HEREIN DESCRIBED PARCEL; THENCE CONTINUE EASTERLY ALONG SAID LINE FOR 565.52 FEET; THENCE S.00° 32'14"W. FOR 414.70 FEET; THENCE S.88° 20'05"W. FOR 565.54 FEET; THENCE N.00° 32'15"E. FOR 415.02 FEET TO THE POINT OF BEGINNING; LESS AND EXCEPT THE SOUTH 30 FEET FOR ROADWAY PURPOSES.

TRACT 6 (SALES CENTER PARCEL):

A TRACT OR PARCEL OF LAND SITUATED IN THE STATE OF FLORIDA, COUNTY OF LEE, LYING IN SECTION 1, TOWNSHIP 43 SOUTH, RANGE 22 EAST, AND SECTION 6, TOWNSHIP 43 SOUTH, RANGE 23 EAST, BEING A PART OF LOTS 1 & 2 BLOCK 1001 & TRACT "C", PUNTA GORDA ISLES SECTION TWENTY TWO AS RECORDED IN PLAT BOOK 28, PAGES 118-138, OF THE PUBLIC RECORDS OF LEE COUNTY, FLORIDA, BEING FURTHER DESCRIBED AS FOLLOWS:

BEGINNING AT THE SOUTHWEST CORNER OF SAID LOT 1; THENCE S. 36° 26'58" E. FOR 10.01 FEET TO THE POINT OF CURVE OF A NON TANGENT CURVE TO THE LEFT, OF WHICH THE RADIUS POINT LIES S. 36° 26'44" E., A RADIAL DISTANCE OF 212.98 FEET; THENCE SOUTHWESTERLY ALONG THE ARC. THROUGH A CENTRAL ANGLE OF 41° 39'29" FOR 154.85 FEET; THENCE S. 60³ 22'46" W. FOR 61.09 FEET; THENCE N. 15° 22'46" E. FOR 43.85 FEET; THENCE N. 29° 37'14" W. FOR 228.06 FEET; THENCE N. 59° 14'04" E. FOR 111.46 FEET; THENCE N. 83° 30'29" E. FOR 29.19 FEET; THENCE N. 59° 14'04" E. FOR 30.05 FEET; THENCE N. 29° 50'03" W. FOR 213.60 FEET; THENCE N. 59° 00'18" E. FOR 102.25 FEET; THENCE N. 83° 44'57" E. FOR 171.76 FEET TO THE POINT OF CURVE OF A NON TANGENT CURVE TO THE LEFT, OF WHICH THE RADIUS POINT LIES N. 83° 44'57" E., A RADIAL DISTANCE OF 1,340.00 FEET; THENCE SOUTHERLY ALONG THE ARC, THROUGH A CENTRAL ANGLE OF 12° 13'04" FOR 285.74 FEET TO A POINT OF REVERSE CURVE TO THE RIGHT HAVING A RADIUS OF 50.00 FEET AND A CENTRAL ANGLE OF 80° 49'54"; THENCE SOUTHERLY ALONG THE ARC FOR 70.54 FEET TO A POINT OF REVERSE CURVE TO THE LEFT HAVING A RADIUS OF 840.00 FEET AND A CENTRAL ANGLE OF 08° 48'45"; THENCE SOUTHWESTERLY ALONG THE ARC FOR 129.20 FEET TO THE POINT OF BEGINNING.

TRACT 7 (REVISED MARINA PARCEL):

A TRACT OR PARCEL OF LAND SITUATED IN THE STATE OF FLORIDA, COUNTY OF LEE, LYING IN SECTION 01, TOWNSHIP 43 SOUTH, RANGE 22 EAST, BEING FURTHER DESCRIBED AS FOLLOWS:

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REVISED MARINA PARCEL #1

COMMENCING AT THE SOUTHWEST CORNER OF LOT 3, BLOCK 1001, PUNTA GORDA ISLES SECTION TWENTY TWO AS RECORDED IN PLAT BOOK 28, PAGES 118 THROUGH 138 OF THE PUBLIC RECORDS OF LEE COUNTY, FLORIDA; THENCE S.59° 00'17"W. FOR 195.14 FEET; THENCE S.00° 22'56"W. FOR 117.13 FEET; THENCE S.59° 00'17"W. FOR 92.56 FEET; THENCE S.29° 36'42"E. FOR 142.83 FEET; THENCE S.60° 23'18"W. FOR 118.45 FEET TO THE POINT OF BEGINNING; THENCE S.60° 23'18"W. FOR 118.45 FEET TO THE POINT OF BEGINNING; THENCE S.60° 23'18"W. FOR 551.55 FEET TO THE BEGINNING OF A CURVE TO THE RIGHT HAVING A RADIUS OF 567.29 FEET; THENCE ALONG THE ARC OF SAID CURVE THROUGH A CENTRAL ANGLE OF 25° 47'39" FOR 255.39 FEET TO A POINT OF COMPOUND CURVE TO THE RIGHT HAVING A RADIUS OF 201.66 FEET AND A CENTRAL ANGLE OF 68° 15'43"; THENCE NORTHWESTERLY ALONG THE ARC FOR 240.26 FEET TO A POINT OF REVERSE CURVE TO THE LEFT HAVING A RADIUS OF 151.31 FEET AND A CENTRAL ANGLE OF 40° 27'29"; THENCE NORTHWESTERLY ALONG THE ARC FOR106.84 FEET TO A POINT OF REVERSE CURVE TO THE RIGHT HAVING A RADIUS OF 706.07 FEET AND A CENTRAL ANGLE OF 27° 49'50"; THENCE NORTHWESTERLY ALONG THE ARC FOR342.96 FEET; THENCE N.66° 38'04"E. FOR 25.89 FEET TO THE POINT OF CURVE OF A NON TANGENT CURVE TO THE LEFT, OF WHICH THE RADIUS POINT LIES N.51° 15'35"E., A RADIAL DISTANCE OF 681.07 FEET; THENCE SOUTHEASTERLY ALONG THE ARC, THROUGH A CENTRAL ANGLE OF 27° 16'25" FOR 324.20 FEET TO A POINT OF REVERSE CURVE TO THE RIGHT HAVING A RADIUS OF 176.31 FEET AND A CENTRAL ANGLE OF 40° 27'29"; THENCE SOUTHEASTERLY ALONG THE ARC FOR124.50 FEET TO A POINT OF REVERSE CURVE TO THE LEFT HAVING A RADIUS OF 176.66 FEET AND A CENTRAL ANGLE OF 68° 15'43"; THENCE SOUTHEASTERLY ALONG THE ARC FOR210.47 FEET TO A POINT OF COMPOUND CURVE TO THE LEFT HAVING A RADIUS OF 542.29 FEET AND A CENTRAL ANGLE OF 25° 47'39"; THENCE EASTERLY ALONG THE ARC FOR244.14 FEET; THENCE N.60° 23'18"E. FOR 551.55 FEET; THENCE S.29° 36'42"E. FOR 25.00 FEET TO THE POINT OF BEGINNING.

AND

REVISED MARINA PARCEL # 2

COMMENCING AT THE SOUTHWEST CORNER OF LOT 3, BLOCK 1001, PUNTA GORDA ISLES SECTION TWENTY TWO AS RECORDED IN PLAT BOOK 28, PAGES 118 THROUGH 138 OF THE PUBLIC RECORDS OF LEE COUNTY, FLORIDA; THENCE S.59° 00'17"W. FOR 195.14 FEET; THENCE N.00' 22'56"E. FOR 104.90 FEET; THENCE N.89° 37'04"W. FOR 119.34 FEET TO THE POINT OF BEGINNING: THENCE S.00° 22'56"W. FOR 18.51 FEET; THENCE N.89° 22'30"W. FOR 656.66 FEET; THENCE N.00° 24'52"E. FOR 406.62 FEET TO THE BEGINNING OF A CURVE TO THE LEFT HAVING A RADIUS OF 102.40 FEET; THENCE ALONG THE ARC OF SAID CURVE THROUGH A CENTRAL ANGLE OF 42° 15'18" FOR 75.52 FEET; THENCE N.41° 50'26"W. FOR 531.75 FEET TO THE POINT OF CURVE OF A NON TANGENT CURVE TO THE LEFT, OF WHICH THE RADIUS POINT LIES S.48° 09'35"W., A RADIAL DISTANCE OF 301.37 FEET; THENCE NORTHWESTERLY ALONG THE ARC, THROUGH A CENTRAL ANGLE OF 21° 21'02" FOR112.30 FEET TO A POINT OF COMPOUND CURVE TO THE LEFT HAVING A RADIUS OF 265.10 FEET AND A CENTRAL ANGLE OF 27° 00'22"; THENCE WESTERLY ALONG THE ARC FOR124.95 FEET; THENCE N.02° 10'05"E. FOR 25.02 FEET TO THE POINT OF CURVE OF A NON TANGENT CURVE TO THE RIGHT, OF WHICH THE RADIUS POINT LIES S.00° 00'25"W., A RADIAL DISTANCE OF 290.10 FEET; THENCE EASTERLY ALONG THE ARC, THROUGH A CENTRAL ANGLE OF 26° 48'08" FOR135.71 FEET TO A POINT OF COMPOUND CURVE TO THE RIGHT HAVING A RADIUS OF 326.37 FEET AND A CENTRAL ANGLE OF 21° 21'02"; THENCE SOUTHEASTERLY ALONG THE ARC FOR121.62 FEET; THENCE S.41° 50'26"E. FOR 531.75 FEET TO THE BEGINNING OF A CURVE TO THE RIGHT HAVING A RADIUS OF 127.40 FEET; THENCE ALONG THE ARC OF SAID CURVE THROUGH A CENTRAL ANGLE OF 42° 15'18" FOR 93.96 FEET: THENCE S.00° 24'52"W. FOR 390.87 FEET; THENCE S.89° 37'04"E. FOR 631.65 FEET TO THE POINT OF BEGINNING.

TRACT 8 (SOUTH SHORE PARCEL):

A TRACT OR PARCEL OF LAND SITUATED IN THE STATE OF FLORIDA, COUNTY OF LEE, LYING IN SECTION 1, TOWNSHP 43 SOUTH, RANGE 22 EAST, BEING FURTHER BOUNDED AND DESCRIBED AS FOLLOWS:

COMMENCING AT THE SOUTHEAST CORNER OF SECTION 1, TOWNSHIP 43 SOUTH, RANGE 22 EAST, LEE COUNTY, FLORIDA, THENCE N.00° 33'58"E., ALONG THE EAST LINE OF SAID SECTION 1 FOR 880.00 FEET; THENCE N.89° 35'44"W., FOR 1,625.91 FEET TO THE POINT OF BEGINNING OF THE HEREIN DESCRIBED PARCEL; THENCE CONTINUE N.89° 35'44"W. FOR 260.23 FEET; THENCE S.00° 24'58"E. FOR 50.01 FEET TO THE NORTHWEST CORNER OF VISTA DEL SOL AT BURNT STORE MARINA, A CONDOMINIUM AS RECORDED IN CONDOMINIUM PLAT BOOK 33 AT PAGE 38 OF THE PIBLIC RECORDS OF LEE COUNTY, FLORIDA; THENCE N.89° 35'44"W. FOR 703 FEET, MORE OR LESS, TO THE WATERS OF CHARLOTTE HARBOR; THENCE NORTHERLY ALONG THE MEAN HIGH WATER LINE OF SAID CHARLOTTE HARBOR RUN 1,020 FEET, MORE OR LESS, TO A POINT LYING APPROXIMATELY 1 FOOT SOUTHERLY OF AN EXISTING CONCRETE SEAWALL; THENCE N.76° 24'19"E., ALONG A LINE PARALLEL TO AND LYING 1 FOOT, MORE OR LESS SOUTHERLY OF SAID **CONCRETE SEAWALL FOR 28.62 FEET TO THE NORTHWEST CORNER OF** PARCEL 8, TRACT "H", AS RECORDED IN OFFICIAL RECORDS BOOK 2285, PAGE 3073. OF SAID PUBLIC RECORDS; THENCE S.00° 24'02"W., ALONG THE WESTERLY LINE OF SAID PARCEL 8 FOR 491,56 FEET TO THE SOUTHWEST CORNER OF SAID PARCEL 8; THENCE S.89° 35'58"E., ALONG THE SOUTH LINE OF SAID PARCEL 8 AND THE SOUTH LINE OF PARCEL 7 OF SAID TRACT "H" FOR 670.43 FEET TO THE SOUTHEAST CORNER OF SAID TRACT 7 AND A POINT ON THE WESTERLY LINE OF PARCEL 6 OF SAID TRACT H TO ALSO BEING A POINT ON A CURVE TO THE RIGHT, HAVING: A RADIUS OF 90.00 FEET, A CENTRAL ANGLE OF 38° 59'58", A CHORD BEARING OF S.643 05'57"E. AND A CHORD LENGTH OF 60.08 FEET; THENCE ALONG THE WESTERLY LINE OF SAID PARCEL 6 AND THE ARC OF SAID CURVE, AN ARC LENGTH OF 61.26 FEET TO THE POINT OF TANGENCY OF SAID CURVE; THENCE S.44° 35'58"E., ALONG SAID WESTERLY LINE RUN 59.23 FEET; THENCE S.00° 24'02"W., ALONG SAID WESTERLY LINE AND THE WESTERLY LINE OF PARCEL 5 OF SAID TRACT "H" RUN 399.45 FEET TO THE POINT OF BEGINNING.

TRACT 9 (ATHLETIC CLUB PARCEL):

CONDOMINIUM PARCEL: UNIT NO. 71, COURTSIDE LANDINGS CONDOMINIUM, being further described in that certain Declaration of Condominium recorded in Official Records Book 3093, Page 3733, and subsequent amendments thereto, and according to the plat recorded in Condominium Plat Book 26, Pages 57 and 58, Public Records of Lee County, Florida.



This instrument prepared by and should be returned to: Kenneth Y. Gordon, Esquire WCI Communities, Inc. 24301 Walden Center Drive Bonita Springs, FL 34134

Parcel I.D. No.(s): 01-43-22-00-00004.0000 01-43-22-01-0000C.0000 INSTR # 6626724 OR BK 04575 Pgs 3316 - 3320; (5pgs) RECORDED 02/01/2005 12:51:04 PM CHARLIE GREEN, CLERK OF COURT LEE COUNTY, FLORIDA RECORDING FEE 44.00 DEED DOC 2,275.00 DEPUTY CLERK C Keller

SPECIAL WARRANTY DEED

THIS SPECIAL WARRANTY DEED, made as of this 27th day of January, 2005, by and between WCI COMMUNITIES, INC., a Delaware corporation, successor by merger of BSM Marina, Inc., a Florida corporation (the "Grantor"), whose mailing address is 24301 Walden Center Drive, Bonita Springs, Florida 34134 and REALMARK BURNT STORE MARINA, LLC, a Florida limited liability company, whose mailing address is 1900 Lagoon Lane, Cape Coral, Florida 33914 (the "Grantee").

(wherever used herein the terms "Grantors" and "Grantee" include all the parties to this instrument and the heirs, legal representatives and assigns, assigns of individuals, and the successors and assigns of corporation).

WITNESSETH:

That Grantor, for and in consideration of the sum of Ten and No/100 U.S. Dollars (\$10.00) to it in hand paid by Grantee, the receipt whereof is hereby acknowledged, hereby grants, bargain, conveys and sells to Grantee the following described land (the "Property"), situate, lying and being in the County of Lee, State of Florida, to wit:

A tract or parcel of land located in Section 1, Township 43 South, Range 22 East, being a part of Tract "C", Punta Gorda Isles, Section 22, Plat Book 28, Page 118, Lee County Public Records, and being more particularly described on Exhibit "A" attached hereto and made a part hereof.

Together with all easements, tenements, hereditaments, and appurtenances pertaining thereto.

TO HAVE AND TO HOLD the same in fee simple forever.

This conveyance is made subject to, and by acceptance of this Deed, Grantee accepts this conveyance subject to the following:

- 1. General taxes and assessments for 2005 and subsequent years;
- 2. Zoning and other regulatory laws and ordinances affecting the Property; and
- Covenants, conditions, limitations, restrictions, reservations and easements of record and described in Exhibit "B" attached hereto made a part hereof.

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4. The restriction hereby imposed on the Property that no portion of the Property shall be used for residential purposes from the date hereof continuing to and ending on January 1, 2010 and the Property shall be used for commercial use and commercial purposes only from the date hereof continuing to and ending on January 1, 2010. As restricted hereby, the Property shall be limited to commercial use only and for no other purposes for the period commencing the date hereof and ending on January 1, 2010.

AND Grantor does hereby specially warrant the title to the Property, and will defend the same against the lawful claims of all persons claiming by, through or under Grantor, but none other.

IN WITNESS WHEREOF, Grantor has caused these presents to be signed in its name and on the day and year first above written.

By:

Signed, Sealed and Delivered in the presence of:

Print Name:______Dianna M. Lutz

Print Name: SANDRA L. CARPENTER

WCI COMMUNITIES, INC., a Delaware corporation

Stefan O. Johansson Its: Vice President

STATE OF FLORIDA COUNTY OF LEE

The foregoing Special Warranty Deed was acknowledged before me this <u>27</u>^{TD} day of <u>January</u> 2005, by Stefan O. Johansson, as Vice President of WCI Communities, Inc., a Delaware corporation, on behalf of the corporation. He is <u>personally known to me or has produced his</u>, as identification.

(AFFIX NOTARY SEAL)

SANDRA L. CARPENTER Commit 000277638 Expires 1/19/2008 led thru (800)432-425 Circlein Med

Notary Public Print Name: <u>SANDRA L CABPENTER</u> My Commission Expires: <u>//19/2008</u>

EXHIBIT "A" LEGAL DESCRIPTION

A tract or parcel of land situated in the State of Florida, County of Lee, lying in Section 1, Township 43 South, Range 22 East, being a part of Tract "C", Punta Gorda Isles, Section Twenty-Two, Plat Book 28, Page 118, Lee County Public Records, and being further bounded and described as follows:

Commencing at the Southeast corner of said Section 1; thence N 00°33'37" E, along the East line of said Section 1, for 830.00 feet to the Southeast corner of Tract "I", as described in Official Records Book 2285, Page 3073, said Public Records; thence N 89°35'44" W, along the South line of said Tract "I", for 1208.39 feet; thence N 00°24'02" E, for 110.08 feet; thence S 89°35'58" E, along the North line of an ingress-egress easement as described in Official Records Book 1554, Page 942, said Public Records, for 260.82 feet to the Point of Beginning; thence N 00°24'02" E, for 112.24 feet; thence N 89°33'59" W, for 101.51 feet; thence N 00°26'01" E, for 128.93 feet; thence S 89°33'59" E for 117.82 feet; thence S 01°28'31" W, for 14.10 feet to the beginning of a curve to the right; having a radius of 133.42 feet, a central angle of 17°03'03", a chord bearing and distance of S 10°00'02" W, 39.56 feet; thence along the arc of said curve, an arc length of 39.70 feet to a point of reverse curvature; having a radius of 191.85 feet, a central angle of 18°07'32", a chord bearing and distance of S 09°27'48" W, 60.44 feet; thence along the arc of said curve, an arc length of 60.69 feet; thence leaving said curve S 89°36'07" E, for 308.01 feet; thence S 00°24'02" W, for 128.39 feet; thence N 89°35'58" W, along said North line of an ingress-egress easement as described in Official Records Book 1554, Page 942, for 308.01 feet to the Point of Beginning.

Bearings are based on the East line of Section 1 as bearing N 00° 33'37" E.

EXHIBIT "B" PERMITTED EXCEPTIONS

1. Terms, covenants, conditions, restrictions, easements, assessments and possible liens created by and set forth in the Declaration recorded in Official Records Book 1233, Page 975 and Amendments recorded in Official Records Book 1333, Page 115; Official Records Book 1644, Page 1159 and Official Records Book 1809, Page 2339 and Assignment of Developers Rights recorded in Official Records Book 2259, Page 1641 and Official Records Book 2285, Page 3137, of the Public Records of Lee County, Florida.

2. Terms, covenants, conditions, restrictions, easements, assessments and possible liens created by and set forth in the Declaration recorded in Official Records Book 1432, Page 249 and Amendments recorded in Official Records Book 1683, Page 206; Official Records Book 1665, Page 4512; Official Records Book 2902, Page 2682 and Official Records Book 3192, Page 3468 and Assignment of Developers Rights recorded in Official Records Book 2259, Page 1641, of the Public Records of Lee County, Florida.

3. Assignment of Developers Rights recorded in Official Records Book 2237, Page 1828, Public Records of Lee County, Florida.

4. Agreement Regarding Developers Rights recorded in Official Records Book 2285, Page 3118, Public Records of Lee County, Florida.

5. Agreement between the State of Florida Department of Community Affairs and Punta Gorda Isles, Inc., recorded in Official Records Book 1849, Page 582, Public Records of Lee County, Florida.

6. Agreement between The State of Florida, Department of Community Affairs and Burnt Store Improvement Co., Inc., recorded in Official Records Book 1897, Page 3644, Public Records of Lee County, Florida.

7. Oil, gas and mineral rights reserved to previous owner of the fee simple title to lands insured herein, as evidenced by that certain Deed as recorded in Deed Book 197, Page 289, Public Records of Lee County, Florida.

8. Oil, gas and mineral rights reserved to previous owner of the fee simple title to lands insured herein, as evidenced by that certain Deed as recorded in Official Records Book 696, Page 416, Public Records of Lee County, Florida.

9. Reservation of Easement by Burnt Store Marina, Inc. more particularly set forth in Official Records Book 1537, Page 226, and Amendments recorded in Official Records Book 1683, Page 204, Official Records Book 2285, Page 3118, and Official Records Book 3344, Page 2887, Public Records of Lee County, Florida.

10. Non-exclusive ingress and egress easement granted to Marina South Shore Condominium recorded in Official Records Book 1554, Page 942, Public Records of Lee County, Florida.

11. Non-exclusive ingress and egress easement granted to Keel Club Condominium recorded in Official Records Book 1690, Page 2654, Public Records of Lee County, Florida.

12. Easement granted to Lee County Electric Cooperative by instrument recorded in Official Records Book 2008, Page 2591, Public Records of Lee County, Florida.

13. Easement granted to Lee County Electric Cooperative by instrument recorded in Official Records Book 2014, Page 3418, Public Records of Lee County, Florida.

14. Easement granted to United Telephone by instrument recorded in Official Records Book 2049, Page 3147, Public Records of Lee County, Florida.

15. Easement Agreement between Sun City Center Corp. and Marina Towers Company, Inc. and Marina Towers Condominium Association, Inc., recorded in Official Records Book 2355, Page 3777 and Amendments recorded in Official Records Book 2971, Page 346 and Official Records Book 2984, Page 1765, Public Records of Lee County, Florida.

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16. Declaration and Grant of Easements recorded in Official Records Book 2772, Page 2889 and Amendments recorded in Official Records Book 3231, Page 1682, Public Records of Lee County, Florida.

17. Declaration of Covenants, Conditions and Restrictions for Prosperity Point recorded in Official Records Book 2772, Page 2934, and Amendments recorded in Official Records Book 3383, Page 1797, Official Records Book 3392, Page 1315 and Official Records Book 3650, Page 2507, Public Records of Lee County, Florida.

18. Water and Sewer Service Agreement between Southern States Utilities, Inc. and Florida Design Communities recorded in Official Records Book 2781, Page 2098, Public Records of Lee County, Florida.

19. Agreement to Grant and Convey Perpetual Easement recorded in Official Records Book 3030, Page 4071, Public Records of Lee County, Florida.

20. Notice of Development Order Approval recorded in Official Records Book 2508, Page 2603, Public Records of Lee County, Florida.

21. Declaration of Grant of Easements and Declaration of Restrictions recorded in Official Records Book 3020, Page 2791, Public Records of Lee County, Florida.

22. Declaration of Covenants and Restrictions recorded in Official Records Book 3023, Page 220, Public Records of Lee County, Florida.

23. Matecumbe Key Access Easement Agreement recorded in Official Records Book 3344, Page 2874, Public Records of Lee County, Florida.

24. Rights of tenants, lessees and other parties in possession not shown by the public records.

25. 20 foot Access and Utility Easement recorded in Official Records Book 3344, Page 2817, Public Records of Lee County, Florida.

26. Parking and Access Agreement recorded in Official Records Book 3344, Page 2827, Public Records of Lee County, Florida.

27. Access Easement Agreement recorded in Official Records Book 3344, Page 2851, Public Records of Lee County, Florida.

28, Resolution No. 04-04-23 recorded in Official Records Book 4287, Page 1793, Public Records of Lee County, Florida.

29. Easement recorded in Official Records Book 4287, Page 1800, Public Records of Lee County, Florida.

30. Second Amendment recorded in Official Records Book 4291, Page 4773, Public Records of Lee County, Florida.

31. Second Amendment recorded in Official Records Book 4291, Page 4778, Public Records of Lee County, Florida.

32. Access Easement recorded in Official Records Book 4307, Page 1374, Public Records of Lee County, Florida.

33. Assignment and Assumption of Grantor's Rights recorded in Official Records Book 4345, Page 3251, Public Records of Lee County, Florida.

34. Conveyance of roads and other areas by Quit Claim Deed recorded in Official Records Book 4345, Page 3266, Public Records of Lee County, Florida.