

AFFIDAVIT OF AUTHORIZATION

APPLICATION IS SIGNED BY INDIVIDUAL OWNER, APPLICANT, CORPORATION, LIMITED LIABILITY COMPANY (L.L.C.), LIMITED COMPANY (L.C.), PARTNERSHIP, LIMITED PARTNERSHIP, OR TRUSTEE

I, Randy Thibaut (name), as Manager (owner/title) of Gully Creek, LLC (company/property), swear or affirm under oath, that I am the owner or the authorized representative of the owner(s) of the property and that:

1. I have full authority to secure the approval(s) requested and to impose covenants and restrictions on the referenced property as a result of any action approved by the County in accordance with this application and the Land Development Code;
2. All answers to the questions in this application and any sketches, data or other supplementary matter attached hereto and made a part of this application are honest and true;
3. I have authorized the staff of Lee County Community Development to enter upon the property during normal working hours for the purpose of investigating and evaluating the request made thru this application; and that
4. The property will not be transferred, conveyed, sold or subdivided unencumbered by the conditions and restrictions imposed by the approved action.

***Notes:**

- If the applicant is a corporation, then it is usually executed by the corp. pres. or v. pres.
- If the applicant is a Limited Liability Company (L.L.C.) or Limited Company (L.C.), then the documents should typically be signed by the Company's "Managing Member."
- If the applicant is a partnership, then typically a partner can sign on behalf of the partnership.
- If the applicant is a limited partnership, then the general partner must sign and be identified as the "general partner" of the named partnership.
- If the applicant is a trustee, then they must include their title of "trustee."
- In each instance, first determine the applicant's status, e.g., individual, corporate, trust, partnership, estate, etc., and then use the appropriate format for that ownership.

Under penalties of perjury, I declare that I have read the foregoing Affidavit of Authorization and that the facts stated in it are true.

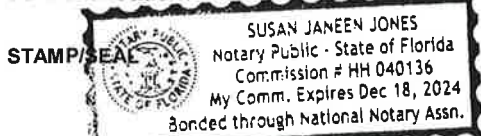
Signature

Date

*****NOTE: NOTARY PUBLIC IS NOT REQUIRED FOR ADMINISTRATIVE APPROVALS*****
ALL OTHER APPLICATION TYPES MUST BE NOTARIZED

STATE OF FLORIDA
COUNTY OF LEE

The foregoing instrument was sworn to (or affirmed) and subscribed before me by means of ☒ physical presence or ☐ online notarization, this 31 day of May, 2022, by Randy Thibaut (name of person providing oath or affirmation), who is personally known to me or who has produced _____ (type of identification) as identification.



Signature of Notary Public

AFFIDAVIT AND CERTIFICATE OF AUTHORITY
(Gully Creek)

Before me, the undersigned authority, personally appeared, Daniel B. Light, as President of L.B. Andersen & Co., Inc., an Illinois corporation and Randy Thibaut, as Manager of Gully Creek, LLC, a Florida limited liability company who upon being duly sworn, depose and state, as follows:

1. The following statements are made based upon our personal knowledge.
2. L.B. Andersen & Co., Inc., an Illinois corporation (referred to herein as "L.B. Andersen") as to an undivided 80.00% interest; and Gully Creek, LLC, a Florida limited liability company ("Gully Creek") as to an undivided 20.00% interest, as tenants in common, are the owners and record title holders of real property situated in Lee County, Florida, which is more particularly described on Exhibit "A" hereto (referred to herein as the "Property"). L.B. Andersen and Gully Creek shall be collectively referred to herein as the "Owners").
3. L.B. Andersen is an Illinois corporation. L.B. Andersen is active and in good standing in the State of Illinois.
4. Daniel B. Light is the President of L.B. Andersen.
5. Gully Creek is a Florida limited liability company. Gully Creek is active and in good standing. Gully Creek is operating under a valid Operating Agreement and is registered with the Florida Department of State and assigned registration number L14000067107.
6. Randy Thibaut is the Manager of Gully Creek as identified on the Florida Secretary of State SunBiz website.
5. The Owners have authorized Randy Thibaut to obtain or modify or amend any entitlement with respect to the Property, including but not limited to zoning, planning, permits or rights of any nature applicable to the Property.
6. The Owners are submitting an application to Lee County to modify condition 1 and Master Concept Plan A, approved in zoning Resolution No. Z-18-002 (the "Administrative Amendment Application").
7. Randy Thibaut has the authority to execute and submit the Administrative Amendment Application on behalf of the Owners, and to take such further actions and to execute such further documents on behalf of the Owners as may be necessary or appropriate in connection with the Administrative Amendment Application.
8. Affiants further state that they are familiar with the nature of an oath and with the penalties as provided by law for falsely swearing to statements made

in an instrument of this nature. Affiants further certify that they have read, or have heard read to them, the full facts of this Affidavit, and understand its content.

FURTHER AFFIANTS SAYETH NAUGHT.

AFFIANT:

L.B. Andersen & Co., Inc.,
an Illinois corporation

By: _____
Daniel B. Light, President

State of _____)

County of _____)

The foregoing instrument was sworn to and subscribed before me this ____ day of _____, 2022, by Daniel B. Light, as President of L.B. Andersen & Co., Inc., an Illinois corporation who () is personally known to me or has () produced _____ as identification.

My Commission Expires

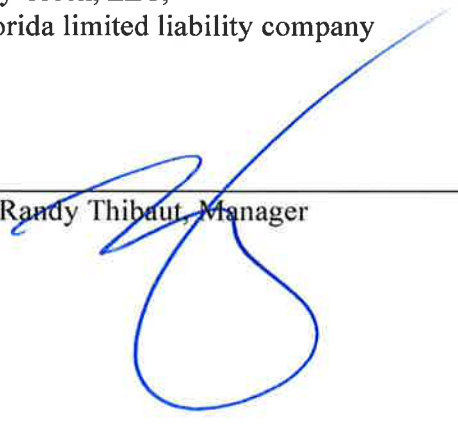
Notary Public

[signatures continued on following page]



AFFIANT:

Gully Creek, LLC,
a Florida limited liability company

By: 
Randy Thibaut, Manager

State of Florida
County of Lee

The foregoing instrument was sworn to and subscribed before me this 31 day of May, 2022, by Randy Thibaut, as Manager of Gully Creek, LLC, a Florida limited liability company who (☒) is personally known to me or has (☐) produced _____ as identification.

My Commission Expires 12/18/24


Notary Public

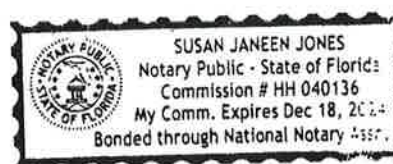


Exhibit A
DESCRIPTION

Parcel in
Section 19, Township 43 South, Range 25 East,
Lee County, Florida

A tract or parcel of land lying in, Section 19, Township 43 South, Range 25 East, Lee County, Florida, said tract or parcel being more particularly described as follows:

COMMENCING at the South Quarter Corner of said Section 19 run $N00^{\circ}33'00''E$ along the West line of the Southeast Quarter (SE 1/4) of said Section 19 for 667.91 feet to the Southwest corner of the Northwest Quarter (NW 1/4) of the Southwest Quarter (SW 1/4) of the Southeast Quarter (SE 1/4) of said Section 19 and the POINT OF BEGINNING.

From said Point of Beginning continue $N00^{\circ}33'00''E$ along said West line for 333.96 feet to an intersection with the South line of the North Half (N 1/2) of the North Half (N 1/2) of the South Half (S 1/2) of the Southwest Quarter (SW 1/4) of said Section 19; thence run $S89^{\circ}03'06''W$ along said South line for 1,377.23 feet to an intersection with the Easterly right of way line of Slater Road, being 25 feet Easterly as measured perpendicular to the center line thereof; thence run along said Easterly right of way line the following two (2) courses: $N08^{\circ}17'52''W$ for 54.81 feet to a point of curvature and Northerly along an arc of a curve to the right of radius 2,763.25 feet (delta $09^{\circ}16'29''$) (chord bearing $N03^{\circ}39'38''W$) (chord 446.81 feet) for 447.30 feet to an intersection with the North line of the South Half (S 1/2) of the South Half (S 1/2) of the South Half (S 1/2) of the North Half (N 1/2) of the Southwest Quarter (SW 1/4) of said Section 19; thence run $N89^{\circ}02'52''E$ along said North line for 1,418.48 feet to an intersection with said West line of the Southeast Quarter (SE 1/4) of Section 19; thence run $N00^{\circ}33'00''E$ along said West line for 743 feet, more or less, to an intersection with the thread of Foose Gully; thence run Southeasterly along the thread of said Foose Gully for 527 feet, more or less, to an intersection with a line being 350 feet south as measured perpendicular to the North line of the South Half (S 1/2) of the North Half (N 1/2) of the Northwest Quarter (NW 1/4) of the Southeast Quarter (SE 1/4) of said Section 19; thence run $N89^{\circ}02'28''E$ parallel with said North line for 262 feet, more or less, to an intersection with the thread of Daughtrey's Creek; thence run Northerly along the thread of said Daughtrey's Creek for 111 feet, more or less, to an intersection with the South line of lands described in deed recorded in Official Records Book 2574, at Page 1274, Lee County Records; thence run $N89^{\circ}02'28''E$ along said South line for 749 feet, more or less, to an intersection the West line of the Northeast Quarter (NE 1/4) of the Southeast Quarter (SE 1/4) of said Section 19; thence continue $N89^{\circ}02'28''E$ along said South line for 398.11 feet to an intersection with the center line of Williams Road; thence run along said center line the following three (3) courses: $S39^{\circ}25'45''E$ for 566.24 feet to a point of curvature; Southeasterly along an arc of a curve to the left of radius 3,125.43 feet (delta $04^{\circ}17'59''$) (chord bearing $S41^{\circ}34'45''E$) (chord 234.49 feet) for 234.55 feet to a point of tangency and $S43^{\circ}43'44''E$ for 168.94 feet to an intersection with the South line of the North

Half (N 1/2) of the Southeast Quarter (SE 1/4) of said Section 19; thence run $N89^{\circ}02'55''E$ along said South line for 298.24 feet Northeast corner of the

**Exhibit A
(continued)**

Southeast Quarter (SE 1/4) of the Southeast Quarter (SE 1/4) of said Section 19; thence run $S00^{\circ}10'14''E$ along the East line of said Fraction for 367.98 feet to the Northeast corner of lands described in Official Record Book 2165, at Page 2900, Lee County Records; thence run $N85^{\circ}47'51''W$ along the Northerly line of said lands for 668.32 feet to an intersection with West line of the Northeast Quarter (NE 1/4) of the Southeast Quarter (SE 1/4) of the Southeast Quarter (SE 1/4) of said Section 19; thence run $N00^{\circ}00'35''E$ along the West line of said Fraction for 307.95 feet to the Northwest corner of said Fraction; thence run $S89^{\circ}02'55''W$ along said South line of the North Half (N 1/2) of the Southeast Quarter (SE 1/4) of Section 19 for 1,330.94 feet to the Northeast corner of the Northwest Quarter (NW 1/4) of the Southwest Quarter (SW 1/4) of the Southeast Quarter (SE 1/4) of said Section 19; thence run $S00^{\circ}22'12''W$ along the East line of said Fraction for 667.92 feet to the Southeast Corner of said Fraction; thence run $S89^{\circ}03'13''W$ along the South line of said Fraction for 667.57 feet to the POINT OF BEGINNING. Containing 66.42 acres, more or less.

Bearings hereinabove mentioned are State Plane for the Florida West Zone (1983/NSRS 2007) and are based on the West line of the Southeast Quarter (SE 1/4) of said Section 19 to bear $N00^{\circ}33'00''E$.