

This instrument prepared by:
Mark L. Byers
Florida Power & Light Company
Post Office Box 1119
Sarasota, FL 34230-1119



44th Avenue East Road Right-of-Way Project
Parcels located 12th-19th Street East

**SUBORDINATION OF UTILITY INTERESTS
AND AGREEMENT FOR
REIMBURSEMENT FOR ADDITIONAL FACILITY RELOCATIONS**

THIS AGREEMENT, entered into this 7th day of May, 2013, by and between the **MANATEE COUNTY**, a political subdivision of the State of Florida, whose mailing address is Post Office Box 1000, Bradenton, Florida 34206, hereinafter called the "County," and **FLORIDA POWER & LIGHT COMPANY**, a Florida corporation, whose mailing address is Post Office Box 14000, Juno Beach, Florida 33408, hereinafter called the "Utility."

WITNESSETH:

WHEREAS, the Utility presently has an interest in certain lands that have been determined necessary for highway purposes; and

WHEREAS, the proposed use of these lands for highway purposes will require subordination of the interest claimed in such lands by Utility to the County; and

WHEREAS, the County is willing to pay for the initial relocation of the Utility's facilities within the public right-of-way to prevent conflict between the County's use and the Utility's use, and for the benefit of each; and

WHEREAS the County, in addition, in recognition of the Utility's interest in the certain lands, is willing to pay for any future relocation of the Utility's facilities from or within the entire width of the public right-of-way shown on Composite Exhibit "A," attached hereto and made a part hereof.

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

The Utility subordinates any and all of its interest in its easement lands described on **Composite Exhibit "A,"** attached hereto and made a part hereof, to the interest of the County, or its successors, for the purpose of constructing, improving, maintaining, and operating a road over, through, upon, and/or across such Lands, based on the following:

<i>Nature of Encumbrance</i>	<i>Date</i>	<i>From</i>	<i>In Favor of</i>	<i>Recorded Book & Page</i>
Easement	06/02/78	Wallace R. Devlin, et al.	FPL	OR Bk 907, Pg 1476
Easement	11/23/77	Duke & Benedict, Inc.	FPL	OR Bk 896, Pg 155
Easement	09/16/77	Miller Trailers, Inc.	FPL	OR Bk 875, Pg 960

The County and the Utility further agree that:

1. "Public right-of-way," as used herein, shall mean that area which has been previously described herein and which includes the Utility's easements identified above and additional lands for public right-of-way. The use of the Utility's easements is for the sole public use by the County. Any additional users must obtain prior written approval from the Utility.
2. The Utility shall have the right to construct, operate, maintain, improve, add to, upgrade, remove, and relocate facilities on, within, and upon the public right-of-way previously described herein, in accordance with the County's current minimum standards for such facilities as of the date of this Agreement. Any new construction or relocation of facilities within the public right-of-way will be subject to prior approval by the County.

ACCEPTED IN OPEN SESSION 5/7/13
BOARD OF COUNTY COMMISSIONERS, MANATEE COUNTY

3. The County shall pay for the relocation of existing facilities. In addition, the Utility retains the right to be reimbursed, either now or in the future, for additional relocation or adjustment of its facilities located presently or to be located on the public right-of-way previously described herein, if such relocation or adjustment is caused by present or future uses of the right-of-way by Manatee County or its assigns, including, but not limited to, the cost of acquiring replacement easements.
4. The Utility shall have the right to enter upon the lands previously described herein for the purposes outlined in Paragraph 2 above, including the right to trim such trees, brush, and growth which might endanger or interfere with such facilities. County shall provide and insure access to said lands by the Utility.
5. The Utility agrees to repair any damage to County facilities and to indemnify the County against any loss or damage resulting from the Utility exercising its rights to construct, operate, maintain, improve, add to, upgrade, or remove its facilities on the said public right-of-way.
6. This Agreement shall not be assigned by County except to the State of Florida.
7. To the extent the County engages in construction or excavation activities in any of the rights-of-way which are the subject of this Agreement, said activities shall conform, at a minimum, to the following conditions:
 - a. Excavation within ten (10) feet of poles is not permitted with winds above forty-five (45) miles per hour.
 - b. Trenching within ten (10) feet of poles is not to be open for any period of time greater than twenty-four (24) hours.
 - c. The trench is not excavated to a depth greater than one (1) foot beyond the invert of new drain pipe.
 - d. Side slope of the excavation shall be approximately 1H:1V within ten (10) feet of transmission poles.
 - e. Backfill shall be compacted to a minimum of ninety (90) percent density within ten (10) feet of transmission poles.

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

MANATEE COUNTY, a political subdivision of the State of Florida, by and through its BOARD OF COUNTY COMMISSIONERS

By: Larry Bustle
Chairman
Date: ~~5/8/13~~ 5/7/13⁽⁵⁵⁾

ATTEST: R. B. SHORE
CLERK OF CIRCUIT COURT

By: Wabi Jessner
Deputy Clerk



Signed, sealed and delivered
in the presence of:

FLORIDA POWER & LIGHT COMPANY,
a Florida corporation

By: [Signature]
Print Name: ROSE MARIE NOVAK

By: [Signature]
Mark L. Byers
Title: West Area Real Estate Manager

By: [Signature]
Print Name: Garry R. ...

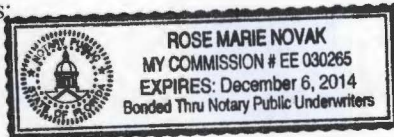
Date: 5/1/13
(Corp. Seal)

STATE OF FLORIDA
COUNTY OF SARASOTA

I hereby certify that on this day, before me, an officer duly authorized to take acknowledgements, personally appeared **Mark L. Byers** to me known and personally known to me to be the person described in, and did not take an oath and who executed the foregoing instrument as its **West Area Real Estate Manager of the Florida Power & Light Company, a Florida corporation**, and acknowledged before me that he executed the same as such official in the name and on behalf of said Corporation.

WITNESS my hand and official seal in the County and State aforesaid this 1st day of MAY, 2013.

My Commission Expires:



Notary Signature: [Signature]
Notary Public, State of Florida

Printed Name: ROSE MARIE NOVAK

Composite Exhibit "A"

Legal Descriptions of Parcel Numbers: 143A, 149, 150 & 840

See Attached.



ZNS ENGINEERING

ENGINEERS | PLANNERS | SURVEYORS | LANDSCAPE ARCHITECTS | ENVIRONMENTAL CONSULTANTS
LS 200001 | LS 200002 | LS 200003

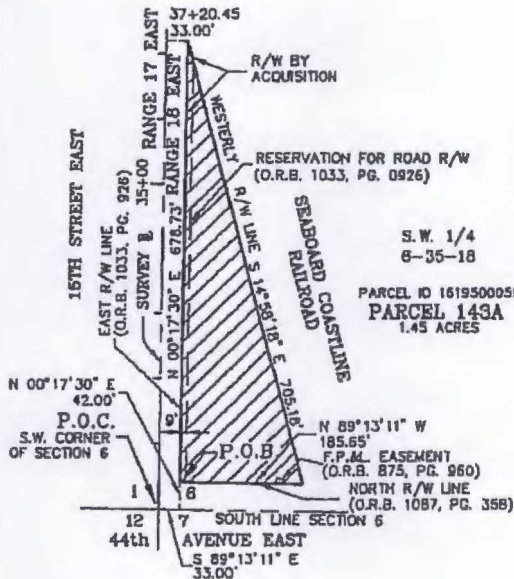
201 5th AVENUE DRIVE EAST
POST OFFICE BOX 9448
BRADENTON, FLORIDA 34206
(941) 748-8080
FAX (941) 478-3747

DESCRIPTION:

COMMENCE AT THE SOUTHWEST CORNER OF SECTION 6, TOWNSHIP 35 SOUTH, RANGE 18 EAST; THENCE S 89°13'11" E, ALONG THE SOUTH LINE OF SAID SECTION 6, A DISTANCE OF 33.00 FEET; THENCE N 00°17'30" E, A DISTANCE OF 42.00 FEET TO THE POINT OF BEGINNING; THENCE N 00°17'30" E, ALONG THE EAST RIGHT OF WAY LINE OF 15TH STREET EAST, A DISTANCE OF 678.73 FEET; THENCE S 14°58'18" E, ALONG THE WESTERLY RIGHT OF WAY LINE OF THE SEABOARD COASTLINE RAILROAD A DISTANCE OF 705.18 FEET; THENCE N 89°13'11" W, ALONG THE NORTH RIGHT OF WAY LINE OF 44TH AVENUE EAST, A DISTANCE OF 185.65 FEET TO THE POINT OF BEGINNING.

LYING AND BEING IN SECTION 6, TOWNSHIP 35 SOUTH, RANGE 18 EAST, MANATEE COUNTY, FLORIDA.

CONTAINING: 1.45 ACRES, MORE OR LESS.



LEGEND:

- P.O.C. POINT OF COMMENCEMENT
- P.O.B. POINT OF BEGINNING
- R/W RIGHT OF WAY
- ID IDENTIFICATION
- O.R.B. OFFICIAL RECORD BOOK
- PG. PAGE
- F.P.&L. FLORIDA POWER AND LIGHT
- No. NUMBER
- LS BASELINE
- SITE

NOTES:

1. BEARINGS ARE BASED ON THE SOUTH LINE OF SECTION 6, TOWNSHIP 35 SOUTH, RANGE 18 EAST, MANATEE COUNTY, FLORIDA, HAVING A BEARING OF S 89°13'11" E, AND AND BASED ON FLORIDA STATE PLANE COORDINATE SYSTEM (WEST ZONE) NAD 83/90 DERIVED FROM MANATEE COUNTY GIS CONTROL SURVEY (1988) MONUMENTATION.
2. THIS DRAWING IS A SKETCH ONLY AND DOES NOT REPRESENT A FIELD SURVEY AS SUCH.

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PARCEL # 143A
RIGHT OF WAY
44th AVENUE EAST
LOCATED IN

SECTION 6, TOWNSHIP 35 SOUTH, RANGE 18 EAST
MANATEE COUNTY, FLORIDA

NOTE: NOT VALID WITHOUT THE SIGNATURE AND ORIGINAL RAISED SEAL OF A FLORIDA LICENSED SURVEYOR AND MAPPER.

I HEREBY CERTIFY THAT THIS SKETCH AND DESCRIPTION HAVE BEEN PREPARED UNDER MY DIRECT SUPERVISION, THAT THEY ARE A TRUE REPRESENTATION OF THE LAND AS SHOWN AND DESCRIBED HEREON, THAT THEY ARE CORRECT TO THE BEST OF MY KNOWLEDGE AND BELIEF AND THAT THEY MEET THE "MINIMUM TECHNICAL STANDARDS" FOR LAND SURVEYING IN THE STATE OF FLORIDA, CHAPTER 119, FLORIDA ADMINISTRATIVE CODE.

BY:
JAMES N. GRADY, P.S.M.
FLORIDA CERTIFICATE NO. LS 4295
DATE OF CERTIFICATION: 10/18/10

FEE ACQUISITION
PARCEL # 143A
PROJECT No. 6045661

EXHIBIT "A"



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 EB 002746 LB 000602 LC 000026

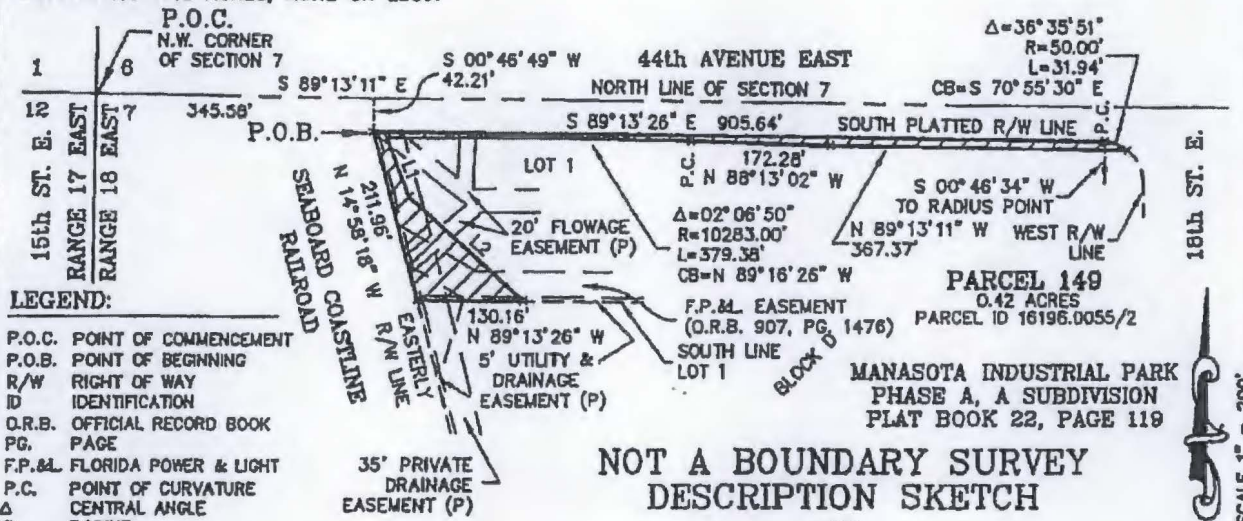
201 5th AVENUE DRIVE EAST
 POST OFFICE BOX 9448
 BRADENTON, FLORIDA 34206
 (941) 748-8080
 FAX (941) 478-3747

DESCRIPTION:

A PORTION OF LOT 1, BLOCK D, MANASOTA INDUSTRIAL PARK, PHASE "A", A SUBDIVISION IN SECTION 7, TOWNSHIP 35 SOUTH, RANGE 18 EAST, AS PER PLAT THEREOF RECORDED IN PLAT BOOK 22, PAGE 119 OF THE PUBLIC RECORDS OF MANATEE COUNTY, FLORIDA, BEING DESCRIBED AS FOLLOWS:

COMMENCE AT THE NORTHWEST CORNER OF SAID SECTION 7; THENCE S 89°13'11" E, ALONG THE NORTH LINE OF SAID SECTION 7, A DISTANCE OF 345.58 FEET; THENCE S 00°46'49" W, A DISTANCE OF 42.21 FEET TO AN INTERSECTION WITH THE SOUTH RIGHT OF WAY LINE OF 44th AVENUE EAST AND THE POINT OF BEGINNING; THENCE ALONG SAID SOUTH RIGHT OF WAY LINE THE FOLLOWING TWO COURSES: (1) S 89°13'26" E, A DISTANCE OF 905.64 FEET TO A POINT OF CURVATURE OF A CURVE TO THE RIGHT HAVING A RADIUS OF 50.00 FEET; (2) SOUTHEASTERLY ALONG THE ARC OF SAID CURVE THROUGH A CENTRAL ANGLE OF 36°35'51", A DISTANCE OF 31.94 FEET; THENCE N 89°13'11" W, A DISTANCE OF 367.37 FEET; THENCE N 88°13'02" W, A DISTANCE OF 172.28 FEET TO A POINT OF CURVATURE OF A CURVE TO THE LEFT HAVING A RADIUS OF 10283.00 FEET; THENCE WESTERLY ALONG THE ARC OF SAID CURVE THROUGH A CENTRAL ANGLE OF 02°06'50", A DISTANCE OF 379.38 FEET; THENCE S 21°14'36" E, A DISTANCE OF 77.26 FEET; THENCE S 47°51'32" E, A DISTANCE OF 189.52 FEET TO AN INTERSECTION WITH THE SOUTH LINE OF SAID LOT 1; THENCE N 89°13'26" W, ALONG SOUTH LINE, A DISTANCE OF 130.16 FEET TO AN INTERSECTION WITH THE EASTERLY RIGHT OF WAY LINE OF SEABOARD COASTLINE RAILROAD; THENCE N 14°58'18" W, ALONG SAID EASTERLY RIGHT OF WAY LINE, A DISTANCE OF 211.96 FEET TO THE POINT OF BEGINNING.

CONTAINING 0.42 ACRES, MORE OR LESS.



- LEGEND:**
- P.O.C. POINT OF COMMENCEMENT
 - P.O.B. POINT OF BEGINNING
 - R/W RIGHT OF WAY
 - ID IDENTIFICATION
 - O.R.B. OFFICIAL RECORD BOOK
 - PG. PAGE
 - F.P.&L. FLORIDA POWER & LIGHT
 - P.C. POINT OF CURVATURE
 - Δ CENTRAL ANGLE
 - R RADIUS
 - L ARC LENGTH
 - CB CHORD BEARING
 - ST. STREET
 - (P) PLAT
 - L1 LINE DATA (SEE TABLE)
 - No. NUMBER

LINE DATA

LINE	BEARING	DISTANCE
L1	S 21°14'36" E	77.26
L2	S 47°51'32" E	189.52

NOT A BOUNDARY SURVEY DESCRIPTION SKETCH

OF
PARCEL No. 149
RIGHT OF WAY
44th AVENUE EAST.
 LOCATED IN

SECTION 7, TOWNSHIP 35 SOUTH, RANGE 18 EAST
MANATEE COUNTY, FLORIDA

NOTES:

1. BEARINGS ARE BASED ON THE NORTH LINE OF SECTION 7, TOWNSHIP 35 SOUTH, RANGE 18 EAST, MANATEE COUNTY, FLORIDA, HAVING A BEARING OF S 89°13'11" E, AND AND BASED ON FLORIDA STATE PLANE COORDINATE SYSTEM (WEST ZONE) NAD 83/90 DERIVED FROM MANATEE COUNTY GIS CONTROL SURVEY (1988) MONUMENTATION.
 2. THIS DRAWING IS A SKETCH ONLY AND DOES NOT REPRESENT A FIELD SURVEY AS SUCH.
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NOTE: NOT VALID WITHOUT THE SIGNATURE AND ORIGINAL RAISED SEAL OF A FLORIDA LICENSED SURVEYOR AND MAPPER.

I HEREBY CERTIFY THAT THIS SKETCH AND DESCRIPTION HAVE BEEN PREPARED UNDER MY DIRECT SUPERVISION, THAT THEY ARE A TRUE REPRESENTATION OF THE LAND AS SHOWN AND DESCRIBED HEREON, THAT THEY ARE CORRECT TO THE BEST OF MY KNOWLEDGE AND BELIEF AND THAT THEY MEET THE "MINIMUM TECHNICAL STANDARDS FOR LAND SURVEYING IN THE STATE OF FLORIDA", CHAPTER 81G17, FLORIDA ADMINISTRATIVE CODE.

BY: James N. Gatch
 JAMES N. GATCH JR., P.S.M.
 FLORIDA CERTIFICATE No. LS 4295
 DATE OF CERTIFICATION: 12/15/09

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EB 0027476 LB 0006982 LC 0000305

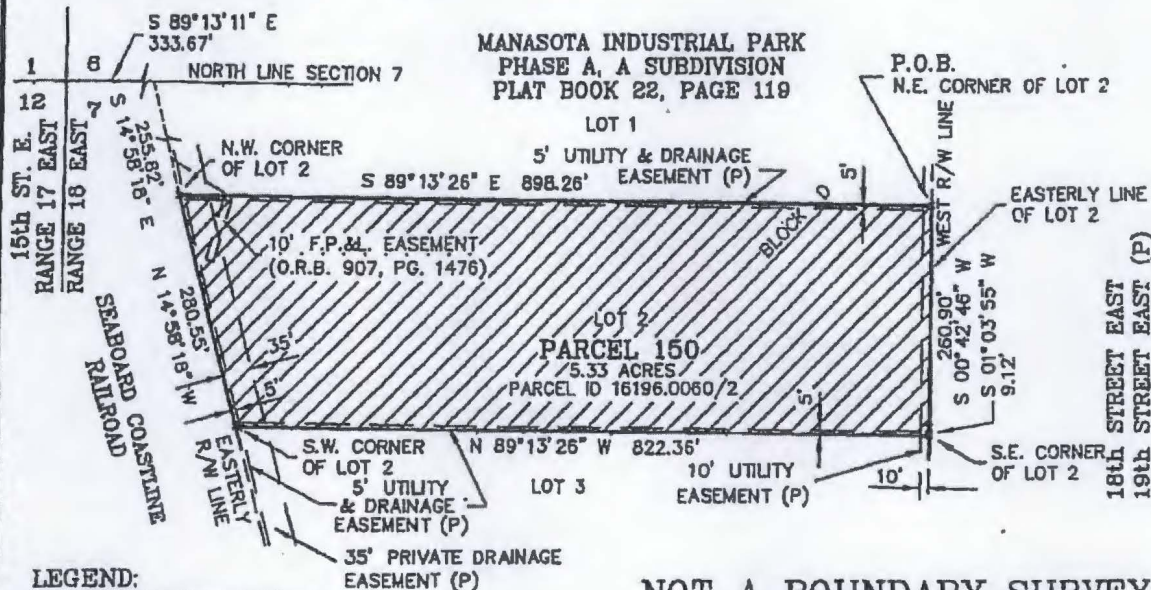
201 5th AVENUE DRIVE EAST
POST OFFICE BOX 9448
BRADENTON, FLORIDA 34206
(941) 748-8000
FAX (941) 478-3747

DESCRIPTION:

LOT 2, BLOCK D OF MANASOTA INDUSTRIAL PARK, PHASE A, A SUBDIVISION, LYING IN SECTION 7, TOWNSHIP 35 SOUTH, RANGE 18 EAST, MANATEE COUNTY, FLORIDA AS PER PLAT THEREOF RECORDED IN PLAT BOOK 22, PAGE 119 OF THE PUBLIC RECORDS OF MANATEE COUNTY, FLORIDA, BEING DESCRIBED AS FOLLOWS:

BEGIN AT THE NORTH EAST CORNER OF SAID LOT 2; THENCE SOUTHERLY ALONG THE EASTERLY LINE OF SAID LOT 2 THE FOLLOWING TWO COURSES: (1) S 00°42'46" W, A DISTANCE OF 260.90 FEET; (2) S 01°03'55" W, A DISTANCE OF 9.12 FEET TO THE SOUTHEAST CORNER OF SAID LOT 2; THENCE N 89°13'26" W, A DISTANCE OF 822.36 FEET TO THE SOUTHWEST CORNER OF SAID LOT 2; THENCE N 14°58'18" W, A DISTANCE OF 280.55 FEET TO THE NORTHWEST CORNER OF SAID LOT 2; THENCE S 89°13'26" E, A DISTANCE OF 898.26 FEET TO THE POINT OF BEGINNING.

CONTAINING 5.33 ACRES, MORE OR LESS.



LEGEND:

- P.O.B. POINT OF BEGINNING
- R/W RIGHT OF WAY
- ID IDENTIFICATION
- O.R.B. OFFICIAL RECORD BOOK
- PG. PAGE
- F.P.&L. FLORIDA POWER & LIGHT
- (P) PLAT
- ST. STREET
- No. NUMBER
- SITE

NOT A BOUNDARY SURVEY DESCRIPTION SKETCH

OF

PARCEL No. 150
RIGHT OF WAY
44th AVENUE EAST
LOCATED IN

SECTION 7, TOWNSHIP 35 SOUTH, RANGE 18 EAST
MANATEE COUNTY, FLORIDA

NOTES:

1. BEARINGS ARE BASED ON THE NORTH LINE OF SECTION 7, TOWNSHIP 35 SOUTH, RANGE 18 EAST, MANATEE COUNTY, FLORIDA, HAVING A BEARING OF S 89°13'11" E, AND ARE BASED ON FLORIDA STATE PLANE COORDINATE SYSTEM (WEST ZONE) NAD 83/90 DERIVED FROM MANATEE COUNTY GIS CONTROL SURVEY (1988) MONUMENTATION.
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NOTE: NOT VALID WITHOUT THE SIGNATURE AND ORIGINAL RAISED SEAL OF A FLORIDA LICENSED SURVEYOR AND MAPPER.

I HEREBY CERTIFY THAT THIS SKETCH AND DESCRIPTION HAVE BEEN PREPARED UNDER MY DIRECT SUPERVISION, THAT THEY ARE A TRUE REPRESENTATION OF THE LAND AS SHOWN AND DESCRIBED HEREON, THAT THEY ARE CORRECT TO THE BEST OF MY KNOWLEDGE AND BELIEF AND THAT THEY MEET THE "MINIMUM TECHNICAL STANDARDS FOR LAND SURVEYING IN THE STATE OF FLORIDA", CHAPTER 61G17, FLORIDA ADMINISTRATIVE CODE.

BY:
JAMES N. GATOR JR., P.S.M.
FLORIDA CERTIFICATE No. LS 4295
DATE OF CERTIFICATION: 11/03/09



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ES 002747 LS 000982 LC 000085

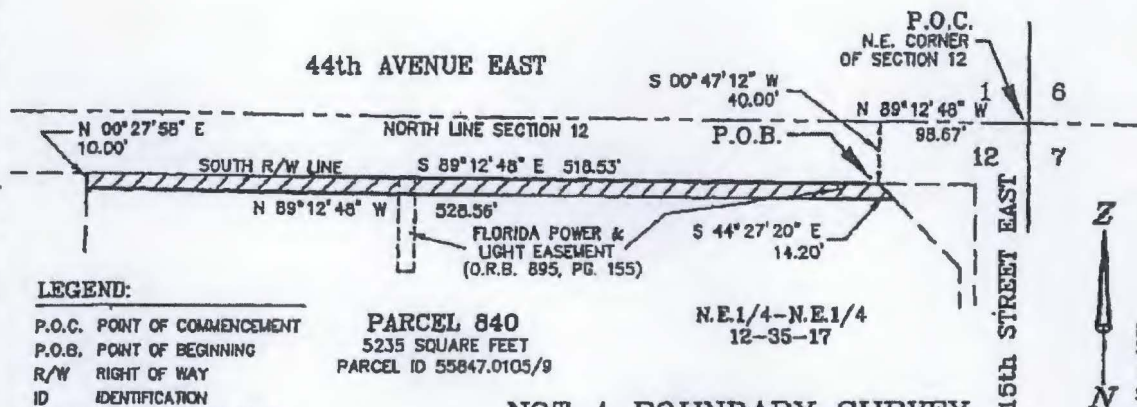
201 5th AVENUE DRIVE EAST
POST OFFICE BOX 9448
BRADENTON, FLORIDA 34206
(941) 748-8080
FAX (941) 748-3747

DESCRIPTION:

A PARCEL OF LAND LYING IN THE N.E. 1/4 OF THE N.E. 1/4 OF SECTION 12, TOWNSHIP 35 SOUTH, RANGE 17 EAST, MANATEE COUNTY, FLORIDA. BEING DESCRIBED AS FOLLOWS:

COMMENCE AT THE NORTHEAST CORNER OF SAID SECTION 12; THENCE N 89°12'48" W, ALONG THE NORTH LINE OF SAID SECTION 12, A DISTANCE OF 98.67 FEET; THENCE S 00°47'12" W, A DISTANCE OF 40.00 FEET FOR A POINT OF BEGINNING; THENCE S 44°27'20" E, A DISTANCE OF 14.20 FEET; THENCE N 89°12'48" W, A DISTANCE OF 528.56 FEET; THENCE N 00°27'58" E, A DISTANCE OF 10.00 FEET TO AN INTERSECTION WITH THE SOUTH RIGHT OF WAY LINE OF 44th AVENUE EAST; THENCE S 89°12'48" E, ALONG SAID SOUTH RIGHT OF WAY LINE, A DISTANCE OF 518.53 FEET TO THE POINT OF BEGINNING.

CONTAINING 5235 SQUARE FEET, MORE OR LESS.



LEGEND:

- P.O.C. POINT OF COMMENCEMENT
- P.O.B. POINT OF BEGINNING
- R/W RIGHT OF WAY
- ID IDENTIFICATION
- O.R.B. OFFICIAL RECORD BOOK
- PG. PAGE
- No. NUMBER
- SITE

PARCEL 840
5235 SQUARE FEET
PARCEL ID 55847.0105/9

N.E.1/4-N.E.1/4
12-35-17

NOT A BOUNDARY SURVEY DESCRIPTION SKETCH

OF
PARCEL No. 840
DRAINAGE EASEMENT
44th AVENUE EAST
LOCATED IN

SECTION 12, TOWNSHIP 35 SOUTH, RANGE 17 EAST
MANATEE COUNTY, FLORIDA

NOTES:

1. BEARINGS ARE BASED ON THE NORTH LINE OF SECTION 12, TOWNSHIP 35 SOUTH, RANGE 17 EAST, MANATEE COUNTY, FLORIDA, HAVING A BEARING OF N 89°12'48" W, AND AND BASED ON FLORIDA STATE PLANE COORDINATE SYSTEM (WEST ZONE) NAD 83/90 DERIVED FROM MANATEE COUNTY GIS CONTROL SURVEY (1988) MONUMENTATION.
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BY:
JAMES N. GATCH, JR., P.S.M.
FLORIDA CERTIFICATE NO. LS 4295
DATE OF CERTIFICATION: 11/02/09

Clerk of the Circuit Court - Manatee County
R.B."Chips" Shore
P.O. Box 25400 Bradenton FL 34206
Visit our website: "www.manateeclerk.com"

INVOICE

MAN CO PROJECT MGT
ATTN: BOARD RECORDS

RECEIPT
#1 of #1

STEVIEMARIE

001.133000

AR PAYOR: AR700013 GOMC Book# 2471 Page# 6551
DOC TYPE: AGR CALC AMOUNT: \$0.00
PAGES: 8 FILE# 003149763
Receipt: 475020060 5/09/13 2:58PM

By: FGERNS

CODE	RECEIPT DESC.	FUND	ACCOUNT	QTY	FEE
R	RECORDING TRUST	199	000000341150	0	4.50
R	RECORDING FEES	001	000000341100	0	33.00
R	CLERK CT TECH FUND	199	000000341160	0	15.20
R	FL ASSOC COURT CLERK	001	000000208911	0	0.80
R	BD OF COUNTY COMM	001	000000208912	0	16.00



RECEIPT TOTAL: \$69.50
GRAND TOTAL: \$69.50

Receipt#
475020060 thru 475020060

OFFICE HOURS *****8:30 AM - 5:00 PM
"Pride in Service with a Vision to the Future"

Clerk of the Circuit Court - Manatee County
R.B."Chips" Shore
P.O. Box 25400 Bradenton FL 34206
Visit our website: "www.manateeclerk.com"

INVOICE

MAN CO PROJECT MGT
ATTN: BOARD RECORDS

RECEIPT
#1 of #1

STEVIEMARIE

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R	CLERK CT TECH FUND	199	000000341160	0	15.20
R	FL ASSOC COURT CLERK	001	000000208911	0	0.80
R	BD OF COUNTY COMM	001	000000208912	0	16.00



RECEIPT TOTAL: \$69.50
GRAND TOTAL: \$69.50

Receipt#
475020060 thru 475020060

OFFICE HOURS *****8:30 AM - 5:00 PM
"Pride in Service with a Vision to the Future"

REVISED May 7, 2013 - Regular Meeting
Agenda Item #26

Subject

Subordination between Florida Power & Light Company and Manatee County for 44th Avenue East (12th Street Court East to 19th Street Court East) Road Project

Briefings

None

Contact and/or Presenter Information

Paul Johnson, Extension 6284

Joaquin Servia, Extension 3021

APPROVED in Open Session

Manatee County Board of County
Commissioners

Action Requested

Authorization for Chairman to execute, and record, Subordination of Utility Interests and Agreement for Reimbursement for Additional Facility Relocations from Florida Power & Light Company.

Enabling/Regulating Authority

Chapters 125 and 127, Florida Statute. Comp Plan - Goal 5.1 addresses the safety and efficiency of forecasted vehicular demands.

Background Discussion

The original 44th Avenue East (12th Street Court East to 19th Street Court East) Road Right-of-Way Improvement Project was approved in the FY 1994/1995 CIP on February 25, 1994, and reapproved in FY 2009/2010 CIP on September 15, 2009, Resolution R-09-219.

The subject properties are Parcels #143A, #149, #150, and #840; for locations please refer to attached map.

The Subordination of Utility Interests and Agreement for Reimbursement for Additional Facility Relocations from Florida Power & Light Company is required due to the electric power line easements crossing the area of acquisition by the County.

The instrument is hereby submitted to the BCC for execution and recording.

County Attorney Review

Not Reviewed (No apparent legal issues)

Explanation of Other

Reviewing Attorney

N/A

Instructions to Board Records

Notification of instrument recording to Paul Johnson at paul.johnson@mymanatee.org, Property Management Department. CCC Charge Account #AR 700013 Project Management. - Snt copy via email to PJ - 5/10 - SS

Cost and Funds Source Account Number and Name

\$69.50 (Recording Fee) 323-6045661-56100-003

Amount and Frequency of Recurring Costs

N/A

Attachment: [Parcels 143A, 149, 150, 840 FPL easements Map.pdf](#)

Attachment: [FPL Subordination 44th Ave E.pdf](#)