

# MEMORANDUM



To: Scott Hopes  
County Administrator

From: Chad Butzow, Director  
Public Works Department

Carmen Mosley, Sr. Fiscal Services Mgr./  
Brandy Wilkins, Bond Coordinator  
Public Works Department

Date: November 16, 2021

Subject: **DEL WEBB AT BAYVIEW PHASE 1 SUBPHASE B2  
PLN2008-0037  
RELEASE PERFORMANCE PORTION OF AGREEMENT  
RELEASE SURETY BONDS  
ACCEPT DEFECT SECURITY PORTION OF AGREEMENT  
ACCEPT SURETY BOND  
ACCEPT BILL OF SALE**

On February 09, 2021, the Board of County Commissioners accepted the Agreement for Public Improvements for Private Subdivision for Phase I Subphase B2 securing offsite, water, wastewater, and reclaim improvements. The developer has provided all necessary documentation and completed and passed all inspections for those required public improvements in order to release the performance portion; and accept the defect security portion of the Agreement which will warrant these improvements for this project. A Bill of Sale is also required for this project which has publicly maintained utilities under private roadway. We, therefore, per Resolution R-14-86, respectively request the County Administrator to approve the following:

- **Authorization to release and return** the Surety Bonds, and any amendments associated with this letter, in conjunction with the *Agreement for Private Subdivision Improvements*. Documents will be returned to Ryan McChesney with LevelUp Consulting, LLC located at 505 E Jackson St – Suite #200, Tampa FL 33602;
  - **Surety Bond No.** SUR0067871 issued through Argonaut Insurance Company;
  - **Amount** of Performance Bond \$1,129,659.94;
  - **Surety Bond No.** SUR0067870 issued through Argonaut Insurance Company;
  - **Amount** of Performance Bond \$3,093,195.18;

Public Works Department  
Fiscal Division  
1022 26<sup>th</sup> Avenue East, Bradenton, FL 34208  
Phone number: (941) 708-7450

Del Webb at Bayview Phase 1, Subphase B2

November 16, 2021

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- **Accept and Execute Surety Bonds** securing Section 1.5 “Maintenance, Defects” of the Agreement for Public Subdivision Improvements accepted by the Board of County Commissioners on February 09, 2021, securing water, wastewater, and reclaim improvements;
  - **Surety Bond No.** 268015609 issued through Liberty Mutual Insurance Company;
  - **Amount** of Defect Security \$73,765.25.
- **Accept and Execute Bill of Sale.**

cc: Records Management  
Ken LaBarr, Infrastructure Inspections Division Manager

Del Webb at Bayview Phase I Subphases A, B & C - Public Project w/Public Improvements  
Subphase A - Offsite, Wastewater, Water, Reclaim  
Subphases B1 & B2 - Offsite, Wastewater, Water, Reclaim  
Subphase C - Wastewater, Water, Reclaim  
DEFECT Subphase A - Offsite, Wastewater, Water, Reclaim

**EXHIBIT "B-1"**  
**IMPROVEMENTS**

	Improvement	Estimated Cost
1	<b>Subphase A - Offsite, Wastewater, Water, Reclaim</b>	\$2,481,659.51
2	<b>Subphase B1 - Offsite, Wastewater, Water, Reclaim</b>	\$1,912,284.80
3	<b>Subphase B2 - Offsite, Wastewater, Water, Reclaim</b>	\$1,129,659.94
4	<b>Subphase C - Wastewater, Water, Reclaim</b>	\$658,370.95
5	<b>DEFECT Subphase A - Offsite, Wastewater, Water, Reclaim</b>	\$185,944.25
6	<b>DEFECT Subphase B2 - Wastewater, Water, Reclaimed Water</b>	\$73,765.25



Public Works Department  
Engineering Services  
1022 26<sup>th</sup> Ave East  
Bradenton, FL 34208  
Phone: (941) 708-7462  
[www.mymanatee.org](http://www.mymanatee.org)

August 10, 2021

LevelUp Consulting LLC  
Attention: Brandon Wilson, P.E.  
505 E. Jackson Street, Suite 200  
Tampa, FL 34602

**RE: Del Webb at Bayview, Phase I, Subphase B-2**  
**(PLN1912-0007)**  
**Defect Security Cost Estimate**  
**Required Public Improvements**  
**Reason – (Water, Wastewater Reclaimed Water)**


Dear Mr. Wilson:

Your cost estimate for the above referenced bond, dated **July 29, 2021**, for the completion of site improvements to serve the above referenced development, is approved for the appropriate surety.

A Defect Security in the amount of **\$73,765.25**, which is 10% of the submitted actual cost, would be sufficient to assure the County correction of any defects or failures.

If we can be of further assistance, please contact me at (941) 708-7450.

Sincerely,

  
\_\_\_\_\_  
**Scott May, P.E., County Engineer**  
Deputy Director – Engineering Services

*TRG for sth*

SM/db/jmg

cc: Record Management  
Brandy Wilkins, Fiscal Analyst, Public Works Department  
Carmen Mosley, Fiscal Operations Division Manager, Public Works Dept.  
Kenneth LaBarr, Infrastructure Inspection Division Manager, Public Works Dept.  
Susan Angersoll, Senior Planning & Zoning Tech., Building & Development Services  
Kevin Oatman, Planner I, Building & Development Services

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JAMES SATCER <i>District 1</i>	REGGIE BELLAMY <i>District 2</i>	KEVIN VAN OSTENBRIDGE <i>District 3</i>	MISTY SERVIA <i>District 4</i>	VANESSA BAUGH <i>District 5</i>	CAROL WHITMORE <i>At Large</i>	GEORGE W. KRUSE <i>At Large</i>
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**Del Webb at Bayview Phase I  
Subphase B-2 (PLN1912-0007)**

**Defect Cost Estimate for Public Infrastructure**  
Construction costs for the, potable water, sanitary sewer, and reclaim water system

SUMMARY

Water	\$278,494.91
Wastewater	\$250,617.02
Reclaim	\$208,540.60
<b>Total</b>	<b>\$737,652.53</b>

**Defect Cost Estimate Amount (10% of total)**

**\$73,765.25**



Digitally signed by Brandon  
Wilson  
Date: 2021.07.29 10:41:50 -0400

Brandon Wilson, P.E.  
Florida License # 79423

## WATER

Description	Quantity	Unit	Unit Price	Amount
8" PVC Water Main	787	LF	\$19.25	\$15,150.22
6" PVC Water Main	3,816	LF	\$16.03	\$61,154.75
6" DIP Water Main	123	LF	\$32.00	\$3,936.00
4" HDPE Water Main	423	LF	\$16.95	\$7,169.85
2" HDPE Water Main	145	LF	\$16.00	\$2,320.00
8" Gate Valve	9	EA	\$1,350.00	\$12,150.00
6" Gate Valve	20	EA	\$1,022.95	\$20,459.09
4" Gate Valve	1	EA	\$860.00	\$860.00
8"x6" Reducer	2	EA	\$245.00	\$490.00
6"x4" Reducer	3	EA	\$185.00	\$555.00
4"x2" Reducer	3	EA	\$135.00	\$405.00
8"x6" Tee	1	EA	\$385.00	\$385.00
6" Tee	3	EA	\$330.00	\$990.00
Fire Hydrant Assembly	7	EA	\$5,100.00	\$35,700.00
1" Single Service (Short)	22	EA	\$815.00	\$17,930.00
1" Single Service (Long)	18	EA	\$930.00	\$16,740.00
1" Double Service (Short)	39	EA	\$1,100.00	\$42,900.00
1" Double Service (Long)	24	EA	\$1,225.00	\$29,400.00
Permanent Blowoff Assembly with Auto Flusher	1	EA	\$9,800.00	\$9,800.00
			<b>Total =</b>	<b>\$278,494.91</b>

## WASTEWATER

Description	Quantity	Unit	Unit Price	Amount
8" PVC (0-6')	652	LF	\$15.40	\$10,040.80
8" PVC (6'-8')	1396	LF	\$16.30	\$22,754.80
8" PVC (8'-10')	1287	LF	\$17.45	\$22,458.15
8" PVC (10'-12')	385	LF	\$18.45	\$7,104.67
8" PVC (12'-14')	716	LF	\$22.10	\$15,823.60
5' Dia Sanitary Manhole (0'-5')	7	EA	\$3,225.00	\$22,575.00
Sanitary Manhole (0'-6')	3	EA	\$2,725.00	\$8,175.00
Sanitary Manhole (6'-8')	6	EA	\$3,025.00	\$18,150.00
Sanitary Manhole (8'-10')	4	EA	\$3,350.00	\$13,400.00
Sanitary Manhole (10'-12')	1	EA	\$3,850.00	\$3,850.00
Sanitary Manhole (12'-14')	2	EA	\$4,300.00	\$8,600.00
Sanitary Manhole - Polymer Drop (10'-12')	1	EA	\$15,500.00	\$15,500.00
Single Sewer Service	27	EA	\$655.00	\$17,685.00
Double Sewer Service	60	EA	\$1,075.00	\$64,500.00
			<b>Total =</b>	<b>\$250,617.02</b>

## RECLAIM

Description	Quantity	Unit	Unit Price	Amount
4" PVC Reclaimed Main	4258	LF	\$13.80	\$58,760.40
4" DIP Reclaimed Main	125	LF	\$38.40	\$4,800.00
4" HDPE Reclaimed Main	684	LF	\$15.95	\$10,909.80
2" HDPE Reclaimed Main	84	LF	\$15.60	\$1,310.40
4" Gate Valve Assembly	14	EA	\$860.00	\$12,040.00
4"X4" Tee	3	EA	\$365.00	\$1,095.00
1" Single Service (Short)	17	EA	\$775.00	\$13,175.00
1" Single Service (Long)	19	EA	\$800.00	\$15,200.00
1" Double Service (Short)	31	EA	\$1,150.00	\$35,650.00
1" Double Service (Long)	36	EA	\$1,200.00	\$43,200.00
Permanent Blowoff Assembly	1	EA	\$2,250.00	\$2,250.00
Connect To Existing Reclaimed Main	2	EA	\$5,075.00	\$10,150.00

**Total = \$208,540.60**



Del Webb at Bayview Phase I Subphases A, B & C - Public Project w/Public Improvements

Subphase A - Offsite, Wastewater, Water, Reclaim

Subphases B1 & B2 - Offsite, Wastewater, Water, Reclaim

Subphase C - Wastewater, Water, Reclaim

DEFECT Subphase A - Offsite, Wastewater, Water, Reclaim

**EXHIBIT "B-2"  
IMPROVEMENTS**

PROVIDE A MAP SHOWING LAYOUT OF THE PUBLIC POTABLE WATER RECLAIMED  
WATER AND SANITARY SEWER INFRASTRUCTURE FACILITIES (Master Utility Plan)  
FOR THE ENTIRE DEVELOPMENT

**REQUIRED AT TIME OF DEFECT**

Del Webb at Bayview Phase I Subphases A, B & C - Public Project w/Public Improvements

Subphase A - Offsite, Wastewater, Water, Reclaim

Subphases B1 & B2 - Offsite, Wastewater, Water, Reclaim

Subphase C - Wastewater, Water, Reclaim

DEFECT Subphase A - Offsite, Wastewater, Water, Reclaim

**EXHIBIT "C"**  
**PERFORMANCE SECURITIES**

	Bond / LoC	Amount
1	<b>Subphase A</b> - Surety Bond No. ES00007761 issued through Everest Reinsurance Company	\$2,481,659.51
2	<b>Subphase B1</b> - Surety Bond No. SUR0067867 issued through Argonaut Insurance Company	\$1,912,284.80
3	<b>Subphase B2</b> - Surety Bond No. SUR0067871 issued through Argonaut Insurance Company	\$1,129,659.94
4	<b>Subphase C</b> - Surety Bond No. ES00007762 issued through Everest Reinsurance Company	\$658,370.95
5	<b>DEFECT Subphase A</b> - Surety Bond No. 59BSBIP3126 issued through Hartford Fire Insurance Company	\$185,944.25
6	<b>DEFECT Subphase B2</b> - Surety Bond No. 268015609 issued through Liberty Mutual Insurance Company	\$73,765.25

**SURETY BOND  
FOR DEFECTS OF REQUIRED IMPROVEMENTS**

**(Attachment "A")**

**BOND NO. 268015609**

**PROJECT NAME: Del Webb BayView Phase 1B-2**

**KNOW ALL MEN BY THESE PRESENT:**

That the Developer, Pulte Home Company, LLC as Principal, and Liberty Mutual Insurance Company, 175 Berkeley Street, Boston, MA 02116, a Surety Company, duly authorized to transact business in the State of Florida, are held and firmly bound unto the County of Manatee, State of Florida, as Obligee, in the sum of \$73,765.25 (Numbers) SEVENTY THREE THOUSAND SEVEN HUNDRED SIXTY FIVE AND 25/100 (Words) for which sum we bind ourselves, our heirs, executors, administrators, successors and assigns, jointly and severally by these presents for the specific benefit of the County in accordance with the conditions set forth herein and in "Agreement in Conjunction with the Surety Bond as Defect Security Warranting Required Improvements".

**THE CONDITION** of the above obligation is such that, Whereas the Principal has entered into a contract, dated \_\_\_\_\_ (LEAVE BLANK – Manatee County Approval Date) with the obligation to warrant those Required Improvements which the Principal is presently requesting the Obligee to accept for maintenance to be free from defects or failures involving construction, design, or materials.

**NOW THEREFORE**, if the Obligee's inspection of the Required Improvements finds no defects within thirty-six (36) months from the date of the Obligee's approval and acceptance of those Required Improvements, then this obligation shall be null and void; otherwise this obligation shall remain in full force and effect. In the event the Defects are not remedied in accordance with the terms of the attached "Agreement", which is hereby incorporated herein by reference, the Surety will forthwith pay to the Obligee the costs of correcting the Defects in an amount not exceeding the said sum specified above. The amount of money required to repair the defects shall be at the sole discretion of the County. Means of notification of intent to collect shall be by certified mail to the Surety at the address on page 2 (insert page number for surety address). Payment will be made to the County within thirty (30) days by certified check drawn on behalf of the Board of County Commissioners at P.O. Box 1000, Bradenton, FL 34206.

This Surety Bond shall be construed in accordance to the Laws of Florida, and any action of whatever nature, in connection with this Bond and the Agreement Warranting Required Improvements shall be filed in the Twelfth Judicial Circuit in and for Manatee County, Florida.

**INSURANCE COMPANY SIGNATURE FORM**

**FOR: Del Webb BayView Phase 1B-2**

(Name of Project)

**BOND NO. 268015609**

**SIGNED AND SEALED this 17<sup>TH</sup> day of August, 2021**

Liberty Mutual Insurance Company

Surety Company Name

By:

*Peter S. Forker*

Signature - As its Agent

Peter S. Forker, Attorney - In - Fact

Print Name & Title

175 Berkeley Street, Boston, MA 02116

Address

Boston, MA 02116

City

State

Zip

**WITNESSES OR CORPORATE SEAL**

*Oscar F. Rincon*

Signature

Oscar F. Rincon

Print Name

*Amy E. Callahan*

Signature

Amy E. Callahan

Print Name

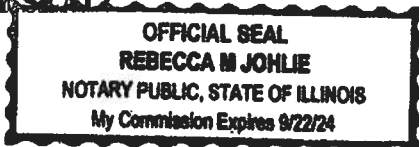
**NOTARY ACKNOWLEDGMENT**

**STATE OF: ILLINOIS**

**COUNTY OF LAKE**

The foregoing instrument was acknowledged before me by means of  physical presence or  online notarization this 17TH day of AUGUST, 2021, by Peter S. Forker as Attorney - In - Fact (Title), on behalf of the Surety identified herein, and who is personally known to me or who has produced \_\_\_\_\_ (Type of Identification) as identification.

**NOTARY SEAL:**



*Rebecca M. Johlle*

Notary Public

Rebecca M. Johlle

Print Name of Notary

Commission No. 916916

My Commission Expires: September 22, 2024

**DEVELOPER SIGNATURE FORM**

FOR: Del Webb BayView Phase 1B-2  
BOND NO. 268015609

SIGNED AND SEALED this 17<sup>th</sup> day of August, 2021

**WITNESSES OR CORPORATE SEAL:**

Kat Dygg

Witness

Katarina Diggs

Type or Print Name

Danielle Fabbr

Witness

Danielle Fabbr

Type or Print Name

Pulte Home Company, LLC

Developer

BY: see attached signature page

Signature

D. Bryce Langen

Type or Print Name

VP & Treasurer

Title (If attorney-in-fact Attach Power of Attorney)

2662 S. Falkenburg Road

Postal Address

Riverview FL 33578

City

State

Zip

**NOTARY ACKNOWLEDGMENT**

STATE OF: GEORGIA

COUNTY OF: FULTON

The foregoing instrument was acknowledged before me by means of  physical presence or  online notarization this 17<sup>TH</sup> day of August, 2021, by D. Bryce Langen, VP & Treasurer, (Title), on behalf of the corporation identified herein as Developer and who is personally known to me or who has produced known person (Type of Identification) as identification.

NOTARY SEAL:



Shirley E Hutchins

Notary Public

Shirley E. Hutchins

Print Name of Notary

executed this 17<sup>th</sup> day of August, 2021.

Pulte Home Company, LLC

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PRINCIPAL



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BY: D. Bryce Langen, VP & Treasurer

Notary Attached

Approved and accepted for and on behalf of Manatee County, Florida, this 29<sup>th</sup> day of October, 2021

**MANATEE COUNTY**  
A political subdivision of the State of Florida  
By: Board of County Commissioners  
By: [Signature]  
County Administrator

**NOTARY ACKNOWLEDGMENT**

STATE OF: Florida  
COUNTY OF: Manatee

The foregoing instrument was acknowledged before me by means of  physical presence or  online notarization this 29<sup>th</sup> day of October, 2021, by Scott Hopes, as County Administrator, (Title), for and on behalf of Manatee County Board of County Commissioners, and who is personally known to me or who has produced N/A (Type of Identification) as identification.

NOTARY SEAL:



[Signature]  
Notary Public  
NATASHA E HARPEL  
Print Name of Notary



This Power of Attorney limits the acts of those named herein, and they have no authority to bind the Company except in the manner and to the extent herein stated.

Liberty Mutual Insurance Company
The Ohio Casualty Insurance Company
West American Insurance Company

Certificate No. 8205863-972267

POWER OF ATTORNEY

KNOWN ALL PERSONS BY THESE PRESENTS: That The Ohio Casualty Insurance Company is a corporation duly organized under the laws of the State of New Hampshire, that Liberty Mutual Insurance Company is a corporation duly organized under the laws of the State of Massachusetts, and West American Insurance Company is a corporation duly organized under the laws of the State of Indiana (herein collectively called the "Companies"), pursuant to and by authority herein set forth, does hereby name, constitute and appoint, Cole P. Hillestad, Peter S Forker, Rebecca M. Jolie, Stephanie C. Anderson, W. C. Behnke, William C. Behnke

all of the city of Chicago state of IL each individually if there be more than one named, its true and lawful attorney-in-fact to make, execute, seal, acknowledge and deliver, for and on its behalf as surety and as its act and deed, any and all undertakings, bonds, recognizances and other surety obligations, in pursuance of these presents and shall be as binding upon the Companies as if they have been duly signed by the president and attested by the secretary of the Companies in their own proper persons.

IN WITNESS WHEREOF, this Power of Attorney has been subscribed by an authorized officer or official of the Companies and the corporate seals of the Companies have been affixed thereto this 29th day of June, 2021.



Liberty Mutual Insurance Company
The Ohio Casualty Insurance Company
West American Insurance Company

By: David M. Carey, Assistant Secretary

State of PENNSYLVANIA ss
County of MONTGOMERY

On this 29th day of June, 2021 before me personally appeared David M. Carey, who acknowledged himself to be the Assistant Secretary of Liberty Mutual Insurance Company, The Ohio Casualty Company, and West American Insurance Company, and that he, as such, being authorized so to do, execute the foregoing instrument for the purposes therein contained by signing on behalf of the corporations by himself as a duly authorized officer.

IN WITNESS WHEREOF, I have hereunto subscribed my name and affixed my notarial seal at King of Prussia, Pennsylvania, on the day and year first above written.



Commonwealth of Pennsylvania - Notary Seal
Teresa Pastella, Notary Public
Montgomery County
My commission expires March 28, 2025
Commission number 1128044
Member, Pennsylvania Association of Notaries

By: Teresa Pastella, Notary Public

This Power of Attorney is made and executed pursuant to and by authority of the following By-laws and Authorizations of The Ohio Casualty Insurance Company, Liberty Mutual Insurance Company, and West American Insurance Company which resolutions are now in full force and effect reading as follows:

ARTICLE IV - OFFICERS: Section 12. Power of Attorney.

Any officer or other official of the Corporation authorized for that purpose in writing by the Chairman or the President, and subject to such limitation as the Chairman or the President may prescribe, shall appoint such attorneys-in-fact, as may be necessary to act in behalf of the Corporation to make, execute, seal, acknowledge and deliver as surety any and all undertakings, bonds, recognizances and other surety obligations. Such attorneys-in-fact, subject to the limitations set forth in their respective powers of attorney, shall have full power to bind the Corporation by their signature and execution of any such instruments and to attach thereto the seal of the Corporation. When so executed, such instruments shall be as binding as if signed by the President and attested to by the Secretary. Any power or authority granted to any representative or attorney-in-fact under the provisions of this article may be revoked at any time by the Board, the Chairman, the President or by the officer or officers granting such power or authority.

ARTICLE XIII - Execution of Contracts: Section 5. Surety Bonds and Undertakings.

Any officer of the Company authorized for that purpose in writing by the chairman or the president, and subject to such limitations as the chairman or the president may prescribe, shall appoint such attorneys-in-fact, as may be necessary to act in behalf of the Company to make, execute, seal, acknowledge and deliver as surety any and all undertakings, bonds, recognizances and other surety obligations. Such attorneys-in-fact subject to the limitations set forth in their respective powers of attorney, shall have full power to bind the Company by their signature and execution of any such instruments and to attach thereto the seal of the Company. When so executed such instruments shall be as binding as if signed by the president and attested by the secretary.

Certificate of Designation - The President of the Company, acting pursuant to the Bylaws of the Company, authorizes David M. Carey, Assistant Secretary to appoint such attorneys-in-fact as may be necessary to act on behalf of the Company to make, execute, seal, acknowledge and deliver as surety any and all undertakings, bonds, recognizances and other surety obligations.

Authorization - By unanimous consent of the Company's Board of Directors, the Company consents that facsimile or mechanically reproduced signature of any assistant secretary of the Company, wherever appearing upon a certified copy of any power of attorney issued by the Company in connection with surety bonds, shall be valid and binding upon the Company with the same force and effect as though manually affixed.

I, Renee C. Llewellyn, the undersigned, Assistant Secretary, The Ohio Casualty Insurance Company, Liberty Mutual Insurance Company, and West American Insurance Company do hereby certify that the original power of attorney of which the foregoing is a full, true and correct copy of the Power of Attorney executed by said Companies, is in full force and effect and has not been revoked.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed the seals of said Companies this 17th day of August 2021.



By: Renee C. Llewellyn, Assistant Secretary

Not valid for mortgage, note, loan, letter of credit, currency rate, interest rate or residual value guarantees.

For bond and/or Power of Attorney (POA) verification inquiries, please call 610-832-8240 or email HOSUR@libertymutual.com.



**BILL OF SALE**

**[DEL WEBB AT BAYVIEW PHASE 1, SUBPHASE B2 UTILITIES IMPROVEMENTS]**

KNOW ALL MEN BY THESE PRESENTS, that **DW BAYVIEW COMMUNITY DEVELOPMENT DISTRICT**, a special purpose unit of local government established under Chapter 190, *Florida Statutes*, whose address is c/o Rizzetta & Company, Inc., 9428 Camden Field Parkway, Riverview, Florida 33578 (hereinafter referred to as SELLER), for and in consideration of the sum of Ten Dollars (\$10.00) and other good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, from **MANATEE COUNTY, FLORIDA**, a political subdivision of the State of Florida, whose address is Post Office Box 1000, Bradenton, Florida 34206 (hereinafter referred to as COUNTY) has granted, bargained, sold, transferred, conveyed and delivered to the COUNTY, its executors, administrators, successors and assigns forever, the following Del Webb at Bayview Phase I, Subphase B:

1. All wastewater lines, including but not limited to all pipes, structures, fittings, valves, services, tees, pumps, laterals to the point of connection, manholes, facilities, equipment and appurtenances thereto, located within or upon that certain real property owned by the SELLER and described below, and further identified in **Exhibit A** attached hereto;
2. All potable water lines, including but not limited to all pipes, structures, fittings, valves, services, tees, pumps, laterals to the point of connection, manholes, facilities, equipment and appurtenances thereto, located within or upon that certain real property owned by the SELLER and described below, and further identified in **Exhibit A** attached hereto.
3. All reclaimed water lines, including but not limited to all pipes, structures, fittings, valves, services, tees, pumps, laterals to the point of connection, manholes, facilities, equipment and appurtenances thereto, located within or upon that certain real property owned by the SELLER and described below, and further identified in **Exhibit A** attached hereto.

All on the property described in Exhibit "A", attached hereto and made a part hereof, situate, lying and being in the County of Manatee, State of Florida.

TO HAVE AND TO HOLD the same unto the COUNTY, its executors, administrators, successors and assigns forever. The COUNTY shall have all rights and title to the above described personal property.

AND the SELLER hereby covenants to and with the COUNTY and assigns that SELLER is the lawful owner of the said personal property; that said personal property is free from all liens and encumbrances; that SELLER has good right and lawful authority to sell said personal property; and that SELLER fully warrants title to said personal property and shall defend the same against the lawful claims and demands of all persons whomever.

IN WITNESS WHEREOF, the SELLER has hereunto set its hand and seal, by and through its duly authorized representatives, this 20<sup>th</sup> day of October, 2021.

WITNESSES:

DW BAYVIEW COMMUNITY DEVELOPMENT DISTRICT

Signature: [Signature]  
Print Name: Jacob Carter

By: [Signature]  
Its: Chairperson

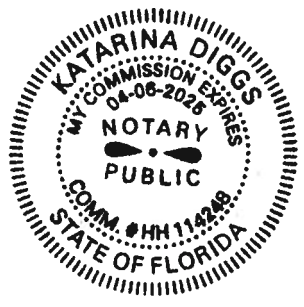
Signature: [Signature]  
Print Name: Katarina Diggs

STATE OF Florida  
COUNTY OF Hillsborough

The foregoing instrument was acknowledged before me by means of  physical presence or  online notarization, this 20<sup>th</sup> day of October, 2021, by Brady Lefere as chairperson of DW Bayview Community Development District who is personally known to me or has produced \_\_\_\_\_ as identification.

[Signature]  
NOTARY PUBLIC, STATE OF Florida

(NOTARY SEAL)



Name: Katarina  
(Name of Notary Public, Printed, Stamped or Typed as Commissioned)

WHEREFORE, the County and Seller have executed this Bill of Sale as of this 29<sup>th</sup> day of October, 2021.

**MANATEE COUNTY, a political  
subdivision of the State of Florida**

By: Board of County Commissioners

By: [Signature]  
County Administrator

STATE OF: Florida  
COUNTY OF: Manatee

The foregoing instrument was acknowledged before me by means of  physical presence or  online notarization, this 29<sup>th</sup> day of OCTOBER, 2021, by Scott Hopes (County Administrator) for and on behalf of the Manatee County Board of County Commissioners who is personally known to me or has produced N/A as identification



[Signature]  
NOTARY PUBLIC Signature  
NATASHA E HARPEL  
Printed Name

# EXHIBIT A

## Location of Phase I, Subphase B2 Utilities

All "Phase I, Subphase B2" wastewater lines, potable water lines and reclaimed water lines, including but not limited to all pipes, structures, fittings, valves, services, tees, pumps, laterals to the point of connection, manholes, equipment and appurtenances thereto, located within certain portions of the rights-of-way designated as Tract R-1 (and further designated as Backshore Lane, Coastal Shores Drive, Ocean Tides Cove, Coastal Shores Drive, ), identified in the plat known as Del Webb at Bayview Phase I, Subphases A, B & C, recorded at Plat Book 70, Page 35, of the Official Records of Manatee County, Florida, and further identified below:

