

RESOLUTION DECLARING PUBLIC HEARING
ON APPLICATION FOR THE VACATION OF STREETS,
ROADS OR OTHER APPROPRIATE PROPERTY

WHEREAS, an Application has been made to the Board of County Commissioners of Manatee County, Florida, for the vacation of the hereinafter more particularly described streets, roads or other appropriate property by THE GREENS OF PERIDIA JOINT VENTURE, and

WHEREAS, said Application seeks the vacation of that part or portion of the street, road or other appropriate property in an unincorporated area of Manatee County, Florida, described as follows:

COMMENCE AT THE NORTHWEST CORNER OF LOT 95, PERIDIA UNIT FOUR, A SUBDIVISION RECORDED IN PLAT BOOK 24, PAGES 100 THRU 112 OF THE PUBLIC RECORDS OF MANATEE COUNTY, FLORIDA; THENCE NORTH 89 DEGREES 59 MINUTES 38 SECONDS EAST ALONG THE SOUTH RIGHT-OF-WAY LINE OF MURFIELD DRIVE EAST, 30.01 FEET TO THE POINT OF BEGINNING AND THE PLATTED POINT OF CURVATURE OF LOT 95; THENCE CONTINUE NORTH 89 DEGREES 59 MINUTES 38 SECONDS EAST ALONG THE EASTERLY EXTENSION OF THE SAID SOUTH RIGHT-OF-WAY LINE, 9.92 FEET TO A NEW POINT OF CURVATURE; THENCE ALONG A CURVE TO THE RIGHT AND BEING CONCAVE SOUTHERLY, HAVING A RADIUS OF 25.00 FEET, ARC LENGTH OF 36.47 FEET AND A CENTRAL ANGLE OF 83 DEGREES 34 MINUTES 47 SECONDS TO A POINT OF TANGENCY ON THE NORTHERLY EXTENSION OF THE WEST RIGHT-OF-WAY OF 45TH STREET EAST; THENCE SOUTH 00 DEGREES 28 MINUTES 24 SECONDS EAST ALONG SAID NORTHERLY EXTENSION OF SAID RIGHT-OF-WAY, 12.66 FEET TO THE PLATTED POINT OF TANGENCY; THENCE ALONG A CURVE TO THE LEFT, BEING CONCAVE SOUTHERLY WHOSE RADIUS POINT LIES SOUTH 89 DEGREES 31 MINUTES 36 SECONDS WEST, 35.00 FEET, SAID CURVE HAS AN ARC LENGTH OF 54.69 FEET AND A CENTRAL ANGLE OF 89 DEGREES 31 MINUTES 58 SECONDS TO THE POINT OF BEGINNING.

CONTAINING 129.80 SQUARE FEET OR 0.0030 ACRES.

NOW THEREFORE, BE IT RESOLVED, by the Board of County Commissioners of Manatee County, Florida, that a public hearing will be held by the Board of County Commissioners of Manatee County, Florida, in the Commissioners' Chambers on the 1st Floor of the Manatee County Administrative Center, 1112 Manatee Avenue West, Bradenton, Florida, at 1:30 p.m., or as soon thereafter as same may be heard, on the 10th day of March, 1992, to consider the advisability of granting said Application, or some portion thereof. All interested persons, firms, corporations or other entities and organizations shall govern themselves accordingly.

According to Florida Statutes, Section 286.0105, any person desiring to appeal any decision made by the Board of County Commissioners with respect to any matter considered at said Public Hearing will need a record of the proceedings, and for such purposes he may need to ensure that a verbatim record of the proceedings is made, which record includes the testimony and evidence upon which the appeal is to be based.

DULY ADOPTED, with a quorum present and voting, this the 18th day of February, 1992.

BOARD OF COUNTY COMMISSIONERS
OF MANATEE COUNTY, FLORIDA

BY: Kathy A. Snelk
Chairman

ATTEST: R. B. SHORE
Clerk of Circuit Court

Richard A. Snelk, Deputy Clerk

R-92-40-V
THE GREENS AT PERIDIA/PERIDIA SUBDIVISION
APPLICATION FOR THE VACATION OF CERTAIN
STREETS, ROADS OR OTHER APPROPRIATE PROPERTY

TO THE BOARD OF COUNTY COMMISSIONERS OF MANATEE COUNTY, FLORIDA:

THE GREENS OF PERIDIA JOINT VENTURE, hereinafter referred to as the Applicant, respectfully submits the following:

1. The Applicant is the owner in fee simple of the record title to the real property located in Manatee County, Florida, described as follows:

LOT 95, PERIDIA, UNIT FOUR, AS PER PLAT THEREOF RECORDED IN PLAT BOOK 24, PAGES 100 THRU 112, OF THE PUBLIC RECORDS OF MANATEE COUNTY, FLORIDA.

2. The Applicant hereby applies for the vacation of all that part or portion of the street, road or other appropriate property in an unincorporated area of Manatee County, Florida, described as follows:

COMMENCE AT THE NORTHWEST CORNER OF LOT 95, PERIDIA UNIT FOUR, A SUBDIVISION RECORDED IN PLAT BOOK 24, PAGES 100 THRU 112 OF THE PUBLIC RECORDS OF MANATEE COUNTY, FLORIDA; THENCE NORTH 89 DEGREES 59 MINUTES 38 SECONDS EAST ALONG THE SOUTH RIGHT-OF-WAY LINE OF MURFIELD DRIVE EAST, 30.01 FEET TO THE POINT OF BEGINNING AND THE PLATTED POINT OF CURVATURE OF LOT 95; THENCE CONTINUE NORTH 89 DEGREES 59 MINUTES 38 SECONDS EAST ALONG THE EASTERLY EXTENSION OF THE SAID SOUTH RIGHT-OF-WAY LINE, 9.92 FEET TO A NEW POINT OF CURVATURE; THENCE ALONG A CURVE TO THE RIGHT AND BEING CONCAVE SOUTHERLY, HAVING A RADIUS OF 25.00 FEET, ARC LENGTH OF 36.47 FEET AND A CENTRAL ANGLE OF 83 DEGREES 34 MINUTES 47 SECONDS TO A POINT OF TANGENCY ON THE NORTHERLY EXTENSION OF THE WEST RIGHT-OF-WAY OF 45TH STREET EAST; THENCE SOUTH 00 DEGREES 28 MINUTES 24 SECONDS EAST ALONG SAID NORTHERLY EXTENSION OF SAID RIGHT-OF-WAY, 12.66 FEET TO THE PLATTED POINT OF TANGENCY; THENCE ALONG A CURVE TO THE LEFT, BEING CONCAVE SOUTHERLY WHOSE RADIUS POINT LIES SOUTH 89 DEGREES 31 MINUTES 36 SECONDS WEST, 35.00 FEET, SAID CURVE HAS AN ARC LENGTH OF 54.69 FEET AND A CENTRAL ANGLE OF 89 DEGREES 31 MINUTES 58 SECONDS TO THE POINT OF BEGINNING.
CONTAINING 129.80 SQUARE FEET OR 0.0030 ACRES.

3. No portion of the property described in paragraph 2 hereof constitutes or was acquired for a state or federal highway, and the vacation thereof will not deprive any person, firm, corporation or other entity of the right to ingress and egress to the real property thereof.

4. The real property described in paragraph 2 hereof is not subject to any delinquent or unpaid ad valorem taxes, special assessments or other improvement liens. If said property is subject to any mortgage or other encumbrance, the written consent and joinder to this Application by the owner and holder of said mortgage or other encumbrance is set forth at the end of this Application immediately following the execution hereof by the Applicant.

5. An Opinion of Title or Title Opinion by an attorney duly authorized to practice law in the State of Florida, an Ownership or Encumbrance Certificate by an abstract company, or a complete copy or

photocopy of a Title Insurance Policy or Title Guarantee issued by a title insurance company or other organization duly authorized in the State of Florida to insure or guarantee title to real property covering all of the property described in paragraph 1 hereof showing title thereto to be vested in the Applicant is attached hereto and made a part hereof as Exhibit "A".

6. A copy of that portion of a subdivision plat recorded in a Plat Book among the Public Records of Manatee County, Florida, or a survey by a land surveyor or professional engineer duly licensed in the State of Florida showing all of the real property described in paragraphs 1 and 2 hereof accurately designating the property sought to be vacated and the abutting or adjoining property of the Applicant is attached hereto and made a part hereof as Exhibit "B".

7. The Applicant hereby specifically consents to the County of Manatee, Florida, various departments or agencies hereof, their employees or agents physically examining all of the real property described in paragraphs 1 and 2 hereof, making inquiries concerning the validity and sufficiency of the exhibits attached hereto and obtaining such other information as may be necessary to assist the Board of County Commissioners in considering and acting upon this Application.

8. The applicant hereby understands that this application will be furnished to each of the following identified Reviewing Departments and Agencies: (Submit only the original application)

- | | |
|------------------------------------|------------------------------------|
| I. Manatee County Government | II. Other Jurisdictions |
| 1. Public Works Department | 6. Florida Power & Light Company |
| a. Land Acquisition Division | Peace River Electric Co-op |
| b. Field Operations Manager | 7. GTE Florida Incorporated |
| c. Area Superintendent | 8. Paragon Cable, Inc. or |
| d. Drainage-Field Operations | Cablevision of Palmetto |
| e. Utilities Engineering | Storer Cable T.V. |
| f. Storm Water Management | U.S. Cable of Florida, Inc. |
| 2. Emergency Medical Services | 9. Peoples Gas Company |
| 3. Dept. of Parks, Recreation and | 10. Manatee County Sheriff's Dept. |
| Cultural Services | 11. Local Fire Department |
| 4. Planning, Permitting & Inspect. | |
| 5. Constr. Services Administrator | |

WHEREFORE THE PREMISES CONSIDERED, the Applicant respectively applies for:

A. The adoption of a Resolution by said Board of County Commissioners declaring that a public hearing will be held before said Board of County Commissioners in the Commissioners' Chambers on the 1st Floor of the Manatee County Administrative Center, 1112 Manatee Avenue West, Bradenton, Florida to consider the advisability of granting this Application and specifically setting forth the date and time thereof.

Lawyers Title Insurance Corporation

NATIONAL HEADQUARTERS
RICHMOND, VIRGINIA

OWNER'S POLICY

CASE NUMBER	DATE OF POLICY	AMOUNT OF INSURANCE	POLICY NUMBER*
014297	November 13, 1991 at 3:55 P.M. thru Docket #504252	\$65,175.00	113-00-479741

*This policy number shown on this Schedule must agree with the preprinted number on the cover sheet

1. NAME OF INSURED:

THE GREENS OF PERIDIA JOINT VENTURE, a Florida General Partnership

2. THE ESTATE OR INTEREST IN THE LAND DESCRIBED HEREIN AND WHICH IS COVERED BY THIS POLICY IS:

Fee Simple

3. THE ESTATE OR INTEREST REFERRED TO HEREIN IS AT DATE OF POLICY VESTED IN:

The Insured by Virtue of:

WARRANTY DEED given by SOUTHERN LAKES VENTURE, a Florida General Partnership, to THE GREENS OF PERIDIA JOINT VENTURE, a Florida General Partnership, dated November 13, 1991, filed November 13, 1991 and recorded in Official Records Book 1355, Page 2728, of the Public Records of Manatee County, Florida.

4. THE LAND REFERRED TO IN THIS POLICY IS DESCRIBED AS FOLLOWS:

Lot 51, 64 & 95, PERIDIA, UNIT FOUR, as per Plat thereof recorded in Plat Book 24, Pages 100 thru 112, of the Public Records of Manatee County, Florida.

LAWYERS TITLE INSURANCE CORPORATION
2199 RINGLING BLVD.
SARASOTA, FLORIDA 34237

Countersignature Authorized Officer or Agent

THIS POLICY IS INVALID UNLESS THE COVER SHEET AND SCHEDULE B ARE ATTACHED.

Policy 113 Litho in U.S.A.

Form No. 035-0-113/99-0906

ALTA Owner's Policy (4-6-90) with Florida Modifications

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EXHIBIT "A"

Lawyers Title Insurance Corporation

NATIONAL HEADQUARTERS
RICHMOND, VIRGINIA

OWNER'S POLICY

POLICY NUMBER
114297

DATE OF POLICY
11/13/91

POLICY NUMBER*
113-00-479741

*The policy number shown on this schedule must agree with the preprinted number on the cover sheet

SCHEDULE B

THIS POLICY DOES NOT INSURE AGAINST LOSS OR DAMAGE BY REASON OF THE FOLLOWING:

1. The dower, curtesy, homestead, community property, or other statutory marital rights, if any, of the spouse of any individual insured.
2. Taxes for 1992 and subsequent years (which are not yet due and payable) COUNTY OF MANATEE: ID#16980.1325/5, \$485.56 (51), 16980.1390/9, \$485.56 (64) and 16980.1545/8, \$485.56 (95), based on 1991 assessment.
3. Easements, or claims of easements, not shown by the Public Records.
4. Any discrepancies, encroachments, conflicts, overlaps, boundary line disputes, shortages in area or boundaries or other matters which would be disclosed by an accurate survey and inspection of the premises.
5. Utility Easement granted to County of Manatee recorded in Official Records Book 1170, Page 3990, of said Records.
6. Flowage Easement granted to County of Manatee recorded in Official Records Book 1175, Page 3184, of said Records.
7. Retention Covenant and Easement recorded in Official Records Book 1175, Page 3199, of said Records.
8. Master Declaration of Covenants, Conditions and Restrictions for PERIDIA, recorded in Official Records Book 1175, Page 3212; Amendment No. 1 recorded in Official Records Book 1182, Page 1946; Supplemental #2 recorded in Official Records Book 1210, Page 3060, and Supplemental #3 recorded in Official Records Book 1228, Page 830, and Amendment No. 2 recorded in Official Records Book 1308, Page 2587, of said Records.
9. CATV Service Agreement recorded in Official Records Book 1254, Page 2710, of said Records.
10. Agreement regarding Special Assessments recorded in Official Records book 1242, Page 608, of said Records.

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Lawyers Title Insurance Corporation

NATIONAL HEADQUARTERS
RICHMOND, VIRGINIA

SCHEDULE B EXCEPTIONS CONTINUED

11. Easements of 2.5 Feet along Rear Lot Line and 5 Feet along Side Lot lines (as to Lots 51 and 95) and 5 feet along Rear and Side Lot lines (as to Lot 64) reserved for utilities and drainage, and 10 Feet along Front Lot line for utilities, as shown on recorded Plat of the Subdivision.
12. An 8-foot Private Landscape and Utility Easement along 45th Street East as shown on the recorded Plat, as to Lot 61 inclusive.
13. Terms and Conditions of the Declaration of Covenants recorded in Official Records Book 1313, Page 1103, of said Records, which provide for easements and assessment liens.
14. Notice of Commencement filed November 13, 1991 and recorded in Official Records Book 1355, Page 2731, of the Public Records of Manatee County, Florida.
15. Mortgage given by THE GREENS OF PERIDIA JOINT VENTURE, a Florida General Partnership, to BARNETT BANK OF MANATEE COUNTY, N.A., recorded in Official Records Book 1347, Page 1415; Modification recorded in Official Records Book 1349, Page 3743; Mortgage Modification and Spreading Agreement recorded in Official Records Book 1352, Page 1435; Mortgage Modification and Spreading Agreement recorded in Official Records Book 1354, Page 1457, and Mortgage Modification and Spreading Agreement recorded in Official Records Book 1355, Page 2729, of the Public Records of Manatee County, Florida.

Policy No. 113-00-479741

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B. The adoption of a Resolution by said Board of County Commissioners subsequent to or at the conclusion of said public hearing granting this Application or some portion thereof, vacating, abandoning, discontinuing, closing, renouncing or disclaiming, as the case may be, the real property described in paragraph 2 hereof and the interest of the County and the public therein; or for such other general relief as the Board of County Commissioners may deem appropriate.

STATE OF FLORIDA
COUNTY OF MANATEE

The undersigned Applicant, or where appropriate the undersigned officer of or attorney at law for the Applicant, having been first duly sworn deposes and says that the Applicant or said officer or attorney at law has read the foregoing Application and the exhibits attached thereto and knows the contents thereof, and that to the best knowledge and belief of said Applicant, officer or attorney at law, the matters and things set forth therein are true.

Sworn to and subscribed before me, this the 15th day of January, 1992.

The Greens of Peridia Joint Venture
Applicant Name (Print or Type)

Merri C. Moylan
Notary Public MERRI C. MOYLAN

NOTARY PUBLIC, STATE OF FLORIDA.
MY COMMISSION EXPIRES: JULY 9, 1993.
BONDED THRU NOTARY PUBLIC UNDERWRITERS

My Commission Expires
Commission # AA 681212

Ronald Mustari
Signature of Applicant-Ronald Mustari
General Partner

290 Coconut Avenue
Street Address

Sarasota, FL 34236
City, State, Zip

(813) 984-1181
Telephone No.

This instrument prepared by
LAYERS TITLE INSURANCE CORPORATION
TAMIAHI TITLE DIVISION
P.O. Box 610, Sarasota, FL 34230
By: Eleanor R. Rossow
In connection with Title Insurance U14297

504252

Warranty Deed

Tax ID# 16990.1325/5

THIS WARRANTY DEED made and executed the 13th day of November, A.D. 1991 by
SOUTHERN LAKES VENTURE, a Florida General Partnership, having its principal place of
business at 13922 58th Street North, Clearwater, Florida 34620, hereinafter called the
grantor, to
THE GREENS OF PERIDIA JOINT VENTURE, a Florida General Partnership
whose postoffice address is 3653 Cortez Rd. West, Bradenton, Florida 34210,
hereinafter called the grantee:

WITNESSETH: That the grantor, for and in consideration of the sum of ten dollars
(\$10.00) and other valuable considerations, receipt whereof is hereby acknowledged, by
those presents does grant, bargain, sell, alien, remise, release, convey and confirm
unto the grantee, all that certain land situate in Manatee County, Florida, viz:

Lot 51, 64 & 95, PERIDIA, UNIT FOUR, as per Plat thereof recorded in Plat Book 24,
Pages 100 thru 112, of the Public Records of Manatee County, Florida.

Subject to all valid restrictions, reservations and easements of record

Grantee TIN _____ Grantor TIN _____

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 the grantor hereby covenants with said grantee that it is lawfully seized of
said land in fee simple; that it has good and lawful authority to sell and convey said
land; that it hereby fully warrants the title to said land and will defend the same
against the lawful claims of all persons whomsoever; and that said land is free of all
encumbrances except taxes for 1991 and subsequent years.

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

Signed, sealed and delivered in our
presence:

Maureen Mixson
Name Printed: Maureen Mixson

Denise Almira
Name Printed: Denise Almira

RECORD VERIFIED
R.B. SHORE, CLERK OF DISTRICT COURT
BY [Signature]

STATE OF Florida

SOUTHERN LAKES VENTURE,
a Florida General Partnership
BY: BARRETT HOME CORP.,
a Florida Corporation as
General Partner

By: Jerrold H. Berman Pres
JERROLD H. BERMAN, Vice President
13922 58th Street North
Clearwater, FL 34620

COUNTY OF Pinellas

THE FOREGOING instrument was acknowledged before me this 13th day of November,
1991, by Jerrold H. Berman, Vice President of Barrett Home Corp., A Florida
Corporation as General Partner of Southern Lakes Venture a Florida General
Partnership.

NOTARY PUBLIC STATE OF FLORIDA
MY COMMISSION EXPI. NOV. 13, 1998
BONDED THRU GENERAL INS. UND.

My commission expires

Joanne L. Burton
Notary Public Joanne L. Burton

DOCUMENTARY TAX PD. \$ 391.20
INTANGIBLE TAX PD. \$
I. D. SHORE, CLERK MANATEE COUNTY

10.12 Environmental Preservation. No tree within the Subdivision of the diameter of four (4) inches or more measured at a height of four (4) feet above grade shall be removed unless the removal of same is necessary for the erection and maintenance of structures and outbuildings permitted hereby, and driveways and walkways providing access thereto, unless such tree is diseased.

10.13 Pools. No above-ground swimming pool shall be permitted at any time anywhere within the Subdivision. This provision shall not be deemed to prohibit hot tubs, therapy pools and hydra spas when they are incorporated into improvements and approved after Architectural Review. Likewise, the ARC may approve pools incorporated into improvements so approved even though such pool may be above grade. All pools shall be enclosed and otherwise constructed to comply with applicable rules, regulations and standards of all governments having jurisdiction. The term "enclosed" shall mean the pool and surrounding patio area perimeter shall be bounded on all sides by parts of the approved dwelling, fences conforming to Section 10.10, screened cages, or combinations thereof. Such enclosure may have reasonable gates and doors which may be closed to make the enclosure continuous. All such pools, fencing, screening and caging shall be subject to Architectural Review.

10.14 Utility Easements. Easements for installation and maintenance of utilities and drainage facilities are reserved and established as shown on the recorded plats of the Subdivision. Within these easements no structure, planting or other materials shall be placed or permitted to remain which may damage or interfere with the installation and maintenance of utilities, or which may change the direction of flow of drainage channels in the easements, or which may obstruct or retard the flow of water through drainage channels in the easements. The easement area of each Lot and all improvements in it shall be maintained continuously by the Owner of the Lot, except for those improvements for which the Association or a public authority or utility company is responsible. If any parcel is reconfigured in accordance herewith to provide a building site, the outside boundaries of which do not coincide with the boundary lines of the Lots as shown on the plat, then the outside boundaries

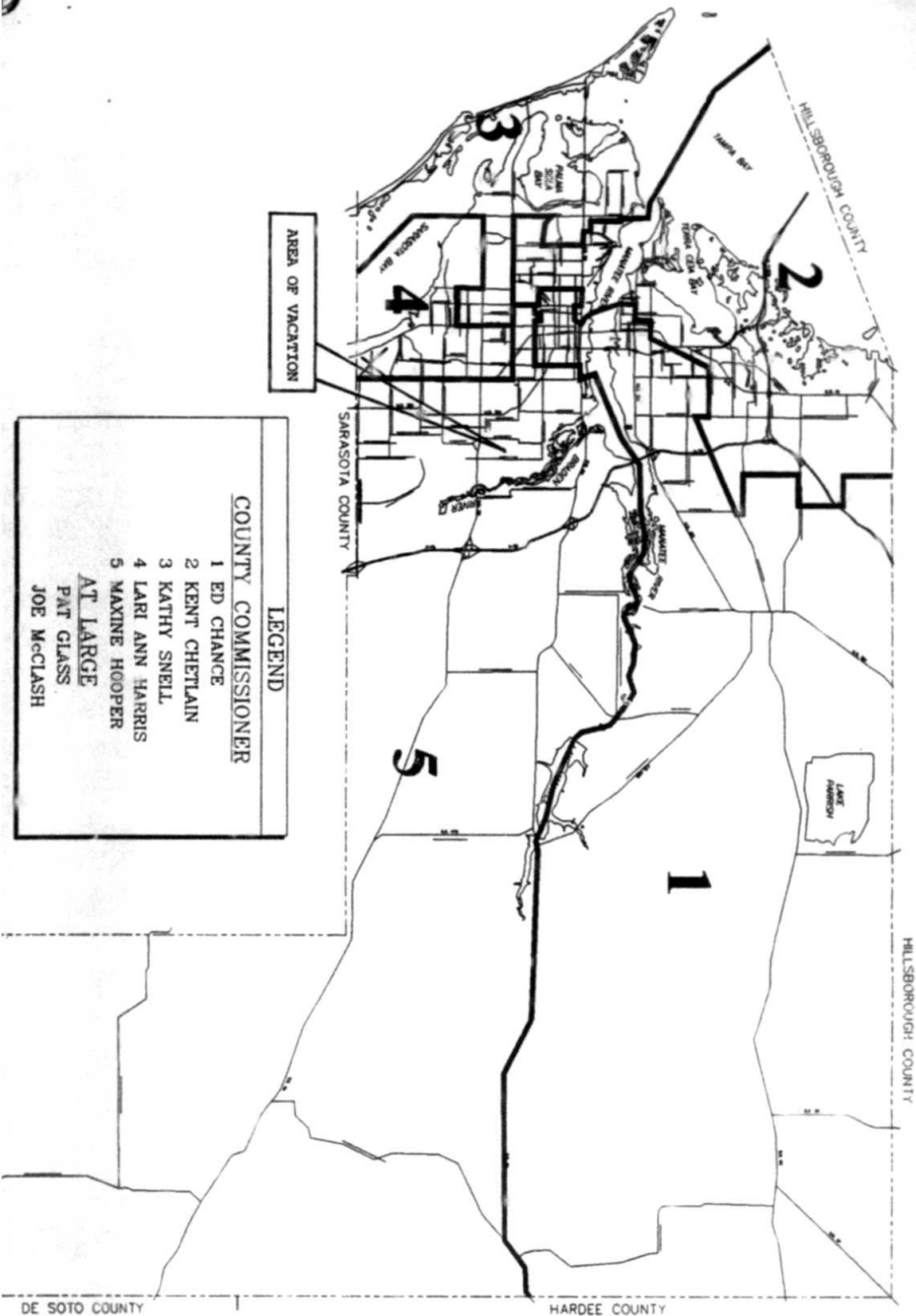
of such building sites shall carry such easements, provided that the establishment of such relocated easements shall not prevent the continuance of any utility installations in easements reflected upon the plat as originally recorded.

10.15 Completion of Structures. All structures and improvements approved by the ARC must be substantially completed in accordance with the approved plans and specifications within twelve (12) months after the commencement of construction, except that the Board may grant extensions for good cause shown, including those circumstances in which the Owner has made good faith diligent efforts to complete such construction or if completion is impossible as a result of matters beyond control of the owner, such as strikes, casualty losses, national emergency or acts of God.

10.16 Other Easements. As required by the Manatee County Comprehensive Zoning and Land Development Code, there are hereby created over each lot easements on the terms, and for the purposes and uses hereinafter set forth:

(a) Definitions. For the purposes hereof, the Lot upon which a residential structure is or will be constructed with a Zero Lot Line Yard shall be deemed a "Primary Lot." An "Adjacent Lot" shall mean any Lot abutting a Primary Lot along the side of such Primary Lots where the Zero Lot Line Yard exists. Zero Lot Line Yards shall be designated by Developer as part of original construction, or if the Developer does not so designate, by the Association, consistent with designation by the Manatee County Planning and Development Department.

(b) An easement is hereby created over that part of each Adjacent Lot appurtenant to and for the benefit of the Primary Lot, such easement to be of a minimum width of five (5) feet nearest and adjacent to the Primary Lot, except to the extent that the Zero Lot Line Yard is greater than zero feet. To the extent the Zero Lot Line Yard is greater than zero feet and provides space for the purposes hereof, such easement shall be likewise reduced. The easement shall also extend ten (10) feet beyond the front and rear walls of the residential building on the Primary Lot, or for a length as otherwise necessary to assure equivalent access.



COMMISSIONER DISTRICT MAP

MANATEE COUNTY
 PUBLIC WORKS
 DEPARTMENT



SEC. 849 TWP. 35 S., R. 18 E.



REVISED: 1/14/92 CHANGE IN R/W

REVIEWED
This is to certify that I have Consulted
the FEDERAL EMERGENCY MANAGEMENT AGENCY
FLOOD INSURANCE MAP, Community No. 120153,
Panel 0334B. Effective date of 3/15/84,
and found that the above described is in
Zone C.

George F. Young, Inc.

A Subsidiary of General Electric Company of Florida, Inc.

[illegible]

2906 N. Florida Avenue
Tampa, FL 33602
813 223-1717

8551 1 Hedge Road
Port Huron, MI 48060
*313.785.6716

[8] South Avenue West
[randomized] 11 10207
511 745 2177

CERTIFICATE The survey represented hereon meets the minimum requirements of Chapter 21 HH-6 Florida Administrative Code to the best of my knowledge and belief

JAMES D POWERS P.L.S.

Florida Surveyor's Reg'n No. 1569
SURVEY NOT VALID UNLESS SIGNED AND
EMBOSSSED WITH SEAL

This survey is made for the exclusive use of the current owners of the property and also those who purchase, mortgage or guarantee the title thereto

WHEREAS, an Application For The Vacation Of Certain Streets, Roads or Other Appropriate Property has been filed before the Board of County Commissioners of Manatee County, Florida, by THE GREENS OF PERIDIA JOINT VENTURE, and

WHEREAS, A Resolution Declaring Notice of Public Hearing on Application For The Vacation of Streets, Roads or Other Appropriate Property in connection therewith was duly adopted by said Board of County Commissioners and a copy thereof was duly published in a newspaper of general circulation in Manatee County, Florida, and

WHEREAS, a public hearing by said Board of County Commissioners was duly held considering the advisability of granting said Application, or some portion thereof, and the Board of County Commissioners was fully advised and informed in the premises.

NOW THEREFORE, BE IT RESOLVED, by the Board of County Commissioners of Manatee County, Florida, that:

1. There is hereby vacated, abandoned, discontinued and closed all of that part or portion of the particular street, road or other appropriate property in an unincorporated area of Manatee County, Florida, pursuant to the enabling legislation of Chapters 336.09 through 336.12, Florida Statutes, pertaining to the County vacating streets and other appropriate property and Chapter 177.101, Florida Statutes, pertaining to subdivision plats and land boundaries, described as follows:

COMMENCE AT THE NORTHWEST CORNER OF LOT 95, PERIDIA UNIT FOUR, A SUBDIVISION RECORDED IN PLAT BOOK 24, PAGES 100 THRU 112 OF THE PUBLIC RECORDS OF MANATEE COUNTY, FLORIDA; THENCE NORTH 89 DEGREES 59 MINUTES 38 SECONDS EAST ALONG THE SOUTH RIGHT-OF-WAY LINE OF MURFIELD DRIVE EAST, 30.01 FEET TO THE POINT OF BEGINNING AND THE PLATTED POINT OF CURVATURE OF LOT 95; THENCE CONTINUE NORTH 89 DEGREES 59 MINUTES 38 SECONDS EAST ALONG THE EASTERLY EXTENSION OF THE SAID SOUTH RIGHT-OF-WAY LINE, 9.92 FEET TO A NEW POINT OF CURVATURE; THENCE ALONG A CURVE TO THE RIGHT AND BEING CONCAVE SOUTHERLY, HAVING A RADIUS OF 25.00 FEET, ARC LENGTH OF 36.47 FEET AND A CENTRAL ANGLE OF 83 DEGREES 34 MINUTES 47 SECONDS TO A POINT OF TANGENCY ON THE NORTHERLY EXTENSION OF THE WEST RIGHT-OF-WAY OF 45TH STREET EAST; THENCE SOUTH 00 DEGREES 28 MINUTES 24 SECONDS EAST ALONG SAID NORTHERLY EXTENSION OF SAID RIGHT-OF-WAY, 12.66 FEET TO THE PLATTED POINT OF TANGENCY; THENCE ALONG A CURVE TO THE LEFT, BEING CONCAVE SOUTHERLY WHOSE RADIUS POINT LIES SOUTH 89 DEGREES 31 MINUTES 36 SECONDS WEST, 35.00 FEET, SAID CURVE HAS AN ARC LENGTH OF 54.69 FEET AND A CENTRAL ANGLE OF 89 DEGREES 31 MINUTES 58 SECONDS TO THE POINT OF BEGINNING. CONTAINING 129.80 SQUARE FEET OR 0.0030 ACRES.

2. No portion of the above described property constitutes or was acquired for a state or federal highway.

3. Any right of the County of Manatee, Florida, and the public in and to the above described real property is hereby renounced and disclaimed.

4. The above-identified Applicant shall give notice of their intention to apply to the governing body of the County to vacate said plat or part thereof by publishing legal notice in a newspaper of general circulation in the County in which the tract or parcel of land is located, in not less than two weekly issues of said paper, and must attach to the petition for vacation the proof of such publication.

DULY ADOPTED, with a quorum present and voting, this the 10 day of March, 1992.

BOARD OF COUNTY COMMISSIONERS
OF MANATEE COUNTY, FLORIDA

BY: Edward W. Chance
VICE - Chairman

ATTEST: R. B. SHORE
Clerk of Circuit Court

Attest: [Signature]
DEPUTY CLERK

R-92-40-V
THE GREENS AT PERIDIA/PERIDIA SUBDIVISION
APPLICATION FOR THE VACATION OF CERTAIN
STREETS, ROADS OR OTHER APPROPRIATE PROPERTY

TO THE BOARD OF COUNTY COMMISSIONERS OF MANATEE COUNTY, FLORIDA:

THE GREENS OF PERIDIA JOINT VENTURE, hereinafter referred to as the Applicant, respectfully submits the following:

1. The Applicant is the owner in fee simple of the record title to the real property located in Manatee County, Florida, described as follows:

LOT 95, PERIDIA, UNIT FOUR, AS PER PLAT THEREOF RECORDED IN PLAT BOOK 24, PAGES 100 THRU 112, OF THE PUBLIC RECORDS OF MANATEE COUNTY, FLORIDA.

2. The Applicant hereby applies for the vacation of all that part or portion of the street, road or other appropriate property in an unincorporated area of Manatee County, Florida, described as follows:

COMMENCE AT THE NORTHWEST CORNER OF LOT 95, PERIDIA UNIT FOUR, A SUBDIVISION RECORDED IN PLAT BOOK 24, PAGES 100 THRU 112 OF THE PUBLIC RECORDS OF MANATEE COUNTY, FLORIDA; THENCE NORTH 89 DEGREES 59 MINUTES 38 SECONDS EAST ALONG THE SOUTH RIGHT-OF-WAY LINE OF MURFIELD DRIVE EAST, 30.01 FEET TO THE POINT OF BEGINNING AND THE PLATTED POINT OF CURVATURE OF LOT 95; THENCE CONTINUE NORTH 89 DEGREES 59 MINUTES 38 SECONDS EAST ALONG THE EASTERLY EXTENSION OF THE SAID SOUTH RIGHT-OF-WAY LINE, 9.92 FEET TO A NEW POINT OF CURVATURE; THENCE ALONG A CURVE TO THE RIGHT AND BEING CONCAVE SOUTHERLY, HAVING A RADIUS OF 25.00 FEET, ARC LENGTH OF 36.47 FEET AND A CENTRAL ANGLE OF 83 DEGREES 34 MINUTES 47 SECONDS TO A POINT OF TANGENCY ON THE NORTHERLY EXTENSION OF THE WEST RIGHT-OF-WAY OF 45TH STREET EAST; THENCE SOUTH 00 DEGREES 28 MINUTES 24 SECONDS EAST ALONG SAID NORTHERLY EXTENSION OF SAID RIGHT-OF-WAY, 12.66 FEET TO THE PLATTED POINT OF TANGENCY; THENCE ALONG A CURVE TO THE LEFT, BEING CONCAVE SOUTHERLY WHOSE RADIUS POINT LIES SOUTH 89 DEGREES 31 MINUTES 36 SECONDS WEST, 35.00 FEET, SAID CURVE HAS AN ARC LENGTH OF 54.69 FEET AND A CENTRAL ANGLE OF 89 DEGREES 31 MINUTES 58 SECONDS TO THE POINT OF BEGINNING.
CONTAINING 129.80 SQUARE FEET OR 0.0030 ACRES.

3. No portion of the property described in paragraph 2 hereof constitutes or was acquired for a state or federal highway, and the vacation thereof will not deprive any person, firm, corporation or other entity of the right to ingress and egress to the real property thereof.

4. The real property described in paragraph 2 hereof is not subject to any delinquent or unpaid ad valorem taxes, special assessments or other improvement liens. If said property is subject to any mortgage or other encumbrance, the written consent and joinder to this Application by the owner and holder of said mortgage or other encumbrance is set forth at the end of this Application immediately following the execution hereof by the Applicant.

5. An Opinion of Title or Title Opinion by an attorney duly authorized to practice law in the State of Florida, an Ownership or Encumbrance Certificate by an abstract company, or a complete copy or

photocopy of a Title Insurance Policy or Title Guarantee issued by a title insurance company or other organization duly authorized in the State of Florida to insure or guarantee title to real property covering all of the property described in paragraph 1 hereof showing title thereto to be vested in the Applicant is attached hereto and made a part hereof as Exhibit "A".

6. A copy of that portion of a subdivision plat recorded in a Plat Book among the Public Records of Manatee County, Florida, or a survey by a land surveyor or professional engineer duly licensed in the State of Florida showing all of the real property described in paragraphs 1 and 2 hereof accurately designating the property sought to be vacated and the abutting or adjoining property of the Applicant is attached hereto and made a part hereof as Exhibit "B".

7. The Applicant hereby specifically consents to the County of Manatee, Florida, various departments or agencies hereof, their employees or agents physically examining all of the real property described in paragraphs 1 and 2 hereof, making inquiries concerning the validity and sufficiency of the exhibits attached hereto and obtaining such other information as may be necessary to assist the Board of County Commissioners in considering and acting upon this Application.

8. The applicant hereby understands that this application will be furnished to each of the following identified Reviewing Departments and Agencies: (Submit only the original application)

- | | |
|------------------------------------|------------------------------------|
| I. Manatee County Government | II. Other Jurisdictions |
| 1. Public Works Department | 6. Florida Power & Light Company |
| a. Land Acquisition Division | Peace River Electric Co-op |
| b. Field Operations Manager | 7. GTE Florida Incorporated |
| c. Area Superintendent | 8. Paragon Cable, Inc. or |
| d. Drainage-Field Operations | Cablevision of Palmetto |
| e. Utilities Engineering | Storer Cable T.V. |
| f. Storm Water Management | U.S. Cable of Florida, Inc. |
| 2. Emergency Medical Services | 9. Peoples Gas Company |
| 3. Dept. of Parks, Recreation and | 10. Manatee County Sheriff's Dept. |
| Cultural Services | 11. Local Fire Department |
| 4. Planning, Permitting & Inspect. | |
| 5. Constr. Services Administrator | |

WHEREFORE THE PREMISES CONSIDERED, the Applicant respectively applies for:

A. The adoption of a Resolution by said Board of County Commissioners declaring that a public hearing will be held before said Board of County Commissioners in the Commissioners' Chambers on the 1st Floor of the Manatee County Administrative Center, 1112 Manatee Avenue West, Bradenton, Florida to consider the advisability of granting this Application and specifically setting forth the date and time thereof.

B. The adoption of a Resolution by said Board of County Commissioners subsequent to or at the conclusion of said public hearing granting this Application or some portion thereof, vacating, abandoning, discontinuing, closing, renouncing or disclaiming, as the case may be, the real property described in paragraph 2 hereof and the interest of the County and the public therein; or for such other general relief as the Board of County Commissioners may deem appropriate.

STATE OF FLORIDA
COUNTY OF MANATEE

The undersigned Applicant, or where appropriate the undersigned officer or attorney at law for the Applicant, having been first duly sworn deposes and says that the Applicant or said officer or attorney at law has read the foregoing Application and the exhibits attached thereto and knows the contents thereof, and that to the best knowledge and belief of said Applicant, officer or attorney at law, the matters and things set forth therein are true.

Sworn to and subscribed before me, this the 15th day of January, 1992.



NOTARY PUBLIC, STATE OF FLORIDA.
MY COMMISSION EXPIRES: JULY 8, 1993.
BONDS THROUGH NOTARY PUBLIC UNDERWRITERS

My Commission Expires
Commission # AA 681217

The Greens of Peridia Joint Venture
Applicant Name (Print or Type)

Ronald Mustari
Signature of Applicant-Ronald Mustari
General Partner

290 Coconut Avenue
Street Address

Sarasota, FL 34236
City, State, Zip

(813) 984-1181
Telephone No.

Lawyers Title Insurance Corporation

NATIONAL HEADQUARTERS
RICHMOND, VIRGINIA

OWNER'S POLICY

CASE NUMBER
014297

DATE OF POLICY
November 13, 1991
at 3:55 P.M. thru
Docket #504252

AMOUNT OF INSURANCE
\$65,175.00

POLICY NUMBER*
113-00-479741

*This policy number shown
on this Schedule must
agree with the preprinted
number on the cover sheet

1. NAME OF INSURED:

THE GREENS OF PERIDIA JOINT VENTURE, a Florida General Partnership

2. THE ESTATE OR INTEREST IN THE LAND DESCRIBED HEREIN AND WHICH IS COVERED BY THIS POLICY IS:

Fee Simple

3. THE ESTATE OR INTEREST REFERRED TO HEREIN IS AT DATE OF POLICY VESTED IN:

The Insured by Virtue of:

WARRANTY DEED given by SOUTHERN LAKES VENTURE, a Florida General Partnership, to THE GREENS OF PERIDIA JOINT VENTURE, a Florida General Partnership, dated November 13, 1991, filed November 13, 1991 and recorded in Official Records Book 1355, Page 2728, of the Public Records of Manatee County, Florida.

4. THE LAND REFERRED TO IN THIS POLICY IS DESCRIBED AS FOLLOWS:

Lot 51, 64 & 95, PERIDIA, UNIT FOUR, as per Plat thereof recorded in Plat Book 24, Pages 100 thru 112, of the Public Records of Manatee County, Florida.

LAWYERS TITLE INSURANCE CORPORATION
2199 RINGLING BLVD.
SARASOTA, FLORIDA 34237

Countersignature Authorized Officer or Agent

THIS POLICY IS INVALID UNLESS THE COVER SHEET AND SCHEDULE B ARE ATTACHED.
Policy 113 Ltr in U.S.A.

ALTA Owner's Policy (4-6-90) with Florida Modifications

Form No. 035-0-113/99-0906

2709

EXHIBIT "A"

Lawyers Title Insurance Corporation

NATIONAL HEADQUARTERS
RICHMOND, VIRGINIA

OWNER'S POLICY

CASE NUMBER
014297

DATE OF POLICY
11/13/91

POLICY NUMBER*
113-00-479741

*The policy number shown on this schedule must agree with the preprinted number on the cover sheet

SCHEDULE B

THIS POLICY DOES NOT INSURE AGAINST LOSS OR DAMAGE BY REASON OF THE FOLLOWING:

1. The dower, curtesy, homestead, community property, or other statutory marital rights, if any, of the spouse of any individual insured.
2. Taxes for 1992 and subsequent years (which are not yet due and payable) COUNTY OF MANATEE: ID#16980.1325/5, \$485.56 (51), 16980.1390/9, \$485.56 (64) and 16980.1545/8, \$485.56 (95), based on 1991 assessment.
3. Easements, or claims of easements, not shown by the Public Records.
4. Any discrepancies, encroachments, conflicts, overlaps, boundary line disputes, shortages in area or boundaries or other matters which would be disclosed by an accurate survey and inspection of the premises.
5. Utility Easement granted to County of Manatee recorded in Official Records Book 1170, Page 3990, of said Records.
6. Flowage Easement granted to County of Manatee recorded in Official Records Book 1175, Page 3184, of said Records.
7. Retention Covenant and Easement recorded in Official Records Book 1175, Page 3199, of said Records.
8. Master Declaration of Covenants, Conditions and Restrictions for PERIDIA, recorded in Official Records Book 1175, Page 3212; Amendment No. 1 recorded in Official Records Book 1182, Page 1946; Supplemental #2 recorded in Official Records Book 1210, Page 3060, and Supplemental #3 recorded in Official Records Book 1228, Page 830, and Amendment No. 2 recorded in Official Records Book 1308, Page 2587, of said Records.
9. CATV Service Agreement recorded in Official Records Book 1254, Page 2710, of said Records.
10. Agreement regarding Special Assessments recorded in Official Records book 1242, Page 608, of said Records.

2710

Lawyers Title Insurance Corporation

NATIONAL HEADQUARTERS
RICHMOND, VIRGINIA

SCHEDULE B EXCEPTIONS CONTINUED

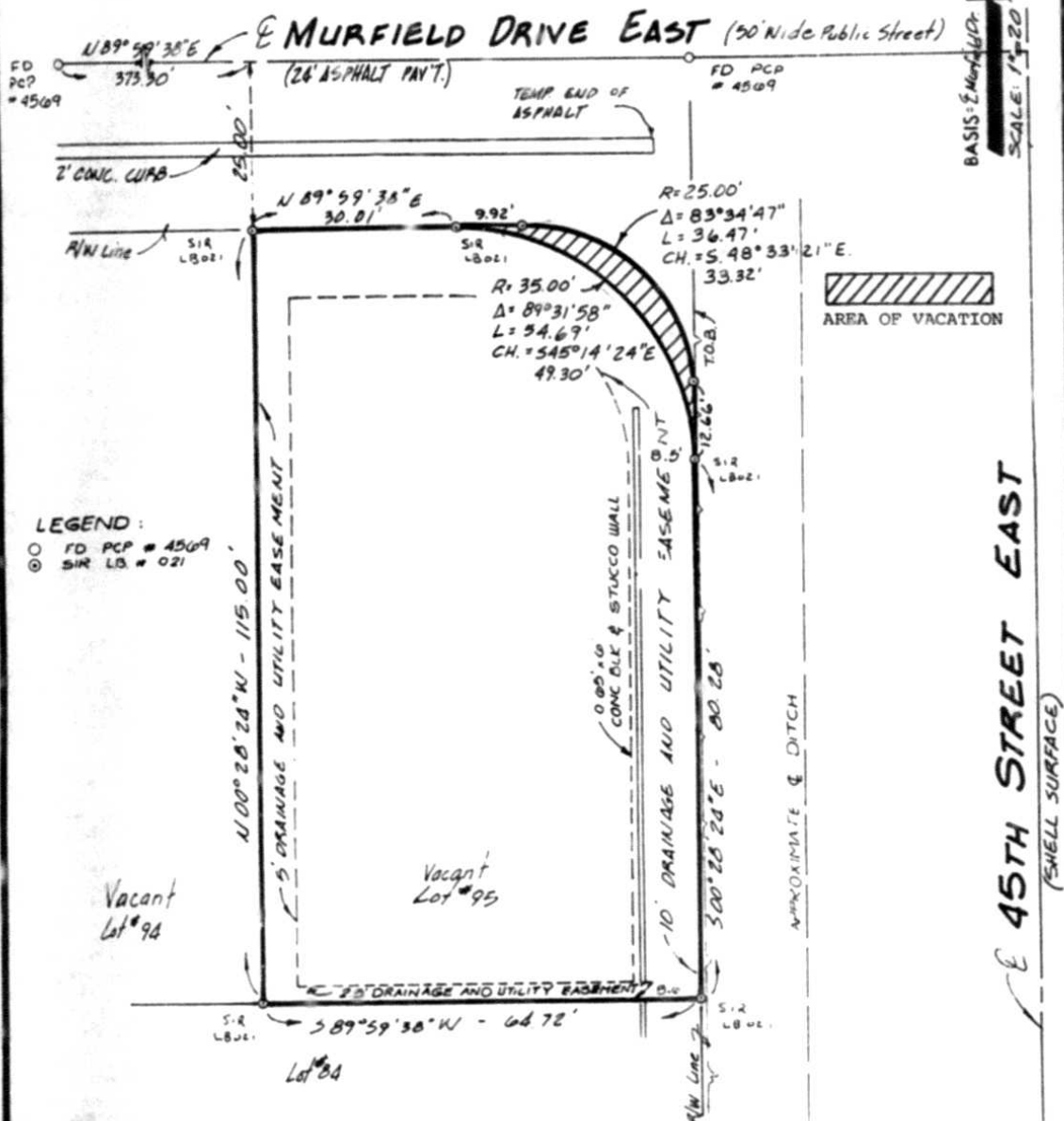
11. Easements of 2.5 Feet along Rear Lot Line and 5 Feet along Side Lot lines (as to Lots 51 and 95) and 5 feet along Rear and Side Lot lines (as to Lot 64) reserved for utilities and drainage, and 10 Feet along Front Lot line for utilities, as shown on recorded Plat of the Subdivision.
12. An 8-foot Private Landscape and Utility Easement along 45th Street East as shown on the recorded Plat, as to Lot 61 inclusive.
13. Terms and Conditions of the Declaration of Covenants recorded in Official Records Book 1313, Page 1103, of said Records, which provide for easements and assessment liens.
14. Notice of Commencement filed November 13, 1991 and recorded in Official Records Book 1355, Page 2731, of the Public Records of Manatee County, Florida.
15. Mortgage given by THE GREENS OF PERIDIA JOINT VENTURE, a Florida General Partnership, to BARNETT BANK OF MANATEE COUNTY, N.A., recorded in Official Records Book 1347, Page 1415; Modification recorded in Official Records Book 1349, Page 3743; Mortgage Modification and Spreading Agreement recorded in Official Records Book 1352, Page 1435; Mortgage Modification and Spreading Agreement recorded in Official Records Book 1354, Page 1457, and Mortgage Modification and Spreading Agreement recorded in Official Records Book 1355, Page 2729, of the Public Records of Manatee County, Florida.

Policy No. 113-00-479741

2711

DRAWN LB
CHECKED LB

SEC. 14 TWP. 35 S. R. 18 E.



A BOUNDARY SURVEY OF

LOT 95, OF PERIDIA, UNIT 4, BEING A SUBDIVISION AS RECORDED IN PLAT BOOK 24, PAGES 100 thru 112 OF THE PUBLIC RECORDS OF MANATEE COUNTY, FLORIDA.

REVISED: 1/14/92 CHANGE IN R/W

This is to certify that I have Consulted the FEDERAL EMERGENCY MANAGEMENT AGENCY FLOOD INSURANCE MAP, Community No. 120153, Panel 0334B. Effective date of 3/15/84, and found that the above described is in Zone C.

George F. Young, Inc.

Subsidiary of George F. Young of Florida, Inc.

STATE TERNBERG TAMPA PORT ROCHLY BRADENTON GAINESVILLE ARCHITECTURE ENGINEERING PLANNING SURVEYING TESTING

2712

290 North St. N.
St. Petersburg, FL 33711-0863
813-922-1317

2906 N. Florida Avenue
Tampa, FL 33602
813-223-1747

8551 E. Ridge Road
Port Manatee, FL 33968
813-743-6716

291 North Avenue West
Bradenton, FL 34205
813-745-2177

SURVEY FOR

NAME WHITSELL DEVELOPMENT CORP.

ORDER NO 91250309.00 DATE 10-16-91

CERTIFICATE The survey represented hereon meets the minimum requirements of Chapter 21 HM-6 Florida Administrative Code to the best of my knowledge and belief

JAMES D. POWERS, P.L.S.

James D. Powers

Florida Surveyor's Reg. No. A6669

SURVEY NOT VALID UNLESS SIGNED AND EMBOSSED WITH SEAL

This survey is made for the exclusive use of the current owners of the property and also those who purchase, mortgage or guarantee the title thereto within one (1) year from date hereof.

EXHIBIT B

This instrument prepared by
LAWYERS TITLE INSURANCE CORPORATION
TAMIAHI TITLE DIVISION
P.O. Box 610, Sarasota, FL 34230
By: Eleanor R. Rossow
In connection with Title Insurance U14297

504252

Warranty Deed

Tax ID# 16990.1325/5

THIS WARRANTY DEED made and executed the 13th day of November, A.D. 1991 by
SOUTHERN LAKES VENTURE, a Florida General Partnership, having its principal place of
business at 13922 58th Street North, Clearwater, Florida 34620, hereinafter called the
grantor, to
THE GREENS OF PERIDIA JOINT VENTURE, a Florida General Partnership
whose postoffice address is 3653 Cortez Rd. West, Bradenton, Florida 34210,
hereinafter called the grantee:

WITNESSETH: That the grantor, for and in consideration of the sum of ten dollars
(\$10.00) and other valuable considerations, receipt whereof is hereby acknowledged, by
these presents does grant, bargain, sell, alien, remise, release, convey and confirm
unto the grantee, all that certain land situate in Manatee County, Florida, viz:

Lot 51, 64 & 95, PERIDIA, UNIT FOUR, as per Plat thereof recorded in Plat Book 24,
Pages 100 thru 112, of the Public Records of Manatee County, Florida.

Subject to all valid restrictions, reservations and easements of record

Grantee TIN _____ Grantor TIN _____

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 the grantor hereby covenants with said grantee that it is lawfully seized of
said land in fee simple; that it has good and lawful authority to sell and convey said
land; that it hereby fully warrants the title to said land and will defend the same
against the lawful claims of all persons whomsoever; and that said land is free of all
encumbrances except taxes for 1991 and subsequent years.

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

Signed, sealed and delivered in our
presence:

Harri Mixson
Name Printed: Harri Mixson

Barry Almiria
Name Printed: Barry Almiria

RECORD VERIFIED
R.B. SHORE, CLERK OF DISTRICT COURT
By: [Signature]

STATE OF Florida

SOUTHERN LAKES VENTURE,
a Florida General Partnership
BY: BARRETT HOME CORP.,
a Florida Corporation as
General Partner

By: Jerrold H. Berman Vice President
JERROLD H. BERMAN, Vice President
13922 58th Street North
Clearwater, FL 34620

COUNTY OF Pinellas

THE FOREGOING instrument was acknowledged before me this 13th day of November,
1991, by Jerrold H. Berman, Vice President of Barrett Home Corp., a Florida
Corporation as General Partner of Southern Lakes Venture a Florida General
Partnership.

NOTARY PUBLIC STATE OF FLORIDA
MY COMMISSION EXPI. NOV. 13, 1998
BONDED THRU GENERAL INS. UND.

My commission expires

Joanne L. Barton
Notary Public Joanne L. Barton

DOCUMENTARY TAX PD. \$ 391.20
INTANGIBLE TAX PD. \$
R.B. SHORE, CLERK MANATEE COUNTY

10.12 Environmental Preservation. No tree within the Subdivision of the diameter of four (4) inches or more measured at a height of four (4) feet above grade shall be removed unless the removal of same is necessary for the erection and maintenance of structures and outbuildings permitted hereby, and driveways and walkways providing access thereto, unless such tree is diseased.

10.13 Pools. No above-ground swimming pool shall be permitted at any time anywhere within the Subdivision. This provision shall not be deemed to prohibit hot tubs, therapy pools and hydra spas when they are incorporated into improvements and approved after Architectural Review. Likewise, the ARC may approve pools incorporated into improvements so approved even though such pool may be above grade. All pools shall be enclosed and otherwise constructed to comply with applicable rules, regulations and standards of all governments having jurisdiction. The term "enclosed" shall mean the pool and surrounding patio area perimeter shall be bounded on all sides by parts of the approved dwelling, fences conforming to Section 10.10, screened cages, or combinations thereof. Such enclosure may have reasonable gates and doors which may be closed to make the enclosure continuous. All such pools, fencing, screening and caging shall be subject to Architectural Review.

10.14 Utility Easements. Easements for installation and maintenance of utilities and drainage facilities are reserved and established as shown on the recorded plats of the Subdivision. Within these easements no structure, planting or other materials shall be placed or permitted to remain which may damage or interfere with the installation and maintenance of utilities, or which may change the direction of flow of drainage channels in the easements, or which may obstruct or retard the flow of water through drainage channels in the easements. The easement area of each Lot and all improvements in it shall be maintained continuously by the Owner of the Lot, except for those improvements for which the Association or a public authority or utility company is responsible. If any parcel is reconfigured in accordance herewith to provide a building site, the outside boundaries of which do not coincide with the boundary lines of the Lots as shown on the plat, then the outside boundaries

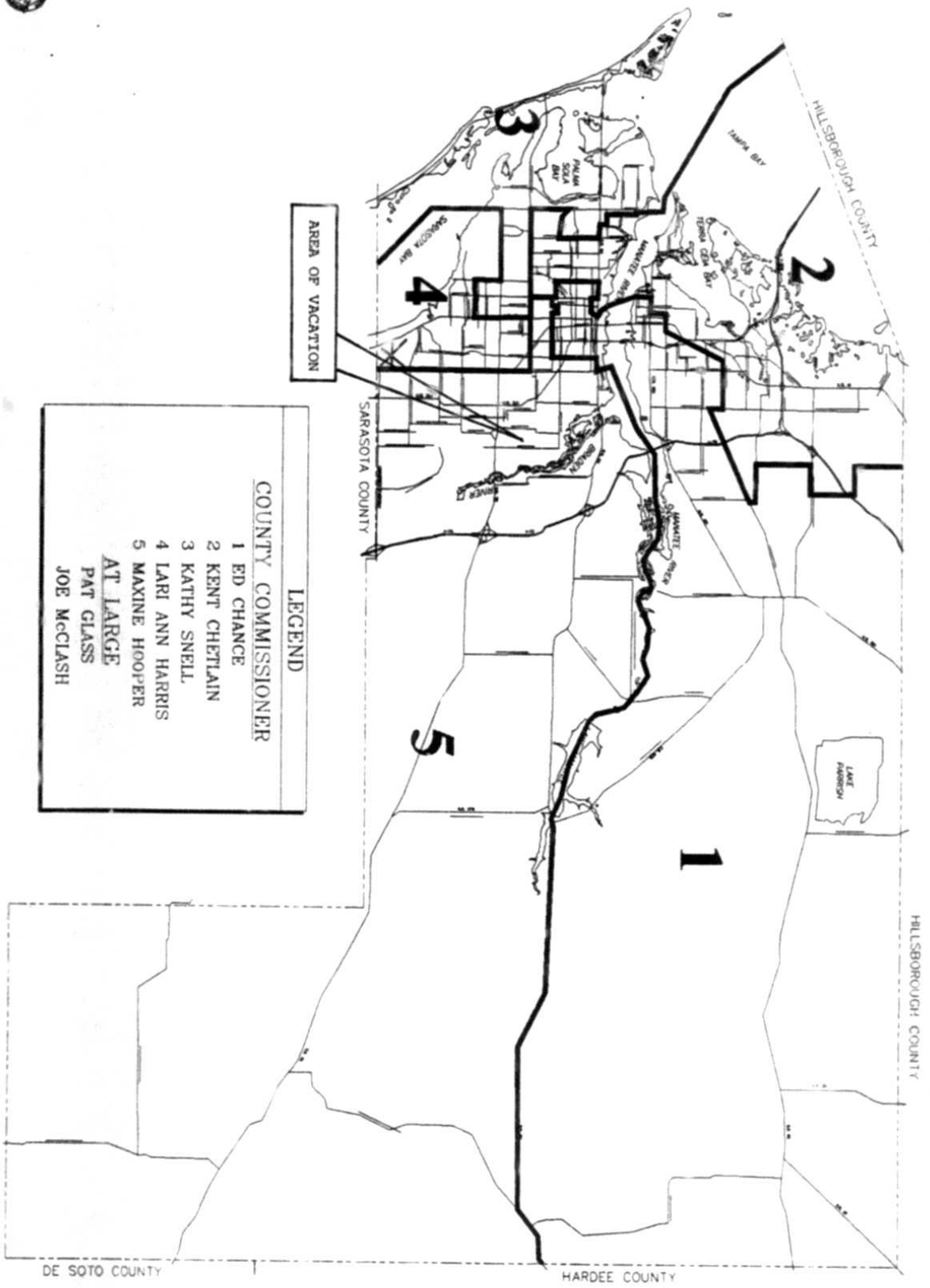
of such building sites shall carry such easements, provided that the establishment of such relocated easements shall not prevent the continuance of any utility installations in easements reflected upon the plat as originally recorded.

10.15 Completion of Structures. All structures and improvements approved by the ARC must be substantially completed in accordance with the approved plans and specifications within twelve (12) months after the commencement of construction, except that the Board may grant extensions for good cause shown, including those circumstances in which the Owner has made good faith diligent efforts to complete such construction or if completion is impossible as a result of matters beyond control of the owner, such as strikes, casualty losses, national emergency or acts of God.

10.16 Other Easements. As required by the Manatee County Comprehensive Zoning and Land Development Code, there are hereby created over each lot easements on the terms, and for the purposes and uses hereinafter set forth:

(a) Definitions. For the purposes hereof, the Lot upon which a residential structure is or will be constructed with a Zero Lot Line Yard shall be deemed a "Primary Lot." An "Adjacent Lot" shall mean any Lot abutting a Primary Lot along the side of such Primary Lots where the Zero Lot Line Yard exists. Zero Lot Line Yards shall be designated by Developer as part of original construction, or if the Developer does not so designate, by the Association, consistent with designation by the Manatee County Planning and Development Department.

(b) An easement is hereby created over that part of each Adjacent Lot appurtenant to and for the benefit of the Primary Lot, such easement to be of a minimum width of five (5) feet nearest and adjacent to the Primary Lot, except to the extent that the Zero Lot Line Yard is greater than zero feet. To the extent the Zero Lot Line Yard is greater than zero feet and provides space for the purposes hereof, such easement shall be likewise reduced. The easement shall also extend ten (10) feet beyond the front and rear walls of the residential building on the Primary Lot, or for a length as otherwise necessary to assure equivalent access.



COMMISSIONER DISTRICT MAP



R-92-40-V
THE GREENS AT PERIDIA/PERIDIA SUBDIVISION

RESOLUTION DECLARING PUBLIC HEARING
ON APPLICATION FOR THE VACATION OF STREETS,
ROADS OR OTHER APPROPRIATE PROPERTY

WHEREAS, an Application has been made to the Board of County Commissioners of Manatee County, Florida, for the vacation of the hereinafter more particularly described streets, roads or other appropriate property by THE GREENS OF PERIDIA JOINT VENTURE, and

WHEREAS, said Application seeks the vacation of that part or portion of the street, road or other appropriate property in an unincorporated area of Manatee County, Florida, described as follows:

COMMENCE AT THE NORTHWEST CORNER OF LOT 95, PERIDIA UNIT FOUR, A SUBDIVISION RECORDED IN PLAT BOOK 24, PAGES 100 THRU 112 OF THE PUBLIC RECORDS OF MANATEE COUNTY, FLORIDA; THENCE NORTH 89 DEGREES 59 MINUTES 38 SECONDS EAST ALONG THE SOUTH RIGHT-OF-WAY LINE OF MURFIELD DRIVE EAST, 30.01 FEET TO THE POINT OF BEGINNING AND THE PLATTED POINT OF CURVATURE OF LOT 95; THENCE CONTINUE NORTH 89 DEGREES 59 MINUTES 38 SECONDS EAST ALONG THE EASTERLY EXTENSION OF THE SAID SOUTH RIGHT-OF-WAY LINE, 9.92 FEET TO A NEW POINT OF CURVATURE; THENCE ALONG A CURVE TO THE RIGHT AND BEING CONCAVE SOUTHERLY, HAVING A RADIUS OF 25.00 FEET, ARC LENGTH OF 36.47 FEET AND A CENTRAL ANGLE OF 83 DEGREES 34 MINUTES 47 SECONDS TO A POINT OF TANGENCY ON THE NORTHERLY EXTENSION OF THE WEST RIGHT-OF-WAY OF 45TH STREET EAST; THENCE SOUTH 00 DEGREES 28 MINUTES 24 SECONDS EAST ALONG SAID NORTHERLY EXTENSION OF SAID RIGHT-OF-WAY, 12.66 FEET TO THE PLATTED POINT OF TANGENCY; THENCE ALONG A CURVE TO THE LEFT, BEING CONCAVE SOUTHERLY WHOSE RADIUS POINT LIES SOUTH 89 DEGREES 31 MINUTES 36 SECONDS WEST, 35.00 FEET, SAID CURVE HAS AN ARC LENGTH OF 54.69 FEET AND A CENTRAL ANGLE OF 89 DEGREES 31 MINUTES 58 SECONDS TO THE POINT OF BEGINNING.

CONTAINING 129.80 SQUARE FEET OR 0.0030 ACRES.

NOW THEREFORE, BE IT RESOLVED, by the Board of County Commissioners of Manatee County, Florida, that a public hearing will be held by the Board of County Commissioners of Manatee County, Florida, in the Commissioners' Chambers on the 1st Floor of the Manatee County Administrative Center, 1112 Manatee Avenue West, Bradenton, Florida, at 1:30 p.m., or as soon thereafter as same may be heard, on the 10th day of March, 1992, to consider the advisability of granting said Application, or some portion thereof. All interested persons, firms, corporations or other entities and organizations shall govern themselves accordingly.

According to Florida Statute, Section 286.0105, any person desiring to appeal any decision made by the Board of County Commissioners with respect to any matter considered at said Public Hearing will need a record of the proceedings, and for such purposes he may need to ensure that a verbatim record of the proceedings is made, which record includes the testimony and evidence upon which the appeal is to be based.

DULY ADOPTED, with a quorum present and voting, this the 18th day of February, 1992.

BOARD OF COUNTY COMMISSIONERS
OF MANATEE COUNTY, FLORIDA

BY: Kathy A. Snel
Chairman

ATTEST: R. B. SHORE
Clerk of Circuit Court

Richard A. Shore, Deputy Clerk

AFFIDAVIT OF POSTING OF PUBLIC NOTICE SIGN, AND
NOTIFICATION BY MAIL TO CONTIGUOUS PROPERTY OWNERS

STATE OF FLORIDA
COUNTY OF MANATEE

BEFORE ME, the undersigned authority, personally appeared
JAMES T. FARR, who, after having been first duly
sworn and put upon oath, says as follows:

1. That he/she is the AGENT
(owner, agent for owner, attorney in fact for owner, etc.) of the
property identified in the application for Official Street
Vacation No. 92-V-8 Resolution No. R-92-40-V, to be heard on
March 10, 1992, and as such, is authorized to execute and make
this Affidavit and is familiar with the matters set forth herein
and they are true to the best of his/her knowledge, information
and belief.

2. That the Affiant has caused the required public notice
sign be posted pursuant to Manatee County Ordinance No. 90-01, on
the property identified in said application and the sign was
conspicuously posted as follows:

on Lot 95, Peridia IV - 15' from point
of intersection of Murfield Dr. & 45th St E.

3. That the Affiant has caused the mailing of the required
letter of notification to contiguous property owners pursuant to
Manatee County Ordinance 90-01, by 1st Class Mail, on the 19th
day of February, 1992, and attaches hereto as a part of and
incorporated herein, copies of said letters of notification.

4. That Affiant is aware of and understands that failure
to adhere to the provisions of Manatee County Ordinance No. 90-01
as it relates to the above matters, may cause the above
identified application and any public hearing held thereon to be
ineffective and a nullity.

FURTHER YOUR AFFIANT SAITH NOT.

James T. Farr

SWORN TO AND subscribed before me on this 19th day
of February, 1992.

Notary Public, State of Florida
My Commission Expires Sept. 26, 1994
Bonded by Ohio Casualty Insurance Company

My Commission Expires:

Mamie G. Henson
Notary Public



The Bradenton Herald

102 MANATEE AVE. WEST, P.O. BOX 921
BRADENTON, FLORIDA 34208
TELEPHONE (813) 748-0411

PUBLISHED DAILY
BRADENTON, MANATEE COUNTY, FLORIDA

STATE OF FLORIDA COUNTY OF MANATEE:

Before the undersigned authority personally appeared Jill Rockefeller, who on oath says that she is the Legal Advertising Clerk and the official representative of the Publisher of The Bradenton Herald, a daily newspaper published at Bradenton in Manatee County, Florida, with the express, limited authority to execute this affidavit for the purpose of establishing proof of publication of the public or legal notice and advertisement in the form attached hereto; that the attached copy of advertisement, being a legal advertisement in the matter of

R-92-40-V

_____ in the _____ Court,
was published in said newspaper in the issues of _____
2/19, 26 '92

Affiant further says that the said The Bradenton Herald is a newspaper published at Bradenton, in said Manatee County, Florida, and that the said newspaper has heretofore been continuously published in said Bradenton, Manatee County, Florida, each day and has been entered as second class mail matter at the post office in Bradenton, in said Manatee County, Florida, for a period of one year next preceding the first publication of the attached copy of advertisement; and the affiant further says that she has neither paid nor promised any person, firm or corporation any discount, rebate, commission or refund for the purpose of securing this advertisement for publication in the said newspaper.

Jill L. Rockefeller

Sworn to and subscribed before me this

26th day of February

A.D. 19 92

James Tucker

(SEAL) Notary Public

Notary Public, State of Florida at Large
My Commission Expires May 30, 1993

2719

R-92-40-V
THE GREENS AT PERDIA
PERDIA SUB

RESOLUTION DECLARING PUBLIC HEARING ON APPLICATION FOR THE VACATION OF STREETS, ROADS OR OTHER APPROPRIATE PROPERTY

WHEREAS, an Application has been made to the Board of County Commissioners of Manatee County, Florida, for the vacation of the hereinafter more particularly described streets, roads or other appropriate property by THE GREENS OF PERDIA JOINT VENTURE, and

WHEREAS, said Application seeks the vacation of that part or portion of the street, road or other appropriate property in an unincorporated area of Manatee County, Florida, described as follows: COMMENCE AT THE NORTH-WEST CORNER OF LOT 95, PERDIA UNIT FOUR, A SUBDIVISION RECORDED IN PLAT BOOK 24, PAGES 100 THRU 112 OF THE PUBLIC RECORDS OF MANATEE COUNTY, FLORIDA; THENCE NORTH 89 DEGREES 39 MINUTES 38 SECONDS EAST ALONG THE SOUTH RIGHT-OF-WAY LINE OF MURFIELD DRIVE EAST, 26.01 FEET TO THE POINT OF BEGINNING AND THE PLATTED POINT OF CURVATURE OF LOT 95; THENCE CONTINUE NORTH 89 DEGREES 39 MINUTES 38 SECONDS EAST ALONG THE EASTERLY EXTENSION OF THE SAID SOUTH RIGHT-OF-WAY LINE, 9.92 FEET TO A NEW POINT OF CURVATURE; THENCE ALONG A CURVE TO THE RIGHT AND BEING CONCAVE SOUTHERLY, HAVING A RADIUS OF 25.00 FEET, ARC LENGTH OF 54.0 FEET AND A CENTRAL ANGLE OF 83 DEGREES 34 MINUTES 47 SECONDS TO A POINT OF TANGENCY ON THE NORTHERLY EXTENSION OF THE WEST RIGHT-OF-WAY OF 5th STREET EAST; THENCE SOUTH 89 DEGREES 39 MINUTES 38 SECONDS EAST ALONG SAID NORTHERLY EXTENSION OF SAID RIGHT-OF-WAY, 124.0 FEET TO THE PLATTED POINT OF TANGENCY; THENCE ALONG A CURVE TO THE LEFT, BEING CONCAVE SOUTHERLY WHOSE RADIUS POINT LIES SOUTH 89 DEGREES 31 MINUTES 34 SECONDS WEST, 35.00 FEET, SAID CURVE HAS AN ARC LENGTH OF 54.0 FEET AND A CENTRAL ANGLE OF 89 DEGREES 31 MINUTES 34 SECONDS TO THE POINT OF BEGINNING.

CONTAINING 129.80 SQUARE FEET OR 0.0030 ACRES.

NOW THEREFORE, BE IT RESOLVED, by the Board of County Commissioners of Manatee County, Florida, that a public hearing will be held by the Board of County Commissioners of Manatee County, Florida, in the Commissioners' Chambers on the 1st Floor of the Manatee County Administrative Center, 1172 Manatee Avenue West, Bradenton, Florida, at 1:00 p.m., or as soon thereafter as same may be heard, on the 10th day of March, 1992, to consider the advisability of granting said Application, or some portion thereof. All interested persons, firms, corporations or other entities and organizations shall govern themselves accordingly.

According to Florida Statutes, Section 286.0105, any person desiring to appeal any decision made by the Board of